

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

REGULAR MEETING

MAY 13, 2003

At a regular meeting of Council held this evening at 7:30 p.m., there were present: Mayor Joseph Gus Fitzgerald; City Manager Roger Baker; Assistant City Manager Kurt Hodgen; City Attorney Thomas H. Miller, Jr., Vice-Mayor Larry M. Rogers; Council Member Carolyn W. Frank, Dorn W. Peterson; Council Member Hugh J. Lantz; City Clerk Yvonne Bonnie Ryan, CMC/MMCA, and Chief of Police Donald Harper.

Vice-Mayor Rogers gave the invocation and Mayor Fitzgerald led everyone in the Pledge of Allegiance.

Council Member Peterson offered a motion to approve the consent agenda, including approval of the minutes and the second reading approval of a Supplemental Appropriation for the Police Department, School Board and the Parks and Recreation Department. The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

APPROPRIATION ORDINANCE
OF THE CITY OF HARRISONBURG, VIRGINIA
For the Fiscal Year Ending June 30, 2004

AN ORDINANCE MAKING APPROPRIATION OF SUMS OF MONEY FOR NECESSARY EXPENDITURES TO THE CITY OF HARRISONBURG, VIRGINIA, FOR THE FISCAL YEAR ENDING JUNE 30, 2004. 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, 2004:

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 four thousand, nine hundred seventy-four dollars (\$104,974) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$44,122 |
| (2) | Other Operating Expenses | 56,352 |
| (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 three hundred eleven thousand, four hundred seventy-five dollars (\$311,475) is appropriated from the General Fund to be apportioned as follows:

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| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$221,580 |
| (2) | Other Operating Expenses | 88,395 |
| (3) | Capital Outlays | 1,500 |

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 sixty-nine thousand, four hundred sixteen dollars (\$69,416) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$69,416 |
|-----|--------------------------|----------|

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 one hundred sixty-two thousand, twenty-seven dollars (\$162,027) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$107,314 |
| (2) | Other Operating Expenses | 54,713 |

Paragraph Five - Independent Auditor (120811)

For the current expenses of the INDEPENDENT AUDITOR, a division of the General and Financial Administration, the sum of eight thousand, two hundred dollars (\$8,200) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$ 8,200 |
|-----|--------------------------|----------|

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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 three hundred forty-one thousand, two hundred thirty-six dollars (\$341,236) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$235,741 |
| (2) | Other Operating Expenses | 99,295 |
| (3) | Capital Outlays | 6,200 |

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 one hundred fifty-nine thousand, fifty-six dollars (\$159,056) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$109,829 |
| (2) | Other Operating Expenses | 45,227 |
| (3) | Capital Outlays | 4,000 |

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 one thousand, one hundred fifty dollars (\$1,150) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|---------|
| (1) | Other Operating Expenses | \$1,150 |
|-----|--------------------------|---------|

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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 thirty-seven thousand, six hundred fifty-five dollars (\$437,655) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$261,402 |
| (2) | Other Operating Expenses | 165,253 |
| (3) | Capital Outlays | 11,000 |

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 two hundred seventy-five thousand, eight hundred thirty-six dollars (\$275,836) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$171,557 |
| (2) | Other Operating Expenses | 101,779 |
| (3) | Capital Outlays | 2,500 |

Paragraph Eleven - Retirement Board (121711)

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For the current expenses of the RETIREMENT BOARD, a division of the General and Financial Administration, the sum of twelve thousand, nine hundred eighteen dollars (\$12,918) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$12,000 |
| (2) | Other Operating Expenses | 918 |

Paragraph Twelve - Information Technology (122011)

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For the current expenses and capital outlays of INFORMATION TECHNOLOGY, a division of the General and Financial Administration, the sum of three hundred ninety-four thousand, seven hundred sixty-four dollars (\$394,764) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$206,965 |
| (2) | Other Operating Expenses | 150,499 |
| (3) | Capital Outlays | 37,300 |

Paragraph Thirteen - Purchasing Agent (122211)

For the current expenses of the PURCHASING AGENT, a division of the General and Financial Administration, the sum of ninety-three thousand, six hundred ten dollars (\$93,610) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$72,362 |
| (2) | Other Operating Expenses | 21,248 |

Paragraph Fourteen - 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 twenty-nine thousand, five hundred twenty-five dollars (\$129,525) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$75,260 |
| (2) | Other Operating Expenses | 48,265 |
| (3) | Capital Outlays | 6,000 |

Paragraph Fifteen - Police Administration (310131)

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For the current expenses and capital outlays of the POLICE ADMINISTRATION, a division of the Department of Public Safety, the sum of three hundred eleven thousand, seven hundred fifty-eight dollars (\$311,758) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$115,446 |
| (2) | Other Operating Expenses | 195,312 |
| (3) | Capital Outlays | 1,000 |

Paragraph Sixteen - 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, nine hundred seventeen thousand, four hundred fifty-five dollars (\$2,917,455) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$2,110,817 |
| (2) | Other Operating Expenses | 780,703 |
| (3) | Capital Outlays | 25,935 |

Paragraph Seventeen - Police Criminal Investigation Division (310331)

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For the current expenses and capital outlays of the POLICE CRIMINAL INVESTIGATION DIVISION, the sum of seven hundred thousand, five hundred eighty-six dollars (\$700,586) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|-------------------|-----------|
| (1) | Personal Services | \$505,201 |
| (2) | Other Operating | 193,885 |
| (3) | Capital Outlays | 1,500 |

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Paragraph Eighteen - 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, five hundred ninety thousand, nine hundred seventy-eight dollars (\$1,590,978) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$889,467 |
| (2) | Other Operating Expenses | 518,286 |
| (3) | Capital Outlays | 183,225 |

Paragraph Nineteen - Emergency Operations Center (310432)

For the current expenses and capital outlays of the EMERGENCY OPERATIONS CENTER, a division of the Department of Public Safety, the sum of forty-seven thousand, nine hundred fifty-one dollars (\$47,951) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$45,851 |
| (2) | Capital Outlays | 2,100 |

Paragraph Twenty - Fire Administration (320132)

For the current expenses of the FIRE ADMINISTRATION, a division of the Department of Public Safety, the sum of two hundred eighty thousand, seven hundred twenty-four dollars (\$280,724) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$180,305 |
| (2) | Other Operating Expenses | 100,419 |

Paragraph Twenty-One - Fire Suppression (320232)

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For the current expenses and capital outlays of the FIRE SUPPRESSION, a division of the Department of Public Safety, the sum of three million, three hundred sixty-three thousand, two hundred ninety-seven dollars (\$3,363,297) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$2,234,514 |
| (2) | Other Operating Expenses | 1,025,858 |
| (3) | Capital Outlays | 102,925 |

Paragraph Twenty-Two - Fire Prevention (320332)

For the current expenses of FIRE PREVENTION, a division of the Department of Public Safety, the sum of one hundred eighty three thousand, seven hundred twenty-six dollars (\$183,726) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$125,993 |
| (2) | Other Operating Expenses | 57,733 |

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 twenty-five thousand, nine hundred thirty-nine dollars (\$125,939) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$83,672 |
| (2) | Other Operating Expenses | 37,947 |
| (3) | Capital Outlays | 4,320 |

Paragraph Twenty-Four - E911 System (320532)

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For the current expenses of the E911 SYSTEM, a division of the Department of Public Safety, the sum of eight hundred twenty-five thousand, six hundred ninety dollars (\$825,690) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$398,684 |
| (2) | Other Operating Expenses | 427,006 |

Paragraph Twenty-Five - 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 eighty-six thousand dollars (\$86,000) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$86,000 |
|-----|--------------------------|----------|

Paragraph Twenty-Six - Building Inspection (340121)

For the current expenses and capital outlays of BUILDING INSPECTION, a division of the Department of Public Safety, the sum of four hundred eighty-two thousand, six hundred ninety-eight dollars (\$482,698) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$324,353 |
| (2) | Other Operating Expenses | 132,145 |
| (3) | Capital Outlays | 26,200 |

Paragraph Twenty-Seven - Animal Control (350131)

For the current expenses of ANIMAL CONTROL, a division of the Department of Public Safety, the sum of one hundred one thousand, four hundred eighteen dollars (\$101,418) is appropriated from General Fund to be

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apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$27,309 |
| (2) | Other Operating Expenses | 74,109 |

Paragraph Twenty-Eight - Coroner (350331)

For the current expenses of the CORONER, a division of the Department of Public Safety, the sum of nine hundred dollars (\$900) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------|
| (1) | Other Operating Expenses | \$900 |
|-----|--------------------------|-------|

Paragraph Twenty-Nine - Emergency Services (350532)

For the current expenses of EMERGENCY SERVICES, a division of the Department of Public Safety, the sum of sixty-six thousand, one hundred twenty-four dollars (\$66,124) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$66,124 |
|-----|--------------------------|----------|

Paragraph Thirty - 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 six hundred ninety-five thousand, eight hundred seventeen dollars (\$695,817) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$466,782 |
| (2) | Other Operating Expenses | 207,335 |

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(3) Capital Outlays 21,700

Paragraph Thirty-One - 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 three million, four hundred eighty-five thousand, two hundred twenty-three dollars (\$3,485,223) is appropriated from the General Fund to be appointed as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,139,596 |
| (2) | Other Operating Expenses | 1,989,203 |
| (3) | Capital Outlays | 356,424 |

Paragraph Thirty-Two - Street Lights (410441)

For the current expenses of STREET LIGHTS, a division of the Department of Public Works, the sum of four hundred twenty-five thousand dollars (\$425,000) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|------------|
| (1) | Other Operating Expenses | \$ 425,000 |
|-----|--------------------------|------------|

Paragraph Thirty - Three - 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 one hundred seventy-five thousand, four hundred forty-six dollars (\$175,446) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$48,719 |
| (2) | Other Operating Expenses | 121,727 |
| (3) | Capital Outlays | 5,000 |

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Paragraph Thirty-Four - Traffic Engineering (410741)

For the current expenses and capital outlays of TRAFFIC ENGINEERING, a division of the Department of Public Works, the sum of nine hundred six-four thousand, fifty-two dollars (\$964,052) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$304,759 |
| (2) | Other Operating Expenses | 429,293 |
| (3) | Capital Outlays | 230,000 |

Paragraph Thirty-Five - 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 nine thousand, eight hundred eighty-two dollars (\$279,882) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$129,961 |
| (2) | Other Operating Expenses | 114,921 |
| (3) | Capital Outlays | 35,000 |

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

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For the current expenses and capital outlays of STREET AND ROAD CLEANING, a division of Public Works, the sum of two hundred thirty-eight thousand, seven hundred seventeen dollars (\$238,717) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$127,610 |
| (2) | Other Operating Expenses | 111,107 |

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Paragraph Thirty-Seven - 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, two hundred fifty dollars (\$41,250) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$41,250 |
|-----|--------------------------|----------|

Paragraph Thirty-Eight Harrison Plaza (430121)

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For the current expenses and capital outlays of HARRISON PLAZA, a division of the Department of the Public Works, the sum of one-hundred seventy-nine thousand, five hundred eighty-nine dollars (\$179,589) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$ 41,040 |
| (2) | Other Operating Expenses | 136,549 |
| (3) | Capital Outlays | 2,000 |

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 one hundred sixty-four thousand, two hundred thirty-one dollars (\$164,231) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$23,107 |
| (2) | Other Operating Expenses | 126,624 |
| (3) | Capital Outlays | 14,500 |

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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 two hundred ninety-eight thousand, seven hundred forty-five dollars (\$298,745) is appropriated from the General Fund to be apportioned as follows:

(1) Other Operating Expenses \$298,745

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 one hundred seventy-four thousand, eight hundred forty dollars (\$174,840) is appropriated from the General Fund to be apportioned as follows:

(1) Other Operating Expenses \$174,840

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 twenty-one thousand dollars (\$21,000) is appropriated from the General Fund to be apportioned as follows:

(1) Other Operating Expenses \$21,000

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 eight hundred nineteen thousand, six hundred fifty-six dollars (\$819,656) is appropriated from the General Fund to be apportioned as follows:

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| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$297,773 |
| (2) | Other Operating Expenses | 442,883 |
| (3) | Capital Outlays | 79,000 |

Paragraph Forty-Four - Parks (710271)

For the current expenses and capital outlays of PARKS, a division of Parks, Recreation and Cultural, the sum of seven hundred thirty-seven thousand, three hundred twenty-nine dollars (\$737,329) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$384,419 |
| (2) | Other Operating Expenses | 194,910 |
| (3) | Capital Outlays | 158,000 |

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 four hundred seventy-three thousand, seven hundred eighty-six dollars (\$473,786) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$275,974 |
| (2) | Other Operating Expenses | 145,812 |
| (3) | Capital Outlays | 52,000 |

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 eighty thousand, four hundred forty-three dollars (\$80,443) is appropriated from the General Fund to be apportioned as follows:

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| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$38,248 |
| (2) | Other Operating Expenses | 42,195 |

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 thirty-eight thousand, one hundred twenty-three dollars (\$38,123) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|---------|
| (1) | Personal Services | \$5,193 |
| (2) | Other Operating Expenses | 32,930 |

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 six thousand, three hundred seventy-two dollars (\$406,372) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$173,475 |
| (2) | Other Operating Expenses | 108,897 |
| (3) | Capital Outlays | 124,000 |

Paragraph Forty-Nine - Athletics (710871)

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For the current expenses and capital outlays of the ATHLETICS, a division of Parks, Recreation and Cultural, the sum of three hundred ninety-six thousand, seven hundred two dollars (\$396,702) is appropriated from the General Fund to be apportioned as follows:

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| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$175,128 |
| (2) | Other Operating Expenses | 156,574 |
| (3) | Capital Outlays | 65,000 |

Paragraph Fifty - Planning (810121)

For the current expenses and capital outlays of the PLANNING. A division of the Department of Community Development, the sum of one hundred eighty-eight thousand, three hundred twenty-two dollars (\$188,322) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$85,424 |
| (2) | Other Operating Expenses | 100,198 |
| (3) | Capital Outlays | 2,700 |

Paragraph Fifty-One - Zoning Administrator (810221)

For the current expenses of ZONING ADMINISTRATOR, a division of the Department of Community Development, the sum of one hundred thirty-seven thousand, two hundred three dollars (\$137,203) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$100,854 |
| (2) | Other Operating Expenses | 35,992 |
| (3) | Capital Outlay | 357 |

Paragraph Fifty-Two - 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 four thousand, seven hundred sixty-five dollars (\$4,765) is appropriated

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from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------|
| (1) | Personal Services | \$927 |
| (2) | Other Operating Expenses | 3,838 |

Paragraph Fifty-Three - Economic Development (810521)

For the current expenses and capital outlays of ECONOMIC DEVELOPMENT, the sum of eight hundred twenty-six thousand, seven hundred thirty-eight dollars (\$826,738) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$ 78,900 |
| (2) | Other Operating Expenses | 145,838 |
| (3) | Capital Outlays | 602,000 |

Paragraph Fifty-Four - Non-Departmental - Contributions (910411)

For aiding the activities of independent, civic, charitable, and other organizations, the sum of one million, thirty-four thousand, three hundred seventy-four dollars (\$1,034,374) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-------|---|---------|
| 43850 | Central Shenandoah Planning District | \$9,489 |
| 45642 | Local Chamber of Commerce | 3,000 |
| 45644 | Salvation Army | 10,000 |
| 45645 | Rescue Squad-Gas and Oil | 20,000 |
| 45647 | Shen Val. Soil & Water Conservation Dist. | 3,850 |
| 45648 | Blue Ridge Community College | 5,000 |
| 45650 | Valley Program for Aging Services | 25,000 |
| 45652 | First Step, Inc. | 21,000 |

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|---|---------|
| 45653 Non-Departmental CATV | 5,000 |
| 45654 Convention & Visitors Bureau | 123,750 |
| 45656 BRCC Site Improvement | 24,000 |
| 45659 Blue Ridge Legal Services | 5,277 |
| 45660 Other Non-departmental | 21,000 |
| 45662 Free Clinic Inc. | 8,500 |
| 45663 Community Mediation Center | 2,000 |
| 45664 Woodbine Cemetery | 1,500 |
| 45669 Boys and Girls Club | 45,000 |
| 44883 First Night | 5,000 |
| 45885 Arts Council of Valley | 40,000 |
| 45888 Downtown Renaissance | 80,000 |
| 45889 Little League Association | 6,000 |
| 47010 Massanutten Regional Public Library-Operating | 323,645 |
| 47020 Upper Valley Regional Park Authority | 15,000 |
| 47030 Juvenile Detention Home | 231,363 |

Paragraph Fifty-Five - Non-Departmental - Joint Operations (910511)

For the payment of joint expenses, the sum of three million, two hundred eighty thousand, six hundred seventy-seven dollars (\$3,280,677) is appropriated from the General Fund to be apportioned as follows:

| | |
|--|-------------|
| 47070 Expense of Sheriff, Courts, etc. | \$1,600,000 |
| 47071 Expense of Social Service District | 1,650,677 |
| 47072 Expense of Weed & Seed Program | 30,000 |

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Paragraph Fifty-Six - Non-Departmental Subscriptions/Contribution (910611)

For the payment of Airport Expenses, the sum of forty-five thousand dollars (\$45,000) is appropriated from the General Fund to be apportioned as follows:

| | |
|--------------------------------------|----------|
| 47040 Airport - Operating | \$35,000 |
| 47045 Airport - Capital Improvements | 10,000 |

Paragraph Fifty-Seven - Non-Departmental Dues to Municipal Organization (910711)

For the payment of dues to Municipal Organizations. The sum of eighteen thousand dollars (\$18,000) is appropriated from the General fund to be apportioned as follows:

| | |
|----------------------------|----------|
| 45810 Dues and Memberships | \$18,000 |
|----------------------------|----------|

Paragraph Fifty-Eight - Reserve for Contingencies (940111)

For Reserve for Contingencies of the General Fund the sum of two hundred thousand dollars (\$200,000) is appropriated from the General Fund to be apportioned as follows:

| | |
|-------------------------------|-----------|
| (1) Reserve for Contingencies | \$200,000 |
|-------------------------------|-----------|

Paragraph Fifty-Nine Debt Service (980142)

For the payment of interest and principal on bonds and lease purchases and bank six million, four hundred eighty-eight thousand, five hundred forty dollars (\$6,488,540) is appropriated from the General Fund to be apportioned as follows:

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| | | |
|-----|------------------------|-------------|
| (1) | Principal and Interest | \$6,484,940 |
| (2) | Bank Handling Charges | 3,600 |

Paragraph Sixty - Transfers to Other Funds (990111)

For supplementing the revenue of other funds the sum of twenty-two million, three hundred eighty-nine thousand, two hundred three dollars (\$22,389,203) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|-------------------------------|-------------|
| (1) | General Capital Projects Fund | \$1,822,800 |
| (2) | School Fund | 18,667,629 |
| (3) | Central Garage Fund | 82,872 |
| (4) | Central Stores Fund | 3,528 |
| (5) | Public Transportation Fund | 665,364 |
| (6) | Sanitation Fund | 1,144,586 |
| (7) | Parking Authority Fund | 2,424 |

SUMMARY

Expenditures and Revenues

Total General Fund Appropriation for the
Fiscal Year Ending June 30, 2004 \$58,296,111

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

Amount from Fund Balance \$ 698,105

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| | |
|--|---------------------|
| General Property Taxes | 17,921,390 |
| Other Local Taxes | 27,083,872 |
| Permits, Privilege Fees and Regulatory Licenses | 207,000 |
| Fines and Forfeitures | 367,000 |
| Revenue from use of Money & Property | 543,500 |
| Charges for Services | 271,550 |
| Miscellaneous Revenue | 4,341,552 |
| Recovered Costs | 105,000 |
| State Non-Categorical Aid | 2,373,395 |
| State Shared Expenses (Categorical-Aid) | 274,550 |
| State Other (Categorical-Aid) | 2,912,977 |
| Federal Categorical Aid | 331,800 |
| Loan Proceeds | 0 |
| Transfers from other Funds | <u>865,020</u> |
| Total General Fund Revenue for the Fiscal Year Ending June 30, 2004 | <u>\$58,296,111</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, 2004:

Paragraph One - Instruction (40610)

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For the current expenses of INSTRUCTION, of the department of education, the sum of twenty-eight million, twenty-seven thousand, six hundred fifty-six dollars (\$28,027,656) is appropriated from the City School Fund to be apportioned as follows:

- | | | |
|-----|-------------|--------------|
| (1) | Instruction | \$28,027,656 |
|-----|-------------|--------------|

Paragraph Two - Administration/Attendance & Health Service (40620)

For the current expenses of ADMINISTRATION/ATTENDANCE & HEALTH SERVICE, of the department of education, the sum of one million, eight hundred ninety-four thousand, six hundred forty-seven dollars (\$1,894,647) is appropriated from the City School Fund to be apportioned as follows:

- | | | |
|-----|--|-------------|
| (1) | Administration/Attendance & Health Service | \$1,894,647 |
|-----|--|-------------|

Paragraph Three - Pupil Transportation Services (40630)

For the current expenses of PUPIL TRANSPORTATION SERVICES, of the department of education, the sum of one million, one hundred fifty-one thousand, two hundred eighty-nine dollars (\$1,151,289) is appropriated from the City School Fund to be apportioned as follows:

- | | | |
|-----|------------------------------|-------------|
| (1) | Pupil Transportation Service | \$1,151,289 |
|-----|------------------------------|-------------|

Paragraph Four - Operations & Maintenance (40640)

For the current expenses of OPERATIONS AND MAINTENANCE, of the department of education, the sum of three million, one hundred fifty-three thousand, five hundred ninety-three dollars (\$3,153,593) is appropriated from the City School Fund to be apportioned as follows:

- | | | |
|-----|----------------------------|-------------|
| (1) | Operations and Maintenance | \$3,153,593 |
|-----|----------------------------|-------------|

Paragraph Five - School Food Services and Other Non-Instructional Operations (40650)

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

For the current expenses of SCHOOL FOOD SERVICES AND OTHER NON INSTRUCTIONAL OPERATIONS, of the department of education, the sum of two million, fifty-six thousand, ninety-one dollars (\$2,056,091) is appropriated from the City School Fund to be apportioned as follows:

- (1) School Food Services & Other
- Non Instructional Operations \$2,056,091

Paragraph Six - 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

Paragraph Seven - Technology (40680)

For the current expenses of TECHNOLOGY of the Department of Education, the sum of two million, four hundred thirty-four thousand, seven hundred fifty-six dollars (\$2,434,756) is appropriated from the City School Fund to be apportioned as follows:

- (1) Technology \$2,434,756

SUMMARY

Expenditures and Revenues

Total School Fund Appropriations for

Fiscal Year Ending June 30, 2004 \$38,720,032

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

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

| | |
|---|---------------------|
| Fund Balance | \$1,215,203 |
| Revenue from Other Funds | 1,837,102 |
| Revenue from State School Funds | 13,067,320 |
| Revenue from Federal Funds | 3,932,778 |
| Transfers Receipts from City's General Fund | <u>18,667,629</u> |
| Total School Fund Revenue | |
| for the Fiscal Year Ending June 30, 2004 | <u>\$38,720,032</u> |

SECTION III - 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, 2004:

Paragraph One - Capital Projects (910141)

For the payment of capital expenditures of the General Capital Projects Fund, the sum of five million, eight hundred twenty-two thousand, eight hundred dollars (\$5,822,800) appropriated as follows:

| | |
|---|-----------|
| 48610 2-way Communication System | 50,000 |
| 48616 Citywide Drainage Program | 50,000 |
| 48617 Port Republic Road Street Improvement | 50,000 |
| 48636 Stone Spring Road Improvement | 2,000,000 |

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| | |
|--|-----------|
| 48637 Erickson Avenue Extension | 2,000,000 |
| 48638 Cantrell Avenue Road Improvement | 400,000 |
| 48691 Simms Bldg. Renovation | 200,000 |
| 48692 Hardesty Higgins House | 672,800 |
| 48695 Garbers Church Road Imp/HS | 400,000 |

SUMMARY

Expenditures and Revenues

Total General Capital Projects Fund Appropriation
for the Fiscal Year Ended June 30, 2004 \$5,822,800

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

| | |
|----------------------------------|------------------|
| 34110 Bond Proceeds | \$ 4,000,000 |
| 34210 Transfer from General Fund | <u>1,822,800</u> |

Total General Capital Projects Fund Revenue
For the fiscal Year Ending June 30, 2004 \$5,822,800

SECTION IV - 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, 2004:

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

Paragraph One - Capital Projects (910161)

For the payment of capital expenditures of the Water Capital Projects Fund, the sum of five hundred thousand dollars (\$500,000) is appropriated as follows:

| | |
|----------------------------------|-----------|
| 48621 Western Raw Water Line | \$340,000 |
| 48627 Water Tank Repairs | 40,000 |
| 48633 Smithland Road | 40,000 |
| 48634 Water Main Oversize/Extend | 40,000 |
| 48635 Water Main Upgrades | 40,000 |

S U M M A R Y

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Expenditures and Revenues

Total Water Capital Projects Fund Appropriations
for the Fiscal Year Ended June 30, 2004 \$ 500,000

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

34220 Transfer from Water Fund \$ 500,000

Total Water Capital Projects Fund Revenue
for the Fiscal Year Ended June 30, 2004 \$ 500,000

SECTION V - 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, 2004:

Paragraph One - Capital Projects (911161)

For the payment of capital expenditures of the Sewer Capital Projects Fund, the sum of six hundred thirty-one thousand, one hundred twenty-nine dollars (\$631,129) is appropriated as follows:

| | |
|---------------------------------------|-----------|
| 48630 Central Stores Building Project | \$ 31,129 |
| 48641 Blacks Run Interceptor | 200,000 |
| 48645 PHR&A I&I | 100,000 |
| 48649 Smithland Road | 50,000 |
| 48650 Sewer Main Oversize/Extension | 50,000 |
| 48651 Sewer Main Upgrades | 200,000 |

S U M M A R Y

Expenditures and Revenues

Total Sewer Capital Projects Fund Appropriation

for the Fiscal Year Ended June 30, 2004

\$631,129

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

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

34230 Transfer from Sewer Fund \$631,129

Total Sewer Capital Projects Fund Revenue

for the Fiscal Year Ended June 30, 2004 \$631,129

SECTION VI - 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, 2004:

Paragraph One - Capital Projects (910142)

For the payment of capital expenditures of the Sanitation Capital Projects Fund, the sum of eight hundred thirty-eight thousand, nine hundred twenty-seven dollars (\$838,927) is appropriated as follows:

| | |
|---|-----------|
| 48681 City Landfill closure and monitoring | \$270,000 |
| 48683 Steam Plant for CISAT | 150,000 |
| 48684 County Landfill Development & Closure | 313,927 |
| 48685 Recycling Development | 105,000 |

-

S U M M A R Y

Expenditure and Revenue

Total Sanitation Capital Projects Fund Appropriation

for the Fiscal Year Ended June 30, 2004 \$838,927

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

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

| | | |
|-------|--|-------------------|
| 34270 | Transfer from Sanitation Fund | <u>838,927</u> |
| - | | |
| | Total Sanitation Capital Projects Fund Revenue | |
| | for the Fiscal Year Ended June 30, 2004 | <u>\$ 838,927</u> |

SECTION VII Parking Authority Capital Projects Fund (1325)

That the following sum of money be and the same hereby are appropriated for the Parking Authority Capital Projects purposes herein specified for the fiscal year ended June 30, 2004:

Paragraph One - Capital Projects (910641)

For the payment of capital expenditures of the Parking Authority Capital Projects Fund, the sum of one hundred sixty-six thousand dollars (\$166,000) is appropriated as follows:

| | | |
|-------|---------------------|-----------|
| 48653 | Rehab. Parking Deck | \$166,000 |
|-------|---------------------|-----------|

SUMMARY

Expenditure and Revenue

| | |
|---|------------------|
| Total Parking Authority Projects Fund appropriation | |
| for the Fiscal Year Ended June 30, 2004 | <u>\$166,000</u> |

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

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

| | |
|---|------------------|
| 34275 Transfer from Parking Authority Fund | <u>\$166,000</u> |
| Total Parking Authority Capital Projects Fund Revenue | |
| for the Fiscal Year Ended June 30, 2004 | <u>\$166,000</u> |

SECTION VIII- 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, 2004:

Paragraph One - Administration (312061)

For the current expenses of ADMINISTRATION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of two hundred fifty-nine thousand, nine hundred fifty dollars (\$259,950) is appropriated from the Water Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$138,284 |
| (2) Other Operating Expenses | 121,666 |

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 four hundred five thousand, five hundred seventeen dollars (\$405,517) is appropriated from the Water Fund to be apportioned as follows:

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| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$33,039 |
| (2) | Other Operating Expenses | 372,478 |

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 six hundred six thousand, eight hundred sixty-eight dollars (\$606,868) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$329,232 |
| (2) | Other Operating Expenses | 277,636 |

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 one hundred eighty-seven thousand, four hundred twenty-seven dollars (\$187,427) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$76,094 |
| (2) | Other Operating Expenses | 111,333 |

Paragraph Five - Miscellaneous (352061)

For the current expenses, depreciation and payment of taxes, the sum of one million, three hundred eighty-three thousand, one hundred eighty-eight dollars (\$1,383,188) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$14,500 |
|-----|--------------------------|----------|

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

| | | |
|-----|--------------|-----------|
| (2) | Depreciation | 1,159,744 |
| (3) | Taxes, etc. | 208,944 |

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 seven hundred eighty-nine thousand, two hundred ninety-five dollars (\$789,295) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$456,542 |
| (2) | Other Operating Expenses | 332,753 |

Paragraph Seven - Capital Outlay (372061)

For the capital outlays of the WATER DEPARTMENT, a division of the Water Fund, the sum of one hundred seventy-four thousand dollars (\$174,000) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$174,000 |
|-----|-----------------|-----------|

Paragraph Eight - Debt Service (382061)

For the payment of interest and principal, etc., on bonds of the Water Department, the sum of two hundred fifty-four thousand, six hundred eighty-nine dollars (\$254,689) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|------------------------|-----------|
| (1) | Principal and Interest | \$254,689 |
|-----|------------------------|-----------|

Paragraph Nine - Transfers (392061)

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-

For sharing the costs of operation in other funds for the benefit of the Water Fund, the sum of nine hundred seventy thousand, twenty-eight dollars (\$970,028) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--|-----------|
| (1) | General Fund-Share of Accounting, Collecting & Data Processing | \$419,496 |
| (2) | Water Capital Projects Fund | 500,000 |
| (3) | Central Stores Fund | 50,532 |

SUMMARY

Expenditures and Revenues

| | |
|---|--------------------|
| Total Water Fund Appropriations for the Fiscal Year Ending June 30, 2004 | <u>\$5,030,962</u> |
|---|--------------------|

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

| | |
|--|---------------|
| Fund Balance | \$ 22,932 |
| Permits, Privilege Fees and Regulatory Licenses | 135,000 |
| Revenue from use of Money & Property | 145,600 |
| Charges for Services | 4,572,650 |
| Recovered Costs | 130,000 |
| Transfers for depreciation | <u>24,780</u> |

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

Total Water Fund Revenues

for the Fiscal Year Ending June 30, 2004

\$5,030,962

SECTION IX - 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, 2004.

Paragraph One - Administration (412061)

For the current expenses of ADMINISTRATION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of four hundred thirty-six thousand, nine hundred forty-six dollars (\$436,946) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$272,961 |
| (2) | Other Operating Expenses | 163,985 |

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 one million, two hundred forty-five thousand, one hundred five dollars (\$1,245,105) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|--------------|
| (1) | Other Operating Expenses | \$ 1,245,105 |
|-----|--------------------------|--------------|

Paragraph Three - Collection and Transmission (432061)

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

For the current expenses of the COLLECTION AND TRANSMISSION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of seven hundred seventy-one thousand, two hundred forty-six dollars (\$771,246) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$460,828 |
| (2) | Other Operating Expenses | 310,418 |

Paragraph Four - Miscellaneous (442061)

For the current expenses, depreciation and the payment of taxes, the sum of one million, seventy-nine thousand, two hundred forty-eight dollars (\$1,079,248) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$ 7,000 |
| (2) | Depreciation | 887,472 |
| (3) | Taxes, etc. | 184,776 |

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 one hundred ninety-four thousand, six hundred five dollars (\$194,605) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$116,439 |
| (2) | Other Operating Expenses | 78,166 |

Paragraph Six - Pumping & Monitoring (462061)

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

For the current expenses of PUMPING AND MONITORING OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of sixty-one thousand, three hundred thirty-eight dollars (\$61,338) is appropriated from the Sewer Fund to be apportioned as follows:

- | | | |
|-----|-------------------|----------|
| (1) | Personal Services | \$33,039 |
| (2) | Other Operating | 28,299 |

Paragraph Seven - Capital Outlay (472061)

For the capital outlays of the SEWER DEPARTMENT, a division of the Sewer Fund, the sum of two hundred seventy-five thousand dollars (\$275,000) is appropriated from the Sewer Fund to be apportioned as follows:

- | | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$275,000 |
|-----|-----------------|-----------|

Paragraph Eight - Debt Service (482061)

For the payment of the City's share of interest and principal on HRSA debt, the sum of one million, twenty thousand, eight hundred sixty dollars (\$1,020,860) is appropriated from the Sewer Fund to be apportioned as follows:

- | | | |
|-----|------------------------------|-------------|
| (1) | Serial Bonds, Interest, etc. | \$1,020,860 |
|-----|------------------------------|-------------|

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, forty-one thousand, three hundred forty-nine dollars (\$1,041,349) is appropriated from the Sewer Fund to be apportioned as follows:

- | | | |
|-----|-------------------------|--|
| (1) | General Fund - Share of | |
|-----|-------------------------|--|

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

Accounting, Collecting, &

| | | |
|---------------------------------|-----------|-------|
| Data Processing Costs | \$405,516 | |
| (2) Sewer Capital Projects Fund | 631,129 | |
| (3) Central Stores Fund | | 4,704 |

SUMMARY

Expenditures and Revenues

Total Sewer Fund Appropriations for
the Fiscal Year Ending June 30, 2004 \$6,125,697

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

| | |
|---|--------------------|
| Fund Balance | 63,419 |
| Permits, Privilege Fees and Regulatory Licenses | 60,000 |
| Revenue from use of Money & Property | 104,000 |
| Charges for Services | 4,979,806 |
| Recovered Costs | 31,000 |
| Transfers for depreciation | <u>887,472</u> |
| Total Sewer Fund Revenues for the Fiscal Year Ending June 30, 2004 | <u>\$6,125,697</u> |

SECTION X - 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, 2004:

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 two million, one hundred sixty-three thousand, fifty-five dollars (\$2,163,055) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,074,792 |
| (2) | Other Operating Expenses | 1,013,263 |
| (3) | Depreciation | 75,000 |

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 one million, three hundred sixty-seven thousand, six hundred twenty-four dollars (\$1,367,624) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | | |
|-----|--------------------------|-----------|-----|
| (1) | Personal Services | \$715,396 | |
| (2) | Other Operating Expenses | 592,228 | (3) |
| | Depreciation | 60,000 | |

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 fifty-three thousand, two hundred sixty-six dollars (\$153,266) is appropriated from the Public Transportation Fund to be apportioned as follows:

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$105,364 |
| (2) | Other Operating Expenses | 47,902 |

Paragraph Four - Miscellaneous (842081)

For the current expenses and depreciation of MISCELLANEOUS, a division of the Public Transportation Fund, the sum of sixty-three thousand, nine hundred thirty-three dollars (\$63,933) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|---------|
| (1) | Personal Services | \$3,312 |
| (2) | Other Operating Expenses | 10,617 |
| (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, seven hundred eighty-nine thousand, one hundred eighty dollars, (\$1,789,180) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|-----------------|-------------|
| (1) | Capital Outlays | \$1,789,180 |
|-----|-----------------|-------------|

SUMMARY

Expenditures and Revenues

Total Public Transportation Fund Appropriations

for the Fiscal Year Ending June 30, 2004 \$5,537,058

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

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

| | |
|---|--|
| Fund Balance | \$ 258,340 |
| Use of Money and Property | 64,000 |
| Charges for Services | 2,151,350 |
| Recovered Cost | 1,000 |
| State Categorical Aid | 666,000 |
| Federal Categorical Aid | 1,546,000 |
| Transfers from General Fund and depreciation | <u>850,368</u> |
| Total Public Transportation Fund Revenues for the Fiscal Year ending June 30, 2004 | <u>\$5,537,058</u> |

SECTION XI - SANITATION FUND

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, 2004:

Paragraph One - Co-Generation Facility (912142)

For the current expenses of the CO-GENERATION FACILITY, a division of the Sanitation Fund, the sum of two hundred twenty-four thousand, eight hundred four dollars (\$224,804) is appropriated from the Sanitation Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$ 67,171 |
| (2) Other Operating Expenses | 157,633 |

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Paragraph Two - CISAT Facility (912242)

For the current expenses of the CISAT FACILITY, a division of the Sanitation Fund, the sum of two million, six hundred nine thousand, six hundred ninety-four dollars (\$2,609,694) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,006,185 |
| (2) | Other Operating Expenses | 1,603,509 |

Paragraph Three - Refuse Collection (922041)

For the current expenses of the REFUSE COLLECTION, a division of the Sanitation Fund, the sum of five hundred fifty-one thousand, six hundred thirty-nine dollars (\$551,639) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$324,695 |
| (2) | Other Operating Expenses | 226,944 |

Paragraph Four - Landfill (932042)

For the current expenses of the LANDFILL, a division of the Sanitation Fund, the sum of one million, two hundred twenty-two thousand, seven hundred fourteen dollars (\$1,222,714) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$ 30,062 |
| (2) | Other Operating Expenses | 1,192,652 |

Paragraph Five - Miscellaneous (942042)

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For depreciation, bonds issue cost and the payment of taxes of MISCELLANEOUS, a division of the Sanitation Fund, the sum of one million, twelve thousand, seven hundred thirty-eight dollars (\$1,012,738) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Depreciation | \$965,400 |
| (2) | Bond Issue cost | 20,793 |
| (3) | Land and steam agreement | 26,545 |

Paragraph Six - Recycling (952042)

For the current expenses of the RECYCLING, a division of the Sanitation Fund, the sum of seven hundred forty-four thousand, three hundred twelve dollars (\$744,312) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$347,616 |
| (2) | Other Operating Expenses | 396,696 |

Paragraph Seven - Capital Outlay (972043)

For the capital outlays of the SANITATION DEPARTMENT, a division of the Sanitation Fund, the sum of two hundred sixty thousand dollars (\$260,000) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$260,000 |
|-----|-----------------|-----------|

Paragraph Eight - Debt Service (982042)

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For the payment of interest and principal, etc., on bonds of the Sanitation Fund, the sum of eight hundred twenty-two thousand, eight hundred twenty-one dollars (\$822,821) is appropriated from the Sanitation Fund to be apportioned as follows:

| | |
|----------------------------|-----------|
| (1) Principal and Interest | \$822,821 |
|----------------------------|-----------|

Paragraph Nine - Transfers (990242)

For transfers to Capital Projects of the Sanitation Fund. The sum of eight hundred thirty-eight thousand, nine hundred twenty-seven dollars (\$838,927) is appropriated from the Sanitation Fund to be apportioned as follows.

| | |
|--|-----------|
| (1) Transfers to Sanitation Capital Projects | |
| Fund | \$838,927 |

SUMMARY

Expenditures and Revenues

| | |
|--|--------------------|
| Total Sanitation Fund appropriations | |
| for the Fiscal Year Ending June 30, 2004 | <u>\$8,287,649</u> |

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

| | |
|--------------------------------------|------------|
| Amount from Fund Balance | \$ 974,194 |
| Revenue from use of Money & Property | 140,000 |
| Charges for Services | 2,674,615 |
| Miscellaneous Revenues | 60,000 |

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| | |
|---|------------------|
| Recovered Costs | 2,281,516 |
| Transfers from General Fund, depreciation, etc. | <u>2,157,324</u> |

Total Sanitation Fund Revenues
for the Fiscal Year Ending June 30, 2004 \$8,287,649

SECTION XII - PARKING AUTHORITY FUND (2015)

That the following sums of money be and the same hereby are appropriated for Parking Authority purposes herein specified for the fiscal year ending June 30, 2004:

Paragraph One - Parking Authority (410641)

For the current expenses and capital outlays and transfers of the PARKING AUTHORITY, a division of the Parking Authority Fund, the sum of four hundred one thousand, five hundred sixty-eight dollars (\$401,568) is appropriated from the Parking Authority Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$102,712 |
| (2) | Other Operating Expenses | 92,848 |
| (3) | Transfers | 206,008 |

S U M M A R Y

Expenditures and Revenues

Total Parking Authority Fund Appropriations
for the Fiscal Year Ending June 30, 2004 \$401,568

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

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

| | |
|--|------------------|
| Amount from Fund Balance | \$237,044 |
| Fines and Forfeiture | 62,000 |
| Revenue from use of money and property | 15,000 |
| Charges for Services | 85,100 |
| Transfers from General Fund | |
| <u>2,424</u> | |
| Total Parking Authority Fund Revenues | |
| for the Fiscal Year Ending June 30, 2004 | <u>\$401,568</u> |

SECTION XIII - GOLF COURSE FUND (2016)

**That the following sums of money be and the same hereby are appropriated for
Golf Course purposes herein specified for the fiscal year ending June 30, 2004:**

Paragraph One - Grounds Management Operations (720271)

For the current expenses of the GROUNDS MANAGEMENT OPERATIONS, a division of the Golf Course Fund, sum of five hundred eighty-four thousand, nine hundred forty-three dollars (\$584,943) is appropriated from the Golf Course Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$289,531 |
| (2) Other Operating Expenses | 295,412 |

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Paragraph Two - Clubhouse Management Operations (720371)

For the current expenses of the CLUBHOUSE MANAGEMENT OPERATIONS, a division of the Golf Course Fund, the sum of two hundred seventy thousand, six hundred seventy-nine dollars (\$270,679) is appropriated from the Golf Course Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$148,840 |
| (2) | Other Operating Expenses | 121,839 |

Paragraph Three - Miscellaneous (720571)

For the depreciation, the sum of forty-seven thousand, five hundred eleven dollars (\$47,511) is appropriated from the Golf Course Fund to be apportioned as follows:

| | | |
|-----|--------------|-----------|
| (1) | Depreciation | \$ 47,511 |
|-----|--------------|-----------|

Paragraph Four - Capital Outlay (720771)

For the capital outlays of the Golf Course Fund, the sum of fifty thousand dollars (\$50,000) is appropriated from the Golf Course Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$ 50,000 |
|-----|-----------------|-----------|

Paragraph Five - Debt Service (720871)

For the payment of interest on a portion of the interest on the Public Recreation Facility General Obligation and Revenue Bonds, the sum of three hundred sixty-one thousand, three hundred forty dollars (\$361,340) is appropriated from the Golf Course Fund to be apportioned as follows:

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| | | |
|-----|------------------------|-----------|
| (1) | Principal and Interest | \$360,340 |
| (2) | Bank Handling Charges | 1,000 |

SUMMARY

Expenditures and Revenues

Total Golf Course Fund appropriations

for the Fiscal Year Ending June 30, 2004

\$1,314,473

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

Charges for Services \$1,314,473

Total Golf Course Fund Revenue

for the Fiscal Year Ending June 30, 2004

\$1,314,473

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, 2004:

Paragraph One - Operating (612141)

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For the current expenses of the CENTRAL GARAGE, a division of the Central Garage Fund, the sum of six hundred twenty-three thousand, four hundred eighty dollars (\$623,480) is appropriated from the Central Stores Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$441,969 |
| (2) | Other Operating Expenses | 181,511 |

-

Paragraph Two - Capital Outlay (672141)

For the capital outlays of the CENTRAL GARAGE, a division of the Department of Central Garage Fund, the sum of thirty-seven thousand dollars (\$37,000) is appropriated from the Central Garage Fund to be apportioned as follows:

| | | |
|-----|-----------------|----------|
| (1) | Capital Outlays | \$37,000 |
|-----|-----------------|----------|

SUMMARY

Expenditures and Revenues

| | |
|--|------------------|
| Total Central Garage Fund Appropriations for the Fiscal Year Ending June 30, 2004 | <u>\$660,480</u> |
|--|------------------|

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

| | |
|---------------------------|---------------|
| Use of Money and Property | \$ 5,000 |
| Charges for Services | 572,608 |
| Transfer | <u>82,872</u> |

MINUTES - REGULAR MEETING OF CITY COUNCIL - MAY 13, 2003

Total Central Garage Fund Revenue

for the Fiscal Year Ending June 30, 2004

\$660,480

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, 2004:

Paragraph One - Operating (712141)

For the current expenses of the CENTRAL STORES, the sum of fifty-eight thousand, seven hundred sixty-four dollars (\$58,764) is appropriated from the Central Stores Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$ 30,231 |
| (2) | Other Operating Expenses | 28,533 |

SUMMARY

Expenditures and Revenues

Total Central Stores Fund Appropriations

for the Fiscal Year Ending June 30, 2004

\$58,764

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

Transfers from other Funds

\$58,764

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Total Central Stores Fund Revenue

for the Fiscal Year Ending June 30, 2004

\$58,764

TOTAL APPROPRIATIONS MENTIONED WITHIN SECTIONS I THROUGH XV

IN THIS ORDINANCE

FOR THE FISCAL YEAR ENDING June 30, 2004

RECAPITULATION

| | | |
|--------------|---|--------------|
| Section I | General Fund | \$58,296,111 |
| Section II | School Fund | 38,720,032 |
| Section III | General Capital Projects Fund | 5,822,800 |
| Section IV | Water Capital Projects Fund | 500,000 |
| Section V | Sewer Capital Projects Fund | 631,129 |
| Section VI | Sanitation Capital Projects Fund | 838,927 |
| Section VII | Parking Authority Capital Projects Fund | 166,000 |
| Section VIII | Water Fund | 5,030,962 |
| Section IX | Sewer Fund | 6,125,697 |
| Section X | Public Transportation Fund | 5,537,058 |

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| | | | |
|----------------------|---|------------|---------------|
| | | Fund | |
| | | Sanitation | |
| Section XI | | Fund | 8,287,649 |
| | | Parking | |
| | | Authority | |
| Section XII | | Fund | 401,568 |
| | | Golf | |
| | | Course | |
| Section XIII | | Fund | 1,314,473 |
| | | Central | |
| | | Garage | |
| Section XIV | | Fund | 660,480 |
| | | Central | |
| | | Stores | |
| Section XV | - | Fund | <u>58,764</u> |
| TOTAL APPROPRIATIONS | | | \$132,391,650 |

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 Sixty-two cents (\$0.62), and that the rate of taxation on Tangible Personal Property and Machinery and Tools, as defined by Chapter 35 of §58.1 of the Code of Virginia, 1950, as amended, be fixed at Two Dollars and No Cents (\$2.00) on each one hundred dollars (\$100) assessed valuation for the year 2003; real estate taxes to be collectible one half on or before December 5, 2003 and one half on or before June 5, 2004. 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, 2003 and one half on or before June 5, 2004. 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.)

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That the salaries, wages and allowances set out in detail in the budget statement and in the documents entitled "Positions Classification Listing Effective January 1, 2003", and "Salary Schedule as of July 1, 2003", and adopted by the City Council for the fiscal year beginning July 1, 2003, and ending June 30, 2004, 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, as he may deem necessary. Furthermore, any positions not specifically listed in the Budget document may not be filled without prior written approval of the City Manager.

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, 2003.

Given under my hand this _____ day of _____, 2003.

CITY CLERK

MAYOR

Vice-Mayor Rogers offered a motion to adopt the FY 2003-2004 budget. The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

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Mayor Fitzgerald

Absent None

Dr. Doug Larsen of the Central Shenandoah Health District made a presentation to Council on four items, fluoridation, West Nile Virus, bioterrorism and teen pregnancy. Virginia has now been fluoridating water for fifty years and the District wanted to express its appreciation for Harrisonburg's participation in that program. Several City waterworks employees were recognized for their efforts in this area including Marvin Armstrong, Charles Dove, Larry Wiseman, Clark Wiseman, Roland Moyers, Gregory Campbell, Ed Loker, Michael Kilty, Dennis McGuffin, Anthony Armstrong and Nicholas Hottinger. Another matter for council's attention is West Nile Virus. It is here to stay in the Valley. An overview of the history of West Nile Virus (WNV) in the U. S. since 1999 was given by Dr. Larsen and he noted that all 48 contiguous states have reported infections. His staff is doing all it can to reduce human exposure in the valley through information and education efforts. People can also protect themselves when they are outside by observing the practice of Long, Loose and Light. Long clothing covers the skin, loose clothing is difficult for mosquitoes to bite through and light clothing does not attract them. There is also a Health Department website with lots of information relative to WNV. The Department fully expects to see their first human cases of WNV in the area this year. The third item Dr. Larsen reported on was local bioterrorism response. Lots of background things are going on. Fire Chief Larry Shifflett has been chairing a City/County/Rockingham Memorial Hospital/JMU task force that is developing plans for responding to a bioterrorism event. The Health Department has hired two new people to assist in the surveillance of bioterrorism activity. These two positions have been funded by federal grants; no local dollars are involved. The final item was a brief report on teen pregnancy in the Harrisonburg area. Local statistics are misleading due to being mixed with JMU. A handout was distributed with the Harrisonburg statistical information on it.

Council member Peterson questioned Dr. Larsen on local efforts relative to SARS planning, prevention and response. What sort of response would be appropriate for the City, County, schools and JMU? Should a meeting of appropriate parties be planned? Dr. Larsen reported that the state is tracking the issue, but has not planned any informational meetings.

Assistant City Manager Hodgen noted that the City's website has a direct link to the Health Department's West Nile Virus site. He also introduced Brittany Schall, a JMU graduate who will be doing an internship with the City this summer. She is a double major in Political Science and Communications.

Ted Cole of Davenport and Company, the City's financial advisor, presented a resolution for council approval of refinancing an existing City general obligation bond. The lower interest rate offered by the refinancing will save the City approximately \$25,000 per year through July of 2016.

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF

**GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BONDS, SERIES 2003 OF THE
CITY OF HARRISONBURG, VIRGINIA, AND PROVIDING
FOR THE FORM, DETAILS AND PAYMENT THEREOF**

The City of Harrisonburg, Virginia (the City) has previously issued its \$7,330,000 General Obligation Public Improvement Bonds, Series 1996 (the Prior Bonds). The proceeds of the Prior Bonds were used to finance public improvements, including the construction and development of roadway, bridge and utility improvements and the acquisition of right-of-way easements. The City has determined that it could lower its debt service costs through the issuance of refunding bonds bearing interest at lower rates than currently borne by the Prior Bonds that mature on July 15 in the years 2007 through 2016 (the Refunded Prior Bonds) and the redemption of the Refunded Prior Bonds before their maturity.

The City is a political subdivision of the Commonwealth of Virginia, and pursuant to the Public Finance Act of 1991, Chapter 26, Title 15.2, Code of Virginia of 1950, as amended (the Act), the Council is authorized to contract debts on behalf of the City and to issue, as evidence thereof, bonds, notes or other obligations payable from pledges of the full faith and credit of the City.

At a meeting duly called and held on April 22, 2003, the City Council of the City of Harrisonburg, Virginia (the Council) adopted a resolution (the Preliminary Resolution) accepting the proposal of Shenandoah National Bank (the Bank) to purchase the City s general obligation public improvement refunding bonds (the Bonds) to refund the Refunded Prior Bonds and to pay the costs of issuing the Bonds, all pursuant to the Act.

The Council now wishes to authorize the issuance of the Bonds.

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

1. **Authorization of the Bonds.** The Council hereby determines that it is advisable to contract a debt and issue and sell its Bonds for the purpose of refunding the Refunded Prior Bonds, including the payment of redemption premium thereon, and financing the costs of issuing the Bonds. The Council hereby authorizes the issuance and sale of the Bonds in the form and upon the terms set forth herein. The Council elects to issue the Bonds under the provisions of the Act and without regard to the City Charter.

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2. **Details of Bonds.** The Bonds shall be dated the date of their issuance, shall be in the form of a single fully registered bond without coupons registered as to both principal and interest in the name of the Bank, shall be in an amount not to exceed \$5,750,000, and shall be numbered R-1. Interest shall accrue on the Bonds at an interest rate per year equal to 3.17%. Interest on the Bonds shall be payable semi-annually on each January 15 and July 15 commencing July 15, 2003. Principal shall be payable annually on each July 15 commencing July 15, 2003, as will be more particularly set forth in the Bonds. If not sooner paid, all principal of and interest on the Bonds shall be due and payable on July 15, 2016.

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Interest on the Bonds shall be calculated on the basis of a 360-day year consisting of twelve 30-day months.

The Mayor and Vice Mayor, either of whom may act, are each hereby authorized to approve the final principal amount of, and the amortization schedule for, the Bonds, so long as the final principal amount is less than or equal to \$5,750,000 and the average weighted maturity of the Bonds is less than twelve (12) years, such approval to be evidenced conclusively by the execution of the Bonds.

3. **Pledge of Full Faith and Credit.** The Bonds will be secured by the full faith and credit of the City. For the prompt payment of the principal of, premium, if any, and interest on the Bonds as the same shall become due, the full faith and credit of the City are hereby irrevocably pledged. Pursuant to Virginia Code Section 15.2-2624 and as provided hereafter, there shall be levied and collected an annual tax upon all taxable property in the City subject to local taxation sufficient to provide for the payment of the principal of, premium, if any, and interest on the Bonds as the same shall become due, which tax shall be without limitation as to rate or amount and shall be in addition to all other taxes authorized to be levied in the City to the extent other funds of the City are not lawfully available and appropriated for such purpose.

4. **Execution and Delivery of Bonds.** The Mayor and the Vice Mayor, either of whom may act, are each authorized and directed to execute the Bonds. The City Clerk and any Deputy Clerk, either of whom may act, are authorized and directed to execute the Bonds, to affix the seal of the City to the Bonds, to attest the seal and then to deliver the Bonds to the Bank upon payment of the purchase price of 100% of the principal amount thereof.

5. **Designation for Purchase by Financial Institutions.** The City hereby designates the 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 in accordance with the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the Code). The City does not reasonably anticipate that it and any subordinate entities will issue more than \$10,000,000 in qualified tax-exempt obligations during calendar year 2003 and the City will not designate more than \$10,000,000 of qualified tax-exempt obligations in calendar year 2003.

6. **Prepayment Provisions.** The Bonds are subject to redemption at any time without premium at a redemption price of the par amount of the Bonds being redeemed plus accrued interest to the redemption date. The City shall cause notice of the call for redemption identifying the amount of Bonds to be redeemed to be sent by facsimile transmission, registered or certified mail, or overnight express delivery, not less than ten (10) days prior to the redemption date, to the registered owners of the Bonds to be redeemed.

7. **Further Actions.** The Mayor, the Vice Mayor, the City Manager, the Director of Finance and such officers, employees and agents of the City as may be designated by any of them are authorized and directed to take such further actions as they deem necessary regarding the issuance and sale of the Bonds including, without limitation, the execution and delivery of closing documents and certificates including Form 8038 G and a Non Arbitrage and Tax Certificate (the Tax Certificate). All such actions previously taken by the Mayor, Vice Mayor, the City Manager, the Director of Finance or such officers, employees and agents are hereby approved, ratified and confirmed.

The Council covenants on behalf of the City that (i) the proceeds from the issuance of the Bonds will be invested and expended as set forth in the Tax Certificate, (ii) the City shall comply with the other covenants and representations contained in the Tax Certificate and (iii) the City shall comply with the provisions of the Code, so that interest on the Bonds will remain excludable from gross income for federal income tax purposes.

8. **Selection of Bond Counsel.** The Council hereby consents to Troutman Sanders LLP serving as Bond Counsel to the City in connection with the issuance of the Bonds.

9. **Refunding of the Refunded Prior Bonds.** The Council hereby calls for the optional redemption of the Refunded Prior Bonds on July 15, 2006 (the Redemption Date) at a redemption price equal to 100% of the outstanding principal amount thereof plus accrued interest to the Redemption Date plus a redemption premium calculated in accordance with the Refunded Prior Bonds.

The principal amount of the Bonds does not exceed the amount necessary to retire the Refunded Prior Bonds, including costs of issuance of the Bonds. There are currently no sinking, escrow or other funds which are available for the payment of principal of, premium, if any, and interest on the Refunded Prior Bonds.

10. **Escrow Agreement.** The execution and delivery of an Escrow Agreement between the City and SunTrust Bank, as escrow agent (the Escrow Agent) is hereby approved. The Mayor and the Vice Mayor, either of whom may act, are each hereby authorized and directed to execute and deliver the Escrow Agreement. There is hereby created by the City a trust fund to be designated the City of Harrisonburg Escrow Fund (the Escrow Fund) and held by the Escrow Agent pursuant to the Escrow Agreement. The City shall irrevocably deposit in the Escrow Fund an amount of proceeds received by the City from the sale of the Bonds which will be sufficient to provide (taking into account investment earnings or not taking them into account in the discretion of the City) for the payment of the principal of, redemption premium and interest on the Refunded Prior Bonds upon the Redemption Date and for the interest coming due thereon prior to the Redemption Date. Amounts deposited in the Escrow Fund will not be invested or will be invested only in non-callable, direct obligations of the United States of America.

11. **Discharge upon Payment of Bonds.** If the Bonds shall have become due and payable in accordance with their terms, shall have been fully refunded from the proceeds of refunding bonds issued by the City and the full amount of the principal and interest so due and payable upon all Bonds then outstanding

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shall have been paid, or sufficient cash or direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America shall be held by the City Treasurer or by an escrow agent selected by the City for such purpose, at the time and in the manner provided in this Resolution, then all covenants, agreements and other obligations of the City to the holders of the Bonds under this Resolution shall cease, terminate and be void and the City shall be discharged from its obligations hereunder. Upon the deposit of such cash or obligations with the City Treasurer or escrow agent, the City Treasurer or escrow agent may request a report from certified public accountants, actuaries or other similar professionals, addressed to the City Treasurer or escrow agent, to the effect that the cash and the proceeds to be received from such obligations will be sufficient, without reinvestment, to provide for the payment of the principal of and interest on the Bonds when due.

In the event that all of such cash and obligations are not required for the payment of the principal of and interest on the Bonds, such excess may be used by the City for any lawful purpose.

Notwithstanding anything to the contrary contained herein, any defeasance and discharge hereunder shall not be deemed to release the City from its obligations to pay the principal of and interest on the Bonds as contemplated herein until the date all of the Bonds are paid. In addition, such defeasance and discharge shall not terminate the obligations of the City to comply with the tax laws pertaining to the Bonds until the date all of the Bonds are paid.

12. Arbitrage Covenants.

(a) **No Composite Issue.** The City represents that there have not been issued, and covenants that there will not be issued, any obligations that will be treated as part of the same issue of obligations as the Bonds within the meaning of the Code.

(b) **No Arbitrage Bonds.** The City covenants that it shall not take or omit to take any action the taking or omission of which will cause the Bonds to be an arbitrage bond within the meaning of Section 148 of the Code, or otherwise cause interest on the Bonds to be includable in the gross income for federal income tax purposes of the registered owner thereof under existing law. Without limiting the generality of the foregoing, the City shall comply with any provision of law which may require the City at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Bonds, unless the City receives an opinion of nationally recognized bond counsel that such compliance is not required to prevent interest on the Bonds from being includable in the gross income for federal income tax purposes of the registered owner thereof under existing law. The City shall pay any such required rebate from its legally available funds.

13. Limitation on Private Use; No Federal Guaranty. The City covenants that it shall not permit the proceeds of the Bonds to be used in any manner that would result in (a) ten percent (10%) or more of such proceeds being used in a trade or business carried on by any person other than a state or local governmental unit, as provided in Section 141(b) of the Code, (b) five percent (5%) or more of such proceeds being used with respect to any output facility (other than a facility for the furnishing of water), within the meaning of Section 141(b)(4) of the Code, or (c) five percent (5%) or more of such proceeds being used directly or indirectly to make or finance loans to any persons other than a state or local governmental unit, as provided in Section 141(c) of the Code; *provided*, that if the

City receives an opinion of nationally recognized bond counsel that any such covenants need not be complied with to prevent the interest on the Bonds from being includable in the gross income for federal income tax purposes of the registered owners thereof under existing law, the City need not comply with such covenants.

The City represents and agrees that the Bonds are not and will not be federally guaranteed, as such term is used in Section 149(b) of the Code. No portion of the payment of principal of or interest on the Bonds is or will be guaranteed, directly or indirectly, in whole or in part by the United States or an agency or instrumentality thereof.

14. Limitation of Liability of Officials of the City. No covenant, condition, agreement or obligation contained herein shall be deemed to be a covenant, condition, agreement or obligation of any officer, employee or agent of the City in his or her individual capacity, and no officer of the City executing the Bonds shall be liable personally on the Bonds or be subject to any personal liability or accountability by reason of the issuance thereof. No officer, employee or agent of the City shall incur any personal liability with respect to any other action taken by him or her pursuant to this Resolution, provided he or she acts in good faith.

15. Contract with Bank. The provisions of this Resolution shall constitute a contract between the City and the Bank for so long as the Bonds are outstanding. This Resolution may not be amended by the City in any manner without the consent of the Bank, except to cure any defect, error, omission or ambiguity herein.

The City understands that the Bank will not impose or charge any fees in connection with the Bank's purchase of the Bonds.

16. Financial Statements. The City agrees to provide its audited financial statements to the Bank each year.

17. Filing of Resolution. The City Clerk is hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County of Rockingham, Virginia.

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

Adopted: May 13, 2003

CERTIFICATE

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The undersigned City Clerk of the City of Harrisonburg, Virginia, hereby certifies that the foregoing constitutes a true, correct and complete copy of a Resolution adopted by the City Council of the City of Harrisonburg, Virginia held on May 13, 2003. I hereby further certify that in accordance with Section 15.2-2607 the Resolution was adopted at the meeting at which it was introduced, said meeting constituted a regularly scheduled meeting and during the consideration of the foregoing Resolution a quorum was present. The vote of the members of the Council upon the foregoing Resolution was as follows:

| <u>Member</u> | <u>Present/Absent</u> | <u>Vote</u> |
|------------------------------|-----------------------|-------------|
| Joseph Gus Fitzgerald, Mayor | Present | Aye |
| Larry M. Rogers | Present | Aye |
| Carolyn W. Frank | Present | Aye |
| Hugh J. Lantz | Present | Aye |
| Dorn W. Peterson | Present | Aye |

WITNESS MY HAND and the seal of the City of Harrisonburg, Virginia, this 13th day of May, 2003.

City Clerk of the City of Harrisonburg, Virginia

SEAL

Council Member Frank offered a motion to approve the resolution. The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

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Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Parks and Recreation Director Lee Foerster than introduced Bill Mechnick of Land Planning and Design Associates our Recreation Master Plan consultants to give Council an update on their progress to date. Council has been given a final draft, but not the final document. Council is being asked for feedback on what has been done to date. Eventually, final adoption of the Recreation Master Plan will be requested and the document will be incorporated into the City's updated Comprehensive Plan. Mr. Mechnick reported that a survey was done of city residents to determine usage of existing parks and recreation facilities, perceived deficiencies, and demand for future programs and facilities. From there, an action plan was drafted for inclusion in the draft plan. Generally speaking, their study has indicated that the department is doing a good job of meeting the recreational needs of Harrisonburg citizens. Eighty-five percent of respondents listed the City's recreational services as good to excellent. One of the challenges the department faces is the approach of overall build out in the City. In addition, some facilities are aging and in need of upgrade or replacement and there was an expressed need for additional athletic fields, swimming pools and hiking/biking trails. Distribution of parks and recreation facilities among the voting precincts was noted as being uneven, but partly the result of available land and existing land uses. The plan also specifically looks at the Bridgewater College and Smithland Road properties and their future development. A copy of the draft plan, including recommendations, is available for public inspection at the Community Activities Center.

Council Member Lantz questioned how the report addressed utilization of existing facilities. Mr. Mechnick responded that detailed information is available in the draft plan, but noted that based on their survey, eighty-five percent of city residents utilize the existing parks and recreation facilities.

Vice-Mayor Rogers asked about recommendations on the location of walking trails. The trail issue had come to Council last year and a number of residents were unhappy with proposed trail locations in their neighborhoods. Mr. Mechnick noted the efforts of the Friends of Blacks Run Greenway and the support this group has received to date. Vice-Mayor Rogers also asked about the Recreation Advisory Committee's review of the draft plan and was advised that the Committee has been involved, although no formal endorsement has been received yet.

Council then considered a request by TV-3 to close a portion of Main Street in front of their building for a street party and dance as part of their 50th anniversary. There were some concerns expressed by City staff about closing the street since traffic would have to be re-routed completely around Court Square. In the past for special events, this has not been done. Council Member Peterson commented that since that this is a one-time, non-recurring event, he would be inclined to support the request for closure. Council Member

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Lantz agreed and felt that given the community support that TV-3 has provided over the years he felt the City should support this request. Mayor Fitzgerald suggested giving City staff the leeway to work out the details of the request and ensure adequate planning in case emergency vehicles need to get through the area. Council Member Peterson offered a motion to approve the request. The recorded voice vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Council then considered making two more appointments to the Metropolitan Planning Organization. Mayor Fitzgerald suggested naming the City Manager and the Director of Transportation as the two new city representatives. In addition, the MPO's Memorandum of Understanding needs to be approved by Council tonight. Council member Peterson offered a motion to appoint City Manager Baker and Director of Transportation Reggie Smith to the MPO. The recorded voice vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Council Member Peterson then offered a motion to approve the Memorandum of Understanding for the MPO. The recorded voice vote was taken as follows:

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Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

The next item of business was consideration of paving the cart paths at Heritage Oaks golf course. Charles Chenault of the Golf Course Advisory Committee presented the Committee's unanimous recommendation that the cart paths be paved and requested that Council appropriate \$155,000 to complete the work. This is the Committee's number one priority project for the course and would actually complete the work. A portion of the cart paths has already been paved. Council Member Frank referred to the Recreation Master Plan and noted that it recommended continued marketing of the course and expansion of concessions and asked what the status was on that. Mr. Chenault noted that marketing was an ongoing effort and that improved food service was on the list of priorities. Given space constraints, there had been some improvements made. Ultimately an expanded facility would be needed. The Advisory Committee is looking at all possibilities in terms of enhancing course revenues and sees paving the cart paths as part of that goal. It will enhance play, which means enhanced revenues. Council members questioned how the paving would affect overall operation and maintenance costs at the course as well as staffing, and what other capital projects are planned, both short-term and long-term. Vice-Mayor Rogers noted that we are the only course that doesn't have all paved cart paths and that puts us at a competitive disadvantage with other courses. Council Member Frank asked how much money remained in the Golf Course Capital Projects Account and was advised that this money would be used to balance this year's budget. Council Member Lantz noted that the cart paths were the number one priority of the Advisory Commission and that the cost proposal was very reasonable. This would be a one-time expenditure that would last around twenty years. He believes it is a very good use of funds. Vice-Mayor Rogers noted that the golf course had been a political football over several years but this Council had said they wanted to make sure the course was successful. This project would make the course more successful and the City can afford it. As such, Vice-Mayor Rogers offered a motion to approve the request. Mayor Fitzgerald then referred Council members to a handout he had prepared relative to the issue. His concern is that the course is already facing a shortfall in operational revenue this year, plus a bond payment is due before the end of the fiscal year. While he believes the cart paths need to be paved, he does not believe we can afford to pave them this year. Counting the projected shortfall and the bond payment due, if we proceed with this project now, we will need nearly a half million dollars just for the golf course before the end of the fiscal year. For the future, he suggested the possibility of establishing some kind of cut-off point at which time the city would consider allocating money from its reserves for golf course operations if necessary. Additional discussion occurred relative to expenses and revenue projections, Golf Pro David Johns and Mike Layman updated council on current levels of play, the First Tee program, scheduled tournaments, and leagues that have begun to play the course. Mayor Fitzgerald noted that this wasn't a matter of whether or not we should make the investment in the golf course, it was a matter of whether we can at this time. After further discussion, Vice-Mayor Rogers withdrew his motion, but expressed his opinion that the issue should be revisited in the future.

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The next item of business was consideration of amendments to the City's water and sewer ordinances. These changes are to Chapter 7 of the Code and affect availability fees and other charges that the City assesses for water and sewer services. The amendments must be made by ordinance and tonight's consideration of them serves as the first reading. A copy of these amendments is available in the City Clerk's office. City Manager Baker advised that comments had been received from the Homebuilder's Association relative to the changes. Their primary concern was when the changes would be effective and whether or not plans currently under review would be under the old rates. Additional discussion relative to the City's mandatory connection policies took place. The ordinance revisions provide for the city manager or his designee to enforce the connection policies. Council Member Peterson offered a motion to approve the amendments.

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

The next item of business was consideration of rescinding the water moratorium for Rockingham County. The Planning Commission has reviewed the ordinance changes associated with this and approved lifting the moratorium. However, they did request that any development of ten or more residential units come before the Commission first with a subsequent recommendation being made to Council as to approve or not approve. A second recommended change was requiring all manufacturing and commercial developments to first obtain Commission review. The City Attorney will incorporate these changes into a revised ordinance and bring it back to Council for approval.

The next item of business was consideration of amendments to Section 12-1-7 and 12-1-9 of the City Code. These changes simply update our ordinance and bring it into compliance with the Code of Virginia. Commissioner of Revenue Hosaflook and City Attorney Miller reviewed the changes with Council. A motion was offered by Council Member Peterson for approval of the first reading of the amendments.

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The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

The next item of discussion was consideration of amendments to Section 16-6-58 of the City Code. City Attorney Miller presented the amendments, which addressed solicitors at traffic intersections in the City. Police Chief Harper has researched ordinances of other localities on this issue and what is recommended tonight incorporates practices that are in place in other areas and have been upheld in terms of their legality. The changes will prohibit solicitations on sidewalks, shoulders, median strips. There are exceptions such as for those soliciting transportation due to emergency, or waiting for public transportation or transportation for hire. Violations would be considered a class IV misdemeanor for the first offense and a class III misdemeanor for the second offense. This is the first reading for this ordinance. A motion was offered by Council member Peterson to approve the first reading.

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

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The next item of business was consideration of a resolution to grant time extensions for filing business property tax returns. Commissioner of Revenue Hosaflook brought this request to Council. Many businesses rely on their tax return to file their business property tax return and the Commissioner's office has been granting extensions anyway. There is no inconvenience to the Commissioner's staff in granting the extension. The state Code allows up to a 90-day extension, but requires the locality to adopt a resolution allowing them. A motion was offered by Council member Frank to adopt the resolution.

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Fire Chief Shifflett presented a request to transfer funds from Reserve for Contingencies to the Fire Department. He explained that these funds will be used to purchase a four-wheel drive vehicle for the Director of Emergency Communication Center. A portion of the cost for the vehicle will be reimbursed by Rockingham County. Council Member Peterson offered a motion to approve this transfer request, and that:

\$11,490.00 chge. to: 940111049310 Reserve for Contingencies

\$11,490.00 approp. to: 1000-310432-48151 Motor Vehicles & Equipment

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

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Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Police Chief Harper presented a request for a supplemental appropriation for the Police Department. He explained that these funds were received from the State Police for drug enforcement training for a Police Investigator. Council Member Peterson offered a motion to approve this request for a first reading, and that:

\$1,306.50 chge. to: 1000-31901 Recoveries and Rebates

\$1,306.50 approp. to: 1000-310331-45530 Training/Travel

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

City Manager Baker presented a request for a supplemental appropriation for the Public Works Department. He explained that these funds are reimbursement from Emmanuel Episcopal Church for a sidewalk reconstruction project and James Madison University for a portion of a traffic signal at Port Republic Road and Forest Hill Drive. Council Member Frank offered a motion to approve this request for a first reading, and that:

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\$3,170.00 chge. to: 1000-31914 Recovered Costs

\$3,170.00 approp. to: 1000-410241-48106 Sidewalks

\$33,067.00 chge. to: 1000-31914 Recovered Costs

\$33,067.00 approp. to: 1000-410741-48111 Machinery & Equipment

The recorded roll call vote was taken as follows:

Vote: Yes - Council Member Lantz

Vice-Mayor Rogers

Council Member Peterson

Council Member Frank

Mayor Fitzgerald

Absent None

Stan Macklen, a resident of 165 Wakefield Place, complained about an article appearing in the Daily News-Record. He said leaders of the community should be sensitive to the opinion makers in the community and traditional mind-sets should not be allowed to rob people of the wonders of diversity.

Council Member Peterson said a City recycling truck backed into a citizens car on March 4th causing more than \$2,000 damage to the vehicle. The City's insurance carrier has denied a claim based on sovereign immunity. He requested that this item be placed on the March 27th Council agenda.

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Council Member Peterson offered a motion that Council Member Carolyn Frank, 374 South Carlton Street, be appointed to a term on Central Shenandoah Planning District Commission to expire on June 30, 2006. The motion was approved with a unanimous vote of Council.

At 10:15 p.m., Council Member Peterson offered a motion that Council enter a closed session for the purpose of the discussion or consideration of the acquisition of real property for a public purpose, or the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the City Council. The motion was approved with a unanimous vote of Council.

At 10:35 p.m., the closed session ended and the regular session reconvened. The following statement was agreed to with a unanimous recorded vote of Council: I certify to the best of my knowledge belief that (1) only public matters lawfully exempt from open meeting and requirements pursuant to Chapter 21 of Title 2.1 of the Code of Virginia, 1950, as amended, and (2) only such matters as were identified in the motion by which the closed session were convened, were heard, discussed or considered in the closed session by the City Council.

At 10:36 p.m., there being no further business and on motion adopted the meeting was adjourned.

CITY CLERK

MAYOR