Regular Meeting
July 12, 1968

The regular meeting of the Elkton Town Council was held July 12, 1968 at 8:00 P.M. with the Mayor, Welty H. Hensley presiding. The following council members were present: Mr. I. L. Flory 111, Mr. E. F. Garber, Mr. J. N. McAllister, Mr. A. R. Thompson, and Mr. H. A. Workman. Mr. Marvin C. Hillsman, Jr., Town Attorney, Mr. David C. Liskey, Town Superintendent and Mr. Thomas R. Stevens, Chief of Police were present. Mr. W. H. McGahey was absent.

Mr. E. F. Garber opened the meeting with prayer.

Mayor Hensley read a letter from Mr. Berkeley Brooks in regards to the lack of town enforcement of local dog ordinances. Mr. and Mrs. Brooks were present at the meeting to discuss this problem with the council. It was explained to the Brooks' that these matters are turned over to the county dog warden and he takes care of them. Mayor Hensley asked Mr. Stevens to take care of notifying the dog warden of this problem. Mrs. Brooks also complained that motorcycles were running all over town, up on peoples property and being a general bother and felt that these situations should be taken care of.

Mr. Jack Davis, Chairman of the Field Day Parade was present and invited the Council to ride in the Parade August 10, 1968 at 10:30 A.M. He asked if the town was going to sponsor the float for the Queen again this year. Mr. Garber was asked to check into the float and notify Mr. Davis whether or not we would have it.

The August Council Meeting was changed to August 16, 1968 at 8:00 P.M. due to the Field Day Activities.

Mr. Al Smith, representative from the Elkton Tastee Freez was present in regards to closing the entrances off of Spotswood Avenue into the Tastee Freez lot. He requested that the council reconsider this action and consider exhausting all other possibilities before closing these entrances. He requested that if the council felt it necessary to close any entrance that they close the one closest to Route 340 and leave the other open. After a discussion on this matter, it was decided to temporarily close the entrance closest to the stop light and place a no left turn sign behind the island at the stop light headed west on Spotswood Avenue.

Mr. Charles H. Smith gave a report on the Clean Water and Outdoor Recreation Institute which he attended at Virginia Beach June 23, 24, and 25.

Copies of the proposed budget for 1968-69 were distributed and the budget was read. The Public Hearing on the budget was set for the next Regular Meeting.

Mr. Garber read the suggestions which had been given to him from Mr. Liskey in regards to salary raises, vacations, sick leave and overtime. He also read the salary raises which he had included for the office employees in the General Government budget. Mrs. Leap was asked to make copies of these suggestions and distribute them to the council for them to study.

Mr. J. N. McAllister moved, seconded by Mr. E. F. Garber and carried to approve the minutes of the regular meeting June 14, 1968 and the special meeting June 24, 1968.

Mr. E. F. Garber moved, seconded by Mr. H. A. Workman and carried to approve the Finance Report for the month of June.

Mr. Higgs of Higgs & Shumate was present to give the Cost Estimate on the proposed sewer system addition in the North Avenue area.

CONSTRUCTION	$39,650.00
ENGINEERING AND SURVEYING	2,775.00
CONTINGENCIES	3,965.00
TOTAL PROJECT COST	$46,390.50

This estimate was on a pump station type of system. It was felt that an estimate on a gravity flow type of system should be made.

Mayor Hensley suggested that they leave the sewer project on North Avenue until later and discuss the relocation of the power, water and sewer lines on the Route 33 Project. He reported that the bid opening had been held at 2:00 P.M. that afternoon. The original estimates by our engineers were: Proposal A - Power Relocation $19,954.00 and Proposal B - Water and Sewer Relocation $30,025.55. The bids on the project were as follows:

Rockingham Construction Company, Inc.	Proposal A	$44,456.00
	Proposal B	No Bid
A. B. Torrence & Company	Proposal A	No Bid
	Proposal B	$57,712.50
Monger Brothers Contractors	Proposal A	No Bid
	Proposal B	$43,353.07

Mr. Higgs stated that he, as well as Mr. Kurtz of the Highway Department, was disappointed with the bids and felt the bid on Proposal A to be way out of line. After a discussion by the council in which it was the feeling of all that the bids were high, but that the bid on the power relocation was entirely too high, Mr. Higgs reported that he would take the bids back to his office with him and go over them item by item. He would then contact Mr. Kurtz to discuss the bids in detail with him. It was suggested that negotiations be made with Mr. Russel Smith of Rockingham Construction Company, Inc. in regards to their doing the job on a labor and equipment basis and the town furnish the material. Mr. Higgs was asked to report back to Mr. Hensley on his finding and recommendations by Thursday, July 18, 1968 and then a Special Meeting would be called.

Mr. Liskey reported that there was a question on the width of Summit Avenue. A copy of the plat which the Herring's have and which is on file at the Court House show the street to be 70 ft. It was the understanding of another property owner that the street was a 50 ft. street. The Herring's did not care which width was correct but felt it should be settled one way or the other so the property owners would know for sure. This matter was turned over to Mr. Liskey, Mr. Workman and Mr. Hillsman to settle.

A request from Mr. Elwood Shifflett was brought before the council in which he wanted to know if the town would service him with water if he put in a trailer court on his property outside the town limits. This matter was turned over to Mr. Flory and his committee.

It was reported that Mr. Randall Dean had purchased a corner lot from Mr. Flory which he plans to use to stock lumber and would like to build an overflow bridge across Elk Run. The council agreed that it would be all right with them as long as it doesn't cause the creek to back up, but suggested that Mr. Dean check with the state due to the changes in the highway.

There was a further discussion in regards to fencing the dump, putting a gate on it and having George Collier supervise it. No action was taken as it was felt further study was needed.

Mr. Flory reported that he felt an agreement should be drawn up in regards to the Water Line to the Junior Order Park.

Chief Stevens suggested that the 25 mile speed limits in town be raised to 30 miles per hour. The Police Committee was asked to study this request.

Mr. Thompson reported that the Norfolk and Western Railroad had been contacted in regards to leasing the property in front of the Blue and Gray Hotel and that they want a 30 day release clause in the contract which would not be desirable. Mr. Hillsman was asked to continue working toward a desirable contract.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to accept the following ordinance:

Sec. 17-~~130~~ 129. MOTORCYCLE SAFETY GLASSES, GOGGLES OR WINDSHIELDS, FOOT RESTS AND SEATS

A person operating a motorcycle, as defined in paragraph (14) of 46 1-1 excluding four-wheeled and three-wheeled vehicles, shall ride only upon the permanent and regular seat attached to the motorcycle, and such operator shall not carry any other person, and no other person shall ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the rear or side of the seat for the operator, if such motorcycle is designed to carry more than one person, it shall also be equipped with a foot rest, for the use of such passenger.

A person operating a motorcycle shall wear safety glasses or goggles or have his motorcycle equipped with safety glass or s windshield at all times while operating said vehicle. The Superintendent of State Police within one year from the enactment of this bill establish standards for windshields and glasses or goggles set forth herein. Failure to wear glasses or goggles shall not constitute negligence per se in any civil proceeding.

AMENDMENT TO RECKLESS DRIVING

(d-1) Drive any motor vehicle, including any motorcycle, so as to be in and parallel to another vehicle in a lane designed for one vehicle, or drive any motor vehicle, including any motorcycle, so as to travel parallel to any other vehicle traveling in a lane designed for one vehicle, provided, however this subsection shall not apply to any validly authorized parade, motorcade or motorcycle escort.

Any person, although not engaged in a race as defined in 46 1-191 who aids or abets any such race, shall be guilty of a misdemeanor.

The Council of the Town of Elkton, Virginia hereby declares an emergency to exist and those ordinances shall be in full force and effect from the 12th. day of July, 1968.

Mr. A. R. Thompson moved, seconded by Mr. I. L. Flory III and carried to approve the Second Reading of the following ordinance:

Section 15-13A Automobile Washing, etc.
The license tax on each vehicle washing, cleaning or polishing business shall be $20.00.

There was a discussion on changing the name of Spotswood Trail. This was turned over to the Planning Commission to study.

Mayor Hensley reported that we have the lease from the School Board for the property in Memorial Park and that it excludes the pumping station and the Scout Hut.

Mr. A. R. Thompson moved, seconded by Mr. I. L. Flory III and carried to approve the agreement with the School Board.

As there was no further business, the meeting adjourned.

Deferred Business:

Custodian for dump
Sewer-North Avenue Area
Filtering Water System
Playground Equipment-Memorial Park
Ordinance-Uniform Closing Law
Water-Trailer Court
Raising Speed Limit - 25 Mile Zone
Contract-Railroad Property

APPROVED: Welty H. Hensley
Mayor Welty H. Hensley

RECORDER: Norma R. Leap
Norma R. Leap, Clerk