Regular
Council Meeting
January 13, 2009

The regular meeting of the Elkton Town Council was held on January 13, 2009, in the Council Chambers at the Elkton Area Community Center with Mayor Larry Bompiani presiding. The following Council members were present:

PRESENT
M. Dearing
M. Isom
D. Kite
P. Workman
R. Snow

ABSENT
M. O'Neill

Town Attorney Lauri A. N. Sigler, Treasurer Clairen Sipe, Chief of Police James A. Morris, EACC Administrator Allison Morris, Recreation Director Diane Johnson and Clerk of Council Denise R. Monger were also present.

Mayor Bompiani called the meeting to order and the Clerk was asked to call the roll.

Council member Kite gave the invocation.

All present were asked to join in the Pledge of Allegiance.

.CITIZEN COMMENTS

Lugene Dovel, Elkton, spoke regarding the condition of his health. He spoke briefly regarding his upcoming court date.

Vic Corbo, 248 Windsong Hills Drive, Elkton, inquired as to the status of the generator. He noted the generator was delivered six months ago and was not in service. He spoke briefly regarding Downes & Associates' operational recommendations under the Town's current contract with VEMA. He inquired of the following: change from manual start to remote start on the generator, overtime costs for manual starting, and minimum call-out times for employees on the generator.

Mayor Bompiani stated that Council would review all matters that citizens discussed during the meeting. He noted those issues would be reported to the proper committees for a response to be prepared.

MINUTES

Motion to Approve December 9, 2008 Committee Meeting and December 15, 2008 Joint Public Hearing Minutes

Council member Kite moved, seconded by Vice Mayor Dearing, and carried to approve the minutes for the Committee Meeting held on December 9, 2008 and Joint Public Hearing held on December 15, 2008 as presented.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 voice vote) Motion carried

TREASURER'S REPORT

Mayor Bompiani stated the Treasurer's Report was not available at the time of the meeting.

COMMUNITY CENTER ADMINISTRATOR'S REPORT

EACC Administrator Allison Morris spoke briefly regarding the construction of the Community Center sign.

CHIEF OF POLICE REPORT

Chief Morris spoke briefly regarding his department's execution of a search warrant. He noted drug charges had been filed against individuals in a certain location. He noted a press release would be forthcoming. He noted that Greg Orebaugh had applied for an auxiliary officer position with his department.

Mayor Bompiani commended Chief Morris and his department for their participation at a recent event held at the Elkton Middle School.

Mayor Bompiani stated that "New Business" would be discussed after a closed session near the end of the meeting.

COMMITTEES

Mayor Bompiani requested that the committee chairpersons contact him with the dates and times of upcoming meetings.

Electric

No report.

Finance

No report.

Personnel

Council member Kite spoke briefly regarding an advertisement to be placed with the Virginia Municipal League for a Town Manager. He stated he had met with some of the Town employees regarding certain issues or concerns. He noted that a personnel meeting would be held shortly.

Council member Snow requested that the Town Manager ad specify that grant and/or grant writing experience was needed.

Public Health, Safety, Ordinances

Vice Mayor Dearing stated he had met with Chief Morris and set an agenda of items to accomplish. He noted a public meeting would be called after receiving suitable dates from other committee members.

Streets and Sidewalks

Council member Workman stated he was in the process of arranging a meeting with the Acting Town Superintendent, Timmy Turner and the Treasurer to review the current status of funds from the Virginia Department of Transportation and any existing priority list.

Water and Sewer

Vice Mayor Dearing briefly spoke regarding the status of the wastewater treatment plant. He noted the Town's engineers had met with plant personnel to discuss certain issues. He noted there were issues with some manholes.

Recreation

Council member Kite stated that some repairs had been made to the shelters, dugouts, park restrooms and the concession stand. He noted the Recreation Commission had recommended an increase in the rental rate for the shelters. He noted that a separate rate would be available for the morning or evening or an all day rental. He requested Council vote on the matter. He noted the new rental rates would apply to all three shelters.

Council member Kite moved, seconded by Council member Snow, and carried that the shelter rental fees be raised from $30.00 to $40.00 or reserve for all-day at $50.00, for all three shelters: Monger, EPIC and Riverside.

It was determined the rental times were as follows:

8:00 a.m. – 3:00 p.m.	=	$40.00
4:00 p.m. – 10:00 p.m.	=	$40.00
12:00 p.m. – 6:00 p.m.	=	$50.00 (All day)

The one hour between 3:00 p.m. and 4:00 p.m. could be used for clean-up purposes if a morning and evening rental would take place on the same day.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Planning Commission

No report.

Cemetery

Vice Mayor Dearing stated that a quarterly meeting would take place on January 14, 2009. He stated that the contract for mowing services would be discussed. He noted the Cemetery budget would be forthcoming.

Advisory

No report available.

Vice Mayor Dearing stated the Department Heads were in the process of preparing their department budgets. He requested the budgets be completed by February 1, 2009 and given to the finance chair. He noted that Department Heads were to report directly to their committee chairs, then to the Vice Mayor and lastly the Mayor. He noted that it was not appropriate for citizens to contact the Mayor at his personal business office regarding Town matters. He asked all citizens to contact the Clerk of Council to schedule an appointment with the Mayor if they wished to speak with him.

Mayor Bompiani stated he would be at the Town Hall on Tuesdays and Thursdays from 8:00 a.m. to 12:00 p.m.

UNFINISHED BUSINESS

Establish Economic and Community Development Committee – Second Reading

Council member Workman moved on the following:

Second Reading
Amendment to the Elkton Town Code
January 13, 2009
Adding new sub-section G to Section 37-3
Chapter 37
TOWN COUNCIL
Article I
Composition and Committees

Section 37-3. Standing committees.

G. Committee on Economic and Community Development.

BE IT ORDAINED BY THE TOWN COUNCIL OF ELKTON, AS FOLLOWS:

Section 37-3 of the Code of the Town of Elkton is hereby amended to add a new subsection G in accordance with the attached provisions.

BE IT FURTHER ORDAINED that this ordinance is enacted and shall be effective from the 13th day of January, 2009.

ADOPTED AND APPROVED this 13thth day of January, 2009.

Vice Mayor Dearing duly seconded the motion.

Council member Workman stated that the above-referenced motion would create the Economic and Community Development Committee as a standing committee. It was determined Council member Workman would prepare the budget for the committee.

Mayor Bompiani noted his support for the committee.

Council member Isom requested that all committees be read to the citizens.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Council member Isom read the following committees:

Electric – Margaretta Isom (Chair), Randell Snow, Rick Workman
Finance – Michael O'Neill (Chair), Lee Dearing, Randell Snow
Personnel – Gene Kite (Chair), Lee Dearing, Rick Workman
Public Health & Safety – Lee Dearing (Chair), Margaretta Isom, Gene Kite
Streets & Sidewalks – Rick Workman (Chair), Gene Kite, Lee Dearing
Water & Sewer – Michael O'Neill & Lee Dearing (Co-Chairs), Randell Snow
Planning Commission – Margaretta Isom (Council Representative)
Cemetery Commission – Lee Dearing (Council Representative)
Recreation Commission – Gene Kite (Council Representative)
Economic & Community Development Committee – Rick Workman (Chair), Michael O'Neill, Margaretta Isom

Community Center – Gene Kite, Randell Snow, Rick Workman

TOWN ATTORNEY

No report.

MAYOR'S BUSINESS

Mayor Bompiani stated that his home telephone number was 298-1856 should any citizen wish to speak with him. He asked Council to consider attending an eight hour work retreat to list and prioritize issues. He noted his preference for a Saturday and a facilitator to direct the meeting.

Mayor Bompiani stated that the Rockingham Municipal League Meeting would be held on January 21, 2009 at 6:00 p.m. at the Grottoes Fire Department.

Closed Session

Vice Mayor Dearing moved, seconded by Council member Kite, and carried to go into closed session to discuss the potential sale of a portion of the Kite property pursuant to the acquisition and disposition of the property under Virginia Code 2.2-3711-A.3, and to consult with Town Attorney under 2.2-3711-A.7, and to discuss the award of a public contract under 2.2-3711.A.30 of the Virginia Code.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Vice Mayor Dearing moved to go from closed session back into regular session and that each member, to the best of his or her knowledge, certified that only public business matters lawfully exempted from an open meeting requirement under Chapter 21 of Title 2.2 of the Code of Virginia were heard, discussed, or considered. Council member Workman duly seconded the motion.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Blue and Gold Drive

Vice Mayor Dearing stated that during the closed session, Council had discussed a proposed contract for repair work to Blue & Gold Drive. He noted that the closed session was necessary to discuss certain aspects of the work and also to determine if the Town could do the work. He noted that five contractors had bid on the project. They are as follows:

Clayton Plecker & Sons - $90,475.00
RKM EnviroClean - $96,800.00
Commonwealth Excavating - $66,180.00
E. C. Pace - $80,200.00
A & J Development & Excavating - $52,602.44

Vice Mayor Dearing stated that A & J Development & Excavating was awarded the contract for the lowest bid and for the low number of days to complete the project.

Vice Mayor Dearing moved, seconded by Council member Workman, and carried, for Council to accept the bid from A & J Development & Excavation in the amount of $52,602.44 and that we have the Town Attorney review the contract and upon her review and acceptance of that contract being adequate that we allow the Mayor to sign that contract.

Vice Mayor Dearing noted there was an additive bid of $22,698.00 from A & J Development & Excavating which the Town accepted. He noted that after the Town performs a pressure test and if additional work would be needed that Council also allocate that money to that company under an additional contract.

It was determined an additional motion would be presented regarding funds.

Mayor Bompiani stated it had been moved and seconded to accept A & J Development & Excavating for their replacement price of $52,602.44 and their additive bid of $22,698.00.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Vice Mayor Dearing moved, seconded by Council member Snow that money in the amount of $52,604.44 and $22,698.00 would come from sewer – capital projects.

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None
VOTE: (6 – 0 roll call) Motion carried

As there was no additional business, **Council member Workman moved, seconded by Council member Kite and carried to adjourn the meeting.**

YEAS: M. Dearing, M. Isom, M. O'Neill, D. Kite, P. Workman and R. Snow

NAYS: None

VOTE: (6 – 0 voice vote) Motion carried

Mayor: Larry A. Bompiani
Larry A. Bompiani

Recorder: Denise R. Monger
Denise R. Monger, Clerk

APPENDIX A

AGENDA
ELKTON TOWN COUNCIL
January 13, 2009

- ❑ **ROLL CALL**
- ❑ **INVOCATION**
- ❑ **PLEDGE OF ALLEGIANCE**
- ❑ **CITIZEN COMMENTS, QUESTIONS, REQUESTS, AND PRESENTATIONS WHICH DO NOT VIOLATE STATUTORY PUBLIC HEARING REQUIREMENTS.** (Council may establish or alter rules governing this or other public comment periods.)
- ❑ **MINUTES**
  - Committee Meetings – December 9, 2008
  - Public Hearing – December 15, 2008
- ❑ **TREASURER'S REPORT**
  - Questions/Comments from Council
- ❑ **COMMUNITY CENTER ADMINISTRATOR'S REPORT**
  - Questions/Comments from Council
- ❑ **CHIEF OF POLICE'S REPORT**
  - Questions/Comments from Council
- ❑ **NEW BUSINESS**
  1. Blue & Gold Drive
  2. Koogler Project
- ❑ **COMMITTEE REPORTS**
  - Electric
  - Finance
  - Personnel
  - Public Health, Public Safety, Ordinances
  - Streets and Sidewalks
  - Water and Sewer
  - Recreation
  - Planning Commission
  - Cemetery
  - Advisory
- ❑ **UNFINISHED BUSINESS**
  1. Establish Economic and Community Development Committee – Second Reading
- ❑ **TOWN ATTORNEYS/REPORT/ACTION NEEDED**
- ❑ **MAYOR'S BUSINESS**
- ❑ **CLOSED SESSION**
- ❑ **ADJOURNMENT**