REGULAR
COUNCIL MEETING
November 13, 1972

The regular meeting of the Elkton Town Council was held November 13, 1972 in the Council Chambers with the Mayor, Pro Tempore Harold A. Workman presiding. The following council members were present: Mr. R. E. Davis, Mr. R. R. Dean, Mr. H. A. Leet, Mr. W. H. McGahey and Mr. A. R. Thompson. Mr. Charles W. Hammer, Chief of Police, Mr. Marvin C. Hillsman, Jr., Town Attorney, Mrs. Norma R. Leap, Clerk and Mr. David C. Liskey, Town Superintendent were also present.

The Rev. James Martin opened the meeting with prayer.

Mr. W. H. McGahey moved, seconded by Mr. H. A. Leet and carried to approve the minutes of the regular meeting October 16, 1972 as amended.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to approve the Finance Report.

Mr. Lewis Jolly, attorney for Mr. Leroy Kite, presented two requests: a letter requesting permission for Mr. Kite to place a trailer park within the town limits on the old Jarman property between Shenandoah Avenue and the Norfolk and Western Railway right-of-way and a request that the ordinance prohibiting trailers within the town limits be amended to allow a trailer park.

These requests were set aside to later in the meeting.

Mr. H. A. Leet stated that he felt the council would first have to decide if they want to change the ordinance, then have a First Reading on the change and after the change act on Mr. Kite's request to be allowed to open a trailer court in town.

Mr. R. E. Davis moved, seconded by Mr. W. H. McGahey and carried to approve the Second Reading of $2,869.60 for the cast iron pipe for the new water line which was installed after the flooding.

Mr. Liskey reported that he needed new tires for the front end loader. They would cost approximately $600.00 each. He felt an appropriation of $2,100.00 would cover the cost.

Mr. Randal Dean suggested possibly recapping the old tires.

Mr. R. E. Davis moved, seconded by Mr. A. R. Thompson and carried to approve the First Reading to approprieate the maximum of $2,100.00 for tires and to instruct Mr. Liskey to check on recaps and to purchase the most economical.

Mr. R. E. Davis moved, seconded by Mr. R. R. Dean and carried to approve the First Reading of $2,400.00 to drain the water on Washington Street.

There was a discussion on naming alleys. Mr. H. A Leet moved, seconded by Mr. H. A. Workman and carried to name the alley beside Robinson's Department Store "Ben Yehuda Road".

Mr. R. E. Davis suggested the naming of the alley behind Mr. Joe Lucas be turned over to the Street Committee to look into and suggest a name.

There was a discussion on the water in Memorial Park. It was suggested that possibly Monger Brothers had not replaced the tiles which were broken when they ran the water line through the park, and this should be checked. Mr. Leet reported he had talked with Gerald Monger and he felt they had replaced all the tiles they knew were broken but could have missed some. It was suggested that possibly the town should consider putting in new tile to the main. Mr. Leet and his committee were asked to look into this situation.

It was reported that Mr. B. W. Gooden was having problems with water coming down North Avenue on to his land. This would probably need a pipe installed to drain the water in another direction. Mr. Liskey and the Street Committee were asked to look into this problem and get some prices for correcting it.

Mr. Workman reported on the meeting of the County Towns Wednesday. As yet, no concrete agreements have been reached in regards to the land fill operation. There will be a meeting Thursday, October 16th. of the Board of Supervisors and the group appointed by the County League of Municipalities on the landfill problem.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to approve the First Reading of $1,413.50 for the audit by Bosserman, Alt, James and Stickley.

Mr. Thompson reported that Mrs. J. C. Black had presented a request by the Woman's Club to have the library painted. They had an estimate of $120.00 from Mr. Howard Breeden. There is a leak in the fron east corner which needs to be repaired. The council felt the leak should be checked out before taking any action on this request.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Leet and carried to set aside $550.00 month for sinking funds, retroactive to September 1st., in the Water and Sewer Account.

The Council decided on the December 7th. date for the Town Christmas Party at the Bethel Christian Church.

Mr. Liskey was asked to check the culvert on Spotswood and Lee as there was a complaint that it needs cleaning.

Mr. Liskey was asked about seeding the bank behind the Methodist Church and he explained this couldn't be done before Spring.

Mr. Leet reported that about 80 had entered the Ping Pong Tournament and it had been very successful.

Mr. H. A. Leet moved, seconded by Mr. R. R. Dean and carried to grant the Elkton Parks and Recreation Commission permission to place fill dirt at the spot laid out on the master plan for a ball diamond for the Senior League.

Mr. Leet read a proposed ordinance change which would allow trailer parks in the town limits.

Mr. H. A. Leet moved, seconded by Mr. R. E. Davis and carried to approve unanimously the First Reading to amend Section 30-1 as follows:

Sec. 30-1. Limitation on placing, etc., trailer used for living or sleeping quarters, et., on public or private property -- Generally.

With the exception of trailers located or parked in trailer parks which are licensed and approved by the Town Council, no trailer which is used or which is intended to be used for living or sleeping quarters or purposes shall be placed, located or kept on any property, private or public, or on the streets within the town for a period of more than two weeks. The Council may terminate and revoke any license issued hereunder if the operation or existance of such trailer park is deemed to be detrimental to the health, safety or welfare of the citizens of the Town, provided, however, that no such termination and revocation shall be effective unless the licensee has received written notice at least six months prior to such termination and revocation.

The owner of any lot, tract or parcel of land in the town, the agent of such owner, if the owner be a nonresident and an agent is acting for the owner, and all persons occupying any trailer found in violation of the first paragraph of this section shall each be regarded as violating this section and shall be so charged jointly in any warrant issued for the violation thereof and conviction of the owner, or the agent of the owner, shall not preclude conviction of the occupants of such trailers for the violation hereof. (G. O. 1961, 14-1.)

Mr. Jolly asked when the council could consider a petition on behalf of Mr. Kite's request for a trailer park. The council told Mr. Jolly this could be considered after the Second Reading which would be at the next meeting.

Mr. Leet's committee was asked to prepare and present an ordinance setting a License Fee for Trailer Parks.

The Water and Sewer Committee was asked to check on running sewer lines to the section Mr. Kite would want his trailer park.

Mr. R. R. Dean moved, seconded by Mr. R. E. Davis and carried to approve the Second Reading of $1,112.70 for pipe and headwall of concrete to replace the pipe which was washed out on the Orewash Road.

Mr. Dean presented the following list of problems with water - cemetery east of Cook's, water front of cemetery, water on North Avenue - B. W. Gooden and Frances Offenbacker, water - J. C. Black, ditch - Wirt Avenue and North Avenue - pipe under 340 stopped up. Mr. Dean was asked to get with Mr. Liskey and check these.

There was a discussion on Mr. Ziegler's proposal to change "B" Street to one way from Ashby to Terrace. It was pointed out that a safety barricade on the West side of Terrace Avenue where "B" Street enters needs to be erected before there is an accident.

Mr. R. E. Davis moved, seconded by Mr. A. R. Thompson that "B" Street from Ashby to Terrace be made one way west to help eleviate the traffic problems.

It was brought to the councils attention that people parking on the Methodist Church parking lot will not be able to come back out on Warren but will have to go around Terrace.

Mr. Davis withdrew his motion and Mr. Thompson his second. The changing of "B" Street to one way was tabled for further study and Mr. Dean was asked to talk with the Methodist Church to see what their feelings would be.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to accept the resignation of Donald L. Denman effective October 30, 1972 as patrolman in the Police Department.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to employ Thomas Painter at $5,400.00 a year as a patrolman on a ninety day probation period.

Mr. W. H. McGahey moved, seconded by Mr. H. A. Leet and carried to increase Cornelis Hart's salary from $5,200.00 to $5,400.00 a year retroactive to November 1, 1972.

Mr. W. H. McGahey moved, seconded by Mr. H. A. Leet and carried to increase Charles Hammer's salary from $7,200.00 to $7,600.00 a year retroactive to November 1, 1972.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to have the last six parking spaces on the North end of the parking area on Terrace Avenue marked off for Emergency and Fire Company parking.

Mr. H. A. Leet moved, seconded by Mr. A. R. Thompson and carried to approve the Second Reading to amend Section 16-1 to read as follows:

Sec. 16-1. Minors in public poolrooms or billiard rooms.

No minor shall frequent, play in or loiter in any public poolroom or billiard room operated in conjunction with any establishment licensed under the state Alcoholic Beverage Control Act;[3] nor shall any minor under fifteen years of age frequent, play in or loiter in any other public poolroom or billiard room; nor shall the proprietor of any public poolroom or billiard room or his agent permit any such minor to frequent, play in or loiter in any such place in violation of the foregoing provisions of this section.

Any such minor or any such proprietor or agent violating the provisions of this section shall be punished by a fine of not less than five dollars or by imprisonment in jail not more than six months or by both such fine and imprisionment.

But nothing in this section shall apply to military or naval personnel in uniform in any poolroom or billiard room.

A letter from Governor Linwood Holton was read inviting those interested to meet with Governor Holton and his Cabinet Secretaries on December 14th. at the Ingleside Hotel in Staunton, Virginia to offer comments and suggestions for improving the operation of Virginia's government.

A letter from Elizabeth Grigg, Secretary, State Board of Housing was read in which notice was given that the State Board of Housing will hold a public hearing in the auditorium of the State Highway Department, Richmond, Va., at 10:00 A.M. on December 4, 1972, for the purpose of developing a Statewide Building Code.

Mr. Workman reported on the latest developments in the requested VEPCO rate increase. He had figures from Mr. Northcutt Ely in respect to required fees to represent the Municipalities and Co-ops in their fight against this increase. A copy of a proposed contract was also enclosed and a proposed resolution. No action was taken on either.

As there was no further business, the meeting adjourned.

MAYOR: Edward F. Garber
Edward F. Garber, Mayor

RECORDER: Norma R. Leap
Norma R. Leap, Clerk