

Town of Clintwood
Town Council Meeting
248 Clintwood Main Street- Clintwood Town Hall
December 19, 2023
6:00 p.m.

Record of Attendance:

Council Members:

Danny Lambert – Mayor
Ron Kendrick – Vice Mayor
Doris Rife
Talbert Bolling
Jim Childress
Shelly Mullins – Resigned Effective December 12, 2023

Others:

Susan Wood – Town Attorney
Judy Steele - Clerk
Chief Rick Mullins
Officer Lester Turner

The regular scheduled meeting on December 12, 2023 had to be rescheduled to December 19, 2023 because a quorum could not be present.

Citizens: Bobby Garrett, Ryder Garrett

Mayor Lambert called the meeting to order and asked for a moment of silent prayer.

Agenda Item: Approval of November 14, 2023 Minutes

Motion was made by Councilman Childress and second by Councilman Kendrick to approve the minutes as presented. Motion passed unanimously.

Agenda Item: Agenda Additions

Mayor Lambert said he needed to add Shelly Mullins resignation letter. Councilman Kendrick added a close session for personnel.

Agenda item: Approval of Agenda with Additions

Motion was made by Councilman Bolling and second by Councilman Childress to approve the agenda with the additions. Motion passed unanimously.

Agenda Item: Consulting Agreement for Website and Facebook Page

Mayor Lambert said the two quotes received were from Earth Tone and Arsenal Development. Arsenal Development does the Jettie Baker Center website and Earth Tone is doing the town and Ralph Stanley Museum's websites and the Facebook page for the museum. There have been no problems with either company. Judy Steele said the quote on Earth Tone's monthly fee is One Hundred and Twenty Dollars (\$120) and Arsenal's monthly fee is One Hundred Dollars (\$100).

She said the service from both companies has been good.

Motion was made by Councilman Bolling and second by Councilwoman Rife to accept the quote from Arsenal Development. Motion passed unanimously.

Agenda Item: Resignation – Shelly Mullins

Mayor Lambert said that Shelly Mullins has sent a resignation letter to be effective December 12, 2023.

Motion was made by Councilman Childress and second by Councilman Bolling to accept with regret the resignation letter from Shelly Mullins. Motion passed unanimously.

Citizens Comments:

Bobby Garrett addressed the council concerning the damage the deer are doing to the property around his house. He said in the past he has had a kill permit, but now he is not allowed to have one because of the town. He asked that the town establish some kind of standards where people could apply for a permit- not open it town wide. The damage to his property is done in the corporation limits and the game warden will not issue a kill permit because it is in the town. Councilman Bolling said he would like Chief Mullins to get with the game warden and see if he would come to a meeting. He has had a lot of people ask about archery. If you open hunting season in the corporation limits, then not everybody is responsible. He would like to discuss with the game warden to see what they can do on their end to eradicate more of the deer. Bobby Garret said he thought it needed to be looked at where you live and make it an individual elevation. Councilman Kendrick said the game commission biologist, Jacalyn Rosenberger lives in Phipps Circle, and she may give the council some insight. Mayor Lambert said the town might be able to reword their ordinance to allow, if they have a permit. Susan Wood said you must be specific on what the town would allow and not allow. To get rid of the discharge of a firearm all together might be a problem. Councilwoman Rife asked Councilman Kendrick if he would reach out to the lady that is the game commission biologist to see if she would come to one the meetings and he said he would. Mayor Lambert asked about a damage stamp and Chief Mullins said that Scott County is the only one he knows of that has a damage stamp. He said he did not know much about a damage stamp. Mayor Lambert said maybe that could be checked into.

Report and Communications:

1. Town Attorney - Susan Wood ask for the contact information on Daily Meals and she would take care of the letter.

2. Town Council-

Jim Childress – None

Ron Kendrick – He expressed his sympathy to Doris and Donnie’s family on Donnie’s passing.

Talbert Bolling - He thought Christmas in the Park and the tree lighting ceremony went well. We need to remember to put on our calendar of events for one week before the Christmas Parade next year. Mayor Lambert said about fifty people were at the tree lighting. Councilman Bolling expressed his appreciation to the town employees for their hard work this year and feels we have been blessed as a town. Mayor Lambert said that parade was one of the biggest.

Doris Rife - Christmas in the Park was bigger and better than ever.

Mayor Lambert - He thanked Jim and Sara for taking care of the Shining Stars at the Jettie Baker Center. Council Member Childress said that besides the Shinning Stars , they have had two of Nathan’s concerts, Special Ed from Ridgeview, and HeadStart. He thanked Talbert and his wife, and Danny for helping at the Jettie with the shows. Councilman Bolling said he appreciated Sara for what she does at the Jettie. There is a lot that goes on behind the scenes that we don’t see. One thing he would like to see changed at the Jettie is if someone is renting the Jettie, they must make a deposit to hold it and pay in full so many days before the event.

Mayor Lambert - He said AARP had contacted him about taking pictures at the Phipps Park. He signed the waiver for him to take pictures and the article should come out in the AARP magazine soon. Mayor Lambert said the town had an incident with one of their checks that they had paid a vendor being check washed. Judy Steele explained the incident and how the fraud department with Truist Bank had caught and was able to reimburse the town the funds. The fraud department explained how this was happening more often.

Mayor Lambert said Boyd’s Construction has completed the Lyall Ridge Project and they are doing water testing. There will be funds left over from the project and he has talked to Chris with Lane Engineering about using to extend the line to a few more houses. Christmas went well. He thanked Doris for all she does with Christmas in the Park and Jim for the Storefront Window Display competition. Councilman Kendrick suggested next year getting the residences in town involved in decorating their homes.

Mayor Lambert asked for a motion for a close session.

Motion was made by Councilman Bolling and second by Councilwoman Rife to go into Close Session pursuant to Virginia Code Section 2.2-3712(A) for the purpose of discussing personnel pursuant to Virginia Code Section 2.2-3711(A) Subsection 1- Personnel. This motion was amended to include Chief Mullins and Officer Turner in the closed session. Motion passed unanimously.

Mayor Lambert asked for a motion to reconvene back into regular session.

RE: Certification for Closed Meeting

Motion was made by Councilman Bolling and second by Councilman Kendrick to certify that the Town Council to the best of their knowledge that only such public business matters as lawfully exempted from the open meeting requirements of Virginia Law were discussed in the closed session and only such public matters as identified in the motion convening the closed session were heard, discussed, or considered by the Town Council.

Mayor Lambert asked for a roll call vote.

Doris Rife –	Aye
Talbert Bolling –	Aye
Ron Kendrick –	Aye
Jim Childress –	Aye

Motion Carried

Mayor Lambert asked for any motions from the closed session.

Motion was made by Councilman Kendrick and second by Councilman Bolling to make an amendment to the Personnel Policy to extend the health insurance coverage from three (3) months to six (6) months. Motion passed unanimously.

Councilman Bolling asked if the judge needs to be petitioned about Shelly's seat. Mayor Lambert said that he understands that the judge has agreed to accept the town council's decision. Councilman Bolling asked if that needs to be done in writing to the judge. Susan Wood said she did not think so. A petition for a special election will have to be done. If the majority of the council agrees on a replacement per the Charter, but if you cannot agree, then something else will have to be done.

Motion was made by Councilman Kendrick and second by Councilwoman Rife to rescind the motion made on November 14, 2023 to advertise for letters of interest to fill the vacant seat on the Town Council. Roll Call- Ron Kendrick -Aye, Doris Rife-Aye, Jim Childress-Aye, Jim Childress-Aye. Motion passed unanimously.

Motion passed unanimously.
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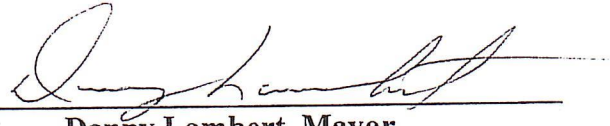
Motion was made by Councilman Bolling and second by Councilwoman Rife to appoint Andy Rose to fulfill Shelly Mullins seat on the Town Council until the Special Election -2024. Motion passed unanimously.

Mayor Lambert asked Susan if the judge needs to be notified and she said no, that she just needs to do the paperwork for the Special Election.

Motion was made by Councilman Bolling and second by Councilwoman Rife to give Susan Wood, town attorney, the authority to do the necessary paperwork for a Special Election to be held in 2024. Motion passed unanimously.


Motion was made by Councilman Bolling and second by Councilman Childress to pay the bills, the overtime and adjourn. Motion passed unanimously.

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Danny Lambert, Mayor

Attest:


Judy Steele, Clerk