

Town of Clintwood
Town Council
Clintwood Planning Commission
Joint Public Hearing
August 8, 2023
5:30 p.m.

Record of Attendance:

Council Members:

Danny Lambert – Mayor/Town Manager
Ron Kendrick -Vice Chairman – remotely
Doris Rife
Talbert Bolling
Shelly Mullins -Absent

Present: Susan Wood- Attorney
Judy Steele – Clerk

Planning Commission Members:

T.J. Fryatt - Chairman
Andrew Rose – Vice Chairman
Doris Rife
Norma Patton
Gary Hull
Jarrod Sayer
Harry Childress - Absent

Citizens: Brett Hamilton, Brett Tiller, and Teddy Plaster

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

Mayor Lambert said that Ron Kendrick could not be present tonight and has requested to attend remotely. He asked Ron to state his name, location, and why he could not be present.

Ron Kendrick stated his name, and he is a town council member, and located in Grayson County in Galax and is working there this week for his employment.

Motion was made by Councilwoman Rife and second by Councilman Bolling to allow Ron Kendrick to join the meeting remotely. Motion passed unanimously.

Mayor Lambert turned the meeting over to T.J. Fryatt, Planning Commission Chairman.

Chairman Fryatt called the Planning Commission Meeting to order.

Motion was made by Andrew Rose and a second by Norma Patton to approve the minutes of February 21, 2023, and March 14, 2023 as presented. Motion passed unanimously.

Chairman Fryatt opened the floor for the public hearing on an application from Brett Hamilton and Wiley Stanley to rezone a parcel of land on Factory Drive to the Multiply Family District.

Chairman Fryatt asked for any discussion. He said the property is currently lying in three (3) different zones. Councilman Bolling asked how close this was to Mr. Porter's property and was told that it is adjoining his property. Brett Hamilton said it would be cleaned up and cleared off. Hearing no further questions or discussion, Chairman Fryatt asked to adjourn the Planning Commission portion of the public hearing.

Motion was made by Doris Rife and second by Andy Rose to adjourn the planning commission portion of the public hearing. Motion passed unanimously.

Andrew Rose said that he understood that Multiply Family Residential includes Single Family use, but to allow it to be zoned Multiply Family also allows some provisions from our zoning ordinance that may not apply to that size of lot. So, denying the Multiply Family rezone and resubmit as Single Family might not be the most appropriate action.

Chairman Fryatt said if it is zoned Multiply Family, he can still do what he wants to do there, and Andrew said it does include single family uses. He can put anything that is permitted single family, but it can also open it up to do multiply family items on that lot. Chairman Fryatt said to do that then they would have to deny, and he would have to reapply and was told yes.

Motion was made by Gary Hull and second by Jarrod Salyer to recommend to the Town Council that the application be approved. Motion passed. Andy Rose voted no.

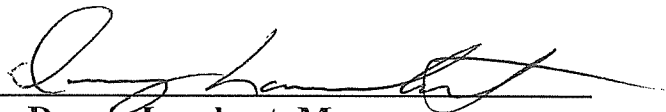
Chairman Fryatt said it has been approved to recommend to the town council the zoning change. Hearing no other items for discussion, he asked for a motion to adjourn the Planning Commission meeting.

Motion was made by Andrew Rose and second by Norma Patton to adjourn the Planning Commission meeting.

Mayor Lambert thanked the Planning Commission and asked the council if they had any further comments and hearing none he asked for a motion to adjourn their portion of the public hearing and they will reconvene at 6 p.m. for the regular town council meeting.

Motion was made Councilman Bolling and second by Councilwoman Rife to adjourn the public hearing. Motion passed unanimously.

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Danny Lambert, Mayor

T.J. Fryatt, Chairman

Attest:



Judy Steele, Clerk

Minutes
Regular Town Council Meeting
August 8, 2023

Record of Attendance:

Council Members:

Danny Lambert – Mayor/Town Manager
Ron Kendrick- Attended Remotely
Doris Rife
Talbert Bolling
Jim Childress
Shelly Mullins

Others Present:

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

Citizens: Susan Mullins, Andrew Rose

Mayor Lambert called the meeting to order and said Ron Kendrick wanted to attend the meeting remotely and asked Ron to state his name, location, and why he is absent.

Ron Kendrick stated his name and that he was Vice Mayor of the Town of Clintwood and was absent because he is working in Grayson County.

Motion was made by Councilman Bolling and second by Councilwoman Rife to include Ron Kendrick in the meeting. Motion passed unanimously.

Agenda Item – Approval of Minutes of July 11, 2023

Motion was made by Councilman Bolling and second by Councilman Kendrick to approve the minutes of July 11, 2023. Motion passed unanimously.

Agenda Item – Agenda Additions

Mayor Lambert said he needed to add appointments to the Planning Commission and Board of Zoning Appeals and to go into Closed Session. Hearing no further additions, he asked for a motion to approve the agenda with the additions.

Motion was made by Councilwoman Rife and second by Councilman Bolling to

approve the agenda with the additions. Motion passed unanimously.

Mayor Lambert said a correction needs to be made to the minutes of May 9, 2023 to show Councilman Shelly Mullins as being absent.

Motion was made by Councilman Childress and second by Councilwoman Rife to approve the minutes of May 9, 2023, as corrected. Motion passed unanimously.

Agenda Item – Adopt Fees on FOIA Requests

Councilman Childress said to charge the hourly rate of the employee and so much per copy. Councilman Bolling said the county had a policy that we could look at and he thought they do need to be charged for the hourly services and per copy.

Motion was made by Councilman Bolling and second by Councilman Kendrick to ask the town attorney, Susan Wood, to draw up a policy on fees for FOIA request based on hourly rate plus so much per copy. Motion passed unanimously.

Agenda Item - Appointments to Planning Commission and Board of Zoning Appeals

Motion was made by Councilman Bolling and second by Councilman Childress to reappoint Doris Rife and Harry Childress to the Planning Commission. Motion passed unanimously.

Mayor Lambert said that Marzetta Fleming and John Blanton will serve another term, but Sheila Viers does not want to serve another term on the Board of Zoning Appeals. Judy Steele said the terms need to be staggered.

Motion was made by Councilman Bolling and second by Councilwoman Rife to reappoint Marzetta Fleming and John Blanton to the Board of Zoning Appeals with staggered terms. Motion passed unanimously.

Mayor Lambert said the other appointment on the Board of Zoning Appeals to replace Shelia Viers will be tabled until the next council meeting.

Old Business/Other Business

Mayor Lambert said the high school monument is in the process of being put back up at the field house.

Citizens Comments:

Susan Mullins said that they had a request concerning the rain that had come into the building. They believe they know what caused it, but in order to prevent it again after they do whatever they are going to do behind the building with the asphalt and it doesn't work, they would like to build a concrete step. Councilman Mullins said he thought the Historical Society members had done a good job and it looks fabulous inside.

Andrew Rose said he wanted to let the council know that the Kiwanis Club will be doing a smaller version of their pancake breakfast the morning of the Hootin in the Holler on September 9, 2023. The community center will be a shared space with the Kiwanis, quilters, and authors. Andrew said as an update on the Jeep Rally there will be 25 – 50 jeeps at the rally. They plan to set up at the stadium depending on its availability. The event is August 19, 1 -6 p.m. with judging at 5 pm.

Reports and Communications:

1. Town Attorney – none
2. Town Council Members

Doris Rife - She thanked the town employees for the work they do. The town looks great and everyone is doing a great job.

Talbert Bolling - He echoed what Doris had said.

Ron Kendrick - None

Jim Childress - None

Mayor Lambert - The Splash Pad has really come together. The sidewalk will be finished tomorrow and the paving a few days after that. He has talked to Mr. Street and the road will be closed off sometime after the 21st to start the Roundabout. Councilman Bolling asked if he had contacted Burl Mooney about the buses and Mayor Lambert said Burl was aware of it.

Motion was made Councilman Bolling and second by Councilwoman Rife to approve the recommendation of the Planning Commission to make the change to the zoning district on Factory Drive. Motion passed unanimously.

Mayor Lambert asked for a closed session for personnel.

Motion was made by Councilman Bolling and second by Councilwoman Rife to go into Closed Session pursuant to Virginia Code Section 2.2-3712(A) for the purpose of discussing personnel pursuant to VA Code Section 2.2-3711(A) Subsection 1 – Personnel. Motion passed unanimously.

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

RE: Certification for Closed Meeting

Motion was made by Councilman Bolling and second by Councilwoman Rife 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 meeting and only such public business matters as were identified in the motion convening the closed session was heard, discussed, or considered by the Town Council.

Mayor Lambert asked for a roll call vote.

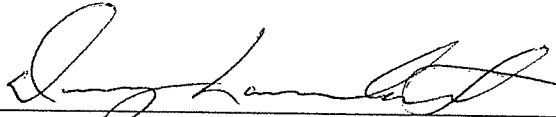
Doris Rife	Aye
Talbert Bolling	Aye
Ron Kendrick	Aye
Jim Childress	Aye
Shelly Mullins	Aye
Motion Carried	

Mayor Labert asked for any actions from the closed session.

Motion was made by Councilman Bolling and second by Councilwoman Rife said that on Page 12 of the Employee Handbook the following change needs to be made to read: *an employee whose normal scheduled workday falls on a holiday and works that day will be paid their regular rate of pay and their holiday pay and will not receive another day off. On page 65, make the recommended changes and on page 62 increase the starting cash drawer to \$200 for ticket sales and concession sales.* Motion passed unanimously.

Motion was made by Councilman Bolling and second by Councilwoman Rife to approve the bills, the overtime, and adjourn. Motion passed unanimously.

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Danny Lambert, Mayor

Attest:



Judy Steele, Clerk