REGULAR
COUNCIL MEETING
April 8, 1974

The regular meeting of the Elkton Town Council was held April 8, 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. R. R. Dean, Mr. H. A. Leet, Mr. W. H. McGahey, Mr. A. R. Thompson and Mr. H. A. Workman. Mr. Homer Ageon and Mr. William Herring, Acting Superintendents, Mr. W. E. Ayers, Town Manager, Mr. Charles Hammer, Chief of Police and Mrs. Norma R. Leap, Clerk were also present.

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

Mr. R. R. Dean moved, seconded by Mr. A. R. Thompson and carried to approve the minutes of the regular meeting March 11, 1974.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to approve the Finance Report for March 1974.

Mr. M. W. Lough stated to council that he was on council when the present Municipal Building was donated to the town in memory of Mr. George Merck. He was on the committee in charge of the building and the Elkton Women's Club was the first group to occupy the building and were given the two rooms for their meetings for taking charge of the library. Mr. Lough ask if council has given the new town manager the authority to take over these rooms without coming to council.

Mayor Garber reported that this authority had not been given to the town manager.

Mrs. R. B. Hutton ask permission to speak later in the meeting, if necessary, in regards to the matter of the rooms on the second floor. Permission was granted.

Mr. H. L. Baugher ask if the proposed development North of town would be discussed in the business meeting and was told it would be.

Mr. A. R. Thompson reported that the Finance Committee has met and has prepared a written agreement in regards to the rooms occupied by the library and women's club. Mr. Thompson said he felt they are doing a fine job and are a big asset to the town. He felt that if the new manager needs more room the porch could be enclosed.

Mr. A. R. Thompson moved, seconded by Mr. H. A. Workman and carried to enter into the following agreement:

> This agreement made and entered into on the 8th. day of April 1974 by and between the Town of Elkton, Inc., Elkton, Va. and The Elkton Woman's Club, Elkton, Va. It is agreed that the Town of Elkton shall furnish a room in the town municipal building for the use of a public library. It shall also furnish another room for a meeting place of the Elkton Woman's Club. These rooms consist of the southwest corner room, first floor, and adjoining kitchen.
>
> For use of these rooms, the Woman's Club agrees to continue, through its Library Committee, responsibility for the operation of the Elkton Community Library.
>
> If either party finds it necessary to terminate this agreement, they will notify the other party in writing, ninety (90) days in advance of such termination.

Mr. H. A. Workman moved, seconded by Mr. A. R. Thompson and carried to accept Mr. H. R. Breeden's proposal for painting the two rooms occupied by the library.

Mr. Bill Davis, speaking on behalf of the Elkton Recreation Commission, requested council to reappropriate the $1000.00 which was dropped from the budget at the beginning of the year. This was turned over to the Finance Committee to study and give the Recreation Commission an answer by the next meeting.

Some of the things which have been accomplished by the Elkton Recreation Commission were: additional lighting and fence at the Little League Ball Park, worked with County on Basketball Program for Boys, Girls Basketball Program, Ping Pong Tournaments, work at the High School ball field, furnished basketballs and tennis balls, repair and painting of walls at the Community Hall, new lighting at Community Hall, new drapes at Community Hall. New things in progress are Girls Little League Softball, permanent rest rooms and concession stand at the Little League Park, new Senior League Diamond, Teen Dance weekly and additional tennis court.

Mr. W. H. McGahey moved, seconded by Mr. H. A. Leet and carried to employ R. Bruce Wiles as Town Attorney at a $50.00 a month retainer fee.

Mayor Garber introduced Mr. Ayers the new town manager.

Mr. Ayers introduced Mr. Arthur H. Beard, Jr. of Arthur Beard Engineers, Inc. who presented a proposal for Engineering Services to develop a Comprehensive Plan for the water and wastewater systems for Elkton and the surrounding area. Mr. Beard estimated the study to cost approximately $15,000.00. There is a possibility of receiving 80% of the cost of the sewer portion of the plan from a government grant. This was turned over to the Water and Sewer Committee to study and a special meeting will then be called to act on their recommendations.

Mr. Ayers introduced Mr. Robert N. Greathead of James C. Wilkins & Associates, Inc. who presented a proposal for an annexation feasibility study for the Town of Elkton. The fee for the services proposed is $4,750.00.

Mr. Leet asked Mr. Greathead if this would include their help when and if the town goes into annexation and Mr. Greathead indicated that this would mainly include the study needed by the town prior to deciding if annexation is feasible. Mr. Leet stated he felt a study of this type should be made.

Mayor Garber suggested turning the proposal over to the Planning Commission for their suggestions and this could be included in the Special Meeting when called.

Mr. Ayers presented a copy of a letter to Mr. Gene Hensley, Sears, Roebuck Catalog Sales, from W. J. Osborne, Resident Engineer, Department of Highways. In the letter Mr. Osborne states "I believe it would be a good time to determine the eligibility of the new street for maintenance by the Town of Elkton and maintenance payment by this Department. I would suggest that the Town of Elkton make a written request to this office concerning whether or not the street would be eligible for maintenance payment." Mr. Ayers was asked to work with the Street Committee on this.

Mr. R. R. Dean moved, seconded by Mr. W. H. McGahey and carried to approve the Second Reading of $19,818.90 from Elkton Paving, Inc. for the proposed street work as listed in the March 11, 1974 minutes.

Mr. R. R. Dean presented a letter from Dr. Garner H. Downey and S. Hillman Levinson regarding the curb at the parking area in front of Downey's building at 302-306 W. Spotswood Avenue and in front of Levinson's Elkton Restaurant. They ask permission to construct a curb of routine measurements (6" x 6" with usual beveled edge) extending from power line post even with last corner of Downey building to power line post on line with west corner entrance of Levinson's Restaurant. Width of strip from south edge of existing sidewalk to curb to be 27 inches. This was turned over to the Street Committee and Mr. Ayers to get a cost estimate and bring back to the Special Meeting.

Mr. Lurty Taylor, speaking for the Elk Wood Subdivision, came before the council asking for a firm committment on the part of the town to furnish water and sewer to the subdivision. Mr. Taylor pointed out that the option on the land is up April 27th. and without a firm committment they would not want to exercise their option.

Mr. R. E. Davis quoted portions of a letter from the State Water Control Board which indicated the town has the capacity to furnish services to approximately 225 homes at the present and the capacity would increase when the infiltration into the sewer lines is corrected.

Mr. R. E. Davis moved, seconded by Mr. H. A. Workman to grant to Elk Wood Subdivision water and sewer connections according to the capacity of our existing facilities at the time of their connections. The vote was recorded as follows:

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

Mr. H. L. Baugher questioned the council's granting facilities without the annexation or water and sewer study.

Dr. Talbot pointed out that this new subdivision would involve more than furnishing water and sewer. There would be the problem of schools, recreation, etc. and wondered if Elkton could handle this.

Mr. Workman stated that the town must annex if it is to grow.

Mr. H. L. Baugher asked Mr. Wiles if he could define conflict of interest and pointed out that Mr. Dean is involved with the new subdivision.

Mr. Dean stated he was abstaining from voting on any issues involving the proposed subdivision but if there was any indication of conflict of interest, he would sell his interest in the subdivision. He also stated that he had been elected by the people and if the people decided they wanted his resignation he would resign.

Dr. Downey asked for an explanation of the infiltration problem as he was not familiar with the problem. Mr. Davis and Mr. Herring explained the problem.

Mr. H. A. Workman stated that he would report by letter to each councilman on the Municipal Electric Power Association of Virginia Meeting he attended.

Mr. H. A. Leet moved, seconded by Mr. R. E. Davis and carried to designate 60 x 120 feet in the area north of the present basketball and tennis courts, which is presently a parking area, for a new basketball court. The court will be 25 feet from the curb and will not interfere with the tree.

Mr. Leet reported that the ping pong tournament was quite successful.

Mr. A. R. Thompson moved, seconded by Mr. R. E. Davis and carried to approve the Second Reading to accept the bid of $1053.50 from Service Stationers for office equipment.

Mr. Thompson stated he would like to meet with the Finance Committee and Mr. Ayers on the budget.

Mayor Garber reported on a letter from the Board of Zoning Appeals. Mr. C. Z. Hisey, whose term expired March 1, 1974, declined any further service on the Board. Mr. William Madren was suggested as a likely candidate. Mr. C. J. Davis had been appointed to a term with the board. However, he has not yet been sworn into office as the town is without an attorney to prepare the necessary forms. Mr. I. L. Flory Jr. was appointed chairman for the coming year and Mr. John Hostetler will be the secretary.

Mayor Garber stated that we would have our new attorney take care of Mr. C. J. Davis' appointment immediately.

Mr. A. R. Thompson moved, seconded by Mr. W. H. McGahey and carried to recommend Mr. William Madren to be appointed to fill the vacancy on the Board of Zoning Appeals.

Mayor Garber reported that letters have been received from Mr. Fugate and Mr. Osborne in regards to the State Highway Departments' plans in regards to Route 340. The plans have been published in the local paper.

Mayor Garber reported on a letter from Paul F. Cecchini, District Engineer, Department of Highways, in regards to a seminar to be held on April 25, 1974 at the Staunton District Office on paving surfaces relating to street safety.

Mayor Garber asked Mr. Herbert L. Baugher if he is operating a used car lot in Elkton. He has received a telephone complaint in regards to this.

Mr. Baugher stated that the land has been leased by the Rockingham National Bank for parking facilities only.

As there was no further business, Mr. W. H. McGahey 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