Regular Council Meeting
November 15, 1999
7:30 p.m.

The regular meeting of the Elkton Town Council was held November 15, 1999 at 7:30 p.m. in the council chambers with the Mayor Millard L. Dearing presiding. The roll call was as follows:

PRESENT

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

Gerald Monger, Town Manager, Dale Davenport, Attorney, Robert Marshall, Chief of Police, Kenneth Flick, Director of Public Works and Julia Smith, Treasurer/Clerk were also present.

Councilwoman Horne offered the Invocation.

The Pledge of Allegiance was recited.

CITIZENS COMMENTS

Mildred Shifflett - Mrs. Shifflett asked if the new Christmas Tree would be put in the same place as the old. Mayor Dearing responded that the new tree has been ordered and will be in the ground in time for the annual Christmas Tree lighting ceremony. Mayor Dearing noted that the tree will be located further back on the property than the previous one so as too not create a traffic hazard. Mrs. Shifflett asked that someone else decorate the tree this year because last year it was ugly. Mrs. Shifflett asked which council member will serve on the EDRC board. Mayor Dearing stated that a decision would be made tonight.

Lucky Sigafoose - Mr. Sigafoose stated that Ms. Fuller gave him a tour of Elkton on the ninth of November to show him what EDRC has accomplished. Mr. Sigafoose stated that he is looking forward to seeing what EDRC will be doing in the future.

Mayor Dearing introduced and congratulated Mr. Dan Breeden on his reelection to the school board and Mr. Mike Breeden on his election to the Rockingham County Board of Supervisors.

Mayor Dearing read a letter from Mr. Anthony Lawson (attached)

Minutes

Councilman W. E. Printz moved, seconded by Councilwoman B. B. Horne and carried to approve the minutes of the Regular Council meeting held October 25, 1999.

YEAS: F. A. Bennett, R. C. Davis, C. E. Dean, B.B. Horne, W. E. Printz and R. L. Snow

The motion was carried (6-0)

DEPARTMENT HEAD REPORTS

Chief of Police

Chief Marshall offered to answer questions on his monthly report.

Director of Public Works

Mr. Flick offered to answer questions on his report. Councilman Snow commented on the railroad crossing and the comments by the Advisory Committee. Councilman Snow asked that Mr. Flick send the railroad a letter thanking them for the great improvement.

Councilman Dean commented on the steep drop off along the sides of the railroad crossing. Mr. Flick stated that this has been addressed and will be corrected by putting walkways along this area for pedestrians.

Mayor Dearing asked if Mr. Flick will address the Clark Avenue issue and the Kite issue on Stuart Avenue. Mr. Flick stated that he is in the process of following up on these issues and will report back to the council when they are resolved.

Treasurer

Councilman R. L. Snow moved, seconded by Councilman R. C. Davis and carried to approve the October 1999 Finance Report as presented.

YEAS: **F. A. Bennett, R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz, and R. L. Snow**

Motion carried (6-0)

Town Manager

Mr. Monger offered to answer questions on his monthly report.

COMMITTEE REPORTS

Electric

Councilman Davis stated that there was nothing at this time.

Finance

Councilwoman Horne stated that there was nothing at this time.

Personnel

Councilman Dean stated that there was nothing at this time.

Public Health & Safety

Mayor Dearing reported that some tree cutting has been done in town. Mayor Dearing stated that a tree over on Spring Avenue was cut down that was located on private property. Mayor Dearing asked Mr. Flick why this was done. Mr. Flick stated that this was done while trimming other

trees in the area. Mr. Flick stated that the tree was located very close to the town property and workers believed that it was on town property. Mr. Flick stated that the tree was dead and that the town has removed dead limbs from this tree in the past.

Mayor Dearing stated that we have four residents in town that has unsightly property. Mayor Dearing stated that he has met with these people and two have assured him the property will be cleaned up. Mayor Dearing suggested that by personal contact goes a lot further than a letter.

Streets and Sidewalks

Councilman Printz stated that under Mr. and Mrs. Lawson's request they ask for a policy to be discussed and implemented. Councilman Printz stated that committee did discuss many facets of having a policy. Councilman Printz stated that citizens' notification before trees are trimmed should be done. Councilman Printz stated that he appreciates all the work done on the railroad tracks. Councilman Printz extended his congratulations to Dan and Mike Breeden on their recent election. Councilman Printz asked that the electric committee discuss the disconnect policy.

Water and Sewer

Councilman Bennett stated that there was nothing at this time.

Mayor Dearing stated that he read the town water report and was confused over some of the elements that were found in our water. Mayor Dearing stated that he contacted the EPA. Mayor Dearing asked that dye testing be done on our water to make sure it is not contaminated. Mayor Dearing stated that he is still waiting for a response from the EPA.

Cemetery

Mayor Dearing stated that there was nothing for the cemetery at this time.

Recreation

Councilman Snow stated that there was nothing at this time.

Planning Commission

Councilwoman Horne stated that the Planning Commission has a special exception from CFW Intellos for a tower. Councilwoman stated that the comp. plan and the two vacancies have been tabled until next month.

OLD BUSINESS

Second Reading on Appropriation for EDRC

Councilman R. L. Snow moved; second by C. E. Dean and carried to approve the appropriation of $3,500.00 for the Main Street Program this year.

YEAS: F. A. Bennett, R. C. Davis, C. E. Dean and R. L. Snow
NAYS: B. B. Horne and W. E. Printz

Motion carried (4-2)

Appointment of Council Member to EDRC Board

Councilman C. E. Dean moved; second by B. B. Horne and carried to approve Councilman Printz as the primary representative to the EDRC Board with Councilman Bennett as an alternate.

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

Motion carried (6-0)

Mr. Anthony Lawson

Councilman Printz stated that the Lawson's want to return the check they received from their insurance company and the town reimburse them for damage done to their home by a limb. Mayor Dearing stated that the council voted last month to pay the $250.00 deductible through VML. Councilwoman Horne stated that she felt comfortable with councils decision from last month. The other council members agreed that the town has done the appropriate thing.

NEW BUSINESS

Set Public Hearing Date for CFW Tower

Councilwoman B. B. Horne moved, seconded by Councilman R. C. Davis and carried to set the public hearing for Monday, December 20, 1999 at 7:00 P.M. and that all adjoining property owners are notified prior of the hearing and proper ads are run in the newspapers.

YEAS: F. A. Bennett, R. C. Davis, C. E. Dean, B. B. Horne, W. E. Printz and R. L. Snow

Motion carried (6-0)

Mr. Henry Clark represented CFW and presented photos and maps of the area that the tower will be placed. Mr. Clark stated that the tower will provide cellular and digital phone service for the area. Mr. Clark stated that the tower will be 150 feet high and will be located near the substation and fire department. Mr. Clark stated that the fire department will receive free monthly rental of phones and service for their vehicles.

Christmas Holiday

Councilwoman B. B. Horne moved, seconded by Councilman C. E. Dean and carried to close the town offices Friday, December 24, 1999 and Monday, December 27, 1999, for the Christmas Holiday.

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

Motion carried (6-0)

Mayor Dearing asked that EDRC be added to the agenda.

Mayor Dearing reviewed the advisory committee's suggestions. The committee asked that a left turn signal be added to the stoplight at Spotswood and Stuart. Mr. Flick stated that he would meet with VDOT and report back to the council his findings.

Committee meeting was set for Tuesday, December 14, 1999 at 6:00 P.M. for all committees.

A meeting was set for Tuesday, December 7, 1999 at 6:30 P.M. to review the audit report.

Councilwoman Horne read the following statement on behalf of the council.

The Town of Elkton has suffered a deep and personal loss in the death of Dr. Charles S. Miller. He was not only a family physician, but a gentle and caring friend. Dr. Charlie gave unselfishly of himself to our citizens and we extend our sincere sympathy to his family.

Closed Session

Councilwoman B. B. Horne moved, seconded by Councilman R. L. Snow and carried that council go into Closed Session for the purpose of discussion of the town dispatcher.

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

Motion carried (6-0)

Councilwoman B. B. Horne moved to go from Closed Session back into Regular Session and that each member, to the best of his knowledge, certifies that only public business matters lawfully exempted from an open meeting requirement under Chapter 21 of Title 2.1 of the Code of Virginia were heard, discussed or considered. The motion was duly seconded.

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

Motion carried (6-0)

As there was no further business the meeting was adjourned.

MAYOR: M Lee D
M. Lee Dearing, Mayor

RECORDER: Julia M Smith
Julia M. Smith, Clerk