

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HARRISONBURG,
VIRGINIA TO APPROVE 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 has deemed the Purchase of the Property necessary and desirable for the enlargement, maintenance, equipment, and management of HEC’s operations; and

WHEREAS, HEC requests the Harrisonburg City Council approve the Purchase of the Property.

NOW, THEREFORE, BE IT RESOVED BY THE CITY COUNCIL OF THE CITY OF HARRISONBURG, VIRGINIA, this 25th day of August, 2020, that:

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 Chairperson, General Manager of HEC, and the City Manager, any 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.

Approved:

MAYOR

ATTEST:

CITY CLERK