

**COUNTY COMMISSION MEETING
SPECIAL CALLED SESSION
APRIL 22, 1996**

1. Court opened, Roll Call
2. Citizens Speak
3. Statement read from Commissioner Twiggs/Constable Issue
4. Resolution Approved-Limiting Constables to serving civil process/ abolishing office in 1998.
5. Meeting adjourned

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(1)
Court opened,
Roll Call

Be it remembered that the Loudon County Legislative Body met in Special Called Session on April 22, 1996 in the Loudon County Courthouse Annex, at 5:30 P.M., with the Chairman Roy Bledsoe presiding, County Court Clerk, Riley D. Wampler, and County Executive George Miller were present, whereupon Deputy Sonny Routson, opened Court, led the Pledge of Allegiance, and gave the Invocation. On Roll Call the following Commissioners were present:

Bivens	Masingo	Duff
Randolph	Maples	Park
Bledsoe	Ledbetter	

Commissioner Twigggs was absent.

(2)
Citizens speak

Chairman Bledsoe asked if any citizen wished to speak , and these came forward:

Constable Gerald Pettyjohn: Came forward and stated as a constable he was in believed it to be his constitutional right to fulfill his term in office, and requested the Commissioners to vote against the resolution to abolish the office.

O'Dell Justice, retired Constable, spoke of his 32 years of service to the County in that capacity.

No other citizen wished to speak.

(3)
Statement/
Comm. Twigggs
read

Chairman Bledsoe read a statement form Commissioner Twigggs, who could not attend the meeting, it stated: "I, David Twigggs, Commissioner from the sixth district, am sorry that I cannot be here to vote; however, I support the Legislative Bill limiting the constables to only serving civil process, and totally eliminating those offices in 1998."

(4)
Resolution
approved-
Constables

A motion was made by Commissioner Randolph that the Constable resolution be approved (Attorney Sproul read the resolution in its entirety), Commissioner Park seconded the motion. The resolution as follows "Resolution Ratifying And Approving The Amendments Authorizing House Bill No 2255 As Formulated in The Public Acts of The 1996 Tennessee Legislature (99th General Assembly) Amending TCA 8-10-101; Section 8-10-101; Section 8-10-108; Section 40- 6-210; Section 55-8-152; Section 57-5-202; Section 57-9-101 Relative to Constables In Any County Having A Population of Not Less than 31,000 Nor More Than 31,400, According to the 1990 Census, or Any Subsequent Federal Census." After much discussion, the results of a roll call vote the resolution:

Bivens	yes	Masingo	yes	Duff	yes
Randolph	yes	Maples	yes	Park	yes
Bledsoe	yes	Ledbetter	yes		

Commissioner Twigggs was absent.

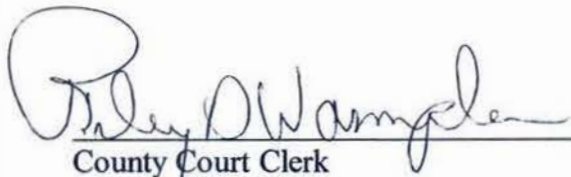
Results: 8--yes, 1 absent. Chairman Bledsoe announced the motion carried.

Resolution hereby included as #42296, Exhibit A.

(5)
Meeting
Adjourned

The Meeting was adjourned at 6:00.

Chairman



County Court Clerk



County Executive

LOUDON COUNTY COMMISSION

RESOLUTION NO. 042296

RESOLUTION RATIFYING AND APPROVING THE AMENDMENTS AUTHORIZED IN HOUSE BILL NO. 2255 AS FORMULATED IN THE PUBLIC ACTS OF THE 1996 TENNESSEE LEGISLATURE (99th GENERAL ASSEMBLY) AMENDING T.C.A. 8-10-101; SECTION 8-10-108; SECTION 40-6-210; SECTION 55-8-152; SECTION 57-5-202; AND SECTION 57-9-101 RELATIVE TO CONSTABLES IN ANY COUNTY HAVING A POPULATION OF NOT LESS THAN 31,100 NOR MORE THAN 31,400, ACCORDING TO THE 1990 FEDERAL CENSUS, OR ANY SUBSEQUENT FEDERAL CENSUS

WHEREAS, House Bill No. 2255 (by Honorable Doug Gunnels and Howard Kerr), has been enacted into law as Public Chapter No. 753 of the Acts of the Ninety-Ninth General Assembly (1996), and signed into law by Governor Don Sundquist on April 16, 1996, its effectiveness being subject to approval of a two-thirds (2/3) vote of the County Commission of any county having a population of not less than 31,100 nor more than 31,400, desiring to come within the provisions of the aforesaid legislation; and

WHEREAS, the adoption of said amendments by the Loudon County Commission has the effect of removing the law enforcement powers of Constables in Loudon County immediately upon adoption, and the abolishment of the office of Constable in Loudon County effective September 1, 1998; and

WHEREAS, Loudon County, Tennessee, has a population of 31,255, according to the 1990 Federal Census, and the Loudon County Commission feels that adoption of a resolution bringing Loudon County within the terms of the legislation is in the best interest of the people of Loudon County;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in special session assembled this 22nd day of April, 1996, that in accordance with Section 7 of the aforesaid Act of the 99th General Assembly, the amendments authorized in Sections 1, 2, 3, 4, 5, and 6 of said Act are hereby ratified and approved, and do hereby take effect on this date, the caption of said Act being as follows:

AN ACT to amend Tennessee Code Annotated, Section 8-10-101; Section 8-10-108; Section 40-6-210; Section 55-8-152; Section 57-5-202 and Section 57-9-101, relative to constables in any county having a population of not less than thirty-one thousand one hundred (31,100) nor more than thirty-one thousand four hundred (31,400), according to the 1990 Federal Census or any subsequent Federal Census.


COUNTY CHAIRMAN

APPROVED:


COUNTY EXECUTIVE

ATTEST:


COUNTY CLERK

Ayes 8

Nays 0

Absent 1

A