

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 8.06, as amended, of Chapter 542 of the Acts of Assembly of 1990,*
3 *which provided a charter for the City of Bristol, relating to the utilities board.*

4 [S 349]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 8.06, as amended, of Chapter 542 of the Acts of Assembly of 1990 is amended and**
8 **reenacted as follows:**

9 § 8.06. Bristol Virginia Utilities Board.

10 There shall be a Bristol Virginia Utilities Board consisting of seven members, six of whom shall be
11 residents of the City of Bristol, Virginia. Two of the members of the board shall be members of the city
12 council selected by the council and four shall be non-council-member citizens of the City of Bristol,
13 Virginia, appointed by the council. The term of office for the council members shall coincide with their
14 terms on council with no other limitation on the number of terms they may serve. The terms of office of
15 the citizen members shall be for three years. No citizen member shall be appointed to more than two
16 successive terms of office. In addition to the six resident members above, there may be a seventh
17 member of the Bristol Virginia Utilities Board appointed for a term of one year at the discretion of the
18 city council, who shall be appointed from among the members of the Board of Supervisors for
19 Washington County, Virginia. That member's role shall be to represent the interests of those citizens of
20 Washington County, Virginia, who purchase electricity from Bristol Virginia Utilities. Therefore, that
21 county member shall have the right to vote only on matters before the Board affecting the operation of
22 the electrical system. Unless invited by a majority of the other members to do so, that member will not
23 be entitled to attend closed meetings (as defined by § 2.2-3711 of the Code of Virginia of 1950, as
24 amended) that are closed for the purpose of discussing matters unrelated to the electrical system.

25 The members of the Bristol Virginia Utilities Board may be allowed their expenses while engaged in
26 the business of the board in accordance with this charter. Such expense and allowance shall constitute a
27 cost of operation and maintenance of such utility systems and shall be prorated equally among each of
28 the systems it manages.

29 The Bristol Virginia Utilities Board shall have the power and duty to manage a division of the city
30 to be known as Bristol, Virginia Utilities, or "BVU." BVU shall operate the electric, public lighting,
31 water and sewerage, telecommunications, Internet and other communications and information systems
32 and services of the City directly or it may subcontract such functions. BVU shall construct, maintain and
33 operate all facilities necessary thereto, shall sell and distribute to the public electric power, light, water
34 and sewer services, telecommunications, Internet and communication, information and other services as
35 authorized, and shall collect the rates and charges provided for such services, *except electric power*, by
36 city council. With respect to any service managed and controlled by the Bristol Virginia Utilities Board,
37 the council may, by contract or otherwise, delegate or abrogate its rate-making power.

38 The Board may appoint a president of BVU and may provide for such other employees and officers
39 as to it may be deemed expedient and proper, and the board shall have sole control and management of
40 such employees and the operations of utilities for which it is responsible, except for rate-making powers
41 which, *except for electric power*, are reserved to city council, notwithstanding the provisions of §§ 5.03,
42 5.05, 7.01, 7.03 and 7.04, and any other sections of this charter.

ENROLLED

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