REGULAR
COUNCIL MEETING
July 18, 1994

The regular meeting of the Elkton Town Council was held Monday, July 18, 1994 at 7:30 p.m. in the council chambers with the Mayor Charles E. Dean presiding. The following council members were present:

PRESENT

F. A. Bennett
D. H. Dail
M. B. Fuller
W. E. Printz
R. L. Snow
T. R. Whitfield III

Dale Davenport, Attorney, Norma Leap, Clerk, Gerald Monger, Superintendent and Warren Pence, Chief of Police were also present.

Marsha Deavers, EDRC Main Street Project Manager, was present to present their annual report.

MINUTES

Councilwoman M. B. Fuller moved, seconded by Councilman T. R. Whitfield III and carried to approve the minutes of the Regular Meeting June 23, 1994 and the Special Meeting June 27, 1994 as presented.

DEPARTMENT HEAD REPORTS

Chief of Police

Chief Pence presented the monthly police report and answered questions.

Mayor Dean complimented Chief Pence on the new report form. Chief Pence noted that all the information is not up to date as yet but they hope to have more information by the next meeting.

Town Superintendent

Mr. Monger presented his monthly report and answered questions.

Mayor Dean asked if Mr. Monger has heard any more from Ms. Finley who has expressed an interest in town water. Mr. Monger reported that he has heard nothing more from Ms. Finley. He also pointed out that Ms. Finley had stated she does not need an eight inch line. In this case, the town might want to consider paying the difference between a six inch line and an eight inch line if the line is run to that area.

Mr. Monger reported that the paving at the boat ramp was completed today and they hope to put the top soil along the roadway tomorrow.

Treasurer

Mrs. Leap reported that there would be no Finance Report tonight due to closing the books for the end of the year audit. She hopes to have the report completed by Thursday or Friday of this week.

COMMITTEE REPORTS

Mayor Dean welcomed the new council member, Daniel H. Dail.

Electric Committee

Mayor Dean reported that someone had hit a telephone pole near his home and the damage has been repaired. He also reported that the town was out of power for approximately one hour recently due to a problem on Virginia Power.

Personnel Committee

Councilwoman Fuller reported that later in the meeting she will be making a motion to go into Executive Session to discuss the appointment of a Town Manager, Planning Commission members and Department Head evaluations.

Streets & Sidewalks Committee

Mr. Monger reported that they are still working on obtaining a contractor for the Spotswood Avenue Project.

UNFINISHED BUSINESS

Councilman Printz stated he was amazed at the Market Analysis Report which was included in the annual report package from EDRC and complimented EDRC on their report.

Councilman Whitfield pointed out that from a $50,000.00 investment by the town on the Main Street Project, they have already seen a $300,000.00 return to the community.

NEW BUSINESS

Councilman Whitfield welcomed Councilman Dail and wished him a productive year.

Councilman T. R. Whitfield III moved, seconded by Councilwoman M. B. Fuller and carried that the regular scheduled monthly council meeting be set for the third Monday of every month at 7:30 p.m.

Councilman Whitfield presented the following committee structure suggestions for council consideration.

WATER & SEWER

Fred Bennett, Chair
Dan Dail
Tom Whitfield

ELECTRIC

Dan Dail, Chair
Tom Whitfield
Randell Snow

STREETS & SIDEWALKS

Wayne Printz, Chair
Marsha Fuller
Fred Bennett

PERSONNEL

Marsha Fuller, Chair
Wayne Printz
Charlie Dean

FINANCE

Charlie Dean, Chair
Randell Snow
Marsha Fuller

PUBLIC HEALTH, PUBLIC SAFETY & ORDINANCES

Tom Whitfield, Chair
Charlie Dean
Fred Bennett

RECREATION

Randell Snow, Chair
Dan Dail
Wayne Printz

Councilman Whitfield noted that the change in structure would be that Public Safety would be included with Public Health and Ordinances as these are so closely interwoven and Recreation would be a separate committee due to the growth and specialization in this area.

Mayor Dean suggested council may want to consider not having committees as such, but having one working session per month for the entire council.

After some discussion, council was in agreement that they would prefer keeping the committees for the present but possibly having a work session each month also.

Mayor Dean stated that if there are any structure changes to the committees there will have to be an ordinance change which will require two readings.

There was some discussion regarding a council member, rather than the Mayor, chairing the Public Safety Committee.

Mayor Dean asked Mr. Davenport for his feelings on this proposal. Mr. Davenport pointed out that according to the charter the Mayor is the Chief Executive Officer and the Police Department is under the control of the Mayor. He stated that Public Safety issues are different from other departments and council should think long and hard before taking the chairing of this committee away from the Mayor.

Councilmen Bennett and Snow were opposed to changing the committee structure. Councilman Bennett stated that as a former Public Safety Chair he feels this committee should stand alone. Councilman Snow felt the committees should stay as they were and the new council member serve in the positions Mr. Davis held.

Council members Dail, Fuller, Printz and Whitfield all felt that Public Health, Public Safety and Ordinances should be fused as they are so closely involved.

Councilman T. R. Whitfield III moved, seconded by Councilman W. E. Printz that the ordinances be changed to realign the standing committees as proposed and realign the membership as proposed.

There was some discussion regarding the appointment of committee members being delayed until the next meeting. Councilwoman Fuller stated she would prefer acting on the committee structure and the committee assignments separately.

Councilman T. R. Whitfield III moved, seconded by Councilman W. E. Printz to amend the motion to include only changing the ordinances to restructure the existing committees as proposed. The vote was recorded as follows:

YEAS: D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: F. A. Bennett and R. L. Snow

Councilman Snow stated he would not serve as Chairman of the Recreation Committee or on the committee.

Councilman T. R. Whitfield III moved, seconded by Councilman D. H. Dail to amend the second half of the motion to say that Mayor Dean would serve as Chair of the Public Health, Public Safety and Ordinances Committee, with all other committees as proposed with the exception of no Recreation Chair at present.

Councilman Snow had a question regarding a point of order due to the ordinances having to be changed to restructure the committees. He asked Mr. Davenport if committees could be appointed before the ordinance is changed. Mr. Davenport stated council could take a straw vote but it would have to be ratified at the next meeting.

A voice vote was taken on the motion and the motion was approved.

Councilwoman M. B. Fuller moved, seconded by Councilman W. E. Printz to go into Executive Session to discuss the appointment of a Town Manager, the appointment of Planning Commissioners, review of employee evaluations and actual or probable litigation. The vote was recorded as follows:

YEAS: F. A. Bennett, D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: R. L. Snow

Councilwoman M. B. Fuller moved, seconded by Councilman W. E. Printz to go from Executive Session back into Regular Session. The vote was recorded as follows:

YEAS: F. A. Bennett, D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: R. L. Snow

Councilwoman M. B. Fuller moved that each member, to the best of his knowledge, certify that only public business matters lawfully exempted from open meeting requirements under Chapter 21 of Title 2.1 of the Code of Virginia and only such public business matters as were identified in the motion by which the Executive Meeting was convened were heard, discussed or considered. The vote was recorded as follows:

YEAS: F. A. Bennett, D. H. Dail, M. B. Fuller, W. E. Printz, R. L. Snow and T. R. Whitfield III

Councilwoman M. B. Fuller moved, seconded by Councilman W. E. Printz to reappoint Lou Kirkendall to the Elkton Planning Commission. The vote was recorded as follows:

YEAS: D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: F. A. Bennett and R. L. Snow

Councilwoman M. B. Fuller moved, seconded by Councilman D. H. Dail to reappoint Barry Ream to the Elkton Planning Commission. The vote was recorded as follows:

YEAS: F. A. Bennett, D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: R. L. Snow

Councilwoman M. B. Fuller moved, seconded by Councilman W. E. Printz to appoint Andy Dixon to the Elkton Planning Commission. The vote was recorded as follows:

YEAS: D. H. Dail, M. B. Fuller, W. E. Printz and T. R. Whitfield III

NAYS: F. A. Bennett and R. L. Snow

Councilman Printz suggested council needs to have some type of recognition for people who have served on the commission. Mr. Monger was asked to get a plaque for Mr. G. W. Berry to be presented at the next meeting.

Councilman F. A. Bennett moved, seconded by Councilwoman M. B. Fuller and carried to write off the electric used for the Fireman's Carnival in June.

Councilwoman Fuller stated she feels council and the Planning Commission need to take a real serious look at the impact of extending water and sewer out on West U.S. 33. She is not suggesting we immediately annex, but the town does need to start preparing ourselves for the possibility that we might see some significant development in that area as we need to be in a situation to have some control over the development.

Councilwoman M. B. Fuller moved, seconded by Councilman T. R. Whitfield III and carried to refer this matter to the Elkton Planning Commission for some sort of recommendation.

Councilman Printz asked the Personnel Committee at their next meeting to look into putting some type of gazebo out in the yard for the employees to go out and take a smoke or a break. Councilman Snow suggested maybe they would want to consider a swing and comfortable chairs on the front porch.

Councilman Printz also asked the Personnel Committee to consider some painting and fixing up in the police department.

Mayor Dean reported that the annual VML Meeting will be held in Norfolk October 16-18. Anyone interested in attending should contact Mrs. Leap.

Mr. Monger stated he has not been able to get any information on spraying for gypsy moth as yet.

As there was no further business, the meeting adjourned.

MAYOR: Charles E Dean
Charles E. Dean, Mayor

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