

REGULAR MEETING

May 12, 2009

At a regular meeting held this evening at 7:00 p.m., there were present: Mayor Kai Degner; City Manager Kurt Hodgen; Assistant City Manager Evan Vass; City Attorney Earl Q. Thumma, Jr.; Vice-Mayor Richard A. Baugh; Council Members David Wiens, and Carolyn W. Frank; City Clerk Yvonne “Bonnie” Ryan, MMC; and Chief of Police Donald Harper. Absent: Council Member Ted Byrd

Vice-Mayor Baugh gave the invocation, and Mayor Degner led everyone in the Pledge of Allegiance.

Council Member Frank offered a motion to approve the consent agenda, including approval of the minutes and the second reading of a supplemental appropriation for the Public Utilities Department. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

The next item of business was considering a proposed real property tax increase. City Manager Hodgen briefly reviewed the real estate tax rate. Mr. Hodgen said that this year’s budget is based upon the assumption of \$.59 per \$100 of assessed value. This rate is the same as the current tax rate, but represents an effective rate increase of about four and 1/4 cents per \$100 of assessed value due to the 2008 Reassessment. This will generate about \$1.6 million dollars of new real estate tax revenues due to the assessment. However, revenues overall are about \$8.5 million dollars less than last year budget. It is recommended that the real estate tax rate remain the same.

At 7:05 p.m., Mayor Degner closed the regular session temporarily and called the evening’s first public hearing to order. The following notice appeared in the Daily News-Record on Monday, April 13, 2009.

NOTICE OF PROPOSED REAL PROPERTY TAX INCREASE

The City of Harrisonburg proposes to increase property tax levies.

- 1. Assessment increase: Total assessed value of real property, excluding additional assessments due to new construction or improvements to property, exceeds last year’s total assessed value of real property by 7.77 percent.**

2. **Lower Rate Necessary to Offset Increase Assessment:** The tax rate which would levy the same amount of real estate tax as last year, when multiplied by the new total assessed value of real estate with the exclusions mentioned above, would be \$.5475 per \$100 of assessed value. This rate will be known as the “lowered tax rate.”
3. **Effective Rate Increase:** The City of Harrisonburg proposes to adopt a tax rate of \$.59 per \$100 of assessed value. The difference between the lowered tax rate and the proposed rate would be \$.0425 per \$100, or 7.76 percent. This difference will be known as the “effective tax rate increase.”

Individual property taxes may, however, increase at a percentage greater than or less than the above percentage.

4. **Proposed Total Budget Decrease:** Based on the proposed real property tax rate and changes in other revenues, the total budget of the City of Harrisonburg will be less than last year’s original budget by 14.42 percent.

A public hearing on the tax rate increase will be held on May 12, 2009 at 7:00 p.m., in the Harrisonburg Council Chambers located at 409 South Main Street, Harrisonburg, Virginia.

All hearings shall be open to the public. The governing body shall permit persons desiring to be heard an opportunity to present oral testimony within such reasonable time limits as shall be determined by the governing body.

CITY OF HARRISONBURG
Kurt D. Hodgen
City Manager

Mayor Degner called on anyone desiring to speak for or against this proposed real property tax increase.

Kathy White, general manager for Forbes Development, said re-assessment at the current tax rate would cost the company an additional \$17,714 per year, which is an increase of 22%. Because citizens of the City are financially stressed, Ms. White suggested that the City tighten the budget and spend less money. Ms. White also recommended that the City reduce the tax rate to 54.75% per \$100 of assessed value. There being no others desiring to be heard, the public hearing was declared closed at 7:12 p.m., and the regular session reconvened. Council Member Wiens offered a motion to approve the proposed real estate tax rate of \$.59 cents per \$100 assessed value. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

City Manager Hodgen presented a request to issue General Obligation Bonds in the amount not to exceed \$16,000,000. Mr. Hodgen said the proceeds of the Bonds will be used to finance projects that have been planned for several years. These projects include the Stone Spring Road/Erickson Avenue construction project, the “Dream Come True” playground project, water tank construction, the possibility of refunding a 2000 General Obligation bond, funding for the HRHA Franklin Heights project costs, and bond issuance costs. It should be noted that HRHA will be responsible for payment of its share of the debt service associated with the bonds, along with its share bond issuance costs.

Ted Cole of Davenport and Company, the City’s financial advisor, presented an overview of a resolution, which states Council’s intent to move forward with a preliminary approval. Mr. Cole briefly reviewed the four proposals received for the bonds including the terms and provisions of the proposals, a preliminary resolution, and fund usage. Carter Bank & Trust will provide the most favorable terms and conditions and allows complete flexibility to restructure the loans. Davenport and Company is recommending that the City consider the Carter Bank & Trust option. Mr. Cole also discussed a timetable regarding issuing the bonds.

At 7:38 p.m., Mayor Degner closed the regular session temporarily and called the evening’s second public hearing to order. The following notice appeared in the Daily News-Record on Tuesday, April 28, and Tuesday, May 5, 2009.

**NOTICE OF PUBLIC HEARING ON PROPOSED
ISSUANCE OF BONDS BY THE CITY OF
HARRISONBURG, VIRGINIA**

Notice is hereby given that the City Council of the City of Harrisonburg, Virginia (the “Council”) will hold a public hearing on the proposed issuance by the City of Harrisonburg, Virginia (the “City”), with a referendum and subject to final approval, of general obligation bonds in a principal amount not to exceed \$16,000,000 (the “Bonds”) for capital improvement projects. The Bonds may be issued from time to time and in one or more series.

The proceed of the Bonds will be used to (i) finance a portion of the costs of road construction including Port Republic Road, Reservoir Street, Stone Spring Road and Erickson Avenue, (ii) finance the construction of a water tank, (iii) finance the construction and equipping of Peach Grove Park, (iv) provide funds to the Harrisonburg Redevelopment and Housing Authority to pay a portion of the costs the renovation of certain of its public housing units, in particular those at the Franklin Heights Apartments, and (v) pay the costs of issuance of the Bonds.

The public hearing, which may be continued or adjourned, will be held at 7:00 p.m. on Tuesday, May 12, 2009, before the Council at a regularly scheduled meeting in the Council Chambers at 409 South Main Street in Harrisonburg, Virginia 22801. Any person

interested in the issuance of the Bonds and the purposes for which the Bonds are being issued may appear at the hearing and present his or her views.

**CITY OF HARRISONBURG, VIRGINIA
Kurt D. Hodgen, City Manager**

Mayor Degner called on anyone desiring to speak for or against issuing the General Obligation Bonds. There being no one desiring to be heard, the public hearing was declared closed at 7:49 p.m., and the regular session reconvened. Council Member Frank offered a motion to approve the resolution authorizing the preliminary action for issuance of the bonds using Carter Bank & Trust. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

Planning and Community Development Director Turner presented a request to amend Section 10-3-97, 10-3-46(1) and 10-3-48.4(1) of the Zoning Ordinance. Section 10-3-97 will add “boarding and rooming houses” as a use allowable by special use permit within the M-1, General Industrial District. Mrs. Turner said that there has been a lot of discussion about adding boarding and rooming houses in the industrial district. Allowing this type of use would offer property owners with small lot residential uses and/or residential structures that exist as M-1 zoned properties the option of applying for this special use permit. Section 10-3-46(1) and 10-3-48.4(1) would add descriptive language of boarding and rooming houses. These sections allow application for boarding and rooming houses, as a special use permit, within the R-3, Multiple Dwelling Residential District and the R-3, Medium Density Residential District. In some situations, it might be inappropriate to limit a boarding or rooming house to only one occupant per bedroom. Planning Commission recommended approval of the proposed ordinances.

At 7:48 p.m., Mayor Degner closed the regular session temporarily and called the evening’s third and fourth public hearings to order. The following notice appeared in the Daily News-Record on Monday, April 27, and Monday, May 4, 2009.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold several public hearings on Tuesday, May 12, 2009 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Ordinance Amendment – R-3 Boardinghouse or Rooming House Language Change

Public hearing to consider amending the Zoning Ordinance Sections 10-3-46 (1) and 10-3-48.4 (1) to amend the descriptive language of boardinghouse and roominghouse.

Ordinance Amendment – Boardinghouse or Rooming Houses M-1 Special Use Permit Addition

Public hearing to consider amending the Zoning Ordinance Section 10-3-97 to add Boardinghouse or Rooming house as a use permitted by special use permit within the M-1, General Industrial District.

Maps and other information are available for review in the Community Development Department, 409 South Main Street, Monday through Friday, 8:00 a.m. to 5:00 p.m.

All persons interested will have an opportunity to express their views at these public hearings. Any individual requiring auxiliary aids, including signers, in connection with the public hearing shall notify the City Manager at least five (5) days prior to the date of the meeting.

**CITY OF HARRISONBURG
Kurt D. Hodgen
City Manager**

Mayor Degner called on anyone desiring to speak for or against these ordinance amendments. There being no one desiring to be heard, the public hearing was declared closed at 7:49 p.m., and the regular session reconvened. Vice-Mayor Baugh offered a motion to adopt Section 10-3-97, 10-3-46(1), and 10-3-48.4(1) of the Zoning Ordinance for a first reading. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

Planning and Community Development Director Turner presented a request from Aneta and Christopher Smialek for a special use permit to allow a Major Family Day Home at 521 Blue Ridge Drive. The Comprehensive Plan designates this area as Low-Density Residential. Mrs. Turner reviewed the surrounding uses in the area and also briefly reviewed child care provisions allowed in the Zoning Ordinance. After receiving a complaint, it was discovered that Ms. Smialek was providing care for more than one (1) through five (5) children under the age of thirteen (13) that is allowed as a “minor family day home”. Ms. Smialek has been licensed by the Department of Social Services to provide care for twelve (12) or fewer children in her home. Staff had concerns regarding the traffic in the area. The volume of traffic near this intersection is significant. The property is located at an awkward, skewed intersection, which is also not a

standard four way junction. The traffic signal controls several vehicle movements. Additionally, there is a transit bus stop situated at the junction of Country Club Road and Clay Street. The property has a driveway with entrances on both Blue Ridge and Country Club Road. The two entrances allow vehicles to enter and/or exit from either road. Planning Commission recommended approval (5-2) that the special use permit for the day care facility be approved with the following conditions: 1) The “major family day home” shall be valid only for the current applicants. 2) Vehicles shall not be permitted to exit the property onto Country Club Road. All vehicles shall exit onto Blue Ridge Drive. The applicant shall install signage on her property to this effect. 3) All existing shrubbery/plantings within the island created by the connecting portions of the driveway, near the southwestern property corner, shall be trimmed or removed to improve sight distance. All plantings within this area shall be low-lying and/or ground covering vegetation. 4) The connecting portions of the driveway shall remain open at all times to allow parents/guardians to maneuver on and off of the property without utilizing the public right-of-way. Parking is prohibited on these portions of the driveway. 5) If City Council finds traffic conditions warrant re-evaluation of the “major family day home” they may require the applicant to return to Planning Commission to re-examine the use of the property. It shall be at the discretion of Planning Commission and/or City Council to determine if the re-evaluation requires a new public hearing. Such re-evaluation may result in additional conditions being placed on the use or revocation of the special use permit. Planning Commission recommended approval with conditions of the special use permit request.

At 8:08 p.m., Mayor Degner closed the regular session temporarily and called the evening’s fifth public hearing to order. The following notice appeared in the Daily News-Record on Monday, April 27, and Monday, May 4, 2009.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold several public hearings on Tuesday, May 12, 2009 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Special Use Permit – 521 Blue Ridge Drive – Major Family Day Home (10-3-34 (6))

Public Hearing to consider a request from Aneta and Christopher Smialek for a special use permit per Section 10-3-34 (6) to allow a Major Family Day Home within the R-1, Single Family Residential District. The property is located at 521 Blue Ridge Drive and can be found on tax map parcel 29-D-29.

Maps and other information are available for review in the Community Development Department, 409 South Main Street, Monday through Friday, 8:00 a.m. to 5:00 p.m.

All persons interested will have an opportunity to express their views at these public hearings. Any individual requiring auxiliary aids, including signers, in connection with the public hearing shall notify the City Manager at least five (5) days prior to the date of the meeting.

CITY OF HARRISONBURG
Kurt D. Hodgen
City Manager

Mayor Degner called on anyone desiring to speak for or against the special use permit request. Aneta Smialek, owner of the day care facility, said each parent is given a letter stating that after three warnings a ten dollar fee will be charged if they exit out onto Country Club Road. There is camera surveillance to make certain no one is exiting out. The bushes in the island have been trimmed. There being no others desiring to be heard, the public hearing was declared closed at 8:14 p.m., and the regular session reconvened. Council Member Frank offered a motion to approve the special use permit request with the five conditions to allow a “major family day home” at 521 Blue Ridge Drive. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

Planning and Community Development Director Turner presented a request from Scott Kettelkamp to preliminarily subdivide two parcels along Norwood Street into three townhouse lots. The Comprehensive Plan designates this area as Medium-Density Residential. Mrs. Turner reviewed the surrounding uses in the area. This is a request to preliminarily subdivide two parcels into three townhouse lots. By right, Mr. Kettelkamp can construct a single family home on each of these lots or a duplex dwelling. The applicant has said that it is not economical feasible to develop these uses on the property. Section 10-2-41 and 10-2-45 provides design standards for streets and alleys and states that additional width will be needed to bring the property into conformance with City street standards. Mrs. Turner reviewed the right-of-way width on Norwood Street regarding the subdivision process. The right-of-way should be dedicated as required by the subdivision ordinance. In this case, if the applicant dedicates the 10 feet of right-of-way, he will not have enough lot depth to meet the requirement of 112 feet. Mr. Kettelkamp will be able to construct the townhouses. Staff does not want to set a precedent of deviating from this requirement or allowing easements in place of right-of-way simply to maintain desired density. Mrs. Turner said that Planning Commission recommended approving the variance requests from Section 10-2-66 & 10-2-67 of the Subdivision Ordinance and recommended denying the variance requests from Section 10-2-41 & 10-2-45 of the Subdivision Ordinance, which requires the dedication of right-of-way.

Mrs. Turner also said that Mr. Kettlekamp has presented a new proposal, which states that at some point in the future either he or the future owners of the three townhouse lots would be willing to dedicate right-of-way to the City at no cost if the City is interested in street improvements. This proposal would keep the lot depth, allow constructing three townhouses according to his plan, place the townhouses back far enough on the lots and still have the dedicated 30 feet set back once they dedicate the 10 feet of right-of-way to the City. But, the lot

depth would become non-conforming. This proposal would allow constructing and maximizing the density while also providing any City right-of-way requirement in the future. Planning Commission discussed whether the applicant can provide the required on-site off street parking spaces. Mrs. Turner also reviewed other proposals submitted by the applicant regarding on-site parking spaces, and maximizing the density entrance alignment. It was noted that Planning Commission has not reviewed this new proposal. Mrs. Turner reminded everyone that Planning Commission recommended approval of the variance requests from Section 10-2-66 & 10-2-67 of the Subdivision Ordinance and recommended denial of the variance requests from Section 10-2-41 & 10-2-45 of the Subdivision Ordinance, which requires the dedication of right-of-way.

Following a lengthy discussion and many comments, Council Member Frank offered a motion to refer the new proposal back to the Planning Commission for further review. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

City Manager Hodgen presented the following resolution for Council’s consideration of approval:

**RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND AWARD OF AN
UP TO \$1,300,000 CITY OF HARRISONBURG, VIRGINIA
GENERAL OBLIGATION PUBLIC SAFETY REFUNDING BOND, SERIES 2009,
AND PROVIDING THE FORM AND DETAIL THEREOF**

WHEREAS, pursuant to Title 15.2 of the Code of Virginia, 1950, as amended (the “Code”), the City of Harrisonburg, Virginia, (the “City”) is empowered to finance and refinance the acquisition, construction, reconstruction, renovation, enlargement, and equipping of the public safety facilities, and to issue its general obligation bonds to pay all or any part of the cost thereof; and

WHEREAS, pursuant to the Code, the City is empowered to pledge for the payment of principal and interest on its general obligation bonds its full faith and credit, payable from ad valorem taxes, to the extent other monies are not lawfully available and appropriated therefor; and

WHEREAS, the City duly issued the City of Harrisonburg, Virginia General Obligation Public Safety Bonds, Series 2001 (Harrisonburg Rescue Squad, Inc.) (the “2001 Bond”), and sold the 2001 Bond to Virginia Resources Authority (“VRA”) on December 14, 2001, in the original principal amount of \$1,600,000, in order to finance the acquisition, construction and equipping of a new public safety facility in the City located at 1700

Reservoir Street for use by the Harrisonburg Rescue Squad, Inc., and pay issuance costs in connection therewith; and

WHEREAS, the Harrisonburg Rescue Squad, Inc. is a nonstock, not-for-profit Virginia corporation; and

WHEREAS, VRA recently has advised that the City may achieve significant interest cost savings by refinancing a portion of the 2001 Bond (as shown for illustration purposes on Exhibit A attached hereto), through the City's participation presently in VRA's Virginia Pooled Financing Program; and

WHEREAS, accordingly, VRA shall provide refinancing assistance to the City with a portion of the proceeds of VRA's Infrastructure Revenue Bonds (Virginia Pooled Financing Program), Senior and Subordinate Series 2009A (ACE), to be issued in one or more series (the "VRA Bonds"), in order for the City to issue its Refunding Bond (defined below) to VRA to obtain funds to prepay, refinance, advance-refund and defease a portion of the outstanding principal amount of and interest on the 2001 Bond and to amend the 2001 Bond to reflect such refunding, all as further described below; and

WHEREAS, all such arrangements shall be set forth, among other things, in (i) a Financing Agreement between VRA and the City to be dated as of June 1, 2009 (the "2009 Financing Agreement"), (ii) a Local Bond Sale Agreement between VRA and the City to be dated the date of sale of the VRA Bonds (the "Local Bond Sale Agreement"), (iii) a Nonarbitrage Certificate and Tax Compliance Agreement between VRA and the City (the "Tax Compliance Agreement"), and (iv) an Allonge to be attached to the 2001 Bond, which documents shall be in standard forms generally required by VRA in connection with its pooled bond program and restructuring of obligations issued thereunder; and

WHEREAS, the City may issue such Bond, at the election of the Council, under the provisions of the City Charter and Section 15.2-2601 of the Public Finance Act under the Code (the "Act") without regard to the requirements, restrictions or other provisions contained in any charter or local or special act applicable to the City, and, further, under the provisions of the City Charter and Section 15.2-2607 of the Act, the Council may finally adopt this Resolution authorizing the issuance thereof at the meeting at which it is introduced upon a majority vote of the members thereof; and

WHEREAS, the Council now desires to approve all such transactions as may be necessary or convenient in order for the City to prepay, refinance, advance-refund and defease a portion of the outstanding principal amount of and interest on the 2001 Bond and to amend the 2001 Bond to reflect such refunding.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF HARRISONBURG, VIRGINIA:

1. Authorization of Refunding Bond and Allonge. The Council hereby determines that it is advisable to prepay, refinance, advance-refund and defease a portion

of the outstanding amount of the principal of and interest on the 2001 Bond (as shown for illustration purposes on Exhibit A attached hereto), in order for the City to achieve significant interest cost savings, as further described below. To such end, the Council hereby authorizes (i) the issuance of an up to \$1,300,000 City of Harrisonburg, Virginia General Obligation Public Safety Refunding Bond, Series 2009 (Harrisonburg Rescue Squad, Inc. Project) (the “Refunding Bond”) in the form and upon the terms established herein, in order for the City to prepay, redeem, advance-refund and defease a portion of the 2001 Bond and thereby achieve significant interest cost savings, and (ii) the execution and delivery by the City of an appropriate Allonge, to be attached to and made a part of the 2001 Bond (the “Allonge”), in order to amend the 2001 Bond to reflect such refunding, as described herein.

The Council hereby elects to issue the Refunding Bond under the provisions of Section 15.2-2601 of the Act, among other provisions thereof, and, further, the City shall issue the Refunding Bond in accordance with the provisions of Section 15.2-2607 of the Act, among other provisions thereof. The sale of the Refunding Bond to VRA is hereby authorized and shall be delivered to or upon the order of VRA upon payment of the purchase price thereof, pursuant to the terms and conditions set forth, respectively, in the Local Bond Sale Agreement and the 2009 Financing Agreement. The proceeds from the issuance and sale of the Refunding Bond shall be used, along with other lawfully available funds of the City, if any, to pay the costs to prepay, redeem, advance-refund and defease a portion of the 2001 Bond and pay costs of issuance of the Refunding Bond (the “Project”), as described above and further described in the 2009 Financing Agreement.

2. Sale of the Refunding Bond. It is determined to be in the best interest of the City to accept the offer of VRA to purchase, and the City to sell to VRA the Refunding Bond, subject to the conditions set forth in Section 4 hereof and accepted by the Mayor or Vice-Mayor of the City, or the City Manager (whether collectively or individually, any one or more of whom may act, the “City Representative”), upon the terms established pursuant to this Authorizing Resolution and the final 2009 Financing Agreement and Local Bond Sale Agreement. The Council hereby authorizes the issuance and sale of the Refunding Bond in the form and upon the terms established pursuant to this Authorizing Resolution. The City Representative is hereby authorized and directed to accept the final principal amount of the Refunding Bond advised by VRA following the pricing of the corresponding VRA Bonds, provided that such principal amount of the Refunding Bond shall not exceed the amount authorized by this Authorizing Resolution. The execution and delivery of the Refunding Bond as described herein shall conclusively evidence such principal amount and interest rates as established by VRA and as having been so accepted as authorized by this Authorizing Resolution, without further action from the City being required therefor.

3. Authorization of Documentation in Connection with the Refunding Bond. Execution and delivery by the City of the 2009 Financing Agreement and the Local Bond Sale Agreement are each hereby approved in all respects, as required by VRA. The City Representative, and such officer or officers of the City as any of them may designate, are each hereby authorized and directed to execute and deliver the 2009 Financing Agreement

and the Local Bond Sale Agreement on behalf of the City, with such changes as any one or more of them shall approve, as may be requested by VRA or advised by legal counsel.

4. **Details of the Refunding Bond.** The Refunding Bond shall be issued in fully registered form and shall be designated up to “\$1,300,000 City of Harrisonburg, Virginia General Obligation Refunding Bond, Series 2009 (Harrisonburg Rescue Squad, Inc. Project)”. The City Representative is authorized and directed to determine and approve all of the final details of the Refunding Bond, including without limitation, the date of issuance and the dated date of the Refunding Bond, the maximum principal amount authorized to be issued thereunder, the stated interest rates therein, the payment dates and amounts and the final maturity date thereof; *provided however*, (i) the transactions contemplated by the restructuring of the 2001 Bond and the advance-refunding of a portion thereof as described in this Authorizing Resolution shall produce a net present value debt service savings of at least 3.0%; (ii) the maximum principal amount of the Refunding Bond shall not exceed the amount of \$1,300,000; and (iii) the final maturity date of the Refunding Bond shall not be later than the original maturity date of the 2001 Bond. Such purchase price, interest rates and maturity schedule in connection with the Refunding Bond shall be established pursuant to the Local Bond Sale Agreement. The approval of the City Representative of such details shall be evidenced conclusively by the due execution and delivery of the Refunding Bond on the City's behalf to or at the direction of VRA. Following the pricing of the corresponding VRA Bonds, the City Representative shall evidence his approval of the final terms and purchase price of the Refunding Bond by executing and delivering to VRA the Local Bond Sale Agreement, which shall be in the standard forms required by VRA, with such completions, omissions, insertions and changes as may be advised by legal counsel consistent within the intent of this Authorizing Resolution, and further, as may be approved by the officer executing such Local Bond Sale Agreement. The actions of the City Representative, in determining the final terms and the purchase price of the Refunding Bond as described herein, and the final terms of the Allonge, shall be conclusive, and no further action shall be necessary on the part of the City.

5. **Form of the Refunding Bond and Allonge.** The Refunding Bond shall be initially in the form of a single, registered typewritten bond substantially in the form attached hereto as Exhibit B. There may be endorsed on the Bond such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

The form of the Allonge in connection with the 2009 restructuring of the 2001 Bond as described herein shall be substantially in the form attached hereto as Exhibit C.

6. **Execution of the Refunding Bond and Allonge.** The Mayor or the Vice-Mayor, either of whom may act, is authorized and directed to execute and deliver the Refunding Bond and the Allonge and the Clerk of the City Council shall affix the seal of the City thereto.

7. **Authorization as to Additional Documentation.** The City Representative, the Clerk of the City Council, and such other officers, employees and agents of the City as may be requested, are each hereby authorized and directed to take all proper steps to have the Refunding Bond and the Allonge prepared and executed in accordance with their respective terms, and as may be advised by legal counsel, and to deliver the Refunding Bond upon payment therefor, and to execute and deliver (or cause the delivery of) all such additional instruments, notices, agreements, documents and certificates, including but not limited to the Tax Compliance Agreement regarding federal tax compliance requirements for the proceeds of the Refunding Bond, all as may be requested by legal counsel or as otherwise required by VRA, in furtherance of the purposes as set forth herein. All such further actions consistent within the terms and provisions of this Authorizing Resolution shall be conclusively deemed as having been accepted and approved as authorized by this Authorizing Resolution without any further acts or approvals on the part of the City.

8. **Waiver of Redemption Provisions; Redemption or Prepayment.** The City hereby agrees and consents to the defeasance and redemption by VRA of all or any portion of any obligation(s) issued by VRA in connection with its original purchase of the 2001 Bond from the City on December 14, 2001, including but not limited to any termination of documents and any transfer thereof, all as may be necessary or convenient for VRA's purposes in order to accomplish a restructuring of the 2001 Bond as described herein. The City further agrees to waive any right to optional redemption of the 2001 Bond to the extent necessary to conform to any requirements of the 2009 Financing Agreement (or any other requirements by VRA). Further, it is to be understood that the City may defease, redeem, prepay or refund the Refunding Bond only in accordance with the 2009 Financing Agreement or otherwise consented to by VRA and allowed by law.

9. **Pledge of Full Faith and Credit of City.** The Refunding Bond shall be a general obligation of the City for the payment of principal of, premium, if any, and interest on which its full faith and credit shall be irrevocably pledged and shall be payable from *ad valorem* taxes without limitation of rate or amount, to the extent other monies of the City are not lawfully available and appropriated therefor.

10. **Payment of Refunding Bond and Related Amounts.** The City agrees to pay all amounts required by Section 6.1 of the 2009 Financing Agreement, including the "supplemental interest" and "late charges" as provided in such Sections, respectively, all as required by VRA in connection with the Refunding Bond, and reference is hereby made to such provisions for the details of the requirements therefore.

11. **Registration, Transfer and Exchange.** The City hereby appoints the Clerk of the City Council as its registrar and transfer agent to keep books for the registration and transfer of the Refunding Bond and to make such registrations and transfers on such books under such reasonable regulations as the City may prescribe. Upon surrender for transfer or exchange of the Refunding Bond at the office of the registrar, the City shall cause the execution and delivery in the name of the transferee or registered owner, as applicable, of a new Refunding Bond for a principal amount equal to the Refunding Bond surrendered and of the same date and tenor as the Refunding Bond surrendered, subject in each case to such reasonable regulations as the City may prescribe. If surrendered for transfer, exchange,

redemption or payment, the Refunding Bond shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the Registrar, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. The new Refunding Bond delivered upon any transfer or exchange shall be a valid general obligation refunding obligation of the City, evidencing the same debt as the Refunding Bond surrendered and shall be entitled to all of the security and benefits of this Resolution to the same extent as the Refunding Bond.

12. **Charges for Exchange or Transfer.** No charge shall be made for any exchange or transfer of the Refunding Bond, but the registrar may require payment by the holder of the Refunding Bond of a sum sufficient to cover any tax or any other governmental charge that may be imposed in relation thereto.

13. **Disclosure Documents.** The City authorizes and consents to the inclusion of information with respect to the City to be contained in VRA's Preliminary Official Statement and VRA's Official Statement in final form, both prepared in connection with the sale of the VRA Bonds, a portion of the proceeds of which will be used to purchase the Refunding Bond. If appropriate, such disclosure documents shall be distributed in such manner and at such times as any of them shall determine. The City authorizes and consents to the inclusion of information with respect to the City to be contained in any of VRA's public disclosure documentation, as may be advisable or required. The City Representative is authorized and directed to take whatever actions are necessary and/or appropriate to ensure compliance by VRA and the City, if any, with Securities and Exchange Commission Rule 15c2-12, all as may be required by VRA in connection with the issuance of the Refunding Bond and any continuing disclosure requirements thereafter, all as set forth in the 2009 Financing Agreement.

14. **Tax Compliance Agreement.** The City Representative, and such officer or officers of the City as any City Representative may designate, are each hereby authorized and directed to execute the Tax Compliance Agreement as required by VRA and its counsel, and further, as advised by legal counsel, setting forth the expected use and investment of the proceeds of the Refunding Bond and containing such covenants as may be necessary in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "IRC"), including the provisions of Section 148 of the IRC and applicable regulations relating to "arbitrage bonds". To such end, the Council hereby covenants and agrees on behalf of the City that (i) the proceeds from the issuance and sale of the Refunding Bond will be expended and invested as set forth in the Tax Compliance Agreement and that the City shall comply with the covenants and representations contained therein, and (ii) the City shall comply with the provisions of the IRC so that interest on the VRA Bonds will remain excludible from gross income for Federal income tax purposes, in accordance with law.

15. **Bank Qualified Designation Matters.** To the extent required by the IRC in order to enable VRA to issue any portion of the VRA Bonds as "qualified tax-exempt obligations" eligible for the exception from the disallowance of the deduction of interest by

financial institutions allocable to the cost of carrying tax-exempt obligations within the meaning of IRC Section 265(b)(3), if at all, the Council hereby authorizes the City Representative to designate on the Council's behalf all or any portion of the Refunding Bond as a "qualified tax-exempt obligation" in accordance with the provisions of IRC Section 265(b)(3). The Council does not reasonably anticipate that the City, in the aggregate, will issue more than \$30,000,000 in tax-exempt obligations during Calendar Year 2009, including any subordinate entities of the City or entities which issue obligations on behalf of the City within the meaning of such IRC Section. Further, the Council hereby agrees that no more than \$30,000,000 of qualified tax-exempt obligations in Calendar Year 2009 shall be designated by the Council, all in accordance with the provisions of the IRC.

16. **Filing of Authorizing Resolution.** The appropriate officers or agents of the City are each hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of Rockingham County, Virginia.

17. **Further Actions; Authorized Representatives.** The City Representative, the Clerk of the City Council, and all officers, employees and agents of the City as may be designated, are each hereby authorized and directed to take all such further action as they or any one or more of them may consider necessary or desirable in connection with the transactions described herein and the execution, delivery and performance of the 2009 Financing Agreement, including, without limitation, the execution and delivery of closing documents and certificates, all as may be required by VRA. All such actions previously taken in connection herewith are hereby ratified and confirmed. The persons named herein as the City Representative shall also be designated as the City's Authorized Representatives for purposes of the 2009 Financing Agreement.

18. **Effective Date.** This Resolution shall take effect immediately.

Approved: May 12, 2009

CITY OF HARRISONBURG, VIRGINIA

Mayor

CERTIFICATE OF VOTES

The record of the roll-call vote by the City Council of the City of Harrisonburg, Virginia, on the foregoing Resolution, adopted by the Council upon a due election under Section 15.2-2601 of the Public Finance Act, and further, in accordance with the provisions of Section 15.2-2607 the Public Finance Act, among others, by a roll-call vote at its duly called regular public meeting, is as follows:

NAME	AYE	NAY	ABSTAIN	ABSENT
Kai Degner, Mayor	X			
Richard Baugh, Vice-Mayor	X			
Ted Byrd				X

Carolyn Frank	X			
David Wiens	X			

Dated: May 12, 2009

[SEAL]

**Clerk of City Council
City of Harrisonburg, Virginia**

City Manager Hodgen said the City has been contacted by the Virginia Resources Authority (VRA) about refunding the 2001 General Obligation Bond that was issued for the construction of the Harrisonburg Rescue Squad. This opportunity will save the City about 6.8% in savings or about \$7,600 per year. Council Member Frank offered a motion to approve the resolution authorizing the refunding of a 2001 General Obligation Bond. The motion was seconded by Council Member Wiens and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

The next item of business was a presentation by Sam Nickels of New Bridges and Viktor Sokolyuk of Refugee Resettlement Office. They reviewed demographic information and specific needs on refugee issues in the Harrisonburg/Rockingham community area. Mr. Nickels asked Council to consider providing free bus transportation to help refugee get to medical appointments, school registration, classes and jobs.

City Manager Hodgen commented that the City cannot give free rides to a specific group because bus transportation is funded by Federal funds.

The next item of business was adopting the Fiscal Year 2009-2010 budget. City Manager Hodgen said a required public hearing was held and the budget was adopted on a first reading on April 28, 2009.

**APPROPRIATION ORDINANCE
OF THE CITY OF HARRISONBURG, VIRGINIA
For the Fiscal Year Ending June 30, 2010**

AN ORDINANCE MAKING APPROPRIATION OF SUMS OF MONEY FOR NECESSARY EXPENDITURES TO THE CITY OF HARRISONBURG, VIRGINIA, FOR THE FISCAL YEAR ENDING JUNE 30, 2010. TO PRESCRIBE THE TERMS,

CONDITIONS, AND PROVISIONS WITH RESPECT TO THE ITEMS OF APPROPRIATION AND THEIR PAYMENTS; AND TO REPEAL ALL ORDINANCES WHOLLY IN CONFLICT WITH THIS ORDINANCE, AND ALL PARTS OF ORDINANCES INCONSISTENT WITH THIS ORDINANCE TO THE EXTENT OF SUCH INCONSISTENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARRISONBURG, VIRGINIA:

SECTION I - GENERAL FUND (1000)

That the following sums of money be and the same hereby are appropriated for general government purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - City Council and Clerk (110111)

For the current expenses and capital outlays of the CITY COUNCIL AND CLERK, a division of the Legislative Department, the sum of one hundred seventy-five thousand, five hundred eighty-seven dollars (\$175,587) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$105,265
(2)	Other Operating Expenses	65,822
(3)	Capital Outlays	4,500

Paragraph Two - Office of City Manager (120111)

For the current expenses and capital outlays of the OFFICE OF CITY MANAGER, a division of the General and Financial Administration, the sum of four hundred forty-eight thousand, eight hundred seven dollars (\$448,807) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$322,127
(2)	Other Operating Expenses	126,680

Paragraph Three - Office of City Attorney (120411)

For the current expenses of the OFFICE OF THE CITY ATTORNEY, a division of the General and Financial Administration, the sum of one hundred sixty-two thousand, six hundred eighteen dollars (\$162,618) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$115,156
(2)	Other Operating Expenses	47,462

Paragraph Four - Department of Human Resources (120511)

For the current expenses of the DEPARTMENT OF HUMAN RESOURCES, a division of the General and Financial Administration, the sum of two hundred thirty-four thousand, nine hundred seventy-one dollars (\$234,971) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$148,820
(2)	Other Operating Expenses	83,601
(3)	Capital Outlays	2,550

Paragraph Five - Independent Auditor (120811)

For the current expenses of the INDEPENDENT AUDITOR, a division of the General and Financial Administration, the sum of thirteen thousand, five hundred dollars (\$13,500) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$13,500
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Paragraph Six - Commissioner of Revenue (120912)

For the current expenses and capital outlays of the COMMISSIONER OF REVENUE, a division of the General and Financial Administration, the sum of four hundred twenty-three thousand, three hundred thirteen dollars (\$423,313) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$279,400
(2)	Other Operating Expenses	142,413
(3)	Capital Outlays	1,500

Paragraph Seven - Board of Real Estate Assessors (121012)

For the current expenses and capital outlays of the BOARD OF REAL ESTATE ASSESSORS, a division of the General and Financial Administration, the sum of two hundred ninety-eight thousand, five hundred thirty dollars (\$298,530) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$178,611
(2)	Other Operating Expenses	102,069
(3)	Capital Outlays	17,850

Paragraph Eight - Board of Equalization (121112)

For the current expenses of the BOARD OF EQUALIZATION, a division of the General and Financial Administration, the sum of three thousand, one hundred twenty-five dollars (\$3,125) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$3,125
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Paragraph Nine - City Treasurer (121313)

For the current expenses and capital outlays of the CITY TREASURER, a division of the General and Financial Administration, the sum of four hundred ninety-seven thousand, two hundred twenty-one dollars (\$497,221) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$303,942
(2)	Other Operating Expenses	186,279
(3)	Capital Outlays	7,000

Paragraph Ten - Department of Finance (121511)

For the current expenses and capital outlays of the DEPARTMENT OF FINANCE, a division of the General and Financial Administration, the sum of four hundred fourteen thousand, eight hundred thirty-two dollars (\$414,832) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$273,278
(2)	Other Operating Expenses	140,154
(3)	Capital Outlays	1,400

Paragraph Eleven – Information Technology (122011)

For the current expenses and capital outlays of INFORMATION TECHNOLOGY, a division of the General and Financial Administration, the sum of seven hundred sixteen thousand, eight hundred thirty-three dollars (\$716,833) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$286,075
(2)	Other Operating Expenses	366,258
(3)	Capital Outlays	64,500

Paragraph Twelve - Purchasing Agent (122211)

For the current expenses of the PURCHASING AGENT, a division of the General and Financial Administration, the sum of one hundred thirty-eight thousand, three hundred nine-two dollars (\$138,392) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$ 91,958
(2)	Other Operating Expenses	46,434

Paragraph Thirteen - Electoral Board and Officials (130114)

For the current expenses and capital outlays of the ELECTORAL BOARD AND OFFICIALS, a division of the Board of Elections, the sum of one hundred seventy-three

thousand, two hundred twenty-five dollars (\$173,225) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$86,269
(2)	Other Operating Expenses	80,456
(3)	Capital Outlays	6,500

Paragraph Fourteen - Police Administration (310131)

For the current expenses and capital outlays of the POLICE ADMINISTRATION, a division of the Department of Public Safety, the sum of six hundred ninety-three thousand, two hundred ninety-seven dollars (\$693,297) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$377,756
(2)	Other Operating Expenses	315,041
(3)	Capital Outlays	500

Paragraph Fifteen - Police Operations Division (310231)

For the current expenses and capital outlays of the POLICE OPERATIONS DIVISION, a division of the Department of Public Safety, the sum of two million, eight hundred thirteen thousand, four hundred eighty-two dollars (\$2,813,482) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$1,861,422
(2)	Other Operating Expenses	937,060
(3)	Capital Outlays	15,000

Paragraph Sixteen - Police Criminal Investigation Division (310331)

For the current expenses and capital outlays of the POLICE CRIMINAL INVESTIGATION DIVISION, the sum of one million, one hundred eighty thousand, six hundred seventy-four dollars (\$1,180,674) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$803,316
(2)	Other Operating	360,408
(3)	Capital Outlays	16,950

Paragraph Seventeen - Police Support Services (310431)

For the current expenses and capital outlays of the POLICE SUPPORT SERVICES, a division of the Department of Public Safety, the sum of one million, six hundred ninety-two thousand, eight hundred sixty-two dollars (\$1,692,862) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$844,372
(2)	Other Operating Expenses	733,460
(3)	Capital Outlays	115,030

Paragraph Eighteen – Police Gang Task Force (310531)

For the current expenses and capital outlays of the POLICE GANG TASK FORCE, a division of the Department of Public Safety, the sum of one hundred fifty-one thousand, one hundred seventy-seven dollars (\$151,177) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$104,799
(2)	Other Operating Expenses	46,378

Paragraph Nineteen – Police Special Operations (310631)

For the current expenses and capital outlays of the POLICE SPECIAL OPERATIONS, a division of the Department of Public Safety, the sum of one million, two hundred thirty-five thousand, one hundred sixteen dollars (\$1,235,116) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$851,832
(2)	Other Operating Expenses	370,784
(3)	Capital Outlays	12,500

Paragraph Twenty - Fire Administration (320132)

For the current expenses of the FIRE ADMINISTRATION, a division of the Department of Public Safety, the sum of five hundred nineteen thousand, six hundred four dollars (\$519,604) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$281,155
(2)	Other Operating Expenses	236,449
(3)	Capital Outlay	2,000

Paragraph Twenty-One - Fire Suppression (320232)

For the current expenses and capital outlays of the FIRE SUPPRESSION, a division of the Department of Public Safety, the sum of five million, four hundred ninety-seven thousand, seven hundred forty dollars (\$5,497,740) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$3,477,743
(2)	Other Operating Expenses	1,830,915
(3)	Capital Outlays	189,082

Paragraph Twenty-Two - Fire Prevention (320332)

For the current expenses of FIRE PREVENTION, a division of the Department of Public Safety, the sum of three hundred sixty thousand, seventy-two dollars (\$360,072) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$239,790
(2)	Other Operating Expenses	119,082
(3)	Capital Outlay	1,200

Paragraph Twenty-Three - Fire Training (320432)

For the current expenses and capital outlays of FIRE TRAINING, a division of the Department of Public Safety, the sum of one hundred ninety-one thousand, three hundred twenty-nine dollars (\$191,329) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$131,071
(2)	Other Operating Expenses	60,258

Paragraph Twenty-Four – Public Safety Building (320632)

For the current expenses of the PUBLIC SAFETY BUILDING, a division of the Department of Public Safety, the sum of three hundred sixty-nine thousand, one hundred five dollars (\$369,105) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$56,921
(2)	Other Operating Expenses	312,184

Paragraph Twenty-Five – Child Safety Alliance - 320732

For the current expenses of the CHILD SAFETY ALLIANCE, a division of the Department of Public Safety, the sum of forty-three thousand, sixty-seven dollars (\$43,067) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$25,179
(2)	Other Operating Expenses	17,888

Paragraph Twenty-Six - City and County Jail (330231)

For the current expenses of the CITY AND COUNTY JAIL, a division of the Department of Public Safety, the sum of seventy thousand dollars (\$70,000) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$70,000
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Paragraph Twenty-Seven - Building Inspection (340121)

For the current expenses and capital outlays of BUILDING INSPECTION, a division of the Department of Public Safety, the sum of six hundred nineteen thousand, five dollars (\$619,005) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$421,165
(2)	Other Operating Expenses	193,940
(3)	Capital Outlays	3,900

Paragraph Twenty- Eight - Animal Control (350131)

For the current expenses of ANIMAL CONTROL, a division of the Department of Public Safety, the sum of two hundred seventy-two thousand, seven hundred thirty-nine dollars (\$272,739) is appropriated from General Fund to be apportioned as follows:

(1)	Personal Services	\$32,987
(2)	Other Operating Expenses	239,752

Paragraph Twenty-Nine - Coroner (350331)

For the current expenses of the CORONER, a division of the Department of Public Safety, the sum of one thousand dollars (\$1,000) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$1,000
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Paragraph Thirty - Emergency Services (350532)

For the current expenses of EMERGENCY SERVICES, a division of the Department of Public Safety, the sum of sixty-six thousand, nine hundred eighty-one dollars (\$66,981) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$66,981
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Paragraph Thirty-One - General Engineering/Administration (410121)

For the current expenses and capital outlays of GENERAL ENGINEERING/ADMINISTRATION, a division of the Department of Public Works, the sum of nine hundred forty-one thousand, eight hundred fifty-eight dollars (\$941,858) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$601,364
(2)	Other Operating Expenses	308,394
(3)	Capital Outlays	32,100

Paragraph Thirty-Two - Highway and Street Maintenance (410241)

For the current expenses and capital outlays of HIGHWAY AND STREET MAINTENANCE, a division of the Department of Public Works, the sum of four million, five hundred twenty-six thousand, five hundred thirty-five dollars (\$4,526,535) is appropriated from the General Fund to be appointed as follows:

(1)	Personal Services	\$1,399,661
(2)	Other Operating Expenses	2,951,014
(3)	Capital Outlays	175,860

Paragraph Thirty-Three - Street Lights (410441)

For the current expenses of STREET LIGHTS, a division of the Department of Public Works, the sum of four hundred eighty-eight thousand, three hundred forty-four dollars (\$488,344) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$ 488,344
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Paragraph Thirty-Four - Snow and Ice Removal (410541)

For the current expenses and capital outlays of SNOW AND ICE REMOVAL, a division of the Department of Public Works, the sum of two hundred twenty thousand, seven hundred seventy-three dollars (\$220,773) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$50,000
(2)	Other Operating Expenses	160,773
(3)	Capital Outlays	10,000

Paragraph Thirty-Five - Traffic Engineering (410741)

For the current expenses and capital outlays of TRAFFIC ENGINEERING, a division of the Department of Public Works, the sum of one million, one hundred ninety-five thousand, five hundred twenty dollars (\$1,195,520) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$504,113
(2)	Other Operating Expenses	652,407
(3)	Capital Outlays	39,000

Paragraph Thirty-Six - Highway/Street Beautification (410841)

For the current expenses and capital outlays of HIGHWAY/STREET BEAUTIFICATION, a division of the Department of Public Works, the sum of two hundred

seventy-three thousand, six hundred seventy-four dollars (\$273,674) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$112,495
(2)	Other Operating Expenses	161,179

Paragraph Thirty-Seven - Street and Road Cleaning (420241)

For the current expenses and capital outlays of STREET AND ROAD CLEANING, a division of Public Works, the sum of four hundred seventy-four thousand, sixty-eight dollars (\$474,068) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$216,645
(2)	Other Operating Expenses	232,423
(3)	Capital Outlay	25,000

Paragraph Thirty-Eight - Insect and Rodent Control (420641)

For the current expenses of INSECT AND RODENT CONTROL, a division of the Department of the Public Works, the sum of forty-one thousand, four hundred four dollars (\$41,404) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$15,456
(2)	Other Operating Expenses	\$25,948

Paragraph Thirty-Nine - General Properties (430221)

For the current expenses and capital outlays of GENERAL PROPERTIES, a division of the Department of Public Works, the sum of three hundred fifty-seven thousand, five hundred forty-six dollars (\$357,546) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$28,667
(2)	Other Operating Expenses	289,379
(3)	Capital Outlays	39,500

Paragraph Forty - Local Health Department (510111)

For the current expenses of the LOCAL HEALTH DEPARTMENT, a division of the Health and Welfare Department, the sum of three hundred seventy-one thousand, fifty-eight dollars (\$371,058) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$371,058
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Paragraph Forty-One - Community Services Board (520511)

For the current expenses of the COMMUNITY SERVICES BOARD, a division of the Health and Welfare Department, the sum of two million, three hundred thousand, three hundred ninety-four dollars (\$2,300,394) is appropriated from the General Fund to be apportioned as follows:

- | | |
|------------------------------|-------------|
| (1) Other Operating Expenses | \$2,300,394 |
|------------------------------|-------------|

Paragraph Forty-Two - Tax Relief for Elderly (530611)

For the current expenses TAX RELIEF FOR ELDERLY, a division of the Health and Welfare Department, the sum of sixty-six thousand dollars (\$66,000) is appropriated from the General Fund to be apportioned as follows:

- | | |
|------------------------------|----------|
| (1) Other Operating Expenses | \$66,000 |
|------------------------------|----------|

Paragraph Forty-Three - Parks and Recreation Administration (710171)

For the current expenses and capital outlays of PARKS AND RECREATION ADMINISTRATION, a division of Parks, Recreation and Cultural, the sum of one million, forty-two thousand, seven hundred eleven dollars (\$1,042,711) is appropriated from the General Fund to be apportioned as follows:

- | | |
|------------------------------|-----------|
| (1) Personal Services | \$336,760 |
| (2) Other Operating Expenses | 600,451 |
| (3) Capital Outlays | 105,500 |

Paragraph Forty-Four - Parks (710271)

For the current expenses and capital outlays of PARKS, a division of Parks, Recreation and Cultural, the sum of nine hundred seventeen thousand, four hundred three dollars (\$917,403) is appropriated from the General Fund to be apportioned as follows:

- | | |
|------------------------------|-----------|
| (1) Personal Services | \$498,641 |
| (2) Other Operating Expenses | 328,762 |
| (3) Capital Outlays | 90,000 |

Paragraph Forty-Five – Recreation Centers and Playgrounds (710471)

For the current expenses and capital outlays of RECREATION CENTERS AND PLAYGROUNDS, a division of Parks, Recreation and Cultural, the sum of five hundred fifty-five thousand, four hundred ninety-six dollars (\$555,496) is appropriated from the General Fund to be apportioned as follows:

- | | |
|------------------------------|-----------|
| (1) Personal Services | \$360,110 |
| (2) Other Operating Expenses | 190,986 |
| (3) Capital Outlays | 4,400 |

Paragraph Forty-Six - National Guard Armory (710571)

For the current expenses of the NATIONAL GUARD ARMORY, a division of Parks, Recreation and Cultural, the sum of one hundred thousand, eight hundred seventy-six dollars (\$100,876) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$33,416
(2)	Other Operating Expenses	67,460

Paragraph Forty-Seven - Simms Recreation Center (710671)

For the current expenses of the SIMMS RECREATION CENTER, a division of Parks, Recreation and Cultural, the sum of two hundred seventy-seven thousand, three hundred eighty-seven dollars (\$277,387) is appropriated from the General Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$277,387
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Paragraph Forty-Eight - Westover Pool (710771)

For the current expenses and capital outlays of the WESTOVER POOL, a division of Parks, Recreation and Cultural, the sum of four hundred fifteen thousand, four hundred twenty dollars (\$415,420) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$199,272
(2)	Other Operating Expenses	192,048
(3)	Capital Outlays	24,100

Paragraph Forty-Nine - Athletics (710871)

For the current expenses and capital outlays of the ATHLETICS, a division of Parks, Recreation and Cultural, the sum of four hundred seventy thousand, six hundred ninety-nine dollars (\$470,699) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$249,795
(2)	Other Operating Expenses	220,904

Paragraph Fifty – Blacks Run Greenway (710971)

For the current expenses and capital outlays of the BLACKS RUN GREENWAY, a division of Parks, Recreation and Culture, the sum of forty-two thousand, eight hundred fifty-eight dollars (\$42,858) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$28,462
(2)	Other Operating Expenses	14,396

Paragraph Fifty-One – Parks & Recreation Golf Course Grounds Management (730271)

For the current expenses and capital outlays of the PARKS AND RECREATION GOLF COURSE GROUNDS MANAGEMENT, a division of Parks, Recreation and Culture, the sum of six hundred ninety-nine thousand, five hundred ninety-three dollars (\$699,593) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$351,261
(2)	Other Operating Expenses	348,332

Paragraph Fifty-Two – Parks and Recreation Golf Course Clubhouse (730371)

For the current expenses and capital outlays of the PARKS AND RECREATION GOLF COURSE CLUBHOUSE, a division of Parks, Recreation and Culture, the sum of four hundred fifty-nine thousand, five hundred sixty-six dollars (\$459,566) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$176,452
(2)	Other Operating Expenses	281,614
(3)	Capital Outlays	1,500

Paragraph Fifty-Three - Planning (810121)

For the current expenses and capital outlays of the PLANNING. A division of the Department of Community Development, the sum of two hundred five thousand, one hundred sixty-eight dollars (\$205,168) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$127,442
(2)	Other Operating Expenses	75,826
(3)	Capital Outlays	1,900

Paragraph Fifty-Four - Zoning Administrator (810221)

For the current expenses of ZONING ADMINISTRATOR, a division of the Department of Community Development, the sum of one hundred fifty-nine thousand, seven hundred twenty-six dollars (\$159,726) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$111,006
(2)	Other Operating Expenses	48,020
(3)	Capital Outlay	700

Paragraph Fifty-Five - Board of Zoning Appeals (810421)

For the current expenses of the BOARD OF ZONING APPEALS, a division of the Department of Community Development, the sum of five thousand, three hundred sixty-six dollars (\$5,366) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$ 900
(2)	Other Operating Expenses	4,466

Paragraph Fifty-Six - Economic Development (810521)

For the current expenses and capital outlays of ECONOMIC DEVELOPMENT, the sum of five hundred ten thousand, ninety-five dollars (\$510,095) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$ 96,124
(2)	Other Operating Expenses	323,971
(3)	Capital Outlays	90,000

Paragraph Fifty-Seven – Downtown Renaissance - (810621)

For the current expenses and capital outlays of DOWNTOWN RENAISSANCE, the sum of one hundred sixty-one thousand, two hundred forty-nine dollars (\$161,249) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$ 131,928
(2)	Other Operating Expenses	29,321

Paragraph Fifty-Eight – Tourism & Visitors Service (810821)

For the current expenses and capital outlays of TOURISM & VISITORS SERVICE, the sum of three hundred thirty-six thousand, eight hundred thirty-three dollars (\$336,833) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$149,582
(2)	Other Operating Expenses	187,251

Paragraph Fifty-Nine – Downtown Parking Services (810921)

For the current expenses and capital outlays of DOWNTOWN PARKING SERVICES, the sum of two hundred sixty-one thousand, three hundred eighty dollars (\$261,380) is appropriated from the General Fund to be apportioned as follows:

(1)	Personal Services	\$139,890
(2)	Other Operating Expenses	121,490

Paragraph Sixty – Non Departmental-Contributions (910411)

For aiding the activities of independent, civic, charitable, and other organizations, the sum one million, four hundred forty-four thousand, two hundred seven dollars (\$1,444,207) is appropriated from the General Fund to be apportioned as follows:

43850 Central Shenandoah Planning District	\$33,602
45642 Local Chamber of Commerce	3,150
45644 Salvation Army	18,000
45645 Rescue Squad-Gas and Oil	25,000
45647 Shen Val. Soil & Water Conservation Dist.	4,500
45648 Blue Ridge Community College	5,000
45649 Rockingham County Historical Society	1,800
45650 Valley Program for Aging Services	27,000
45651 WVPT-Public Television	2,250
45652 First Step, Inc.	18,900
45656 BRCC – Site Improvement	41,484
45659 Blue Ridge Legal Services	9,017
45662 Free Clinic Inc.	13,500
45663 Community Mediation Center	1,800
45664 Woodbine Cemetery	1,500
45669 Boys and Girls Club	46,500
45678 Newtown Cemetery	1,500
44883 First Night	9,000
45885 Arts Council of Valley	36,000
45886 Quilt Museum	1,800
45890 Little League Association	6,000
45893 Cats Cradle	389
45896 Roberta Webb Child Care	10,800
45900 Big Brothers/Big Sisters	9,000
45902 Newbridges Immigrant Resource Center	6,750
45904 Rescue Squad – Vehicles	100,000
45905 Lutheran Church – Second Home	13,500
45909 Valley 4 th	4,500
45911 Local Aid to the Commonwealth	77,111
47010 Massanutten Regional Public Library-Operating	444,754
47030 Juvenile Detention Home	470,100

Paragraph Sixty-One - Non-Departmental - Joint Operations (910511)

For the payment of joint expenses, the sum of three million, one hundred forty-one thousand, sixty-three dollars (\$3,141,063) is appropriated from the General Fund to be apportioned as follows:

47070 Expenses of Sheriff, Courts, etc.	\$2,000,314
47071 Expenses of Social Service District	1,140,749

Paragraph Sixty-Two - Non-Departmental Subscriptions/Contribution (910611)

For the payment of Airport Expenses, the sum of sixty-seven thousand, nine hundred twenty-three dollars (\$67,923) is appropriated from the General Fund to be apportioned as follows:

47040 Airport - Operating	\$67,923
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Paragraph Sixty-Three - Non-Departmental Dues to Municipal Organization (910711)

For the payment of dues to Municipal Organizations. The sum of thirty-one thousand, six hundred fifty-one dollars (\$31,651) is appropriated from the General fund to be apportioned as follows:

45810 Dues and Memberships	\$31,651
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Paragraph Sixty-Four - Reserve for Contingencies (940111)

For Reserve for Contingencies of the General Fund the sum of three hundred forty-three thousand, two hundred five dollars (\$343,205) is appropriated from the General Fund to be apportioned as follows:

(1) Reserve for Contingencies	\$343,205
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Paragraph Sixty-Five – Debt Service (980142)

For the payment of interest and principal on bonds and lease purchases and bank twelve million, two hundred seventy-five thousand, nine hundred sixty-nine dollars (\$12,275,969) is appropriated from the General Fund to be apportioned as follows:

(1) Principal and Interest, etc.	\$12,275,969
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Paragraph Sixty-Six - Transfers to Other Funds (990111)

For supplementing the revenue of other funds the sum of twenty-eight million, nine hundred fifty-four thousand, two hundred sixty-two dollars (\$28,954,262) is appropriated from the General Fund to be apportioned as follows:

(1) General Capital Projects Fund	\$ 320,000
(2) Emergency Communications Center Fund	1,540,805
(3) School Fund	25,107,585
(4) Central Garage Fund	69,722
(5) Central Stores Fund	6,796
(6) Public Transportation Fund	982,145
(7) Sanitation Fund	927,209

SUMMARY

Expenditures and Revenues

Total General Fund Appropriation for the
Fiscal Year Ending June 30, 2010 \$83,615,484

To be provided for from the following Estimated Revenues which are as follows:

General Property Taxes	\$ 30,601,652
Other Local Taxes	34,858,675
Permits, Privilege Fees and Regulatory Licenses	932,800
Fines and Forfeitures	530,000
Revenue from use of Money & Property	375,000
Charges for Services	1,234,700
Miscellaneous Revenue	5,059,000
Recovered Costs	424,734
State Non-Categorical Aid	3,412,666
State Shared Expenses (Categorical-Aid)	359,971
State Other (Categorical-Aid)	3,842,969
Federal Other (Categorical-Aid)	359,469
Non Revenue Receipts	155,000
Transfers from other Funds	<u>1,468,848</u>
Total General Fund Revenue	
For the Fiscal Year Ending June 30, 2010	<u>\$83,615,484</u>

SECTION II - SCHOOL FUND (1111)

That the following sums of money be and the same hereby are appropriated for school purposes specified for the fiscal year ending June 30, 2010:

Paragraph One - Instruction (40610)

For the current expenses of INSTRUCTION, of the department of education, the sum of forty-one million, four hundred sixty-six thousand, nine hundred ten dollars (\$41,466,910) is appropriated from the City School Fund to be apportioned as follows:

(1) Instruction	\$41,466,910
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Paragraph Two - Administration/Attendance & Health Service (40620)

For the current expenses of ADMINISTRATION/ATTENDANCE & HEALTH SERVICE, of the department of education, the sum of two million, eight hundred twenty-seven thousand, four hundred four dollars (\$2,827,404) is appropriated from the City School Fund to be apportioned as follows:

(1) Administration/Attendance & Health Service	\$2,827,404
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Paragraph Three - Pupil Transportation Services (40630)

For the current expenses of PUPIL TRANSPORTATION SERVICES, of the department of education, the sum of one million, nine hundred twenty-five thousand, six hundred fifty-two dollars (\$1,925,652) is appropriated from the City School Fund to be apportioned as follows:

(1) Pupil Transportation Service	\$1,925,652
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Paragraph Four - Operations & Maintenance (40640)

For the current expenses of OPERATIONS AND MAINTENANCE, of the department of education, the sum of four million, eight hundred ten thousand, nine hundred eighty-seven dollars (\$4,810,987) is appropriated from the City School Fund to be apportioned as follows:

(1) Operations and Maintenance	\$4,810,987
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Paragraph Five - Facilities (40660)

For the current expenses of FACILITIES, of the department of education, the sum of two thousand dollars (\$2,000) is appropriated from the City School Fund to be apportioned as follows:

(1) Facilities	\$2,000
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Paragraph Six - Technology (40680)

For the current expenses of TECHNOLOGY of the Department of Education, the sum of two million, four hundred fifty-nine thousand, seven hundred forty-five dollars (\$2,459,745) is appropriated from the City School Fund to be apportioned as follows:

(1) Technology	\$2,459,745
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SUMMARY

Expenditures and Revenues

Total School Fund Appropriations for Fiscal Year Ending June 30, 2010	<u>\$53,492,698</u>
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To be provided for from the following Estimated Revenues, which are as follows:

Revenue from Other	\$ 1,325,706
Revenue from State School Funds	22,407,123
Revenue from Federal Funds	4,652,284
Transfers Receipts from City's General Fund	<u>25,107,585</u>

Total School Fund Revenue
For the Fiscal Year Ending June 30, 2010 \$53,492,698

SECTION III – SCHOOL NUTRITION FUND (1114)

That the following sums of money be and the same hereby are appropriated for school nutrition purposes specified for the fiscal year June 30, 2010:

Paragraph One – School Fund Services and other Non-Instructional Operations (40650)

For the current expenses of SCHOOL FOOD SERVICES AND OTHER NON INSTRUCTIONAL OPERATIONS, of the department of nutrition, the sum of two million, two hundred ninety-four, seventy-nine dollars (\$2,294,079) is apportioned from the City Nutrition Fund to be apportioned as follows:

(1) School Food Services & Other Non Instructional Operations	\$2,294,079
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Paragraph Two – Technology (40680)

For the current expenses of TECHNOLOGY of the Department of Nutrition, the sum of ten thousand dollars (\$10,000) is appropriated from the City Nutrition Fund to be apportioned as follows:

(1) Technology	\$10,000
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Total School Nutrition Fund Appropriations for Fiscal Year Ending June 30, 2010	<u>\$2,304,079</u>
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To be provided for from the following Estimated Revenues, which are as follows:

Revenue from Other	\$ 824,997
Revenue from State School Funds	44,782
Revenue from Federal Funds	<u>1,434,300</u>

Total School Nutrition Fund Revenue For the Fiscal Year Ending June 30, 2010	<u>\$2,304,079</u>
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SECTION IV – EMERGENCY COMMUNICATION CENTER FUND (1116)

That the following sums of money be and the same hereby are appropriated for Emergency Communication Center purposes specified for the fiscal year ended June 30, 2010:

Paragraph One – Emergency Operations CTR (321132)

For the current expenses of the EMERGENCY OPERATIONS CTR, a division of the EMERGENCY COMMUNICATION CENTER FUND, the sum of three million, five hundred forty-seven thousand, eight hundred sixty-three dollars (\$3,547,863) appropriated as follows:

(1)	Personal Services	\$1,532,124
(2)	Other Operating Services	2,015,739

SUMMARY

Expenditures and Revenues

Total Emergency Communication Center Fund Appropriations For the Fiscal Year Ending June 30, 2010	<u>\$3,547,863</u>
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To be provided for from the following estimated revenue, which is as follows:

Other Local Taxes	\$ 228,001
Use of Money and Property	82,752
Miscellaneous	1,541,305
Revenue from State Government	152,000
Revenue from Federal Government	3,000
Transfers from General Funds	<u>1,540,805</u>

Total Emergency Communication Center Fund Revenue For the Fiscal Year Ending June 30, 2010	<u>\$3,547,863</u>
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SECTION V – COMMUNITY DEVELOPMENT BLOCK GRANT FUND (1117)

That the following sums of money be and the same hereby are appropriated for Community Development Block Grant purposes herein specified for the fiscal year ending June 30, 2010.

Paragraph One – Community Development Block Grant (810721)

For the current expenses of the COMMUNITY DEVELOPMENT BLOCK GRANT, a division of COMMUNITY DEVELOPMENT BLOCK GRANT FUND, the sum of six hundred seventy thousand, seven hundred seventy-four dollars (\$670,774) is appropriated from the Community Development Block Grant to be appropriated as follows:

(1)	Personal Services	\$64,831
(2)	Other Operating Expenses	603,943
(3)	Capital Outlay	2,000

SUMMARY

Expenditures and Revenues

Total Community Development Block Fund Appropriations
For the year ending June 30, 2010 \$ 670,774

To be provided for from the following estimated revenues, which are as follows:

Federal Non-Categorical Aid \$ 670,774

Total Community Development Block Grant Fund Revenue
For the Fiscal Year Ending June 30, 2010 \$ 670,774

SECTION VI – GENERAL CAPITAL PROJECTS FUND (1310)

**That the following sum of money be and the same hereby are appropriated for
General Capital Projects purposes herein specified for the fiscal year ended June 30, 2010:**

Paragraph One – Capital Projects (910141)

For the payment of capital expenditures of the General Capital Projects Fund, the sum of
nine hundred thirty two thousand dollars (\$932,000)

48616 City Wide Drainage Program	\$ 30,000
48619 East Market Street Safety Improvement	100,000
48639 Bicycle Routing Projects	30,000
48663 New Sidewalk/Trail Plan	30,000
48665 Erickson S. High to Main	512,000
48714 UNIV Corridors Sidewalks	50,000
48715 Water Street Pedestrian Bridge	180,000

SUMMARY

Expenditures and Revenues

Total General Capital Projects Fund Appropriation
For the Fiscal Year Ended June 30, 2010 \$932,000

To be provided from the following estimated revenues, which are as follows:

32528 Street & Highway Const. - Commonwealth	\$ 57,000
33553 Street & Highway Const. - Federal	555,000
34210 Transfer from General Fund	<u>320,000</u>

Total General Capital Projects Fund Revenue
For the fiscal Year Ending June 30, 2010 \$932,000

SECTION VII - Water Capital Projects Fund (1321)

That the following sum of money be and the same hereby are appropriated for Water Capital Projects purposes herein specified for the fiscal year ended June 30, 2010:

Paragraph One - Capital Projects (910161)

For the payment of capital expenditures of the Water Capital Projects Fund, the sum of eight hundred seventy-five thousand dollars (\$875,000) is appropriated as follows:

48621 Western Raw Water Line	\$200,000
48627 Water Tank Repairs	25,000
48633 Smithland Road	50,000
48634 Water Main Oversize/Extend	50,000
48635 Water Main Upgrades	100,000
48654 Eastern Source Development	400,000
48668 Security & SCADA	25,000
48670 Western Potable Water System	25,000

SUMMARY

Expenditures and Revenues

Total Water Capital Projects Fund Appropriations
For the Fiscal Year Ended June 30, 2010 \$ 875,000

To be provided for from the following estimated revenue, which is as follows:
34220 Transfer from Water Fund \$ 875,000

Total Water Capital Projects Fund Revenue
For the Fiscal Year Ended June 30, 2010 \$ 875,000

SECTION VIII - Sewer Capital Projects Fund (1322)

That the following sum of money be and the same hereby are appropriated for Sewer Capital Projects purposes herein specified for the fiscal year ended June 30, 2010:

Paragraph One - Capital Projects (911161)

For the payment of capital expenditures of the Sewer Capital Projects Fund, the sum of four hundred fifty thousand dollars (\$450,000) is appropriated as follows:

48641 Blacks Run Interceptor	\$ 100,000
48647 HRRSA WWTP Expansion	(326,835)
48650 Sewer Main Oversize/Extension	50,000
48651 Sewer Main Upgrades	300,000
49242 Transfer to Sewer Fund	326,835

SUMMARY

Expenditures and Revenues

Total Sewer Capital Projects Fund Appropriation
For the Fiscal Year Ended June 30, 2010 \$450,000

To be provided from the following estimated revenue which is as follows:

34230 Transfer from Sewer Fund \$450,000

Total Sewer Capital Projects Fund Revenue
For the Fiscal Year Ended June 30, 2010 \$450,000

SECTION IX - Sanitation Capital Projects Fund (1324)

That the following sum of money be and the same hereby are appropriated for Sanitation Capital Projects purposes herein specified for the fiscal year ended June 30, 2010:

Paragraph One - Capital Projects (910142)

For the payment of capital expenditures of the Sanitation Capital Projects Fund, the sum of six hundred thirty thousand dollars (\$630,000) is appropriated as follows:

48681 City Landfill monitoring	\$ 80,000
48683 Steam Plant for CISAT	200,000
48684 County Landfill Development & Closure	350,000

SUMMARY

Expenditure and Revenue

Total Sanitation Capital Projects Fund Appropriation
For the Fiscal Year Ended June 30, 2010 \$630,000

To be provided from the following estimated revenue which is as follows:

34270 Transfer from Sanitation Fund \$630,000

Total Sanitation Capital Projects Fund Revenue
For the Fiscal Year Ended June 30, 2010 \$630,000

SECTION X - WATER FUND (2011)

That the following sums of money be and the same hereby are appropriated for water purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - Administration (312061)

For the current expenses of ADMINISTRATION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of three hundred forty-five thousand, nine hundred sixty-nine dollars (\$345,969) is appropriated from the Water Fund to be apportioned as follows:

(1)	Personal Services	\$204,653
(2)	Other Operating Expenses	141,316

Paragraph Two - Pumping, Storage and Monitoring (322061)

For the current expenses of PUMPING, STORAGE AND MONITORING OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of six hundred fifty-six thousand, four hundred forty-one dollars (\$656,441) is appropriated from the Water Fund to be apportioned as follows:

(1)	Personal Services	\$63,171
(2)	Other Operating Expenses	593,270

Paragraph Three - Transmission and Distribution (332061)

For the current expenses of TRANSMISSION AND DISTRIBUTION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of eight hundred twenty-five thousand, six hundred twenty-four dollars (\$825,624) is appropriated from the Water Fund to be apportioned as follows:

(1)	Personal Services	\$447,661
(2)	Other Operating Expenses	377,963

Paragraph Four - Utility Billing (342061)

For the current expenses of UTILITY BILLING OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of three hundred seventy-five thousand, eight hundred fourteen dollars (\$375,814) is appropriated from the Water Fund to be apportioned as follows:

(1)	Personal Services	\$176,145
(2)	Other Operating Expenses	199,669

Paragraph Five - Miscellaneous (352061)

For the current expenses, depreciation and payment of taxes, the sum of two million, three hundred eighty-eight thousand, nine hundred fourteen dollars (\$2,388,914) is appropriated from the Water Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$16,250
(2)	Depreciation	1,956,336
(3)	Taxes, etc.	416,328

Paragraph Six - Water Purification (362061)

For the current expenses of WATER PURIFICATION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of nine hundred seventy-six thousand, one hundred sixty-five dollars (\$976,165) is appropriated from the Water Fund to be apportioned as follows:

(1)	Personal Services	\$534,688
(2)	Other Operating Expenses	441,477

Paragraph Seven - Capital Outlay (372061)

For the capital outlays of the WATER DEPARTMENT, a division of the Water Fund, the sum of two hundred two thousand dollars (\$202,000) is appropriated from the Water Fund to be apportioned as follows:

(1)	Capital Outlays	\$202,000
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Paragraph Eight – Debt Service (382061)

For the payment of interest and principal, etc., on bonds of the Water Department, the sum of seven hundred seventy-two thousand, eighty-one dollars (\$772,081) is appropriated from the Water Fund to be apportioned as follows:

(1)	Principal and Interest	\$772,081
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Paragraph Nine – Transfers (392061)

For sharing the costs of operation in other funds for the benefit of the Water Fund, the sum of one million, seven hundred seventeen thousand, nine hundred sixty-one dollars (\$1,717,961) is appropriated from the Water Fund to be apportioned as follows:

(1)	General Fund-Share of Accounting, Collecting & Data Processing	\$ 734,424
(2)	Water Capital Projects Fund	875,000
(3)	Central Stores Fund	108,537

S U M M A R Y

Expenditures and Revenues

Total Water Fund Appropriations for
the Fiscal Year Ending June 30, 2010 \$8,260,969

To be provided for from the following Estimated Revenues, which are as follows:

Permits, Privilege Fees and Regulatory Licenses	\$ 300,000
Revenue from use of Money & Property	350,000
Charges for Services	5,673,800
Recovered Costs	25,000
Transfers for depreciation	<u>1,912,169</u>
Total Water Fund Revenues for the Fiscal Year Ending June 30, 2010	<u>\$8,260,969</u>

SECTION XI - SEWER FUND (2012)

That the following sums of money be and the same hereby are appropriated for sewerage purposes herein specified for the fiscal year ending June 30, 2010.

Paragraph One - Administration (412061)

For the current expenses of ADMINISTRATION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of six hundred eighteen thousand, three hundred ninety-six dollars (\$618,396) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Personal Services	\$354,641
(2) Other Operating Expenses	263,755

Paragraph Two - Treatment and Disposal (422061)

For the current expenses of TREATMENT AND DISPOSAL OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of two million, two hundred fifty-eight thousand, forty-one dollars (\$2,258,041) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Other Operating Expenses	\$ 2,258,041
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Paragraph Three - Collection and Transmission (432061)

For the current expenses of the COLLECTION AND TRANSMISSION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of eight hundred sixty-one thousand, eight hundred seventy-one dollars (\$861,871) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Personal Services	\$450,865
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(2) Other Operating Expenses 411,006

Paragraph Four - Miscellaneous (442061)

For the current expenses, depreciation and the payment of taxes, the sum of one million, five hundred eighty-five thousand, two hundred sixty-two dollars (\$1,585,262) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Other Operating Expenses	\$ 8,250
(2) Depreciation	1,293,212
(3) Taxes, etc.	283,800

Paragraph Five - Utility Billing (452061)

For the current expenses of UTILITY BILLING OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of two hundred forty-six thousand, nine hundred seventy-two dollars (\$246,972) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Personal Services	\$144,220
(2) Other Operating Expenses	102,752

Paragraph Six - Pumping & Monitoring (462061)

For the current expenses of PUMPING AND MONITORING OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of one hundred forty-one thousand, four hundred ninety-five dollars (\$141,495) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Personal Services	\$65,333
(2) Other Operating	76,162

Paragraph Seven - Capital Outlay (472061)

For the capital outlays of the SEWER DEPARTMENT, a division of the Sewer Fund, the sum of eighty-four thousand dollars (\$84,000) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Capital Outlays	\$84,000
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Paragraph Eight - Debt Service (482061)

For the payment of the City's share of interest and principal on HRSA debt, the sum of two million, forty-four thousand, five dollars (\$2,044,005) is appropriated from the Sewer Fund to be apportioned as follows:

(1) Serial Bonds, Interest, etc.	\$2,044,005
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Paragraph Nine - Transfers to Other Funds (492061)

For sharing the cost of operation of other funds for the benefit of the Sewer Fund, the sum of one million, one hundred ninety-four thousand, five hundred twenty-one dollars (\$1,194,521) is appropriated from the Sewer Fund to be apportioned as follows:

(1)	General Fund - Share of Accounting, Collecting, & Data Processing Costs	\$734,424
(2)	Sewer Capital Projects Fund	450,000
(3)	Central Stores Fund	10,097

SUMMARY

Expenditures and Revenues

Total Sewer Fund Appropriations for the Fiscal Year Ending June 30, 2010	<u>\$9,034,563</u>
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To be provided for from the following Estimated Revenues, which are as follows:

Permits, Privilege Fees and Regulatory Licenses	\$ 420,000
Revenue from use of Money & Property	200,000
Charges for Services	6,784,516
Recovered Costs	10,000
Transfers for depreciation	1,293,212
Transfer from Capital Projects	<u>326,835</u>

Total Sewer Fund Revenues for the Fiscal Year Ending June 30, 2010	<u>\$9,034,563</u>
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SECTION XII - PUBLIC TRANSPORTATION FUND (2013)

That the following sum of money be and the same hereby are appropriated for Public Transportation purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - Transit Buses (812081)

For the current expenses and depreciation of the TRANSIT BUSES, a division of the Public Transportation Fund, the sum of three million, four hundred fourteen thousand, six hundred seventy-eight dollars (\$3,414,678) is appropriated from the Public Transportation Fund to be apportioned as follows:

(1)	Personal Services	\$1,437,919
(2)	Other Operating Expenses	1,823,975

(3) Depreciation 152,784

Paragraph Two - School Buses (822081)

For the current expenses and depreciation of the SCHOOL BUSES, a division of the Public Transportation Fund, the sum of two million, two hundred twenty-three thousand, seven hundred eighty-one dollars (\$2,223,781) is appropriated from the Public Transportation Fund to be apportioned as follows:

(1) Personal Services	\$983,434
(2) Other Operating Expenses	1,087,563
(3) Depreciation	152,784

Paragraph Three - Field Trips & Charters (832081)

For the current expenses of FIELD TRIPS AND CHARTERS, a division of the Public Transportation Fund, the sum of one hundred ninety thousand, two hundred twenty-one dollars (\$190,221) is appropriated from the Public Transportation Fund to be apportioned as follows:

(1) Personal Services	\$105,293
(2) Other Operating Expenses	84,928

Paragraph Four - Miscellaneous (842081)

For the current expenses and depreciation of MISCELLANEOUS, a division of the Public Transportation Fund, the sum of fifty-nine thousand, one hundred seventy-four dollars (\$59,174) is appropriated from the Public Transportation Fund to be apportioned as follows:

(1) Personal Services	\$ 4,057
(2) Other Operating Expenses	5,113
(3) Depreciation	50,004

Paragraph Five - Capital Outlay (872081)

For the capital outlays of the PUBLIC TRANSPORTATION DEPARTMENT, a division of the Public Transportation Fund, the sum of one million, eight hundred fifty-one thousand dollars, (\$1,851,000) is appropriated from the Public Transportation Fund to be apportioned as follows:

(1) Capital Outlays	\$1,851,000
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SUMMARY

Expenditures and Revenues

Total Public Transportation Fund Appropriations

for the Fiscal Year Ending June 30, 2010 \$7,738,854

To be provided for from the following Estimated Revenues, which are as follows:

Use of Money and Property	\$ 35,000
Charges for Services	3,209,683
Miscellaneous Revenue	44,000
State Categorical Aid	902,000
Federal Categorical Aid	2,243,828
Transfers from General Fund and depreciation	<u>1,304,343</u>
Total Public Transportation Fund Revenues	
for the Fiscal Year ending June 30, 2010	<u>\$7,738,854</u>

SECTION XIII - SANITATION FUND (2014)

That the following sums of money be and the same hereby are appropriated for Sanitation purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - CISAT Facility (912242)

For the current expenses of the CISAT FACILITY, a division of the Sanitation Fund, the sum of four million, eight hundred twenty-four thousand, seven hundred nine dollars (\$4,824,709) is appropriated from the Sanitation Fund to be apportioned as follows:

(1) Personal Services	\$1,405,313
(2) Other Operating Expenses	3,419,396

Paragraph Two - Refuse Collection (922041)

For the current expenses of the REFUSE COLLECTION, a division of the Sanitation Fund, the sum of seven hundred forty-three thousand, nine hundred eight-one dollars (\$743,981) is appropriated from the Sanitation Fund to be apportioned as follows:

(1) Personal Services	\$380,351
(2) Other Operating Expenses	363,630

Paragraph Three - Landfill (932042)

For the current expenses of the LANDFILL, a division of the Sanitation Fund, the sum of one million, seventy-five thousand, three hundred five dollars (\$1,075,305) is appropriated from the Sanitation Fund to be apportioned as follows:

(1) Personal Services	\$ 54,387
(2) Other Operating Expenses	1,020,918

Paragraph Four - Miscellaneous (942042)

For depreciation, bonds issue cost and the payment of taxes of MISCELLANEOUS, a division of the Sanitation Fund, the sum of one million, two hundred thirty-one thousand, one hundred fifty-seven dollars (\$1,231,157) is appropriated from the Sanitation Fund to be apportioned as follows:

(1)	Other Operating Expenses	\$ 1,950
(2)	Depreciation	1,185,576
(3)	Bond Issue cost	17,086
(4)	Land and steam agreement	26,545

Paragraph Five - Recycling (952042)

For the current expenses of the RECYCLING, a division of the Sanitation Fund, the sum of one million, two hundred fifty-seven thousand, eighty-seven dollars (\$1,157,087) is appropriated from the Sanitation Fund to be apportioned as follows:

(1)	Personal Services	\$478,524
(2)	Other Operating Expenses	678,563

Paragraph Six - Capital Outlay (972043)

For the capital outlays of the SANITATION DEPARTMENT, a division of the Sanitation Fund, the sum of one hundred twenty-nine thousand, two hundred eight-one dollars (\$129,281) is appropriated from the Sanitation Fund to be apportioned as follows:

(1)	Capital Outlays	\$129,281
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Paragraph Seven - Debt Service (982042)

For the payment of interest and principal, etc., on bonds of the Sanitation Fund, the sum of two million, five hundred seventy-five thousand, one hundred thirty-five dollars (\$2,575,135) is appropriated from the Sanitation Fund to be apportioned as follows:

(1)	Principal and Interest	\$2,575,135
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Paragraph Eight - Transfers (990242)

For transfers to Capital Projects of the Sanitation Fund. The sum of six hundred thirty thousand dollars (\$630,000) is appropriated from the Sanitation Fund to be apportioned as follows.

(1)	Transfers to Sanitation Capital Projects Fund	\$630,000
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SUMMARY

Expenditures and Revenues

Total Sanitation Fund appropriations
for the Fiscal Year Ending June 30, 2010 \$12,366,655

To be provided for from the following Estimated Revenues, which are as follows:

License Permits & Priv. Fee	\$ 500
Charges for Services	8,246,370
Miscellaneous Revenues	75,000
Recovered Costs	1,888,369
Transfers from General Fund, Depreciation, etc.	<u>2,156,416</u>

Total Sanitation Fund Revenues
for the Fiscal Year Ending June 30, 2010 \$12,366,655

SECTION XIV - CENTRAL GARAGE FUND (2111)

That the following sums of money be and the same hereby are appropriated for Central Stores purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - Operating (612141)

For the current expenses of the CENTRAL GARAGE, a division of the Central Garage Fund, the sum of eight hundred fifty-seven thousand, three hundred fifty-one dollars (\$857,351) is appropriated from the Central Garage Fund to be apportioned as follows:

(1) Personal Services	\$579,995
(2) Other Operating Expenses	277,356

Paragraph Two - Capital Outlay (672141)

For the capital outlays of the CENTRAL GARAGE, a division of the Central Garage Fund, the sum of fifteen thousand dollars (\$15,000) is appropriated from the Central Garage Fund to be apportioned as follows:

(1) Capital Outlays	\$15,000
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SUMMARY

Expenditures and Revenues

Total Central Garage Fund Appropriations
for the Fiscal Year Ending June 30, 2010 \$872,351

To be provided for from the following Estimated Revenue, which is as follows:

Use of Money and Property	\$ 3,000
Charges for Services	799,629
Transfer	<u>69,722</u>

Total Central Garage Fund Revenue
for the Fiscal Year Ending June 30, 2010 \$872,351

SECTION XV - CENTRAL STORES OPERATING FUND (2112)

That the following sums of money be and the same hereby are appropriated for Central Stores purposes herein specified for the fiscal year ending June 30, 2010:

Paragraph One - Operating (712141)

For the current expenses of the CENTRAL STORES, the sum of one hundred twenty-five thousand, four hundred thirty dollars (\$125,430) is appropriated from the Central Stores Fund to be apportioned as follows:

(1) Personal Services	\$ 67,014
(2) Other Operating Expenses	58,416

SUMMARY

Expenditures and Revenues

Total Central Stores Fund Appropriations
for the Fiscal Year Ending June 30, 2010 \$125,430

To be provided for from the following Estimated Revenue, which is as follows:

Transfers from other Funds \$125,430

Total Central Stores Fund Revenue
for the Fiscal Year Ending June 30, 2010 \$125,430

**TOTAL APPROPRIATIONS MENTIONED WITHIN SECTIONS I THROUGH XV
IN THIS ORDINANCE
FOR THE FISCAL YEAR ENDING June 30, 2010
RECAPITULATION**

Section I	General Fund	\$83,615,484
Section II	School Fund	53,492,698
Section III	School Nutrition	2,304,079
Section IV	Emergency Communication Center Fund	3,547,863
Section V	Community Development Block Grant Fund	670,774

Section VI	General Capital Projects Fund	932,000
Section VII	Water Capital Projects Fund	875,000
Section VIII	Sewer Capital Projects Fund	450,000
Section IX	Sanitation Capital Projects Fund	630,000
Section X	Water Fund	8,260,969
Section XI	Sewer Fund	9,034,563
Section XII	Public Transportation Fund	7,738,854
Section XIII	Sanitation Fund	12,366,655
Section XIV	Central Garage Fund	872,351
Section XV	Central Stores Fund	<u>125,430</u>

TOTAL APPROPRIATIONS

\$ 184,916,720

SECTION XVI

All of the monies appropriated as shown by the contained items in Sections I through XV are appropriated upon the terms, conditions and provisions herein before set forth in connection with said items and those set forth in this section and in accordance with the provisions of the official code of the City of Harrisonburg, Virginia, Edition 1979, now in effect or hereafter adopted or amended, relating hereto.

That the rate of taxation of Real Estate and Manufactured Homes as defined in Section §36-85.3, Code of Virginia, 1950, as amended, be fixed at Fifty-Nine Cents (\$0.59), and that the rate of taxation on tangible Personal Property as defined by Article 1 of Chapter 35 of §58.1 of the Code of Virginia, 1950, as amended, be fixed at Three Dollars and No Cents (\$3.00) on each one hundred dollars (\$100) assessed valuation for the year 2010 except for the rate on business personal property, excluding vehicles, be fixed at Two Dollars and No Cents (\$2.00) on each one hundred dollars (\$100) assessed valuation for the year 2010; and that the rate of taxation on Machinery and Tools as defined by Article 2 of Chapter 35 of Title 58.1, Code of Virginia, 1950, as amended, be fixed at Two Dollars and No Cents (\$2.00) on each one hundred dollars (\$100.00) assessed valuation for the year 2010; real estate taxes to be collectible one half on or before December 5, 2009 and one half on or before June 5, 2010. It is expressly provided that the provisions of this Ordinance shall not apply to household goods and personal effects as enumerated in §58.1-3504 of said Code, if such goods and effects be owned and used by an individual or by a family or household incident to maintaining an abode, which goods and effects are hereby declared wholly exempt from taxation.

That the rate of fee or service charge imposed on Real Estate Property exempt from regular taxation shall be twenty percent (20%) of the real estate tax rate levied by the City Council in the above paragraph, which applies to the real estate for which the City furnished police and fire protection and for the collection and disposal of refuse, and where such real estate are exempt from taxation under Sections 58.1-3606 through 58.1-3608 of the Code of Virginia. Pursuant to Section 58.1-3400 through 58.1-3407 Code of Virginia, as amended, rate of service charge shall be Twelve Cents (\$0.12) per annum per \$100.00 of assessed valuation, payable one half on or before December 5, 2009 and one half on or before June 5, 2010. The above service charge shall apply to all real property except those specifically exempted from the service charge as provided

in such section. (Such as property owned by the Commonwealth, hospitals, cemeteries, churches, etc.) That the salaries, wages and allowances set out in detail in the budget statement and in the documents entitled "Classification titles and compensation ranges effective April 2009", and "Salary Schedule as of July 1, 2009", and adopted by the City Council for the fiscal year beginning July 1, 2009, and ending June 30, 2010, both dates inclusive, be, and they are hereby authorized and fixed as the maximum compensation to be allowed officers and employees for the services rendered, unless otherwise directed by the City Manager and that the City Manager is authorized to make such re-arrangements of salaries in the several departments within and between funds herein named as may best meet the needs and interest of the City and to transfer parts of salaries from one department to another when extra work is transferred from one department to another. The City Manager is also authorized to transfer funds from reserve for contingencies to other expenditure line items and funds, as he may deem necessary. Any positions not specifically listed in the Budget document may not be filled without prior written approval of the City Manager.

The taxi rates as detailed in the document entitled "Taxi, Rates effective July 1, 2009" are adopted by the City Council for the fiscal year beginning July 1, 2009 and ending June 30, 2010.

Any budgeted funds remaining in 910411-45904, Rescue Squad Vehicles, at year end will be reserved in the General Fund for the exclusive benefit of the rescue squad.

At the end of the fiscal year, June 30th, any budgeted project in the various capital project funds, for which funds have not been received or borrowed as anticipated, may have the appropriation reduced by the amount(s) not received or borrowed.

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

This ordinance shall become effective July 1, 2009.

Given under my hand this _____ day of _____, 2009.

CITY CLERK

MAYOR

Council Member Frank offered a motion to adopt the Fiscal Year 2009-2010 budget for a second reading. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

Kim Alexander, Assistant to the City Manager, presented for Council's consideration final approval of the FY 2009-2010 Annual Action Plan for the Community Development Block Grant (CDBG). There is \$539,980.00 to be allocated for next's year program. Funding provided for various City projects include HRHA Harrison Heights renovations (\$140,000.00), VAIL – Home Accessibility Modifications (\$10,000.00), Mercy House – Fire Protection (\$15,000.00), City sidewalks (\$194,996.00), and administration costs (\$107,484.00). Public Services include the ARC (\$5,000.00), Free Dental Clinic (\$25,000.00), Big Brothers/Big Sisters (\$6,000.00), Way to Go – Transportation Services (\$8,000.00), Valley Program for Aging Services – Meals on Wheels (\$8,500.00), and (Fire) Child Passenger Safety Seat Program (\$20,000.00). A 30 day Public Comment period was held from March 24th until April 24th. Ms. Alexander reviewed all comments received and the responses to the comments. Council Member Frank offered a motion to approve the final FY 2009-2010 Action Plan as presented. The motion was seconded by Vice-Mayor Baugh and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Baugh
Council Member Wiens
Council Member Frank
Mayor Degner

Absent – Council Member Byrd

The next item of business was a presentation by Kim Alexander, Assistant to the City Manager, regarding downtown news and information stands. Ms. Alexander said that for years, newspaper companies and real estate firms have placed boxes along the City-owned sidewalks in the historic downtown area to sell newspapers or to give away information. Recently the number and locations of boxes has increased and City staff and Downtown business owners have concerns about the appearance, especially since the City has just completed Phase One of the Streetscape Project. The boxes also interfere with sidewalk sweepers and the placement of amenities such as trash containers and benches. Discussion included an application or permit process in conjunction with making designated areas only for the boxes.

At 10:01 p.m., there being no further business and on motion adopted, the meeting was adjourned.

CITY CLERK

MAYOR

