Special
Council Meeting
May 14, 2007

A special meeting of the Elkton Town Council was held in the Community Room of the Elkton Area Community Center on May 14, 2007, with Mayor Wayne E. Printz presiding. The following Council members were present:

PRESENT
M. Dearing (arrived 6:50 pm)
M. Isom
D. Kite
M. O'Neill
T. Pence
S. Sigafoose

Town Attorney Tom Miller, Acting Town Superintendent/Zoning Administrator Marty Shifflett (arrived at 6:10 pm), Chief of Police James A. Morris and Clerk of Council Denise Monger were also present.

Marie Butler appeared before Council. As there were unresolved issues, this matter was tabled until the Regular Council Meeting on Monday, May 21, 2007.

Closed Session

Council member O'Neill moved, second by Council member Sigafoose, and carried to go into closed session under Virginia Code 2.2-3711.A.11 to discuss personnel issues, Virginia Code 2.2-3711.A.7 to discuss pending/possible litigation and 2.2-3711.A.3 to discuss real estate negotiations.

YEAS: M. Isom, D. Kite, M. O'Neill, T. Pence and S. Sigafoose

Motion carried (5 – 0 roll call)

Council member O'Neill 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 2.2 of the Code of Virginia were heard, discussed, or considered. Council member Sigafoose duly seconded the motion.

YEAS: M. Isom, D. Kite, M. O'Neill, T. Pence and S. Sigafoose

Motion carried (5 – 0 roll call)

Termination of Joseph Armentrout

Vice Mayor Dearing moved, second by Council member O'Neill, and carried for Council to terminate the employment of Joseph Armentrout effective May 11, 2007.

During the discussion, Vice Mayor Dearing noted that Mr. Armentrout will receive his accrued vacation time.

YEAS: M. Dearing, M. Isom, D. Kite, M. O'Neill, T. Pence and S. Sigafoose

Motion carried (6 – 0 roll call)

Water Resolution

Council member O'Neill moved, second by Council member Kite, and carried for Council to approve the Resolution Regarding Regional Water Supply Planning and Application for a FY08 Water Supply Planning Grant as presented:

RESOLUTION

A Resolution Regarding Regional Water Supply Planning and Application for a FY08 Water Supply Planning Grant

Whereas the Virginia General Assembly has mandated the development of local and regional water supply plans throughout the Commonwealth and the State Water Control Board has developed regulations to implement this planning process; and

Whereas, based upon these regulations, the Town of Elkton is required to complete a water supply plan that fulfills the regulations by deadlines based on population, specifically:

November 2, 2008 for local governments with populations in excess of 35,000
November 2, 2009 for local governments with populations between 15,001 and 35,000
November 2, 2010 for local governments with populations 15,000 or less

Whereas, local governments may elect to join one or more other local governments to develop a regional water supply plan for which a deadline of November 2, 2011 has been established.

Whereas, the following elements must be included in all local or regional water supply programs:

A description of existing water sources in accordance with 9 VAC 25-780-70;
A description of existing water use in accordance with the requirements of 9 VAC 25-780-80;
A description of existing water resource conditions in accordance with the requirements of 9 VAC 25-780-90;
An assessment of projected water demand in accordance with the requirements of 9 VAC 25-780-100
A description of water management actions in accordance with the requirements of 9 VAC 25-780-110 and 9 VAC 780=120;
A statement of need in accordance with the requirements of 9 VAC 25-780-130;
An alternatives analysis that identifies potential alternatives to address projected deficits in water supplies in accordance with the requirements of 9 VAC 25-780-130;
A map or maps identifying important elements of the program that may include existing environmental resources, existing water sources, significant existing water uses, and proposed new sources;
A copy of the adopted program documents including any local plans or ordinances or amendments that incorporate the local program elements required by this chapter;
A resolution approving the plan from each local government that is party to the plan; and
A record of the local public hearing, a copy of all written comments and the submitter's response to all written comments received, and

Whereas, it is reasonable and prudent to for the following local governments to coordinate and collaborate in the development of a regional water supply plan: Cities of

Staunton, Waynesboro and Harrisonburg, Counties of Augusta and Rockingham, and Towns of Bridgewater, Broadway, Craigsville, Dayton, Elkton, Grottoes, Mt. Crawford and Timberville; and

Whereas the Virginia Department of Environmental Quality has announced the availability of grant funds to assist localities offset some of the costs related to the development of these plans and are encouraging localities to submit applications for grant funds using regional water supply plans; and

Whereas, regional water supply planning is a sensible approach to developing a water supply plan since watershed boundaries do not follow political boundaries and since there will likely be cost savings to all jurisdictions participating; and

Whereas, for purposes of this DEQ water supply grant fund program, the Town of Elkton will participate within a water supply region consisting of the localities of Cities of Staunton, Waynesboro and Harrisonburg, Counties of Augusta and Rockingham, and Towns of Bridgewater, Broadway, Craigsville, Dayton, Elkton, Grottoes, Mt. Crawford and Timberville; and

Whereas, Central Shenandoah Planning District Commission (CSPDC) has previously managed the development of successful regional water supply plans and other regional plans and is a logical entity to organize and manage a regional water supply planning process; and

Whereas, CSPDC has previously written, received, and managed DEQ water supply grants and is the logical entity to apply for, on behalf of the communities participating in the regional water supply plan; and

Whereas, CSPDC desires to manage and develop a regional water supply plan for the region, and participating localities in the region agree with this approach, and

Whereas, the region, through the (lead agent) wishes to apply for and secure DEQ grant funds to help offset the cost of the plan development.

NOW, THEREFORE BE IT RESOLVED that the Town of Elkton agrees to participate with the Cities of Staunton, Waynesboro and Harrisonburg, Counties of Augusta and Rockingham, and Towns of Bridgewater, Broadway, Craigsville, Dayton, Grottoes, Mt. Crawford and Timberville in the development of a regional water supply plan and authorizes the CSPDC to manage and develop said regional water supply plan that will comply with mandated regulations; and

BE IT FURTHER RESOLVED that the CSPDC is authorized to develop an application for water supply planning grant funds to offset to the extent feasible the cost of developing said regional water supply plan; and

BE IT FURTHER RESOLVED that A. Ray Griffin Jr., Executive Director, CSPDC is authorized to sign the DEQ grant contract and other appropriate documents related to the source water planning grant and the regional source water supply plan, and

BE IT FURTHER RESOLVED that the Town of Elkton intends to provide matching funds (cash and/or in-kind) for the project for work performed within the organization to meet the requirements of the regional water supply planning effort, and

BE IT FURTHER RESOLVED that the Town of Elkton will participate financially for the costs of the regional water supply plan that is not covered by the DEQ grant in an amount not to exceed **$5,064**.

BE IT FINALLY RESOLVED that the State Water Control Board and the Department of Environmental Quality should consider this resolution from each of the participating localities their Letters of Intent to participate in a regional water supply plan with a completion due date of November 2, 2011, in accordance with 9 VAC 25-780-50.B.4.

Upon the Motion of _____ and second by _____, this RESOLUTION is hereby approved on this the _____ day of _____, 2007.

YEAS: M. Dearing, M. Isom, D. Kite, M. O'Neill, T. Pence and S. Sigafoose

Motion carried (6 – 0 roll call)

As there was no further business, the meeting was adjourned.

Mayor: _____
Wayne E. Printz

Recorder: _____
Denise R. Monger, Clerk