Special
Council Meeting
April 2, 2008

A special meeting of the Elkton Town Council was held in Council Chambers of the Elkton Area Community Center on April 2, 2008, with Mayor Wayne E. Printz presiding. The following Council members were present:

PRESENT
M. Dearing
M. Isom
D. Kite
M. O'Neill
S. Sigafoose

ABSENT
T. Pence (excused)

Town Attorney Lauri A. N. Sigler, Chief James A. Morris, Treasurer Clairen Sipe, EACC Administrator Allison Morris, EACC Secretary Dianne Johnson and Clerk of Council Denise R. Monger were also present.

(A copy of the agenda is appended to these minutes and marked as "Appendix A".)

Reallocate HEC Funds – First Reading

Council member O'Neill moved on a First Reading to reallocate $17,000.00 from the HEC Funds for the rental and delivery of the belt press so that those would be reallocated to the sewer department and there is an additional $5,500.00 of HEC funds to pay for a trencher that the we found out we purchased that I had no idea we purchased. That is a total of $22,500 from HEC funds. Again, $17,000.00 will be allocated to the sewer department to cover the delivery and rental of the belt press for the first three months and $5,500.00 to the recreation department / capital equipment to cover the trencher.

Meals Tax Increase – First Reading

Council member O'Neill moved on a First Reading on the meals tax increase. Chapter 148, TAXATION, Article V, Meals Tax, Section 148-40. Levy and rate. In addition to all other taxes of every kind, now or hereafter imposed on meals, there is hereby imposed and levied on each and every meal sold by restaurants and caterers within the town, as defined herein, a tax equivalent to 6 % of the total amount paid for such meals.

This ordinance shall become effective on June 1, 2008.

First Reading
Amendment to the Elkton Town Code
March 17, 2008

Chapter 148
TAXATION
Article V
Meals Tax

Section 148-40. Levy and rate.
In addition to all other taxes of every kind, now or hereafter imposed on meals, there is hereby imposed and levied on each and every meal sold by restaurants and caterers

within the town, as defined herein, a tax equivalent to 6 % of the total amount paid for such meals.

This ordinance shall become effective on June 1, 2008.

Mayor Printz noted a public hearing would need to be held regarding the matter. Council member O'Neill requested the hearing take place at 6:00 p.m. on the same night as the regular council meeting.

Town Attorney Sigler noted the notice for the public hearing would need to run for two consecutive weeks and 5-7 days must lapse before the hearing could actually be held. It was undetermined if there was enough time to hold the hearing on the aforementioned date.

Brief discussion took place regarding the County charging a meals tax.

Water and Sewer Rate – First Reading

Council member O'Neill moved on a First Reading which stated rates would be determined as follows:

Residential / water base rate = $5.00 and will include 1,000 gal.; additional 1,000 gal. to cost $2.50; sewer base rate = $9.50 and will include 1,000 gal.; additional 1,000 gal. to cost $3.25.

Commercial (Retail) / water base rate = $5.00 and will include 1,000 gal.; additional 1,000 gal. to cost $2.50; sewer base rate = $9.50 and will include 1,000 gal.; additional 1,000 gal. to cost $3.50.

Industrial – Manufacturing / water base rate = $5.00 and will include 1,000 gal.; additional 1,000 gal. to cost $2.50; sewer base rate = $9.50 and will include 1,000 gal.; additional up to 50,000 gal. to cost $3.75; 51,000 – 100,000 gal. to cost $4.00; 101,000 – up would cost $4.25.

Council member O'Neill noted the summer sewer rate would still be in effect for person(s) registered.

Council member O'Neill stated that person(s) using 2,000 gal. or less would see a reduction in their rates. He noted the proposal would benefit senior citizens. He requested a public hearing be scheduled for the rates and meals tax.

Vice Mayor Dearing suggested a press release be prepared to better inform the public on the matter.

Council member O'Neill noted the increase in water rates would provide $50,000.00 in revenue for the Town and the increase in sewer rates would generate $78,000.00. He noted improvements were needed at the wastewater treatment facility.

Mayor Printz stated he did not agree with the rate changes but encouraged further discussion to take place at the public hearing.

Closed Session

Council member O'Neill moved, seconded by Council member Sigafoose, and carried to go into closed session under Virginia Code 2.2-3711.A.3 to discuss real estate negotiations.

YEAS: M. Dearing, M. Isom, D. Kite, M. O'Neill and S. Sigafoose

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Pat Shifflett and Sue Armbruster attended the closed session.

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 S. Sigafoose

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Council member Sigafoose was excused from the meeting at 8:30 p.m.

Mayor Printz noted discussion took place with auctioneers regarding the Kite property. Additional information would need to be compiled before any definite decisions would be made.

Mayor Printz noted a discussion had taken place regarding the community center. He noted the Town would be searching for ways to finance the center. He noted Council would review the matter.

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

YEAS: M. Dearing, M. Isom, D. Kite, and M. O'Neill

NAYS: None

VOTE: (4 – 0 roll call) Motion carried

Mayor: _____
Wayne E. Printz

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

APPENDIX A

SPECIAL COUNCIL MEETING
Town of Elkton
April 2, 2008
6:00 p.m.

Mayor Wayne E. Printz has called a Special Meeting of the Elkton Town Council on Wednesday, April 2, 2008, at 6:00 p.m., at the Elkton Area Community Center located at 20593 Blue and Gold Drive in Elkton, Virginia. The purpose of the meeting is as follows:

AGENDA

1. Community Center Financing
2. Auctioneer for Kite Property
3. Reallocate HEC Funds
4. Meals Tax Increase – First Reading
5. Water and Sewer Rates – First Reading
6. Closed Session – Sale of Real Estate

Council will perform a walk-through of the Elkton Wastewater Treatment Facility at 5:30 p.m. The Special Meeting will take place at approximately 6:00 p.m.