REGULAR
COUNCIL MEETING
August 8, 1977

The regular meeting of the Elkton Town Council was held August 8, 1977 at 8:00 P.M. with the Mayor, Maurice W. Lough presiding. The following councilmen were present: Mr. R. R. Dean, Mr. H. D. Flory, Mr. B. B. Holt, Mr. H. W. Leap and Mr. R. J. Lough. Mr. C. E. Dean was absent. Mr. Charles Lawhorne, Patrolman, Mrs. Norma Leap, Clerk, Mr. Gerald Monger, Town Superintendent and Mr. R. Bruce Wiles, Attorney were also present.

Mayor Lough opened the meeting with prayer.

Mr. R. B. Hutton was present and spoke against the purposed water and sewer rates. He ask council to reconsider and take this matter under further consideration. He stated that regarding the sewer connection charges the town was discriminating against the people who have been living in the corporate limits all along.

Mr. Joseph O'Byrne ask why they couldn't get copies of the purposed rates. It was explained to him that the sewer rates were available in the town office for those that ask for them.

Mr. Flory ask those with questions to wait until they went over the rates as copies would be available and many of their questions would be answered at that time.

John Flory was present to inquire about a place for young people to ride their skate boards.

Mr. Holt explained to those present that the police had stopped the skate boards on the streets as it was quite dangerous. Chief Hammer has been looking over the town for possible places for the use of skate boards. One idea was to close A Street from Warren to Ashby certain hours during the day. This will be discussed with the Recreation Commission and suggestions be brought back to council.

Mr. Wayne Davis ask if any progress has been made on the Fire Company's housing problem.

Mr. Holt reported that they have some possibilities in mind and would be going into Executive Session later in the meeting to discuss possible rental or acquisition of some property.

Mr. Bob Hammer questioned how the council had passed a balanced budget just a few months ago without a tax increase and now say they need to increase the garbage and sewer rates.

Mr. Robert Lough explained that these increases were included in the anticipated revenue in order to have a balanced budget.

Mrs. Mabel House questioned how we would save money when reading water meters monthly.

Mrs. Barbara Horne ask how the water supply is holding up and Mr. Monger said it was holding up well at this point.

Mrs. Venda Huffman ask if the town is going to read both meters, light and water, at the same time. Mr. Flory stated that this is what the town plans to do.

Mr. Bob Hammer felt the bills will be too large for some people to take at one time. The Mayor explained that on a monthly basis the bills will not be as large and should not be a real problem.

Mr. Carl Lee Smith ask what stand the council plans to take on the school issue. The Mayor stated he didn't know what stand the council could take. Mr. Holt stated that he personally was very upset about the Jackson site, it would cost more money due to preparation costs and he was very much opposed to this site.

Mrs. Mable House stated that council has said it cannot run the town on the retiree's income and ask if they have considered giving them a break?

Mr. R. J. Lough moved, seconded by Mr. H. W. Leap and carried to approve the minutes as presented of the July 11, 1977 regular meeting.

Mrs. J. C. Black, Chairman of the Flag Committee, reported on the committee's progress, their recommendations and ask council's backing and financial support. They set a target date for the selection of the design by the end of September. The contest will begin August 11, 1977 and will be open to an individual, groups and organizations. Entries will become the property of the committee. The following contest rules were suggested:

CONTEST RULES

1. Entries must be submitted by midnight August 31, 1977.

2. Designs should be on paper no smaller than 8½" x 11", and in color or with color suggestions.

3. All or part(s) of submitted designs may be used.

4. Entries may be sent to: "Elkton Flag Contest"
215 E. Spotswood Avenue
Elkton, Virginia 22827

Mr. H. W. Leap moved, seconded by Mr. R. R. Dean and carried to endorse the flag contest as set up by the Flag Committee.

Mr. Holt reported that Officer Lawhorne completed his probation period June 1, 1977.

Mr. B. B. Holt moved, seconded by Mr. R. J. Lough and carried to place Officer Lawhorne on permanent status.

Mr. Holt reported that copies of the Comprehensive Plan are being made for each councilman and planning commission member to review.

Mr. Ditman Flory reported on a letter from Mrs. Ralph Dean regarding a water connection. This letter was deferred until later.

Mr. Ditman Flory presented the First Readings on the following ordinances:

AN ORDINANCE TO AMEND SECTION 32-39 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA: "RATES FOR SEWER SERVICE INSIDE AND OUTSIDE TOWN"

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA, THAT SECTION 32-39 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA, BE AMENDED TO READ AS FOLLOWS:

Sec. 32-39. Rates for sewer service inside and outside town.

Meters shall be read and billed monthly.

(a) The rates for customers inside the town shall be as follows:

0 - 3000	-	2.50 minimum
Next 5000	-	.60 per thousand
Next 10,000	-	.55 per thousand
Next 20,000	-	.50 per thousand
Next 62,000	-	.45 per thousand
Over 100,000	-	.30 per thousand
Over 1,000,000	-	.28 per thousand

(b) The rates for customers outside the town shall be as follows:

0 - 3000	-	3.50 minimum
Next 5000	-	1.20 per thousand
Next 8000	-	1.10 per thousand

AN ORDINANCE TO AMEND SECTION 32-10 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA: CONNECTIONS INSIDE AND OUTSIDE TOWN

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA, THAT SECTION 32-10 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA, BE AMENDED TO READ AS FOLLOWS:

Section 32-10. Connections inside and outside town.

Before a connection to the town water system shall be made, the applicant therefor shall pay to the town treasurer the following charges:

(a) With reference to water connections inside the town:

(1)	For 3/4" water connection	$300.00
(2)	For 1" water connection	$400.00

(b) With reference to water connections outside the town:

Such connection charges shall be $400.00 for a 3/4" connection, and the applicant shall install at his expense the connecting line to the Town of Elkton's existing available water lines. The installation must meet town requirements and becomes town property when connected to town lines.

AN ORDINANCE TO AMEND SECTION 32-27 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA: "CONNECTION CHARGES WITHIN TOWN"

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA, THAT SECTION 32-27 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA, BE AMENDED TO READ AS FOLLOWS:

Sec. 32-27. Connection charges within town

Before a connection to the town sewer system is made within the town, the applicant therefor shall pay to the town treasurer a connection fee of $500.00. The sewer department shall run all sewer service lines to the applicant's property line for a distance not to exceed one hundred feet. If the distance exceeds one hundred feet, the applicant shall pay all costs in excess of one hundred feet.

Notwithstanding the foregoing, the connection fee with respect to existing houses in the annexed area of Liberty Heights and Hisey Heights shall be $400.00 if application for connection is made and such fee is paid within thirty (30) days of the time sewer service from the Town of Elkton becomes available. The Town Superintendent shall notify the owners of existing houses in this area by certified mail as soon as sewer service is available.

AN ORDINANCE TO AMEND SECTION 32-38 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA: "RATES FOR WATER SOLD BY TOWN INSIDE AND OUTSIDE TOWN

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA, THAT SECTION 32-38 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA, BE AMENDED TO READ AS FOLLOWS:

Sec. 32-38. Rates for Water sold by town inside and outside the town.

Meters shall be read and billed monthly.

(a) The rates for customers inside the town shall be as follows:

First	2,000 gallons	-	2.00 minimum
Next	3,000 gallons	-	.65 per thousand
Next	5,000 gallons	-	.55 per thousand
Next	5,000 gallons	-	.50 per thousand
Next	5,000 gallons	-	.45 per thousand
Next	10,000 gallons	-	.35 per thousand
Next	5,000 gallons	-	.30 per thousand
Over	35,000 gallons	-	.25 per thousand

(b) The rates for customers outside the town shall be as follows:

First	2,000 gallons	-	2.50 minimum
Next	3,000 gallons	-	.80 per thousand
Over	5,000 gallons	-	.75 per thousand

Mr. Henry Leap reported that the Fuel Adjustment for August is .00895 per kwh.

Mr. Leap reported that the town received a contract from Vepco for services outside Elkton territory. The Electric Committee and Mr. Wiles have reviewed the contract and feel that since we do not use any of these services there is no need to sign the contract and suggest returning it to Vepco unsigned. The consensus of the council was to return the contract unsigned.

Mr. Robert Lough reported there would be no Finance Report due to the audit.

Mr. Robert Lough reported that arrangements have been made for the float for the Field Day Parade at a cost of $125.00.

Mr. Robert Lough reported that Mr. G. W. Berry had ask him to invite the councilmen and Mayor to ride in the Field Day Parade August 13, 1977 at 10:30 A.M.

Mr. Wiles pointed out that the proper procedure was not used in adopting the amendment to the Garbage Ordinance.

Mr. B. B. Holt moved, seconded by Mr. R. R. Dean to approve the Second Reading of the Garbage Collection Ordinance as follows:

AN ORDINANCE TO AMEND SECTION 26-16 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA: "SCHEDULE FOR COLLECTION OF GARBAGE, ETC."

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRGINIA, THAT SECTION 26-16 OF THE CODE OF THE TOWN OF ELKTON, VIRGINIA, BE AMENDED TO INCLUDE THE FOLLOWING PROVISION:

Sec. 26-16. Schedule for collection of garbage, etc.

. . . .

(c) The following charge per month will be assessed for the collection and hauling of garbage, trash, etc.

Residences
A charge of $2.50 per month will be assessed each household.

Businesses
The businesses will be divided into three (3) categories and charged as follows:

$5.00 per month for small businesses generally having no more than two containers per week.

$10.00 per month for medium businesses generally having more than two containers per week but requiring no more than 5 minutes per pick up.

$25.00 per month for larger businesses generally requiring more than 5 minutes per pick up.

The vote was recorded as follows:

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

Mayor Lough reported that the regular quarterly meeting of the Rockingham League of Municipalities will be held August 10, 1977 at 7:30 P.M. in the Timberville Municipal Building.

Mayor Lough reported on a letter from Mr. J. A. Fromal III, Pollution Control Engineer, State Water Control Board, regarding NPDES Permit Amendment - Permit No. Va. 0026433. Mayor Lough had sent a copy of the special order to each councilman for their consideration and had suggested they may want to consider making Mr. Flory the designated authority to sign the amendment of Va. NPDES Permit Number Va. 0026 433.

Mr. B. B. Holt moved, seconded by Mr. R. J. Lough that Mr. H. D. Flory be authorized to sign for council the amendment of Va. NPDES Permit Number Va. 0026 433 if and when the amendment is approved by council. The vote was recorded as follows:

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

Mr. Robert Lough reported that we have received another Antirecession Fund check in the amount of $509.00.

Mr. R. J. Lough moved, seconded by Mr. B. B. Holt to earmark the $509.00 Antirecession Fund check for materials and supplies for repairs to municipal property. The vote was recorded as follows:

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

Mr. Leap thanked the Seven Up Bottling Company of Elkton for the new clock in the council chambers.

Mr. B. B. Holt moved, seconded by Mr. R. R. Dean to go into Executive Session to consider the hiring of a police officer and acquisition of real property for public use. The vote was recorded as follows:

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

Mr. B. B. Holt moved, seconded by Mr. R. R. Dean and carried to go from Executive Session back into Regular Session.

Mr. B. B. Holt moved, seconded by Mr. R. R. Dean to hire Peter Partyka as a permanent police officer. The vote was recorded as follows:

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

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