

RESOLUTION NO. 24748

A RESOLUTION CONFIRMING AND APPROVING THE  
APPOINTMENT OF JOHN N. FOY AS A MEMBER OF THE  
ELECTRIC POWER BOARD OF CHATTANOOGA.

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WHEREAS, the Electric Power Board of Chattanooga ("Electric Power Board") was created by the General Assembly of the State of Tennessee, the Private Acts of 1935, Chapter 455, as amended ("the Enabling Legislation"), the provisions of which are incorporated within the Charter of the City of Chattanooga, Tennessee; and

WHEREAS, the Enabling Legislation provides that whenever a term of a member of the Electric Power Board expires, the appointment for the new term of office is to be submitted for confirmation by the Mayor and Council of the City of Chattanooga, Tennessee, within ten (10) days; and

WHEREAS, on April 24, 2006, the remaining members of the Electric Power Board have by Resolution No. 2006-10, a copy of which is attached hereto as Exhibit A, appointed John N. Foy a member of the Electric Power Board to serve a term of office to expire April 15, 2010, or on a date thereafter upon his successor being appointed, elected and qualified, and subject to confirmation by the Mayor and the Council of the City of Chattanooga; and

WHEREAS, the Mayor of the City of Chattanooga has approved and confirmed the appointment, as shown by Exhibit B attached hereto;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the appointment of John N. Foy as a member of the Electric Power Board of Chattanooga to serve for a term of office to expire April 15, 2010, or on a date thereafter upon

his successor being appointed, elected and qualified, be and the same hereby is, approved and confirmed.

ADOPTED: May 2, 2006.

Resolution No. 2006-10  
April 24, 2006

A RESOLUTION APPOINTING JOHN N. FOY TO SERVE A TERM OF OFFICE AS A MEMBER OF THE ELECTRIC POWER BOARD OF CHATTANOOGA FROM THE EFFECTIVE DATE HEREOF UNTIL APRIL 15, 2010, AND THEREAFTER UNTIL HIS SUCCESSOR IS APPOINTED AND QUALIFIED

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WHEREAS, under the provisions of Chapter 455, Private Acts of the General Assembly of the State of Tennessee, 1935, as amended, when a term of appointment of a member shall have expired or otherwise becomes vacant, the vacancy shall be filled by appointment made by the remaining members of said Board, subject to the confirmation and election by the Mayor and the City Council of the City of Chattanooga, Tennessee; and

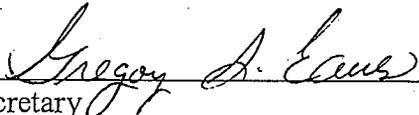
WHEREAS, the term of Dr. Linda P. Fletcher as a member of the Electric Power Board of Chattanooga (sometimes herein "Electric Power Board") will end when a successor is appointed and qualified.

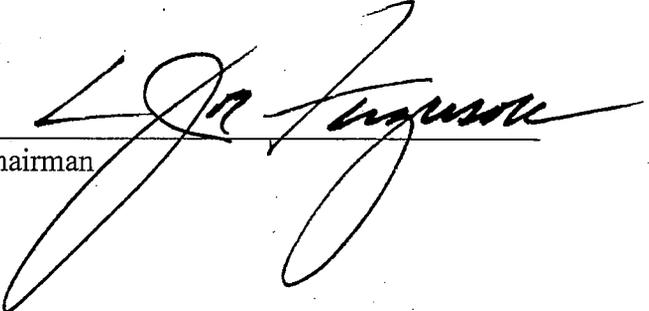
NOW, THEREFORE, BE IT RESOLVED, BY THE ELECTRIC POWER BOARD OF CHATTANOOGA that the remaining members of said Board do hereby appoint John N. Foy to the office of Member of said Electric Power Board of Chattanooga to be effective as soon as he has been confirmed and elected by the Mayor and Council of the City of Chattanooga, Tennessee and has taken the oath of office to serve a term of office until April 15, 2010, and until his successor is appointed, elected and qualified.

BE IT FURTHER RESOLVED that the Electric Power Board requests the Mayor and City Council of the City of Chattanooga, Tennessee, to confirm the appointment of John N. Foy as a member of the Electric Power Board of Chattanooga.

ADOPTED THIS 24<sup>th</sup> day of April, 2006.

ATTEST:

  
Secretary

  
Chairman