Regular Council Meeting
August 17, 1998
7:30 p.m.

The regular meeting of the Elkton Town Council was held August 17, 1998 at 7:30 p.m. in the council chambers with the Mayor Millard L. Dearing presiding. The roll call was as follows:

PRESENT

R. C. Davis
C. E. Dean
B. B. Horne
W. E. Printz
R. L. Snow

ABSENT

F. A. Bennett

Gerald Monger, Town Manager, Dale Davenport, Attorney, Robert Marshall, Chief of Police, Kenny Flick, Director of Public Works, Theodore Pence, Director of Recreation, Julia Smith, Interim Treasurer/Clerk were also present.

Councilwoman Horne offered the Invocation.

The Pledge of Allegiance was recited.

Sheriff Don Farley

Sheriff Farley stated that the county dispatcher's work load had increased significantly. The Sheriff's Office did a months study, from July 13, 1998 through August 13, 1998. Total calls received from the six townships were 861. Out of these 861 calls 492 were from Elkton. This accounts for 57% of the calls received by the county dispatchers. Sheriff Farley stated that most of these calls were people wanting to rent the picnic shelter, to speak with an employee, and maintenance problems. Sheriff Farley suggested that from 8:00 A.M. until 5:00 P.M. the town receive there own calls. After 5:00 P.M. all calls can be forwarded to the Sheriff's department. Sheriff Farley stated that he was working his part time dispatchers more hours due to the extra calls from Elkton. Sheriff Farley requested that the town pay $5,000.00 to be applied to his part time dispatch pay. This would help him make it until next years budget.

MINUTES

Councilman R. L. Snow moved, seconded by Councilman C. E. Dean and carried to approve the minutes of the Regular Council Meeting, July 20, 1998, Special Council Meeting July 28, 1998, and Special Council Meeting August 5, 1998.

YEAS: R. C. Davis, C.E. Dean, B.B. Horne, W. E. Printz, R. L. Snow

DEPARTMENT HEAD REPORTS

Chief of Police

Chief Marshall offered to answer questions on his monthly report. Mayor Dearing asked Chief Marshall to do his report based on a fiscal year. Chief Marshall stated that this would take an additional two hours on his report. Chief Marshall stated that his report is within keeping with the information that goes to the State Police. Councilman Printz commented that while he was working on his new place he noticed all the police patrolling Field Days. Officers were friendly and helpful.

Recreation

Mr. Pence offered to answer questions on his report.

Director of Public Works

Mr. Flick stated that he would answer any questions.
Mayor Dearing stated that the work done on North Street, by the town maintenance crew, is one of the best jobs he has seen the maintenance crew do.

Cemetery

Mr. Monger stated that there was nothing to report.

Town Manager

Mr. Monger offered to answer questions on his report.

Treasurer

Councilman R. L. Snow moved, seconded by Councilman W. E. Printz and carried to approve the June 1998 Finance Report as presented.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, R. L. Snow, W. E. Printz

COMMITTEE REPORTS

Electric

Councilman Davis thanked everyone that came and discussed the disconnect policy.

Councilman Davis moved, seconded by R. L. Snow to change the disconnect policy to read that all disconnects and charges will be done at 11:00 A. M. The charges will be $30.00 for single- phased residential, $60.00 for businesses, demand and three-phase meters.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, R. L. Snow, W. E. Printz

Finance

Councilman Snow stated that there was nothing at this time.

Personnel

Councilman Dean stated that two police officers have been hired and the new treasurer will be appointed tonight.

Public Health & Safety

Mayor Dearing stated there was nothing at this time.

Streets and Sidewalks

Councilman Printz stated there was nothing at this time

Water and Sewer

Nothing to report.

OLD BUSINESS

Bed and Breakfast Zoning Ordinance

Mr. Flick stated that he has spoken with two agencies since this request was brought to the Planning Commission. One being the Health Department the other being the County Building Inspection office. They are not as concerned with the increase in bedrooms but are concerned with the increase in the number of a guest. Mr. Flick stated that if you raise the number of guests to more than 12 it raises the requirements of the Health Department. The county recommends the number of guests not to exceed eight. Both agencies stated that requirements could be very costly and most people can't afford them. Mr. Neil Cox stated that he has changed his request from eight rooms sixteen guest to six rooms and 12 guests. Mr. Cox stated that the Health Department has told him that for twelve guests he does currently meet their requirements. After much more discussion it was suggested that this request go back to the Planning Commission with all the new information Mr. Flick has acquired.

Councilman W. E. Printz moved, seconded by Councilwoman B.B. Horne and carried to return the Bed and Breakfast Zoning Ordinance Change to the Planning Commission for further study.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, R. L. Snow

Job Descriptions

Mr. Monger presented to the council a job description for the Special Departments Coordinator. This job combines the Recreation Director and the Cemetery Directors' responsibilities. Councilman Dean asked that Mr. Monger take this job description to the Recreation Commission for their input.

Mr. Monger presented to the council a job description for Clerk/Receptionist.

Councilman C. E. Dean moved to accept the Clerk/Receptionist job description seconded by B. B. Horne.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, R. L. Snow

Appointment of Treasurer/Clerk of Council

Councilman C. E. Dean moved to appoint Julia Smith Treasurer/Clerk of Council, seconded by W. E. Printz.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, R. L. Snow

Out of Town Water Connection

Councilman R. L. Snow moved to approve out of town water connection for the Garrison property, seconded by R. C. Davis.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, R. L. Snow

Re-Appointment of Rick Workman to the Planning Commission

Councilwoman B. B. Horne moved to reappoint Rick Workman to the Planning Commission, seconded by R. L. Snow.

YEAS: R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, R. L. Snow

Appointment of Dan Talbot to the Planning Commission

Councilwoman B. B. Horne moved, seconded by W. E. Printz and carried.

YEAS: R. C. Davis, C. E. Dean, W. E. Printz, R. L. Snow

NAYS: B. B. Horne

Motion carried (4-1)

Mayor Dearing stated that last month there were two violations of ordinances. Ms. Beulah Hensley of 144 North Street in violation of 9-2-1. Mayor Dearing stated that Ms. Hensley was given an additional 30 days to correct the violation. At the present time this violation has not been corrected. Mayor Dearing stated that according to our charter we could have the town clean up this property and bill the Hensleys for the work done. The only problem with this is determining what is trash and what is good. Mayor Dearing stated that the property was unsightly and had caused a neighbor to lose his fire insurance. Mr. Monger stated that he had spoken to Dale Davenport. Mr. Davenport stated that the Chief of Police is the prosecutor and the Town Council is the judge and jury. Mr. Davenport stated that you give the property owner five (5) days notice of when you are going to render a decision on this property. The Chief of Police would have to state why the property is a nuisance and the property owner would have their chance to give their side of things.

Mayor Dearing stated that at 602 Gibbons Avenue, property of David Hensley, that the goat that was brought to councils attention last month is still there. This property is also unsightly. This is the same situation as Ms. Hensley.

Mayor Dearing stated that there is a truck on Terrace Avenue that has been sitting there for over a year. Mayor Dearing asked the Chief to send the owner a letter giving him five (5) days to remove the vehicle.

Mayor Dearing stated that we ticket anyone who puts a yard sale sign on a telephone pole. Chief Marshall stated that his office has been removing these signs and returning them to the property owner. Mayor Dearing said we should not be sending mixed signals. Mayor Dearing stated that Field Days were permitted to put signs on poles, so we need to be more consistent with the policy.

Mayor Dearing presented concerns brought to his attention by the Citizens Advisory Committee. Parking on the corner of Stuart Avenue and Spotswood, curfew violations, dog problems in the park. Mayor Dearing suggested that the police officers have business cards to do security checks on businesses.

Adjournment

As there was no further business, the meeting adjourned.

MAYOR: M. Lee Dearing
M. Lee Dearing, Mayor

RECORDER: Julia M. Smith
Julia M. Smith, Clerk