

219 BILL NO. 2342
BY Farmsley, Richardson

AN ACT to amend Chapter 406, private acts of 1909 as amended; the same being the Charter of the Town of Spring Hill.

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

Section 1. Article II, Section 1 of Chapter 406, Private Acts of 1909 is amended to read as follows:

Section 1. Be it further enacted, that the officers of the Town of Spring Hill shall consist of a Mayor and eight (8) Aldermen, to be elected by the qualified voter of said town; a Recorder, Judge, and Marshal, to be elected by the Board of Mayor and Aldermen; and such policemen and other officials as the Board of Mayor and Aldermen may deem necessary and proper.

Section 2. Article II, Section 8 of Chapter 406, Private Acts of 1909 is amended to read as follows:

Section 8. Be it further enacted, that at the first meeting of the Board of Mayor and Aldermen after their election, or, as soon thereafter as practicable, they shall elect a Recorder, Judge, and Marshal to serve for two years, unless sooner removed for cause, or until their successors are elected and qualified. Before entering upon the discharge of their duties, the Recorder and Marshal shall execute bond in such sum as the Board of Mayor and Aldermen may provide, that they shall faithfully and honestly discharge the duties of their office and account for all monies which may come into their hands as such officers. These bonds shall be approved by the Board of Mayor and Aldermen and be filed with the Mayor.

Section 3. Article III, Section 5 of Chapter 406, Private Acts of 1909 is amended to read as follows:

Section 5. Be it further enacted, that the Mayor may receive compensation of up to ~~three~~ ^{FIVE} hundred dollars (\$500) per month; the exact salary to be set in the annual budget ordinance as a separate item. Aldermen shall receive no compensation but may be reimbursed for actual expenditures in accordance with procedures established by the Board of Mayor and Aldermen. The Mayor may be reimbursed for actual expenditures under the procedures established.

Section 4. Article III, Section 6 shall be added to Chapter 406, Private Acts of 1909 and shall read as follows:

Section 6. Be it further enacted, that at the first meeting of the Board of Mayor and Aldermen after their election, or, as soon thereafter as practicable, they shall elect from among the Aldermen a Vice Mayor who shall serve as Mayor during the absence of the Mayor in accordance with policy established by the Board of Mayor and Aldermen. The Vice Mayor shall hold such office until the next regular election; provided, however, in case of a vacancy the Board of Mayor and Aldermen shall, within thirty (30) days, appoint another Alderman, Vice Mayor to serve until the next regular election. The Vice Mayor shall also serve as Mayor pro tempore as herein provided.

Section 5. Article V, Sections 1, 2, 3, 4 and 5 of Chapter 406, Private Acts of 1909 are amended to read as follows:

Section 1. Be it further enacted, That the Judge of Spring Hill is hereby vested with full power and authority to try all offenses for violation of the ordinances of the town, and is also hereby vested with concurrent jurisdiction with Justice of the Peace in cases of the violation of the criminal laws of the State of Tennessee, and he shall be allowed the same fees for like services as are allowed by law to Justices of the Peace, and such additional fees and compensations for other service as may be prescribed by ordinance of the Board of Mayor and Aldermen. Said court shall have power and authority to preserve order and to punish contempt by fine or imprisonment.

Section 2. Be it further enacted, That in the absence, incompetency, or other disability of the Judge, the Mayor is hereby authorized to act in his stead, or to appoint some suitable person, who shall be vested with the same powers as the Judge when so acting.

Section 3. Be it further enacted, That in all cases a person convicted before the Judge of Spring Hill shall have the right of appeal to the Circuit Court of Maury County as from a Justice of the Peace.

Section 4. Be it further enacted, That all process issued from said Court shall run in the name of "Spring Hill". Subpoenas issued from said Court may be served in any county in this State by any executive officers thereof under the same rules governing like process issued from the courts of record in this State.

Section 5. Be it further enacted, That the Marshal of Spring Hill or any policemen may, upon view, arrest any person who may be guilty of a violation of any ordinance of the town or any offense against the State of Tennessee, and he is empowered to serve process of any kind issued by the court and to serve process in criminal matters issued by any Justice of the Peace within the town. For all such service the Marshal be entitled to receive the same fees as are allowed by the law to Sheriffs and Constables for like service. The Board of Mayor and Aldermen may provide additional fees or compensation for such other special work as may be imposed by this Act or ordinance upon the Marshal.

Section 6. This act shall have no effect unless it is approved by a minimum two-thirds vote of the Board of Mayor and Aldermen of the Town of Spring Hill

prior to June 1, 1980. Its approval or nonapproval shall be proclaimed by the Mayor and certified by him to the Secretary of State.

Section 7. For the purpose of approving or refecting the provisions of this act, it shall be effective upon becoming law, the public welfare requiring it.

passed march 5, 1980

approved 11th march, 1980