

## REGULAR MEETING

APRIL 27, 1999

At a regular meeting of Council held this evening at 7:30 p.m., there were present: Mayor Rodney Eagle; City Manager Steven E. Stewart; Assistant City Manager Roger Baker; City Attorney Earl Q. Thumma, Jr.; Vice-Mayor Hugh J. Lantz, Council Member John H. Byrd, Jr., Walter F. Green, III, and Larry M. Rogers; City Clerk Yvonne Bonnie Ryan, CMC, and Chief of Police Donald Harper.

Council Member Green delivered the invocation and Mayor Eagle led everyone in the Pledge of Allegiance.

Council Member Green offered a motion to approve the consent agenda, including approval of the minutes, and the second reading of supplemental appropriations for the Police Department. The motion was seconded by Council Member Byrd, and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Byrd  
 Vice-Mayor Lantz  
 Council Member Green  
 Council Member Rogers  
 Mayor Eagle

Absent: None

✓ City Manager Stewart briefly reviewed the real estate tax rate. He explained that the state requires that if the reassessment results in an increase of 1% in revenues, the City must hold a public hearing if it intends to maintain the same tax rate. The Commissioner of Revenue's office conducted a reassessment, which resulted in an overall increase in the City's real estate tax base of about 3.92%. The budget for next year is based upon maintaining the current \$.62 per \$100 evaluation for the real estate rate.

At 7:35 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 on Friday, April 16, 1999.

**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 3.92 percent.

2. **Lowered Rate Necessary to Offset Increased 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 \$.5966 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 \$.62 per \$100 of assessed value. The difference between the lowered tax rate and the proposed rate would be \$.0234 per \$100, or 3.92 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 be less than last year's by 4.59 percent.

A public hearing on the effective rate increase will be held on April 27, 1999 at 7:30 p.m., in the Municipal Building Council Chambers.

The hearing shall be open to the public. The City Council shall permit persons desiring to be heard an opportunity to present oral testimony within such reasonable time limits as shall be determined by the City Council. The City is required by State law to reassess real estate every two years.

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**  
**Steven E. Stewart**  
 City Manager

Mayor Eagle called on anyone present desiring to speak for or against the real estate tax rate. There being no one desiring to be heard, the public hearing was declared closed at 7:36 p.m., and the regular session reconvened.

✓ City Manager Stewart briefly reviewed the proposed 1999-2000 budget. A presentation was made to Council on April 13, and this document has been available to the public. He reiterated there are no tax rates that will increase in the proposed 1999-2000 budget. City Manager Stewart explained that in terms of expenditures the budget focuses on three primary functions, which include education, public safety and infrastructure. The budget proposes funding 100% of the School Board request for next year. The Police Department's proposed budget includes two (2) new positions - a resource officer at the middle school and an officer to be assigned to the mall area. He reviewed the City's infrastructure, including maintaining aging sewer lines, resurfacing bridges, replacing school buses, transit buses, and aging equipment. The proposed budget is based upon a 62 cent tax rate which is the third lowest real estate rate among the 40 independent Cities in Virginia.



At 7:39 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 on April 19, 1999.

**CITY OF HARRISONBURG, VIRGINIA**  
**PROPOSED BUDGET FOR FISCAL YEAR ENDED JUNE 30, 2000**  
For information and fiscal planning purposes only

A public hearing will be held by the Harrisonburg City Council on Tuesday, April 27, 1999 at 7:30 p.m. in the Harrisonburg Municipal Building, 345 South Main Street, Harrisonburg, Virginia. Interested citizens are encouraged to attend and express their views.

<u>Revenue-By Funds</u>	1999-00 As <u>Proposed</u>	1998-99 As <u>Amended</u>
General	44,384,164	45,688,581
School	31,966,623	30,563,617
General Capital Projects	1,928,473	10,800,688
School Capital Projects	500,000	543,497
Water Capital Projects	2,061,970	3,004,646
Sewer Capital Projects	1,372,495	2,910,433
Sanitation Capital Projects	1,396,500	807,882
Parking Authority Capital Projects		90,000
Water	5,607,134	4,995,103
Sewer	5,918,634	6,285,699
Public Transportation	4,705,888	3,243,525
Sanitation	7,224,331	6,456,640
Parking Authority	246,683	290,528
Central Garage	505,939	485,889
Central Stores Operating	<u>83,688</u>	<u>81,132</u>
Gross	110,902,522	116,247,860
Inter fund transfers	(29,596,217)	(26,333,032)
Net	<u>81,306,305</u>	<u>89,914,828</u>
 <u>Expenditures - By Funds</u>		
General	47,384,164	45,688,581
School	31,966,623	30,563,617
General Capital Projects	1,928,473	10,800,688
School Capital Projects	500,000	543,497
Water Capital Projects	2,061,970	3,004,646
Sewer Capital Projects	1,372,495	2,910,433

Sanitation Capital Projects	1,396,500	807,882
Parking Authority Capital Projects		90,000
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Copies of the proposed budget in its entirety are available for public review in the City Manager's office, 345 South Main Street, Harrisonburg, Virginia and the Rockingham Public Library, 45 Newman Avenue, Harrisonburg, Virginia.

Steven E. Stewart  
City Manager  
City of Harrisonburg, Virginia

Mayor Eagle called on anyone present desiring to speak either for or against the 1999-2000 budget. There being no one desiring to be heard, the public hearing was declared closed at 7:40 p.m., and the regular session reconvened. Vice-Mayor Lantz offered a motion that the 1999-2000 appropriation ordinance be approved for a first reading. The motion was seconded by Council Member Rogers, and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Byrd  
Vice-Mayor Lantz  
Council Member Green  
Council Member Rogers  
Mayor Eagle

Absent: None

Bill Boyd, President of Rockingham Library Board, presented a resolution to the City Council.

Whereas the Rockingham Public Library serves the residents of the City of Harrisonburg and Rockingham and Page Counties; and whereas the library operates in dire need of a more spacious, more efficient, and more effective facility; and whereas the leaders of the City and Counties have understood the community need; and whereas those leaders



have endorsed and encouraged the library Board plans to create a new and up-to-date library located in Harrisonburg.

**The library Board of Directors of the Rockingham Public Library resolves:**

**To honor and offer public recognition and thanks to the Harrisonburg City Council for their financial support to make the new library a reality.**

✓ Bill Boyd, President of the Board of Trustees, offered updates on the library. Parts of the Grand Piano building will be reconstructed into meeting rooms for both the library and downtown Harrisonburg. The main entrance will move from Newman Avenue to Main Street. The general operations of the library will be on the Main Street level. An extension will be built from the entrance toward the existing library. The first stage of this process will be completed before the middle of next year. The new library will provide a new sense of pride in the City of Harrisonburg.

Mayor Eagle announced that public input would be taken on the potential golf course. He called on anyone desiring to speak for or against this potential golf course.

✓ Elizabeth Ihle stated that she would be discussing good government and its role in planning and management. There has never been an accurate need assessment of the recreational requirements of the City. The National Golf Foundation Consulting Service did not address the total recreational needs of the municipality. There is no proof that the City needs a golf course and the government is at fault for not assessing the recreational needs effectively. She encouraged the Council to hire an outside consultant to perform an unbiased recreational assessment before creating a golf course. She said that the new Keezletown Golf Course and Lakeview Golf Course provided enough golfing facilities for the citizens. The construction cost for the course is too high. She urged the Council to reject the recommendation by the Parks and Recreation Committee until an accurate assessment of the City's needs is constructed.

✓ Ben Fordney stated that there was a great discrepancy between the report made by the National Golf Foundation in 1995 and its present assessment. In 1995 the survey found that there was a high amount of risk involved in the creation of a golf course. The Council rejected this and updated the study by the NGF on April 13, 1999. This new study condones the creation of a golf course. The price for the golf course does not include money recommended for a modest club house, salaries for a golf course manager and a golf course superintendent. He questioned the reasonability of the City going in to debt for such a small fraction of the City's population. He highlighted the scrutiny toward the use of pesticides and herbicides near Hillandale Park. The City's water supply is presently restricted and a golf course would use a great deal of this limited supply. He encouraged the Council to reassess the earlier report by the NGF before considering this golf course.

✓ Amanda Sarver, a seventh grader at Thomas Harrison Middle School, voiced the concern of herself and fellow classmates that they may lose their jogging trails and playing fields at Hillandale Park. The Park is often used by the school for recreational activities. She urged the Council to pursue other areas for a golf course.



✓ Robin Wells stated that the City should have no business doing projects which should be left to private enterprise, such as the golf course.

✓ Art Fovargue said that putting a golf course in that location would serve only one interest group. There is too much risk for the City to build this course.

✓ Joan Krumm, a commissioner on Parks and Recreation Commission who voted against the resolution, said that the course will serve only a limited amount of people. Questioned the City's ability to adequately fund the golf course in view of the inadequate funding in recent years for necessary renovations to Harrisonburg High School and various elementary schools. The cost for the golf course will rise if the removal of rock from the site becomes an issue and this needs further study. The severe drought poses a great problem to the irrigation of the course. A referendum vote should be held to give the taxpayers a say in the decision about the golf course.

✓ Bruce Gray argued that the golf course only serves one type of person; a golfer. Others would be endangered on such a course, as golfers would not welcome them. He said that the money should be used for schools, safety, and other services. He said he was willing to support the re-election campaign of anyone opposing the golf course; however, he said he will be eager to vote against any candidate supporting the idea.

✓ Matthew Morris said the City should preserve the forest located in the park and suggested that it was the only natural forest area within the City limits. He encouraged Council if the golf course was approved to try and preserve as many of the trees as possible.

✓ John Grimm said that he was a golf addict who grew up in the Northern Virginia area. He said that he could never afford to play golf in that area and only since getting married and moving to Harrisonburg has he been able to play golf. He noted that he has met many wonderful people on the golf course and made many friends. Golf is a great sport that you can play with your family including children, parents, and grandparents. It is a sport that people can have different abilities and skill levels and still play together. He said that he would support the City golf course and would encourage all his friends and family members to play on the golf course.

✓ Patrick Sweet said that he has appeared before City Council many times and expressed that his overall theme has always been that Harrisonburg's success is based upon families and children. One of the factor that has made Harrisonburg achieve this success is because of the Parks and Recreation Department. He said "I am thankful that they had the foresight to acquire the land so that the City would have Hillandale Park, Purcell Park, Waterman Park and Rawley Springs Park." It would be very hard today to acquire land for parks. The Parks and Recreation Department has had good commissioners and directors. There are no families or children using Hillandale Park because of the rumors of bad people in the park. Another reason there are no families or children using Hillandale Park is because we don't have any planned sport fields or activities to enjoy at the park. Purcell Park has baseball, football, softball, soccer, tennis, and the kids castle. He noted that he has never heard residents surrounding Purcell Park complain about families and children utilizing the park. On a given Saturday it is wall-to-wall people and there isn't any reason this can't be duplicated at Hillandale. Hillandale Park was a major investment by the City and it is time for the park to pay



back the City with activities, sport programs, and a golf course. He said that his family couldn't afford country club prices and perhaps his children could learn to play golf through the Parks and Recreation Department like he learned to play baseball, football, tennis, and to swim. He commended the City for providing fantastic soccer fields at Smithland Roads. Golf will be a good addition to Hillandale Park.

✓ James Sipe said he appeared before City Council in September, 1988 on a similar mission. He said that he has served on the Parks and Recreation Commission for nine years. He said that he was extremely proud of the Parks and Recreation Department. Our Parks and Recreation Department is envied throughout the state, it helps to attract industries and has been great for families. He said that he spoke 11 years ago in favor of the golf course and he was speaking again in favor of it. He noted that he was serving on the Parks and Recreation Commission when the City purchased Hillandale Park and many people opposed that decision and now people should bless City Council for taking the initiative to buy the land. He said that he strongly supported this golf course.

✓ Wilma Bowers, a commissioner on Parks and Recreation Commission, explained that she could not attend the last regular Commission meeting; however, she wanted it noted that she was in favor of the City to construct a Municipal Golf Course. My number one reason for this golf course to be built is to generate revenue for this City. If this golf course is built, it will be the only facility that the City has that will generate revenue. She said that when she was appointed to the Parks and Recreation Commission, she was thrilled because it was a way for her to give back to the City for the good things it has done for her. She said that "I know that this a big project, but this golf course will be able to make money and we will be able to satisfy schools, colleges, tourists and most of all people who have waited so long for this course." "So tonight, I hope the City Council will say yes to building the golf course."

✓ Richard Tysinger said that he has been associated with the Parks and Recreation Department since the early 1950's. He said that he was on the commission when the golf course was first proposed. He noted that a lot of people believe that Hillandale Park will be destroyed with the creation of this golf course. He pointed out that no walking or biking trails will be lost because they are on the Lineweaver/Strait property. He said that pesticides and herbicides will be better managed on a golf course than the farm land that surrounds it. He encouraged City Council to approve the golf course.

✓ Charles Chenault, a commissioner on Parks and Recreation Commission, said that if finances were the prime consideration for the Parks and Recreation Department and the ability to support itself a criteria, we would be an unmitigated disaster. Every function we perform is not income producing function. He said that the golf course was not a profit-making issue for him. He listed a number of things that the Parks and Recreation Department has, including soccer fields. "If making money was an issue for these other facilities, we wouldn't have any of them." He said that "the point is, it will pay for itself eventually", but in the meantime more people will use that golf course than any other facility we have whether it is singular or combined.

City Manager Stewart presented for Council consideration a resolution from the Parks and Recreation Commission concerning a potential municipal golf course.

## RESOLUTION

### BE IT RESOLVED THAT:

The Commissioners of the Harrisonburg Department of Parks and Recreation endorse the concept of the placement of a municipal golf course on the Lineweaver/Strait property, with assurance from City Council that sufficient property be acquired or developed for replacement of existing or future need Athletic/Recreational fields as that need arises.

**Vote: 4 in favor (Conan Showalter, Sam Knight, Charles Chenault, Roger Jones)**  
**1 against (Joan Krumm)**  
**1 abstaining (Tim Lacey)**

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**Conan Showalter, Chairperson**

Mr. Stewart explained that the Parks and Recreation Commission endorses the concept of a municipal golf course on the Lineweaver/Strait property in accordance with their adopted resolution. The Parks and Recreation Commission adopted this resolution at their April 9th meeting.

✓ Council Member Rogers commented that he appreciated the commissioners bringing the recommendation to City Council. It is a tough decision to make and he noted that he respected everyone's opinion regarding the potential golf course. He said that he had never had an opportunity to play golf and enjoyed living in a City that can provide many activities for the citizens to enjoy. He said that he viewed the municipal golf course as a quality-of-life issue and it will also provide another tourist attraction. He also pointed out that the City is looking to the future and being able to bring and provide more water for its citizens, not for a golf course. Council Member Rogers offered a motion to direct the City Manager to proceed with the development of a golf course on the Lineweaver/Strait property and report back to Council Members as needed. The motion was seconded by Vice-Mayor Lantz, and approved with a recorded roll call vote taken as follows:

Vote: Yes - Council Member Byrd  
 Vice-Mayor Lantz  
 Council Member Green  
 Council Member Rogers  
 Mayor Eagle

Absent: - None

Mayor Eagle commented that since he has been on City Council, the City has made a commitment to downtown, took a risk on creating a beautiful theater, created a technology park for bringing higher paying jobs into the City, and many years ago took a risk on forming Harrisonburg Electric Commission, took a broad step by creating the steam plant, and noted that you have to spend money to make money by taking risks. He said "We will not jump into this decision blindly." However, "We've studied this thing to death. We've looked at this thing up one side and down the



other side. I think it's good that we are finally getting to the stage where we can do something with the money we've spent (on studies)." We will need core drillings to determine the amount of rock on the land. He also said that he wanted to see what existing City resources, such as equipment and workers, were available to work on the project, possibly bringing down the cost.

Council Member Green said that further study will be necessary to consider what existing City resources, such as equipment and workers, are available. Since 1970, he said every proposed recreation facility has been opposed by a large group of people including the swimming pool, recreation center, Hillandale Park, tennis courts, and the soccer fields. You cannot separate what can be done for youth and older people in a community concerning recreation.

✓ Dr. Ray Cabbage, representing the City Schools, presented a request for the City Manager to sign an application for a grant for the Virginia Preschool Initiative for At-Risk Four-Year-Old Children. Dr. Cabbage said that this is the 5th renewal for the Virginia Preschool Initiative Grant (\$61,061) which is a continuation of an existing program, local funds are the same as the current year, and are in the School Division's budget. The Virginia Preschool Grant is used in conjunction with the Head Start Program to provide a full day preschool program at each of our elementary schools. The combined programs serve 64 children. Council Member Rogers offered a motion to authorize the City Manager to sign the application. The motion was seconded by Council Member Green, and approve with a unanimous vote of Council.

→ Mayor Eagle presented a request from Concern Citizens of the Spotswood Mobile Home Estates.

✓ Ann Reed Held, pastor of the Trinity Presbyterian Church, introduced Pastor Joe Vought, Mulenburg Lutheran Church, Father Ken Wood, Blessed Sacrament Catholic Church, and Harvey Yoder, Family of Hope Church. She said that a local group of citizens believe that the families of Spotswood Mobile Home Estates are facing a disaster, one which they have little control over. She presented a proposal to the City Council. We are members of a local group of citizens who have been meeting monthly to discuss concerns related to the future of residents of the Spotswood Mobile Home Estates. Given that the City of Harrisonburg has a commitment to honoring family and family values we, as members of the Harrisonburg community, request your moral support surrounding the possible displacement of families residing at the Spotswood Mobile Home Estates. We have appreciated Rodney Eagle's presence at a number of these meetings as well as his statement in a recent issue of the Daily News-Record that "I would certainly do everything in my power to help make a better situation, short of using taxpayers' money." We are not asking the taxpayers of Harrisonburg to bear financial responsibility for relocating any resident of the mobile home park. However, we are asking for your moral support. We have gathered hundreds of signatures from area residents who, along with area churches, believe that we all have a shared responsibility as a community to assist those members who are most vulnerable. If Wal-Mart or any other potential developer moves forward with plans to purchase the Spotswood Estates site, we ask that City Council formally request that both purchaser and seller contribute to a fund that will help provide just compensation for homeowners and relocation assistance for all who will be evicted from their homes. We also wish to create a forum to continue this conversation that will include Rockingham County and community businesses and organizations. Together we can work toward long-term



solutions for adequate housing for all members of our community. She reviewed the many community members and organizations who have signed the petition supporting this proposal. She also noted that the majority of the residents at the mobile home park own or are buying their trailers with a short term mortgage with very high interest rates. Mayor Eagle said that he was concerned that only 57 residents out of 130 residents had responded to the survey. He also said that some day someone will purchase this property and he is disappointed in the participation of the industries which benefit from employing these people. Council Member Rogers said that he was concerned that the owners of the mobile home park are still operating it as a business and allowing residents to still move into it.

✓ Transportation Director Smith presented a brief report on the proposed addition to the maintenance facility at the Central Garage and to the parking lot at the transportation department. He explained that with the growth of the transportation fleet and City fleet, more mechanic and parking space is needed. He said that they are proposing to add 4,800 feet to the shop facility which will include a parts room, a welding room, and automated wash bay. The existing wash bay and parts area will be converted into maintenance bays. The parking lot will be used for transit and school buses allowing vehicles waiting for maintenance to park in the rear of the building. Mr. Smith said that his department will contact the neighbors to inform them of the plans. Council Member Byrd questioned if Transportation Director Smith had a master plan. Mr. Smith said expansion at this site is limited.

✓ Public Works Director Baker announced that Lanford Bros., Inc., was the low bidder at \$777,297 for the bridge repair on Cantrell Avenue over Blacks Run, Norfolk Southern Railway and Chesapeake Avenue. He said that the Cantrell Avenue bridge was built in 1972 and noted that some of the funds for this project have been included in the budget. This project involves repairing the deck surface by placing a latex modified concrete overlay, repairing the joints where concrete sections meet, repairing some of the sidewalk, and a complete repainting of the structural steel support beams of the bridge. The project is expected to begin in mid-May and be finished this fall. Mr. Baker said that one lane in each direction on the bridge's four lanes will be kept open during repairs to the bridge. Council Members questioned if the work could be put off until next year because of the ongoing street projects in the City. Mr. Baker said that while the work could be delayed, the cost would likely go up. He also noted that other street projects in the area should be completed and there should be fewer students in the City during this construction period. Council Member Rogers offered a motion to award this contract to Lanford Bros., Inc. The motion was seconded by Council Member Green, and approved with a unanimous vote of Council.

✓ City Manager Stewart presented a request to transfer school funds. Jim Triplett requested that funds be transferred from the Instructional Function to Administration Attendance and Health Function, Pupil Transportation Function, and the Operation and Maintenance Function. Unanticipated costs, summer maintenance and year end needs make these transfers necessary. Vice-Mayor Lantz offered a motion to approve the transfer of these funds:

\$154,000 chge. to: 111114-40610 Instruction

\$ 52,000 approp. to: 111114-40620 Adm., Attendance & Health



6,000 approp. to: 111114-40630 Pupil Transportation  
 96,000 approp. to: 111114-40640 Operation & Maintenance

The motion was seconded by Council Member Green, and approved with a unanimous vote of Council.

✓ City Manager Stewart presented for a request for a supplemental appropriation for the School Food Service Department. Jim Triplett explained that these adjustments in the school budget are based on participation in the school breakfast and lunch program and replacing old and worn-out equipment in the cafeterias. Vice-Mayor Lantz offered a motion to approve this request for a first reading, and that:

\$125,000 chge. to: 111114-31691 School Revenue - Other

\$125,000 approp. to: 111114-40650 Non Instruction/Operations/Food Service

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

Vote: Yes - Council Member Byrd  
 Vice-Mayor Lantz  
 Council Member Green  
 Council Member Rogers  
 Mayor Eagle

Absent: None

✓ City Manager Stewart explained that the Virginia Municipal League is accepting nominations for its five policy committees. Each jurisdiction can nominate up to (2) people for each committee consisting of either a City staff member, governing body member or a combination. The Public Safety Committee which Larry Shifflett served on has been eliminated. Vice-Mayor Lantz offered a motion to submit these nominations to the Virginia Municipal League Policy Committee. Mike Collins to serve on the Environmental Quality Committee, Lester Seal and Steven Stewart to serve on the Finance Committee, Roger Baker and Stacy Turner to serve on the General Laws Committee, Larry Rogers to serve on the Human Development & Education Committee, and Reggie Smith to serve on the Transportation Committee. The motion was seconded by Council Member Byrd, and approved with a unanimous vote of Council.

✓ Taines Rontopoulos expressed his concern about the bomb threat in a County school. He questioned if the City had plans to hopefully avoid a situation which recently happened in a Colorado school. He also questioned if there are two Wal-Marts, one being located in Rockingham County and the other one in Harrisonburg, if there would be any impact on the existing City businesses. City Manager Stewart clarified that the City has no indication of Wal-Mart moving unless they follow through on the plans on Country Club Road. The City currently is only reviewing the plan.

At 9:35 p.m., Council Member Rogers offered a motion that Council enter an executive session for discussion and consideration of personnel and prospective candidates to be appointed to the Harrisonburg Parking Authority, Blue Ridge Community College Board of Trustees, Social Services Advisory Board, and the Community Services (Chapter 10) Board exempt from public meeting requirements pursuant to Section 2.1-344(A)(1) of the Code of Virginia, 1950, amended. Consultation with the City Attorney and briefings by staff members concerning a new contract, requiring the provision of legal advice by the City Attorney, exempt from public meeting requirements pursuant to Section 2.1-344(A)(7) of the Code of Virginia, 1950, amended. The motion was seconded by Vice-Mayor Lantz, and approved with a unanimous vote of Council.

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

At 10:15 p.m., there being no further business and on motion adopted the meeting was adjourned.

  
CLERK

  
MAYOR