

RESOLUTION 1979-4:

A RESOLUTION TO AMEND THE 1978-79 FY GENERAL FUND BUDGET

WHEREAS, the construction of the Weakley County Highway and School Maintenance Garage is practically complete; and

WHEREAS, the cost of construction has exceeded the contract price approximately \$4,000.00 due to contract modifications; and

WHEREAS, the cost of fence installation exceeded contract price in the amount of \$745.00 due to charge in enclosed area; and

WHEREAS, THE Weakley County Highway Department has expended from its 1978-79 budget funds in the amount of \$24,243.55 while performing site preparation operations and will expend approximately \$8,000.00 for gravel prior to July 1, 1979; and

WHEREAS, no funds were appropriated to purchase tanks and pumps for the consolidated service station and the cost exceeded the Department's appropriation in the amount of \$1,835.45; and

WHEREAS, no clearing account was provided for in the General Fund Budget to operate the consolidated service station (gas, oil, diesel, grease); and

WHEREAS, the date set for construction completion is January 15th and actual occupation of the new facility will begin January 3, 1979, in phases, the Property and Property Maintenance Committee recommends that the General Fund Budget be amended to provide funds for the above unforeseen expenditures.

NOW, THEREFORE, BE IT RESOLVED by the Weakley County Board of County Commissioners in its regular meeting, this the 8th day of January 1979 that the 1978-79 FY General Fund Budget be amended as follows:

Code #	Item	Decrease	Increase
11054200-878	Garage Building	\$38,824.00	\$38,824.00
11027100	Fund Balance	\$38,824.00	\$38,824.00
	Revenue		Expenditures
110-41891	Garage Building		\$70,000.00
110-41891.701	Gas, oil, diesel, grease		\$70,000.00
36930	Sale of Gasoline to School, Highway and other Governmental Units	\$70,000.00	\$70,000.00

Pursuant to the rules of the Weakley County Board of Commissioners, the foregoing and hereto attached Resolution is sponsored by the following County Commissioners:

/S/ Fred L. Clements

/S/ George Croussard

/S/ Kerry Killebrew

Chairman Property and Property
Maintenance Committee

APPROVED FOR FUND AVAILABILITY:

/S/ James H. Westbrook, Jr.
Chairman, Budget Committee

Motion made by Commissioner Biggs Danner that the foregoing and hereto attached Resolution #1979-4 be approved, seconded by Comm. Jack Dunning. Upon being put to a roll call vote, motion carried. AYE 19 Nay 0 Absent 1

APPROVED:

ATTESTED TO:

/S/ James T. Omer

James T. Omer, County Clerk

/S/ Charles T. Butts
Charles T. Butts, County Judge

This the 8th day of January, 1979

RESOLUTION NO. 1979-5: AS AMENDED:

RESOLUTION AUTHORIZING THE POSTING OF
WEIGHT LIMITS ON COUNTY ROADS AND BRIDGES
AND ESTABLISHING RULES AND REGULATIONS FOR A
PERMIT SYSTEM FOR WEAKLEY COUNTY, TENNESSEE

WHEREAS, the roads and bridges of Weakley County have been and continue to be severely damaged by overweight trucks and trailers; and,

WHEREAS, Section 59-1111, Tennessee Code Annotated, gives appropriate County officials authority to reduce gross weight limits allowed on local county and rural roads; and,

WHEREAS, the aforementioned statute allows authorized county officials to issue permits to persons or firms wishing to move equipment and/or commodities over Tennessee highways which would exceed any weight or size limitation placed on county roads; and,

WHEREAS, these permits would provide for the indemnification of the county against damage to county roads or the traveling public by the movement of overweight motor vehicles.

NOW THEREFORE BE IT RESOLVED, That the Weakley County Highway Supervisor post local county and rural roads with weight limits these roads and bridges can withstand without causing damage to both the road surface and the foundation.

RESOLUTION NO. 1979-5 AS AMENDED: CONTINUED:

BE IT FURTHER RESOLVED, That the following rules and regulations are adopted to permit and insure the safe movement of any piece of equipment and/or commodity which exceeds the maximum posted gross weight limit on county roads which are classified either as local county roads or as part of the State Rural Roads Systems.

AMENDMENT NO. 1

BE FURTHER RESOLVED: All farm commodities including milk and live stock shall be exempt from the rules and regulations set forth in this Resolution.

RULES FOR MOVEMENT OF OVERWEIGHT
VEHICLES ON THE COUNTY ROADS OF
WEAKLEY COUNTY, TENNESSEE

SECTION 1. Any movement of equipment and/or commodities which exceeds the gross weight limit as posted on all county roads may not be moved over the local county and rural roads of this county without first applying for and obtaining a permit for such movement from the Highway Supervisor.

SECTION 2. Permits will not be issued any time when, in the opinion of the Highway Supervisor, the roadway surfaces are affected by conditions which would make the movement unsafe.

SECTION 3. Any Person, firm, company, or corporation who undertakes the movement of any overweight piece (s) of equipment and/or commodity which is contrary to the provision of T.C.A. Section 59-1111 shall in the discretion of the Highway Supervisor, be denied any further permit(s) for such overweight movement for such a period of time, not to exceed one year, as the Highway Supervisor shall deem appropriate.

SECTION 4. Special permits for the movement of overweight loads may be reanted for periods of time up to, but not exceeding one year, in the discretion of the Highway Supervisor, Permit applications should specify that period of time is requested.

SECTION 5. Any person, firm, company, or corporation who undertakes the movement of any overweight pieces(s) of equipment and/or commodity on the local county road or roads on the state rural roads system shall hold the counties harmless from any claims for damages resulting from the exercise of any of the privileges granted under the Special Permit so issued for such overweight movement and to this end shall carry liability insurance with an Insuror, acceptable to the Highway Supervisor and furnish a certificate of said insurance to said Highway Supervisor. The certificate of insurance shall provide that the Insuror shall give to the Highway Supervisor of said county highway department written notice of intention to terminate said required insurance by certified mail, said termination to become effective thirty (30) days after receipt of said notice from the Insuror by the county highway department.

SECTION 6. Application for special permit must be made on the official application form of the County Highway Department. These forms may be obtained in the office of the County Highway Department or by letter request or telegram to the Highway Supervisor of the County Highway Department.

The party requesting a special permit must advise the County Highway Department of the following via the permit application:

1. Description of equipment and/or commodity to be moved.
2. Method of moving.
3. Gross weight of load.
4. Origin and destination of movement (within the county).
5. Proposed routes over which movement will be made.
6. Proposed dates of movement (within the county).
7. Accept financial responsibility for any damage caused to county roads due to the movement of the overweight load.

BE IT FURTHER RESOLVED, That, the enforcement of the weight limits and permit system shall be by the Motor Vehicle Enforcement Division of the State Department of Revenue, the Tennessee Highway Patrol, and/or the Weakley County Sheriff's Department and failure to comply with properly posted weight limits is a misdemeanor as provided by Section 59-1112, Tennessee Code Annotated.

This resolution shall take effect upon passage, the public welfare requiring it.

Pursuant to the rules of the County Commission, this resolution is sponsored by the following members of the Weakley County Board of Commissioners:

1. /S/ Denton Bell
 2. /S/ George Broussard
- /S/ James Porter
Chairman, Highway Committee

Motion made by Comm. Denton Bell that the foregoing resolution as amended be adopted. Motion seconded by Comm. Kerry Killebrew.

Passed and approved the 8th day of January, 1979. Upon being put to a roll call vote AYE 13 MAY 6 ABSENT 1

ATTESTED:

/S/ James T. Omer
James T. Omer, County Clerk

APPROVED:

/S/ Charles T. Butts
Charles T. Butts, County Judge