

RESOLUTION 2010-11

**RESOLUTION TO REMOVE THE LAW ENFORCEMENT POWERS OF  
THE OFFICE OF CONSTABLE IN WEAKLEY COUNTY**

**WHEREAS**, improvements have been made over many years in the capability, professionalism and efficiency of the office of sheriff, particularly regarding law enforcement; and

**WHEREAS**, Weakley County Government is responsible to defend any lawsuits and pay any judgments incurred as a result of actions of these officials which could result in enormous expense of insurance costs; and

**WHEREAS**, the lack of required training in law enforcement and the independence of constables from the sheriff has made the exercise of law enforcement (conservator of the peace) powers by constables undesirable in Weakley County; and

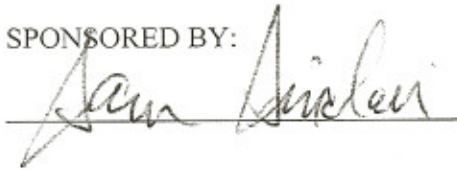
**WHEREAS**, the General Assembly of the State of Tennessee through the enactment of Chapter 344 of the Public Acts of 1997 has authorized the county legislative body to remove the law enforcement (conservator of the peace) powers of the office of constable in our county upon two-thirds (2/3) majority vote in two consecutive meetings.

**NOW THEREFORE, BE IT RESOLVED** by the county legislative body of Weakley County, Tennessee meeting in regular session at Dresden, Tennessee that the law enforcement (conservator of the peace) powers of the office of constable in Weakley County, Tennessee are hereby removed ~~at the end of the last day of the month in which this resolution is adopted at second reading.~~ to take effect August 31, 2010 at midnight, the end of the current term in office.

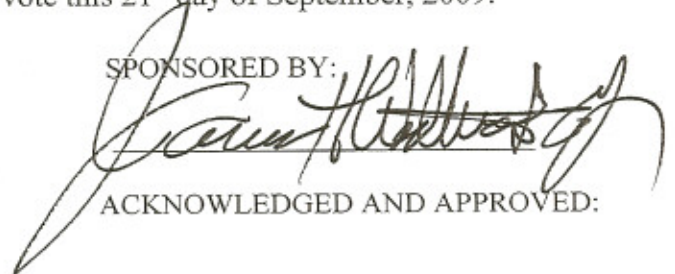
**BE IT FURTHER RESOLVED**, that the county clerk shall send a copy of this resolution to the current holders of the office of constable and to the sheriff in Weakley County.

Adopted at first reading by two-thirds (2/3) vote this 21<sup>st</sup> day of September, 2009.

SPONSORED BY:

  
\_\_\_\_\_

SPONSORED BY:

  
\_\_\_\_\_

ACKNOWLEDGED AND APPROVED:

Chairman, Public Safety Committee

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

Motion seconded by Commissioner Sinclair.

Upon being put to a roll call vote, Motion carried by a vote of 13 Yeas, 0 Nays,  
4 Passed and 1 Absent.

ATTESTED:

Pat Scarbrough  
Pat Scarbrough, County Clerk

APPROVED:

Richard Phebus  
Richard Phebus, Chairman

THIS THE 21st DAY OF SEPTEMBER, 2009.

APPROVED:

Houston W. Patrick  
Houston W. Patrick, County Mayor

VETOED:

\_\_\_\_\_  
Houston W. Patrick, County Mayor

DATE:

09-22-09

DATE: \_\_\_\_\_

Adopted at second reading by two-thirds (2/3) vote this 16th day of November, 2009.

Motion made by \_\_\_\_\_ that the foregoing resolution be adopted:

Motion seconded by \_\_\_\_\_.

Upon being put to a roll call vote, Motion \_\_\_\_\_ by a vote of \_\_\_\_\_ Yeas, \_\_\_\_\_ Nays,  
\_\_\_\_\_ Passed and \_\_\_\_\_ Absent.

ATTESTED:

\_\_\_\_\_  
Pat Scarbrough, County Clerk

APPROVED:

\_\_\_\_\_  
Richard Phebus, Chairman

THIS THE 16th DAY OF NOVEMBER, 2009.

APPROVED:

\_\_\_\_\_  
Houston W. Patrick, County Mayor

VETOED:

\_\_\_\_\_  
Houston W. Patrick, County Mayor

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_