

**TOWN OF ELKTON  
ELKTON TOWN COUNCIL MEETING  
OCTOBER 16, 2023**

The regular meeting of the Elkton Town Council was held on October 16, 2023, at 6:00 p.m. at the Elkton Area Community Center, located at 20593 Blue & Gold Drive, Elkton, Virginia, with Mayor Joshua J. Gooden presiding.

**Present:** Mayor Joshua J. Gooden, Vice-Mayor Rick Workman, Council Member Jan Hensley, Council Member Virginia Fulginiti, Council Member Louis Heidel, Council Member Rachel Michael, and Council Member Aaron Napotnik.

**Also Present:** Town Manager Greg Lunsford, Town Attorney Quinton Callahan, Chief of Police Mike King, Public Works Director Gaither Hurt, Community Development Director Delores Hammer, EACC Director Jessy Beasley, Treasurer Donna Curry, and Clerk of Council Denise Monger.

Mayor Gooden called the meeting to order and the Clerk was asked to call the roll.

Council Member Fulginiti gave the Invocation. All present were asked to join in the Pledge of Allegiance.

**ADOPTION OF AGENDA**

**Council member Michael moved, seconded by Vice-Mayor Workman, and carried to adopt the agenda as amended.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

**PUBLIC COMMENT**

Wayne Printz, 336 W. Washington, spoke regarding the wastewater treatment plant, Town's finances, and sale of Town property.

**CONSENT AGENDA**

**Council member Heidel moved, seconded by Council member Napotnik, and carried to approve the consent agenda.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

**TOWN MANAGER'S REPORT**

Mr. Lunsford reported that Herb White was working on a preliminary report to be sent to the USDA for possible grant funding for the water project. He noted that the Glo Fiber agreement had been provided to Council for review.

**STAFF REPORTS**

**Chief of Police:** Chief King reported that he continued to recruit candidates for the two vacant positions in the department. He noted that construction plans for the new department were ongoing.

**Public Works Director:** Mr. Hurt stated that his department was currently setting up for the Autumn Days event scheduled for the weekend. He noted that sidewalk bids were forthcoming. He briefly discussed paving scheduled for November 6. The Town was still in a drought and citizens should continue to conserve water. He noted that \$2 million from the wastewater treatment plant project would be used for I & I projects. Those funds could only be used for sewer lines or the plant.

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Community Development Director: Mrs. Hammer was working to place short-term rentals on the Town's website. A Cemetery Advisory Commission meeting was scheduled for October 23, 2023. The next meeting to be held for the Elkton Planning Commission was November 20, 2023. She noted the excellent job that Billie Jo Dofflemyer had done at EAUS for Halloween.

Elkton Area Community Center Director: Mrs. Beasley briefly spoke regarding the following events: October 25, 2023 Story Time (30 pumpkins donated for reading)

October 31, 2023 Halloween Hoo-Doo

October 15, 2023 Pregnancy & Infant Loss Awareness Walk

Treasurer: Mrs. Curry stated that the new payment platform had launched. The department had submitted their request to the Virginia Set-Off Debt Collection Program which was a legal remedy to collect delinquent debts owed to the Town.

TOWN ATTORNEY

Mr. Callahan reported that all the BLA notices had been sent and the petition would be filed soon. He was working on the nuisance, blight, and trash ordinances. He noted that Council would need to decide on whether or not to charge out-of-town rates to customers that were in the process of being brought into Town under the boundary line adjustment.

COMMITTEE REPORTS

Public Health & Safety Committee: Chairperson Heidel reported that Chief King was actively trying to fill the vacant positions in the department. He noted that volunteers were needed for the Halloween Hoo-Doo event. The committee was working on an ordinance to address faulty alarms which cost the Town money to respond to and needed to be addressed.

Special Projects and Economic Development Committee: Chairperson Napotnik reported that the brewery had created a special beer in honor of Elkton's local historian, the late Hobby Robinson. All proceeds from the beer sales on Thursday and Friday during Autumn Days week would go to the Elkton Downtown Marketplace.

Finance Committee: Chairperson Michael reported that a summary of the REPO account was on page 80 of the packet for any interested parties.

Public Utilities: Chairperson Workman reported no additional business.

Parks and Recreation Committee: Chairperson Fulginiti reported no additional business.

Policy/Personnel Committee: Chairperson Hensley reported that policies were being updated.

UNFINISHED BUSINESS

Recommend Contractor for Downtown Marketplace

This matter was tabled until the October 30, 2023 meeting.

NEW BUSINESS

Planning Commission recommendation to hold a joint public hearing with the Elkton Town Council on a request from Ronald and Teresa Younger for the issuance of a special exception permit for short-term rentals at 504 4<sup>th</sup> Street, Elkton

**Council member Hensley moved, seconded by Council member Michael, and carried to accept the Planning Commission's recommendation to hold a joint public hearing with the Elkton Town Council on a request from Ronald and Teresa Younger for the issuance of a special exception permit for short-term rentals at 504 4<sup>th</sup> Street, Elkton.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

Quotes for fencing along property line between Elkton Downtown Marketplace and dentist office

This matter was tabled.

Reinvestment of Infinex Funds (REPO Account)

**Vice-Mayor Workman moved, seconded by Council member Fulginiti, and carried to approve to reinvest the Infinex funds (REPO Account) with Truist Bank in Elkton.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 roll call) Motion carried**

Proposed procurement policy- First Reading

**Council member Michael moved, seconded by Council member Heidel, and carried to approve the proposed procurement policy.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 roll call) Motion carried<sup>1</sup>**

Request to change credit card companies

**Council member Hensley moved, seconded by Council member Michael, and carried to approve to change the Town credit card from United Bank to First Bank and increase the spending limit to \$20,000.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 roll call) Motion carried**

### MAYORS BUSINESS

Mayor Gooden stated that there had been three ribbon-cutting ceremonies in Town. Autumn Days would take place on Saturday and Sunday. He noted that Spotswood Avenue would be closed. A special meeting would take place on October 30, 2023.

### CLOSED SESSION

**Council member Napotnik moved, seconded by Council member Heidel, and carried that council go from Regular Session in to Closed Session pursuant Virginia Code § 2.2-3711.A.7 for, "Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter."**

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<sup>1</sup> No vote was necessary for the first reading. The ordinance will not be adopted until a second reading of the ordinance takes place at a subsequent council meeting.

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

**OPEN SESSION/MOTION TO CERTIFY CLOSED MEETING**

**Council member Fulginiti moved, seconded Council member Heidel, that Council go from Closed Session back into Regular Session and Council certify pursuant to Virginia Code § 2.2-3712(D), that to the best of each member's knowledge, as recognized by each Council member's knowledge, as recognized by each Council member's affirmative vote, that only such business matters lawfully exempted from Open Meeting requirements under Virginia Code § 2.2-3711, as were identified in the motion by which the Closed Meeting was convened were heard, discussed, or considered in the Closed Meeting by Council, and that the vote of each individual member of Council be taken by roll call and recorded and included in the minutes of the meeting of the Town Council.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

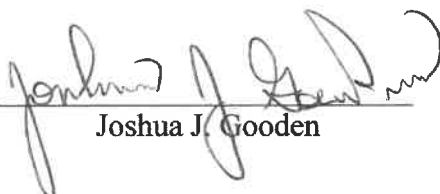
**Motion to Adjourn**

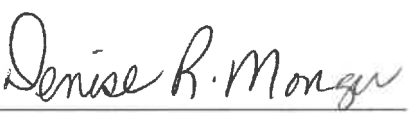
**Council member Heidel moved, seconded by Council member Napotnik, and carried to adjourn the meeting.**

**YEAS: J. Hensley, V. Fulginiti, R. Workman, R. Michael, A. Napotnik, and L. Heidel**

**NAYS: None**

**VOTE: (6 – 0 voice vote) Motion carried**

Mayor:   
Joshua J. Gooden

Recorder:   
Denise R. Monger, Clerk