

### **Informational Agenda for the next meeting of BVU Authority Board**

The meeting will start at 12:00 p.m. on August 28, 2020 at the following location:

BVU Administrative Building  
Training Room  
15022 Lee Highway  
Bristol, Virginia 24202

The BVU Authority Board of Directors will hold a meeting at the above time and place to consider the proposed matters listed below and any other matter added. A meal will be provided to official attendees.

Due to COVID-19, vehicles must enter onto BVU property through Old Dominion Road and park in the front customer parking lot. BVU staff will be present at the front door to provide access to the designated conference or training room for the meeting. The public is invited to attend but must pass a COVID-19 screening. If denied admission based on COVID-19 symptoms, the public may watch the meeting live stream on BVU's channel at youtube.com and call in to ask any question at 276-645-8731.

### **REORGANIZATION MEETING**

1. The CEO will call the meeting to order and determine a quorum is present.
2. The CEO and General Counsel will discuss electronic meeting procedures.
3. The CEO will lead the meeting in opening ceremonies:
  - a. Moment of Reflection.
  - b. Pledge of Allegiance to the United States of America.
4. The CEO will request nominations from the Directors for the position of Chair for FY2021.
5. After nominations have closed, the CEO will conduct a roll call vote of the Directors. If a candidate receives a majority of votes, he will be elected Chair.
6. The Chair will take over the meeting.
7. The Chair will request nominations from the Directors for the position of Vice-Chair for FY2021.
8. After nominations have closed, the CEO will conduct a roll call vote of the Directors.
9. The Chair will request nominations from the Directors for the position of Secretary for FY2021.

10. After nominations have closed, the CEO will conduct a roll call vote of the Directors.
11. The Chair will request nominations from the Directors for the position of Assistant Secretary for FY2021.
12. After nominations have closed, the Secretary will conduct a roll call vote of the Directors.
13. Adjournment.

## **REGULAR MEETING**

1. The Chair will call the meeting to order and determine a quorum is present.
2. The Chair will ask if any members of the public would like to discuss any agenda items. There is a three-minute time limit that may be extended with consent of the Chair. For non-agenda items, the public is asked to contact the CEO and request to be added to a future meeting.
- 3.\*\*The Chair will request a motion to adopt a meeting agenda:
  - a. The Chair will ask members and/or CEO if they have any motions to add, delete, or revise items on the agenda.
  - b. The Chair will conduct a separate roll call vote to formally adopt or reject each motion.
  - \*\*c. The Chair will conduct a roll call vote to formally adopt the proposed agenda to include any approved motions to add, delete, or revise.
4. The CEO will review upcoming calendar events and make comments.
- 5.\*\*The Chair will ask for a motion to approve the following minutes:
  - a. June 26, 2020 regular board meeting
6. The CEO and General Counsel will provide a brief review of recent filings in the City of Bristol lawsuit.
7. \*\*The Chair will request a motion and roll call vote to go into a Closed Meeting. If moved, the Secretary will conduct a roll call vote. In order to have a Closed Meeting a majority of the board members attending must determine that a Closed Meeting is authorized under Virginia Code.
  - a. The subject of the Closed Meeting is to discuss the purchase of easements, rights of way, and real estate related to sewer improvement project. Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting

would adversely affect the bargaining position or negotiating strategy of the public body. The Closed Meeting is authorized for this subject under Virginia Code Ann. §2.2-3711(A)(3).

- b. The subject of the Closed Meeting is to discuss the litigation with the City of Bristol. "Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation." The Closed Meeting is authorized for this subject under Virginia Code Ann. §2.2-3711(A)(7).
8. If the board votes for a Closed Meeting, it will begin after non-attendees have left the conference room. The CEO will join the board and general counsel to discuss the above matters.
9. \*\*Following Closed Meeting discussion, the Chair will request a motion and roll call vote to return to Open Meeting. If moved, the Secretary will conduct a roll call vote. Upon returning to Open Meeting, the public will be invited to return to the conference room.
10. The Chair will state that he believes the board has complied with the Closed Meeting requirements of Virginia Code §2.2-3711 and 3712 and that no additional subjects were discussed. The Chair will then read the following closed meeting Certification Statement:

"Virginia Code §2.2-3712.D. The members: certifying that to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under this chapter and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body."

Any member of the public body who believes that there was a departure from the requirements of clauses (1) and (2), shall so state prior to the vote, indicating the substance of the departure that, in his judgment, has taken place. The statement shall be recorded in the minutes of the public body."
11. \*\*The Chair will request a motion and roll call vote on the Closed Meeting Certification required under Virginia Code §2.2-3712.D.
12. \*\*The CEO will discuss several properties to be purchased by the Wastewater Department. The Chair will request a motion to authorize the CEO to enter into and complete the purchase of the properties identified by the CEO. If moved, the Secretary will conduct a roll call vote.
13. The CEO and Finance Director will present the unaudited FY2020 financial results.
14. The CEO will discuss the additional TVA wholesale electric rate cut.
15. The CEO will review BVU recent electric rate history and the potential for future electric rate cuts.

16. The CEO and Wastewater Manager will update the Board on the Little Creek Sewer Construction Project and the Beaver Creek Project located in the vicinity of Virginia High School.
17. \*\*The Chair and CEO will review a proposed board meeting schedule. The Chair will request a motion to approve the schedule with any modification. If moved, the Secretary will conduct a roll call vote.
18. The CEO will discuss a recently completed recloser project at Shearers' Foods.
19. Adjournment.

**\*\*Board Vote Required**

*The next regular board meeting will be tentatively scheduled for Friday, September 25, 2020 at noon.* For more information, please contact Donna Biggs, BVU Board's secretary, at (276) 669-4112. Please note that BVU attempts to videotape all open sessions of BVU board meetings. The videotapes are uploaded to [www.youtube.com](http://www.youtube.com) and are available for members of the public to view.