

office until his successor shall have qualified. His salary shall be fixed by the Town Council and shall not be diminished during his term of office.

Section 5. The Mayor shall keep his office and hold his court at the place prescribed by the Council. Every person held in custody for violation of Town ordinances shall be entitled to a speedy trial and have witnesses summoned in his behalf.

Section 6. The Mayor may prescribe a regular hour or hours for the trial of cases and he shall not be required to try any case except during such hour or hours, unless in case of emergency the welfare and good order demand a speedier trial.

Section 7. The Mayor shall keep a record of his proceedings and of all cases brought before him in a well-bound book. He shall make a report to the Council at each regular meeting showing the date of each criminal warrant issued by him or the date judgment was rendered thereon during the previous month, the name of the defendant, the amount of fine imposed and cost attending the same, and the name of the officer charged with the duty of collecting the same. He shall report in like manner all fines remitted in whole or in part by him during said month, and persons released from custody by his order before such fine is paid.

Section 8. The Mayor to have all the power and authority of a justice as set forth in Section 3011 of the Virginia Code of 1936.

Any person in default of a payment of a fine or cost imposed on such person may be confined in the jail of Sussex County or the jail of the Town by the order of the Mayor until such fine and costs are paid, and may be required, as provided under Chapter 8 of this Code to work on the streets or other public roads of the Town and be allowed fifty cents per day for such work, as a credit upon such fine and costs provided that the term of such confinement shall not exceed ninety days.

CHAPTER III

THE COUNCIL

Section 1. The Councilmen shall be elected at the next general election and every two years thereafter by the qualified

We turned
this over
to the
county
decades
ago

10
voters of the Town for a term of two years; said election in accordance with the Code of Virginia, to be held on the second Tuesday in June. At the aforesaid election no more than six Councilmen shall be elected and the Council from the aforesaid date of election shall be comprised of six Councilmen who shall begin their term of office on the first day of September next ensuing, and shall hold office until their successors have qualified.

our
elections
haven't
been in
June for
decades

Section 2. A majority of the members of the Council shall constitute a quorum. If a quorum fails to attend within half an hour after the appointed time of meeting, those present may adjourn to such time as they may deem proper and the Clerk shall enter the names of those present, and those absent, on the journal.

Section 3. The regular meeting of the Council shall be held on the first Thursday night in each month at such place and hour as may be designated by the Council. Special meetings may be called by the Mayor, or by any two members of the Council, but the purpose or object of the meeting shall be stated in such call and twelve hours notice must be given.

All calls for special meetings shall be in writing addressed to the Clerk of the Council, who will issue a summons directed to the Sergeant or any policeman of the Town, requiring the Mayor and Councilmen to attend at the place and time and for the purpose or object set forth in the call. A special meeting may be called for the transaction of general business when for any reason the regular meeting for that month was not held at the time designated therefor.

Section 4. The members of the Council shall at their first meeting and thereafter at their first regular meeting in September after the general election, elect one of their members who shall preside at all meetings of the Council in the absence of the Mayor. Said member to be designated as President of the Council.

our 1st
Meeting
hasn't been
in September
for decades

Section 5. If, at the regular hour set for the trial of cases by the Mayor, the Mayor be absent or unable to attend the President of the Council shall act in his stead. He shall in such a case be vested with all the power and authority of a justice as set forth in Section 3011 of the Virginia Code of 1936.

power given
by the
code of Virginia

Section 6. The Town Council shall have all the power and authority that is now or may hereafter be granted to the Council of Towns by the General Laws of this State and the recital of special powers and authorities in this Code shall not be taken to exclude the exercise of any power and authority granted by the General Laws of this Commonwealth.

THE RULES OR ORDER OF THE COUNCIL

AND

THE GOVERNMENT OF ITS PROCEEDINGS

Section 7. From any decision of the Mayor or other officer presiding during a meeting of the Council, an appeal shall lie to the Council. On such appeal no debate shall be permitted, if it refers to a question of propriety of conduct, but if it relates to the propriety of business, or any other matter, the appeal may be debated. The decision of the chair shall be final, unless two-thirds of the members present vote against such decision.

OR 4 Members

Section 8. Every motion or resolution shall, when requested by any member of the Council or the Mayor, be reduced to writing and seconded before it is submitted and the name of the member offering it shall be recorded in the journal or recorded. The question shall then be stated by the chair before it is voted on or debated. Any motion or resolution may be withdrawn by the mover at any time with the consent of the Councilmen seconding the same, before decision, amendment or other action of the Council upon it.

Section 9. In any debate no member shall speak more than once on the same question, until all others have spoken who desire to do so, nor more than twice on the same question, except by the consent of a majority of the Council upon it.

Section 10. If any member in speaking transgress the rules of the Council, or shall during a meeting of the Council, be guilty of any breach of decorum or of courtesy in debate, the Mayor shall, and any member may, call him to order and he shall be required to take his seat, and not allowed to proceed unless permission to explain be granted by the Mayor. An appeal to the Council from the decision of the Mayor may be had in such cases.

Section 11. No motion or proposition or subject, different from that under consideration, shall be admitted under color of amendment.

Section 12. Pending a debate, any member may move for the "previous question" and the motion may be forthwith put to the Council without debate; two-thirds of the members present shall be required to order the main or previous question.

The previous question shall be put in this form: "Shall the main question now be put?" If carried, its effect shall be to put to an end all debate and bring the Council to a direct vote upon pending amendments, if any, and then upon the main question. If, upon the motion for the previous question, the main question be not ordered, debate may be continued as if the motion had not been made.

Section 13. The ayes and nays on any question may be called at any time before proceeding to any other business, and shall be ordered on the demand of any member.

Section 14. The ayes and nays, when called for by any member, shall be entered on the record when the vote is taken on any motion, resolution or ordinance having as its object or providing for, the appropriation of money, the allowance of a claim, the imposition of taxes or assessments, or the contracting of any debt or obligation on behalf of the Town; and no such motion, resolution or ordinance shall be adopted or passed (except when a greater number of votes is required) unless the same shall receive a majority of the votes of the Councilmen of the Town elected. Provided, that when a duly audited account against the Town, approved by the proper auditing officer or committee, is presented and read to the Council, the presiding officer of the Council shall ask whether there be objection to its allowance, and if no objection be made by any member of the Council, such account shall stand approved and allowed. Provided further, that where any appropriation exceeds \$100.00 the aye and nay vote shall be taken and recorded.

Section 15. When a question has been decided, it may be reconsidered on the motion of any member who voted with the prevailing side, provided such motion be made at the same session of the Council at which it was decided. All motions to reconsider

shall be decided by a majority of the voters of the members present.

Section 16. No rule of the Council, or order of business, shall be suspended without the concurrence of two-thirds of the members present.

Section 17. After the name of a member has been recorded as present at any meeting of the Council, he shall not absent himself from such meeting previous to the adjournment, without permission of the Council. Any member violating this rule shall be fined by the Mayor not less than one dollar and not more than five dollars for each offense.

Section 18. When it is proposed to pass an ordinance on its final passage on the same day on which it was first presented and read, and objection is made to so doing, the ayes and nays shall be ordered on the question of so doing. And in such case the ordinance shall not be placed upon its final passage at that meeting, except by the concurrence of two-thirds of the members present.

4 Members

Section 19. A motion to adjourn shall always be in order, except when a member has the floor, when the ayes and nays are being called, when the previous question has been ordered, or when a resolution to adjourn has been put and lost without any other business intervening.

Section 20. No person who is not a member of the Council shall orally address it, until leave to do so has been applied for through a member of the Council or Mayor and granted by the Council.

Section 21. All claims, debts and demands against the Town when presented to the Council, shall, if deemed necessary by the Council, be referred to the proper committee or officer for report thereon at the next meeting of the Council.

Section 22. The Council shall keep a well-bound journal of its proceedings, and its meetings shall be open, except when the public welfare requires secrecy.

Section 23. No appropriation shall be made to aid military or fire companies, agricultural, benevolent or literary societies, or any public or private charity, unless a majority of all the members elected to the Council vote therefor.

Section 24. No member of the Council who has an immediate

personal or pecuniary interest in the result of any question or matter before the Council, shall vote thereon.

Section 25. No account against the Town shall be allowed until it has been approved by the committee or authorized officer by whose direction or on whose order the services were performed or material furnished for which account was rendered, and the said officer or committee shall endorse on said account the specific object of such expenditure, so far as incurred under the directions or authority of such committee or officer, and return the same to the Clerk of the Council before the regular meeting of the Council at which it is to be submitted.

Section 26. All checks issued for the payment of debts incurred by the Town or in the expenditure of money, voted by the Council, shall be signed by the Treasurer and countersigned by the Mayor.

This doesn't
state everything
has to be a
check

APPOINTMENT OF COMMITTEES

Section 27. The Council shall, at its regular meeting in September after an election, appoint the following standing committees, or such other committees as the Council may deem proper, to consist of at least three members each, to-wit: Committee on Finance, Committee on Streets, Committee on Water, Sewer, and Lights, Committee on Ordinances, Committee on Building and Zoning. To such committees shall be referred all matters pertaining to their several departments. It shall be the duties of each of said Committees to exercise a general supervision of those matters and things which belong to, effect or pertain to its department of the public affairs, and to report thereon to the Council at each regular meeting, or whenever such report is called for by the Mayor or Council. Such committees shall have authority with the approval of the Mayor, to cause repairs to be made and evils to be remedied affecting those things belonging to its department where such repairs or remedies are too urgent to be delayed and the cost thereof does not exceed fifty dollars. A detailed report of such expenditure shall be made to the Council at the next regular meeting after such expenditure.

The mayor
has been
doing this
for decades

This figure was
changed to
\$500⁰⁰-L

Section 28. The Committee on Building and Zoning shall have

all the powers and duties set forth in Section 3030 of the Virginia Code of 1936.

The aforesaid committee shall also have the power and authority to issue building permits. The chairman of the committee upon being notified by an applicant that a permit for the erection or repair of a building is desired, shall within three days call a meeting of the members of his committee and they shall upon the presentation by the applicant of plans of the location, purpose, style, construction, and material of said building, order the Clerk of the Council to issue to said applicant a permit, if in their opinion the erection or repair according to the plans presented by the applicant be not contrary to the promotion of the general welfare of the Town. If for any reason the Committee on Building and Zoning refuse to grant a permit, the applicant may petition the Council at its next regular meeting to issue said permit. The Council may or may not issue the permit. The Clerk of the Council shall receive a fee of fifty cents to be paid by the applicant for each building permit issued.

Section 29. The order of the proceedings of the Council shall be as follows:

1. Roll Call
2. Reading of Minutes
3. Consideration of Accounts and Appropriations
4. Report of Officers
5. Reports of Standing Committees
6. Report of Special Committees
7. Unfinished Business
8. Communications and New Business

Section 30. Every ordinance hereafter passed involving a penalty for its violation shall be posted at five or more public places in said Town for one week.

CHAPTER IV

THE CLERK OF THE COUNCIL

Section 1. The Council shall, at its first meeting and at the first meeting in September after each regular election, elect a Clerk whose duty it shall be to attend every meeting of the body and

All of this
was changed
to the
Zoning
Administration
being the
town clerk
under
Mayor
Wart