REGULAR
COUNCIL MEETING
January 12, 1976

The regular meeting of the Elkton Town Council was held Monday, January 12, 1976 at 8:00 P.M. in the Council Chambers with the Mayor, H. Ditman Flory presiding. The following council members were present: Mr. C. E. Dean, Mr. R. R. Dean, Mr. R. J. Lough, Mr. W. H. McGahey and Mr. W. P. Suiter. Mr. H. A. Leet was absent. Mr. Fred Cloonan, Jr., Patrolman, Mrs. Norma Leap, Clerk, Mr. Gerald Monger, Superintendent and Mr. R. Bruce Wiles, Town Attorney were also present.

Mr. C. E. Dean opened the meeting with prayer.

Mr. W. P. Suiter moved, seconded by Mr. R. J. Lough and carried to approve the minutes of the regular meeting December 8, 1975 as written.

Mr. R. J. Lough moved, seconded by Mr. W. P. Suiter and carried to approve the minutes of the special meeting December 11, 1975 as presented.

Mr. W. P. Suiter moved, seconded by Mr. W. H. McGahey and carried to approve the minutes of the special meeting December 22, 1975 as written.

Mr. W. H. McGahey moved, seconded by Mr. R. R. Dean and carried to approve the minutes of the special meeting December 29, 1975 as corrected.

Mr. Suiter reported that he had not received the fossil fuel rate for the month.

Mr. R. J. Lough moved, seconded by Mr. W. H. McGahey and carried to approve the Finance Report for December.

Mr. R. J. Lough reported that most of the $4000.00 appropriated in the budget for repairs to town property will be used by the time the police station is completed. He stated that he will study the budget to see if he can come up with some extra money to be used for repairs. Some of the smaller projects will not cost too much.

Mr. C. E. Dean reported that he had been in contact with the Michie Publishing Company and they will edit and publish our ordinances but will not do the editing without publishing also. In order to give us a price we have to furnish Michie with copies of the new ordinances which have been passed and those amended. Mrs. Leap is in the process of preparing these.

It was suggested that council consider waiting until the new budget goes into effect before bringing the ordinances up to date and the money set aside for this in the present budget could be used for repairs while we have the carpenter available.

Mr. Dean reported that work is being done on a drainage ordinance and work also needs to be done on the ordinance regarding automatic electric rate increases when the town receives an increase in their rates.

Mr. R. R. Dean reported that Mr. Ziegler, Principal of the Elkton Elementary School, had ask him to see if the Town Council would agree to widen the sidewalk and pay half the cost from the old high school building to Warren Avenue.

After some discussion, Mr. Monger was asked to get prices on widening the sidewalk two feet and also on putting in a completely new sidewalk.

Mr. Monger reported that before the Step II Applications can be sent in, the council needs to adopt resolutions for compliance with user charge, industrial cost recovery and sewer system ordinance requirements.

Mr. R. J. Lough moved, seconded by Mr. W. H. McGahey and carried unanimously to adopt the following resolutions proposed by Arthur Beard Engineers:

Sewer Use Charge System

If the EPA should disapprove the present system, then the Town of Elkton will revise the system to conform with 40CFR 35.935-13 according to the following schedule and that said system will be maintained:

1. User charge system to be redrafted and submitted to EPA for preliminary review and comment with 60 days after acceptance of the Step III grant offer.

2. Submission of revised user charge system to appropriate governmental entity(ies) for adoption within 90 days of receipt or EPA's comment on draft.

3. Adoption of revised user charge system by appropriate governmental entity(ies) within 60 days after submission for adoption.

4. Submission of adopted revised user charge system to EPA for review and approval within 60 days after adoption of system.

Industrial Cost Recovery

No significant industrial users presently use the Elkton sewer system. However, the Town of Elkton will develop and maintain an industrial cost recovery system which shall require all present and future industrial users to pay that portion of the grant amount allocable to the treatment of wastes from such users in conformance with 40 CFR 35.928. The system will be developed prior to 50 percent payment of the Step III grant award.

Sewer Use Ordinance

The Town of Elkton will develop and adopt a sewer system ordinance in accordance with EPA rules and regulations prior to 50 percent Step III grant payment.

Mr. Monger reported that Arthur Beard Engineers need to have three more water tests at three other locations made before they can complete the water study. He had prices of $612.00 from one firm and $545.00 from another.

Several of the councilmen could not see the need for these tests or understand the extra cost. This matter was turned over to the Water and Sewer Committee for further study.

Mr. Monger reported he had not heard anything from Mr. Tremble of Skyline Cablevision.

Mr. Suiter reported that Mr. Ageon had informed him that the town does not have an amp recorder and he felt we should have one. The cost of this recorder would be approximately $240.00.

Mr. W. P. Suiter moved, seconded by Mr. R. J. Lough to purchase a 24 hour amp recorder at an approximate cost of $250.00 to be paid from the Elkton Electric System Fund. The vote was recorded as follows:

C. Dean	- yea	W. McGahey	- yea
R. Dean	- yea	W. Suiter	- yea
R. Lough	- yea		

Mr. Monger reported that the Elkton Volunteer Fire Company will have their annual supper January 23, 1976 at 7:00 P.M. at the Elkton Elementary School and the Mayor, Councilmen and their wives are invited.

Mr. R. J. Lough moved, seconded by Mr. C. E. Dean to approve the First Reading to purchase a reconditioned Model 191 3M Copier at a cost of $995.00, less trade in on our present machine of $175.00, at a cost of $820.00. The vote was recorded as follows:

C. Dean	- yea	W. McGahey	- yea
R. Dean	- yea	W. Suiter	- yea
R. Lough	- yea		

Mr. R. J. Lough moved, seconded by Mr. W. P. Suiter and carried unanimously to discontinue doing outside copy work for individuals.

Mr. Monger reported that he had written a letter to the Virginia Municipal League and had found that approximately fifty-six communities within the State do put flouride in their water.

Mr. R. R. Dean reported that he felt the town should consider doing some sidewalk repairs in the spring as some of the walks are getting in bad shape.

Mayor Flory told council he felt they should discuss and decide what they plan to do regarding annexation. He pointed out three possible reasons the County is delaying. (1) They could be considering a different form of government which could call for some type of merger. (2) They could be waiting on the County Plan. (3) They could be waiting on an impact study. He felt the town should not wait for someone else to tell them when or where they should annex. He felt the town should pursue the annexation now and not wait. Mr. McGahey suggested the council study this and be prepared to make a decision by the next meeting. Mr. Wiles suggested that the town write a letter to the Board of Supervisors to see what they plan to do and when the town can expect an answer. Mayor Flory said he would send this letter.

Mayor Flory reported that Mr. Wilkins of James C. Wilkins & Associates Inc. ask him to see if the council would be interested in accepting the ninety acres of free land (fifty of which would be in one tract) even if the area is not annexed. Council felt a further study should be made before making any decision.

Mr. C. E. Dean reported that he had approached the individual council had requested him to see regarding purchasing five acres of land and that he is not interested in selling. He did say however that if the town could not come up with some other solution without it being so costly he would talk with them again. Mr. Monger was asked to contact Gary Nickerson to have him work up prices on another location and also it was suggested that Mr. Dean talk with the individual on two acres rather than five.

Mr. W. H. McGahey moved, seconded by Mr. W. P. Suiter and carried to go into Executive Session to discuss employees.

Mr. W. H. McGahey moved, seconded by Mr. W. P. Suiter and carried unanimously to go from Executive Session back into Regular Session.

As there was no further business, Mr. W. H. McGahey moved, seconded by Mr. R. J. Lough and carried to adjourn.

MAYOR: H. Ditman Flory Mayor
H. Ditman Flory, Mayor

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