

TITLE 2

BOARDS AND COMMISSIONS, ETC.

CHAPTER

1. BOARD OF PUBLIC UTILITIES.
2. McMinnville Cultural Commission.

CHAPTER 1

BOARD OF PUBLIC UTILITIES¹

SECTION

- 2-101. Created.
- 2-102. Composition; appointment and terms of members.
- 2-103. Oath of members; members to serve without bond.
- 2-104. Compensation of members; expenses to be considered part of electric system costs.
- 2-105. Removal of members.
- 2-106. Election of chairman
- 2-107. Election of treasurer.
- 2-108. Attorney, general counsel, and secretary.
- 2-109. Meetings.
- 2-110. Rules of procedure.
- 2-111. Control of electric system.
- 2-112. Authority relative to superintendent of electric system.
- 2-113. Board and superintendent of electric system to have powers and duties prescribed by state law.

2-101. Created. There is hereby created a board to be known as the Board of Public Utilities of the City of McMinnville. (1982 Code, § 13-101)

2-102. Composition; appointment and terms of members. The board of public utilities shall consist of four (4) members appointed by the mayor and confirmed by the board of mayor and aldermen. The fifth member shall be a member of the board of mayor and aldermen designated by the mayor and approved by the board.

The original appointees to the board of public utilities shall serve for one (1), two (2), three (3), and four (4) years respectively. The successor to each retiring member shall be appointed at the first regular meeting held by the

¹State law reference

Tennessee Code Annotated, title 7, chapter 52.

board of mayor and aldermen in June of each year preceding the expiration of the term of such member of the board of public utilities and each member so appointed shall serve for a term of four (4) years beginning July 1 or until his successor is appointed and qualified. The member of the board of public utilities who is also a member of the board of mayor and aldermen shall serve for such term as is fixed by the mayor, but in no event shall his term extend beyond his term as a member of the board of mayor and aldermen. Appointments to complete unexpired terms of office on the board of public utilities shall be made in the same manner as are original appointments. (1982 Code, § 13-102)

2-103. Oath of members; members to serve without bond. Each member of the board of public utilities shall qualify by taking the oath of office required to be taken by members of the board of mayor and aldermen and each member shall serve without bond. (1982 Code, § 13-103)

2-104. Compensation of members; expenses to be considered part of electric system costs. The members of the board of public utilities shall receive an allowance not to exceed twenty-five dollars (\$25.00) per month and shall be allowed necessary traveling and other expenses incurred while engaged in the business of the board. All expenses so incurred and the salary of the secretary-treasurer shall be considered to be a part of the cost of operating and maintaining the electric system and such other municipally owned utilities as may be transferred to the supervision of the board of public utilities. (1982 Code, § 13-104)

2-105. Removal of members. Any member of the board of public utilities may be removed from office for cause by vote of three-fourths (3/4) of the members of the board of mayor and aldermen, but may be so removed only after the preferment of formal charges made by resolution adopted by a majority of the members of the board of mayor and aldermen at a public hearing held before the board of mayor and aldermen after the publication of a notice of the intended holding of such hearing, which notice shall be published in a newspaper of general circulation in the city not less than ten (10) days prior to the date fixed for the hearing. (1982 Code, § 13-105)

2-106. Election of chairman. The board of public utilities shall elect a chairman from among its members. (1982 Code, § 13-106)

2-107. Election of treasurer. The board of public utilities shall elect a treasurer. The treasurer need not be a member of the board of public utilities. (1982 Code, § 13-107)

2-108. Attorney, general counsel, and secretary. The attorney and general counsel of the board of public utilities shall be appointed by such board

and his salary or compensation as such shall be fixed by such board and shall be considered as a part of the cost of operating and maintaining the electric system. The attorney and general counsel shall also serve as secretary to the board. (1982 Code, § 13-108)

2-109. Meetings. Public meetings of the board of public utilities shall be held at least once a month in the McMinnville City Electric Building 200 Morford Street McMinnville, TN 37110 on a day and hour to be fixed by the board of public utilities. (1982 Code, § 13-109)

2-110. Rules of procedure. The board of public utilities shall establish its own rules of procedure. (1982 Code, § 13-110)

2-111. Control of electric system. The entire control of the operation and maintenance of the electric system and of improvements and extensions made to such system shall be and is hereby fixed in the board of public utilities and, in operating, maintaining, improving, and extending the electric system, such board shall be entirely independent and free from any supervision or control by the board of mayor and aldermen. (1982 Code, § 13-111)

2-112. Authority relative to superintendent of electric system. The board of public utilities shall appoint a superintendent for the electric system who shall be qualified by training and experience for the general supervision of the system. Such superintendent need not be a resident of the state at the time of his appointment. His salary shall be fixed by the board of public utilities and shall be considered to be a part of the expense of operating and maintaining the system. The superintendent shall serve at the pleasure of such board and may be removed at any time. (1982 Code, § 13-112)

2-113. Board and superintendent of electric system to have powers and duties prescribed by state law. The board of public utilities and the superintendent of the electric system shall have all rights, powers, and duties conferred by Tennessee Code Annotated, title 7, chapter 52. (1982 Code, § 13-113)

CHAPTER 2

McMINNVILLE CULTURAL COMMISSION

SECTION

2-201. McMinnville Cultural Commission.

2-201. McMinnville Cultural Commission. (1) There is created and established a city commission to be known as the McMinnville Cultural Commission, to consist of nine (9) members broadly represented of the cultures of Middle Tennessee and the country of Japan, to be appointed by the mayor from among citizens of Warren County, Tennessee, who have demonstrated a vital interest in the twin cities program for McMinnville and Warren County. The members of the said commission shall be made up as nearly as practicable from the following categories:

- (a) One member from the McMinnville Board of Mayor and Aldermen;
- (b) The Director of McMinnville Parks and Recreation;
- (c) Two members from the Japanese industrial complex;
- (d) Two members from the McMinnville Japanese Ladies Association;
- (e) The McMinnville Sister Cities Committee Chairman;
- (f) Two members to be interested citizens of McMinnville.

The foregoing categories are highly recommended categories, however, the mayor is at liberty, in his discretion, to deviate therefrom.

Of the members appointed by the mayor to the commission, all are appointed for a three-year term, with the exception of the one member from the McMinnville Board of Mayor and Aldermen, the Director of McMinnville Parks and Recreation, and the McMinnville Sister Cities Committee Chairman; and their terms shall expire in three years from appointment or when they do not meet the classification for the category from which they were appointed. All vacancies shall be filled for the balance of the unexpired term in the same manner as original appointments. The members of the commission shall not receive any compensation for their services but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties as members of the commission within the limits of funds available therefor. The commission will annually elect its chairman and other officers.

(2) The duties and objectives of the commission shall be:

- (a) To stimulate and encourage throughout Middle Tennessee and primarily Warren County and the City of McMinnville in the State of Tennessee the various cultures throughout the world, with particular emphasis on those of Japan, Mexico, Central Europe, and the British Isles;

(b) To encourage participation in, appreciation of, and education in the arts and cultures, architectural and landscaping, and ornamental shrubs and trees of the various nations;

(c) To take such steps and actions as may be necessary and appropriate to encourage public interest in the cultural heritage of Middle Tennessee and especially Warren County and McMinnville, and to encourage foreign nations, communities, or cities to educate and enlighten by such means as may be chosen which by Warren County standards would be decent and in order of their customs, architecture, literature, and culture in general. The cultural commission shall, as a part of its duties, carry forth on behalf of the City of McMinnville, Tennessee, working with the City of Mikawa-michi, who has expressed an interest in constructing a traditional Japanese building and landscaped garden, and the commission will be responsible for making decisions about the appropriate use and management of a proposed Japanese cultural center, as well as the physical maintenance of the said building and its grounds;

(d) To encourage excellence and assist freedom of cultural expression of various nations or areas within a nation to better foster international relationship on a local level.

(3) The commission is authorized and empowered to hold public hearings, to enter into contracts, within the limits of funds available therefor, with individuals, organizations, and institutions for services furthering the objectives of the commission and its programs; to enter into contracts, within the limits of funds available therefor, with local and regional associations for cooperative endeavors furthering the objectives of the commission; to accept gifts, contributions, and bequests of unrestricted funds from individuals, foundations, corporations, and other organizations or institutions for the purpose of furthering the objectives of the commission's programs.

(4) The cultural commission shall also concern itself with the City of McMinnville's Japanese sister cities program and any other similar situated relationship with other communities, both foreign and domestic, and should expansion of duties take place in the future, the commission will be expanded appropriately.

(5) The commission is the official agency of the City of McMinnville, Tennessee, to receive and disburse appropriate funds and property made available to it by or through the City of McMinnville, Tennessee. (as added by Ord. #1366, Sept. 2000)