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SENATE BILL NO. 234

Offered January 11, 2012

Prefiled January 10, 2012

A BILL to amend and reenact §§ 2-2 and 2-3, as amended, of Chapter 433 of the Acts of Assembly of 1962, which provided a charter for the Town of Leesburg in Loudoun County, and to amend Chapter 433 of the Acts of Assembly of 1962 by adding a section numbered 2-3.1, relating to elections.

Patron—Herring

Referred to Committee on Local Government

Be it enacted by the General Assembly of Virginia:

1. That §§ 2-2 and 2-3, as amended, of Chapter 433 of the Acts of Assembly of 1962 are amended and reenacted and that Chapter 433 of the Acts of Assembly of 1962 is amended by adding a section numbered 2-3.1 as follows:

§ 2-2. Election; composition; terms of office.

The members of the council in office at the effective date of this charter amendment are hereby continued in office for the term of office for which they were elected. Councilmen shall be elected to four-year terms on the first Tuesday in May of every even-numbered year in the manner herein provided. Three councilmen shall be elected in the municipal elections held in May, 1978, and in municipal elections held every four years thereafter. Three councilmen shall be elected in the municipal elections held in May, 1980, and in municipal elections held every four years thereafter. The members of the council shall take office on the first day of July, after their election. Said council members shall continue to discharge the duties of their respective offices until their successors have qualified.

The members of the council in office at the effective date of this charter amendment are hereby continued in office for the term of office for which they were elected or extended by operation of Virginia Code § 24.2-222.1 and through December 31 of the year in which the term was to expire.

Councilmen shall be elected to four-year terms on the Tuesday after the first Monday in November of every even-numbered year in the manner herein provided. Three councilmen shall be elected in the municipal elections held in November, 2012, and in municipal elections held every four years thereafter. Three councilmen shall be elected in the municipal elections held in November, 2014, and in municipal elections held every four years thereafter. The members of the council shall take office on the first day of January, after their election. Said council members shall continue to discharge the duties of their respective offices until their successors have qualified.

§ 2-3. Election of mayor; term of office and vice-mayor.

On the first Tuesday in May of each even-numbered year following 1978, the mayor shall be elected for a term of two years, beginning on the first day of July of the year of his election. The mayor so elected shall continue to discharge the duties of the office until a successor shall have qualified.

The mayor shall preside at all meetings of the council and shall be a regular member of the council.

The mayor shall be recognized as the head of the municipal government for all ceremonial purposes, the purpose of military law and the service of civil process.

The mayor shall authenticate by his signature such documents and instruments as the council, Constitution or general laws require.

At its first regular meeting after July one in the year a mayor is elected, the council shall elect from among its members a vice-mayor for a term of two years who shall act as mayor during the mayor's absence or disability. The mayor pro tempore in office at the effective date of this charter amendment is hereby continued in office as vice-mayor for the term of office for which he was elected.

The mayor in office at the effective date of this charter amendment is hereby continued in office for the term of office for which he was elected or extended by operation of Virginia Code § 24.2-222.1 and through December 31 of the year in which the term was to expire.

On the Tuesday after the first Monday in November of each even-numbered year commencing 2012, the mayor shall be elected for a term of two years, beginning on January 1 of the year after her election. The mayor so elected shall continue to discharge the duties of the office until a successor has been qualified.

The mayor shall preside at all meetings of the council and shall be a regular member of the council.

The mayor shall be recognized as the head of the municipal government for all ceremonial purposes, the purpose of military law, and the service of civil process.

The mayor shall authenticate by his signature such documents and instruments as the council, Constitution of Virginia or general laws require.

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59 *At its first regular meeting after January 1 in the year after the mayor is elected, the council shall*
60 *elect from among its members a vice-mayor for a term of two years who shall act as mayor during the*
61 *mayor's absence or disability.*
62 *§ 2-3.1. Nonpartisan elections.*
63 *All municipal elections for the mayor and members of town council are to be nonpartisan.*