

AN ORDINANCE RELATING TO THE REAPPORTIONMENT OF HOPKINS COUNTY, KENTUCKY, PURSUANT TO KRS 67.045

WHEREAS, pursuant to KRS 67.045 the Hopkins County Fiscal Court at its regular meeting held on October 21, 2004, voted to initiate reapportionment proceedings.

WHEREAS, pursuant to KRS 67.045 the Hopkins County Fiscal Court has duly published notice of the planned reapportionment in the *Madisonville Messenger* on October 26, 2004, in accordance with KRS Chapter 424; and

WHEREAS, the Hopkins County Fiscal Court appointed on October 21, 2004, three competent citizens of Hopkins County to serve as Reapportionment Commissioners for Hopkins County and these Commissioners were duly sworn in on October 28, 2004; and

WHEREAS, on November 29, 2004, the Reapportionment Commissioners submitted to the County Clerk and members of the Hopkins County Fiscal Court a report recommending four (4) magisterial districts within Hopkins County, Kentucky, that are compact, contiguous and with a population that is as nearly equal as is reasonably possible; and

WHEREAS, on December 16, 2004, Magistrates Welch, Wheeler, Rogers and Riggs submitted an alternative report recommending seven (7) magisterial districts which includes a division of Precinct 16 (referenced on Exhibit "A" for identification purposes as proposed Precinct 16) within Hopkins County, that are compact, contiguous and with a population that is as nearly equal as is reasonably possible; and

WHEREAS, the Hopkins County Fiscal Court finds that the report of the reapportionment committee is unacceptable and further finds that the report of Magistrates Welch, Wheeler, Rogers and Riggs is in accordance with all statutory requirements and is otherwise acceptable;

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Hopkins County Fiscal Court that there shall be seven (7) magisterial districts within Hopkins County, Kentucky, of which the specific districts and boundaries for same are set forth within the attached Exhibit "A" which is incorporated fully and completely and made a part of this Ordinance.

BE IT HEREBY FURTHER ORDAINED by the Hopkins County Fiscal Court that the numerical designations of the aforesaid seven (7) magisterial districts shall be as follows:

Magisterial District One (1): 1, 1A, 2, 2A, 3, 4 and 7
Population of 6,744

Magisterial District Two (2): 5, 6, 8, 34 and 31
Population of 6,507

Magisterial District Three (3): 10, 9A, 19A, 21, 19
Population of 6,405

Magisterial District Four (4): 9, 33, 33A, 24
Population of 6,602

Magisterial District Five (5): 16, 12, 11, 30, 25, 29
Population of 6,490

Magisterial District Six (6): 13, 14, 15, 16A, 17, 18-32
Population of 6,815

Magisterial District Seven (7): 28, 28A, 26, 27, 23, 22, 20
Population of 6,955

Magistrates shall be first elected from the new districts for the term beginning in January 2007.

This Ordinance amends and supercedes any previous Ordinance or Order of the Hopkins County Fiscal Court establishing the previous seven (7) magisterial districts within Hopkins County, Kentucky.

If any provision of this Ordinance is deemed by a Court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this Ordinance shall continue in full force and effect.

This Ordinance shall take effect and be in full force immediately upon adoption and all ordinances or parts of other ordinances in conflict with this ordinance are hereby released so as allowable by applicable law.

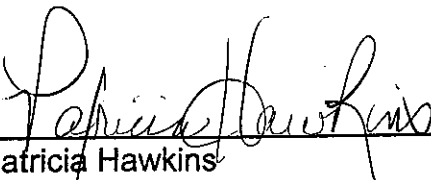
Upon motion of Magistrate Rogers and seconded by Magistrate Riggs, the ordinance, as first read on the 16th day of December, 2004, was approved. Whereupon the vote was called, and on roll call, the Ordinance was adopted.

Magistrate Karol Welch	<u>YES</u>
Magistrate Coletta Wheeler	<u>YES</u>
Magistrate Tim Riggs	<u>YES</u>
Magistrate Larry Wilson	<u>NO</u>
Magistrate Larry Rogers	<u>YES</u>
Magistrate Mike Duncan	<u>YES</u>
Magistrate Jon Garrett	<u>NO</u>
Judge/Executive Hawkins	<u>NO</u>

Upon second reading of the Ordinance, it was moved by Magistrate
Rogers and seconded by Magistrate Wheeler that
the Ordinance be duly adopted. Whereupon the vote was called, and on roll call, the vote
stood:

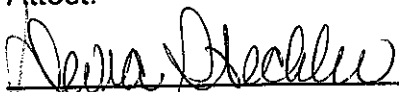
Magistrate Karol Welch	<u>YES</u>
Magistrate Coletta Wheeler	<u>YES</u>
Magistrate Tim Riggs	<u>YES</u>
Magistrate Larry Wilson	<u>NO</u>
Magistrate Larry Rogers	<u>YES</u>
Magistrate Mike Duncan	<u>YES</u>
Magistrate Jon Garrett	<u>NO</u>
Judge/Executive Hawkins	<u> </u>

Whereupon, Hopkins County Judge/Executive Patricia Hawkins declared this ordinance adopted on its second reading, affixing her signature and the date thereto, and declared that the same be recorded.



Patricia Hawkins
Hopkins County Judge/Executive

Attest:



Devra Steckler
Hopkins County Clerk