REGULAR
COUNCIL MEETING
August 13, 1973

The regular meeting of Elkton Council was held August 13, 1973 at 8:00 P.M. in the Council Chambers with the Mayor, Edward F. Garber presiding. The following council members were present: Mr. R. E. Davis, Mr. R. R. Dean, Mr. H. A. Leet, Mr. W. H. McGahey, Mr. A. R. Thompson and Mr. H. A. Workman. Mr. Charles Hammer, Chief of Police, Mr. William Herring, Acting Superintendent, Mr. Marvin Hillsman, Town Attorney and Mrs. Norma R. Leap, Clerk were also present.

Mr. Alan R. Thompson opened the meeting with prayer.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to approve the minutes of the regular meeting July 9, 1973.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to approve the Finance Report for the month of July.

Mr. George Wylie of Trans-Video Cable T.V. came before the council to present what his company has to offer in Cable T.V. Service. He stated that they have the existing facilities to serve the town on a micro-wave system. He estimated that they could have Cable T.V. in within a year. He was given a copy of the town's franchise ordinance to complete and return before the next regular meeting.

There was some discussion on the questions posed by Mr. Buddy Price of the Rockingham Planning Commission in regards to a request for a trailer park by Robert Lough on land adjacent to the town. It was felt the council could not definitely say if Mr. Lough's land is in a flood area. They did not feel any decision was necessary as to whether the town would furnish water and sewer until we see if the county gives Mr. Lough a permit for a trailer park and this definitely is not compatible to town zoning laws. The council decided to wait to see what the county decides before taking any action.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to adopt a resolution for Mayor Garber to contract with Rockingham County to furnish inspection services pursuant to the uniform statewide building code of the State of Virginia. A form for such agreement dated July 27, 1973 being incorporated into this resolution by reference.

It was reported that Mr. Osbourne, State Highway Department, had called in regards to the town granting the necessary permission forms in regards to our facilities before the State can take over the upkeep of the roads in the Liberty Heights Subdivision. The council left this to Mr. Herring, with the help of Mr. Hillsman.

Mr. H. A. Leet moved, seconded by Mr. R. E. Davis and carried to make the Finance Chairman responsible for the Revenue Sharing reports and information.

Mr. W. H. McGahey moved, seconded by Mr. R. R. Dean and carried to accept Thomas Phibbs resignation.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to employ William H. Traylor, Jr. as a patrolman in the Police Department at an annual salary of $6,200.00 and on a twelve month probation period.

A letter from Ralph K. Babington was read in regards to the state doing away with the fee system for J.P.'s and stating he would like to remain in the capacity as Magistrate for the Town at a salary of $300.00 a month beginning September 1, 1973.

There was some discussion on this new court system. Mr. Hillsman stated that J.P.'s can be paid a fee or a salary and the State J.P.'s will remain on the fee system until 1974.

Mr. H. A. Workman moved, seconded by Mr. W. H. McGahey to accept R. K. Babington on a salary basis at $300.00 a month for four months until January 1, 1974. The motion was defeated. The vote was recorded as follows:

Davis	- nay	McGahey	- yea
Dean	- nay	Thompson	- nay
Leet	- nay	Workman	- yea

Mr. H. A. Leet moved, seconded by Mr. R. E. Davis and carried to give the old police car radio to the Elkton Fire Company.

Mr. R. E. Davis reported that his Committee has contacted a company in regards

to sealing leaks and are also working on the new prospect of a water filter at the well which the town will be able to justify.

Mr. H. A. Workman moved, seconded by Mr. W. H. McGahey and carried to appropriate up to $500.00 but not to exceed this amount for two transformers.

Mr. Herring ask the council if they want the sidewalk at the Farmer's & Merchants bank put in at State Specifications or not. This sidewalk will be a three way proposition between the Town, Bank and Continental Telephone Company. This was left to the Street Committee.

Mr. R. E. Davis moved, seconded by Mr. H. A. Leet and carried to authorize the Street Committee to spend up to $1000.00 on the sidewalk in front of the Farmer's & Merchants Bank.

Mr. R. E. Davis moved, seconded by Mr. R. R. Dean and carried to replace the six inch water line which crosses Elkt Run Creek and was washed out during the flood at an approximate cost of $1200.00 This will be reimbursed by the Federal Government.

Mr. Herring reported that Mr. Ageon had requested him to ask the council if they want any vapor lights placed on the parking lot by The Valley Banner. This was turned over to the Electric Committee.

Mr. W. H. McGahey moved, seconded by Mr. A. R. Thompson and carried to place the chipper under our blanket insurance coverage.

Mr. R. R. Dean reported that he had received a bill from the Montgomery Construction Company Inc. for the sidewalk at the Tastee Freez. The total cost was $1163.00. The town's share of this is $581.50. The Tastee Freez also asked the town to consider sharing the cost of the sidewalk from their building to Silco.

Mr. W. H. McGahey moved, seconded by Mr. H. A. Workman and carried to approve the First Reading to appropriate $581.50 for one-half the cost of the sidewalk from the Tastee Freez to Route 340.

The council stated that they are not interested in sharing the cost of the sidewalk from Tastee Freez to Silco.

Mr. Swortzel requested the town consider a sidewalk in front of his house. Mr. Herring was asked to get some prices before the next meeting.

Mr. R. R. Dean moved, seconded by Mr. W. H. McGahey and carried to approve the First Reading to extend the sidewalk in front of the Elkton Elementary School west on "B" toward Terrace approximately 15 feet.

Mr. H. A. Leet reported that the Garbage Collection load increases steadily. In the area of recreation, he reported that there is quite an increase of interest in tennis and possibly they should consider another tennis court. Also work has started on hauling dirt into Memorial Park to build up the area for the proposed Senior League Park.

Mr. A. R. Thompson reported that he had received the Planned-Use Reports for the entitlement period July 1, 1973 to June 30, 1974. It seems we will only receive $10,756.00 in Revenue Sharing for this period. This report must be filed by September 14, 1973 and the budgeting of this amount will be included in the planned special meeting for the regular budget.

Mr. Thompson stated he would like to go into Executive Session after the completion of the regular business to discuss the budget.

Mayor Garber presented a letter from the Virginia Federation of Humane Societies, Inc. in regards to an opinion of the Attorney General, dated May 1, 1973, Section 29-199, of the Code of Virginia prohibits dog wardens from selling dogs. They request that all agencies responsible for carrying out animal control laws confirm that their local animal wardens are in compliance.

A letter from Bosserman, Alt, James & Stickley asking for authorization to perform the audit for the Town of Elkton was presented.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to have Bosserman, Alt, James and Stickley perform the audit for the Town of Elkton for the fiscal year ended August 31, 1973.

Mayor Garber had a letter from the American Revolution Bi-Centennial Committee with forms to complete. It will be necessary to find someone to work on this. Mr. R. B. Hutton was suggested as a good person to work on this project.

Mr. R. E. Davis moved, seconded by Mr. W. H. McGahey and carried to appoint

Mr. R. B. Hutton to represent the Town in regards to the Bi-Centennial Celebration.

Mayor Garber reported that Mr. Franz of the Harrisonburg Electric Commission has been contacted and he would be willing to come down and help the town review their electric rates if all the council agrees.

Mr. W. H. McGahey moved, seconded by Mr. R. R. Dean and carried to have Mr. Franz come down and help with an electric study.

Mayor Garber reported that the town has been asked to provide services to register eighteen year olds through our Treasurer's Office. No action was taken as most of the council opposed adding this service.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to go into Executive Session.

There was a discussion on the Budget.

Mr. W. H. McGahey moved, seconded by Mr. R. R. Dean and carried to go back into regular session.

As there was no further business, Mr. W. H. McGahey moved, seconded by Mr. R. R. Dean and carried to adjourn.

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

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