REGULAR
COUNCIL MEETING
June 24, 1985

The regular meeting of the Elkton Town Council was held June 24, 1985 at 8:00 P.M. in the council chambers with the Mayor Charles E. Dean presiding. The following council members were present: R. E. Davis, S. P. H. Flick, B. B. Holt, H. A. Leet and L. C. Life. H. W. Leap was absent. Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent, and Warren Pence, Acting Chief were also present.

Councilwoman L. C. Life moved, seconded by Councilman S. P. H. Flick and carried to approve the minutes of the public hearings May 13, 1985 and June 14, 1985, the regular meeting May 13, 1985 and the special meetings June 5, 1985 and June 14, 1985.

Mr. Monger reported that the tennis courts should be finished by July 1st. He also reported that they have not started on the sewer on the upper end of east Rockingham Street but they do have the necessary easements. He brought council up to date on the fluoride and storage buildings.

Councilman S. P. H. Flick moved, seconded by Councilman B. B. Holt and carried to approve the Finance Reports for the months of April and May.

Councilman S. P. H. Flick moved, seconded by Councilman B. B. Holt to approve on Second Reading the 1985-1986 Budget.

1985-1986
BUDGET

EXPECTED REVENUE	
General Fund	$ 321,794.00
Utility Accounts	
Electric Department	$ 938,255.00
Water Department	75,820.00
Sewer Department	130,175.00
	$1,144,250.00
Repo Account Funds	$ 50,000.00
TOTAL REVENUE	$1,516,044.00
EXPECTED DISBURSEMENTS	
General Fund	
General Government	$ 30,976.00
Garbage Department	79,470.00
Street Department	100,879.00
Public Safety	175,579.00
	$ 386,904.00
Utility Accounts	
Electric Department	$ 839,400.00
Water Department	90,462.00
Sewer Department	193,258.00
	$1,123,120.00
Capital-Tennis Courts	$ 6,000.00
TOTAL DISBURSEMENTS	$1,516,024.00

Councilwoman Life presented a petition which a Mr. Merica who lives on Chicken Hill had brought to her house signed by 31 persons protesting against raising the utility rates against the elderly and low income people. She stated that he did not understand that there is not going to be an increase in the sewer rate and that

he seemed to feel better when he found this out. She requested that the newspaper reporters try to clarify this in their news articles.

The vote on the motion was recorded as follows:

Davis	- yea	Leet	- yea
Flick	- yea	Life	- yea
Holt	- yea		

Councilman S. P. H. Flick moved, seconded by Councilman B. B. Holt to approve on Second Reading the 1984-85 Budget transfers and additional appropriations as presented and printed in the minutes of the special council meeting June 5, 1985. The vote was recorded as follows:

Davis	- yea	Leet	- yea
Flick	- yea	Life	- yea
Holt	- yea		

Councilman S. P. H. Flick presented the following First Reading on the 1985-86 Budget appropriations:

DISBURSEMENTS
1985-1986 BUDGET

GENERAL FUND

General Government	
Wages	$ 12,000.00
Ads	250.00
Auto Tags	600.00
Meetings	950.00
Utilities & Fuel	4,200.00
Insurance	2,400.00
Legal & Audit	1,300.00
Miscellaneous	725.00
Repairs-Equipment	450.00
Repairs-Property	1,000.00
Supplies & Equipment	2,500.00
Telephone	400.00
Office Equipment	500.00
Payroll Taxes	941.00
Retirement	810.00
Sinking Fund	1,200.00
Ordinances	500.00
Zoning	100.00
Planning	150.00
	$ 30,976.00
Capital-Tennis Courts	$ 6,000.00
Garbage Department	
Wages	34,400.00
Ads	50.00
Meetings	925.00
Utilities & Fuel	925.00
Insurance	4,400.00
Legal & Audit	1,275.00
Miscellaneous	500.00
Repairs-Equipment	575.00
Repairs-Property	800.00
Supplies & Equipment	2,550.00
Telephone	100.00
Office Equipment	475.00
Payroll Taxes	2,700.00
Retirement	2,350.00
Vehicle Maintenance	3,425.00

Uniforms	$ 200.00
Private Hauler	7,350.00
Sinking Fund	----
Debt Service	16,470.00
	$ 79,470.00

Street Department	
Wages	$ 32,550.00
Ads	50.00
Meetings	1,000.00
Utilities & Fuel	14,000.00
Insurance	4,100.00
Legal & Audit	1,300.00
Miscellaneous	1,500.00
Repairs-Equipment	4,400.00
Repairs-Property	1,000.00
Supplies & Equipment	31,829.00
Telephone	200.00
Office Equipment	500.00
Payroll Taxes	2,550.00
Retirement	2,200.00
Vehicle Maintenance	3,500.00
Uniforms	200.00
	$ 100,879.00

Public Safety	
Wages	$ 112,745.00
Ads	100.00
Meetings	925.00
Utilities & Fuel	8,690.00
Insurance	9,625.00
Legal & Audit	1,275.00
Miscellaneous	1,950.00
Repairs-Equipment	3,925.00
Repairs-Property	500.00
Supplies & Equipment	5,875.00
Telephone	980.00
Office Equipment	350.00
Payroll Taxes	8,839.00
Retirement	7,610.00
Jail Fees	125.00
Vehicle Maintenance	9,800.00
Uniforms	1,950.00
Debt Service	315.00
	$ 175,579.00

TOTALS	$ 392,904.00

Electric Department	
Wages	$ 49,265.00
Ads	48.00
Meetings	925.00
Utilities & Fuel	3,435.00
Insurance	4,125.00
Legal & Audit	1,275.00
Miscellaneous	4,900.00
Repairs-Equipment	685.00
Repairs-Property	980.00
Supplies & Equipment	24,000.00
Telephone	195.00
Office Equipment	465.00
Payroll Taxes	3,865.00
Retirement	3,325.00
Vehicle Maintenance	4,125.00
Uniforms	195.00
Power Purchased	727,000.00
Technical Services	900.00
Sinking Fund	6,000.00
Debt Service	3,692.00
	$ 839,400.00

Water Department	
Wages	$ 35,800.00
Ads	48.00
Meetings	925.00
Utilities & Fuel	11,500.00
Insurance	3,050.00
Legal & Audit	1,275.00
Miscellaneous	925.00
Repairs-Equipment	1,175.00
Repairs-Property	950.00
Supplies & Equipment	13,250.00
Telephone	213.00
Office Equipment	475.00
Payroll Taxes	2,807.00
Retirement	2,417.00
Vehicle Maintenance	3,250.00
Uniforms	195.00
Sinking Fund	6,000.00
Royalties	1,400.00
Debt Service	4,807.00
	$ 90,462.00

Sewer Department	
Wages	$ 55,000.00
Ads	48.00
Meetings	925.00
Utilities & Fuel	22,800.00
Insurance	6,375.00
Legal & Audit	1,275.00
Miscellaneous	950.00
Repairs-Equipment	4,500.00
Repairs-Property	950.00
Supplies & Equipment	57,400.00
Telephone	950.00
Office Equipment	475.00
Payroll Taxes	4,315.00
Retirement	3,715.00
Vehicle Maintenance	3,725.00
Uniforms	195.00
Technical Services	900.00
Sinking Fund	6,260.00
Debt Service	22,500.00
	$ 193,258.00

TOTALS	$1,123,120.00

Councilman S. P. H. Flick moved, seconded by Councilwoman L. C. Life to write off the 1980 Taxes in the amount of $586.44 and the old utility accounts in the amount of $5,534.05. The vote was recorded as follows:

Davis	-	yea	Leet	-	yea
Flick	-	yea	Life	-	yea
Holt	-	yea			

Mayor Dean reported that the Dominion Bank in the Mick or Mack store has requested they be allowed to collect the town utility bills as the other two banks in town are doing. It would require the town to open an account with them and maintain a balance of $1,000.00.

Councilman B. B. Holt moved, seconded by Councilman H. A. Leet and carried to approve the following resolution:

RESOLVED, That an account or accounts be opened and maintained with the Dominion Bank, subject to the Bank's present and future regulations, in which funds of this corporation may be deposited subject to withdrawal or charge at any time, or in the case of time or savings accounts, subject to the withdrawal restrictions of applicable state or federal law and regulations; all withdrawals from demand, time and savings accounts to be upon instruments or orders for the payment of money when made, drawn or accepted by any one of the following officers or employees of this corporation: Treasurer that the Bank need not inquire into the circumstances of issuance of such instruments or orders or the disposition of proceeds, even if such instruments or orders are drawn or endorsed to the order of any person who made or accepted them or to bearer or cash or payable to the Bank or others for such person's account; that endorsements of deposited items or instruments may be made in writing or by stamp without designation of the person so endorsing, and that anyone affixing the corporation's endorsement may also waive demand, protest and notice of protest or dishonor.

RESOLVE, That these resolutions shall remain in full force and effect and the Bank shall be fully protected in acting thereon until written notice of their change or revocation has been duly given to and received by the Bank, and the Bank is authorized to accept, and the Clerk of the corporation shall from time to time provide his signed certificates of change of names of officers and other persons authorized to act hereunder in behalf of the corporation which certificates shall become a part of this resolution.

Mrs. Leap reported that the auditors had also suggested that if the town does not anticipate collecting the $8,000.00 loan which was made to the Diamond Jubilee that it be written off the books as a gift.

It was pointed out that the Stonewall Jackson house is the property of the town and when the Diamond Jubilee Committee was dissolved, the Elkton Historical Society was formed to continue the restoration of this house and all funds coming into this organization will be used for this purpose.

Councilman B. B. Holt moved, seconded by Councilwoman L. C. Life to write off the $8,000.00 loan as a donation. The vote was recorded as follows:

Davis	-	yea	Leet	-	yea
Flick	-	yea	Life	-	yea
Holt	-	yea			

Councilwoman Life reported that the Elkton Presbyterian Church does want to go along with the concrete work and will share in the cost on a 50-50 basis. Mr. Monger was instructed to go ahead with this project.

Mayor Dean stated that if we are going to do the work at the Elementary School we should try to do it before school starts.

Councilman Leet reported that his committee met with the County regarding the extension of sewer lines across the river. There were no supervisors at the meeting. They did have quite a discussion but could make no final committments. Some concessions were made on paper by both sides. The county representatives

were going to reword the agreement so as to be, hopefully, acceptable to both sides. It will then be taken before the Board for their approval or disapproval. Mr. Davenport stated he thinks the Board will be discussing this Wednesday.

Councilman Leet stated they still have received no reply from the State Water Control Board regarding our proposals on I & I.

Councilman Flick asked what the town's chances are regarding receiving any monies for funding this proposal.

Councilman Holt stated he has talked with some people who have talked with the Water Control Board and it does not appear that the town would have much chance of receiving any funding.

Councilman Holt presented the following report from the viewers appointed to consider the request by I. J. Conley concerning closing an alley and a street:

> "The appointed members of the review board, based on the following motion, make the following recommendations to the Elkton Town Council concerning closing an alley and a street.
>
> 1. Motion that the appointed viewers, members of the Planning Commission, recommend to the Elkton Town Council that the 15' wide alley that extends from the south side of "F" Street, 33.60' on the east side and 25.96' on the west side, and contains approximately 446.7 square feet be closed as per shown on Plat No. 84-1109 dated September 14, 1984. This recommendation should also include proper drainage easements.
>
> 2. Motion that the appointed viewers, members of the Planning Commission, recommend to the Elkton Town Council that the 60' wide Barkman Avenue that extends from the south side of "F" Street to a dead end be closed. Distance of the east side is approximately 120' and the west side approximately 95'. The east side borders Lots 1 - 2 - 3 Block E - Liberty Heights subdivision. The west side borders Lot 1 of I. J. Conley land and property known as the Flick property, shown on Rockingham County Land Map 131B2. Total square feet is approximately 6445. This recommendation should also include proper utility and drainage easements."

Councilman Holt stated that he agrees with the viewer's recommendation but there is no provision in the recommendation for proper payment for the land and he feels it is now the policy of the Planning Commission and Council that in the case of closing alleys or streets that those receiving the property should pay the town fair market value. After some discussion regarding how to go about determining fair market value, Councilman Holt agreed to try to get some free appraisals.

Councilman B. B. Holt moved, seconded by Councilman S. P. H. Flick to accept the recommendations of the Planning Commission and viewers in reference to closing this street and alley subject to payment of fair market value for the property by the recipient. The vote was recorded as follows:

Davis	- yea	Leet	- yea
Flick	- yea	Life	- yea
Holt	- yea		

Councilwoman Life stated she thought it might be a good idea for council to set a fee for viewers as we seem to be going through this procedure quite frequently. There was some discussion on fees but no definite action was taken.

Mayor Dean gave council members the opportunity to ask questions on the monthly police report.

Councilwoman Life thanked the police and maintenance departments for putting up the stop sign on Wirt Avenue. She also questioned if we were getting criminal checks on the teletype. Mayor Dean stated it would probably be six months before we can receive these.

Councilman Flick questioned the overtime in the police report and how it compares with past months. Mayor Dean stated it is up due to the force being down to three officers but he thinks it should be down next month as we are training two new officers.

Councilman Leet asked what has been resolved, if anything, on the dog issue. Councilman Holt stated in checking with our attorney, we can do what needs to be done under our existing ordinances. Councilman Leet suggested that the public be informed before we make any major change in our action. Councilman Holt stated that they are not actively working on a dog ordinance at this time.

Mayor Dean stated he was requested to bring before council the question as to what can be done if a property owner does not clean up his fence rows, etc? Councilwoman Life also questioned if we are enforcing the ordinance regarding inoperative vehicles, removing trash cans off the street, mowing lots, etc. that was suppose to go into effect. Councilman Holt stated he would speak with the Chief to see what is being done regarding enforcing these ordinances. Mayor Dean asked the Ordinance Committee to work on an ordinance to correct the problem of people not keeping their fence rows or property next to their neighbor cleaned and mowed.

Councilwoman Life asked if we were going to consider setting a fee for viewers, would this come under the Ordinance Committee? Mr. Davenport stated he felt we are going to be bound by what the State Code says and he will check into this.

A special meeting was set for Thursday, June 27th. at 8:30 P.M. to have the Second Reading on the 1985-86 Budget appropriations.

Councilman Flick asked council members to be thinking about the possibility of moving our regular meeting night from the second to the third Monday of each month.

As there was no further business, the meeting adjourned.

MAYOR: Charles E Dean
Charles E. Dean, Mayor

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