

Regular Town Council Meeting
and Public Hearing
July 11, 2023

Record of Attendance:

Council Members:

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

Others Present:

Susan Wood- Attorney
Judy Steele- Clerk
Officer Lester Turner

Citizens: Andy Rose, Greer Mullins, Kaye Buchanan, Lion's Club Members – Donnie Rife, Patsy Baker, Rita Surratt, Marzie Fleming, Amy Phillips

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

Agenda Item - Mayor Lambert said this was the annual organizationally and at this time the Vice Mayor will be elected or re-elected and the appointment of the Clerk/Treasurer.

Motion was made by Councilman Bolling and second by Councilman Childress to elect Ron Kendrick as Vice Mayor. Motion passed unanimously.

Motion was made by Councilman Bolling and second by Councilman Kendrick to reappoint Judy Steele as the Clerk/Treasure for the Town of Clintwood. Motion passed unanimously.

Agenda Item - Public Hearing – Proposed Ordinance amending and adopting Title 46.2 (Motor Vehicle Code) of the Code of Virginia 1950.

Mayor Lambert called the Public Hearing to Order and asked Susan Wood to address this ordinance. Susan Wood said this is what the council does every year to update any changes in the motor code ordinance that may take effect as of July 1 so your officers can still write tickets and the town receive payment for them. Mayor Lambert asked for any comments on the ordinance and hearing none he asked for a motion to close the public hearing.

Motion was made by Councilman Bolling and second by Councilman Kendrick to close the public hearing. Motion passed unanimously.

Motion was made by Councilman Bolling and second by Councilman Kendrick for the Town of Clintwood to adopt Title 46.2 Motor Vehicle Code 1950. Motion passed unanimously.

Agenda Item -Minutes Town Council Meeting and Public Hearing for June 13, 2023
Recessed Town Council Meeting for June 20, 2023

Motion was made by Councilman Mullins and second by Councilman Childress to approve the minutes of the Regular Town Council Meeting and Public Hearing on June 13, 2023, and the Recessed Town Council Meeting on June 20, 2023. Motion passed unanimously.

Agenda Item – Agenda Additions

Mayor Lambert asked for any additions to the agenda. He said he would like to add a closed session for personnel and hearing no further additions, he asked for a motion to approve the agenda with the addition.

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

Lion’s Club Presentation to the Town:

Mayor Lambert recognized the Lion’s Club that was present. Donnie Rife was the spoke person for them and he asked all the members present to come forward. The Clintwood Lion’s Club has held a golf tournament to benefit the children for nineteen years (19). The last three (3) years the golf tournament was not held because of Covid so this year made nineteen years (19). Mr. Rife presented a check to town council on behalf of the Lion’s Club from the tournament that was held this year. Mayor Lambert said on behalf of the town council, they are really appreciative of this donation from the Kids Benefit Tournament. Donnie Rife said they appreciate everything that everyone did for them. The Kids Benefit Tournament is scheduled for June 7, 2024.

Kiwanis Club – Andy Rose

Andy Rose said the Kiwanis Club has an opportunity to receive a dollar-for-dollar match on their next fundraising event. They are in desperate need of fundraising. They are looking at August 19 to do a hybrid between a cruz in and a car show. Several clubs have reached out to do this. He would like to use the football field. Councilman Bolling asked how many jeeps he believes will be entered into the competition. Andy said he was not sure, but the two clubs in Dickenson County have about forty members each and Wise and Kentucky have over sixty members. Andy said he has an entrance limit of sixty to eighty jeeps. There may be some food trucks. Mayor Lambert said he would check on the Splash Pad and get back to him and work with him any way he can. Discussion was held concerning a back-up location if the football field is not available.

Citizens Comments –

Kaye Buchanan said she was checking on the old historical building and the repairs that need to be made to the building. Mayor Lambert said he would check it out and see if it is structural sound. Hopefully, he will know something next month.

Greear Mullins said there is a streetlight around Baker Circle on Crescent View in front of the A Frame house that needs to be replaced. Also, a sign or speed bump on that street because of the children that play there and the amount of traffic on that street. Mayor Lambert said he would get the pole number to turn into AEP. He said AEP is putting LED lights in now. Greear said that where they pull out at John Dotson's the bushes have grown and weeds is making the visibility hard to see. Also, she asked that the champion marker that has been moved and laying on the ground at the field house be put back where it was at. There are several people who would like to see that done also. It is like the John Mullins marker. We are proud of our football and our sports. There are several people that worked hard for those championships and a lot of money and time. They took away our community when they took away our football. There were good times, and the sign meant a whole lot and it meant a whole lot to Donald. Where the sign stood it may everyone proud and everyone could see it when they came by and knew they were in Greenwave Country. It is part of our community and is disrespectful to Donald that it has been taken up and tossed to the ground. She asked that it be placed back where it originally was. Donald was a Greenwave fan, and the town was built around football and sports. She felt like it is a marker of our past. She said she represented people's feelings around the community. Mayor Lambert said he had a message from Greg before it was put on Facebook that the council voted to take down the sign a couple of months ago. He assured him the sign would be placed around the field house and would be put back up. It was not disrespect that the sign was put on the ground, but you cannot sit it up. With the town's limited work staff, they have not been able to put it back up, but he assured Greg it would be put back up. They have to do measurements today. What better place to put the sign but the fieldhouse where everything started. Everything has been preserved in the fieldhouse. Kay Buchanan asked why they did not want it there. Councilman Bolling said he was not going to hide behind this. The council had talked about this, and Donald had stuff in motion before anyone knew about it. None of the Council at that time wanted that sign at that location. They wanted it at the field house. If you are not stopped at the traffic light, and you are driving through it, you cannot see that sign. All the council has preserved the trophies and all the stuff. He has read the comments on Facebook. It is no disrespect; he had an uncle and a nephew on the state team. This council does not want to disrespect that sign or the memory of Clintwood. They thought that any person that was coming into the Town of Clintwood that wanted to see the history of football then the sign would be better placed at the fieldhouse. Councilman Mullins said Greear needed to go by and see the phenomenal job the Historical Society has done on the fieldhouse. Councilman Bolling said with the Splash Pad going up then more people will get to see it. Greear asked if lighting is going to be put on it. Councilman Childress when VDOT change that you can turn right at the

light, that they have had several comments that it is dangerous to pull out there because it is in the line of sight. Greear asked if a Splash Pad sign is put up then something about the GreenWave should also be recognized on the sign. Mayor Lambert asked for any other comments on the sign and told Greear they would work on it and Greear thanked them for listening.

Rita Surratt said the tourism committee took a tour of the Historical Society and they were very impressed with everything.

Councilman Kendrick said there is a lot of thought that goes into everything they do. Just like whenever the Historical Society wanted to move into the fieldhouse there was not a council member that was more opposed to it until they assured him the memorabilia that they had up there would be protected and kept the way it should be. The council was adamant about preserving history. He was not in favor initially of moving the sign to the fieldhouse, but after thinking about it and that is where we preserve history then he came to terms with it.

Agenda Item – Cumberland Plateau Planning Commission Application – Baker Ridge Project and Lyall Ridge Project.

Mayor Lambert said he had spoken to Lane Engineering and Chris thinks there is a possibility that the town could go to the Cumberland Plateau to get some additional funding for the Baker Ridge Project and the Lyall Ridge Project. He would like the council to give him permission to pursue that with Chris.

Motion was made by Councilman Bolling and second Councilman Kendrick authorizing the Mayor and Town Clerk to sign the proper documents to put in an application with the Cumberland Plateau Planning Commission. Motion passed unanimously.

Mayor Lambert asked if there were any old business or other business to come before the council.

Kay Buchanan presented a quilt that had been quilted by her quilting group using a painting of local attractions in the area. Kay requested the quilt be displayed in an area where the public would see the quilt.

Reports and Communications:

1. Attorney - Susan Wood said she had prepared the addendum to the water purchase agreement for the Dickenson County PSA and the agreement has been sent to them for for their signature.

2. Town Council –

Shelly Mullins – None

Jim Childress – The July Fourth Parade went well. He said he always walks in the parade and the pace of the parade was good for the walkers. It was a wonderful day.

Greear Mullins thanked the council and everyone that made donations for the fireworks display. The fireworks are enjoyed every year. Shelly Mullins said the town puts on good fireworks every year and it brings a lot of people into town. Mayor Lambert said we cannot leave the county out because they help sponsor the fireworks every year.

3. Ron Kendrick - He thought everything went good for the Fourth and there was a lot of good comments from the public. It was one of the biggest crowds in Clintwood for a while and it is good for businesses. Mayor Lambert said the food trucks sold out and Daris was still making donuts at 10:30 that night.

4. Talbert Bolling – He said he would like to echo what everyone else has been saying about the Fourth. He does not know if he has ever seen that many people out in town on the Fourth even with it being so hot. He appreciated Andy and Doris spearheading a lot of the activities. He said he had been approached by the lady putting in the coffee shop across from the hotel about putting a crosswalk across the street. Officer Turner said that people are always darting across the street at that location. Kaye Buchanan asked if that is not where the roundabout is going. Shelly said he was on this side of the barber shop. They are still waiting on Verizon moving the poles before they can start the roundabout.

Mayor Lambert asked for a motion for a closed session.

Motion was made by Councilmember Bolling and second by Councilman Childress 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 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

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exempted from the open meeting requirements of Virginia Law were discussed in the closed session 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.

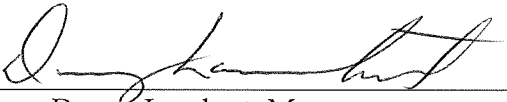
Mayor Lambert asked for a roll call vote.

Doris Rife	Absent
Talbert Bolling	Aye
Ron Kendrick	Aye
Jim Childress	Aye
Shelly Mullins	Aye

Motion Carried

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

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Danny Lambert, Mayor

Attest:



Judy Steele, Clerk

ORDINANCE

**AN ORDINANCE ADOPTED BY THE TOWN OF CLINTWOOD TOWN
COUNCIL TO ENACT AND AMEND CERTAIN LAWS AND ORDINANCES
PREVIOUSLY ADOPTED UNDER TITLE 46.2 OF THE CODE OF VIRGINIA, 1950, AS
AMENDED, COMMONLY REFERRED TO AS THE MOTOR VEHICLE CODE**

WHEREAS, in accordance to the powers given to it by its Town Charter and applicable State more particularly Title 15.2 and Title 46.2 of the Code of Virginia, 1950, as amended, the Town of Clintwood by and through its governing body the Clintwood Town Council desires to reenact Title 46. 2 of the Virginia Code 1950, as amended effective with any and all amendments made during the 2023 legislative session by the Virginia General Assembly and signed into law by the Governor of Virginia.

NOW BE IT THEREFORE ORDAINED AND ENACTED BY THE TOWN OF CLINTWOOD, that the Town Council, the duly governing body for the Town of Clintwood, Virginia hereby **ENACTS** and **ADOPTS** this **ORDINANCE** which has the effect of adopting as **ORDINANCES** of the Town of Clintwood all provisions and sections as set forth in Title 46.2 of the Code of Virginia, 1950, as amended by the Virginia General Assembly and signed into the law by the Governor of the Commonwealth that become effective July 1, 2023 and that the officers of the Town shall be permitted in their discretion to issue summons and or warrants as may be necessary and as the law allows and that said fines, if any from said violations shall be paid by the District and Circuit Courts to the Town of Clintwood.

IT IS FURTHER DIRECTED that a copy of this **ORDINANCE** upon adoption be placed among the Town's Ordinances and an attested copy shall be filed by the Town

Clerk with the District Court Clerk and the Circuit Court Clerk's for Dickenson County, Virginia.

THE TOWN OF CLINTWOOD, VIRGINIA, BY ITS DULY ELECTED TOWN COUNCIL, THE GOVERNING BODY OF THE TOWN OF CLINTWOOD HEREBY RECORDS ITS VOTE ON THE ABOVE ORDINANCE AS FOLLOWS:

Danny Lambert, Mayor: (In the event of tie):

Ronald Kendrick: Aye

Talbert Bolling: Aye

Doris Rife: Absent

Jim Childress: Aye

Shelly Mullins: Aye

ENACTED and ADOPTED THIS 11 day of July 2023.

Signed into law this same date: Effective Date July 1, 2023

Danny Lambert, Mayor: 

Judy Steele: 
ATTEST: TOWN CLERK