

TOWN OF ELKTON
TOWN COUNCIL WORK SESSION
June 5, 2023
5:30 p.m.

The Elkton Town Council Work Session was held on June 5, 2023 at 5:30 p.m. in the Council Chambers of 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 Phillip Workman, II, Council Member Jan Hensley, Council Member Virginia Fulginiti, Council Member Rachel Michael, and Council Member Aaron Napotnik.

Absent: Council Member Louis Heidel (excused).

Also Present: Town Manager Greg Lunsford, Town Attorney Nathan Miller, Public Works Director Gaither Hurt, Community Development Director Delores Hammer, Town Treasurer Donna Curry, and Clerk of Council Denise Monger.

ADOPTION OF AGENDA

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

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

PUBLIC HEARINGS

(5:30 p.m.) Hearing on new electric category definitions and a proposed rate increase for Town of Elkton electric customers

Due to an error in the notice of public hearing publication, the above-referenced matter would be re-advertised with a new hearing date of June 19, 2023.

(5:30 p.m.) Hearing on proposed 2023/2024 Fiscal Year Budget

No member of the public spoke.

(5:30 p.m.) Proposed increases to water and sewer user rates in all categories, trash fees for residential and commercial, water hauler rates, bulk trash pick-ups, and out-of-town water and sewer user rates in all categories

Mr. Lunsford gave a brief overview of the proposed increases.

Wayne Printz, 336 W. Washington, spoke regarding the budget and opposed the rate increases.

Michael Eppard, spoke regarding the budget and spending.

TOWN MANAGER'S REPORT

Mr. Lunsford reported that a preliminary offer had been made to hire a new wastewater treatment plant operator. The position is mandated due to the increased size of the Town's new plant.

STAFF REPORTS

No additional reports.

COMMITTEE REPORTS

No additional reports from committees.

UNFINISHED BUSINESS

First Reading for an ordinance proposing a budget for the Town of Elkton, Virginia for the fiscal year beginning July 1, 2023 and ending June 30, 2024, appropriating funds for public purposes for said fiscal year; adjusting rates, fees and taxes; and continuing in effect all ordinances of the Town of Elkton, Virginia, relating to taxes, licenses, fees, service charges, costs and other charges and all ordinances relating to the time of payment thereof and collection thereof, except as herein specifically modified

The first reading was tabled until the June 19, 2023 meeting.

NEW BUSINESS

Service Agreement from Porcellis Cleaning Contractors to clean Town Hall

Council member Hensley moved, seconded by Council member Michael, and carried to approve the service agreement from Porcellis Cleaning to clean Town Hall.

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 roll call) Motion carried

Regular meeting schedule for July 2023 – June 2024

Council member Michael moved, seconded by Council member Napotnik, and approve the regular meeting schedule for July 2023 – June 2024 as follows:

Regular Meeting Schedule for July 2023 - June 2024
Elkton Town Council
Town of Elkton, VA

Regular Town Council Meetings begin at 6pm (Held at the Elkton Area Community Center 20593 Blue and Gold Dr.)

Town Council Work Sessions begin at 5:30pm (Held at the Elkton Area Community Center, 20593 Blue and Gold Dr.) and Council Community Meetings are held at the Elkton Town Hall, 173 W Spotswood Avenue or a location to be determined.

Town Council Retreats begin at 3pm (Location determined prior to meeting)

July 2023

Monday, July 17: Regular Town Council Meeting

August 2023

Monday, August 7: Town Council Community Meeting

Monday, August 21: Regular Town Council Meeting

September 2023

Tuesday, September 5: Town Council Work Session

Monday, September 18: Regular Town Council Meeting

October 2023

Monday, October 2: Town Council Community Meeting

Monday, October 16: Regular Town Council Meeting

November 2023

Monday, November 20: Regular Town Council Meeting

December 2023

Monday, December 18: Regular Town Council Meeting

January 2024

Tuesday, January 2: Town Council Reorganizational Meeting – 4:30pm

Tuesday, January 16: Regular Town Council Meeting*

*Date changes due to holiday

February 2024

Monday, February 5: Town Council Work Session

Tuesday, February 20: Regular Town Council Meeting*

*Date changes due to holiday

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March 2024

Monday, March 4: Town Council Community Meeting
Monday, March 18: Regular Town Council Meeting

April 2024

Monday, April 1: Town Council Budget Retreat – 3pm
Monday, April 15: Regular Town Council Meeting

May 2024

Monday, May 6: Town Council Work Session
Monday, May 20: Regular Town Council Meeting

June 2024

Monday, June 3: Town Council Work Session
Monday, June 17: Regular Town Council Meeting

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

MAYOR'S BUSINESS

Mayor Gooden reported that sadly former Town Council member, Heidi Zander, had passed away. Her Celebration of Life Service was scheduled for June 17, 2023 at 5:30 p.m. at Brix and Columns Vineyard in McGaheysville.

The work session was briefly recessed until 6:00 p.m.

Mayor Gooden opened the joint public hearing as follows:

(6:00 p.m.) Joint hearing with Planning Commission on a proposed amendment to Chapter 110 Land Development, § 110-603, § 110-604, § 110-605, §110-606, §110-715 to add limitations on short-term rentals; and

(6:00 p.m.) Proposed amendment to Chapter 110 Land Development, § 110-610 Downtown Business District B-1 and § 110-715 (B) to add short-term rentals as a permitted use in B-1 district; and

(6:00 p.m.) Proposed amendment to Chapter 110 Land Development, § 110-706 Signs, to change the height of an elevated sign structure adjacent to a sidewalk; redefine the Downtown District area for a freestanding or non-freestanding sign; and submit a map to be used as Attachment 3.1

Planning Commission present: Chairman Dan Talbot, Vice-Chairman Gene Kite, Secretary Dorenda Flick, and Commission Wesley Walls. Absent: Jennifer McDonald, Donna Mowbray, and Roy Davis.

Mr. Talbot gave a brief overview of the proposed amendments.

No member of the public spoke.

CLOSED SESSION

Council member Fulginiti moved, seconded by Council member Hensley, and carried that council go from Regular Session in to Closed Session pursuant to the following:

- a. Pursuant to 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."

- b. Pursuant to Virginia Code § 2.2-3711.A.1 for, "Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body."

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

OPEN SESSION/MOTION TO CERTIFY CLOSED MEETING

Council member Hensley moved, seconded Council member Fulginiti, 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, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

Appoint Town Attorney

Council member Fulginiti moved, seconded by Council member Napotnik, and carried to appoint Quinton Callahan with Clark and Bradshaw, P.C., as the town attorney effective July 1, 2023.

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

Motion to Adjourn

Vice-Mayor Workman moved, seconded by Council member Napotnik, and carried to adjourn the meeting.

YEAS: J. Hensley, V. Fulginiti, P. Workman, R. Michael and A. Napotnik

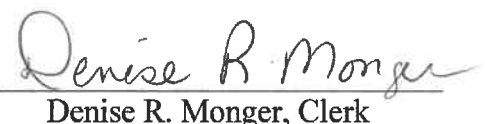
NAYS: None

VOTE: (5 – 0 voice vote) Motion carried

Mayor:


Joshua J. Gooden

Recorder:


Denise R. Monger, Clerk