REGULAR
COUNCIL MEETING
February 11, 1974

The regular meeting of the Elkton Town Council was held February 11, 1974 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. H. A. Leet, Mr. W. H. McGahey, Mr. A. R. Thompson and Mr. H. A. Workman. Mr. R. R. Dean was absent. Mr. Homer Ageon and Mr. William Herring, Acting Superintendents, Mr. Charles Hammer, Chief of Police and Mrs. Norma Leap, Clerk were also present.

Mayor Garber opened the meeting with prayer.

Mr. H. A. Leet moved, seconded by Mr. W. H. McGahey and carried to approve the minutes of the regular meeting January 14, 1974 as altered.

Mr. A. R. Thompson moved, seconded by Mr. R. E. Davis and carried to approve the Finance Report for January 1974.

Mr. J. H. Early Jr. was present in regards to the garbage collection fee. He stated that he feels very strongly that the fee charged at his business is unfair. He stated that he had been somewhat assured at the December 19th. meeting that something could be done and asked why his letter had not been read at the December meeting. Mr. Leet stated that although he had not read the letter he had presented Mr. Early's problem and that it had been the committee's decision to leave the fee as orginally set as they felt this to be as fair as possible. Mayor Garber asked the Committee if they would be willing to reconsider Mr. Early's request and they agreed to review his request again.

Mr. R. E. Davis moved, seconded by Mr. W. H. McGahey and carried to enter into the following agreement:

> In pursuant of a request from Harold Berkey asking for the Town of Elkton to furnish water and sewer service to a housing development North East of Elkton, the Elkton Town Council voted on February 11, 1974 to agree to supply these utilities to this development subject only to their availability and such restrictions as may be imposed beyond the control of the Town of Elkton.
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> Be it further understood that the expense of these installations beyond existing lines will be the sole responsibility of the developer.
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> If within one year from the date of this agreement no progress is made on the above mentioned development, this agreement shall be terminated and the town's obligation to furnish these utilities will be ended.

There was a discussion in regards to annexation and what was necessary if you wished to be annexed by the town. It was suggested by Mr. Herring that those wishing to be annexed could petition the court. Mr. Workman stated that he felt the town should go ahead with annexation.

Mr. H. A. Leet moved, seconded by Mr. R. E. Davis and carried to approve the Second Reading to amend Section 26-16 to add the following section to enforce the garbage collection fee:

> Failure by any person, firm, or corporation to pay the assessed fee within 10 days following date due shall constitute a violation of this ordinance. Such person, firm, or corporation shall be guilty of a misdemeanor, and upon conviction shall be fined not less than $15.00 nor more than $50.00 for a first conviction, and not less than $25.00 nor more than $500.00 for each subsequent conviction.
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> Each day any person, firm, or corporation continues to violate the provisions of this ordinance shall constitute a separate offense.

Mayor Garber reported that Luray Trans-Video Inc. could not start on our cable television system until the town has signed the franchise contract. There are some points which need to be taken care of by an attorney.

Mr. W. H. McGahey moved, seconded by Mr. A. R. Thompson and carried to have Mayor Garber contact the attorney the town is hoping to employ as Town Attorney to see if he will take care of the T.V. contract.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to approve the Second Reading to pay the $1,042.52 still outstanding on the floor at the Police Department damaged by flood.

Mr. Herring reported that he had filed a request with the State Highway Department to add additional mileage to our Street Maintenance Program. He has received a letter asking for additional information and informing of the need for a resolution from the council in regards to the request.

Mr. R. E. Davis moved, seconded by Mr. H. A. Workman and carried to approve the following resolution:

Be it resolved that the Elkton Town Council at its regular council meeting February 11, 1974 requests the Virginia Department of Highways to add the following 2620 feet of additional streets to the Street Maintenance Program:

F Street	Lee to Jackson	374'
B Street	Heard to Terrace	272'
Marshall	6th. to 7th. Street	648'
Roland	4th. to Park	578'
Sixth St.	Summitt to Prospect	322'
Prospect	6th. to Dead End	426'

Mr. Herring reported that necessary forms have been completed in regards to a grant on the North Avenue Pumping Station and the town is in line for a grant.

Mr. Herring reported on requests to gravel alleys in town and he stated he felt it was necessary for the council to take a stand on whether they are going to gravel alleys or not. This matter was referred to the Street Committee.

Mr. Herring reported that we need a new roter rooter. He has received a quote of $895.00. He also reported that the new truck has arrived.

Mr. Herring reported that we are now complying with all State Water Control Board requirements in regards to our Sewage Treatment Plant.

Mr. W. H. McGahey moved, seconded by Mr. R. E. Davis and carried to approve the First Reading to purchase a new roter rooter at a cost of $895.00.

Mr. H. A. Workman moved, seconded by Mr. R. E. Davis and carried to have Mr. Herring secure bids on street work.

Mr. W. H. McGahey reported that information has been received in regards to being able to purchase Police Cruisers through the State again this year. He feels it is necessary to purchase a new car to replace the 1972 Fury as it is in bad condition. The cost of a new car through the State would be $3609.35. Money for a new car was deleted from this years budget.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to approve the First Reading to purchase a new police car through the State at the cost of $3609.35.

It was reported that the attorney is still interested in the town but cannot meet with the council at this time.

Mr. R. E. Davis reported that a Richmond firm has been contacted in regards to the North Avenue filtration problem but no answer has been received as yet.

Mr. Workman reported that steps have been taken to curtail energy as per VEPCO requests and that he feels we are complying with the 10% cutback.

Mr. Workman reported that work is progressing on compiling the information needed for a rate study and also on the Grade School electric rate which will be retroactive to include the increases.

Mr. H. A. Leet reported that the Recreation Department has sponsored one ski trip and plans another one this week. Plans for a ping pong tournament are in progress.

Mr. A. R. Thompson presented a bid from Mr. Owen Hensley to tile the ceiling in the library for $200.00 and to do the work in the Treasurer's Office to enlarge the working space for $200.00.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to have Mr. Hensley do the purposed work in the library and office at an approximate cost of $400.00 for both.

Mr. Bill Davis has requested the town consider water proofing the Community Hall. Mr. Herring was asked to get some prices on this.

Mr. Thompson reported that according to a booklet from the Virginia Municipal League the town seems to be very much in line with other towns in regards to their Business License. It is too late to make any changes this year but that he feels all licenses should be considered not just some.

Mayor Garber read a letter from the First Baptist Church of Elkton requesting annexation into the Town of Elkton. Mr. Charles F. Kindred, Pastor of the church was present to ask that the council act on this request. Mr. Kindred was told this would be considered in the annexation program, and the annexation matter was turned over to the newly appointed Planning & Land Use Committee.

Mayor Garber presented a letter from H. H. Summers, Jr., Assistant Chief Fire Marshall in regards to firemen cutting electric lines. Mr. Summers suggested that the fire chief, the electrical department, the mayor and some outside authority meet and discuss all the problems involved to see if a solution could not be arrived at that would be satisfactory to all parties.

Mayor Garber reported that the joint meeting of town mayors and councilmen would be held Wednesday, February 13, 1974 at Broadway at 7:30 P.M. in the Broadway Community Center Building.

Mayor Garber reported on a letter received from the State Water Control Board in regards to the flood insurance program. Copies are being made for distribution to all councilmen in regards to the changes in the program and effects and penalties for non-participation in the flood program.

Mayor Garber reminded the council of the coming town election and the need for a full slate of candidates. Mayor Garber reported that he would not be running for reelection.

As there was no further business, Mr. R. E. Davis moved, seconded by Mr. A. R. Thompson and carried to adjourn.

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

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