

**PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING  
WILLIAMSBURG CITY COUNCIL**

**ADOPTION OF AN ORDINANCE  
REQUESTING AN AMENDMENT TO THE  
WILLIAMSBURG CITY CHARTER**

**TAKE NOTICE** that on November 12, 2010, at 2:00 p.m., the City Council of the City of Williamsburg will hold a public hearing at the City Council Chambers in the Stryker Building, 412 N. Boundary Street, Williamsburg, Virginia, to consider whether or not to request the Virginia General Assembly at its 2011 session to amend Section 8.1 of the Charter of the City of Williamsburg in the following respects:

The proposed amendment provides a process in conformity with Section 24.2-226 of the Code of Virginia, requiring a special election to be held in the event that a mid-term vacancy occurs on City Council. The proposed amendment provides that a qualified voter of the City may be appointed to an interim appointment to Council, but that the term of any interim appointment to Council shall cease as soon as a special election may be held and the candidate qualifies. The amendment provides a process for calling a special election and specifies times during which a special election may not be held.

The proposed Charter amendment and the proposed adoption Ordinance are available for review on the City of Williamsburg web site [www.williamsburgva.gov](http://www.williamsburgva.gov)

If you are disabled and need accommodation in order to participate in the public hearing, please call the City Manager's Office at (757) 220-6100 (TDD 220-6108) no later than November 10, 2010.

Donna Scott, Clerk of Council

ORDINANCE #10-  
PROPOSED ORDINANCE #10-17

AN ORDINANCE TO REQUEST THE GENERAL  
ASSEMBLY OF THE COMMONWEALTH OF VIRGINIA AT  
ITS 2011 SESSION TO AMEND SECTION 8.1 OF THE  
CHARTER OF THE CITY OF WILLIAMSBURG

BE IT ORDAINED, that pursuant to the requirements of §15.2-202 and 203 of the Code of Virginia (1950), as amended, the City Council of the City of Williamsburg, after holding a duly advertised public hearing as required thereby, does hereby request that the General Assembly of Virginia at its 2011 Session pass an Act amending Section 8.1 of the Charter of the City of Williamsburg as set forth in Attachment A attached hereto and made a part hereof. Other than the attached amendment, the Charter of the City of Williamsburg shall remain unchanged.

BE IT FURTHER ORDAINED, that the City Attorney is hereby authorized and directed to forward a certified copy of this Ordinance together with the publisher's proof of publication showing advertisement of the Public Hearing which they held to the City's Delegate and Senator with a request that they sponsor the Act as here requested with such amendments as be necessary in form but without change in substance, before the 2011 Session of the General Assembly of Virginia.

Adopted: November 12, 2010

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Clyde A. Haulman  
Mayor

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Donna Scott  
City Council Clerk

ATTACHMENT A  
CHARTER OF THE CITY OF WILLIAMSBURG

8.1. Filling council vacancies.

Vacancies in the office of member of council, from whatever cause arising, may be filled by appointment by the remaining members of council. Such appointment shall be of a qualified voter of the City. Such appointment may be made within 45 days of the office becoming vacant. The term of office of the person so appointed shall continue only until a special election is held to fill the vacancy(ies) and the person so elected is qualified, however, no election to fill the vacancy shall be ordered or held if the general election at which it is to be called is scheduled in the year in which the term expires.

Except for the foregoing, within 15 days from the occurrence of the vacancy(ies), the council shall petition the circuit court to issue a writ of election to fill the vacancy(ies). Said special election shall be held as required and provided herein and by the general laws of the Commonwealth of Virginia; provided that nominations for any such vacancy(ies) shall be by petition in the manner prescribed by law for nonparty candidates and not by caucus, primary, convention or other party-affiliated proceeding. Said special election shall be held on a Tuesday, but not within 55 days prior to a general or primary election. A special election may be held on a general election day, but shall not be held on the same day as a primary election day. Said special election shall be held no later than the next general election unless the vacancy(ies) occurs within 90 days of the next general election, in which event it shall be held promptly but no later than the second general election. No special election to fill a vacancy shall be ordered or held if the general election at which it is to be called is scheduled within 60 days of the end of the term of office to be filled.