

RESOLUTION 2002 - 44

A RESOLUTION TO APPROVE CHAPTER 75,
PRIVATE ACTS OF 2002, RELATIVE TO THE
WEAKLEY COUNTY HIGHWAY COMMISSION

WHEREAS, the voting districts for the Board of County Commissioners of Weakley County have been reapportioned following the 2000 Federal Census with the number of districts being reduced from ten (10) to nine (9); and

WHEREAS, members of the Weakley County Highway Commission are elected from zones based on the district boundaries established for Board of County Commissioners and the Board of County Commissioners of Weakley County has determined it to be in the best interest of Weakley County to continue to base zones of representation for the Highway Commission on the districts of the Board of County Commissioners; and

WHEREAS, the present Weakley County Highway Commission is constituted by Private Acts of 1948, Chapter 640, as amended; and

WHEREAS, the Board of County Commissioners of Weakley County have determined it to be in the best interest of Weakley County to amend the Private Acts of Weakley County to provide for the number, election, and terms of the members of the Weakley County Highway Commission; and

NOW, THEREFORE, BE IT RESOLVED by a two-thirds (2/3) vote of the county legislative body of Weakley County, Tennessee Regular Session on this 18th day of March 2002, that Chapter 75, Private Acts of 2002 is approved. The approval shall be proclaimed by the presiding officer of the legislative body and certified to the Secretary of State.

BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Weakley County, Tennessee, which are in conflict with this resolution are hereby repealed.

Pursuant To The Rules Of The Commission, This Resolution Is Sponsored By The Following Members Of The Weakley County Board Of County Commissioners:

SPONSORED BY:


SPONSORED BY:


ACKNOWLEDGED AND APPROVED:

Chairman, Legislative Committee

ACKNOWLEDGED AND APPROVED:

Chairman, Rules Committee

Motion made by Commissioner Westbrook that the foregoing resolution be adopted:

Motion seconded by Commissioner Phebus.

Upon being put to a roll call vote, Motion carried by a vote of 18 Yeas, 0 Nays,

2 Vacant 0 Passed and 0 Absent.

APPROVED:

Ron Gifford, County Executive

ATTESTED:

Pat Scarbrough, County Clerk

This the 18th Day of March 2002.

CHAPTER NO. 75

HOUSE BILL NO. 2057

By Representative Maddox

Substituted for: Senate Bill No. 2017

By Senator Herron

AN ACT to amend Chapter 640 of the Private Acts of 1949; as amended by Chapter 363 of the Private Acts of 1953; Chapter 121 of the Private Acts of 1967; Chapter 379 of the Private Acts of 1972; Chapter 176 of the Private Acts of 1978; Chapter 60 of the Private Acts of 1979 and Chapter 196 of the Private Acts of 1982; and any other acts amendatory thereto, relative to the Weakley County Highway Commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 1 of the Chapter 640 of the Private Acts of 1949, as amended by Chapter 379 of the Private Acts of 1972, Chapter 176 of the Private Acts of 1978, Chapter 60 of the Private Acts of 1979, and Chapter 196 of the Private Acts of 1982, and any other acts amendatory thereto, is amended by deleting such section in its entirety and by substituting instead the following:

Section 1. There is hereby created and established a County Highway Commission for Weakley County for the purpose of establishing and maintaining a system of public roads. The Weakley County Highway commission shall be composed of three (3) members. Each member shall be elected by the qualified voters from a zone or district comprising three (3) County Commission Districts so long as the county elects the Board of County Commissioners from nine (9) districts. The County Commission Districts shall be grouped into Highway Commissioner Zones as follows:

9. Zone No. 1 shall be comprised of County Commissioner Districts Nos. 1, 8, and

4. Zone No. 2 shall be comprised of County Commissioner Districts Nos. 2, 3, and

7. Zone No. 3 shall be comprised of County Commissioner Districts Nos. 5, 6, and

The members of the Weakley County Highway Commission shall be elected to staggered terms in the following manner:

Zone No. 1: One member shall be elected in the August 2004 general election for a term of six (6) years. Garry Mansfield shall serve as a member of the commission representing Zone 1 from September 1, 2002 until August 31, 2004, or until such time as a successor is duly elected and qualified.

Zone No. 2: One member shall be elected in the August 2002 general election for a term of six (6) years. The member(s) of the commission

representing the territory comprising Zone 2 at the time that this Act is approved shall continue to serve until August 31, 2002, or until such time as a successor is duly elected and qualified.

Zone No. 3: One member shall be elected in the August 2006 general election for a term of six (6) years. David Bell shall serve as a member of the commission representing Zone 3 until August 31, 2006, or until such time as a successor is duly elected and qualified.

After the expiration of the first six-year term delineated above, and every six-years thereafter, each member shall be elected in the August general election of the appropriate year to a term of six (6) years. Each member of the commission shall hold office until his or her successor is elected and qualified. No more than one highway commissioner shall be elected for any zone by the qualified voters of said zone, and the commissioner shall be a resident of the zone from which he or she is elected. Each commissioner shall execute bond in the amount of five hundred dollars (\$500) for faithful performance of such commissioner's duties under this Act. In the event that the county establishes County Commissioner Districts in a number greater or lesser than nine (9), then the Board of County Commissioners shall establish boundaries for the three (3) highway commissioner zones.

SECTION 2. Section 4 of Chapter 640 of the Private Acts of 1949, as amended by Chapter 363 of the Private Acts of 1953, Chapter 121 of the Private Acts of 1967, and Chapter 60 of the Private Acts of 1979, and any other acts amendatory thereto, is amended by deleting the language "Three members of said Commission shall constitute a quorum." and by substituting instead the language "Two members of said Commission shall constitute a quorum."

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Weakley County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 4. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 3.

PASSED: February 7, 2002


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

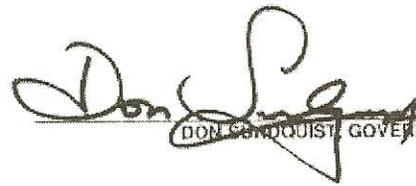

JOHN S. WILDER
SPEAKER OF THE SENATE

Chapter No. 75]

PRIVATE ACTS, 2002

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APPROVED this 14th day of February 2002


DON QUIJANO, GOVERNOR