

VIRGINIA ACTS OF ASSEMBLY — CHAPTER

An Act to amend and reenact § 15, as amended, § 17.1, §§ 21 and 32, as severally amended, and §§ 33.1, 47, and 49 of Chapter 662 of the Acts of Assembly of 1966, which provided a charter for the City of Lexington, relating to city council, city manager, city attorney, courts, and school board.

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Approved

Be it enacted by the General Assembly of Virginia:

1. That § 15, as amended, § 17.1, §§ 21 and 32, as severally amended, and §§ 33.1, 47, and 49 of Chapter 662 of the Acts of Assembly of 1966 are amended and reenacted as follows:

§ 15. Organization meeting and meetings generally.

On the first regular meeting following the end of the ~~first~~ *calendar* year and following the regular municipal election, the council shall meet in the council chambers and at that time the newly elected council members and mayor, after first having taken the oath of office prescribed by law, shall assume the duties of their offices. Thereafter, the council shall meet at such time as may be prescribed by ordinance or resolution; except that they shall meet regularly not less than once each month.

§ 17.1. Council meeting to be public; exceptions.

All meetings of the council shall be public and open, except when by a recorded vote of a majority of those members present, the council shall declare that the public welfare requires secrecy.

Executive or closed meetings may be held only for the purpose and in the manner provided in the *Virginia* Freedom of Information Act (Chapter ~~24~~ 37 (§ ~~2.1-340~~ 2.2-3700 et seq.) of the Code of Virginia).

§ 21. Publication of ordinances.

Except for emergency ordinances, every ordinance shall be advertised in summary form at least once seven days prior to being acted upon in a newspaper of general circulation in the City of Lexington, Virginia. City council may, after certification by a majority of the members of council that an emergency exists, adopt an ordinance without advertising as set forth above. Every ordinance of a general or permanent nature shall be published in full once within ten days after its enactment by posting a copy thereof at one of the public entrances to the city hall ~~and at two other public locations within the city.~~

§ 32. City attorney.

There shall be a city attorney appointed by council for a term of four (4) years and who shall receive such compensation as council may determine. He or she shall be an attorney at law licensed to practice under the laws of the Commonwealth. The city attorney shall be the chief legal adviser of the council, the city manager, and of all departments, boards, commissions and agencies of the city including the school board in all matters affecting the interest of the city except in those situations when such representation would be a conflict. He or she ~~shall~~ *may* represent the city in all civil proceedings and ~~shall~~ *may* prosecute those persons accused of violations of the city ordinances both in the Lexington General District Court and those cases which are appealed to the Circuit Court of Rockbridge County. It shall be the city attorney's duty to perform all services as may be required by the laws of the Commonwealth, this charter or by ordinance.

§ 33.1. General District Court and Juvenile and Domestic Relations District Court.

There shall be, within the city of Lexington, one court which shall be called the Lexington General District Court and one court which shall be called the Lexington Juvenile and Domestic Relations District Court. *The Lexington General District Court may be consolidated with the Rockbridge County General District Court, and the Lexington Juvenile and Domestic Relations District Court may be consolidated with the Rockbridge County Juvenile and Domestic Relations District Court.*

The judges of the Lexington General District Court and the Lexington Juvenile and Domestic Relations District Court shall be elected or appointed pursuant to § 16.1-69.9 of the Code of Virginia.

§ 47. ~~Appointment~~ *Election* and term.

Members of the school board shall be ~~appointed by the city council~~ *elected* for ~~overlapping three year~~ *four-year staggered terms at regular elections that coincide with the elections for the mayor and council members* in a manner prescribed by general law.

§ 49. Contractual relationships.

The city of Lexington may enter into contractual relationships with the Commonwealth and/or its departments, bureaus, boards and agencies, neighboring political subdivisions and private agencies for the performance of any part or all of the functions or purposes of the city, on such terms and for such periods as council may determine to be in the public interest, where such contractual relations are not specifically prohibited by the Constitution and general laws of the Commonwealth. The school board, ~~with the approval of council,~~ may enter into contractual relationships with the Commonwealth and/or its departments, bureaus,

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57 boards and agencies, neighboring political subdivisions and private agencies regarding the performance of
58 any part of or all of the functions or purposes of the school board on such terms and for such periods as the
59 school board may determine to be in the public interest, when such contractual relations are not specifically
60 prohibited by the Constitution and general laws of the Commonwealth.