REGULAR
COUNCIL MEETING
December 8, 1980

The regular meeting of the Elkton Town Council was held December 8, 1980 at 8:00 P.M. in the council chambers with the Mayor Maurice W. Lough presiding. The following council members were present: V. L. Cook, Jr., S. P. H. Flick, L. C. Life, C. A. Schumacher, and R. L. Snow. Norma Leap, Clerk, Gerald Monger, Superintendent, and Bruce Wiles, Attorney were also present.

Mayor Lough opened the meeting with prayer.

The minutes of the regular meeting November 10, 1980 and the special meetings November 19th and 22nd were approved as presented.

Mr. Cozart of Nutech Corporation came before council. He stated that they are proposing to build an apartment complex in the Town of Elkton which would be financed by FmHA. It will be a twenty-four unit family housing development with the apartments having two or three bedrooms and will rent at approximately $190.00 a month. They will be located at the corner of "F" Street and North Avenue. Jackson Avenue runs around this area also. He stressed the fact that these are not low income housing. They will be built by Nutech, owned and looked after by Nutech. They need to know from the town that sewer and water is available, there is adequate police and fire protection, will need ingress and egress permits from the town, need to know there is adequate visibility for the speed in the area and basically the support of the local officials. One problem they have is there is a proposed alley running through the back of the property which they need to eliminate and would be willing to buy the land.

Mayor Lough stated that council could not make any decision tonight but suggested, and council agreed, that this be turned over to the Planning Commission for their recommendations.

Mr. Monger reported that he has received a report from Robert W. Esenberg of Virginia Beach who reviewed our present insurance policies and the quotations received from the two agents. Mr. Monger distributed copies to the council of Mr. Esenberg's report and recommendations. Mr. Monger also distributed to council copies of a letter from the Department of Health regarding fluoridation and the next steps to take in procuring grant funds. This letter has not come before the Water and Sewer Committee as yet.

Mr. Monger reported that they are still having some problems on easements on the Clover Lane Project; they are getting them signed now and it will probably be Spring before this project is started due to the weather. He reported that the Sewerage Treatment Plant is about 78% complete, ShenElk Plaza is completing a few more stores and the Christmas lights are set to be turned on this Friday.

Mrs. Leap presented the Finance Report.

Councilman Flick gave each member of council a budget summary for the first four months of the year and reported that the matter of changing our accounting system as recommended by our auditors has not been forgotten. Mrs. Leap has asked for prices but as yet has not received them. Prices will be obtained, hopefully by the next meeting.

Councilwoman Life asked Mr. Wiles if the deed has been received on the old Gable's property and he stated he was not aware of it being received. She stated they would have to wait until we officially receive the property before discussing it further.

Councilwoman Life reported that she was sure everyone was aware of the misfortune suffered by Lucky and Joan Sigafoose Saturday when fire destroyed a portion of their home. They have asked her to present a request to council to allow them to place a trailer at the side of their home for them to live in while their home is being repaired. This should take approximately three to four months if all goes well. Councilwoman Life pointed out that we do have an ordinance prohibiting trailers, but had allowed the trailer in Elkwood to be used as a Sales Office for a period of one year.

Councilwoman L. C. Life moved, seconded by Councilman R. L. Snow to grant a variance to Section 9-3-61 to allow Lucky and Joan Sigafoose to place a trailer at the side of their present home, to live in while their house is being repaired, for a period not to exceed six months.

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Mr. Wiles pointed out that in order to comply with our ordinances, it would require an amendment to the ordinance to allow the Sigafoose's to place a trailer beside their present home. After further discussion, Councilwoman Life decided to let her motion stand as presented. In the meantime the Ordinance Committee will meet and bring back any further recommendations at the January meeting.

The vote on the motion was taken and recorded as follows:

V. Cook	- yea	C. Schumacher	- yea
S. Flick	- yea	R. Snow	- yea
L. Life	- yea		

Councilwoman Life read a letter dated November 26, 1980 from Larry R. Harvey which stated that he was withdrawing his application as Chief of Police after reconsidering a requirement of moving to Elkton and receiving calls from citizens of Mt. Jackson asking him to stay on as Chief of Police there.

Councilwoman Life presented the name of James F. McIntyre as the applicant recommended by the Public Safety Committee for Chief of Police. He would be on a one year probation and recommended he be appointed Acting Chief until he meets the residence requirements. The committee is satisfied with his qualifications.

Councilwoman L. C. Life moved, seconded by Councilman V. L. Cook Jr. to hire James F. McIntyre as Acting Chief of Police and after meeting residence requirements would be named Chief of Police. The vote was recorded as follows:

V. Cook	- yea	C. Schumacher	- yea
S. Flick	- yea	R. Snow	- yea
L. Life	- yea		

Councilwoman L. C. Life moved, seconded by Councilman R. L. Snow to approve on Second Reading the transfer of $1000.00 from Wages in the Public Safety Budget and reappropriate it for Overtime in the same budget. The vote was recorded as follows:

V. Cook	- yea	C. Schumacher	- yea
S. Flick	- yea	R. Snow	- yea
L. Life	- yea		

Councilwoman Life reported that they are still going to need more in the Overtime area. After the police force is back to full strength this problem should clear up. It was decided rather than have another meeting before January for a Second Reading they would only reappropriate what could be done on one reading and make final adjustments in January.

Councilwoman L. C. Life moved, seconded by Councilman V. L. Cook Jr. and carried to transfer $450.00 from Wages in the Public Safety Budget and reappropriate it for Overtime.

Councilwoman Life reported that we have found out that we are eligible for a Ceta employee in the Public Safety area. There will be some schooling necessary for the officers, and possibly the Acting Chief, who were just hired and we could use a Ceta employee. A decision will have to be made within ten days if we want a Ceta employee.

Councilwoman L. C. Life moved, seconded by Councilman V. L. Cook Jr. to delegate the authority to the Public Safety Committee and Acting Chief to hire a Ceta employee when and if one becomes available.

Councilman Flick stated he would like it understood that this is not a permanent position but that the town is taking advantage of this service due to a need at the present time.

The vote was taken on the motion and was recorded as follows:

V. Cook	- yea	C. Schumacher	- yea
S. Flick	- yea	R. Snow	- yea
L. Life	- yea		

Councilman Flick asked each council member to look over the insurance recommendations by Mr. Esenberg of Virginia Beach carefully before the next meeting and he will bring up a name of an insurance man who is willing to act as the town's advisor on insurance.

Councilman Cook reported that he has checked with Myers Ford on the police car which is on order. The reason they say it is taking so long is that EPA has to approve the engines that go into these cars and the V-8 engine has not been approved as yet. The six cylinder engine has been approved. We can get the six cylinder in a police package and could probably get a delivery date from Ford Motor Company in a few days. The six cylinder probably will be cheaper and the police department is willing to go with a six cylinder engine.

Councilman V. L. Cook Jr. moved, seconded by Councilman R. L. Snow to go with a six cylinder automobile and go back and take bids on a six cylinder automobile. After some discussion on the previous bids and contract obligations, Councilman Snow withdrew his second and Councilman Cook his motion.

Council authorized Councilman Cook to check with Myers Ford and if the price on a six cylinder automobile with a police package is below or equivalent to the price we originally approved and they can give us a delivery date of four to six weeks go ahead and order the automobile. If not, we will resubmit for bids.

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Mr. Wiles brought to council's attention provisions in the code regarding facilities for the handicapped. The code requires the governing body to prescribe standards for design, construction and alterations of buildings, when using municipal funds, to insure that the physically handicapped will have ready access to the use of such buildings. This matter was turned over to Mr. Monger and he was asked to take this to the Ordinance Committee.

Mr. Wiles asked if any council member has any interest in his suggestions which he had sent to each council member regarding charter changes. No action was taken on this at this time.

Mayor Lough passed out individual slips of paper to each council member regarding the appointment of a new council member to replace Fred Bennett or waiting and having a special meeting next Monday night. The paper read as follows: "Please vote with an X side of your choice. A majority of three is necessary to make a decision. The Mayor will confer with the attorney for verification of the vote. When the decision is announced there will be no mention of the count, no other names mentioned and the ballots will then be destroyed. If there is no clear majority, then a special meeting will be called for next Monday to make a decision."

The Mayor announced that Lowell W. Winegard will be the new council member and will take office immediately following the meeting.

The meeting was again opened for input from the citizens.

Mrs. Shirley O'Byrne spoke in opposition to the proposed apartment complex in the area of "F" Street and North Street and asked council not to allow apartments in this area.

Mayor Lough stated that those opposed will have plenty of time to review the information available on the proposed apartments and voice their opposition before any action is taken by council.

Mr. Norris Shifflett, Mr. Joseph Amrheim and Mrs. Ruth Brooks all spoke in opposition to apartments at this particular location. The access in and out of the property was one point mentioned as it is rather poor already. The need of repairs to North Street was also mentioned and it was felt extra vehicles due to an apartment complex would not improve this situation.

As there was no further business, the meeting adjourned.

MAYOR: Maurice W. Lough
Maurice W. Lough, Mayor

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