

MARLINTON TOWN COUNCIL

December 5, 2022

Regular Meeting Minutes

Location: Municipal Building Auditorium with Zoom and call-in options.

Mayor Sam Felton called the meeting to order at 7:00 p.m.

The Recorder called the roll.

Present:	Sam Felton, <i>Mayor</i>	B.J. Gudmundsson, <i>Recorder</i>
	Scott Gibb	Joe Smith
	Gail Hyer	Bill McMann
	Chris Curry	

Reading and Approval of Prior Council Meeting Minutes

- Joe Smith made a motion to approve the Minutes of the Regular Meeting on 11/07/22 and the Special Meeting on 11/10/22 as presented; Gail Hyer seconded. ***Motion passed.***

Mayor's Report

Mayor Felton gave his monthly report which is attached at the end of the minutes.

Public Input

J. L. Clifton asked about placing Christmas signs on the 218 Eighth Street lot. He was referred to the Code Enforcement Officer.

Committee and Department Reports

B. J. Gudmundsson reported that the new Code of Ordinances is ready for review by Council. Copies may be checked out in the Town Office. She said that the Town Attorney will most likely have an Ordinance ready at the January, 2023 meeting to accept and approve the Code.

Gail Hyer reported that the Amended Sign Ordinance is in the hands of Town Attorney Tom White and should be ready for First Reading at the January, 2023 meeting.

Scott Gibb reported that structures on two Fourth Avenue properties have been taken down.

UNFINISHED BUSINESS

1. Discuss and/or Act on Selling Town Lot on US Rt. 219

- Scott Gibb moved to offer for public auction a lot north of the Woodhouse property on Rt. 219; Gail Hyer seconded. Council asked for more information, particularly assess and appraised value and Hyer rescinded her motion. **No Action.**

NEW BUSINESS

1. Discuss and/or Act on Region IV - Resolution to Pay Invoice for Storm Water Project

No Action

2. Discuss and/or Act on Luci Mosesso Request for a Variance to the Animal and Fowl Ordinance for a 4-H Chicken Project

County 4-H Agent Luci Mosesso requested a variance to the Animal and Fowl Ordinance which would allow for chicken projects in Town. She presented a set of guidelines that will be followed by participants in the program and said that she would take responsibility for monitoring the project.

- Joe Smith moved to grant the variance based on the terms presented as a guideline, with the requirement that each participant get permission of neighbors on front, back and both sides, that chickens in flood-prone areas must be able to be moved as required, and that the issue is to be revisited in one year and as necessary; Scott Gibb seconded. **Motion passed.**

3. Discuss and/or Act on Vicki Kincaid Request for a Reduction in Disinterment Fees at Mt. View Cemetery

- Gail Hyer moved to charge Mrs. Kincaid only the fee for opening and closing of a grave and that Mrs. Kincaid deed the vacated lot back to the Town; Joe Smith seconded. **Motion passed.**

4. Discuss and/or Act on Approval of Draft Ordinance Prohibiting Burial, Entombment, or Interment of Human Remains Within Town Limits.

- Joe Smith moved to adopt on First Reading the Ordinance Prohibiting Burial, Entombment, or Interment of Human Remains Within Town Limits; Scott Gibb seconded. **Motion passed.**

5. Discuss and/or Act on Outsourcing the Cutting of a Tree on 4th Avenue and a Tree in the Alley at Rick Moore's

- B.J. Gudmundsson moved to outsource the cutting of a tree on 4th Avenue and a tree in the alley behind Rick Moore's; Gail Hyer seconded. **Motion passed.**

6. Discuss and/or Act on Further Enforcement of the International Property Maintenance Code

Code Enforcement Officer Scott Gibb informed Council that the Town will begin enforcing Section 501.2 of the International Property Maintenance Code and will be placing an ad in The Pocahontas Times to alert residents.

No Action

- Joe Smith moved to go into Executive Session to discuss Items #7 and #8, Personnel Matters; B.J. Gudmundsson seconded. ***Motion passed.***

Council went into Executive Session at 8:03 p.m.

- Joe Smith moved to come out of Executive Session; Bill McMann seconded. ***Motion passed.***

Executive Session ended at 8:24 p.m.

7. Discuss and/or Act on Full-Time Status for Andrew Nguyen

- Joe Smith made a motion to move Andrew Nguyen from part-time to full-time status with no pay increase; Gail Hyer seconded. ***Motion passed.***

8. Discuss and/or Act on Adding Public Works Director Responsibilities to the Code Enforcement Officer

No Action

Approve Invoices/Payment of Bills

- Joe Smith moved to pay the bills; Gail Hyer seconded. ***Motion passed.***

Adjournment

Per motion properly made and seconded, ***the meeting adjourned at 8:27 P.M.***

Respectfully Submitted:

Sam Felton, Mayor

B. J. Gudmundsson, Recorder

MAYORS REPORT FOR DECEMBER 2022 MTC Meeting:

November 2022 MTC activity Report.

11/1 – Attended PC Commission meeting/PMH/Brdband/other, SGI Electrical issues on Main St.

11/2 - Meet Verizon Tower owner on site, DOH/SGI 3rd Ave Electrical & Busted Water Main

11/3 – Most of Day was w/DOH-SGI on Main Street issues and having power at end of project

11/4 – Cont' DOH calls, email representatives, E. Woolridge w/Destination by Design,

11/7 – ROC Brd Meeting, 89th of 96 Marlinton Town Council Meeting

11/8 – Calls, emails, call to set up FPM interviews while out of office

11/9 – MFT Grants mtn, (Scott at window/Olivia off/Star to ER). Sidewalk grants follow-up

11/10 – PC Broadband zoom, evening interview and Special Marlinton Town Council Mtn.

11/11 – Veterans Day Holiday – Also (sewer complaint on Hamilton Hill).

11/12 - (sewer complaint on 9th Avenue at 8th street).

11/13 - (sewer complaint on 14th Avenue).

11/14 – Look at Lake St. tree, Cruiser info to detailer, Verizon crew returns, work orders, JP/fpm

11/15 – SGI on street light issues, filing, pm county commission,

11/16 – Housecleaning continues; More filing and disposal of older files, trailhead parking work

11/17 –Service closeout with Brad Armstrong, sign ordinance meeting, SHARC mtn, Sgt Snyder

11/18 – (Last official workday for Vista-Brad), inspection & meeting on Overlook Trail,

11/21 – In office until 10am. (BJ signed payroll checks).

11/22 – emails & calls from home office

11/23 – Day Off-Duty

11/24 – Thanksgiving Holiday 1 of 2

11/25 – Thanksgiving Holiday 2 of 2

11/28 – signing checks & agreements, MFT Zoom,

11/29 - Call Northwest Hardwoods (NWH),

11/30 - note; Brown has not provided estimate for Cemetery Paving at front loop