

HOUSE BILL 1541

By Cepicky

AN ACT to amend Chapter 296 of the Private Acts of 1957; as amended by Chapter 53 of the Private Acts of 1989; and any other acts amendatory thereto, relative to parks in Maury County.

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

SECTION 1. Section 4 of Chapter 296 of the Private Acts of 1957, and any other acts amendatory thereto, is amended by deleting the section and substituting instead the following:

SECTION 4. That all parks and recreation areas now or hereafter owned or operated by Maury County shall be operated and controlled by a Board of Park Commissioners, seven (7) in number, and all shall be citizens and residents of Maury County, greater than twenty-one (21) years of age who shall serve without compensation (said office being honorary and not constituting a County office), in the manner and for the terms hereinafter provided; and provided that no member of said Board of Park Commissioners shall be a member of the Maury County legislative body; and provided further that no member of the Board of Park Commissioners or no member of the legislative body of Maury County shall profit financially by reason of the operation of the parks and recreation areas owned or operated by Maury County; and further that no property operated and controlled by a Board of Park Commissioners shall be subject to a debt of the County.

SECTION 2. Section 6 of Chapter 296 of the Private Acts of 1957, and any other acts amendatory thereto, is amended by deleting the section and substituting instead the following:

SECTION 6. That the Board of Park Commissioners shall be vested with full, absolute, and complete authority and responsibility for the operation, maintenance, management, conduct, and control of the business and affairs of all parks and/or

recreation areas now or hereafter owned or operated by Maury County; such operation maintenance, management, conduct, and control, however, shall not be inconsistent with existing contractual obligations of Maury County, Tennessee. Said authority shall include, but shall not be limited to, the establishment, promulgation, and enforcement of rules, regulations, and policies necessary to direct and supervise the operation, maintenance, and control of all parks and/or recreation areas now or hereafter owned or operated by Maury County, including, but not limited to, the regulation of the dates and hours of the opening and closing of said Park and the regulations and routing of traffic along and over the roads and passage-ways therein, the administration of all financial affairs, the execution of all contracts, agreements, and other instruments, and the employment, compensation, discharge, and supervision of all personnel in conjunction with Maury County policies, and to adopt the necessary and proper bylaws.

SECTION 3. Section 9 of Chapter 296 of the Private Acts of 1957, as amended by Chapter 53 of the Private Acts of 1989, and any other acts amendatory thereto, is amended by deleting the following language "of the said Park" and substituting instead "of all parks and recreation areas owned or operated by Maury County".

SECTION 4. Section 10 of Chapter 296 of the Private Acts of 1957, and any other acts amendatory thereto, is amended by deleting the following language "said Park" and substituting instead "all parks and recreation areas owned or operated by Maury County".

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Maury County. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 6. 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 5.