

TITLE 2

BOARDS AND COMMISSIONS, ETC.

CHAPTER

1. ELECTRIC GOVERNING BOARD.
2. GAS GOVERNING BOARD.
3. WATER AND WASTEWATER GOVERNING BOARD.

CHAPTER 1

ELECTRIC GOVERNING BOARD

SECTION

- 2-101. Established.
- 2-102. Time and place of meetings.
- 2-103. Composition; appointment; terms.
- 2-104. Powers and duties.

2-101. Established. The Lexington Electric System Utility Board is hereby created and established. (as replaced by Ord. #200709, Oct. 2007, Ord. #201002, Sept. 2010, and Ord. #201209, June 2012)

2-102. Time and place of meetings. The Lexington Electric System Utility Board shall hold regular monthly meetings at 6:00 P.M. on the fourth (4th) Tuesday of each month at the Lexington City Hall. If the regular meeting falls on a day observed as a holiday, the regular meeting shall be held at the same time and place on the fourth (4th) Thursday of the month or may be cancelled and business shall be carried forward to the next regular monthly meeting.

Whenever, in the opinion of the chairman or three (3) aldermen, the welfare of the city requires it, the chairman or secretary shall call, and it shall be their respective duties to do so, special meetings of the Lexington Electric System Utility Board upon adequate written or other proper notice to each member served personally or left at their usual place of residence. (as added by Ord. #200709, Oct. 2007, and replaced by Ord. #201002, Sept. 2010 and Ord. #201209, June 2012)

2-103. Composition; appointment; terms. The governing body, which is comprised of the mayor and seven (7) aldermen, of the City of Lexington, shall have and perform all the powers, duties and responsibilities for the control and supervision of the Lexington Electric System.

The board members shall take office upon the adoption of this chapter, and said board shall meet and organize by electing a chairman and such other

officers as may be necessary. (as added by Ord. #200709, Oct. 2007, and replaced by Ord. #201002, Sept. 2010 and Ord. #201209, June 2012)

2-104. Powers and duties. (1) The governing board acting in said capacity has the power to take all steps and proceedings and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers set forth herein.

(2) The governing board shall act in all matters pertaining to the financing of the enterprise and the acquisition of any or all parts of the proposed works or extensions thereto by purchase, condemnation or construction; shall have the power to take action with regard to all matters pertaining to construction, improvements and repairs necessary to proper completion of the works; shall have the power to proceed with all matters and perform everything necessary to the proper operation of the works and collection of charges for service rendered, subject only to the limitation of funds available for operation and maintenance.

(3) The governing board may appoint, promote, suspend, transfer and remove any officer or employee of Lexington Electric System; or the board may, in the board's discretion, authorize the chairman or head of a department or officer responsible to the board to take such actions regarding subordinates in such department or office. The board shall appoint such heads of administrative offices or organizational units, as the board deems necessary. The board may combine any such administrative offices herein or otherwise established. (as added by Ord. #201209, June 2012)

CHAPTER 2

GAS GOVERNING BOARD

SECTION

2-201. Established.

2-202. Time and place of meetings.

2-203. Composition; appointment; terms.

2-204. Powers and duties.

2-201. Established. The Lexington Gas System Utility Board is hereby created and established. (Ord. of __, 1987, as replaced by Ord. #200710, Oct. 2007)

2-202. Time and place of meetings. The Lexington Gas System Utility Board shall hold regular monthly meetings at 6:00 P.M. on the fourth (4th) Tuesday of each month at the Lexington City Hall. If the regular meeting falls on a day observed as a holiday, the regular meeting shall be held at the same time and place on the fourth (4th) Thursday of the month or may be cancelled and business shall be carried forward to the next regular monthly meeting.

Whenever, in the opinion of the chairman or three (3) aldermen, the welfare of the city requires it, the chairman or secretary shall call, and it shall be their respective duties to do so, special meetings of the Lexington Gas System Utility Board upon adequate written or other proper notice to each member served personally or left at their usual place of residence. (Ord. of __, 1987, as replaced by Ord. #200710, Oct. 2007)

2-203. Composition; appointment; terms. Pursuant to Tennessee Code Annotated, § 7-35-406, the governing body, which is comprised of the mayor and seven (7) aldermen, of the City of Lexington, shall have and perform all the powers, duties and responsibilities conferred upon a board of commissioners as provided in Tennessee Code Annotated, § 7-35-412, for the control and supervision of the water and sewer works.

The board members shall take office upon the adoption of this chapter, and said board shall meet and organize by electing a chairman and such other officers as may be necessary. (as added by Ord. #200710, Oct. 2007)

2-204. Powers and duties. (1) The governing board acting in said capacity has the power to take all steps and proceedings and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers set forth herein.

(2) The governing board shall act in all matters pertaining to the financing of the enterprise and the acquisition of any or all parts of the proposed works or extensions thereto by purchase, condemnation or construction; shall

have the power to take action with regard to all matters pertaining to construction, extensions, improvements and repairs necessary to proper completion of the works; shall have the power to proceed with all matters and perform everything necessary to the proper operation of the works and collection of charges for service rendered, subject only to the limitation of funds available for operation and maintenance.

(3) The governing board may appoint, promote, suspend, transfer and remove any officer or employee of Lexington Water Systems; or the board may, in the board's discretion, authorize the chairman or head of a department or officer responsible to the board to take such actions regarding subordinates in such department or office. The board shall appoint such heads of administrative offices or organizational units, as the board deems necessary. The board may combine any such administrative offices herein or otherwise established. (as added by Ord. #200710, Oct. 2007)

CHAPTER 3

WATER AND WASTEWATER GOVERNING BOARD

SECTION

2-301. Established.

2-302. Time and place of meetings.

2-303. Composition; appointment; terms.

2-304. Powers and duties.

2-301. Established. The Lexington Water Systems Utility Board is hereby created and established. (as added by Ord. #200711, Oct. 2007)

2-302. Time and place of meetings. (1) The Lexington Water Systems Utility Board shall hold regular monthly meetings immediately following the Lexington Gas System Board meetings at 6:00 P.M. on the fourth (4th) Tuesday of each month at the Lexington City Hall. If the regular meeting falls on a day observed as a holiday, the regular meeting shall be held at the same time and place on the fourth (4th) Thursday of the month or may be cancelled and business shall be carried forward to the next regular monthly meeting.

(2) Whenever, in the opinion of the chairman or three (3) aldermen, the welfare of the city requires it, the chairman or secretary shall call, and it shall be their respective duties to do so, special meetings of the Lexington Water Systems Utility Board upon adequate written or other proper notice to each member served personally or left at their usual place of residence. (as added by Ord. #200711, Oct. 2007)

2-303. Composition; appointment; terms. (1) Pursuant to Tennessee Code Annotated, § 7-35-406, the governing body, which is comprised of the mayor and seven (7) aldermen, of the City of Lexington, shall have and perform all the powers, duties and responsibilities conferred upon a board of commissioners as provided in Tennessee Code Annotated, § 7-35-412, for the control and supervision of the water and sewer works.

(2) The board members shall take office upon the adoption of this chapter, and said board shall meet and organize by electing a chairman and such other officers as may be necessary. (as added by Ord. #200711, Oct. 2007)

2-304. Powers and duties. (1) The governing board acting in said capacity has the power to take all steps and proceedings and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers set forth herein.

(2) The governing board shall act in all matters pertaining to the financing of the enterprise and the acquisition of any or all parts of the proposed works or extensions thereto by purchase, condemnation or construction; shall

have the power to take action with regard to all matters pertaining to construction, extensions, improvements and repairs necessary to proper completion of the works; shall have the power to proceed with all matters and perform everything necessary to the proper operation of the works and collection of charges for service rendered, subject only to the limitation of funds available for operation and maintenance.

(3) The governing board may appoint, promote, suspend, transfer and remove any officer or employee of Lexington Water Systems; or the board may, in the board's discretion, authorize the chairman or head of a department or officer responsible to the board to take such actions regarding subordinates in such department or office. The board shall appoint such heads of administrative offices or organizational units, as the board deems necessary. The board may combine any such administrative offices herein or otherwise established. (as added by Ord. #200711, Oct. 2007)