SPECIAL
COUNCIL MEETING
June 17, 1993

A special meeting of the Elkton Town Council was held June 17, 1993 at 9:00 p.m. in the council chambers with the Mayor Charles E. Dean presiding. The roll call is recorded as follows:

PRESENT

F. A. Bennett
M. B. Fuller
W. E. Printz
R. L. Snow
T. R. Whitfield III

ABSENT

R. C. Davis

Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent and Warren Pence, Chief of Police were also present.

Mayor Dean stated that the first item on the agenda was the hiring of a Recreation Coordinator.

Councilman R. L. Snow moved, seconded by Councilwoman M. B. Fuller and carried to go into Executive Session to discuss hiring a Recreation Coordinator in accordance with the Virginia Freedom of Information Act.

Councilwoman M. B. Fuller moved, seconded by Councilman F. A. Bennett and carried to go from Executive Session back into Regular Session.

Mayor Dean took a roll call vote certifying that to the best of the member's knowledge only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the executive meeting was convened were heard discussed or considered in the meeting by this public body. The vote was recorded as follows:

YEAS: F. A. Bennett, M. B. Fuller, W. E. Printz, R. L. Snow and T. R. Whitfield III

Councilman R. L. Snow moved, seconded by Councilman F. A. Bennett that the Town hire Theodore Pence as the Recreation Coordinator at a salary of $14,500.00 a year effective as soon as Mr. Pence can take the job. The vote was recorded as follows:

YEAS: F. A. Bennett, M. B. Fuller, W. E. Printz and R. L. Snow

NAYS: T. R. Whitfield III

Councilman Whitfield explained that he voted nay because when asked the question if the role of the job should take the focus of a business manager or athletic director, Mr. Pence placed much more importance upon athletics. Councilman Whitfield feels the role of the recreation director should be business oriented.

Mayor Dean stated that the second item on the agenda was discussion on erosion correction at the old town dump.

Mr. Davenport gave an update on the erosion problem. He stated the Town needs to decide whether to go ahead and commit to the Phase I work, which would be to build the berm and slope the bank. He does not have any cost estimates. He still has not been shown any legal basis for clear liability of the Town for this work. However, since it does appear to be Town property and given the interest of the state in protecting its waters, there probably would be some effort by the state to force the Town to fund the cleanup, if the Town resists paying for it. The Town is fortunate in obtaining a practical recommendation from Mr. Hill, as the recognized state expert, that gives the Town the clear chance of avoiding major expense on this project. Phase I might prove to be inadequate and rip rap may prove necessary, but Mr. Hill is optimistic that Phase I will hold the bank. Mr. Davenport reported that he has been trying to find some grant money for this project. Councilwoman Fuller gave him a CORD grant program brochure and he has discussed this case with CORD people in Richmond. It appears the Town could qualify for CORD money but this is not certain. He has another lead for grant money as well. Another point involves whether the Town will use a private contractor to build the berm and slope the bank, if it moves forward with Phase I. If so, then Lee Hill is limited in the services he can provide, since the state cannot compete with the private sector. If, however, the Town goes on record to do the work itself, then Mr. Hill's office can actually design, advise and supervise the work. This would also mean that the state's own plan would be the basis for the permit application, which should ensure smooth sailing in that regard.

Mayor Dean reported he has been in touch with the county on this as he feels they should be involved. Someone from the county will be getting in touch with Mr. Davenport.

Councilwoman M. B. Fuller moved, seconded by Councilman R. L. Snow and carried to pass the following resolution:

"**RESOLVED**, that the Town of Elkton undertake the planning for the construction work as suggested in the letter report of the Virginia Division of Conservation and Recreation to the Town, dated May 25, 1993, as set forth in recommendations numbered one through three; that the Town's employees be directed to perform the work, using Town equipment or rented equipment as necessary; that the Virginia Division of Conservation and Recreation be requested to provide an appropriate design for this project and to provide all further services available to assist in the project; and that upon completion of the design, the Town Superintendent provide the Town Council with cost estimates for the project."

There was some discussion on applying for a grant and if this should be done by the town employees or Mr. Davenport. Mayor Dean asked Mr. Monger and Councilwoman Fuller to work with Mr. Davenport on this and make a decision as to who will complete the grant application.

Mr. Davenport reported that they have been trying to work on the title to the boundary lines. He feels the town needs to get the boundary line shot by a surveyor. Mr. Davenport and Mr. Monger were authorized to talk to a surveyor.

Mayor Dean stated that the third item on the agenda was removing old accounts from the books.

Councilman R. L. Snow moved, seconded by Councilwoman M. B. Fuller to relieve the utilities in the amount of $11,970.87, the 1986 Taxes in the amount of $917.93 and the 1987 Taxes in the amount of $1,267.39 as presented by Mrs. Leap. The vote was recorded as follows:

YEAS: F. A. Bennett, M. B. Fuller, W. E. Printz, R. L. Snow and T. R. Whitfield III

Mrs. Leap noted that if the utility deposits had been raised in 1986 to $150. and $200. as they are now, it would have saved the town $5,231.28.

Councilman Bennett presented two proposals for water rate increases and a proposal for a sewer rate increase. He asked council members to review these for consideration possibly at the next council meeting.

Councilwoman Fuller complimented Councilman Whitfield on the meeting he put together regarding improvements to the town hall building. there was wide spread representation throughout the community with approximately twenty-three people present.

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