REGULAR
COUNCIL MEETING
November 8, 1976

The regular meeting of the Elkton Town Council was held Monday, November 8, 1976 at 8:00 P.M. in the Council Chambers with the Mayor, Maurice W. Lough presiding. The following council members were present: Mr. C. E. Dean, Mr. R. R. Dean, Mr. H. D. Flory, Mr. B. B. Holt, Mr. H. W. Leap and Mr. R. J. Lough. Mr. Fred Cloonan, Patrolman, Mrs. Norma Leap, Clerk, Mr. Gerald Monger, Superintendent and Mr. Bruce Wiles, Attorney were also present.

Mr. Randal R. Dean opened the meeting with prayer.

The minutes of the October 11, 1976 regular meeting were approved as written.

Mr. Chuck Farthing, Recreation Coordinator reported on the program and activities of the Elkton Community Parks and Recreation Commission and presented each councilman with a copy of the report. There were over 20 programs with over 1000 participants. The Commission helped with the open classroom which was developed in Memorial Park and the construction of four picnic tables in the park.

Dr. Asa Talbot came before council requesting a donation from the town to help the Boy Scouts go on a trip to New York City after Christmas. The council agreed to consider this request and let Dr. Talbot know their decision at a later date.

Mr. Bill Holt reported that the Public Safety Committee, the Mayor and Personnel Consultant will meet Tuesday night to interview an applicant for the position of Police Officer.

Mr. B. B. Holt moved, seconded by Mr. H. W. Leap and carried to adopt the position of Police Lieutenant and this position become a part of the Personnel Program.

Mr. R. J. Lough moved, seconded by Mr. B. B. Holt to appropriate an additional $300.00 for advertisement in the General Government Department. The vote was recorded as follows:

C. Dean	-	yea	B. Holt	-	yea
R. Dean	-	yea	H. Leap	-	yea
D. Flory	-	yea	R. Lough	-	yea

Mr. R. J. Lough moved, seconded by Mr. H. D. Flory to approve the Second Reading to purchase the Professional Liability Insurance for the Mayor and Council at a cost of $1224.00 which carries one million per claim, one million aggregate. The vote was recorded as follows:

C. Dean	-	yea	B. Holt	-	yea
R. Dean	-	yea	H. Leap	-	yea
D. Flory	-	yea	R. Lough	-	yea

Mr. R. J. Lough moved, seconded by Mr. B. B. Holt to appoint Mr. Bill Holleran as the town's Personnel Consultant at a fee of $1.00 per year. The vote was recorded as follows:

C. Dean	-	yea	B. Holt	-	yea
R. Dean	-	yea	H. Leap	-	yea
D. Flory	-	yea	R. Lough	-	yea

Mr. R. J. Lough moved, seconded by Mr. C. E. Dean and carried to approve the October Finance Report as presented.

Mr. Charles Dean reported that Mr. Wiles had received a letter from Michie Publishing Company regarding the updating of the town code. The cost were as follows:

$4,200.00 to revise entire code, bring it up to date and print 50 copies
$1,550.00 to just print the supplements

Mr. C. E. Dean moved, seconded by Mr. R. R. Dean to approve the First Reading to enter into an agreement with the Michie Company to completely update the town code and charter at a cost of $4,200.00, to be broken down into three payments, 1/3 when the contract is signed, 1/3 at the conference and 1/3 upon completion. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. C. E. Dean moved, seconded by Mr. R. J. Lough to approve the First Reading to amend Section 12 of the Elkton Electric System Schedule of Rules and Regulations to read as follows:

12. Service Connection Charges:

All service connection charges shall be included in the first monthly bill after the service is rendered. The charges shall be as follows:

(a) Regular Working Hours - A service connection charge of $5.00 per connection made during regular working hours will be assessed the customer.

(b) After Hours, Saturdays, or Sundays - A service connection charge of $15.00 per connection made after hours, Saturdays, or Sundays will be assessed the customer.

(c) Holidays - A service connection charge of $25.00 per connection made on Holidays will be assessed the customer.

The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

There was some discussion regarding presenting the purposed Subdivision Ordinance for county approval. Mr. Holt pointed out that this could take ninety days to accomplish and would prevent our getting it through council by December.

Mr. C. E. Dean moved, seconded by Mr. B. B. Holt to approve the First Reading of the Subdivision Ordinance as presented, to advertise on November the 11th. and 18th. and have the Public Hearing on November 29, 1976.

There was some disagreement regarding Section 3-1. Mr. C. E. Dean withdrew his motion and Mr. B. B. Holt his second.

After further discussion, Mr. Wiles pointed out that it was not necessary to take a vote to have the First Reading. Council then agreed to consider this as a First Reading on the Subdivision Ordinance and for Mr. Holt to proceed with the advertising for the Public Hearing.

Mr. Flory reported that we have received all but 10% of the Step I monies and we will be receiving the final 10% soon. We are now set up for Step II and EPA has been requested to rush our Step II application through as quickly as possible.

Mr. R. J. Lough presented a bill from James C. Wilkins & Associates, Inc. in the amount of $1198.20 for the annexation survey.

Mr. H. D. Flory moved, seconded by Mr. R. J. Lough to approve the First Reading to pay $1198.20 to James C. Wilkins & Associates, Inc. for the annexation survey. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- abstain	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. H. D. Flory moved, seconded by Mr. C. E. Dean to approve the Second Reading of the Ordinance for the Regulation of Water Main Construction. This ordinance is printed in the October 11, 1976 minutes. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. H. D. Flory moved, seconded by Mr. C. E. Dean to approve the Second Reading of the Ordinance for the Regulation of Sewer Main Construction. This ordinance is printed in the October 11, 1976 minutes. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. H. D. Flory moved, seconded by Mr. R. J. Lough to adopt the Construction Standards Regulating the Construction and Expansion of Central Water and Sewer Systems for the Town of Elkton, Va. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. Flory reported that he has been meeting with Mr. Wiles, some of the town officers and employees and work is progressing on the annexation.

Mr. Wiles reported that the hearing will be held November 11, 1976 before the three judges on the motion by Rockingham County for a continuance in the annexation suit.

Mr. Wiles was requested to make a further investigation into abandon car ordinances.

Mr. R. J. Lough moved, seconded by Mr. B. B. Holt to approve $224.00 for the exhaust fan which was purchased from Snyder's Plumbing. The vote was recorded as follows:

C. Dean	- yea	B. Holt	- yea
R. Dean	- yea	H. Leap	- yea
D. Flory	- yea	R. Lough	- yea

Mr. C. E. Dean moved, seconded by Mr. R. J. Lough to approve and adopt on the First Reading, declaring that an emergency exists, the following ordinance:

AN ORDINANCE FOR THE ADOPTION BY REFERENCE
OF STATE LAW PROVISIONS REGULATING MOTOR VEHICLES AND TRAFFIC

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

Pursuant to the authority of Section 46.1-188 of the Code of Virginia, as amended, all of the provisions and requirements of the laws of the state contained in title 46.1 and article 2 of chapter 7 of title 18.2 of the Code of Virginia, as in force and effect on July 1, 1976, and as amended in the future, except those provisions and requirements the violation of which constitutes a felony, and except those provisions and requirements which by their very nature can have no application to or within the town, are hereby adopted and incorporated in this chapter by reference and made applicable within the town. References to "highways of the state" contained in such provisions and requirements hereby adopted shall be deemed to refer to the streets, highways and other public ways within the town and extending one mile beyond the corporate limits thereof. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this chapter as fully as though set forth at length herein, and it shall be unlawful for any person, within the town or within one mile of the limits thereof, to violate or fail, neglect or refuse to comply with any provision of title 46.1 or of article 2 of chapter 7 of title 18.2 of the Code of Virginia which is adopted by this section; provided, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under title 46.1 or under article 2 of chapter 7 of title 18.2 of the Code of Virginia. To the extent that any provisions of Chapter 17 of the Elkton Town Code may be inconsistent with the provisions and requirements of title 46.1 or of article 2 of chapter 7 of title 18.2 of the Code of Virginia hereby adopted, the same are superseded.

The vote was recorded as follows:

C. Dean	-	yea	B. Holt	-	yea
R. Dean	-	yea	H. Leap	-	yea
D. Flory	-	yea	R. Lough	-	yea

Mayor Lough read a letter from Mr. W. J. Osborne, Resident Engineer, Virginia Department of Highways, acknowledging receipt of the council's resolution requesting a traffic signal be installed at the intersection of Rockingham Street and Stuart Avenue. Mr. Osborne stated that he has requested a study be conducted to determine if a signal is justified at this location and will advise the town of the results of the study.

A letter was presented to council regarding a course in "Effective Supervision" which is being planned for local government personnel by Rockingham County Distributive Education Department. The council decided not to participate in the course.

As there was no further business, the meeting adjourned.

MAYOR: Maurice W. Lough
Maurice W. Lough, Mayor

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