

# VIRGINIA ACTS OF ASSEMBLY -- 2004 SESSION

## CHAPTER 497

*An Act to amend Chapter 323 of the Acts of Assembly of 1950, which provided a charter for the City of Falls Church, by adding a section numbered 5.02.1, and to repeal §§ 5.02, 5.04 and 8.02, §§ 8.03 and 8.07, as amended, §§ 8.09, 8.10 and 8.12, §§ 9.01 and 9.02, as amended, §§ 9.03 through 9.06, § 9.07, as amended, §§ 9.08 and 9.09, § 9.11, as amended, §§ 11.01 through 11.05 and § 12.01, § 12.02, as amended, §§ 12.03 through 12.06, § 12.07, as amended, §§ 12.08, 12.09 and 13.01 through 13.04, § 13.05, as amended, §§ 13.10, 14.01 and 14.02, § 14.03, as amended, §§ 14.04, 14.05 and 14.06, §§ 15.01 through 15.05, and §§ 16.01 through 16.04 of Chapter 323 of the Acts of Assembly of 1950, relating to personnel and city departments.*

[S 203]

Approved April 12, 2004

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

**1. That Chapter 323 of the Acts of Assembly of 1950 is amended by adding a section numbered 5.02.1 as follows:**

*§ 5.02.1. Powers with respect to city personnel.*

*Except for the city attorney, city clerk and their employees, the city manager may appoint or employ and may remove or discharge city officers, employees and assistants as may be necessary to carry on the work in those departments and offices of the City as deemed necessary by the city manager. The city manager shall have the authority to manage, organize and reorganize all city employees under the control of the city manager. Whenever the interests of the City require, irrespective of any other provisions of this charter, the city manager shall have the power and authority to assign employees of any city department, bureau, office or agency under the control of the city manager, to the temporary performance of duties in another city department, bureau, office or agency. The city manager may not remove or discharge city council appointive officers. The salaries and conditions of employment of employees and assistants shall be recommended by the city manager subject to the approval of the city council and as provided by the general law. The city manager's actions in all respects shall be subject to review by the city council and shall be accountable to city council.*

**2. That §§ 5.02, 5.04 and 8.02, §§ 8.03 and 8.07, as amended, §§ 8.09, 8.10 and 8.12, §§ 9.01 and 9.02, as amended, §§ 9.03 through 9.06, § 9.07, as amended, §§ 9.08 and 9.09, § 9.11, as amended, §§ 11.01 through 11.05 and § 12.01, § 12.02, as amended, §§ 12.03 through 12.06, § 12.07, as amended, §§ 12.08, 12.09 and 13.01 through 13.04, § 13.05, as amended, §§ 13.10, 14.01 and 14.02, § 14.03, as amended, §§ 14.04, 14.05 and 14.06, §§ 15.01 through 15.05, and §§ 16.01 through 16.04 of Chapter 323 of the Acts of Assembly of 1950 are repealed.**