

RESOLUTION NO. 16

WHEREAS, the City Council is of the opinion that careful attention should be paid to the task of selecting qualified and able persons to serve on the authorities, boards, commissions and committees of the City; and

WHEREAS, the Council is of the opinion that, where possible, uniform procedures and qualifications should be adopted with respect to such selection; and

WHEREAS, the Council is aware that due to the structure of Government in the Commonwealth of Virginia, the above mentioned matters are subject to the Constitution of Virginia, the Code of Virginia, the Acts of the General Assembly of Virginia, the Charter of the City of Alexandria, the Code of the City of Alexandria, and the Common Law, and that therefore complete uniformity is not obtainable; and

WHEREAS, the Council passed resolutions on September 12, 1961, October 24, 1961, and June 14, 1967, relating to the procedures of and qualifications for appointment to boards, commissions, authorities and committees; and

WHEREAS, it appears to Council that said resolutions should be changed with respect to residency requirements; and

WHEREAS, it also appears to Council that it would be desirable to consolidate the above mentioned resolutions into one; therefore

BE IT RESOLVED BY THE CITY COUNCIL
OF THE CITY OF ALEXANDRIA, VIRGINIA:

1. That the resolutions concerning Council appointees, adopted by the City Council of the City of Alexandria, Virginia, on September 12, 1961, October 24, 1961, and June 14, 1967, be and they are hereby repealed.
2. That, except as provided in Section 5 of this resolution, the following procedures and requirements, in addition to those specifically required by law, shall be adhered to when the City Council makes appointments or reappointments to any board, commission, authority or committee:
 - a. The procedures of Section 2-46 of the City Code shall be strictly followed.
 - b. The Council in making appointments shall act only by the affirmative vote of at least four (4) members.

- c. No person shall be appointed or reappointed unless he shall be a resident of the City of Alexandria, and at the time of his appointment have resided at least one year next preceding his appointment in the city or the extended limits thereof.
- d. No person shall be appointed who holds an office or position of profit under the City government unless specifically provided for by law.
- e. No person shall be appointed to serve on more than one appointive body at any one time, unless specifically provided for by law.

3. That, except as provided in Section 5 hereof, the right of any person appointed by Council to continue to serve on any board, commission, authority or committee shall be contingent upon that person maintaining his residency within the City.

4. That, except as provided in Section 5 hereof, or except as otherwise specifically required by law, any office over which the Council has the power of appointment shall be deemed vacant when so declared by it after a finding that such office is held by a person in violation of any requirement or qualification for appointment or tenure established by this resolution or any other provision of law.

5. That the following exceptions shall be made to the requirements for appointment and tenure established by this resolution:

- a. Appointments to committees having an indeterminate life or to the Citizens Advisory Committee or to the Economic Opportunities Commission shall not be construed as appointments under the terms of subsection 2(e) of this resolution.
- b. The Council can waive the requirements of subsection 2(c) and Section 3 of this resolution when it deems it in the best interests of the City; provided that such waiver shall not conflict with any other provision of law.
- c. Notwithstanding the requirement of Section 3 of this resolution, Council shall not, unless required by some other provision of law, declare vacant any office where the person holding such office (i) ceases to reside in the City of Alexandria within six months from the end of his term of office or (ii) has ceased to reside in the City prior to

the date of passage of this resolution (such cases shall be governed by the law in effect at the date of appointment of the officeholder involved), and in either instance wishes to serve until the end of his term.

6. That every person appointed by the Council to any board, commission, authority or committee shall on or before undertaking his duties qualify by taking the following oath:

"I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Virginia, and that I will faithfully and impartially discharge and perform all the duties incumbent on me as (insert title of office) according to the best of my ability (so help me God.)"

7. The chairman of authorities, boards, commissions and committees shall, beginning July 1, 1971, keep or cause to be kept a record of each appointee's attendance at meetings of the bodies on which they serve, and shall, commencing on the 1st of July 1972 and each year thereafter, forward to the City Clerk, in writing, a copy of each attendance record for the immediately preceding twelve months. Council appointees on authorities, boards, commissions and committees shall attend at least fifty percent of the meetings of the bodies on which they serve each year. If the attendance record forwarded to the City Clerk reflects that any appointee does not attend at least fifty percent of said meetings, the City Clerk shall advertise a vacancy so that the City Council can proceed to fill the vacancy at the first regular Council meeting held in September, following any year during which an appointee has not attended at least fifty percent of said meetings. The City Clerk shall also forthwith notify the appointee of such action. The office of any appointee who has not attended the required number of meetings shall be automatically deemed vacant on the date of the above mentioned Council meeting in September.

8. That the provisions of this resolution shall prevail except where they conflict with any legal provision of higher force.

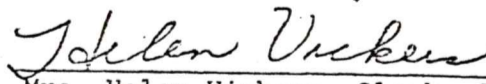
9. The City Clerk shall have copies of this resolution available for all applicants for appointment, and shall forward a certified copy of this resolution to all boards, commissions, authorities and committees for their information, and shall forthwith forward certified copies of this resolution to all future Council appointees immediately after their appointment.

10. This resolution shall become effective March 9, 1971.

* * * * *

I, Helen Vickers, Clerk of the City of Alexandria, Virginia, do hereby certify that the foregoing is a true copy of a Resolution adopted by the City Council of Alexandria at its Regular Meeting held on the 9th day of March, 1971.

Dated this 10th day of March, 1971.


Mrs. Helen Vickers, Clerk of the
City of Alexandria, Virginia