REGULAR
COUNCIL MEETING
December 16, 1991

The regular meeting of the Elkton Town Council was held December 16, 1991 at 8:00 p.m. in the council chambers with the Mayor Charles E. Dean presiding. The following council members were present: J. R. Correa Jr., R. C. Davis, M. B. Fuller, L. C. Life, W. E. Printz and R. L. Snow. Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent and Warren Pence, Chief of Police were also present.

Mr. Tim Lindstrum, one of the candidates for the House of Delegates, was present. Mr. Lindstrum stated that due to the close race and the recount of the votes there has been no declared winner in the race for House of Delegates. He stated he felt he could speak for both Peter Way and himself and asked what he could do for the town. He asked council to contact either he, or Mr. Way, if they could be of help and that he hopes to come back at a later date to review items of interest with the town.

Mr. Bill Holt was present to ask where the council stands at present on recycling. He feels council needs to get moving on this as it seems the citizens are in support of recycling.

Councilman Holt also stated that he has talked with council in the past about the amount of sand in the town water. He has put a filter in at his home to solve his problem but this doesn't solve the problem for the other citizens in town. He feels this is a very serious problem and needs to be addressed by council.

Mrs. Hazel Crider was present regarding more street lights in Elkwood. She stated she has not heard anything from council since the last meeting she attended. She was under the impression that council was going to put more lights there after Mr. Roy Davis had investigated this while he was still on council. She feels she has been very patient and would appreciate a response from council.

Mrs. Crider also spoke regarding the salaries being paid our police officers. She stated she did not see how they can survive on what they are making and she would hate to see us lose our officers. She feels they are making much less than officers in the other towns and asked council to upgrade the pay scale for this department. She stated the citizens in town want our police department upgraded.

Councilwoman Life reported that Mrs. Crider was sent excerpts from the meetings regarding the street lights in Elkwood. When Mr. Roy Davis was on council he had stated that the committee had decided to put more lights in Elkwood. At the meeting this was reported there were some complaints about other areas in town that were more in need of lights than Elkwood. The committees and chief Pence were asked to review the situation again and Chief Pence had made a report which indicated that he felt, as far as safety was concerned, Elkwood compared to the other areas of town.

Mayor Dean asked Councilman Davis to do a survey in the Elkwood area to see how the people feel regarding more street lights and to report back at the January meeting.

Councilwoman L. C. Life moved, seconded by Councilman J. R. Correa Jr. and carried to approve the minutes of the Public Hearing November 18, 1991, the Regular Meeting November 18, 1991 and the Special Meeting November 27, 1991 as presented.

Mr. Monger reported that council will need to appoint a voting representative to the VMEA #1.

Mr. Davenport reported that the County of Rockingham has adopted an ordinance requiring solid waste recycling reporting by commercial and industrial customers. He has revised the ordinance for the town if they desire to adopt an ordinance.

Mr. Monger reported that they will need to set a date for a Public Hearing to change some sections of the zoning map. He will take this to the Planning Commission.

Chief Pence presented the monthly police report.

Mayor Dean reported that the recommendation by Chief Pence regarding The Hop will be referred to the Public Safety Committee and Mr. Leigh and Mr. Wilder will be notified so they can appear to discuss this if they so desire.

Councilman R. L. Snow moved, seconded by Councilman J. R. Correa Jr. and carried to approve the Finance Report for the month of November 1991 as presented.

Councilman R. C. Davis moved, seconded by Councilwoman L. C. Life and carried to appoint Gerald K. Monger as the voting delegate to the VMEA #1.

Councilman Davis reported that he has not been able to set up an Electric Committee meeting to discuss the rates but hopes to do so shortly.

Councilwoman Life asked if the Recreation Commission was advertising for a new Recreation Director and what the problem is with the one we had.

Councilman Snow reported that Ms. Kuhn has a small child and with so much night work she had to give up the position and the commission is now advertising for a replacement.

Councilman Printz reported that they are working on a letter to go to Senator Nolan regarding street maintenance funds being used to repair the sidewalk on West Spotswood Trail. He also reported they are working on a possible alternative method of the town repairing the sidewalk ourselves.

Councilwoman Life stated she would be opposed to doing the State's work for them.

Councilman Printz reported that they are still working on the other problems that they have had on the agenda.

Councilwoman Life asked about the sign for Henry Street. Councilman Printz reported that they are talking with the residents in that area.

Mayor Dean stated signs are needed for Riverside Park and the Municipal Park.

Councilwoman Life asked about the crosswalks downtown. Councilman Printz stated they will do something on this before the next meeting.

Councilman Snow reported on some pot holes that need repairing and there was some concern expressed regarding the traffic lanes at the Dry Cleaners and the Pizza Hut.

Councilwoman Life reported that work is being done regarding the recycling. A suggestion was given in the survey which was taken to consider twice a month collection rather than four times a month. Shenandoah has been contacted and they are not interested in going in with the town. Stanley and Grottoes are both interested and they will be meeting with the town and ARS in January. The committee is proceeding but are working to try to reduce the cost to the citizens.

Councilwoman Life reported that she does not have a report on the caboose as yet but hopes to have it ready for the January meeting.

Councilwoman Life reported that they are hoping to be able to help the people on Henry Avenue regarding their trash situation.

The following First Reading on an ordinance to amend Title Four of the Code of Ordinances of Elkton, Virginia by adding Chapter Five Solid Waste Recycling Reporting was presented:

AN ORDINANCE AMENDING TITLE FOUR
OF THE CODE OF ORDINANCES OF ELKTON, VIRGINIA
BY ADDING CHAPTER FIVE
SOLID WASTE RECYCLING REPORTING

IT IS HEREBY ENACTED AND ORDAINED, that a new Chapter Five of the Code of Ordinances is enacted as follows:

Sec.4-5-1 Purpose:

The purpose of this ordinance is the furtherance of solid waste management and the recycling of solid waste.

Sec.4-5-2 Definitions:

For the purposes of this ordinance the following words and phrases shall have the meanings respectively ascribed to them:

Generator: Any commercial or industrial enterprise whose act or process produces solid waste as defined herein.

Manage: To collect, store, treat, transport and dispose of solid waste as defined herein.

Reused: Once having been a waste and being:

(1) Employed as an ingredient (including use as an intermediate) in a process to make a product, excepting those materials possessing distinct components that are recovered as separate end products; or

(2) Employed in a particular function or application as an effective substitute for a commercial product or natural resources.

Recycling: The process of separating a given waste material from the waste stream and processing it so that it is used again as a raw material for a product, which may or may not be similar to the original product.

Solid Waste: Any garbage, refuse, sludge and other discarded material, including solid, semi-solid or contained gaseous material, resulting from industrial, commercial, residential, mining and agricultural operations, or community activities but does not include: (1) solid or dissolved material in domestic sewage, (2) solid or dissolved material in irrigation return flows or in industrial discharges which are sources subject to a permit from the State Water Control Board, or (3) source, special nuclear, or by-product material as defined by the Federal Atomic Energy Act of 1954, as amended.

Source Reduction: Any action that reduces or eliminates the generation of waste at the source, usually within a process. Source reduction measures include among others, process modifications, feedstock substitutions, improvements in feedstock purity, improvements in housekeeping and management practices, increases in the efficiency of machinery, and recycling within a process.

Sec.4-5-3 Annual Report:

A. All solid waste generators, all companies that handle solid waste, and all companies recycling materials generated within the incorporated area of the Town of Elkton, Virginia, shall furnish to the Town of Elkton annual reports filed within thirty (30) days after the end of each calendar year containing the following:

(1) The name and address of the reporting party.

(2) The total quantity, or volume, and type of solid waste recycled by the generator during the reporting period and the name and location of the receiving party.

(3) The total quantity or volume of solid waste that has been the subject of source reduction or reuse as defined herein.

B. Any report required under this section shall be based on actual volume or weight of all substances. Where actual volume or weight cannot be accurately determined, the volume or weight may be reported using carefully estimated data. Any such report shall include a description of the basis for the reported data.

C. Recycled solid waste included in the report shall include only those solid wastes generated within the incorporated area of the Town of Elkton, Virginia.

Sec.4-5-4 Proprietary Information:

Nothing hereunder shall be construed to require any generator to report information of a proprietary nature. Where any generator fails to report any information otherwise required hereunder based upon a determination that such information is of the proprietary nature, the generator shall specify in its report the nature of the information withheld and the basis for its determination that such information is of a proprietary nature.

Sec.4-5-5 Effective Date:

This ordinance is effective upon adoption.

Councilwoman L. C. Life moved, seconded by Councilman R. L. Snow and carried to pass a Resolution instructing the Treasurer to send out the necessary forms to Commercial and Business places in the Town of Elkton to be filled out in January regarding solid waste.

Mayor Dean reported that he will recommend committee reassignments in January after all the council appointments have been made.

Councilman Correa reported that the Personnel Committee has almost completed the new proposed Personnel Manual. They hope to complete the final draft tonight after the meeting and to have a copy to each council member before the January meeting. They need to finalize the pay rate structure and then begin work on a Personnel Management System.

Councilman Correa stated that his time on council has been a very enjoyable experience. He has been involved in some successes and some failures. He feels a lot has been accomplished due to council's support and would like to thank them for this support. He mentioned some of the things that have been accomplished and asked that council keep the employees needs as a high priority item and council consider repealing the meals tax. He asked that council seek him out if he can be of any help in his new position as our representative on the Board of Supervisors.

Mayor Dean stated that council has enjoyed working with Councilman Correa and appreciate the good job he has done.

Councilman Correa reported that he plans to resign effective December 31, 1991.

A special meeting of the council was set for December 30th. at 7:00 p.m. The Finance Committee will meet at 7:30 p.m. following the special meeting and the Electric Committee will meet after the Finance Committee.

Councilwoman Life stated that anyone interested in being appointed to council should contact Mayor Dean before December 30th. and he will present the names to council for consideration.

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