

# VIRGINIA ACTS OF ASSEMBLY -- 2021 SESSION

## CHAPTER 7

*An Act to amend and reenact §§ 3, 4, and 5 of Chapter 643 of the Acts of Assembly of 1964, as amended by Chapter 882 of the Acts of Assembly of 2003, relating to economic development authorities.*

[H 1927]

Approved March 1, 2021

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

**1. That §§ 3, 4, and 5 of Chapter 643 of the Acts of Assembly of 1964, as amended by Chapter 882 of the Acts of Assembly of 2003, are amended and reenacted as follows:**

§ 3. The Authority shall be governed by a commission composed of seven commissioners, appointed by the governing body of the city. However, in the City of Virginia Beach, the commission may be composed of 11 commissioners, *and in the County of Fairfax, the commission may be composed of nine commissioners.* The commissioners of the Halifax-South Boston Development Authority shall be selected by the joint vote of the board of supervisors of the county of Halifax and the council of the city of South Boston. The commissioners of the Greensville-Emporia Development Authority and the Smyth-Marion Development Authority shall be selected by the joint vote of the governing bodies of the county and town. All powers and duties of the Authority shall be exercised and performed by the commission.

Notwithstanding any other provision of law, the governing body which appoints such commissioners may appoint one of its own members a commissioner.

§ 4. The seven commissioners share appointed initially for terms of one, two, three, and four years; two being appointed for ~~one year~~ *one-year terms*; two for ~~two year~~ *two-year terms*; two for ~~three year~~ *three-year terms*, and one for ~~four year terms~~ *a four-year term*; subsequent appointments shall be for terms of four years, except appointments to fill vacancies, which shall be for the unexpired terms. In Virginia Beach, the four additional commission members shall be appointed initially for terms of one, two, three, and four years with subsequent appointments for terms of four years. *In the County of Fairfax, the two additional members shall be appointed initially for terms of one and two years with subsequent appointments for terms of four years.* Each commissioner shall before entering on his duties take and subscribe the oath prescribed by ~~Section~~ § 49-1 of the Code of Virginia.

§ 5. The commissioners shall elect from their membership a chairman and vice chairman, and from their membership, or not, as they desire, a secretary and a treasurer, or secretary-treasurer. The commissioners may also elect from their membership an assistant secretary who may have the same powers and authority under this act as the secretary. The commission shall meet at least monthly and at such other times as may be required. The commissioners shall receive no salary but shall be reimbursed for necessary travelling and other expenses incurred in the performance of their duties. The commission shall keep detailed minutes of its proceedings, which shall be open to public inspection at all times. It shall keep suitable records of all its financial transactions and shall arrange to have the same audited annually. Copies of each such audit shall be furnished to the governing body of the city and shall be open to public inspection.

Subject to the provisions of § 8 of this act, four members of the commission shall constitute a quorum of the commission for the purposes of conducting its business and exercising its powers and for all other purposes. *In the County of Fairfax, a majority of the members of the commission shall constitute a quorum of the commission for the purposes of conducting its business and exercising its powers and for all other purposes.* No vacancy in the membership of the commission shall impair the right of a quorum to exercise all the powers and perform all the duties of the commission.

Notwithstanding the provisions of ~~§-5 hereof~~ *this section*, the governing bodies of the County of Fairfax and the City of Virginia Beach are authorized to compensate the members of the commission in a sum not to exceed ~~twelve hundred dollars~~ *\$1,200* per year nor ~~twenty-four hundred dollars~~ *\$2,400* per year for the chairman of the commission.