REGULAR
COUNCIL MEETING
July 17, 1989

The regular meeting of the Elkton Town Council was held July 17, 1989 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, B. B. Holt, R. B. Hutton and L. C. Life. H. W. Leap and R. L. Snow were absent. Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent and Warren Pence, Chief of Police were also present.

Mayor Dean reported that the Public Hearing scheduled for 7:30 P.M. was not held as there was no longer a need for the hearing.

Mr. Monger explained that Lawrence Miller had requested a subdivision of Lot 4, Section 3 on North Street. He has now sold the property, so he came in last week and withdrew his request.

Councilwoman L. C. Life moved, seconded by Councilman R. B. Hutton and carried to approve the minutes of the Public Hearing and Regular Meeting June 19, 1989 as presented.

Mr. Monger reported on a letter from Justice House in Roanoke. They are going to have a march for affordable housing for all people. They want to use Memorial Park to camp in one night as they march through on their way to Washington, D. C. They estimate they will have about 1000 people. Mr. Monger stated he had contacted Jim Olin's area office to get some information on this organization. They did not know anything about them so they contacted Roanoke and found out that Justice House does a lot of good in the Roanoke area and it was not something they would object to. The letter was originally sent to the Elkton Area United Service for them to contact the churches in the area to get food, etc. The Elkton Area United Services then contacted Mr. Monger as it involves the use of the park. The march will leave Roanoke the 15th. of September and plan to be in Washington on October 7th. They should come through here around the 29th. of September. Mr. Monger stated he didn't think it would interfere with any other activities in our area. There were no objections from council so this was left to the Mayor and Mr. Monger.

Mr. Monger presented an invitation from the Junior Order regarding their Annual Field Day Parade which will be held Friday evening August 4th. at 7:00 P.M. They requested council put a float in the parade and also invited council to ride in the parade.

Councilwoman L. C. Life moved, seconded by Councilman B. B. Holt and carried to put a float in the Junior Order Annual Field Day Parade at a cost not to exceed $350.00.

Mr. Monger reported that Rockingham County Schools have requested permission to put a mobile classroom at the Elementary School.

Councilman B. B. Holt moved, seconded by Councilwoman L. C. Life and carried to permit the Rockingham County Schools to place a mobile classroom at the Elkton Elementary School.

Mr. Monger reported that VMEA #1 has settled their court case and the association voted to pay Manassas the $100,000.00 which has been assessed against them. This will not require any additional funds from the towns. VMEA #1 plans to do some trial billing in August and in September or October they are going to try to buy the power from Virginia Power and we would then pay VMEA #1 for our power. We should save about $2,900.00 by going with the early billing.

Mayor Dean reported that the Rockingham County Municipal League will meet Wednesday, July 19, 1989 at 7:30 P.M. at the Mt. Crawford Ruritan Hall.

Mayor Dean reported on a letter from Alson H. Smith Jr. of the Virginia House of Delegates inviting council to a pool side reception of their Quad-State Meeting on August 1st. from 6:30 P.M. till 8:30 P.M. at the Holiday Inn (intersection of I-81 and Route 50) in Winchester. This will be the fourth annual meeting of legislators from Pennsylvania, Maryland, West Virginia and Virginia. Lt. Governor Douglas Wilder is expected to be their guest of honor.

Mr. Monger reported on the progress regarding the water problem on East Spotswood Avenue. Copper & Smith hope to have plans ready by the end of the week. They will be coming tomorrow to look at the other end of Spotswood as far as designing a storm sewer at Valley Lunch, sidewalks and the road in front of the Municipal Building.

Chief Pence presented the monthly Public Safety report.

Chief Pence reported that they had submitted bids on an automobile. He checked on three bids, the State bid, Myers Ford and Sheets Chevrolet. Sheets offered an automobile similar to what could be purchased on the State bid for a price of $1,100.00 under the State bid. The only difference between the cars is the size of the motor and the Chief stated he elected to go with the smaller motor to prevent some of the problems they have experienced in the past with the larger, heavy duty police cars. The Chief stated if no one has any objections he would go with Sheets Chevrolet with a bid for a new Chevrolet Caprice at a cost of $12,815.00. It will cost approximately $500.00 to have the lights and marking installed. There were no objections from council.

Chief Pence reported that what they would like to do, if there were no objections, is to utilize Alleen Dean as a daylight dispatcher to work alternate shifts with Deborah Curtis and to train her in the procedures for collecting bills at the window similar to what Deborah Curtis does. The advantage of this will be that by utilizing her the dispatchers will be working twelve hour shifts, three on, three off, and this will eliminate eight hours a week overtime that they normally have. Also, when either Deborah Curtis or Alleen Dean go on vacation there will be an individual trained to collect the bills all week and avoid that situation. There were no objections from council.

Chief Pence reported that the State has made money available for purchasing new SIRS radio equipment (State Integrated Radio System) which allows all law enforcement throughout the State to communicate with each other during emergency situations. The town has SIRS radio base and in the cars. The only problem is our equipment is extremely old and they are having some problems with the units, especially the two in the automobiles. They have applied for the grant to update our equipment and if we get the grant the town would have to pay only 7% of the cost. Chief Pence stated he felt the entire cost, even if they were fortunate enough to get a grant to replace the base station, would be around $5,000.00 so the Town would have to pay 7% of the $5,000.00.

Chief Pence reported that one of the dispatchers, Danny Conley, had resigned and they have rehired Dana Bailey who previously worked here as a dispatcher. She is already trained, State certified and will only need to be sent to a required four hour retraining session which they plan to do next month.

Chief Pence reported he anticipates taking a two week vacation somewhere around August 7th.

Councilman B. B. Holt moved, seconded by Councilwoman L. C. Life and carried to approve the Finance Report for the month of June.

Mrs. Leap reported that she and Mr. Monger checked with the banks regarding financing the equipment and truck purchased by the Maintenance Department. Farmers & Merchants Bank did not respond to the inquiry, Sovran Bank's interest rate would be 8.75% and First Virginia Bank-Planters rate would be 7.29%. Dominion does not finance through their branch bank.

Mr. Monger stated the equipment purchased was a farm tractor at approximately $12,000.00 and a sewer cleaner at $18,000.00. They also purchased a used line truck at a cost of $24,000.00. These totaled $55,126.28 and were budgeted to be repaid over a period of three years. There was some discussion regarding including the police car in with this also making the total to be financed at approximately $68,000.00.

Councilman B. B. Holt moved, seconded by Councilwoman L. C. Life to authorize the Town Treasurer to borrow $68,000.00 from the First Virginia Bank-Planters for a period of 36 months at an interest rate of 7.29% for the purpose of purchasing equipment for the Maintenance Department and a police vehicle for the Public Safety Department. The Treasurer was authorized to sign all necessary documents. The vote was recorded as follows:

Davis	-	yea	Hutton	-	yea
Holt	-	yea	Life	-	yea

Mr. Monger reported that plans are to install three more lights in the Elkwood area.

Councilman Hutton stated he felt it should have been brought back to council before deciding to put any more lights in Elkwood. Councilman Davis pointed out that the committee checked other areas and felt installing three more lights would make the Elkwood area comparable to the other areas in town.

Councilman Hutton questioned if at the end of Virginia Avenue and North Street wasn't in more need of additional lighting than Elkwood? Councilman Davis stated that if anyone makes a request, the committee would look into the request.

Councilwoman Life reported that the Street Committee met in June. They requested Mr. Monger to petition the State for a sidewalk on Stuart Avenue.

Councilwoman Life read a letter from Betty Engle, owner of Bee Jay Party and Gifts, requesting council to consider changing the time and hours which are posted on the signs located from Shengas to the Elkton Dry Cleaners. The signs presently read 10 minutes parking between the hours of 8:00 A.M. and 5:00 P.M. Mrs. Engle stated her shop, which is located between Shengas and the cleaners, is open until 7:00 P.M. She would like the hours to be changed to read 8:00 A.M. to 7:00 P.M. and the time 20 or 30 minutes. This would allow customers to visit the stores in this area without having to move their vehicles every ten minutes.

Mayor Dean pointed out that these signs were originally installed at the request of Elkton Dry Cleaners. After some discussion, it was decided that Mr. Monger should check with Mr. Goodson of the Elkton Dry Cleaners to see if he has any problem with the change and if not to change the hours to read 7:00 A.M. to 7:00 P.M. and the time to 30 minutes.

Councilman B. B. Holt moved, seconded by Councilman R. B. Hutton and carried to approve on Second Reading the following addition to the Town Code:

AN ORDINANCE
OF THE TOWN OF ELKTON, VIRGINIA

BE IT RESOLVED, that the Code of Ordinances, Town of Elkton, Virginia, is hereby amended by adding a section, to be numbered Miscellaneous 89-100, which section shall read as follows:

A fee of $75.00 is prescribed by this Council and the Town Superintendent for processing an application to permit an existing encroachment, pursuant to Section 15.1-377 of the Code of Virginia, 1950, as amended.

This ordinance shall be in effect from and after the 17th. day of July, 1989.

Adopted and approved this 17th. day of July, 1989.

The vote was recorded as follows:

Davis	- yea	Hutton	- yea
Holt	- yea	Life	- yea

Councilman B. B. Holt moved, seconded by Councilman R. E. Davis to approve on Second Reading the following addition to the Town Code:

AN ORDINANCE
OF THE TOWN OF ELKTON, VIRGINIA

BE IT RESOLVED, that the Code of Ordinances, Town of Elkton, Virginia, is hereby amended by adding a section, to be numbered Miscellaneous 89-101, which section shall read as follows:

The current and future owners of a certain parcel or lot of land located within the Town on the south side of Spotswood Avenue at its corner with a twenty-foot wide alley, presently owned by Jon M. Trabosh and Joanne L. Trabosh, upon which a building is located which encroaches slightly upon the public right of way of Spotswood Avenue, all as shown on a plat labeled "Physical Survey of 3 Parcels", dated February 1, 1988, made by Bobby L. Owens, L. S., a copy of which is attached hereto and made a part hereof, are authorized to maintain such encroachment as it presently exists, until such building is destroyed or removed.

This ordinance shall be in effect from and after the 17th. day of July, 1989.

Adopted and approved this 17th. day of July, 1989.

The vote was recorded as follows:

Davis	- yea	Hutton	- yea
Holt	- yea	Life	- yea

Councilman B. B. Holt presented the following First Reading to amend Section 7-1-39 and enacting and ordaining a new Section 7-1-40:

AN ORDINANCE AMENDING SECTION 7-1-39
AND ENACTING AND ORDAINING
A NEW SECTION 7-1-40

Section 7-1-39 of the Code of Ordinances of the Town of Elkton, Virginia is hereby amended to read as follows:

7-1-39 Precious Metals Dealers. All of the provisions and requirements of the laws of the state contained in Chapter 41 of Title 54.1 of the Code of Virginia as in force and effect on July 1, 1989, except those provisions which by their nature can have no effect or application to the Town, if any, are hereby adopted and incorporated in this Chapter by reference and made applicable within the Town, as fully as though set forth at length herein, except as provided herein. An initial permit issued

hereunder shall be valid for the remainder of the calendar year of issuance, without proration of the application fee, and any renewed permit shall be valid for the calendar year of issuance.

The Code of Ordinances of the Town of Elkton, Virginia, is hereby amended by adding a section, to be numbered 7-1-40, which section reads as follows:

7-1-40 Pawnbrokers. A pawnbroker, as defined in Chapter 40 of Title 54.1 of the Code of Virginia, seeking to conduct such business within the Town, shall first petition the Rockingham County Circuit Court to authorize the Town to issue to such individual a license to engage in the business of a pawnbroker within the Town. Any expenses and charges of such Circuit Court proceeding shall be paid by the petitioner and not the Town. Upon authorization by the Circuit Court, the individual shall submit such information to the Town as the treasurer may reasonably request. Upon payment of the required license tax, the treasurer shall issue a license authorizing the individual to engage in the business of a pawnbroker for the calendar year of issuance. Licenses for succeeding years may be issued by the treasurer upon payment of the license tax. The license tax shall be in the amount of $_____.

Enacted this _____ day of _____, 1989.

Councilman Holt reported that at a previous meeting there had been a letter from a lady regarding lots not being mowed and asked what action has been taken on this problem.

Mr. Monger stated the owner had done some work on it but the last time he was by there it still needs some work. Mr. Monger stated he would go out by there again to check as the owner has promised to take care of this problem.

Councilman Holt gave council an update on the zoning ordinances. They will get copies to council to review as soon as Mr. Streider comes up with the ordinances in a smooth form.

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