

✓ City Manager Milam presented and read the following recommendation submitted by the Planning Commission from a meeting held on May 15, 1974:-

"...The Director read a letter dated May 10, 1974 from Recreation Director Gilkerson, requesting the City to close Bluestone, Valley & Crawford Streets where they are bordered by Purcell Park on both sides. The City Block Map was reviewed, and Mr. McNiel moved that the Planning Commission recommend closing these paper streets, provided a Board of Viewers contact all adjoining owners in their review, and provided the Board of Viewers find no inconvenience from the closing of said streets. Dr. Shank seconded the motion, and all members present voted in favor."

Manager Milam reported that to date, a report had not been received from the duly appointed Board of Viewers re this matter. Councilman Green moved that the recommendation of the Planning Commission be accepted, and held, pending receipt of Viewer's report, which motion upon being seconded by Vice-Mayor Denton, was adopted by a unanimous vote of Council.

Tuesday, August 27, 1974

At a regular meeting of Council held in the Council Chamber this evening at 7:30 PM there were present:- Mayor Roy H. Erickson, City Manager Marvin B. Milam, City Attorney Norvell A. Lapsley, Clerk N. Arlene Loker, Vice-Mayor E. Warren Denton, Jr., Councilmen Paul C. Cline, Raymond C. Dingleline, Jr., Walter F. Green, III, City Auditor R. William Shifflet and Chief of Police Julius F. Ritchie. Absent:- none.

Minutes of the regular meeting held on August 13th were read, and approved as corrected.

City Manager Milam reminded members that Sec. 42 of the City Charter provides for re-organization meetings to be held every two years on September 1, at 10 A.M., and noted that this date falls on Sunday, with Monday, Sept. 2nd being a legal holiday (Labor Day). He presented copies of the Special Meeting Call for Tuesday, Sept. 3rd, 10 A.M., and requested Council's approval of the date scheduled, as well as their signatures on the waiver of notice. No objections being voiced, each member signed the Notice.

Council was reminded of the public hearing scheduled for September 18th at the Harrisonburg High School Auditorium re the remaining section of Cantrell Ave., with a pre-hearing on September 17.

✓ Council received a request for a 4-lot subdivision (Preston Heights Sec. 5) situated on both sides of Paul Street between Andergren Drive and Cantrell Ave., for review. On motion of Councilman Cline, seconded by Vice-Mayor Denton, and a unanimous vote, the request was referred to the Planning Commission for study and recommendation.

✓ A subdivision request for Belmont Estates Sec. VI located in Rockingham County, 1/2 mile west on Rt. 33 was received, for approval of a new street within the subdivision named "Hemlock" St., as well as for City water service. On motion of Councilman Green, seconded by Vice-Mayor Denton, and a unanimous vote of Council, the request was referred to the Planning Commission for study and recommendation.

✓ Manager Milam reported for information that several notices had been received, one from the Virginia Municipal League, concerning sale of electricity to local Governments and VEPCO's rate increase request to the State Corporation Commission. A copy of the letter to the SCC was received in his office this morning, and was reproduced for all members of Council, the City Attorney, Harrisonburg Electric Commission, and others concerned, and a meeting held late this evening re the matter. The City Manager stated that a request was made by the Va. Municipal League for the City to join with the HEC in employing a consultant to represent the City of Harrisonburg in negotiations, by paying the amount of \$ 450., or its share of the total cost, which has been done. He pointed out that most residential bills would increase approximately 25% if the rate increase was granted, which does not include the fuel adjustment. Notice from the SCC was received of a public hearing to be held on September 13 re the request, and another on September 16, if necessary. Mayor Erickson said he was sure that all had noticed that the fossil fuel adjustment had made an increase on monthly bills, and that both the HEC and VML are very much concerned about the request by VEPCO.

✓ The City Manager informed Council that a bulletin from Congress had been received that the Chairman of the Revenue Sharing Bill had submitted and introduced Bill #16330 proposing an Amendment to the

DD550

Revenue Sharing Act. The proposal is to extend Revenue Sharing for two more years beyond the 1975 deadline, but to omit the state altogether, with all monies mailed directly to the cities and counties. He offered an opinion that Council should express its desire in the matter, by letter, to Congressman Robinson. No action taken.

School Superintendent Wayne King, and members of the City School Board, were present in the meeting for the purpose of presenting their 5-year Capitol Improvement Program 1974-1979. Mr. King presented members of Council with copies of the Plan, in brief form, a complimentary copy of the entire Plan having been placed in the hands of the City Manager. Priorities were listed as follows:- 1973-74, Library at Waterman Elementary School (completed); 1974-75 Library at Spotswood Elementary School; 1975-76, Library at Keister Elementary School; 1976-77, Gyms at Spotswood & Keister Elementary Schools. The Superintendent noted that at the present time, only Waterman Elementary School has separate facilities for cafeteria and gym, while at Spotswood & Keister, both are in one area. The Plan set forth the following projects, should the need arise due to pupil growth: 1977-78 Construct at HHS, Claude Warren Field House, 1 dressing room, 1 classroom, 1 wrestling room, and 1 storage room; 1978-79, add the following classrooms: six at Spotswood Elementary; seven at Waterman Elementary; and nine at Keister Elementary. The foregoing proposals had been presented to the Planning Commission this year, and suggestion made by the Commission the possibility of consulting with Council concerning the combining of the Library and Gym at both schools, in that the School Board has access to 3% money from the State Literary Fund. Mr. King offered an opinion that it may be wise to explore this possibility. Estimated costs based on preliminary sketches of the priority projects, as submitted by D.P. Davis, Jr., architect, were as follows: Keister Library, \$192,960.; Keister Multipurpose Addition (gym) \$ 345,195.; Spotswood Library, \$ 194,580.; Spotswood Multipurpose addition (gym) \$ 372,150. Mr. King pointed out the fact that the gym addition listed as multi-purpose, signified that they would be of such size to accommodate other purposes, as well as school use. Manager Milam said that the School Board's Plan was based on unstable zoning, particularly in the northeast section, in that one large development (Harris Gardens) is being occupied at the present time, with two other developments (Reherd Acres & Northfield Estates) underway with preliminary plans, in the same area. With these developments in the not too distant future, the City should anticipate a large influx of school children. He suggested that the situation may persuade thinking toward an elementary school in the northeast section of the City. Mr. King concurred in the City Manager's opinion, and noted that approximately 10 acres of land would be needed for construction of a school. Dr. Dan McFarland, a member of the City School Board, pointed out that the need for sidewalks all the way to the north and west boundaries of the City is great, due to the safety of children walking to and from schools, and offered an opinion that a decision should be made re the Simms School, situated in the northeast section, in that the State will no longer allow it to be used for special education classes, but rather intends that these children be integrated into public schools. He suggested that due to the many needs and problems which arise that cannot be handled by the School System alone, that a committee of representatives from the areas of schools, planning, management, safety, etc., be appointed to look at the whole problem. The City Manager pointed out that the City Code provides that construction of sidewalks be done by the sharing of cost by property owners and the City, and noted that in many areas, no request is made for a sidewalk. Following a lengthy discussion, Mayor Erickson expressed appreciation for the School Board's presentation, and assured those present that all comments and suggestions made, would be given careful consideration, especially from the standpoint of safety.

The matter of appointing a member to the Redevelopment & Housing Authority to serve out the unexpired term of Mr. Alfred Howard to November 29, 1976, was again brought to Council's attention, same having been deferred a number of times. Mayor Erickson asked members' wishes. Councilman Green moved that Mr. Conrad Washington of 456 Kelley St., Harrisonburg, be appointed to fill the vacancy. Mr. Washington is a citizen of the City and employed with the Continental Telephone Co. The motion was seconded by Vice-Mayor Denton, adopted by a unanimous vote, and Mr. Washington was appointed to serve on the R & H Authority until November 29, 1976.

Council's attention was called to the fact that Vice-Mayor Denton's term on the Central Shenandoah District Planning Commission, as a representative of the City of Harrisonburg, had expired as of June 30, 1974. Councilman Cline moved that Mr. Denton be reappointed for a three year term expiring on June 30, 1977, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Council, with Mr. Denton abstaining. Manager Milam said that an Alternate Member should also be appointed to the District Planning Commission. Councilman Green moved that Councilman Paul C. Cline be appointed as an Alternate Member for a three year term expiring June 30, 1977, which motion upon being seconded by Vice-Mayor Denton, was adopted by a unanimous vote of Council, with Dr. Cline abstaining from the vote.

With regard to the matter of parking problems on residential streets in the City on which complaints had been registered, particularly in the area of the hospital and college, City Manager Milam pointed out the fact that although only three streets now have restricted parking, the recently adopted ordinance applies to all single family areas under R-1 zoning. Mr. Robert Sullivan, Planning Director, presented members with copies of a report he had submitted to the City Manager, concerning the matter, and listing streets with "Two-Hour Parking Restrictions"; "Restricted Parking Areas"; "All-Day Parking Problem Areas" and "Downtown Fringe Area Street Parking." He pointed out the different areas on a map, each designated by a color, and noted that this was not intended as a proposal, but merely for information. During a lengthy discussion, it was noted that Madison College is beginning an on-campus bus system, thereby encouraging students to use the campus parking lots, and that the hospital will provide additional parking for its employees on the Masters Lot situated across Mason St. Councilman Cline suggested a 3 month postponement on the matter to allow time for further study, and also to view the situation after Madison officially opens. Councilman Dingleline suggested that in the 3 months, the college be contacted re its cooperation in the parking problem. Vice-Mayor Denton said he felt that possibly problems have been created in the R-1 Zoning District, in that removal of parking from one street would create more parking on other streets. Mr. Russell Smith of 748 Ott St., made an observation that the student nurses and college students who park their cars for a week at a time on residential streets is the main problem, and said that if Council postpones the matter for three months, the problem may be greater, as more nurses and students arrive. Mayor Erickson stated that cities have the right to restrict parking, but noted that it is usually done from the safety standpoint. He instructed the City Manager to place the matter on Council's agenda for November, or prior to that time should the need arise, and asked members

to take a sharp look at the situation. Chief Ritchie was asked to report on the parking situation at Madison Terrace Apartments, following a petition being presented to Council in March of this year. The Chief said that the area had been checked out on several different nights and found to have ample parking, in that the school lot was empty as well as the lot on the west side of the apartment buildings.

✓ The following recommendation submitted by the City Planning Commission from a meeting held on August 21, 1974, was read by the City Manager:-

"...The Planning Director oriented the Commissioners to the Zoning Map, Land Use Plan, Arterial Street Plan, and the site plan for Reherd Acres' R-4 Planned Unit Development proposal. In addition to these items, the overall 315 lot Reherd Acres subdivision plan was displayed. Developer Jack DePoy stated that construction of single family homes will occur in the immediate future, while the townhouses and apartments will be constructed when the market is suitable. The City Manager and Planning Director expressed reservations regarding suitable open space vs potential population in the development. Mr. Sullivan questioned the necessity for neighborhood commercial since Clover Leaf Shopping Center serves the purpose. Developer William Blose reminded the Commissioners that they suggested the R-4 Planned Unit concept. Mr. Kuykendall said the proposed site plan was a good one, and moved that the Planning Commission recommend rezoning of 33 acres in Reherd Acres from R-1 Single Family to R-4 Planned Unit Development. Dr. Shank seconded the motion. Following discussion, the motion passed. Voting for: Messrs. Kuykendall, Shank, McNiel and Gilkeson. Voting against:- none. Abstaining because of absence during the July hearing: Mr. Milam..."

Mr. Sullivan, Planning Director, pointed out the area on a map and noted that 10% neighborhood commercial is allowed under R-4. Mr. DePoy said that a commitment had been made to the Planning Commission to extend Blue Ridge Drive, which shall be done, as the project progresses. Tennis courts are proposed in the Plan, as well as a park in the county area. Open space is planned for around the apartments, and a small commercial area of approximately 3 acres for small businesses which are necessary in a community. He asked that the earliest possible date be scheduled for a public hearing due to commitments which had been made. Following discussion, Councilman Cline moved that a public hearing be scheduled for Tuesday, October 8th at 7:30 PM., which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Council. The City Manager was instructed to publish the proper notices in the Daily News Record newspaper.

✓ Manager Milam read the following recommendation submitted by the Planning Commission from a meeting held on August 21, 1974:-

"...The Commissioners reviewed a Final Plan for Miller Acres Subdivision. Three commercial lots are proposed on the former Miller farm on the east side of S. Main St., between Blacks Run and Mick or Mack. The Director referred to the Subdivision Review Sheet which explained the necessary street construction, storm system, water and sewer lines to be installed by owner Bill V. Neff. A fourth lot, situated in the east portion of the development, will be "land-locked". Said lot is zoned R-1 Single Family; the other lots are zoned M-1 Industrial; a building permit for a skating rink has been issued for lot 3.

Mr. Kuykendall questioned the land-locking of lot 4. He offered a motion for the Planning Commission to recommend approval of a 3-lot Miller Acres Subdivision, subject to eliminating the lot line between lots 3 & 4, and subject to naming the proposed street "Miller Circle", and providing that all utilities and street construction work meets the provisions of the Subdivision Control Ordinance, with the clear understanding that the developer carry out these requirements. Mr. McNiel seconded the motion, and all members present voted in favor..."

Director Sullivan pointed out the area on a map, locating lot 4 next to Purcell Park in rear of Miller Acres Subdivision. Manager Milam reminded Council that at the last regular meeting, it had been agreed that the lot, thought to be owned by the Recreation Dept., be purchased outright by the City, if needed, and that the City run services to the boundary line of the subdivision as required under the City Charter, with the developer picking it up from there. Mr. Neff said he would get in touch with the Recreation Dept. re purchase of lot 4, in that the skating rink had expressed a desire to purchase same. Following discussion, Councilman Green moved that the Planning Commission's recommendation be approved, which motion upon being seconded by Councilman Cline, was adopted by a unanimous vote of Council.

✓ The following recommendation submitted by the Planning Commission from a meeting held on August 21, 1974, was read by the City Manager:-

"...The Commissioners reviewed the Final Plan for Block F, Pleasant Hill Acres. Seventeen single family lots are proposed on the site located west of Central Ave. and between Pleasant Hill Rd. and Sharon St. The Director referred to the Subdivision Review Sheet which explained the necessary sewer, water, storm system and street construction profiles. Proposed Middlebrook Street will terminate at the west property boundary, with temporary turn-around, and Heatwole Rd., a half-street in the original Pleasant Hill Acres, will extend along the west boundary of lot 10. Corrections concerning drainage easements and location of utility lines as recommended by the City have been made by the developer, B.C. Clemmer of Staunton.

Mr. McNiel offered a motion that the Planning Commission recommend approval of the Final Plan, Block F, Pleasant Hill Acres Subdivision, subject to compliance with the provisions of the Subdivision Control Ordinance. Mr. Kuykendall seconded the motion, and all members present voted in favor..."

Assistant City Manager Driver made an observation that all looks in order, and noted that the developer

has worked out plans for drainage system as to the size of pipes, etc. Although the stream location will be changed, it will not affect any properties in Pleasant Hill Acres. The layout should pose no problems. Following discussion, Councilman Green moved that the Planning Commission recommendation be approved, which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Council.

City Manager Milam, who also serves as the City's Purchasing Agent, presented and read a letter dated 8/16/74 from City Auditor Shifflet in which he reported that the actual inventory figure for Central Stores for the fiscal year 1973-74 was in the amount of \$ 102,757.55, while the Book Figure in his office showed an amount of \$ 98,829.80, or a difference of \$ 3,927.75 (3.8%). The City Manager pointed out that under Sec. 2-134 of the City Code, any Central Stores inventory showing a discrepancy of more than 2%, as in this instance, must be reported by the Auditor to the Purchasing Agent, who would then report same to Council. Auditor Shifflet noted in his letter that his opinion for the difference in figures was due to inflation of costs, and that same was reflected in the unit prices throughout the fiscal year. Following discussion, Vice-Mayor Denton moved that the City Auditor be authorized and directed to adjust his Book Figure to that of the actual inventory, which motion upon being seconded by Councilman Cline, was adopted by a unanimous vote of Council.

Manager Milam reported that of the \$ 50,000, which had been appropriated to the E.Washington Street project, from Revenue Sharing Funds for 1973-74, a total of \$ 24,753.98 had been spent to date, leaving a balance of \$ 25,246.02. An appraisal report was given to Assistant City Manager Driver by a Roanoke firm in July of this year, for a strip of land owned by Victor Metals, 40' x 800', which is necessary in the street widening in order to have a 60' right-of-way. Mr. Driver said that Victor Metals had agreed to accept the appraiser's report, but would accept no lesser amount, and then offered an opinion that the price of \$ 13,040.00 was fair, in that the strip was needed by the City, and not advertised for sale by the owner. Following discussion, Councilman Dingleline moved that the appraiser's report be approved, and the City Manager instructed to proceed with the land purchase, which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Council.

The City Manager read an ordinance which had been drawn by the City Attorney to amend Sec. 31-83 of the City Code by deleting the last sentence concerning months in which Council would hold public hearings on zoning amendments and applications, which ordinance had been approved for a first reading at the last regular meeting, to include the deletion. Wording of the ordinance was discussed at length, with members agreeing that the hearings by Council should be referred to in some manner. A motion by Councilman Cline to approve the ordinance as written for second and final reading, was lost for lack of a second, and the City Attorney was asked to review the situation and bring in a re-worded ordinance to the next meeting.

A request was presented from the Director of Social Services for approval of a supplemental appropriation in the amount of \$ 273.80, representing reimbursement to foster care for expenditures for children in foster care received from Social Security and parents. Councilman Dingleline moved that the appropriation be approved, and that:-

- \$ 273.80 chgd.to: VPA Fund (Rev. a/c 1005-2) Recoveries & Rebates, Unanticipated Revenue - ADC-FC
- 273.80 approp.to: VPA Fund (8-8022-394-B) Bureau of Public Assistance- Aid to Dependent Children - FC

which motion upon being seconded by Councilman Cline, was adopted by a unanimous vote of Council.

The City Manager presented a request from the Director of Social Services for approval of a supplemental appropriation in the amount of \$ 788.00, in that the Court ordered ADC refunds for child support and reimbursement for ADC funds received. Following a brief discussion, Vice-Mayor Denton moved that the appropriation be approved, and that:-

- \$ 788.00 chgd.to: VPA Fund (Rev. a/c 1005-2) Recoveries & Rebates- Unanticipated Revenue - Aid to Dependent Children.
- 788.00 approp.to: VPA Fund (8-8022-394-A) Bureau of Public Assistance- Aid to Dependent Children,

which motion upon being seconded by Councilman Green, was adopted by a unanimous vote of Council.

Manager Milam presented a request from the Department of Social Services for approval of a supplemental appropriation in the amount of \$ 900, representing reimbursement to foster care for expenditures for children in foster care received from Social Security and parents. Councilman Cline moved that the appropriation be approved, and that:-

- \$ 900. chgd.to: VPA Fund (Rev. a/c 1005-2) Recoveries & Rebates- Unanticipated Revenue - FC
- 900. approp.to: VPA Fund (8-8022-395) Bureau of Public Assistance- F.C.

which motion upon being seconded by Councilman Dingleline, was adopted by a unanimous vote of Council.

Manager Milam presented a request from Mrs. Mary B. Bradshaw, Coordinator of the Chapter 10 Board, for an appropriation in the amount of \$ 2,000., in that this amount had been received by the City from Rockingham County as their share of expenses for the Board. He explained that the funds are presently in the account of Recoveries & Rebates, and must be appropriated to the Chapter 10 Board for usage. Following discussion, Councilman Green moved that the appropriation be approved for first reading, and that:-

- \$ 2,000. chgd.to: General Fund (1005) Recoveries & Rebates.
- 2,000. approp.to: General Fund (1503-393) Chapter 10 Board.

which motion upon being seconded by Councilman Cline, was adopted by a unanimous recorded vote of Council.

City Manager Milam requested that Council approve an appropriation in the amount of \$ 100,000. in order to draw this amount from the Water Bond Fund, Unappropriated Surplus Account, for use on the Skidmore Dam Project. He pointed out that \$ 23,500. of this amount was needed tomorrow as payment for 52 acres of mountain land which is being condemned and purchased by the City, in that it was not possible to determine the owner of said land. Following a brief discussion, Councilman Dingleline moved that the appropriation be approved for a first reading, and that:-

- \$ 100,000. chgd.to: Water Bond Fund - Unappropriated Surplus Account.
- 100,000. approp.to: Water Fund (Prof. #1-72-73- 6-7-7701) Water- Capital Outlay- Work in Progress- Skidmore Dam.

which motion upon being seconded by Councilman Green, was adopted by a unanimous recorded vote of Council.

DD1550

22

The City Manager called Council's attention to their copies of the Governor's Property Tax Reform Study Report which had been presented for review, and noted that he would discuss the report in several months, re various changes.

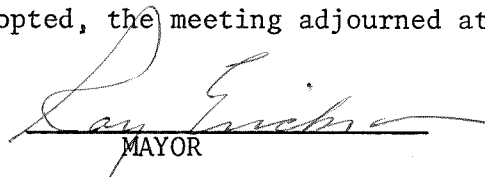
Mayor Erickson extended an invitation to members for the opening of a new Delicatessen at 60 West Water Street on September 11th, 7:30 P.M., at which time he would do the honors of cutting the balogna.

Upon being reminded by the City Manager that the last regular meeting in next month (Sept. 24) would be in conflict with the Virginia Municipal League Meeting, it was agreed that a decision be made as to the setting of Council's meeting after it is determined how much business would come before that meeting.

✓ Mr. Robert Sullivan, Planning Director, pointed out that although he had no written report or vote of the Commission re this matter, Mr. Bill Neff had asked that he approach Council concerning water and sewer hookups for 10 mobile home unites on the north side of Country Club Rd. This area lies within the county, and a permit has been issued by the county for the Mobile Home Project at this location, which will begin with the 10 units, as well as approval given the Plan. Mr. Neff, present in the meeting, noted that in the not too distant future, all the trailers now situated on Rt. 33 east would be moved to the new site on Country Club Rd., with the 33 site then being converted to commercial. He urged a decision re city water and sewer services. Following a brief discussion, it was agreed that Council visit the site on Tuesday, Sept. 3rd, 10:30 A.M., prior to arriving at a decision.

There being no further business and on motion duly adopted, the meeting adjourned at 11:25 P.M.


CLERK


MAYOR