

REGULAR MEETING

May 13, 2008

At a regular meeting of Council held this evening at 7:00 p.m., there were present: Mayor Rodney Eagle; City Manager Kurt Hodgen; City Attorney Earl Q. Thumma, Jr.; Vice-Mayor George W. Pace; Council Members Charles R. Chenault, Carolyn W. Frank, and Ted Byrd; City Clerk Yvonne “Bonnie” Ryan, MMC; and Police Major Malcolm Wilfong. Absent: Police Chief Donald Harper.

Mayor Eagle gave the invocation and led everyone in the Pledge of Allegiance.

Nancy Garber asked Council to provide an emergency warning device to alert citizens about tornado warnings or other disasters.

Vice-Mayor Pace offered a motion to approve the consent agenda, including approval of the minutes and the second reading appropriating General Capital Project Fund monies and enacting Section 3-5-11 of the Harrisonburg City Code. The motion also included a request to close an alley between Monticello Avenue and Ott Street. The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Planning and Community Development Director Turner introduced a request from Daniel Sandberg and Karl Yoder to rezone one 11,240 square foot lot from B-2, General Business District to R-3, Multiple Dwelling Residential District. The property is located at 1035 Shenandoah Street and can be found on tax map 48-E-8. The Comprehensive Plan designates this area as Neighborhood Residential. Mrs. Turner reviewed the surrounding uses in the area. Located on site is a non-conforming single-family dwelling. The house was constructed in the 1950's when this area was still within Rockingham County's jurisdiction. In 1983 the area was annexed into the City and zoned B-2; the structure continued to be used as a residence thereby making it non-conforming to the zoning district. The applicants, who recently purchased the property and currently reside in the home, have stated they desire to have the zoning and the use of the property conform to one another while still allowing occupancy by unrelated parties. The applicants have proffered the following: 1) The property will be only used as a single family dwelling unit, which could be occupied by a family of not more than four (4) unrelated persons, and 2) Accessory buildings and uses would clearly be incidental to a single family dwelling. The dwelling could not be changed to a duplex even though there is sufficient lot area to allow a duplex in the R-3 Zoning Classification. The R-3 Zoning Classification allows for uses permitted by right of four (4) unrelated people to occupy a dwelling unit. The non-conforming

use of the property may continue; however, if the home is significantly damaged or sits vacant for more than 24 consecutive months, the structure would not be permitted to continue as a residential use and would have to be used for a permitted B-2 use. Also, as a non-conforming use, the structure cannot be enlarged, expanded, structurally altered or changed to another non-conforming use such as a duplex or multi-family dwelling. This property is situated within a neighborhood that is made up of many non conforming uses, with varying degrees of intensity. The City's Public Works Department has requested that five feet of right-of-way be dedicated along Shenandoah Street. The developers of the adjacent R-3C property proffered the dedication of five feet of right-of-way as part of their rezoning. However, at this time, right-of-way dedication has not been proffered with this request. Planning Commission recommended approval of the rezoning request.

At 7:14 p.m., Mayor Eagle closed the regular session temporarily and called the evening's first public hearing to order. The following notice appeared in the Daily News-Record Monday, April 28, and Monday, May 5, 2008.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold several public hearings on Tuesday, May 13, 2008 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Rezoning – 1035 Shenandoah Street (Sandberg and Yoder)

Public hearing to consider a request from Daniel Sandberg and Karl Yoder to rezone one, 11,240 square foot lot from B-2, General Business District to R-3, Multiple Dwelling Residential District. The property is located at 1035 Shenandoah Street and can be found on tax map 48-E-8.

The Comprehensive Plan designates this area as Neighborhood Residential. This designation states that this type of land use highlights those neighborhoods in which existing conditions dictate the need for careful consideration of the types and densities of future residential development. These are older neighborhoods, which can be characterized by large housing units on small lots.

The Zoning Ordinance states that the B-2, General Business District is intended to provide sufficient space in appropriate locations for a wide variety of retail shopping, commercial, automotive, miscellaneous recreational, and service activities. No minimum lot size restrictions exist in the B-2, General Business District. The R-3, Multiple Dwelling Residential District is intended for medium- to high-density residential development and other uses intended to respect the residential character, which are aesthetically compatible within the district by means of architectural expression, landscaping, and restrained traffic flow. The residential density ranges for R-3 are single-family, 6,000 sq. ft. minimum; two-family, 4,000 sq. ft./unit; multi-family, 3,000 sq. ft. minimum per unit; townhouses, 2,000 sq. ft. minimum per unit; and other uses, 6,000 sq. ft. minimum.

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

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

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

Mayor Eagle called on anyone desiring to speak for or against this rezoning request. There being no one desiring to be heard, the public hearing was declared closed at 7:15 p.m., and the regular session reconvened. Vice-Mayor Pace offered a motion to approve this request as presented; however, the motion died for lack of a second.

The following discussion by Council Members included: concern that the Applicants did not proffer that five feet of right-of-way would be dedicated along Shenandoah Street; surprise and disappointment that no opposition was expressed from surrounding property owners regarding the request; and that recently an adjacent property was rezoned to allow only two unrelated persons to occupy the dwelling unit.

Council Member Byrd offered a motion to deny this rezoning request. The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Frank
Council Member Byrd
Council Member Chenault

No - Vice-Mayor Pace
Mayor Eagle

Absent – None

Planning and Community Development Director Turner introduced a request from Radha Krushna to rezone a 5.89-acre parcel from R-4, Planned Unit Residential District to B-2C, General Business District Conditional. The property is located at 810 Port Republic Road and can be found on tax map 92-A-1. The Comprehensive Plan designates this area as Medium-Density Residential. Mrs. Turner reviewed the surrounding uses in the area. The applicant is requesting to rezone one 5.89-acre parcel from R-4, Planned Unit Residential District to B-2C, General Business District Conditional. The property is located at the corner of Port Republic Road and Devon Lane and is the site of the Campus Corner retail center, which includes a gas station, Dairy Queen, and Great Wraps Cafe. Master planned communities within the R-4 zoning district allow up to 10% of a plan of development to have concentrated non-residential uses designed for the convenience of the adjoining residential area. The regulations also state however, that no single commercial use can exceed 2,000 square feet and that those uses cannot

depend upon drive-in facilities. At this time, these two reasons are why the applicant would like to rezone the property to B-2C. The property owners plan to build an addition to the existing western side of the building that would include a two story structure with each floor having approximately 3,600 square feet. The addition would also include a basement area for storage and utilities. The main reason for these planned renovations is to create an expansion and drive-thru facility for Dairy Queen. The following proffers have been submitted: 1) The property is limited to an additional 10,000 square feet of gross leasable area; 2) No new additional entrances will be constructed onto Port Republic Road with this building addition; and 3) The total square footage of all free standing signs will be 150 square feet with the maximum height of signs limited to 25 feet, and the current lot and any future lots created will not be allowed to have an Interstate overlay sign. Mrs. Turner reviewed comments discussed at the Planning Commission meeting. Planning Commission recommended approval of the rezoning request.

At 7:41 p.m., Mayor Eagle closed the regular session temporarily and called the evening's second public hearing to order. The following notice appeared in the Daily News-Record Monday, April 28, and Monday, May 5, 2008.

NOTICE OF PUBLIC HEARING

The Harrisonburg City Council will hold several public hearings on Tuesday, May 13, 2008 at 7:00 p.m., in the City Council Chambers, 409 South Main Street to consider the following:

Rezoning – 810 Port Republic Road (Radha Krushna LLC)

Public hearing to consider a request from Radha Krushna LLC, with representative Blackwell Engineering to rezone one, 5.89-acre parcel from R-4, Planned Unit Residential District to B-2C, General Business District Conditional. The property is located at 810 Port Republic Road and can be found on tax map 92-A-1.

The Comprehensive Plan designates this area as Medium-Density Residential. This designation states that these areas are near major thoroughfares or commercial areas. They contain a variety of housing types such as single-family, duplex, and two or three story apartments and densities can range from 1 to 15 units per acre.

The Zoning Ordinance states that the R-4, Planned Unit Residential District is intended to permit the development of planned residential neighborhoods containing not less than twenty-five (25) contiguous acres under one ownership or control at the time of approval for development. Within the district the location of all buildings, playgrounds, recreation and green areas, parking areas and open spaces shall be developed in such a manner as to promote a variety of residential and permitted nonresidential buildings in orderly relationship to one another. The residential density ranges for the R-4 district are single-family, 6,000 sq. ft. minimum; two-family, 3,000 sq. ft./unit; multi-family, 3,000 sq. ft./unit; and townhouse, 2,000 sq. ft./unit. The B-2, General Business District is intended to provide sufficient space in appropriate locations for a wide variety of retail shopping, commercial, automotive, miscellaneous recreational, and service activities. No minimum lot size restrictions exist in the B-2, General Business District.

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

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

CITY OF HARRISONBURG

Kurt D. Hodgen

City Manager

Mayor Eagle called on anyone desiring to speak for or against this rezoning request.

Ed Blackwell representing the owner said a recent traffic count revealed that traffic during peak hours is significantly less than a typical restaurant or convenience store. Peak hours of business are from 9:00 p.m. until 1:00 a.m. The applicant is working on a traffic study. The belief is that if leasable area is limited to a 10,000 square foot addition with the planned use it would not put them into a traffic impact analysis (TIA) situation. Mr. Blackwell said that in the future, the owner might want to develop the remainder of the property, which will require a TIA. There being no others desiring to be heard, the public hearing was declared closed at 7:52 p.m., and the regular session reconvened. Vice-Mayor Pace offered a motion to approve this rezoning request as presented. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Planning and Community Development Director Turner introduced a request from Downtown Rock Properties to close and vacate a 1,512 square foot alley between Newman Avenue and East Water Street. The alley is adjacent to tax map parcels 26-C-1, 2, & 3 and perpendicular to Newman Avenue and East Water Street. Mrs. Turner reviewed the surrounding uses in the area. The applicant has stated that purchasing the alley will allow the adjoining building owners to utilize the property for the construction of new fire escapes from the structures when renovated. If approved, the adjacent property owners would be given the right to purchase their portion of the alley. The alley is approximately 15 feet wide by 101 feet long. There are no public utilities located within its limits. City departments do not use the alley for trash collection or emergency services. Planning Commission has recommended approving the alley closing request.

At 8:00 p.m., Mayor Eagle closed the regular session temporarily and called the evening's third public hearing to order. The following notice appeared in the Daily News-Record on Saturday, May 3, and Saturday, May 10, 2008.

**NOTICE OF INTENTION TO VACATE
A FIFTEEN FOOT (15') WIDE ALLEY LOCATED
LOCATED BETWEEN EAST WATER STREET AND
NEWMAN AVENUE JUST EAST OF SOUTH MAIN STREET
IN THE CITY OF HARRISONBURG**

**City Council Chambers
409 South Main Street
Harrisonburg, VA 22801
Tuesday, May 13, 2008
7:00 P.M.**

The Harrisonburg City Council will hold a public hearing on Tuesday, May 13, 2008, 7:00 P.M., at City Council Chambers, 409 South Main Street, Harrisonburg, Virginia, to consider a request by Downtown Rock Properties, LLC to vacate and close an alley that lies between East Water Street and Newman Avenue, just east of South Main Street, in the City of Harrisonburg, Virginia.

A copy of the plat showing the alley to be vacated and the recommendation of the City's Planning Commission are available in the City Community Development office, 409 South Main Street, Monday through Friday.

All persons interested will have an opportunity to express their views at this public hearing.

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

Mayor Eagle called on anyone desiring to speak for or against this request.

David Miller said he was available to answer any questions.

David Lee representing the trustees of the Rockingham Union Lodge #27 requested that the alley be vacated.

Gloria Miller said many members of the Shenandoah Valley Chapter of the Eastern Star depend on the accessibility through the alleyway and use of the elevator entrance to get into the building. There being no others desiring to be heard, the public hearing was declared closed at 8:08 p.m., and the regular session reconvened. Vice-Mayor Pace offered a motion to approve this request as presented. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank

Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

The next item of business was considering a proposed real property tax increase. City Manager Hodgen briefly reviewed the real estate tax rate. Mr. Hodgen said that this year's budget is based upon the assumption of \$.59 per \$100 of assessed value. This rate is the same as the current tax rate, but represents an effective increase of about three and ½ cents per \$100 of assessed value due to the 2007 Reassessment.

At 8:18 p.m., Mayor Eagle closed the regular session temporarily and called the evening's fourth public hearing to order. The following notice appeared in the Daily News-Record on Monday, April 14, 2008.

NOTICE OF PROPOSED REAL PROPERTY TAX INCREASE

The City of Harrisonburg proposes to increase property tax levies.

- 1. Assessment increase: Total assessed value of real property, excluding additional assessments due to new construction or improvements to property, exceeds last year's total assessed value of real property by 6.45 percent.**
- 2. Lower Rate Necessary to Offset Increase Assessment: The tax rate which would levy the same amount of real estate tax as last year, when multiplied by the new total assessed value of real estate with the exclusions mentioned above, would be \$.5543 per \$100 of assessed value. This rate will be known as the "lowered tax rate."**
- 3. Effective Rate Increase: The City of Harrisonburg proposes to adopt a tax rate of \$.59 per \$100 of assessed value. The difference between the lowered tax rate and the proposed rate would be \$.0357 per \$100, or 6.4 percent. This difference will be known as the "effective tax rate increase."**

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

- 4. Proposed Total Budget Increase: Based on the proposed real property tax rate and changes in other revenues, the total budget of the City of Harrisonburg will exceed last year's original budget by 4.9 percent.**

A public hearing on the increase will be held on May 13, 2008 at 7:00 PM in the Harrisonburg Council Chambers located at 409 South Main Street, Harrisonburg, Virginia.

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

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

Mayor Eagle called on anyone desiring to speak for or against this proposed real property tax increase. There being no one desiring to be heard, the public hearing was declared closed at 8:19 p.m., and the regular session reconvened. Council Member Chenault offered a motion to approve the proposed real estate tax rate of \$.59 cents per \$100 assessed value. The motion was seconded by Vice-Mayor Pace and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

The next item of business was adopting the Fiscal Year 2008-2009 budget. City Manager Hodgen said that an accounting adjustment will need to be made to the final budget amount. The Sanitation Capital Project fund will increase by \$3.1 million because James Madison University will be paying for an additional chiller at the Resource Recovery Plant. A decrease of \$200,000 will occur in the Sanitation fund. The Auditors have advised that the Emergency Communication Center budget will need to be considered as a separate fund because the City and County jointly operate that fund. The changes increase the budget to \$216,081,634. City Manager Hodgen recommended that the budget be approved as presented.

**APPROPRIATION ORDINANCE
OF THE CITY OF HARRISONBURG, VIRGINIA
For the Fiscal Year Ending June 30, 2009**

AN ORDINANCE MAKING APPROPRIATION OF SUMS OF MONEY FOR NECESSARY EXPENDITURES TO THE CITY OF HARRISONBURG, VIRGINIA, FOR THE FISCAL YEAR ENDING JUNE 30, 2009. 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, 2009:

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 eighty-one thousand, eighty-five dollars (\$181,085) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$105,265 |
| (2) | Other Operating Expenses | 65,320 |
| (3) | Capital Outlays | 10,500 |

Paragraph Two - Office of City Manager (120111)

For the current expenses and capital outlays of the OFFICE OF CITY MANAGER, a division of the General and Financial Administration, the sum of four hundred seventy-one thousand, seven hundred thirty-five dollars (\$471,735) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$332,411 |
| (2) | Other Operating Expenses | 136,224 |
| (3) | Capital Outlays | 3,100 |

Paragraph Three - Office of City Attorney (120411)

For the current expenses of the OFFICE OF THE CITY ATTORNEY, a division of the General and Financial Administration, the sum of one hundred fifty-four thousand, one hundred seventy-one dollars (\$154,171) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$115,156 |
| (2) | Other Operating Expenses | 39,015 |

Paragraph Four - Department of Human Resources (120511)

For the current expenses of the DEPARTMENT OF HUMAN RESOURCES, a division of the General and Financial Administration, the sum of two hundred twenty-four thousand, seven hundred eighty-two dollars (\$224,782) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$143,466 |
| (2) | Other Operating Expenses | 79,216 |
| (3) | Capital Outlays | 2,100 |

Paragraph Five - Independent Auditor (120811)

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

- | | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$13,500 |
|-----|--------------------------|----------|

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 ninety-eight thousand, five hundred seventy-two dollars (\$398,572) is appropriated from the General Fund to be apportioned as follows:

- | | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$267,900 |
| (2) | Other Operating Expenses | 124,272 |
| (3) | Capital Outlays | 6,400 |

Paragraph Seven - Board of Real Estate Assessors (121012)

For the current expenses and capital outlays of the BOARD OF REAL ESTATE ASSESSORS, a division of the General and Financial Administration, the sum of two hundred ninety-six thousand, two hundred one dollars (\$296,201) is appropriated from the General Fund to be apportioned as follows:

- | | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$173,770 |
| (2) | Other Operating Expenses | 103,581 |
| (3) | Capital Outlays | 18,850 |

Paragraph Eight - Board of Equalization (121112)

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

- | | | |
|-----|--------------------------|---------|
| (1) | Other Operating Expenses | \$3,125 |
|-----|--------------------------|---------|

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 five hundred thirty-two thousand, four hundred twenty-six dollars (\$532,426) is appropriated from the General Fund to be apportioned as follows:

- | | | |
|-----|-------------------|-----------|
| (1) | Personal Services | \$324,139 |
|-----|-------------------|-----------|

| | | |
|-----|--------------------------|---------|
| (2) | Other Operating Expenses | 206,987 |
| (3) | Capital Outlays | 1,300 |

Paragraph Ten - Department of Finance (121511)

For the current expenses and capital outlays of the DEPARTMENT OF FINANCE, a division of the General and Financial Administration, the sum of four hundred eighteen thousand, nineteen dollars (\$418,019) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$275,033 |
| (2) | Other Operating Expenses | 141,586 |
| (3) | Capital Outlays | 1,400 |

Paragraph Eleven – Information Technology (122011)

For the current expenses and capital outlays of INFORMATION TECHNOLOGY, a division of the General and Financial Administration, the sum of seven hundred fifty-three thousand, nine hundred fifty-two dollars (\$753,952) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$323,265 |
| (2) | Other Operating Expenses | 320,687 |
| (3) | Capital Outlays | 110,000 |

Paragraph Twelve - Purchasing Agent (122211)

For the current expenses of the PURCHASING AGENT, a division of the General and Financial Administration, the sum of one hundred forty-nine thousand, five hundred nine dollars (\$149,509) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$102,060 |
| (2) | Other Operating Expenses | 46,649 |
| (3) | Capital Outlay | 800 |

Paragraph Thirteen - Electoral Board and Officials (130114)

For the current expenses and capital outlays of the ELECTORAL BOARD AND OFFICIALS, a division of the Board of Elections, the sum of one hundred sixty-one thousand, one hundred sixty-six dollars (\$161,166) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$77,429 |
| (2) | Other Operating Expenses | 71,237 |
| (3) | Capital Outlays | 12,500 |

Paragraph Fourteen - Police Administration (310131)

For the current expenses and capital outlays of the POLICE ADMINISTRATION, a division of the Department of Public Safety, the sum of seven hundred nine thousand, five hundred thirty-six dollars (\$709,536) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$397,825 |
| (2) | Other Operating Expenses | 311,211 |
| (3) | Capital Outlays | 500 |

Paragraph Fifteen - Police Operations Division (310231)

For the current expenses and capital outlays of the POLICE OPERATIONS DIVISION, a division of the Department of Public Safety, the sum of two million, nine hundred thirty-two thousand, five hundred thirty-six dollars (\$2,932,536) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,958,311 |
| (2) | Other Operating Expenses | 946,225 |
| (3) | Capital Outlays | 28,000 |

Paragraph Sixteen - Police Criminal Investigation Division (310331)

For the current expenses and capital outlays of the POLICE CRIMINAL INVESTIGATION DIVISION, the sum of one million, one hundred eighty-eight thousand, four hundred thirty-three dollars (\$1,188,433) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|-------------------|-----------|
| (1) | Personal Services | \$793,905 |
| (2) | Other Operating | 351,358 |
| (3) | Capital Outlays | 43,170 |

Paragraph Seventeen - Police Support Services (310431)

For the current expenses and capital outlays of the POLICE SUPPORT SERVICES, a division of the Department of Public Safety, the sum of one million, eight hundred sixty-eight thousand, seven hundred forty-four dollars (\$1,868,744) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$858,945 |
| (2) | Other Operating Expenses | 735,411 |
| (3) | Capital Outlays | 274,388 |

Paragraph Eighteen – Police Gang Task Force (310531)

For the current expenses and capital outlays of the POLICE GANG TASK FORCE, a division of the Department of Public Safety, the sum of one hundred fifty-nine thousand, three hundred eighty-seven dollars (\$159,387) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$105,593 |
| (2) | Other Operating Expenses | 46,794 |
| (3) | Capital Outlay | 7,000 |

Paragraph Nineteen – Police Special Operations (310631)

For the current expenses and capital outlays of the POLICE SPECIAL OPERATIONS, a division of the Department of Public Safety, the sum of one million, three hundred twenty thousand, forty dollars (\$1,320,040) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$895,196 |
| (2) | Other Operating Expenses | 395,254 |
| (3) | Capital Outlays | 29,590 |

Paragraph Twenty - Fire Administration (320132)

For the current expenses of the FIRE ADMINISTRATION, a division of the Department of Public Safety, the sum of five hundred sixty-two thousand, five hundred forty-five dollars (\$562,545) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$304,560 |
| (2) | Other Operating Expenses | 223,985 |
| (3) | Capital Outlay | 34,000 |

Paragraph Twenty-One - Fire Suppression (320232)

For the current expenses and capital outlays of the FIRE SUPPRESSION, a division of the Department of Public Safety, the sum of five million, five hundred thirty-three thousand, four hundred ninety-three dollars (\$5,533,493) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$3,444,287 |
| (2) | Other Operating Expenses | 1,739,406 |
| (3) | Capital Outlays | 349,800 |

Paragraph Twenty-Two - Fire Prevention (320332)

For the current expenses of FIRE PREVENTION, a division of the Department of Public Safety, the sum of three hundred eighty-eight thousand, seventy-eight dollars (\$388,078) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$258,598 |
| (2) | Other Operating Expenses | 122,480 |
| (3) | Capital Outlay | 7,000 |

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 eighty-three thousand, fifty-one dollars (\$183,051) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$119,453 |
| (2) | Other Operating Expenses | 63,598 |

Paragraph Twenty-Four – Public Safety Building (320632)

For the current expenses of the PUBLIC SAFETY BUILDING, a division of the Department of Public Safety, the sum of three hundred sixty thousand, six hundred eighty-four dollars (\$360,684) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$56,914 |
| (2) | Other Operating Expenses | 303,770 |

Paragraph Twenty-Five – Child Safety Alliance - 320732

For the current expenses of the CHILD SAFETY ALLIANCE, a division of the Department of Public Safety, the sum of forty-three thousand, thirty-seven dollars (\$43,037) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$25,179 |
| (2) | Other Operating Expenses | 17,858 |

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

For the current expenses of the CITY AND COUNTY JAIL, a division of the Department of Public Safety, the sum of 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-Seven - Building Inspection (340121)

For the current expenses and capital outlays of BUILDING INSPECTION, a division of the Department of Public Safety, the sum of six hundred fifty-one thousand, five hundred sixty-seven dollars (\$651,567) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$432,830 |
| (2) | Other Operating Expenses | 189,637 |
| (3) | Capital Outlays | 29,100 |

Paragraph Twenty- Eight - Animal Control (350131)

For the current expenses of ANIMAL CONTROL, a division of the Department of Public Safety, the sum of one hundred eighty-three thousand, nine hundred eleven dollars (\$183,911) is appropriated from General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$33,950 |
| (2) | Other Operating Expenses | 149,961 |

Paragraph Twenty-Nine - Coroner (350331)

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

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

Paragraph Thirty - Emergency Services (350532)

For the current expenses of EMERGENCY SERVICES, a division of the Department of Public Safety, the sum of seventy-six thousand, six hundred seventy-four dollars (\$76,674) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$76,674 |
|-----|--------------------------|----------|

Paragraph Thirty-One - General Engineering/Administration (410121)

For the current expenses and capital outlays of GENERAL ENGINEERING/ADMINISTRATION, a division of the Department of Public Works, the sum of one million, thirty-three thousand, two hundred forty-one dollars (\$1,033,241) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$648,638 |
| (2) | Other Operating Expenses | 318,203 |
| (3) | Capital Outlays | 66,400 |

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

For the current expenses and capital outlays of HIGHWAY AND STREET MAINTENANCE, a division of the Department of Public Works, the sum of four million, eight hundred eighty-five thousand, six hundred fifty-four dollars (\$4,885,654) is appropriated from the General Fund to be appointed as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,377,692 |
| (2) | Other Operating Expenses | 3,036,902 |
| (3) | Capital Outlays | 471,060 |

Paragraph Thirty-Three - Street Lights (410441)

For the current expenses of STREET LIGHTS, a division of the Department of Public Works, the sum of four hundred forty-eight thousand, twenty-seven dollars (\$448,027) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|------------|
| (1) | Other Operating Expenses | \$ 448,027 |
|-----|--------------------------|------------|

Paragraph Thirty-Four - Snow and Ice Removal (410541)

For the current expenses and capital outlays of SNOW AND ICE REMOVAL, a division of the Department of Public Works, the sum of two hundred twenty-eight thousand, eight hundred twenty-one dollars (\$228,821) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$51,500 |
| (2) | Other Operating Expenses | 167,321 |
| (3) | Capital Outlays | 10,000 |

Paragraph Thirty-Five - Traffic Engineering (410741)

For the current expenses and capital outlays of TRAFFIC ENGINEERING, a division of the Department of Public Works, the sum of one million, five hundred fifty-eight thousand, two hundred twenty-seven dollars (\$1,558,227) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$506,632 |
| (2) | Other Operating Expenses | 657,595 |
| (3) | Capital Outlays | 394,000 |

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

For the current expenses and capital outlays of HIGHWAY/STREET BEAUTIFICATION, a division of the Department of Public Works, the sum of three hundred thousand, seven hundred thirty dollars (\$300,730) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$112,550 |
| (2) | Other Operating Expenses | 156,180 |
| (3) | Capital Outlays | 32,000 |

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

For the current expenses and capital outlays of STREET AND ROAD CLEANING, a division of Public Works, the sum of five hundred twenty-six thousand, ninety dollars (\$526,090) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$216,965 |
| (2) | Other Operating Expenses | 259,125 |
| (3) | Capital Outlay | 50,000 |

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

For the current expenses of INSECT AND RODENT CONTROL, a division of the Department of the Public Works, the sum of forty-seven thousand, two hundred eleven dollars (\$47,211) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$15,919 |
| (1) | Other Operating Expenses | \$31,292 |

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 five hundred twenty-five thousand, five hundred ninety-two dollars (\$525,592) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$28,562 |
| (2) | Other Operating Expenses | 392,530 |
| (3) | Capital Outlays | 104,500 |

Paragraph Forty - Local Health Department (510111)

For the current expenses of the LOCAL HEALTH DEPARTMENT, a division of the Health and Welfare Department, the sum of four hundred thirteen thousand, seven hundred forty-seven dollars (\$413,747) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Other Operating Expenses | \$413,747 |
|-----|--------------------------|-----------|

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 million, seven hundred thousand, three hundred ninety-four dollars (\$1,700,394) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Other Operating Expenses | \$1,700,394 |
|-----|--------------------------|-------------|

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

For the current expenses TAX RELIEF FOR ELDERLY, a division of the Health and Welfare Department, the sum of forty-nine thousand dollars (\$49,000) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Other Operating Expenses | \$49,000 |
|-----|--------------------------|----------|

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

For the current expenses and capital outlays of PARKS AND RECREATION ADMINISTRATION, a division of Parks, Recreation and Cultural, the sum of one million, three hundred ninety thousand, nine hundred forty-one dollars (\$1,390,941) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$375,679 |
| (2) | Other Operating Expenses | 623,262 |
| (3) | Capital Outlays | 392,000 |

Paragraph Forty-Four - Parks (710271)

For the current expenses and capital outlays of PARKS, a division of Parks, Recreation and Cultural, the sum of nine hundred twenty-two thousand, six hundred seventy-two dollars (\$922,672) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$479,061 |
| (2) | Other Operating Expenses | 315,611 |
| (3) | Capital Outlays | 128,000 |

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

For the current expenses and capital outlays of RECREATION CENTERS AND PLAYGROUNDS, a division of Parks, Recreation and Cultural, the sum of five hundred sixty-six thousand, six hundred thirty-five dollars (\$566,635) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$361,607 |
| (2) | Other Operating Expenses | 188,128 |
| (3) | Capital Outlays | 16,900 |

Paragraph Forty-Six - National Guard Armory (710571)

For the current expenses of the NATIONAL GUARD ARMORY, a division of Parks, Recreation and Cultural, the sum of one hundred ninety-three thousand, three hundred eighty dollars (\$193,380) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$33,405 |
| (2) | Other Operating Expenses | 67,975 |
| (3) | Capital Outlay | 92,000 |

Paragraph Forty-Seven - Simms Recreation Center (710671)

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

| | | |
|-----|--------------------------|-----------|
| (1) | Other Operating Expenses | \$277,387 |
|-----|--------------------------|-----------|

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 sixteen thousand, five hundred seventy-two dollars (\$416,572) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$198,648 |
| (2) | Other Operating Expenses | 192,124 |
| (3) | Capital Outlays | 25,800 |

Paragraph Forty-Nine - Athletics (710871)

For the current expenses and capital outlays of the ATHLETICS, a division of Parks, Recreation and Cultural, the sum of five hundred seventy thousand, five hundred thirty-five dollars (\$570,535) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$249,310 |
| (2) | Other Operating Expenses | 191,225 |
| (3) | Capital Outlays | 130,000 |

Paragraph Fifty – Blacks Run Greenway (710971)

For the current expenses and capital outlays of the BLACKS RUN GREENWAY, a division of Parks, Recreation and Culture, the sum of forty-seven thousand, eighty dollars (\$47,080) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$28,729 |
| (2) | Other Operating Expenses | 17,351 |
| (3) | Capital Outlay | 1,000 |

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

For the current expenses and capital outlays of the PARKS AND RECREATION GOLF COURSE GROUNDS MANAGEMENT, a division of Parks, Recreation and Culture, the sum of seven hundred fifty-eight thousand, four hundred nineteen dollars (\$758,419) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$362,355 |
| (2) | Other Operating Expenses | 346,064 |
| (3) | Capital Outlays | 50,000 |

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

For the current expenses and capital outlays of the PARKS AND RECREATION GOLF COURSE CLUBHOUSE, a division of Parks, Recreation and Culture, the sum of five hundred seventeen thousand, eighty-nine dollars (\$517,089) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$184,881 |
| (2) | Other Operating Expenses | 308,208 |
| (3) | Capital Outlays | 24,000 |

Paragraph Fifty-Three - Planning (810121)

For the current expenses and capital outlays of the PLANNING. A division of the Department of Community Development, the sum of one hundred ninety-eight thousand, one hundred forty-nine dollars (\$198,149) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$113,940 |
| (2) | Other Operating Expenses | 81,309 |
| (3) | Capital Outlays | 2,900 |

Paragraph Fifty-Four - Zoning Administrator (810221)

For the current expenses of ZONING ADMINISTRATOR, a division of the Department of Community Development, the sum of one hundred sixty-eight thousand, five hundred nineteen dollars (\$168,519) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$112,762 |
| (2) | Other Operating Expenses | 55,057 |
| (3) | Capital Outlay | 700 |

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

For the current expenses of the BOARD OF ZONING APPEALS, a division of the Department of Community Development, the sum of five thousand, five hundred fifty-nine dollars (\$5,559) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|--------|
| (1) | Personal Services | \$ 900 |
| (2) | Other Operating Expenses | 4,659 |

Paragraph Fifty-Six - Economic Development (810521)

For the current expenses and capital outlays of ECONOMIC DEVELOPMENT, the sum of six hundred ninety thousand, three hundred seventy-eight dollars (\$690,378) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$ 98,131 |
| (2) | Other Operating Expenses | 440,247 |
| (3) | Capital Outlays | 152,000 |

Paragraph Fifty-Seven – Downtown Renaissance - (810621)

For the current expenses and capital outlays of DOWNTOWN RENAISSANCE, the sum of one hundred sixty-seven thousand, four hundred twenty-one dollars (\$167,421) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|------------|
| (1) | Personal Services | \$ 140,839 |
| (2) | Other Operating Expenses | 26,582 |

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

For the current expenses and capital outlays of TOURISM & VISITORS SERVICE, the sum of three hundred thirty-nine thousand, six hundred ninety-nine dollars (\$339,699) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$150,327 |
| (2) | Other Operating Expenses | 173,372 |
| (3) | Capital Outlay | 16,000 |

Paragraph Fifty-Nine – Downtown Parking Services (810921)

For the current expenses and capital outlays of DOWNTOWN PARKING SERVICES, the sum of two hundred sixty thousand, one hundred fifteen dollars (\$260,115) is appropriated from the General Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$139,172 |
| (2) | Other Operating Expenses | 120,943 |

Paragraph Sixty – Non Departmental-Contributions (910411)

For aiding the activities of independent, civic, charitable, and other organizations, the sum one million, four hundred fifty-six thousand, one hundred eleven dollars (\$1,456,111) is appropriated from the General Fund to be apportioned as follows:

| | |
|---|----------|
| 43850 Central Shenandoah Planning District | \$30,000 |
| 45642 Local Chamber of Commerce | 3,150 |
| 45644 Salvation Army | 20,000 |
| 45645 Rescue Squad-Gas and Oil | 25,000 |
| 45647 Shen Val. Soil & Water Conservation Dist. | 4,500 |
| 45648 Blue Ridge Community College | 5,000 |
| 45649 Rockingham County Historical Society | 2,000 |
| 45650 Valley Program for Aging Services | 30,000 |
| 45651 WVPT-Public Television | 2,500 |
| 45652 First Step, Inc. | 21,000 |
| 45656 BRCC – Site Improvement | 41,484 |
| 45659 Blue Ridge Legal Services | 10,019 |
| 45660 Other Non-departmental | 18,834 |
| 45662 Free Clinic Inc. | 15,000 |
| 45663 Community Mediation Center | 2,000 |
| 45664 Woodbine Cemetery | 1,500 |
| 45669 Boys and Girls Club | 51,000 |
| 45678 Newtown Cemetery | 1,500 |
| 44883 First Night | 10,000 |
| 45885 Arts Council of Valley | 40,000 |
| 45886 Quilt Museum | 2,000 |
| 45887 Camp Still Meadows, Inc. | 1,500 |
| 45890 Little League Association | 6,000 |
| 45893 Cats Cradle | 389 |
| 45896 Roberta Webb Child Care | 12,000 |
| 45897 Rockingham County Fair Association | 10,000 |
| 45900 Big Brothers/Big Sisters | 10,000 |
| 45902 Newbridges Immigrant Rescue | 7,500 |
| 45904 Rescue Squad – Vehicles | 100,000 |
| 45905 Lutheran Church – Second Home | 15,000 |
| 45907 Blue Ridge Disability Service | 2,000 |
| 45909 Valley 4 th | 5,000 |
| 47010 Massanutten Regional Public Library-Operating | 468,162 |
| 47020 Upper Valley Regional Park Authority | 18,500 |
| 47030 Juvenile Detention Home | 463,573 |

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

For the payment of joint expenses, the sum of four million, sixteen thousand, five hundred ninety-one dollars (\$4,016,591) is appropriated from the General Fund to be apportioned as follows:

| | |
|---|-------------|
| 47070 Expenses of Sheriff, Courts, etc. | \$2,818,247 |
| 47071 Expenses of Social Service District | 1,198,344 |

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

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

| | |
|---------------------------|----------|
| 47040 Airport - Operating | \$67,923 |
|---------------------------|----------|

Paragraph Sixty-Three - Non-Departmental Dues to Municipal Organization (910711)

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

| | |
|----------------------------|----------|
| 45810 Dues and Memberships | \$31,651 |
|----------------------------|----------|

Paragraph Sixty-Four - Reserve for Contingencies (940111)

For Reserve for Contingencies of the General Fund the sum of three hundred thirty-five thousand dollars (\$335,000) is appropriated from the General Fund to be apportioned as follows:

| | |
|-------------------------------|-----------|
| (1) Reserve for Contingencies | \$335,000 |
|-------------------------------|-----------|

Paragraph Sixty-Five – Debt Service (980142)

For the payment of interest and principal on bonds and lease purchases and bank twelve million, one hundred thirty-three thousand, five hundred ninety-nine dollars (\$12,133,599) is appropriated from the General Fund to be apportioned as follows:

| | |
|----------------------------|--------------|
| (1) Principal and Interest | \$12,133,599 |
|----------------------------|--------------|

Paragraph Sixty-Six - Transfers to Other Funds (990111)

For supplementing the revenue of other funds the sum of thirty-two million, three hundred forty-nine thousand, five hundred sixty-two dollars (\$32,349,562) is appropriated from the General Fund to be apportioned as follows:

| | |
|-----------------------------------|--------------|
| (1) General Capital Projects Fund | \$ 1,285,000 |
| (2) Community Center Fund | 1,692,361 |
| (3) School Fund | 26,700,884 |
| (4) Central Garage Fund | 77,312 |
| (5) Central Stores Fund | 6,401 |
| (6) Public Transportation Fund | 993,111 |
| (7) Sanitation Fund | 1,594,493 |

SUMMARY

Expenditures and Revenues

Total General Fund Appropriation for the
Fiscal Year Ending June 30, 2009 \$89,604,680

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

| | |
|--|---------------------|
| Amount from Fund Balance | \$ 4,236,432 |
| General Property Taxes | 29,290,784 |
| Other Local Taxes | 37,087,385 |
| Permits, Privilege Fees and Regulatory Licenses | 795,176 |
| Fines and Forfeitures | 484,000 |
| Revenue from use of Money & Property | 1,769,000 |
| Charges for Services | 1,049,900 |
| Miscellaneous Revenue | 5,007,000 |
| Recovered Costs | 419,571 |
| State Non-Categorical Aid | 3,394,089 |
| State Shared Expenses (Categorical-Aid) | 372,908 |
| State Other (Categorical-Aid) | 3,585,745 |
| Federal Other (Categorical-Aid) | 103,585 |
| Non revenue receipts | 200,000 |
| Transfers from other Funds | <u>1,809,105</u> |
| Total General Fund Revenue For the Fiscal Year Ending June 30, 2009 | <u>\$89,604,680</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, 2009:

Paragraph One - Instruction (40610)

For the current expenses of INSTRUCTION, of the department of education, the sum of forty-three million, eighty-one thousand, three hundred thirty-nine dollars (\$43,081,339) is appropriated from the City School Fund to be apportioned as follows:

| | |
|-----------------|--------------|
| (1) Instruction | \$43,081,339 |
|-----------------|--------------|

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

For the current expenses of ADMINISTRATION/ATTENDANCE & HEALTH SERVICE, of the department of education, the sum of two million, eight hundred eighty-six

thousand, seventy-one dollars (\$2,886,071) is appropriated from the City School Fund to be apportioned as follows:

- (1) Administration/Attendance & Health Service \$2,886,071
Paragraph Three - Pupil Transportation Services (40630)

For the current expenses of PUPIL TRANSPORTATION SERVICES, of the department of education, the sum of one million, nine hundred seventy-three thousand, nine hundred sixty-five dollars (\$1,973,965) is appropriated from the City School Fund to be apportioned as follows:

- (1) Pupil Transportation Service \$1,973,965
Paragraph Four - Operations & Maintenance (40640)

For the current expenses of OPERATIONS AND MAINTENANCE, of the department of education, the sum of five million, five hundred sixty-nine thousand, eight hundred seventy dollars (\$5,569,870) is appropriated from the City School Fund to be apportioned as follows:

- (1) Operations and Maintenance \$5,569,870

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

For the current expenses of SCHOOL FOOD SERVICES AND OTHER NON INSTRUCTIONAL OPERATIONS, of the department of education, the sum of three million, seven hundred forty-five thousand, five hundred ninety dollars (\$3,745,590) is appropriated from the City School Fund to be apportioned as follows:

- (1) School Food Services & Other Non Instructional Operations \$3,745,590

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, five hundred fifty thousand, seven hundred ninety dollars (\$2,550,790) is appropriated from the City School Fund to be apportioned as follows:

- (1) Technology \$2,550,790

Paragraph Eight – Transfers (49210)

For sharing the costs of operation in other funds for the benefit of the School Fund, the sum of four hundred seventy-one thousand, five hundred ninety-seven dollars (\$471,597) is appropriated from the School Fund to be apportioned as follows:

| | |
|------------------------------|------------|
| (1) Transfer to General Fund | \$ 471,597 |
|------------------------------|------------|

SUMMARY

Expenditures and Revenues

| | |
|--|---------------------|
| Total School Fund Appropriations for Fiscal Year Ending June 30, 2009 | <u>\$60,281,222</u> |
|--|---------------------|

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

| | |
|---|-------------------|
| Revenue from Other | \$ 3,725,999 |
| Revenue from State School Funds | 25,060,850 |
| Revenue from Federal Funds | 4,793,489 |
| Transfers Receipts from City's General Fund | <u>26,700,884</u> |

| | |
|---|---------------------|
| Total School Fund Revenue For the Fiscal Year Ending June 30, 2009 | <u>\$60,281,222</u> |
|---|---------------------|

SECTION III – EMERGENCY COMMUNICATION CENTER FUND (1116)

That the following sums of money be and the same hereby are appropriated for appropriated for Emergency Communication Center purposes specified for the fiscal year ended June 30, 2009:

Paragraph One – Emergency Operations CTR (321132)

For the current expenses of the EMERGENCY OPERATIONS CTR, a division of the EMERGENCY COMMUNICATION CENTER FUND, the sum of three million, six hundred ninety, one hundred twenty-two dollars (\$3,690,122) appropriated as follows:

| | |
|------------------------------|-------------|
| (1) Personal Services | \$1,521,828 |
| (2) Other Operating Services | 2,168,294 |

SUMMARY

Expenditures and Revenues

| | |
|--|--------------------|
| Total Emergency Communication Center Fund Appropriations For the Fiscal Year Ending June 30, 2008 | <u>\$3,690,122</u> |
|--|--------------------|

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

| | |
|---|------------------|
| Other Local Taxes | 64,000 |
| Use of Money and Property | 80,400 |
| Miscellaneous | 1,692,361 |
| State Shared Expenses (Categorical Aid) | 161,000 |
| Transfers from General Funds | <u>1,692,361</u> |

Total Emergency Communication Center Fund Revenue
For the Fiscal Year Ending June 30, 2008 \$3,690,122

SECTION IV – COMMUNITY DEVELOPMENT BLOCK GRANT FUND (1117)

That the following sums of money be and the same hereby are appropriated for Community Development Block Grant purposes herein specified for the fiscal year ending June 30, 2009.

Paragraph One – Community Development Block Grant (810721)

For the current expenses of the COMMUNITY DEVELOPMENT BLOCK GRANT, a division of COMMUNITY DEVELOPMENT BLOCK GRANT FUND, the sum of five hundred twenty-seven thousand, five hundred twenty-two dollars (\$527,522) is appropriated from the Community Development Block Grant to be appropriated as follows:

| | |
|------------------------------|----------|
| (1) Personal Services | \$69,128 |
| (2) Other Operating Expenses | 457,094 |
| (3) Capital Outlay | 1,300 |

SUMMARY

Expenditures and Revenues

Total Community Development Block Fund Appropriations
For the year ending June 30, 2009 \$ 527,522

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

Federal Non-Categorical Aid \$ 527,522

Total Community Development Block Grant Fund Revenue
For the Fiscal Year Ending June 30, 2009 \$ 527,522

SECTION V – 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, 2009:

Paragraph One – Capital Projects (910141)

For the payment of capital expenditures of the General Capital Projects Fund, the sum of fourteen million, seven thousand dollars (\$14,007,000)

| | |
|---|------------|
| 48611 West Elizabeth Bridge | \$ 100,000 |
| 48616 City Wide Drainage Program | 50,000 |
| 48619 East Market Street Safety Improvement | 100,000 |
| 48636 Stone Spring Road Improvement | 4,240,667 |
| 48637 Erickson Avenue Extension | 4,240,667 |
| 48639 Bicycle Routing Projects | 50,000 |
| 48658 Reservoir Street Safety Improvement | 50,000 |
| 48663 New Sidewalk/Trail Plan | 50,000 |
| 48665 Erickson S. High to Main | 4,240,666 |
| 48666 Greendale Road Improvements | 150,000 |
| 48695 Garbers Church Road/Imp/HS | 50,000 |
| 48699 Peach Grove Park | 285,000 |
| 48701 Downtown Streetscape Plan | 200,000 |
| 48714 UNIV Corridors Sidewalks | 200,000 |

SUMMARY

Expenditures and Revenues

| | |
|--|---------------------|
| Total General Capital Projects Fund Appropriation For the Fiscal Year Ended June 30, 2009 | <u>\$14,007,000</u> |
|--|---------------------|

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

| | |
|----------------------------------|------------------|
| 32528 Street & Highway Const. | \$ 2,198,640 |
| 34110 Bond Proceeds | 10,523,360 |
| 34210 Transfer from General Fund | <u>1,285,000</u> |

| | |
|---|---------------------|
| Total General Capital Projects Fund Revenue For the fiscal Year Ending June 30, 2009 | <u>\$14,007,000</u> |
|---|---------------------|

SECTION VI - 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, 2009:**

Paragraph One - Capital Projects (910161)

For the payment of capital expenditures of the Water Capital Projects Fund, the sum of one million, nine hundred forty-two thousand, nine hundred five dollars (\$1,942,905) is appropriated as follows:

| | |
|----------------------------------|-----------|
| 48621 Western Raw Water Line | \$340,000 |
| 48627 Water Tank Repairs | 50,000 |
| 48633 Smithland Road | 200,000 |
| 48634 Water Main Oversize/Extend | 100,000 |
| 48635 Water Main Upgrades | 200,000 |
| 48654 Eastern Source Development | 700,000 |
| 48657 Water Storage Tanks | 252,905 |
| 48668 Security & SCADA | 50,000 |
| 48670 Western Potable Water Sys | 50,000 |

SUMMARY

Expenditures and Revenues

| | |
|---|---------------------|
| Total Water Capital Projects Fund Appropriations For the Fiscal Year Ended June 30, 2009 | <u>\$ 1,942,905</u> |
|---|---------------------|

| | |
|---|---------------------|
| To be provided for from the following estimated revenue, which is as follows: 34220 Transfer from Water Fund | <u>\$ 1,942,905</u> |
|---|---------------------|

| | |
|--|---------------------|
| Total Water Capital Projects Fund Revenue For the Fiscal Year Ended June 30, 2009 | <u>\$ 1,942,905</u> |
|--|---------------------|

SECTION VII - 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, 2009:

Paragraph One - Capital Projects (911161)

For the payment of capital expenditures of the Sewer Capital Projects Fund, the sum of one million, five hundred sixty-four thousand, six hundred twenty-seven dollars (\$1,564,627) is appropriated as follows:

| | |
|-------------------------------------|------------|
| 48641 Blacks Run Interceptor | \$ 100,000 |
| 48647 HRRSA WWTP Expansion | 1,064,627 |
| 48650 Sewer Main Oversize/Extension | 100,000 |
| 48651 Sewer Main Upgrades | 300,000 |

SUMMARY

Expenditures and Revenues

Total Sewer Capital Projects Fund Appropriation
For the Fiscal Year Ended June 30, 2009 \$1,564,627

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

34230 Transfer from Sewer Fund \$1,564,627

Total Sewer Capital Projects Fund Revenue
For the Fiscal Year Ended June 30, 2009 \$1,564,627

SECTION VIII - 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, 2009:

Paragraph One - Capital Projects (910142)

For the payment of capital expenditures of the Sanitation Capital Projects Fund, the sum of four million, four hundred seventy-eight thousand, two hundred thirty-six dollars (\$4,478,236) is appropriated as follows:

| | |
|---|------------|
| 48681 City Landfill monitoring | \$ 178,236 |
| 48683 Steam Plant for CISAT | 3,300,000 |
| 48684 County Landfill Development & Closure | 300,000 |
| 48685 Recycling Development | 700,000 |

S U M M A R Y

Expenditure and Revenue

Total Sanitation Capital Projects Fund Appropriation
For the Fiscal Year Ended June 30, 2009 \$4,478,236

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

34270 Transfer from Sanitation Fund \$4,478,236

Total Sanitation Capital Projects Fund Revenue
For the Fiscal Year Ended June 30, 2009 \$4,478,236

SECTION IX - 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, 2009:

Paragraph One - Administration (312061)

For the current expenses of ADMINISTRATION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of three hundred fifty-two thousand, six hundred forty-nine dollars (\$352,649) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$208,997 |
| (2) | Other Operating Expenses | 143,652 |

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 five hundred fifty-nine thousand, one hundred eighty-one dollars (\$559,181) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$62,562 |
| (2) | Other Operating Expenses | 496,619 |

Paragraph Three - Transmission and Distribution (332061)

For the current expenses of TRANSMISSION AND DISTRIBUTION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of eight hundred thousand, four hundred twenty-one dollars (\$800,421) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$448,355 |
| (2) | Other Operating Expenses | 352,066 |

Paragraph Four - Utility Billing (342061)

For the current expenses of UTILITY BILLING OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of three hundred fourteen thousand, twenty-eight dollars (\$314,028) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$160,825 |
| (2) | Other Operating Expenses | 153,203 |

Paragraph Five - Miscellaneous (352061)

For the current expenses, depreciation and payment of taxes, the sum of two million, two hundred thirty-nine thousand, three hundred dollars (\$2,239,300) is appropriated from the Water Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Other Operating Expenses | \$16,000 |
| (2) | Depreciation | 1,829,112 |

- | | | |
|-----|-------------|---------|
| (3) | Taxes, etc. | 394,188 |
|-----|-------------|---------|

Paragraph Six - Water Purification (362061)

For the current expenses of WATER PURIFICATION OF THE WATER DEPARTMENT, a division of the Water Fund, the sum of nine hundred eighty-seven thousand, five hundred eighty-three dollars (\$987,583) is appropriated from the Water Fund to be apportioned as follows:

- | | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$553,425 |
| (2) | Other Operating Expenses | 434,158 |

Paragraph Seven - Capital Outlay (372061)

For the capital outlays of the WATER DEPARTMENT, a division of the Water Fund, the sum of three hundred twenty-two thousand, five hundred dollars (\$322,500) is appropriated from the Water Fund to be apportioned as follows:

- | | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$322,500 |
|-----|-----------------|-----------|

Paragraph Eight – Debt Service (382061)

For the payment of interest and principal, etc., on bonds of the Water Department, the sum of six hundred eighty thousand, eight hundred seven dollars (\$680,807) is appropriated from the Water Fund to be apportioned as follows:

- | | | |
|-----|------------------------|-----------|
| (1) | Principal and Interest | \$680,807 |
|-----|------------------------|-----------|

Paragraph Nine – Transfers (392061)

For sharing the costs of operation in other funds for the benefit of the Water Fund, the sum of two million, seven hundred twenty-six thousand, three hundred sixty-five dollars (\$2,726,365) is appropriated from the Water Fund to be apportioned as follows:

- | | | |
|-----|--|------------|
| (1) | General Fund-Share of Accounting, Collecting & Data Processing | \$ 680,088 |
| (2) | Water Capital Projects Fund | 1,942,905 |
| (3) | Central Stores Fund | 103,372 |

S U M M A R Y

Expenditures and Revenues

| | |
|---|--------------------|
| Total Water Fund Appropriations for the Fiscal Year Ending June 30, 2009 | <u>\$8,982,834</u> |
|---|--------------------|

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

| | |
|---|------------------------|
| Permits, Privilege Fees and Regulatory Licenses | 800,000 |
| Revenue from use of Money & Property | 584,047 |
| Charges for Services | 5,765,900 |
| Recovered Costs | 2,775 |
| Miscellaneous Revenue | 1,000 |
| Transfers for depreciation | <u>1,829,112</u> |
| Total Water Fund Revenues for the Fiscal Year Ending June 30, 2009 | <u>\$8,982,834</u> |

SECTION X - 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, 2009.

Paragraph One - Administration (412061)

For the current expenses of ADMINISTRATION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of five hundred ninety-four thousand, one hundred two dollars (\$594,102) is appropriated from the Sewer Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$347,219 |
| (2) Other Operating Expenses | 246,883 |

Paragraph Two - Treatment and Disposal (422061)

For the current expenses of TREATMENT AND DISPOSAL OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of two million, one hundred seven thousand, four hundred forty-two dollars (\$2,107,442) is appropriated from the Sewer Fund to be apportioned as follows:

| | |
|------------------------------|--------------|
| (1) Other Operating Expenses | \$ 2,107,442 |
|------------------------------|--------------|

Paragraph Three - Collection and Transmission (432061)

For the current expenses of the COLLECTION AND TRANSMISSION OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of eight hundred fifty-six thousand, eight hundred forty-seven dollars (\$856,847) is appropriated from the Sewer Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$448,682 |
| (2) Other Operating Expenses | 408,165 |

Paragraph Four - Miscellaneous (442061)

For the current expenses, depreciation and the payment of taxes, the sum of one million, four hundred ninety-eight thousand, four hundred dollars (\$1,498,400) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Other Operating Expenses | \$ 8,000 |
| (2) | Depreciation | 1,222,380 |
| (3) | Taxes, etc. | 268,020 |

Paragraph Five - Utility Billing (452061)

For the current expenses of UTILITY BILLING OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of two hundred forty-two thousand, eight hundred fifty-nine dollars (\$242,859) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$144,224 |
| (2) | Other Operating Expenses | 98,635 |

Paragraph Six - Pumping & Monitoring (462061)

For the current expenses of PUMPING AND MONITORING OF THE SEWER DEPARTMENT, a division of the Sewer Fund, the sum of one hundred forty thousand, five hundred two dollars (\$140,502) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|-------------------|----------|
| (1) | Personal Services | \$65,286 |
| (2) | Other Operating | 75,216 |

Paragraph Seven - Capital Outlay (472061)

For the capital outlays of the SEWER DEPARTMENT, a division of the Sewer Fund, the sum of one hundred ninety-two thousand, five hundred dollars (\$192,500) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$192,500 |
|-----|-----------------|-----------|

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, three hundred sixty-five thousand, thirty-four dollars (\$1,365,034) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|------------------------------|-------------|
| (1) | Serial Bonds, Interest, etc. | \$1,365,034 |
|-----|------------------------------|-------------|

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 two million, two hundred thirty-one thousand, six hundred sixty-three dollars (\$2,231,663) is appropriated from the Sewer Fund to be apportioned as follows:

| | | |
|-----|---|-----------|
| (1) | General Fund - Share of Accounting, Collecting, & Data Processing Costs | \$657,420 |
| (2) | Sewer Capital Projects Fund | 1,564,627 |
| (3) | Central Stores Fund | 9,616 |

S U M M A R Y

Expenditures and Revenues

| | |
|---|--------------------|
| Total Sewer Fund Appropriations for the Fiscal Year Ending June 30, 2009 | <u>\$9,229,349</u> |
|---|--------------------|

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

| | |
|--|------------------|
| Permits, Privilege Fees and Regulatory Licenses | 1,000,000 |
| Revenue from use of Money & Property | 310,604 |
| Charges for Services | 6,678,905 |
| Recovered Costs | 17,460 |
| Transfers for depreciation | <u>1,222,380</u> |

| | |
|---|--------------------|
| Total Sewer Fund Revenues for the Fiscal Year Ending June 30, 2009 | <u>\$9,229,349</u> |
|---|--------------------|

SECTION XI - 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, 2009:

Paragraph One - Transit Buses (812081)

For the current expenses and depreciation of the TRANSIT BUSES, a division of the Public Transportation Fund, the sum of three million, four hundred thirty-seven thousand, eight hundred twenty dollars (\$3,437,820) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-------------|
| (1) | Personal Services | \$1,448,062 |
| (2) | Other Operating Expenses | 1,836,974 |
| (3) | Depreciation | 152,784 |

Paragraph Two - School Buses (822081)

For the current expenses and depreciation of the SCHOOL BUSES, a division of the Public Transportation Fund, the sum of two million, one hundred seventy-eight thousand, six hundred forty dollars (\$2,178,640) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$983,607 |
| (2) | Other Operating Expenses | 1,042,249 |
| (3) | Depreciation | 152,784 |

Paragraph Three - Field Trips & Charters (832081)

For the current expenses of FIELD TRIPS AND CHARTERS, a division of the Public Transportation Fund, the sum of one hundred seventy-four thousand, nine hundred fifteen dollars (\$174,915) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$105,854 |
| (2) | Other Operating Expenses | 69,061 |

Paragraph Four - Miscellaneous (842081)

For the current expenses and depreciation of MISCELLANEOUS, a division of the Public Transportation Fund, the sum of sixty-two thousand, sixty-four dollars (\$62,064) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|----------|
| (1) | Personal Services | \$ 3,893 |
| (2) | Other Operating Expenses | 8,167 |
| (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 nine hundred one thousand, five hundred dollars, (\$901,500) is appropriated from the Public Transportation Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$901,500 |
|-----|-----------------|-----------|

SUMMARY

Expenditures and Revenues

| | |
|---|--------------------|
| Total Public Transportation Fund Appropriations for the Fiscal Year Ending June 30, 2009 | <u>\$6,754,939</u> |
|---|--------------------|

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

| | |
|---------------------------|-----------|
| Use of Money and Property | \$ 49,000 |
|---------------------------|-----------|

| | |
|---|--------------------|
| Charges for Services | 3,413,077 |
| Miscellaneous Revenue | 55,840 |
| State Categorical Aid | 816,339 |
| Federal Categorical Aid | 1,072,000 |
| Transfers from General Fund and depreciation | <u>1,348,683</u> |
| Total Public Transportation Fund Revenues for the Fiscal Year ending June 30, 2009 | <u>\$6,754,939</u> |

SECTION XII - SANITATION FUND (2014)

That the following sums of money be and the same hereby are appropriated for Sanitation purposes herein specified for the fiscal year ending June 30, 2009:

Paragraph One - CISAT Facility (912242)

For the current expenses of the CISAT FACILITY, a division of the Sanitation Fund, the sum of five million, two hundred eighty-three thousand, six hundred ninety-six dollars (\$5,283,696) is appropriated from the Sanitation Fund to be apportioned as follows:

| | |
|------------------------------|-------------|
| (1) Personal Services | \$1,415,662 |
| (2) Other Operating Expenses | 3,868,034 |

Paragraph Two - Refuse Collection (922041)

For the current expenses of the REFUSE COLLECTION, a division of the Sanitation Fund, the sum of seven hundred fifty-two thousand, nine hundred forty-nine dollars (\$752,949) is appropriated from the Sanitation Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$403,369 |
| (2) Other Operating Expenses | 349,580 |

Paragraph Three - Landfill (932042)

For the current expenses of the LANDFILL, a division of the Sanitation Fund, the sum of one million, two hundred thirty-six thousand, seven hundred seventy-one dollars (\$1,236,771) is appropriated from the Sanitation Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$ 54,261 |
| (2) Other Operating Expenses | 1,182,510 |

Paragraph Four - Miscellaneous (942042)

For depreciation, bonds issue cost and the payment of taxes of MISCELLANEOUS, a division of the Sanitation Fund, the sum of one million, two hundred twenty-eight thousand, six

hundred ninety-eight dollars (\$1,228,698) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Other Operating Expenses | \$ 3,163 |
| (2) | Depreciation | 1,181,904 |
| (3) | Bond Issue cost | 17,086 |
| (4) | Land and steam agreement | 26,545 |

Paragraph Five - Recycling (952042)

For the current expenses of the RECYCLING, a division of the Sanitation Fund, the sum of one million, one hundred forty-five thousand, two hundred forty-four dollars (\$1,145,244) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|--------------------------|-----------|
| (1) | Personal Services | \$480,037 |
| (2) | Other Operating Expenses | 665,207 |

Paragraph Six - Capital Outlay (972043)

For the capital outlays of the SANITATION DEPARTMENT, a division of the Sanitation Fund, the sum of three hundred twenty thousand dollars (\$320,000) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|-----------------|-----------|
| (1) | Capital Outlays | \$320,000 |
|-----|-----------------|-----------|

Paragraph Seven - Debt Service (982042)

For the payment of interest and principal, etc., on bonds of the Sanitation Fund, the sum of two million, eight hundred seventy-six thousand, eight hundred three dollars (\$2,876,803) is appropriated from the Sanitation Fund to be apportioned as follows:

| | | |
|-----|------------------------|-------------|
| (1) | Principal and Interest | \$2,876,803 |
|-----|------------------------|-------------|

Paragraph Eight - Transfers (990242)

For transfers to Capital Projects of the Sanitation Fund. The sum of one million, one hundred seventy-eight thousand, two hundred thirty-six dollars (\$1,178,236) is appropriated from the Sanitation Fund to be apportioned as follows.

| | | |
|-----|---|-------------|
| (1) | Transfers to Sanitation Capital Projects Fund | \$1,178,236 |
|-----|---|-------------|

SUMMARY

Expenditures and Revenues

Total Sanitation Fund appropriations
for the Fiscal Year Ending June 30, 2009 \$14,022,397
To be provided for from the following Estimated Revenues, which are as follows:

| | |
|---|------------------|
| License permits & priv. fee | 300 |
| Revenue from use of Money & Property | 500,000 |
| Charges for Services | 8,301,930 |
| Miscellaneous Revenues | 175,200 |
| Recovered Costs | 2,224,939 |
| Transfers from General Fund, depreciation, etc. | <u>2,820,028</u> |

Total Sanitation Fund Revenues
for the Fiscal Year Ending June 30, 2009 \$14,022,397

SECTION XIII - 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, 2009:

Paragraph One - Operating (612141)

For the current expenses of the CENTRAL GARAGE, a division of the Central Garage Fund, the sum of eight hundred fifty-one thousand, four hundred twelve dollars (\$851,412) is appropriated from the Central Garage Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$585,522 |
| (2) Other Operating Expenses | 265,890 |

Paragraph Two - Capital Outlay (672141)

For the capital outlays of the CENTRAL GARAGE, a division of the Central Garage Fund, the sum of twenty-five thousand dollars (\$25,000) is appropriated from the Central Garage Fund to be apportioned as follows:

| | |
|---------------------|----------|
| (1) Capital Outlays | \$25,000 |
|---------------------|----------|

SUMMARY

Expenditures and Revenues

Total Central Garage Fund Appropriations
for the Fiscal Year Ending June 30, 2009 \$876,412

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

| | |
|---------------------------|-------|
| Use of Money and Property | 8,000 |
|---------------------------|-------|

| | |
|----------------------|---------------|
| Charges for Services | 791,100 |
| Transfer | <u>77,312</u> |

| | |
|---|------------------|
| Total Central Garage Fund Revenue for the Fiscal Year Ending June 30, 2009 | <u>\$876,412</u> |
|---|------------------|

SECTION XIV - 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, 2009:

Paragraph One - Operating (712141)

For the current expenses of the CENTRAL STORES, the sum of one hundred nineteen thousand, three hundred eighty-nine dollars (\$119,389) is appropriated from the Central Stores Fund to be apportioned as follows:

| | |
|------------------------------|-----------|
| (1) Personal Services | \$ 67,900 |
| (2) Other Operating Expenses | 51,489 |

S U M M A R Y

Expenditures and Revenues

| | |
|--|------------------|
| Total Central Stores Fund Appropriations for the Fiscal Year Ending June 30, 2009 | <u>\$119,389</u> |
|--|------------------|

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

| | |
|----------------------------|------------------|
| Transfers from other Funds | <u>\$119,389</u> |
|----------------------------|------------------|

| | |
|---|------------------|
| Total Central Stores Fund Revenue for the Fiscal Year Ending June 30, 2009 | <u>\$119,389</u> |
|---|------------------|

**TOTAL APPROPRIATIONS MENTIONED WITHIN SECTIONS I THROUGH XVI
IN THIS ORDINANCE
FOR THE FISCAL YEAR ENDING June 30, 2009
RECAPITULATION**

| | | |
|-------------|--|--------------|
| Section I | General Fund | \$89,604,680 |
| Section II | School Fund | 60,281,222 |
| Section III | Emergency Communication Center Fund | 3,690,122 |
| Section IV | Community Development Block Grant Fund | 527,522 |
| Section V | General Capital Projects Fund | 14,007,000 |
| Section VI | Water Capital Projects Fund | 1,942,905 |
| Section VII | Sewer Capital Projects Fund | 1,564,627 |

| | | |
|----------------------|----------------------------------|-----------------------|
| Section VIII | Sanitation Capital Projects Fund | 4,478,236 |
| Section IX | Water Fund | 8,982,834 |
| Section X | Sewer Fund | 9,229,349 |
| Section XI | Public Transportation Fund | 6,754,939 |
| Section XII | Sanitation Fund | 14,022,397 |
| Section XIII | Central Garage Fund | 876,412 |
| Section XV | Central Stores Fund | <u>119,389</u> |
| TOTAL APPROPRIATIONS | | <u>\$ 216,081,634</u> |

SECTION XVI

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

That the rate of taxation of Real Estate and Manufactured Homes as defined in Section §36-85.3, Code of Virginia, 1950, as amended, be fixed at Fifty-nine cents (\$0.59), and that the rate of taxation on tangible Personal Property as defined by Article 1 of Chapter 35 of §58.1 of the Code of Virginia, 1950, as amended, be fixed at Three Dollars and No Cents (\$3.00) on each one hundred dollars (\$100) assessed valuation for the year 2009 except for the rate on business personal property, excluding vehicles, be fixed at two dollars and no cents (\$2.00) on each one hundred dollars (\$100) assessed valuation for the year 2009; and that the rate of taxation on Machinery and Tools as defined by Article 2 of Chapter 35 of Title 58.1, Code of Virginia, 1950, as amended, be fixed at Two Dollars and No Cents (\$2.00) on each one hundred dollars (\$100.00) assessed valuation for the year 2009; real estate taxes to be collectible one half on or before December 5, 2008 and one half on or before June 5, 2009. 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, 2008 and one half on or before June 5, 2009. The above service charge shall apply to all real property except those specifically exempted from the service charge as provided in such section. (Such as property owned by the Commonwealth, hospitals, cemeteries, churches, etc.)

That the salaries, wages and allowances set out in detail in the budget statement and in the documents entitled "Classification titles and compensation ranges effective March 2008", and "Salary Schedule as of July 1, 2008", and adopted by the City Council for the fiscal year beginning July 1, 2008, and ending June 30, 2009, both dates inclusive, be, and they are hereby authorized and fixed as the maximum compensation to be allowed officers and employees for the services rendered, unless otherwise directed by the City Manager and that the City Manager is authorized to make such re-arrangements of salaries in the several departments within and between funds herein named as may best meet the needs and interest of the City and to transfer parts of salaries from one department to another when extra work is transferred from one department to another. The City Manager is also authorized to transfer funds from reserve for contingencies to other expenditure line items and funds, as he may deem necessary. Any positions not specifically listed in the Budget document may not be filled without prior written approval of the City Manager.

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

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

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

This ordinance shall become effective July 1, 2008.

Given under my hand this _____ day of _____, 2008.

CITY CLERK

MAYOR

Council Member Frank offered a motion to adopt the Fiscal Year 2008-2009 budget as amended for a second reading. The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Kristen McCombe, Grants Compliance Officer, presented for Council's consideration final approval of the FY 2009 Annual Action Plan for the Community Development Block Grant (CDBG). There is \$540,956.92 to be allocated for next's year program, which includes new

monies and the remainder of allocated money from previous plan years. Funding provided for various City projects include HRHA Harrison Heights renovations (\$140,000.00), Mercy House Teen Mothers House roof repairs (\$4,500.00), City sidewalks (\$130,195.00), sewer rehabilitation project (\$66,300.00), Water Street Alley Extension (\$15,329.62), and administration costs (\$105,504.00). Public Services include the ARC (\$10,000), Free Clinic Dental Clinic (\$10,000.00), Valley Program for Aging Services (\$8,000.00), Way to Go Transportation Services (\$4,000.00), Big/Brothers/Big Sisters (\$13,454.00), Salvation Army Emergency Shelter (\$13,774.30), Center for Marriage and Counseling (\$2,500.00), New Bridges Immigrant Assistance (\$6,400.00), and Harrisonburg & Rockingham Thermal Shelter (HARTS) (\$11,000.00). A 30 day Public Comment period was held from April 8th until May 9th. Mrs. McCombe reviewed all comments received and the responses to the comments. Vice-Mayor Pace offered a motion to approve the final FY 2009 Action Plan as presented. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Mayor Eagle

Abstained - Council Member Byrd
Council Member Chenault

Absent – None

Kristen McCombe, Grants Compliance Officer, presented for Council's consideration final approval of amendments to the FY 2007 & 2008 Action Plans. Mrs. McCombe said \$9,133.19 remains from the 2007 Public Works Bike Paths project. Staff recommends that this funding be put towards Streetscape improvements – specifically improvements to the sidewalk/alley between Water Street & Court Square. Staff requests that the \$15,872.01 in funding that was recently moved to the Wayfinding Sign System project via a previous amendment be used instead to assist in funding the sewer line relocation project behind the municipal building in order to accommodate the Farmer's Market pavilion. The 30-day Public Comment period required by HUD ended on May 9, 2008. Council Member Chenault offered a motion to approve the amendments to the FY 2007 & 2008 Action Plans as presented. The motion was seconded by Vice-Mayor Pace and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Dr. Christie Joy-Brodrick and Laura Pagliarulo presented a final update on the development of baseline emissions and greenhouse gas inventory for the City of Harrisonburg's municipal operations. Council joined (ICLEI) a Local Governments for Sustainability project in 2007. As the first stem in ICLEI's Climate Protection campaign, a baseline inventory was conducted to develop an Action Plan for the City to increase energy use efficiency and reduce air emissions. Ms. Pagliarulo reviewed the information that was analyzed and used for the report and received from various City departments.

City Manager Hodgen presented for Council's consideration appropriating a portion of the proceeds from the sale of land. The City received \$7 million from the sale of land located on Port Republic Road and Neff Avenue. The land was purchased originally by the City with the proceeds of an issued bond. When the land was later sold by the City, bond counsel advised that approximately \$3 million of the monies received from the sale would need to be placed in a debt reserve account for payment on the issued bonds. Bond counsel has since advised that the money does not have to be held in reserve as long as it is spent on other capital projects. It is recommended that the funds be appropriated as follows: Port Republic Road Phase III (\$1,438,000), Reservoir Street Project (\$912,000), Dream Come True Playground (\$300,000), and Retaining Wall at Noll & Gay Street (\$350,000). Following further discussion and comments, Vice-Mayor Pace offered a motion to amend the request of \$912,000 for the Reservoir Street Project by allocating \$679,800 for the Reservoir Street Project and the balance of \$232,200 for the East-West Corridor. Vice-Mayor Pace offered a motion to approve this transfer, and that:

\$2,417,800.00 1000-34012 Sale of land
2,417,800.00 1310-34210 Transfer of General Fund

\$2,417,800.00 1000-990111-49216 Transfer to Capital Projects
2,417,800.00 1310-34110 Bond proceeds

\$ 1,438,000 48617 Port Republic Road Street Improvement
679,800 48659 Reservoir Street Project
300,000 48706 Peach Grove Park-A Dream Come True

The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Vice-Mayor Pace offered a motion to approve this request for a first reading, and that:

\$582,200.00 1000-34012 Sale of land
582,200.00 1310-34210 Transfer from General Fund
\$582,200.00 1000-990111-49216 Transfer to Capital Projects
350,000.00 1310-910141-48669 Retaining Wall at Noll Drive & Gay Street
232,200.00 1310-910141-48637 Erickson Avenue Extension

The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Council Member Chenault offered a motion to authorize City Manager Kurt Hodgen to award a contract for the Elizabeth Street Bridge and Gay Street Retaining Wall reconstruction to Hammon-Michell, Inc. The bid was \$744,797.00. The motion was seconded by Council Member Byrd and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Council Member Chenault offered a motion to authorize City Manager Kurt Hodgen to award a contract for the Port Republic Road Phase III project to Perry Engineering. The low bid was \$1,925,972.20. The motion was seconded by Council Member Byrd and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

City Manager Hodgen presented a request to charge off delinquent utility bills incurred through December 2006. These accounts are currently with the collection agency, which will still be pursued. Vice-Mayor Pace offered a motion to write off the list of 241 delinquent

accounts for a total value of \$31,320.52. The motion was seconded by Council Member Chenault and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

City Manager Hodgen presented a request for a supplemental appropriation for the Public Works Department. These funds were received from the state and Federal government and will be applied to the Stone Spring Road/Erickson Avenue accounts. Council Member Chenault offered a motion to approve this request for a first reading, and that:

\$950,000 chge. to: 1310-33553 Street & Highway Construction Funds
500,000 chge. to: 1310-32528 Street & Highway Constructions Funds

\$500,000 approp. to: 1310-910141-48665 Erickson Avenue (South High to Main)
950,000 approp. to: 1310-910141-48637 Stone Spring Rd (Erickson Ave. Extension)

The motion was seconded by Council Member Byrd and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

City Manager Hodgen presented a request for a supplemental appropriation for the Fire Department. This request is for appropriation of funds for the firefighter salary increases and the three firefighter positions that were added in October 2007 with the acceptance of the SAFER Act grant. Council Member Chenault offered a motion to approve this request for a first reading, and that:

\$180,930 chge. to: 1000-31010 Amount from Fund Balance

\$ 4,667 approp. to: 1000-320132-41010 Salaries
168,484 approp. to: 1000-320232-41010 Salaries
4,667 approp. to: 1000-320332-41010 Salaries
3,112 approp. to: 1000-320432-41010 Salaries

The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Police Major Wilfong presented a request for a supplemental appropriation for the Police Department. These funds were received through state asset seizure money and will be used to purchase equipment for an existing vehicle to convert it to the department's crisis negotiator vehicle. Council Member Chenault offered a motion to approve this request for a first reading, and that:

\$6,000 chge. to: 1000-31010 Amount from Fund Balance

\$6,000 approp. to: 1000-310131-48257 Crisis Negotiator Vehicle

The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

City Attorney Thumma presented for Council's consideration amending Section 4-2-25 and Section 4-2-23 of the Harrisonburg City Code. Mr. Thumma said these ordinance changes amend the water and sewer connection fees. Council Member Byrd offered a motion to approve this ordinance as presented for a first reading. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Council asked City Manager Hodgen to provide recommendations on Energy Conservation/Reduction of CO2 that he thinks are reasonable and also reflect and are consistent with the actions that JMU is considering, in order to avoid cross purposes with each other.

Council asked City Manager Hodgen and Commissioner of Revenue Hosaflook to review language regarding real estate and personal property tax exemptions for the elderly and disabled to bring the City into compliance with state statute and possibly raise the maximum relief granted for real property tax from \$500.00 to \$1,000.00.

Council Member Chenault offered a motion to refer a request to the Planning Commission from the City of Harrisonburg to close the remaining portion of an alley that runs between East Market Street and East Water Street from Ott Street. The motion was seconded by Council Member Byrd and approved with a recorded vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Council Member Chenault offered a motion that Eugene Stoltzfus, 61 South Main Street, be appointed to a term on the Tree Advisory Committee to expire on May 13, 2011. The motion was seconded by Council Member Byrd and approved with a recorded vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

Council Member Chenault offered a motion that Brian J. Moore, 360 East Elizabeth Street, be appointed to a second term on the Community Services (Chapter 10) Board to expire on July 1, 2011. The motion was seconded by Council Member Byrd and approved with a recorded vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

At 9:38 p.m., Council Member Chenault offered a motion that Council enter into a closed session for discussion and consideration of personnel and prospective candidates to be appointed to boards and commissions, exempt from the public meeting requirements pursuant to Section 2.2-3711(A)(1) of the Code of Virginia; consultation with legal counsel requiring the provision of legal advice of such legal counsel, exempt from public meeting requirements pursuant to Section 2.2-3711(A)(7) of the Code of Virginia; and discussion and consideration of the acquisition and disposition of real estate to be used for public purposes, exempt from public meeting requirements pursuant to Section 2.2-3711(A)(3) of the Code of Virginia, 1950, as amended. The motion was seconded by Vice-Mayor Pace and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

At 10:45 p.m., the closed session ended and the regular session reconvened. City Attorney Thumma read the following statement, which was agreed to with a unanimous recorded vote of Council: I hereby certify to the best of my knowledge and belief that (1) only public matters lawfully exempt from open meeting requirement pursuant to Chapter 21 of Title 2.1 of the Code of Virginia, 1950, as amended, and (2) only such public business matters as were identified in the motion by which the closed session was convened, were heard, discussed, or considered in the closed session by the City Council.

City Attorney Thumma presented the following resolution for Council's consideration.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HARRISONBURG,
VIRGINIA, DIRECTING THE CITY ATTORNEY
TO PREPARE AND FILE A PETITION FOR A WRIT OF ELECTION**

WHEREAS, on May 9, 2008, Rebecca B. Neal, City Treasurer resigned her position as City Treasurer thereby creating a vacancy in the constitutional office of the Treasurer for the City of Harrisonburg, Virginia; and

WHEREAS, Section 24.2-228.1 of the Code of Virginia, 1950, as amended, provides that a vacancy in any elected constitutional office shall be filled by special election; and

WHEREAS, pursuant to state law the governing body of the City in which the vacancy in a constitutional office occurs shall petition the Circuit Court to issue a writ of election to fill the vacancy; and

WHEREAS, Section 24.2-682 of the Code of Virginia, 1950, as amended provides that every special election shall be held on a Tuesday; no special election shall be held within sixty (60) days prior to a general or primary election; and no special election shall be held on the same day as a primary election; and

WHEREAS, the next general election is scheduled to be held on November 4, 2008; and

WHEREAS, the City Council determines that it would be difficult and contrary to the best interest of the citizens to have a special election in the short amount of time available prior to the upcoming November 4, 2008 general election; and

WHEREAS, the City Council determines that the months of June, July and August are not appropriate times for conducting a special election due to the likelihood of extremely small voter turnout because of vacation schedules after the closing of public schools and the availability of election officials and workers;

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

That the City Attorney of the City of Harrisonburg, Virginia, is hereby authorized and directed, upon the entry of the final order in the case of Commonwealth v. Rebecca B. Neal, to file a Petition for Writ of Election with the Circuit Court of Rockingham County, Virginia, requesting that a Writ of Election be entered by the Circuit Court and that the date set for the special election to fill the vacancy in the constitutional office of the Treasurer for the City of Harrisonburg, Virginia, be held on November 4, 2008 at the same time as the next general election.

Approved: May 13, 2008.

MAYOR

ATTEST:

CLERK OF THE COUNCIL

Vice-Mayor Pace offered a motion to approve the resolution as presented. The motion was seconded by Council Member Frank and approved with a recorded roll call vote taken as follows:

Vote: Yes - Vice-Mayor Pace
Council Member Frank
Council Member Byrd
Council Member Chenault
Mayor Eagle

Absent – None

At 10:50 p.m., there being no further business and on motion adopted, the meeting was adjourned.

CITY CLERK

MAYOR