SPECIAL
COUNCIL MEETING
June 26, 1980

A special meeting of the Elkton Town Council was held June 26, 1980 at 8:00 P.M. with the Mayor, Charles E. Dean presiding. The following council members were present: R. R. Dean, S. P. H. Flick, H. D. Flory, B. B. Holt, L. C. Life and C. A. Schumacher. Charles Lawhorne, Chief of Police, Norma Leap, Clerk, Gerald Monger, Superintendent, and Bruce Wiles, Attorney.

Councilman R. R. Dean moved, seconded by Councilman B. B. Holt to approve on Second Reading to increase the Real Estate tax rate from 12¢ to 13¢ per one hundred dollars of assessed value and to leave the Personal Property tax rate at 75¢ per one hundred dollars of assessed value. The vote was recorded as follows:

R. Dean	- yea	B. Holt	- yea
S. Flick	- yea	L. Life	- yea
D. Flory	- yea	C. Schumacher	- yea

Councilman R. R. Dean moved, seconded by Councilman B. B. Holt to approve on Second Reading the following 1980-81 Budget appropriations:

GENERAL GOVERNMENT

Wages	$ 23,000.
Advertising & Notices	200.
Auto License	500.
Convention	2,000.
Donations	175.
Elections	500.
Employer's Share Retirement	7,552.
Unemployment Tax	150.
Payroll Taxes	14,200.
Fuel Oil	9,000.
Insurance & Surety Bonds	10,500.
Legal and Auditing	5,000.
Misc. & Upkeep on Machines	3,500.
Office Supplies & Postage	4,700.
Ordinances	500.
Repairs Town Property	3,000.
Telephone	250.
Zoning Board	100.
Office Equipment	500.
Planning Commission	150.
Council Expenses	300.
	$ 85,777.

ELECTRIC

Wages	$ 22,875.
Current Purchases	530,000.
Insurance	1,249.
Truck & Equipment Upkeep	2,500.
Miscellaneous	4,500.
Supplies	7,500.
	$568,624.

WATER

Wages	$ 21,439.
Truck & Equipment Upkeep	2,224.
Miscellaneous	912.
Supplies	6,480.
Royalty	2,000.
Insurance	1,014.
	$ 34,069.

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SEWER

Wages	$ 10,664.
Truck & Equipment Upkeep	1,207.
Miscellaneous	1,200.
Supplies	4,000.
Insurance	861.
	$ 17,932.

Sewer Plant

Labor	$ 16,550.
Office Expense	800.
Insurance	750.
Account, Legal, Other	1,250.
Fuel, Gas, Oil	1,408.
Repairs to Facilities & Equipment	1,250.
Utilities	8,575.
Misc. Materials & Supplies	3,000.
Debt Service	10,434.
Sinking Fund	3,130.
	$ 47,147.

TOTAL SEWER	$ 65,079.

GARBAGE

Wages	$ 13,994.
Truck & Equipment Upkeep	3,807.
Miscellaneous	425.
Supplies	770.
Insurance	1,485.
Private Hauler	8,464.
	$ 28,945.

STREETS

Wages	$ 25,766.
Truck & Equipment Upkeep	2,466.
Miscellaneous	551.
Supplies	26,526.
Insurance	1,451.
	$ 56,760.

PUBLIC SAFETY

Wages	$ 88,472.
Overtime	4,000.
Insurance	6,000.
Jail Fees	450.
Vehicle Upkeep	9,000.
Radio & Radar Upkeep	1,000.
Miscellaneous	800.
Supplies	1,700.
Telephone	900.
Uniforms	1,000.
	$113,322.

The vote was recorded as follows:

R. Dean	- yea	B. Holt	- yea
S. Flick	- yea	L. Life	- nay
D. Flory	- yea	C. Schumacher	- yea

Councilman Holt reported that in regards to the matter of the request by Mrs. Tschiniak for a permit to operate a "Home for Adults", at the last meeting he had moved that council hold off on this request until they had the opportunity to consider two items. The items were the sewer situation and the matter of additional liability. Councilman Holt stated he has discussed the sewer situation with Mr. Monger and the problem here is not a problem that wouldn't arise if you put a similiar facility anywhere in town. Councilman Holt said that while he did have some concern for the sewer situation, it has been considerably allayed

and his concern is not strong enough for him to vote against the "Home for Adults". He also had talked with our attorney and feels there is no unusual problem as far as liability is concerned. He pointed out one item in Mr. Monger's memorandum in which Mr. Monger discussed the problem of the sprinkler system and his feeling that there might be a requirement for a larger line. It is Councilman Holt's understanding that Mrs. Tschiniak and her group have made arrangements for the sprinkler system that will meet all the requirements as far as the Fire Marshall is concerned. Councilman Holt felt the council should make it quite clear and a matter of record right now that in issuing a permit it will in no way obligate the town to lay an additional or heavier line to provide the water for the sprinkler system. Council was in agreement with this.

Councilman B. B. Holt moved, seconded by Councilman R. R. Dean that the town authorize a special permit for Mrs. Freda Tschiniak to operate a "Home for Adults".

Councilwoman Life mentioned the previous things that have bothered her and still bother her about this request. They were the location due to traffic, the Health Department being able to step in, perhaps even more quickly than otherwise, because of the sewage problem and the water lines possibly having to be enlarged, but with Mrs. Tschiniak bearing this expense, Councilwoman Life stated this relieves her a great deal as far as the water lines are concerned. She feels there is a need for a "Home for Adults" in Elkton but she is not sure this is the ideal location. The other thing which concerned her was the people in the neighborhood being opposed and their concern for their neighborhood. She stated she could not vote for this permit.

Councilman Flory stated that this was the toughest decision he has ever had to make on council and he has given it a lot of thought. The main thing that has concerned him and he has never really found an answer for it, is why have a Public Hearing, the people come in and are opposed, yet council's job is to make a decision and has to go against these peoples wishes. Councilman Flory felt there has to be something wrong with the system. He stated that he is very sympathic with the people in the area but at the same time he has always maintained that Mrs. Tschiniak runs a good ship. He stated that he has to vote his convictions and that he feels council has driven a hard bargain and given as much protection as is allowable by law. With this in mind, Councilman Flory stated he would have to vote to grant the permit.

Councilman Dean stated that it is hard for him also to vote against the majority of the people in this area that are against this request. He pointed out that many times people ask why Elkton can't have the facilities that other places have and he feels a "Home for Adults' is needed and why should people have to go somewhere else for this service. As far as traffic is concerned he feels if you consider the Sunday traffic, the Wednesday traffic, wedding and funeral traffic that will no longer be there, the traffic will not be a problem. As far as the sewage problem is concerned, he pointed out that approximately 300 to 350 students will be leaving here next year and going to Spotswood Senior High and this will put less strain on the line and also IGA, who used a lot of water in their coolant system, has moved and no longer have such a water usage, thus putting less pressure on the lines. He stated that the "Home for Adults" will not be over three average homes and with the town, or someone, spending a quarter of a million on a new sewer plant, could we turn down three new homes. Councilman Dean stated he would have to vote for the permit.

Councilman Holt pointed out that the council had talked about conditions. There were two things which they had considered which are actually a part of the State Code but he still feels should be part of our conditions. One, a "Home for Adults" is one which would be licensed by the State Department of Welfare. Two, also the regulations governing "Homes for Adults" require that any resident who becomes disturbed and unmanageable to the extent that there is immediate danger to that residence or others shall be removed and can no longer stay in that residence.

Councilwoman Life asked Mr. Monger what amount of money were they talking about when they said Mrs. Tschiniak would take care of the water line. Mr. Monger stated that if she has to run a larger line it could run as much as $10,000.00. Councilwoman Life asked if she was correct that this is a condition Mrs. Tschiniak will assume. Councilman Holt stated that this had already been discussed and made a matter of record that the town would not be under any financial obligation to provide additional water lines to operate a sprinkler system.

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Councilman Flory asked Mr. Wiles if there is any way legally to impose a time limit on this special permit and Mr. Wiles stated that there was not.

The vote was recorded as follows:

R. Dean	- yea	B. Holt	- yea
S. Flick	- yea	L. Life	- nay
D. Flory	- yea	C. Schumacher	- yea

Councilman R. R. Dean moved, seconded by Councilman B. B. Holt to grant the following pay raises:

	FROM	TO
Engle	Step 4	Step 6
Leap	Step 5	Step 7
Monger	Step 6	Step 8
Berry	Entrance	Grade 1, Step 1
Frey	Grade 3, Step 3	Grade 3, Step 4
Herring	Grade 1, Step 3	Grade 1, Step 4
Lam	Grade 1, Step 1	Grade 1, Step 1
E. Shifflett	Grade 1, Step 3	Grade 1, Step 4
O. Shifflett	Grade 2, Step 3	Grade 2, Step 4
Thomas	Grade 2, Step 2	Grade 2, Step 3
Curtis	Step 1	Step 2
Kite	Step 1	Step 2
Meadows	Step 1	Step 2
Messerley	Step 1	Step 2
Lawhorne	Step 4	Step 6
Ball	Step 1	Step 4
Harman	Step 1	Step 4
Helsley	Step 4	Step 6
Sager	Entrance	Step 3

Councilman Flick asked why some were getting two or three step raises and some only one and the Mayor stated it had to do with the difference in the steps. Councilwoman Life stated this is why she has not voted for the budget.

Councilman Flory stated that is was set up years ago and felt that council does not know the employees better than the Department Heads and the Department Heads have the discretion to distribute their budgeted salaries among the employees in their area as they feel is deserving. If a raise goes over one step then it must come before council. The higher raises are suggested because of inflation. Councilwoman Life pointed out that some of the increases are over 10% and this was exactly why she has voted against the budget as a whole. She feels that if there is any way they can save the town and yet keep our employees that is what she hopes can be done.

Councilman Flory stated he is not against people having raises, that the town is fortunate to have good employees and get by with as few as they do and that if there is a flaw in the pay system it is up to the next council to find it.

The vote was recorded as follows:

R. Dean	- yea	B. Holt	- yea
S. Flick	- yea	L. Life	- nay
D. Flory	- yea	C. Schumacher	- yea

Councilwoman Life pointed out that Councilman Holt has served on council four years, Councilman Dean eight years, Councilman Flory four years as councilman and two years as mayor and Mayor Dean four years as councilman and two years as mayor. She stated that she wanted to commend them for their years of service. She felt everyone should have the opportunity to serve the public and that each one of these men have her applause.

As there was no further business, Councilman Holt moved to adjourn.

MAYOR: Charles E. Dean
Charles E. Dean, Mayor

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