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SENATE BILL NO. 1001

Offered January 11, 2017

Prefiled January 3, 2017

A BILL to amend and reenact § 2.2-2338 of the Code of Virginia, relating to Fort Monroe Authority Board of Trustees; membership; terms.

Patron—Locke

Referred to Committee on Local Government

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2338 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-2338. Board of Trustees; membership.

There is hereby created a political subdivision and public body corporate and politic of the Commonwealth of Virginia to be known as the Fort Monroe Authority, to be governed by a Board of Trustees (Board) consisting of *the Secretary of Commerce and Trade and the Secretary of Natural Resources, or their designees, serving as ex officio, nonvoting members, and 12 voting members* appointed as follows: ~~the Secretary of Natural Resources and the Secretary of Commerce and Trade, or their successor positions if those positions no longer exist, from the Governor's cabinet; the Lieutenant Governor;~~ (i) the member of the Senate of Virginia and the member of the House of Delegates representing the district in which Fort Monroe lies; (ii) two members appointed by the Hampton City Council; and (iii) ~~five~~ eight nonlegislative citizen members appointed by the Governor, *at least* four of whom shall have expertise relevant to the implementation of the Fort Monroe Reuse Plan, including but not limited to the fields of historic preservation, tourism, environment, real estate, finance, and education, and *at least* one of whom shall be a citizen representative from the Hampton Roads region. Cabinet members, ~~the Lieutenant Governor, and elected representatives shall serve terms commensurate with their terms of office~~ Legislative members, and *ex officio members shall serve terms coincident with their terms of office. Citizen appointees shall initially be appointed for* After initial staggered terms of either one, two, or three years, and thereafter, all nonlegislative citizen members shall serve for four-year terms. Cabinet members shall be entitled to send their deputies or another cabinet member, and legislative Legislative members shall be entitled to send another legislator, to meetings as full voting members in the event that official duties require their presence elsewhere.

The Board so appointed shall enter upon the performance of its duties and shall initially and annually thereafter elect one of its members as chairman and another as vice-chairman. The Board shall also elect annually a secretary, who shall be a member of the Board, and a treasurer, who need not be a member of the Board, or a secretary-treasurer, who need not be a member of the Board. The chairman, or in his absence the vice-chairman, shall preside at all meetings of the Board, and in the absence of both the chairman and vice-chairman, the Board shall elect a chairman pro tempore who shall preside at such meetings. Seven Trustees shall constitute a quorum, and all action by the Board shall require the affirmative vote of a majority of the Trustees present and voting, except that any action to amend or terminate the existing Reuse Plan, or to adopt a new Reuse Plan, shall require the affirmative vote of 75 percent or more of the Trustees present and voting. The members of the Board shall be entitled to reimbursement for expenses incurred in attendance upon meetings of the Board or while otherwise engaged in the discharge of their duties. Such expenses shall be paid out of the treasury of the Authority in such manner as shall be prescribed by the Authority.

2. That this act shall not be construed to affect existing appointments to the Board of Trustees of the Fort Monroe Authority by the Hampton City Council.

3. That the initial terms of the additional nonlegislative citizen members of the Fort Monroe Authority Board of Trustees appointed by the Governor pursuant to the first enactment of this act shall be staggered as follows: (i) two members for a term of one year ending on June 30, 2018 and (ii) one member for a term of two years ending on June 30, 2019. Appointments made after the expiration date provided by this enactment shall be for terms of four years.

4. That the expiration dates of existing appointments to the Board of Trustees of the Fort Monroe Authority by the Governor shall be adjusted as follows: (i) the two terms scheduled to expire on June 30, 2017 shall be extended one year to end on to June 30 2018. The one year extension of the term shall not be construed as an additional term; (ii) the term scheduled to expire on June 30, 2019 shall not be affected; (iii) the two terms scheduled to expire on June 30, 2020 shall expire on June 30, 2019. Appointments made after expiration dates provided by this enactment shall be for terms of four years.

INTRODUCED

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