REGULAR
COUNCIL MEETING
DECEMBER 20, 1993

The regular meeting of the Elkton Town Council was held December 20, 1993 at 7:30 p.m. in the council chambers with the Mayor Charles E. Dean presiding. The roll call is recorded as follows:

Present
F. A. Bennett
R. C. Davis
M. B. Fuller
R. L. Snow
T. R. Whitfield III

W. E. Printz came in after roll call.

Gerald Monger, Superintendent, Betty H. Engle, Asst. Clerk and Warren Pence, Chief of Police were present.

Bill Holt, of the Elkton Lions Club, ask council to reconsider their stand on road blocks. He feels the council was absolutely right in their decision in cutting down on the number of road blocks. He also felt that children doing road blocks should absolutely not be allowed. He also felt it should be limited to organizations that give back to the community and have liability insurance to adequately cover themselves.

Lee Shuler, President of the Lions Club, spoke in support of road blocks and had Sam Gentry give a brief report on money collected and reflected on how much comes back to the community.

Charles Shuler, Welty Hensley and several other members were present giving their support in continuance of road blocks.

Bobby Gooden spoke on behalf of the library and said he took it on himself to examine the building that is being considered for the library. He felt that due to the poles in the building it would cost a lot of money to renovate. He offered the town a trade of his building for the towns building, and also said he would swap lots. His building is a three story building with each floor having 2,024 square feet, and the roof was replaced five years ago. On the ground floor there is a metal overhead door. He also mentioned the widening of Warren Avenue and the sidewalk to make it handicap accessible.

Joyce Moyers, from the Rockingham Public Library, addressed council and said Mr. Goodens proposal had put a new light on the situation. She and Nick Whitmore were present in support of moving the library out of the present building. They are interested in working with council in anyway they can.

Councilwoman Fuller moved, seconded by Councilman Printz and carried unanimously to accept the minutes of the Regular Meeting November 15, 1993 as presented.

Mr. Monger reported that they were still working on the regulator station and had installed the fence. They are waiting for HEC to erect the structure and there is no time frame. At this time they have about $25,000.00 in it and are working on a value of a finished product.

Mr. Monger ask council for a location for the other water fountain.

Mr. Monger also reported that the sewer and water lines are under construction over at Quail Run Subdivision.

Councilman Snow moved, seconded by Councilman Bennett and carried to accept the Finance report as presented.

Mayor Dean reported on the progress of hiring a town manager and stated that five video tapes had been received for viewing by council.

Councilwoman Fuller reported that the Personnel Committee held meetings with each of the town employees individually for about fifteen minutes. She is in the process of compiling what the employees felt could be improved. She feels the committee learned a lot of valuable information from those interviews, especially in the area of equipment.

Councilman Whitfield reported that the committee has canvassed other towns to determine how they are handling the parking of commercial vehicles on public property. They are working with information received to come up with a possible solution.

Councilman Printz reported that there has been some paving done. They would probably have preferred waiting on some of that paving so some improvements could have been made on water and sewer. However they could not do it at this time because it would be too extensive to start in the spring. The blacktop had started to come up so they had to make the decision to pave at this time.

Councilman Printz also reported that some questions had been ask about the ADA. He has spoken to Mr. Monger and feels the committee would have to meet in regard to making some handicap spaces available and making the buildings accessible to persons with disabilities.

Councilman Bennett made a motion, seconded by Councilman Printz that the town allow a road block a month, and each organization be allowed one a year. The application that is filled out would govern the service criteria.

There was much discussion and many suggestions for changes. Some of the changes which were suggested were to allow two road blocks per organization, no one under eighteen years of age be allowed to work a road block, they be limited to Civic organizations and each organization have personal liability insurance.

Councilman Bennett withdrew his motion and Councilman Printz his second in view of the opposition.

Councilman Bennett made a motion, seconded by Councilman Printz that this be sent back to the committee and they bring back a formal application next month for approval. The motion carried with the exception of Councilwoman Fuller.

Councilman Whitfield moved, seconded by Councilwoman Fuller to adopt the following resolution banning smoking in town buildings.

A RESOLUTION PROHIBITING SMOKING OF
PRODUCTS IN TOWN BUILDINGS

WHEREAS, the health risks incurred by exposure to tobacco smoke have been well-documented and include significant risk due to exposure to second-hand smoke; and

WHEREAS, the Town Council of Elkton has determined that prohibiting the smoking of tobacco products within Town buildings is in the best interests of the citizens of the Town;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA:

That effective upon the enactment of this Resolution, smoking of tobacco products within any building used for Town purposes is prohibited; and

That the Department Heads shall promptly post and shall thereafter maintain appropriate notices in the buildings or the portions of buildings under their supervision to adequately inform occupants and visitors of this prohibition.

The vote was recorded as follows:

YEAS: M. B. Fuller, R. L. Snow and T. R. Whitfield III

NAYS: F. A. Bennett, R. C. Davis and W. E. Printz

Mayor Dean voted YEA to break the tie.

Councilman Whitfield commended the Woman's Society for the Christmas tree lighting and the Elkton Downtown Revitalization Corporation for coordinating the Hometown Christmas Promotion. They were both very productive, very positive and very enjoyable. Both organizations should be applauded for the work they did.

Councilman Snow moved, seconded by Councilman Whitfield and carried on First Reading to approve, providing the town can get the permits they need, that they pursue the Boat Ramp and that the money come out of the Recreation Budget. If there isn't enough there to do what needs to be done in this years budget, the rest will be taken out of next years budget. He would like to see the town pursue a contribution from the county as this project will also benefit people outside of town.

Councilwoman Fuller moved, seconded by Councilman Whitfield that the council accept the Planning Commissions recommendation regarding Portable Signs as originally presented to council since the Planning Commission has reaffirmed their original recommendation.

There were some points brought up that had not been considered, such as whether portable signs could be used temporarily, just by organizations or businesses be included for special events.

Councilwoman Fuller withdrew her motion and Councilman Whitfield his second, and it was decided it would go back to the Planning Commission for further consideration.

There was further discussion on the Library. A sketch was passed around showing a renovation possibility. The town has received a letter from Barnwell & Jones stating there was a space available at ShenElk Plaza for library space, for negotiation. Mr. Gooden quoted some prices on an exchange. The lots would be an even exchange and he would pay the town $60,000.00 for their building and they purchase his building for $190,000.00 Mr. Gooden was told that they would look at his building. The council decided that they would provide a handicapped accessible building for the library.

The Ordinance Committee will meet on December 27, 1993 at 6:30 p.m. in the council chambers.

Mayor Dean invited council members to stay and view the tapes of the five candidates for town manager. He hopes all the tapes can be viewed by December 31, 1993.

Councilwoman Fuller moved, seconded by Councilman Davis and carried that in accordance with the Code of Virginia Sec. 2.1 344(1) council go into Executive Session for the purpose of discussion on consideration of appointments of Town Manager and possible litigations.

Councilwoman Fuller moved, seconded by Councilman Whitfield and carried to go from Executive Session back into Regular Session and that each member, to the best of his knowledge, certify that only public business matters lawfully exempted from open meeting requirements under Chapter 21 of Title 2.1 of the Code of Virginia were heard, discussed or considered.

Mayor Dean read a letter from the Planning Commission asking for directions from town council concerning the Comprehensive Plan.

A meeting was set for Monday, January 17, 1994 at 6:30 p.m. to discuss the Comprehensive Plan.

As there was no further business, the meeting adjourned.

MAYOR: _____
Charles E. Dean, Mayor

RECORDER: Betty H. Engle
Betty H. Engle, Asst. Clerk