Regular
Council Meeting
August 20, 2007

The regular meeting of the Elkton Town Council was held on August 20, 2007 in the Community Room of the Elkton Area Community Center with Mayor Wayne E. Printz presiding. The following Council members were present:

PRESENT
M. Dearing
M. Isom
D. Kite
M. O'Neill
T. Pence
S. Sigafoose

Town Attorney Lauri A. N. Sigler, Acting Town Superintendent/Zoning Administrator Marty Shifflett, Lieutenant Rodney Hensley, EACC Administrator Allison Morris, Treasurer Clairen Sipe, EACC Secretary Diane Johnson and Records Manager/Deputy Clerk of Council Richard Carey were also present.

Clerk of Council Denise R. Monger was on vacation and did not attend the meeting.

Mayor Printz opened the meeting and noted in attendance were citizens who would be honored with distinctive recognition plaques for their various contributions to the community.

Mayor Printz stated that Mike Breeden from the Rockingham County Board of Supervisors was in attendance. He thanked Supervisor Breeden for his hard work and assistance towards the community.

Council member Isom offered the Invocation.

The Pledge of Allegiance was recited with the Stonewall Jackson Area Council Troup 46.

SPECIAL PRESENTATIONS

Council member O'Neill recognized Supervisor Michael A. Breeden for his leadership and assistance in helping Council move forward on various projects such as the Community Center and the Water and Sewer Agreement with the County.

Mayor Printz invited Supervisor Breeden to speak to Council or his fellow constituents. Supervisor Breeden noted his appreciation for the plaque to the Mayor and Council. He noted the closing had taken place on all of the school property in the prior week which would provide the way for a new high school and middle school in Elkton very soon.

Council member Kite recognized Owen "Tink" Shifflett for his excellent service to the Town of Elkton for over thirty-nine years. He noted that Mr. Shifflett had recently retired but during the time he was employed, he was very dedicated and happy to call the Town "home." Council member Kite recited the plaque inscription which stated the following:

"The Mayor and Elkton Town Council: The Town of Elkton Expresses, Their Deep Appreciation, And Gratitude to, OWEN "TINK" SHIFFLETT, For Thirty-nine Years, Of Faithful and Dedicated, Service to the Town."

Mr. Shifflett thanked Mayor Printz and the Town Council for the honor.

Vice Mayor Dearing recognized three individuals: Jan Davis, Joyce Schumacher and Lillian "Rupie" Nicholson for their dedication with the Meals on Wheels Program. He noted they were not in attendance and preferred not to be recognized. He encouraged citizens to show appreciation for the aforementioned citizens and continue to support the Meals on Wheels Program.

Council member Isom recognized Marguerite Dean for her many years of community service and many hours of dedication to the Elkton Historical Society and the Elkton Horse Show. She noted a special thanks to Mrs. Dean for use of her land during the Town's first July Fourth Celebration. Council member Isom recited the plaque inscription which stated the following:

"We Recognize, MARGUERITE DEAN, For the Many Dedicated Hours, To the Elkton Historical Society, And Community Service, And a Special Thank You, For the Use of your Land, During our July 4th Fireworks, 2007."

Mrs. Dean accepted her plaque and spoke of her appreciation for the honor.

Council member Pence spoke fondly of Mr. Alan R. Thompson's Ben Franklin Store which operated in the Town for many years.

Council member Pence recognized Alan R. Thompson for his many years of dedication to the community, the Neighborhood Watch and his numerous contributions and accomplishments.

Mr. Thompson briefly spoke with Council and noted his appreciation for the honor.

Mayor Printz recognized Mr. and Mrs. R. Robin Dean for their tremendous support to the community, especially the baseball park. Mayor Printz noted Mr. and Mrs. Dean would not be in attendance to receive their plaque, but their son would accept the honor on their behalf. Mayor Printz recited the plaque inscription which stated the following:

"We offer our Sincere Thanks, And Appreciation to, MR. & MRS. R. ROBIN DEAN, For their Tremendous Support, And Many Contributions, To our Community."

Mayor Printz recognized former Town Attorney Thomas H. Miller for his service and hard work for the Town. Mayor Printz recited the plaque inscription which stated the following:

"The Town of Elkton, Gratefully Acknowledges the, Services and Dedication of, THOMAS H. MILLER, Who Distinguished Himself, As Elkton's Respected Town Attorney."

Former Town Attorney Miller noted his appreciation to Mayor Printz and the Town Council.

CITIZEN COMMENTS

Mildred Shifflett, 112 West Spotswood Avenue, encouraged the Mayor and Council to continue to allow commuter parking at the Elkton Area Community Center. Mrs. Shifflett noted that Council had promised not to raise utilities or taxes. Further, she commented on the number of employees at the Community Center and inquired as to why thirteen were needed. Lastly, she had issues with the "A Better Elkton" newsletters.

Council member Kite asked Mrs. Shifflett to contact EACC Administrator Allison Morris to discuss any matters regarding employees.

Hazel Crider, Elkwood, noted teenage dances and bingo as possible events the Community Center could hold for children and young adults. Mrs. Crider was encouraged that the Mayor and Council had honored citizens with plaques and hoped more positive actions would be forthcoming. Mrs. Crider spoke regarding advertisement of the Kite property.

Mrs. Crider thanked everyone for their assistance during the successful Neighborhood Watches "National Night Out."

Vice Mayor Dearing stated that Council members will have different views on issues, but remain unified. He continued and spoke of the accomplishments Council had achieved: departure of Dominion Ridge, repair and rebuilding of the kids castle, the Community Center, future building of new schools, control of the water line to the Health Center. He noted his satisfaction for the direction in which Council had progressed.

ELKTON LITTLE LEAGUE

Council member Pence recognized the Little League Girls Softball Team 11-12 for their achievement. He spoke of his disappointment regarding local news coverage for the team.

MINUTES

Vice Mayor Dearing moved, seconded by Council member Kite, and carried to approve the minutes for the Committee Meeting held on July 10, 2007, the Regular Council Meeting held on July 16, 2007, and the Special Council Meeting held on July 25, 2007.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

TREASURER'S REPORT

Treasurer Sipe reported an ending ledger balance of $305,955.21 for General Government for the month of July 2007. Total designated money was $122,339.43, leaving total available cash of $183,615.78.

Council member Kite moved, seconded by Council member O'Neill, and carried to accept the Treasurer's report as presented.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

COMMUNITY CENTER ADMINISTRATOR'S REPORT

EACC Administrator Morris responded to earlier statements regarding dances at the center. She stated that dances are scheduled but participants were needed. She also addressed the matter regarding employees by stating there were eight currently employed at the Community Center and one employed for the Recreation Department. She noted the Community Center was open six days a week.

Administrator Morris spoke of future events at the Community Center such as: sock hops, movies in the meeting room and a health fair. She noted briefly the benefits of the Valley for the Aging Program and discussed issues regarding parking.

TOWN SUPERINTENDENT'S REPORT

Town Superintendent's report was given to Council on meeting night and was not part of the regular packet.

Mr. Shifflett spoke regarding the need to charge for bulk pick-up. Further discussion took place regarding the Town recovering expenses for the service.

CHIEF OF POLICE REPORT

Chief Morris was out of town for training. Lieutenant Hensley was in attendance and provided the report to Council.

Mayor Printz commended Lt. Hensley for his representation of the Town. Council member O'Neill noted his appreciation for the report Lieutenant Hensley presented. He stated he would like to view reports of "warnings" issued by the department in order to gain a more useful perspective to respond to public inquires.

Vice Mayor Dearing discussed issues regarding department coverage.

NEW BUSINESS

Code Violation Appeals

Pursuant to discussion, the following two appeals were dismissed: Donna Beatty and Bertha Williams.

In regards to the appeal for William Heiston, Mr. Shifflett stated he would continue to assist Mr. Heiston provided that current efforts continued to resolve the code violation.

Town Attorney Sigler suggested Council take action or deny the appeal for Dallas Meadows.

Motion to Deny Dallas Meadows' Appeal

Vice Mayor Dearing moved, seconded by Council member O'Neill, and carried to deny Dallas Meadows' appeal.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Motion to Revoke Home Occupancy Permit

Vice Mayor Dearing stated the Home Occupancy Permit issued on North Street would be revoked effective August 20, 2007.

Vice Mayor Dearing moved, seconded by Council member O'Neill, and carried to revoke the Home Occupancy Permit issued to Mr. Knight on North Street effective as of tonight.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Vice Mayor Dearing stated he would like the process for obtaining a Home Occupancy Permit reviewed and asked Town Attorney Sigler to assist with the matter.

Mayor Printz encouraged citizens to contact Mr. Shifflett with concerns regarding permits.

Motion regarding Control of Park Functions

Council member Kite moved, seconded by Council member O'Neill, and carried to allow the Recreation Department's Commissioner to be in control of all recreation and park facilities and be governed by rules and regulations set by the Recreation Commission.

A brief discussion took place regarding the extent of control the Commissioner would have over park functions.

Council member Kite clarified the matter by stating rules and regulations had to be in force for various matters such as: park rentals, organizational use of the park or altering the park.

The Kite House and the Community Center were not components of the current motion on the floor.

Council member Pence addressed the issue of parking between the two ballparks. Council member Kite responded those entrances were in the process of being blocked and would only be accessible to emergency response vehicles or persons under special circumstances which would be determined at a later date.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Motion to Amend Farmers Market Application

Council member Kite moved, seconded by Council member O'Neill, and carried to amend the change in paragraph 3 and the change in paragraph 8.

Mayor Printz stated this matter was discussed at the Committee Meetings. He noted Town Attorney Sigler had prepared the revisions.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Motion to Approve Employee Manual

Vice Mayor Dearing stated all employees should receive and sign for an employee manual. Council should also receive copies of the manual.

Vice Mayor Dearing moved, seconded by Council member Kite, and carried to approve the employee manual as presented.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Ordinance to Amend Chapter 143 (Streets and Sidewalks) and Add Article VI (Closure of Streets or Alleys) to the Code of the Town of Elkton – First Reading

Mayor Printz stated the ordinance would allow Council to close some alleyways. Various streets were discussed in association with the matter.

ORDINANCE AMENDING CHAPTER 143
AND ADD ARTICLE VI TO THE
CODE OF THE TOWN OF ELKTON, VIRGINIA

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF ELKTON, VIRGINIA: That the following provisions Article VI Chapter 143 be added:

WHEREAS, currently there is no clear procedure for the permanent or temporary closure of streets or alleys in the current code; and

WHEREAS, there has been numerous requests to close alleys and streets; and

WHEREAS, there are alleys and streets shown on the town map that are nonexistent and need to be improved or abandoned;

BE IT ORDAINED, by the Town Council of Elkton, Virginia that Chapter 143 (Streets and Sidewalks) of the Code of the Town of Elkton, is hereby amended by adding the following Article VI:

1. ARTICLE VI Closure of Streets or Alleys

§143-36 Temporary Closure

A street or alley may be temporarily closed if the following procedures are met:

A. Request must be submitted in writing to Town Council at least thirty (30) days prior to requested closure date.

B. The closure is for a purpose that benefits the town population.

C. The closure does not create long term impact to the adjacent property owners.

D. There is a defined period of closures.

E. Traffic is not diverted in a manner that would cause undue congestion in other areas as verified by the chief of police.

F. At the conclusion of the closure period the street or alley is returned to a status that is at least as good as the original condition by the party that requested the temporary closure.

G. Closures can be renewed if deemed necessary by Town Council.

§143-37 Permanent Closure

A street or alley may be permanently closed if the following procedures are met:

A. Request must be submitted in writing to the town manager, or his/her designated representative. The request must provide information on why the street or alley should be closed, impact on neighboring property and the benefit of closure to the town.

B. The town manager, or his/her designated representative, must certify that the street/alley has no useful purpose to the town or its residents by nature of current use, zoning, cost of closing, or point of design an/or destination.

C. Request will be reviewed by the Planning Commission, the Elkton Police Department and the Elkton Volunteer Fire Company for the comments and recommendations.

D. All land owners along the right-of-way must be notified and a public meeting must be held following the procedures set forth in §15.2-2006 of the Code of Virginia.

E. After the public meeting the Planning Commission will forward their recommendation to the Town Council.

F. After receiving a recommendation from the Planning Commission the Town Council will determine if the street or alley is to be closed.

2. This ordinance shall be effective immediately upon its adoption.

ADOPTED by the Town Council of the Town of Elkton this _____ day of _____, 2007.

_____
Mayor

_____
Clerk of Council

Approved this _____ day of _____, 2007.

_____
Mayor

<u>Ordinance Approved by Planning Commission regarding Apartment Houses - First Reading</u>

Mr. Shifflett explained the Town had no ordinance governing apartment houses. This ordinance would address issues such as: sidewalks, curbs, gutters, lighting, paved parking lots, play areas for children and density issues. He noted some amendments may take place to the ordinance before the second reading.

Council member O'Neill sponsored the first reading of the ordinance.

Motion to Appoint Town Superintendent

Vice Mayor Dearing requested Council go into closed session to discuss personnel issues regarding the positions of town superintendent, wastewater treatment assistant and community center custodian.

COMMITTEES

Electric

Council member Isom had scheduled to meet with citizens who had complaints regarding high electric bills. Treasurer Sipe explained procedures for high bills.

Finance

Council member O'Neill stated an audit was in progress. He noted the Treasurer's Office took extenuating circumstances into consideration regarding bills.

Personnel

Vice Mayor Dearing requested all telephone calls be returned in a timely manner.

Public Health, Safety, Ordinances

No report at this time.

Streets and Sidewalks

Council member Pence requested an update on the potholes in Town. Mr. Shifflett responded he was working on those issues.

Water and Sewer

No report at this time.

Recreation
No report at this time.

Planning Commission
No report at this time.

Cemetery

Vice Mayor Dearing reported that Cemetery donations were sufficient to cover expenses for the Bench Project. The project was started by Roy G. Davis and Charlotte Shifflett. He noted donations were still being received and requested Council allow those donations to be applied towards additional fence installation and to purchase gates.

Advisory

No report at this time. Mayor Printz thanked the Advisory Committee for their hard work and recommendations.

UNFINISHED BUSINESS

Council member Kite moved on a Second Reading for Council to adopt an ordinance enacting Chapter 11 ELECTIONS Sections 11.1 and 11.2 of the Code of the Town of Elkton, Virginia which stated the following:

Ordinance to Adopt Chapter 11 ELECTIONS Sections 11.1 & 11.2 - Code of the Town of Elkton – Second Reading

WHEREAS, Elkton Town Council would like to confirm the voting precinct by ordinance; and

WHEREAS, Rockingham County has recently changed the polling place for the Elkton Precinct from the Municipal Building to the Community Center on Blue and Gold Drive; and

WHEREAS, the Elkton Town Council would also like to change the polling location to create consistency for the voters and because the Community Center is a more accessible building.

BE IT RESOLVED, that the Town of Elkton hereby adopts by ordinance the following amendment to the Elkton Town Code creating a new Chapter 11, Elections, as follows:

Chapter 11
ELECTIONS

Section 11-1. **Voting precinct.**

The whole of the Town is hereby established, ordained and declared to be a single voting precinct.

Section 11-2. **Polling place.**

The one polling place for the Town shall be at the Community Center located at 20593 Blue and Gold Drive.

Vice Mayor Dearing seconded the motion for discussion purposes.

Supervisor Breeden noted that Rockingham County changed the polling location for the elections it would hold in Elkton to the Community Center in accordance with recommendations from the Electoral Board.

Discussion continued regarding if the current location was handicap accessible according to current standards.

Vice Mayor Dearing stated that there should be one polling location for all elections.

Council member Pence favored the polling location remaining at the Municipal Building.

Supervisor Breeden stated the County Board would meet on Wednesday, August 22, 2007. He offered to take the matter before the board for clarification.

Council member Kite reiterated his support for moving the polling location to the Community Center. He stated upgrades would need to take place at the Municipal Building to meet standards and he would not support subsidizing funds for those upgrades.

Council member O'Neill stated he was only informed of the matter two weeks ago and had issues regarding the short notification.

YEAS: M. Dearing and D. Kite

NAYS: T. Pence, S. Sigafoose, M. O'Neill, and M. Isom

VOTE: (2 – 4 roll call) Motion did not carry

Resolution regarding Polling Location

Council member O'Neill moved on the following resolution:

WHEREAS, the Elkton Town Council wishes to maintain its center of governmental operations in downtown Elkton as part of its downtown revitalization effort; and

BE IT RESOLVED, Supervisor Michael A. Breeden is hereby requested to go back Rockingham County Board of Supervisors and request that the polling place for the Elkton precinct should be moved back to its original location of the Town of Elkton Municipal Building located at 173 West Spotswood Avenue.

Council member Sigafoose seconded the motion.

Town Attorney Sigler noted that Rockingham County controls the State elections and Presidential elections. Vice Mayor Dearing added that should Rockingham County choose not to transfer the polling location back to the Municipal Building, elections would be held in two locations.

Council member Isom stated she was under the impression that Council had to change the polling location. She did not recall of any prior notice to Council requiring a change.

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

NAYS: M. Dearing and D. Kite

VOTE: (4 – 2 roll call) Motion carried

Town Attorney Sigler stated since no action had been taken, the Town's polling location would still be at the Municipal Building and the County's polling location would be the Community Center. She stated these would be the locations unless the County takes further action or the Town would decide to change the location to the Community Center.

Finance and Purchase Peaking Generator – Second Reading

At a meeting of the Town Council of the Town of Elkton, Virginia, held on the 20th day of August, 2007, the following Town Council members were recorded as present:

PRESENT:

W. PRINTZ, Mayor
T. PENCE
S. SIGAFOOSE
W.E. KITE
M.L. DEARING
M. O'NEILL
M. ISOM

On motion by Council member O'Neill, seconded by Council member Isom, the attached Resolution was adopted by a majority of the members of the Town Council by a roll call vote, the votes being recorded as follows:

MEMBER	VOTE
T. PENCE	YEA
S. SIGAFOOSE	YEA
W.E. KITE	YEA
M.L. DEARING	YEA
M. O'NEILL	YEA
M. ISOM	YEA

Second Reading
August 20, 2007

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF ELKTON, VIRGINIA TO APPROVE A LOAN IN THE MAXIMUM PRINCIPAL AMOUNT OF $400,000.00 FOR THE PURCHASE OF A PEAKING GENERATOR AND THE ASSOCIATED COSTS FOR MATERIALS, INSTALLATION AND THE DESIGN AND PROJECT MANAGEMENT AND PROFESSIONAL COSTS

WHEREAS, the Town Council of the Town of Elkton, Virginia ("Town") has determined that it is necessary and desirable to purchase a peaking generator and to finance the cost of the generator and the associated costs for materials, installation, and the design and project management and professional expenses.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ELKTON, VIRIGNIA:

1. The Town Council hereby authorizes the borrowing of funds for the purchase of a peaking generator and to finance the cost of the generator and the associated costs for materials, installation, and the design and project management and professional expenses.

2. The loan shall be in the principal amount not to exceed $400,000.00 from Farmers & Merchants Bank.

3. The Town may pledge its full faith and credit to secure the repayment of the loan.

4. The term of the loan shall be for four (4) years with an interest rate of 3.93%.

5. There shall be no prepayment penalty on the loan.

The undersigned Clerk of the Town Council of the Town of Elkton, Virginia, certifies that the foregoing constitutes a true, complete and correct copy of the Resolution adopted at a meeting of the Town Council of the Town of Elkton, Virginia, held on August 20, 2007.

Denise R. Monger
Clerk, Town Council, Town of Elkton, Virginia

Council member O'Neill stated the Town had obtained quotes from four financial institutions regarding the loan for the peaking generator. The interest and principal payment on the loan is $110,000.00 and an estimated annual income from the generator is $150,000.00. He estimated a positive cash flow of $40,000.00 once the generator is on-line.

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

NAYS: None

VOTE: (6 – 0 roll call) Motion carried

Centennial Celebration

Council member Isom state Mr. Downey had given the Centennial Committee permission to meet in the old "Curiosity Shop" location. She spoke briefly regarding: town decals, logo contest, Pepsi donation of 2000 cans with the Centennial logo, Mr. Billhimer's efforts regarding train rides and a pageant.

The next meeting for the Centennial Commission would be held on August 30, 2007. The Elkton Historical Society had donated $1,000.00 to the celebration.

Vice Mayor Dearing would like to view banners about Town announcing the Centennial Celebration. He requested and received Council's permission to obtain information regarding pricing.

Lot Line Revision for Richard Brown

Council member Kite stated there were concerns regarding the parking area. Mr. Shifflett stated the parking area was in compliance with the Town's current codes. Vice Mayor Dearing also expressed concern regarding parking issues in lieu of the types of future businesses that may operate in the building.

Town Attorney Sigler stated Mr. Brown owned three parcels of land of which one parcel was a narrow strip that ran through the building. She noted you could not place a parking area on the narrow parcel. Therefore, Mr. Brown had requested to move the lot line to correspond with the building.

Council member O'Neill stated he also had concerns regarding the matter but was unsure if Council should deny approval.

Mayor Printz queried Mr. Shifflett if any businesses which currently operated in the building would not be compliant in regards to parking if the lot line was vacated. Mr. Shifflett responded the businesses would be in compliance.

Pete Bonavita stated the parking area for the "corner store" was partially on its own property and Dr. Brown's property. He noted that the entire parking area is commonly used by all businesses. However, he stated an attorney owns the "corner store" and will be establishing a Subway on the premises. Mr. Bonavita continued, "He's satisfied with the fact that if it's not resolved, he's going to take it to court. Because there is a prescriptive easement there, because it's been used open and unobstructively by all those businesses for all these years. Dr. Brown cannot get a delivery truck in his store without having to use Mr. Rogers' parking lot in order to get the truck there. So everybody has got to work together there or it's not going to work." Further discussion took place regarding the matter.

A roll call vote was recorded. However, the record does not reflect that a motion was made. The matter will be revisited at the next regular council meeting.

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

NAYS: M. Dearing and D. Kite

VOTE: (4 – 2 roll call) Motion carried

Council member Sigafoose was excused at 9:00 p.m.

Commuter Parking

Council member Kite stated the commuter parking at the Community Center was located against the curb to the back of the parking area.

The Community Center will have designated parking areas for seniors.

TOWN ATTORNEY

Town Attorney Sigler stated she was working on matters from the Planning Commission meeting which would include the ordinances for the "streets and sidewalk" and "apartment houses." She would be reviewing the Cemetery Bylaws pursuant to a request from Vice Mayor Dearing. Further, she will be reviewing legal issues pertaining to the Community Center's public screening of movies.

MAYOR'S BUSINESS

Vice Mayor Dearing stated for the record the comment he was about to present was personal and did not reflect the opinions of other Council members. He stated the following:

"*We have an organization in Town called ABE – A Better Elkton. I don't think there can be a better Elkton, but there is an Elkton, Maryland. But, what I am saying is, I have been here when there have been committees like this formed in the last ten to twelve years. Committees formed against me, committees formed to do better - they have all failed and they have all failed for one reason. They are self-serving. They are not willing to sit down and work with the local government. I have read the last two newsletters. In the last two newsletters there are good points and there are points that make it political. If this better Elkton group wants to meet, then unify with the Town Council who also wants a better Elkton. Work with us and say, what can we as a group do? Shenandoah has a better group. They work hand-in-hand and they get a lot of things done. I encourage these types of groups to come up with some type of dialogue*

that helps it work. But to continually say it's a "we, they" situation, Elkton will never get any better. So, I am saying if this group is sincere, then meet with the Town Council and get a dialogue going where we can be a better Elkton. Thank you."

Mayor Printz thanked Vice Mayor Dearing for his comments.

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

Closed Session

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

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

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

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. Vice Mayor Dearing duly seconded the motion.

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

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Motion to Name Marty Shifflett as Town Superintendent

Vice Mayor Dearing moved, seconded by Council member O'Neill, and carried to elevate Marty Shifflett to position of Town Superintendent at a salary if $45,810.04.

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

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

Vice Mayor Dearing requested a roll call of each Council member's vote.

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

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Motion to Hire Brad Williams

Vice Mayor Dearing moved, seconded by Council member O'Neill, and carried to hire Brad Williams as Waste Water Assistant at a salary of $11.53 per hour.

Council member Pence questioned if Mr. Williams would be on a six month probation. Mr. Shifflett responded affirmatively.

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

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Motion Transferring Jerry Harris to Laborer II

Vice Mayor Dearing moved, seconded by Council member O'Neill, and carried to post on the internal bulletin board that there will be an opening for a Laborer II and move Jerry Harris to that position.

After a brief discussion, it was determined the position had been properly advertised and no additional advertising would be required.

Vice Mayor Dearing amended his motion to the following:

Vice Mayor Dearing moved, seconded by Council member Kite, and carried to hire Jerry Harris as a Laborer II at $11.21 per hour.

A brief discussion took place regarding pay for the Laborer II position.

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

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Council member Pence asked Council to review part-time wages for certain Town employees in the near future.

As there was no additional business, **Council member O'Neill moved, seconded by Council member Kite, and carried to adjourn the meeting.**

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

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

Mayor: _____
Wayne E. Printz

Recorder: Denise R. Monger
Denise R. Monger, Clerk