

Ordinance No. 1044

AN ORDINANCE appropriating a sum of money to defray part of a school debt obligation of the City of Alexandria to the County of Fairfax as ordered by the Court in the annexation proceeding of the City of Alexandria against the County of Fairfax, which proceeding resulted in the annexation of approximately 7.25 square miles of said County on January 1, 1952.

WHEREAS at the time Alexandria annexed a portion of Fairfax County in 1952, Alexandria was required by Court decree to pay a just proportion of the existing school debt of the County, and

WHEREAS there was pending at that time litigation between Fairfax County and the City of Falls Church which could result in the City of Falls Church assuming or paying a part of said school debt which would thus reduce the obligation of the City of Alexandria, and

WHEREAS the Court set forth in the "Decree of Annexation" a formula for calculating such just proportion for Alexandria providing among other things that adjustment be made to the extent that Falls Church paid or assumed said school debt, and

WHEREAS the litigation between Falls Church and Fairfax has recently ended, Falls Church has assumed part of said County school debt and the said obligation of the City can now be determined, and

WHEREAS the City's just proportion of said school debt is calculated to total \$132,387.00 of which a total of \$68,195.82 is due at this date, and

WHEREAS it is the desire of the City Council to comply with said Court Order by paying said \$68,195.82 to Fairfax at present and paying the balance over the years at each principal and interest maturity date, and

WHEREAS there is available a sum of money unencumbered and unappropriated, which is sufficient to make such payment.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the sum of \$68,195.82 be and the same hereby is appropriated and allotted to be paid the County of Fairfax, Virginia, to be applied toward the City of Alexandria's just proportion of the school debt of said County as provided for and ordered by the Court in the "Decree of Annexation" dated December 19, 1950, in the annexation proceeding styled City of Alexandria v. County of Fairfax, which Decree was later affirmed by the Supreme Court of Appeals of Virginia.

Section 2. That this ordinance shall be published in a newspaper of general circulation in the City not later than five days following its introduction together with a notice containing the time and place for a public hearing. The Clerk of the Council shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

LEROY S. BENDHEIM
Mayor

Final Passage: Oct. 27, 1959