

**PRIVATE CHAPTER NO. 35****HOUSE BILL NO. 2409****By Representative Harmon**

Substituted for: Senate Bill No. 2379

By Senator Stewart

AN ACT to amend Chapter 158 of the Private Acts of 1945; as amended by Chapter 257 of the Private Acts of 1957; Chapter 316 of the Private Acts of 1980; Chapter 6 of the Private Acts of 1987; and any other acts amendatory thereto, relative to the Town of Tracy City.

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

SECTION 1. Chapter 158 of the Private Acts of 1945, as amended by Chapter 257 of the Private Acts of 1957, Chapter 316 of the Private Acts of 1980, Chapter 6 of the Private Acts of 1987, and any other acts amendatory thereto, is amended by deleting Section 5 in its entirety and by substituting instead the following:

## SECTION 5.

ELECTIONS

## Section 1. Mayor and Aldermen.

On the second Tuesday in April 2010 there shall be a city election to elect a Mayor and four (4) Aldermen. The Mayoral candidate receiving the largest number of votes shall be elected to serve a transitional period until the first Tuesday after the first Monday in November of 2014. Thereafter a Mayor shall be elected every four (4) years. The two (2) Aldermanic candidates receiving the largest number of votes shall be elected to serve a transitional period until the first Tuesday after the first Monday in November of 2014. There shall be a city election on the first Tuesday after the first Monday in November 2014, and every four (4) years thereafter, to fill the Aldermanic seats expiring In November 2014.

The two (2) Aldermanic candidates receiving the third and fourth largest number of votes shall be elected to serve a transitional period until the first Tuesday after the first Monday in November, 2012. There will be a city election on the first Tuesday after the first Monday in November 2012, and every four (4) years thereafter to fill the Aldermanic seats expiring In November, 2012. All officials thus elected shall serve until their successors are elected and qualified.

## Section 2. Conduct of Election.

The Grundy County Election Commission shall, upon the request of the Tracy City Board of Mayor and Aldermen, conduct a municipal election in Tracy City on every even year as provided in Section 1, in accordance with the laws of the state of Tennessee, for the purpose of electing a Mayor and four (4) Aldermen.

Section 3. Assumption of Duties/Oath of Office.

The Mayor and Aldermen elected, as provided in Section 1, shall take office immediately upon certification of the election results by the Grundy County Election Commission and shall take the following oath of office before an official authorized to administer oaths in the state of Tennessee, which shall be on file with the town recorder:

"I do solemnly swear (or affirm) that I will impartially and faithfully carry out the duties of the office of (Mayor/Alderman) to which I have been elected," (or appointed in the event of a vacancy).

No person elected to the office of Mayor or Alderman shall perform any official duty until taking the oath of office.

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

SECTION 3. 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 2.

**PASSED: January 27, 2010**



KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES



RON RAMSEY  
SPEAKER OF THE SENATE

**APPROVED this 4th day of February 2010**



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PHIL BREDESEN, GOVERNOR