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**HOUSE BILL NO. 19**

Offered January 10, 1996

Prefiled January 8, 1996

*A BILL to amend and reenact §§ 4.02 and 17.02, as amended, of Chapter 323 of the Acts of Assembly of 1950, which provided a charter for the City of Falls Church and to amend Chapter 323 by adding a section numbered 3.07, relating to school boards, powers of the council and the planning commission.*

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Patrons—Hull; Senator: Whipple

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Referred to Committee on Counties, Cities and Towns

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

**1. That §§ 4.02 and 17.02, as amended, of Chapter 323 of the Acts of Assembly of 1950 are amended and reenacted and that Chapter 323 is amended by adding a section numbered 3.07 as follows:**

*§ 3.07. Vacancies in office of school board member.*

*When a vacancy occurs in the office of school board member, the remaining members, by majority vote of all the remaining members, shall make an interim appointment to the office until the vacancy is filled at the next regular May election. However, if the vacancy occurs within 120 days prior to such election, the interim appointment shall be for the remainder of the term.*

*§ 4.02. Powers.*

All powers vested in the city shall be exercised by the council except as otherwise provided in this charter. In addition to the foregoing, the council shall have the following powers:

(a) To establish goals and objectives and provide for the organization, conduct and operation of all departments, bureaus, divisions, boards, commissions, offices and agencies of the city.

(b) To create, alter or abolish departments, bureaus, divisions, boards, commissions, offices and agencies other than those specifically established by Chapters 10, 11, and 17 and 19, and §§ 16.06 and 20.02 of this charter.

(c) Upon recommendation of the city manager, to assign and reassign to departments, all bureaus, divisions, offices, agencies, departments and functions thereof except the city school board.

(d) To provide for the number, titles, qualifications, powers, duties and compensation of all officers and employees of the city, subject in the case of members of the classified service to the provisions of Chapter 9 of this charter.

(e) To provide for the form of oaths and the amount and condition of surety bonds to be required of certain officers and employees of the city.

§ 17.02. City Planning Commission; composition; appointment, qualifications and removal of members.

There shall be a city planning commission which shall consist of seven members appointed by the Council. ~~One member shall be a member of the Board of Zoning Appeals appointed for a term coincident with his term on such board; six citizen members~~ who shall be qualified voters of the city, actually residing within the city limits, who hold no office of profit under the city government, appointed for terms of four years; provided, that the five citizen members in office on June thirty, nineteen hundred sixty-six, shall continue for the length of their appointed terms. A sixth citizen member shall be appointed to serve from the first day of July, nineteen hundred sixty-six for a term expiring on the thirty-first day of December, nineteen hundred, sixty-eight. Effective the first day of January, nineteen hundred sixty-seven, and every four years thereafter, ~~three~~ four citizen members shall be appointed, and effective the first day of January, nineteen hundred sixty-nine, and every four years thereafter, three citizen members shall be appointed. Vacancies shall be filled for the unexpired portion of the term. A member may be removed by the council for neglect of duty or malfeasance in office, upon written charges and after public hearing.

INTRODUCED

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