Regular Council Meeting
April 17, 2000
7:30 p.m.

The regular meeting of the Elkton Town Council was held May 15, 2000 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
R. L. Snow

ABSENT

W. E. Printz

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

Hazel Crider Elkwood - Ms. Crider asked if Mr. Flick has an answer for the advisory committee on the left turn signal at Spotswood Avenue and Stuart Avenue. Ms. Crider announced that the annual Neighborhood Watch National Night Out would be held Tuesday, August 1, 2000. Ms. Crider asked permission to use the Municipal front lawn on this evening from 7:00 p.m. until 10:00 p.m. and that the street be closed. Ms. Crider announced that the Lam Brothers would be performing again this year. Ms. Crider asked for five more Neighborhood Watch signs.

Mildred Shifflett - Ms Shifflett stated that the council needs to put in speakers so that people in the back of the council chambers can hear. Ms. Shifflett stated that Mr. Flick has instructed Councilman Printz to remove his pool that is located partially in an alley that has not been used in 25 years. Ms. Shifflett asked what Mr. Flick was going to do about other eyesores in town. Ms. Shifflett stated that the Henry Leap house and the old store were not being addressed because of who owned the property.

Mayor Dearing responded that Councilman Printz has been sent a letter to remove his pool because he is in violation. Mayor Dearing stated that other letters have been sent to landowners about eyesores in town.

Lucky Sigafoose - 112 Rockingham Street - Mr. Sigafoose stated that last month the council gave Mr. Flick two weeks to clean up downtown. Mr. Sigafoose stated that it hasn't been done and wants to know when it will be done. Mr. Sigafoose asked the Mayor his feelings on the golf course.

Mayor Dearing responded that the Mr. Flick has sent letters to businesses downtown and that the time is running out for the businesses to clean up areas addressed. Mayor Dearing stated that he could not give an opinion on the golf course at this time due to insufficient data.

Gene Kite - 337 W. Spring Avenue - Mr. Kite stated that as a neighborhood they will move Councilman Printz's pool. Mr. Kite stated that he has mowed and maintained that alley and told

Councilman Printz to drill holes there for his pool and deck. Mr. Kite stated that he is upset of the sewer pipe that keeps boiling up out of the ground. Mr. Kite stated that there has been a problem with grease in the pipe and as long as the pipe is kept clean there is no problem. Mr. Kite voiced concern over the golf course and asked to see drawings.

Mayor Dearing responded that the sewer line that keeps boiling up is not even one foot in the ground in some areas. Mayor Dearing stated that there is also too much grease being put in the lines and that grease traps may need to be installed.

Wayne Printz - Mr. Printz stated that this pool controversy is blown out of proportion. Mr. Printz stated that this was a father and son project. Mr. Printz stated that there is no one to blame but himself. Mr. Printz stated the Randy Murphey, of the Valley Banner, is too busy attacking him when he could be doing the community some good.

Minutes

Councilman C. E. Dean moved, seconded by Councilman W. E. Printz and carried to approve the minutes of the Public Hearing held March 20, 2000.

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)

Councilman C. E. Dean moved, seconded by Councilman F. A. Bennett and carried to approve the minutes of the Regular Council meeting held March 20, 2000.

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. Chief Marshall stated the two officers are graduating from school. Chief Marshall asked for approval on the block grant from the government for $1,145.00 for equipment, and the town will have to pay $127.00 of this.

Councilman C. E. Dean moved, seconded by R. L. Snow and carried to approve Chief Marshall to apply for a Block Grant in the amount of $1,145.00 for equipment and the Town to pay $127.00 of the match that is required.

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)

Director of Public Works

Mr. Flick offered to answer questions on his report. Mr. Flick responded to Ms. Crider question about the signal light at Spotswood Avenue and Stuart Avenue. Mr. Flick stated that left turn signals will be installed at the corners where Pizza Hut is located and Tastee Freez .

Treasurer

Councilman W. E. Printz moved, seconded by Councilwoman B. B. Horne and carried to approve March 2000 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. Mr. Monger stated that we need to have a public hearing on the Bennington property. The public hearing was set for 7:00 p.m. May 15, 2000.

COMMITTEE REPORTS

Electric

Councilman Davis asked that Mr. Davenport review the utility tax. Mr. Davenport proposed a new section to the BPOL that would say that everybody who sells heat, light and power pay ½ of 1% of gross receipts through BPOL.

Councilman R. C. Davis moved, seconded by Councilman R. L. Snow and carried to adopt the 1st Reading to add a new section to BPOL that will charge ½ of 1% of gross receipts to anyone selling heat, lights and/or power in the Town of Elkton.

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

Motion carried (6-0)

Finance

Councilwoman Horne announced that there will be a public hearing on the 2000-2001 Budget on Monday, May 1, 2000 at 7:00 p.m. and a special meeting will follow for the 1st Reading of the new budget.

Personnel

Councilman Dean stated that there are two job descriptions to be revised and the history of the police department pay that needs to be discussed. Councilman Dean asked that the job descriptions be voted on at the May 1, 2000 special meeting.

Public Health & Safety

Mayor Dearing stated that he would like to commend Joseph Gooden for cleaning up his lot on North Street and Hillside Avenue

Streets and Sidewalks

Councilman Printz stated that the drainage ditch on Morgan Avenue will be fixed next fiscal year. Councilman Printz stated that many streets and sidewalks area were discussed and they will be repaired as funding becomes available.

Councilman W. E. Printz moved, seconded by Councilman C. E. Dean and carried to approve the closing of the streets from the Triangle to Hill Avenue on Saturday, June 3, 2000 from 7:00 a.m. until 3:00 p.m. for the EDRC Car Show.

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

Motion carried (6-0)

Mayor Dearing asked that Councilman Printz put this request in letter form to the Chief of Police and that all businesses located in this area be notified of the street closing.

Water and Sewer

Councilman Bennett stated that there was nothing at this time.

Cemetery

Mayor Dearing stated that there was nothing at this time.

Recreation

Councilman Snow stated that there was nothing at this time.

Planning Commission

Councilwoman Horne stated that there are still two vacancies on the Planning Commission.

EDRC

Marsha Deavers reviewed the quarterly report. Ms. Deavers requested the use of the front lawn of the front lawn of the Municipal Building for the Fine Arts Series to be held this summer. Ms. Deavers stated that the dates have not been set at this time.

Councilman W. E. Printz moved, seconded by Councilwoman B. B. Horne and carried to approve the use of the front Municipal Lawn for the Fine Arts Series sponsored by EDRC between the months of June and August.

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

Motion carried (6-0)

NEW BUSINESS

Water and Sewer Connection Fees

Councilman F. A. Bennett moved, seconded by Councilman R. L. Snow and carried to approve that fees be raised according to the schedule presented and made a part of the minutes. Existing dwellings located within the existing town boundaries as of June 30, 2000 may connect to the town sanitary sewer system for the old rate of $500.00. After June 30, 2001, the new connections fees will be charged to all who wish to be connected. Properties that have paid a connection fee will be allowed to connect until June 30, 2001. After which the fee amount at the time of connection will be charged. No connection shall be purchased unless a main building exists on the lot.

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

Motion carried (6-0)

OLD BUSINESS

Vacation of Alley at 508 Spotswood Trail

Councilwoman B. B. Horne moved, seconded by C. E. Dean and carried to approve the recommendation of the Planning Commission to vacate the alley behind lots 10, 11 and 12 of the Martin Pavlik property located at 508 Spotswood Trail and attach to lots 10, 11 and 12 a twenty-foot utility easement behind lot 10 at the cost of 1.00 per square foot and lots 11 and 12 at a cost of $1,350.00.

YEAS: **R. C. Davis, C. E. Dean B. B. Horne and R. L. Snow**

NAYS: **F. A. Bennett**

ABSTAINED: W. E. Printz

Motion carried (4-1 with 1 abstained vote)

Committee dates were set as follows:

Electric, Water/Sewer and Streets and Sidewalks - Tuesday, May 9, 2000 at 6:00 p.m.
Finance, Public Safety, and Personnel - Thursday, May 11, 2000 at 6:00 p.m.

Mayor Dearing stated that there is an encroachment at 218 Spotswood Avenue. Mayor Dearing stated that we need to give permission of encroachment. This was tabled until the next meeting.

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