Regular
Council Meeting
September 15, 2003

The regular meeting of the Elkton Town Council was held on Monday, September 15, 2003 in Council Chambers with Mayor Wayne E. Printz presiding. The following Council members were present:

PRESENT
J. T. Dean
C. H. Murphy
T. Pence
L. Sigafoose
R. L. Snow
P. Workman

Attorney J. Burns Earle, Faye Vickers, Treasurer, Richard Pullen, Chief of Police, Todd McCoy, Director of Public Works/Zoning Administrator, and Richard Carey, Clerk of Council, were also present.

Council member Dean offered the Invocation.

The Pledge of Allegiance was recited.

Mayor Printz introduced Karin Eppard, recently hired Clerk II, who will serve in the offices of Public Works and Recreation.

CITIZEN COMMENTS

Lena Sosnowski, 226 Fairfax Avenue, requested action to stop the cats from soiling her property. She asked for an accounting of the K-9's housing and activity.

Chief Pullen replied that the K-9 and officer were only living in Page County and Rainy is not serving in Page County. Chief Pullen presented the following report from K-9 Officer J. A. Morris:

K-9 Working and Training Activities from 8-03 thru 9-03

Since August 2003 Elkton's K-9 has been involved in two search warrants for the Drug Task Force. Both search warrants have been issued in the Elkton area. The K-9 has also been used in approximately fifteen to twenty vehicle stops and five tracks for various situations. In the above activities the K-9 has assisted with the arrest of three suspects.

Training has been conducted on an everyday basis. Obedience is done everyday for approximately five to ten minutes. Narcotics training has been done approximately five times from August 2003 thru September 2003. Various scenarios have been applied to our department's needs and usages. For instance using multiple vehicles for sniffs, building sniffs, and book bags in a school setting. I have also conducted three scenarios for bite work. Officer protection, building search, and suspect apprehension using another officer as the arresting officer. The training guidelines given to me by Lawson's K-9 only suggests training once a month for maintenance.

Respectfully

K-9 Officer J. A. Morris

Henry Allen, 115 Lewis Avenue, was disappointed with the lack of Council participation in Neighborhood Watch activities.

Leroy Leap, 101 Tamarack Lane, requested a Special Use Permit for storage of house

tools. The structure will be painted to Council specifications and the area will be landscaped.

Tim Smith, 147 West Spotswood Avenue, disputed his electric bill.

Mildred Shifflett, 112 West Spotswood Avenue, reported that speeding cars keep her awake at night. She also questioned why businesses were not being checked at night.

Hazel Crider, 114 Hillside, believed the K-9 should be in Town. She was concerned about motorcycle traffic throughout Town.

MINUTES

Council member Snow moved, second by Council member Sigafoose, and carried to approve all the Minutes as presented. (Committee Meetings of August 13, 2003, Public Hearing of August 18, 2003, and Regular Council Meeting of August 18, 2003.)

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

DEPARTMENT HEAD REPORTS

Chief of Police

Chief Pullen presented his report.

Director of Public Works

Mr. McCoy presented his report.

Treasurer

Mrs. Vickers reported an ending ledger balance of $291,460.46 in the General Government Account for the month of August 2003, with available cash of $262,158.43.

The Bond Account had an ending balance of $54,998.45 for the same period.

Council member Snow moved, second by Vice Mayor Murphy, and carried to approve the Treasurer's report.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Electric

Council member Sigafoose reported the flag floodlight was in need of repair.

Finance

No report.

Public Health, Public Safety, and Ordinances

Some ordinances are still being studied.

Street and Sidewalks

Council has been considering solutions for traffic problems in the alley behind Family Dollar. Mayor Printz sent the issue back to Committee.

Personnel

No report.

Water and Sewer

No report.

Recreation

Council member Pence moved, second by Council member Snow, and carried to reappoint David Dean to the Elkton Recreation Commission for a term beginning October 1, 2003 and ending September 30, 2005.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Council member Pence moved, second by Council member Snow, and carried to reappoint Joe Gooden, to the Elkton Recreation Commission for a term beginning October 1, 2003 and ending September 30, 2005.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Planning Commission

Deferred to New Business.

Cemetery Commission

Vice Mayor Murphy stated the Cemetery Commission will meet at a time to be determined.

Park Authority

No report.

NEW BUSINESS

Alley Closure - Kirdendall

Council member Snow moved, second by Council member Workman, to follow the Planning Commission's recommendation to close the alley at the Kirkendall residence. The Kirdendall's will deed an easement to utility lines and pay $1,691.91.

YEAS: R. Snow and P. Workman

NAYS: J. Dean, C. Murphy, T. Pence, and L. Sigafoose

Motion failed (4 - 2 roll call)

Special Use Permit - Jeff Hammer

Council member Workman moved, second by Council member Snow, and carried to approve a Special Use Permit for the Leroy Leap property where Mr. Jeff Hammer will set a metal building, which will be painted and landscaped to Council's specifications.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Council member Dean requested Mr. McCoy to research and determine if a Special Use Permit was issued for the metal buildings and trailers setting on property at ShenElk Plaza.

Planning Commission Resignation - Bill Holt

Council member Snow moved, second by Vice Mayor Murphy, and carried to accept Bill Holt's resignation from the Elkton Planning Commission.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Lot Line Adjustment - 5th Street and Spotswood Trail

Council member Dean moved, second by Council member Snow, and carried to adjust the lot line to conform to the firewall construction.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 voice vote)

Council member Workman expressed interest in chairing an Economic Development Committee.

Mayor Printz set Committee meetings for October 15, 2003 and, due to the Virginia Municipal League Conference, the Council meeting was rescheduled to October 27, 2003.

Vice Mayor Murphy moved, second by Council member Pence, and carried to go into closed session under Virginia Code 2.2-3711 to discuss personnel matters, possible litigation, and real property, and under Virginia Code 15-2-2907D to discuss annexation.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 roll call)

Vice Mayor Murphy moved to go from closed session back into regular session and that each member, to the best of his or her knowledge, certified that only public business matters lawfully exempted from an open meeting requirement under Chapter 21 of Title 2.1 of the Code of Virginia were heard, discussed, or considered. Council member Pence duly seconded the motion.

YEAS: J. Dean, C. Murphy, T. Pence, L. Sigafoose, R. Snow, and P. Workman

Motion carried (6 - 0 roll call)

Council member Workman moved, second by Council member Snow, and carried to increase Bill Davis' hourly wage by .50 cents starting with the next pay period.

YEAS: J. Dean, R. Snow, and P. Workman

NAYS: T. Pence, C. Murphy, and L. Sigafoose

Mayor Printz broke the tie with a YEA vote and the motion carried 4 - 3 by a roll call vote.

As there was no further business, the meeting adjourned.

Mayor: _____
Wayne E. Printz, Mayor

Recorder: _____
Richard D. Carey, Clerk