

**RESOLUTION APPROVING THE PURCHASE OF  
9.92 ACRES, MORE OR LESS, ON ACORN DRIVE**

**WHEREAS**, Section 8-1-11 of the City Code of the City of Harrisonburg, Virginia provides that the Harrisonburg Electric Commission ("HEC") shall have the right, subject to approval by the Harrisonburg City Council, to purchase in the name of the City any real estate deemed necessary by HEC for the enlargement, maintenance, equipment, or management of HEC; and

**WHEREAS**, HEC desires to purchase, subject to approval by the City Council, 9.92 acres, more or less, located on Acorn Drive within the City of Harrisonburg and identified on the City's tax maps as Tax Map Number 44-C-6 (the "Property"); and

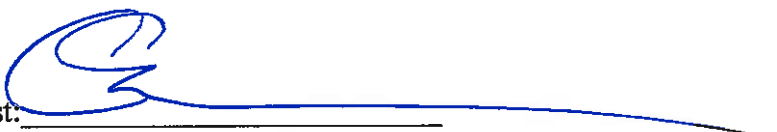
**WHEREAS**, HEC deems the Purchase of the Property necessary and desirable for the enlargement, maintenance, equipment, and management of HEC's operations.

**NOW, THEREFORE**, the Harrisonburg Electric Commission resolves as follows:

1. The purchase of the Property from Acorn LC for the price of \$550,000, to be paid for by HEC, is hereby approved upon the terms and conditions set forth in the Purchase and Sale Agreement, as amended, attached hereto as **Exhibit A** (the "Agreement").
2. The assignment to HEC of purchaser's rights and obligations under the Agreement is approved, which assignment shall occur prior to closing, and the Agreement is ratified.
3. The City Council of the City of Harrisonburg is respectfully requested to approve the purchase of the Property.
4. The Chairperson and General Manager, either of whom may act, are authorized to take such actions and execute such documents as may be reasonably necessary to effect the purchase, including without limitation an assignment of the Agreement, acceptance of a Deed conveying title to the Property in the name of the City, a closing statement, documents related to title insurance, and other closing documents.

The foregoing Resolution was adopted at a meeting of the Harrisonburg Electric Commission on July 28<sup>th</sup>, 2020.

  
Daphyne Thomas, Chairperson

Attest:   
Chris Weaver, Secretary