

1 **Ordinance to Amend and Re-Enact Chapter 12 of the City Code of the City Of Hampton,**
2 **Virginia Entitled, “Elections” By Amending Article IV and Adding a New Article V Pertaining**
3 **to Elections of Mayor, Members of the City Council, and Members of the School Board in**
4 **November As Required by the Code of Virginia**

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6 **WHEREAS**, as a result of the passage of Senate Bill 1157 (2021) by the General Assembly, as
7 of July 1, 2021, the City Council is required by Section 15.2-1400 of the Code of Virginia to
8 provide, by ordinance, for the transition of elections for the positions of mayor, members of the
9 city council, and members of the school board to the November general election date from the
10 May general election date;

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12 **WHEREAS**, upon adoption of this ordinance, beginning with any election held after January 1,
13 2022, elections for mayor, members of the city council, and members of the school board shall
14 be held at the time of the November general election for terms to commence January 1; and

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16 **WHEREAS**, further, that the mayor, members of the city council, and members of the school
17 board who were elected at a May general election and whose terms are to expire as of June 30
18 shall continue in office until their successors have been elected at the November general election
19 and have been qualified to serve.

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21 **NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Hampton, Virginia that
22 Chapter 12 of the City Code of the City of Hampton, Virginia, be amended and re-enacted as
23 follows:
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25 **Chapter 12 – ELECTIONS**

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29 **ARTICLE IV. – SCHOOL BOARD**

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33 **Sec. 12-92. – Election and terms of members of the school board.**

34 There shall be a general election of the school board every two (2) years, held on the first Tuesday
35 of May, with candidates receiving the highest number of votes for the seats being declared elected
36 and with [the] terms of school board members elected at such elections beginning July 1, following
37 their election and continuing for four (4) years.

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39 *Notwithstanding the foregoing, for any election held after January 1, 2022, elections for members*
40 *of the school board shall be held at the time of the November general election for terms to*
41 *commence on January 1. No term of a member of the school board shall be shortened in*
42 *implementing this change to the November election date. Members who were elected at a May*
43 *general election and whose terms are set to expire as of June 30 shall continue in office until their*
44 *successors’ terms commence on the January 1 following their election at the November general*
45 *election.*
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47 The school board shall be a continuing body and no measure pending before it shall abate or be
48 discontinued by reason of the expiration of the term of office or the removal of the members of
49 the body or any of them.

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53 **ARTICLE V. – ELECTIONS FOR MAYOR AND MEMBERS OF CITY COUNCIL**

54 **Sec. 12-96. – November General Election.**

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56 *Notwithstanding Sections 3.01 et. seq of the Charter, and pursuant to section 15.2-1400*
57 *of the Code of Virginia, as amended, for any election held after January 1, 2022, elections for*
58 *mayor and members of city council shall be held at the time of the November general election for*
59 *terms to commence the following January 1. The first meeting of a newly elected council, as set*
60 *forth in Section 3.06 of the Charter, shall take place on the date of the first regularly scheduled*
61 *meeting of the city council in the month of January following the November general election.*
62 *Except as provided in this section, all other applicable provisions of the Charter pertaining to*
63 *elections shall remain in effect. No term of a mayor or a member of council shall be shortened in*
64 *implementing this change to the November election date. The mayor and members of the city*
65 *council who were elected at a May general election and whose terms are set to expire as of June*
66 *30 shall continue in office until their successors' terms commence on the January 1 following their*
67 *election at the November general election.*

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69 **State Law reference—** Code of Virginia, § 15.2-1400 et seq.

70 **Cross reference—** City Charter, § 3.01 et seq.

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