

Town of Clintwood, Virginia
Regular Town Council Meeting
April 11, 2023

Record of Attendance:

Council Members:

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

Others Present:

Susan Wood -Attorney
Judy Steele - Clerk

Chief Rick Mullins
Officer Chris Yates
Staff - Allen Taylor
Joby Stallard

Citizens - Susan Mullins, Bobby Garrett

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

Agenda Item - Approval of Regular Town Council Meeting and Public Hearing Minutes for March 14, 2023

Motion was made by Councilman Kendrick and second by Councilwoman Rife to approve the minutes of March 14, 2023 for Regular Town Council Meeting and Public Hearing. Motion passed unanimously.

Agenda Item - Additions to agenda

Mayor Lambert said he has the following additions - a donation to the Lion's Club, personnel matter, and contracts.

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

Agenda Item - Ratify amendment for Engineering Services for the Baker Ridge Water System Improvement Project.

Mayor Lambert said he signed the amendment on March 24. In the original agreement it did not have the bidding package included.

Motion was made by Councilman Bolling and second by Councilman Kendrick to ratify the amendment to the engineering services for the Baker Ridge Water System. Motion passed unanimously.

Agenda Item - Authorization to send out for bids the Baker Ridge Water System Project

Mayor Lambert said the bid opening will be April 27.

Motion was made by Councilman Bolling and second by Councilwoman Rife to ratify the advertisement for bids on the Baker Ridge Water System Project. Motion passed unanimously.

Agenda Item - Donation Requests

Motion was made by Councilman Bolling and second by Councilman Kendrick to give the Dickenson County Sheriff's Office and the Clintwood Lion's Club each a donation of One Hundred Dollars (\$100). Motion passed unanimously.

Agenda item - Authorization to allow the Clerk and Town Manager to make line item adjustments to FY22-23 Budget and ratify the adjustments made to the FY21-22 Budget.

Motion was made by Councilman Bolling and second by Councilman Kendrick to approve the line item adjustments to FY22-23 budget and to adjustments made to the FY21-22 budget. Also, to allow the Clerk and Town Manager to make line item adjustments throughout the year going forth and report any adjustments to the council. Motion passed unanimously.

Citizens Comments -

Susan Mullins thanked the council and the town employees for everything they have done the Historical Society. The carpet has been put down, the walls painted, and the chair lift should be in within a week. Things are being moved into the new building from the old one. She invited everyone to come by and look at the difference so far. The locks have all been changed on the trophy cases and deadbolt locks on the downstairs doors and the upstairs outside door. The carpet on the front steps will eventually be changed. She asked about the date of the July Fourth Celebration and Councilwoman said it would be held on July 4. Councilwoman Rife said she was hoping to have everything at the football field, but there is such a mess that she does not see how that will be possible this year with all the construction going on in that area. It will probably be at the Community Park again this year and use some of the parking

lot. Susan asked if they could set up tents outside of the field house and was told yes. Councilwoman Rife asked when they are going to paint the front door and she said they had been talking about it.

Bobby Garrett said he was at a council meeting a few months back and the council was talking about the speed limit. He was in Lexington recently and they have things on poles that have LED lights that tell your speed and if you are going over, it will flash and if going over too much, it flashes for you to slow down. He thought that might be something the town could look at placing around the town. They are small and can be placed on poles or signs.

Old Business -

Councilman Kendrick brought up the sign he wanted to have erected, and Mayor Lambert said he had the man's name that does those signs and if he would give him what he wants to put on the sign he would take it to the man. Councilman Kendrick said he would like the town council to have some input on the island when VDOT constructs the Roundabout. Mayor Lambert said he had a conversation with Mr. Spangler who is with Food City and they have agreed to let the town run power to the middle of the Roundabout so the town can have decorations. They will run from Food City parking lot lights, and they will pay for the power. Councilman Mullins asked about the culvert and Mayor Lambert said VDOT is going to stop the culvert at the traffic lights. Councilman Mullins asked to make sure the town has the means to extend over to the barber shop since it will already be torn up. Councilman Bolling asked if it will come already precast or pour on site. Allen Taylor said he thought it might be a boxed culvert. Councilman Mullins asked if there are any water lines in that location and Allen Taylor said there is an eight inch all the way around there and sewer lines. Councilman Mullins said he would talk with Ben McFall since he got the contract to see what the plans look like so the town can make plans.

July Fourth Parade

Chief Mullins asked about the route for the parade since the intersection will be torn up. Discussion was held on the best route to take to avoid the intersection. Councilman Mullins said he will check to see what the projections are for completion. Councilman Bolling said they had said initially 30-45 days, but he figures 90 days. Mayor Lambert said the start date is June 1.

Susan Mullins asked about the John Mullins sign. VDOT placed the sign and the sign belongs to the state.

Councilman Bolling asked Joby Stallard if the sign at the intersection (Ralph Cummins

Ave.) can be moved and Joby asked where he would like it moved to. Councilman Bolling said next to the Historical Society Building. Susan said they had thought where the Compliments of Kiwanis sign is located. Mayor Lambert asked the members of the Historical Society to discuss and let him know.

Motion was made by Councilman Bolling and second by Councilman Rife to move the sign to the Historical Society location. Motion passed unanimously.

Reports and Communications:

Town Attorney - Susan Mullins said that what they have come up with on indoor flea market fees is that individuals that rent a booth and sell items will need to purchase a business license. Individuals that are selling used yard sell items will need to pay a yard sale fee of five dollars per day. An individual selling QVC or pallet items (new items) etc. will be classified as a peddler or itinerant merchant and will need to pay that fee which is five hundred (500) dollars. The council can make a change to these fees if they want too.

Shelly Mullins - Everything looks good in town, and he is excited to see the Food City building and the intersection get done.

Jim Childress - None

Ron Kendrick - He mentioned that the bathrooms at the walking track needed attention and Joby said he had taken care of them because they were very rough.

Talbert Bolling - He thanked the employees for all the good work they do. There was a good crowd at the Jettie Baker Center for the ARLO show. Jim complimented Talbert on his hard work that night.

Doris Rife - She asked Mayor Lambert if something could be done about the fencing/tape around the Gray building and Councilman Mullins said that when it was put up it was to keep people safe and away from the house. Mayor Lambert said he could check with the bank to see if they could refresh it. She said she would like to see the train being used again on July Fourth and Christmas. Vendors are already getting in touch with her about doing things for the children.

Mayor Lambert - There has been three part time employees hired and they got started mowing the cemetery. Kids Korner Park equipment has been steamed cleaned and looks much better. The contractor has started working on the Splash Pad. The computer upgrades will begin in the office this week. The Porsche car rally will be April

22 and the street will be blocked off from the barber shop to Volunteer Street. There should be 40-50 cars coming out of Kentucky into the Breaks and have their finale in Clintwood. Councilman Mullins asked about vendors sitting up. Councilman Childress said people could set up and candidates could give things away saying compliments of and there will be vendors and food trucks.

Councilman Mullins asked about the Huff building. Mayor Lambert said Chris Rakes has done an asbestos study and Mayor Lambert said he has received a quote of \$100,000 to dispose of the building. Everything has to be hauled to Pikeville. Don has offered to give the town the building.

Mayor Lambert asked for a closed session for personnel and contracts.

Motion was made by Councilman Bolling and second by Councilwoman Rife to go into a closed session pursuant to Virginia Code Section 2.3712 (A) for the purpose of discussing Personnel Matters and Consultation with legal on contracts pursuant to Va Code Section 2.2 -3711A Subsection (1) Personnel and (8) Legal. Also, to invite Chief Mullins, Allen Taylor, and Joby Stallard into the meeting. 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 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 Lambert asked for any motions from the closed session.

Motion was made by Councilman Bolling and second by Councilwoman Rife authorizing the mayor and clerk to negotiate a contract with Veolia to get the best contract possible and sign the necessary paperwork and to get it the fee as low as possible. Motion passed unanimously.

Motion was made by Councilman Bolling and second by Councilwoman Rife to advertise for a position in the office which may be either part-time or full-time. Motion passed unanimously.

Motion was made by Councilman Bolling and second by Councilwoman Rife to authorize the mayor and the clerk to bid on any truck that may be needed for town i.e., bucket truck (AEP) and the mayor to use his discretion with the bidding. Motion passed unanimously.

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

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Danny Lambert, Mayor

Attest:

Judy Steele, Clerk