

Pearisburg Town Council met in Regular Session on December 8, 2015 at 7:30 p.m. in the Pearisburg Municipal Building Council Chambers. Present for the meeting was Mayor Robert L. Dickerson; Vice-Mayor Munsey; Council Member Williams, Journell, Harrell, Clark and Eaton; Town Attorney Hartley; Town Manager Vittum; Town Engineer Tawney; Lieutenant Gautier; Building Official Wilson; and Town Clerk Harless. Also present was Dianne Dinger, consultant; Katelyn Dinger, Farm Table Chef; Kenneth Wright citizen and TJ Atkins, Virginian Leader.

Clerk of Court Charles "Bubby" Fraley swore newly re-elected Council Members Judy R. Harrell, Jimmie R. Williams and Colin Munsey into office.

Williams made a motion that Council approve the minutes to the November 10, 2015 Council Meeting. Munsey seconded the motion. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Dianne Dinger reported on the Farmers Market. She will wait until after the December events to report on the gross revenue. Farm to Fork held two classes which were White Wine & Food Pairing and Bread Baking class. The next class is Red Wine & Food Pairing which will be held at the Inn at Riverbend and this class is full with 20 participants.

She reported that she attended and made a presentation on the Pearisburg Community Market at the Annual Virginia Farmers Market Association Conference in November. This was a good opportunity to present to state. The market had 45 kids participate in activities in the months of October and November. The Virginian Leader will be putting all the Town Christmas festivities in their guide which was donated.

Dinger had a Merchants Association Logo designed which has the downtown buildings and streetlights. She reported that the Appalachian Trail people came and the market will be doing an AT Trail Day on Thursday, May 12<sup>th</sup>, coordinated with Damascus Trail Days. Farm Table will do a breakfast on Friday, May 13<sup>th</sup> for the hikers then they will travel to Damascus for their Trail Day activities. She will be meeting with Damascus about the upcoming events and they will be putting Pearisburg's activities on all their advertising as we will be putting their events on ours.

She reported that on December 1st thru 2nd she met with Virginia Tourism Cooperation. She had the opportunity to meet with 8 different departments on funding and marketing opportunities. She has a full report to go to Clark and Journell at their next Committee meeting. Virginia Tourism showed an interest in partnering with the Town on a few things. They would like to partner with us on the Appalachian Trail Day, on the Farm to Fork and River Raft Ride Event with Shahn Hash and they might be able to get Pearisburg in the Virginia Living Magazine. There is also an opportunity for funding of a permanent structure for the market. We would need to show how it would make an economic impact in regards to Virginia Tourism.

Vittum briefed Council on the status of the Conditional Use Permit request from Mr. Wright. He stated that Council should have a sketch and the notes in their packet. He stated that the current zoning does not allow for a manufactured home without a Conditional Use Permit in AR-1. Also, the zoning for this particular area prohibits the existence of a mobile home park. Planning Commission further discussed concerns that were brought up during the public hearing. The only thing allowed is a single unit under a Conditional Use. The Planning Commission made a motion recommending Conditional Use Permit be approved by Town Council to allow one single-wide manufactured home on the lot located on tax map 40A-10-C-17A subject to the following conditions:

1. The sketch plat be attached to the permit and the manufactured home be placed in accordance with the setbacks shown;
2. The manufactured home be connected to municipal sewer and municipal water; and
3. The installation of all improvements be completed within twelve (12) months of the date of approval.

Munsey made a motion that Council approve the Wright Conditional Use Permit with the Planning Commission conditions as mentioned above. Harrell seconded the motion. Voting yes: Mayor Dickerson, Munsey, Journell, Harrell and Clark. Voting No: Eaton and Williams. The motion carried by a vote of 5 to 2.

Harrell reported on the Public Safety Committee. The Committee did not have a quorum but discussed the surplus of lights donated by Montgomery Sheriff and Blacksburg Police for a vehicle at the Fire Department and the adoption of the Training Policy for the Fire Department members. These items will need Council approval.

Council discussed the Fire Department Policy and the needed changes before adoption. Council did not have the most updated copy in front of them. Staff needs to address the following changes: eliminate No. 3 on the policy and make the policy effective date January 1, 2016.

Williams made a motion to approve the SOG 7.0 Training for the Fire Department with corrections and the elimination of item no. 3 and the effective date being January 1, 2016. Eaton seconded the motion. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

**Standard Operating Guideline**

G.O. Number: 7.0	Effective Date: January 1, 2016
Section: Training	
Subject: Minimum Standards	
By Order of the Fire Chief: Richard C. Stump II Authorized and Approved by the Pearisburg Town Council	

**7.0 Standards for Minimum Training of All Fire Fighters**

**PURPOSE**

The Town of Pearisburg provides a Training Program covering Volunteer Firefighters. The Policy provides certain minimum standards and requirements for members of the Department. These are meant to protect both health and safety of the members and of the general public. In addition, the Town of Pearisburg feels that these standards will result in lower loss of property and equipment damages because of increased ability and skill resulting from adequate training of all Volunteer Fire fighters. **Note: These standards are meant to be minimum and members are encouraged to meet and exceed these standards.**

**MINIMUM TRAINING REQUIREMENTS**

**A. FIREFIGHTER I**

1. All new members of the Department are required to pass the Firefighter I Training within eighteen (18) months of becoming a full member of the Town of Pearisburg Volunteer Fire Department.

2. Full Members with less than three (3) years' service are required to pass the Firefighter I Training by June 30, 2017
3. Full Members with over three years' service are not required to complete Fire Fighter I Training, but are strongly encouraged to do so.
4. The Fire Chief may accept equivalent training programs in lieu of Virginia Fire Fighter I with the concurrence of the Town Manager.

**B. ANNUAL TRAINING REQUIRMENTS**

1. All members of the Department are required to complete a minimum of fifty (50) hours of training each year between January 1 and December 31.
2. The Fire Chief and Training Officer shall develop a schedule of approved training and will be responsible for signing off and recording the training into each member's record.
3. This training may include, but not be limited to planned training, hands on individual training by a mentor, audio visual training, and outside classes approved by the Chief.
4. In order to remain a Full Member of the Department a firefighter must meet the minimum standard of fifty (50) hours training.
5. Any member who does not complete the required fifty (50) hour training will be placed on Probationary Status. The Fire Chief will work with that member to develop an individual remedial program to be completed before Full member status is restored.

**C. SKILL CHECK LIST**

1. Check lists have been developed by the Chief and Training Officer that will be completed as part of training for all members of the Department. The check list covers Basic Firefighter Skills and Driver Skills. A Training Officer or Senior Officer of the Department will initial each skill certifying that the member has mastered the required skill.
2. All new members of the Department will complete the check list for Basic Firefighter Skills within six (6) months of becoming a member.
3. All current members of the Department will complete the check list for Basic Firefighter Skill by June 30, 2016.
4. All current drivers will complete the checklist for Drivers by June 30, 2016.
5. All new drivers will complete the checklist as part of training for operating the vehicle prior to being allowed to operate a vehicle.
6. The Fire Chief will sign each checklist when completed and cause it to be placed in the record of the member.

**D. MENTOR OR FTO PROGRAM**

1. Whenever a new member is accepted into the Department they are to be paired with an experienced member of the Department. This member will serve as a mentor and encourage the recruit to attend department training, work with them one on one on learning department procedures and equipment, and answering questions.
2. The Fire Chief will develop guidelines for mentors to follow so as to standardize and maximize the benefits of the Mentor Program.

**E. PROBATIONAL STATUS**

1. Any member not meeting the required minimal standards for training will be placed on Probation Status.
2. The Fire Chief will discuss remedial actions with the member and develop an Individualized Plan for the member to complete before the probation status is removed. This Plan will be placed in the member's personal file and a copy sent to the Town Manager.
3. No member will be allowed to remain on probation for more than six (6) months. No member on probation will be allowed to operate town vehicles.

Munsey made a motion that Council approve the decommissioning and surplus sale of the old Fire Department vehicle being taken out of service. Williams seconded the motion.

Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Munsey reported on the Property and Recreation Committee. The Committee discussed a floor covering for the gym. For the Community Center they discussed tile for the cafeteria and men's bathroom, changing out sinks and flush valves in the bathrooms and the idea of installing a gas stove in the cafeteria.

The Committee recommends that Council approve the recommendation to purchase a cover for the gym floor at a cost of \$816.00 plus shipping. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

The Committee recommends that Council approve the tile work for the Community Center cafeteria and the men's restroom at a cost of \$5,575.00. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

The Committee recommends Council approve the work to replace sinks and flush valves in the restrooms at the Community Center at a cost of \$5,000.00. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

The Committee recommends not proceeding with the install of a gas stove at the Community Center. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

The Committee recommends Council approve the asbestos survey for 7-Day Market at a cost not to exceed \$400.00. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

The Committee recommends Council approve the Gym Use Policy with the changes made by the Committee. Council asked if staff would be installing the floor covering. Munsey stated that Wilson and Martin would be putting the cover down. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

## **POLICY FOR BOOKING THE GYM FOR PARTIES AND EVENTS**

**Policy Effective: December 8, 2015**

### **Events**

Booking the Gym for events not requiring floor covering would be at a cost of \$50.

Booking the Cafeteria for events would be at a cost of \$50.

Booking the Gym for special use such as fundraisers, vendors exhibits and other special events that would need the floor covered would be at the normal rental cost of \$50 plus a fee of \$20 for installing the floor covering for a total cost of \$70.

Events such as Reality Store, After Prom, Farmers Market, Relay for Life and Cancer Kids and Christmas are exempt from fees.

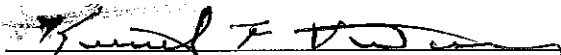
Staff will take care of putting down the floor coverings. Please continue to put an event starting and ending time for the event in order for staff to have to handle opening and closing of doors.

### **Parties, Dances and other Miscellaneous**

When someone wants to book a Birthday Party, Dance or other related event you will need to check and see if the cafeteria and gym are available for the party. **There will be no more chairs and tables on the gym floor except for large events that we have the covering put down. All food and drinks will need to remain in the cafeteria.**

They will be able to book the cafeteria and gym together for \$75 without floor covering.

Please continue to put an event starting and ending time for the event in order for staff to have to handle opening and closing of doors.

  
Kenneth F. Vittum, Town Manager

\*NOTE: Staff in the Clerk's Office will assist in contacting anyone that has the gym already booked at this time to see if the cafeteria is available and book it for them to have their food and drinks. If the cafeteria is booked staff will take care of covering a portion of the gym and providing tables and chairs.

Council looked at flooring samples and picked a color for the Council Chambers.

Hartley asked if Council planned to discuss the Ordinance for removal and repair of buildings under litigation in Executive Session. Council agreed to discuss it later in Executive Session.

Eaton reported on the Finance Committee. She stated that a draft audit should be ready in January along with an audit extension agreement.

Harrell made a motion that Council approve refunds for taxes in the amount of \$622.29. Journell seconded the motion. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Munsey reported on the Public Works Committee. He asked staff if anyone had spoken to Chris McKlarney on the VDOT Revenue Sharing. Vittum stated that he had not had a chance but would discuss the access road at Whitt-Riverbend Park with McKlarney. He stated that it was a good idea, but would have to check with VDOT about using funds outside of corporate limits. It would be 2018 before the first year funds would be available because of already approved resolutions. Munsey stated that about two years ago McKlarney had mentioned it to him. Hartley asked if the gravel got washed out. Tawney stated that it did and usually was pushed up against the bank. Eaton asked where the completed paving on the Revenue Sharing was done this year. Tawney stated it was Eagle Drive, Tannery Road, School House Road and Cirrus Street.

The Committee wants to clarify that the recommendation that Council approved in November 2015 for the VDOT Revenue Sharing FY17 Grant Application that was adopted replaces and supersedes the Resolution that was adopted at the October 2015 Council Meeting. The change was in the streets outlined and specified in the earlier resolution. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The recommendation carried by a vote of 7 to 0.

Eaton stated that Nicole Price may know someone interested on serving on the Parks and Recreation Advisory Council. Eaton will provide Harless with her contact information.

Vittum made a presentation to Council on Town Water Loss. He went over the chart on the Daily Readings for the Ingram Village Tank. He stated that from August 17th thru 23<sup>rd</sup> an average of about 60,000 gallons was provided into the Ingram Village System. About 10,000 gallons per day was being sold. He stated that Kevin Belcher was correct that something was

wrong in the system. Staff agreed that this needed to be looked into. On August 25<sup>th</sup> the town removed a valve between the high and low pressure system. Vittum stated that immediately after the repairs the Ingram Village zone dropped. The September average was close to 20,000 gallons per day. He reported that staff had done some additional repairs and the October average dropped and has remained below 20,000 gallons per day. The question that came up was whether we actually repaired a leak that was going to significantly impact the water loss as being reported. The decrease we found over a 30-day period is about 1.3 to 1.4 million gallons on a monthly basis being metered into the Ingram Village Tank.

Vittum stated that if you look at the chart labeled Town Flow it shows the amount of water being pumped into the Town System. Take the amount of gallons pumped in from the west end and subtract what goes out on the east end in order to get the amount of water that stays inside the town. The water pumped into the Town in August before the Ingram Village work was completed averaged about 350,000 gallons per day. In September the average demand increased to about 400,000 gallons. The demand for water in the system actually went up although it was 1.2 million gallons less in the Ingram Village system. This is the opposite of what one would have expected if a leak was repaired.

Vittum reviewed Total Pumped into the System. It includes water passed through the County and PSA. Again this increased and is the opposite of what one would expect if Ingram Village leak was fixed. In October staff repaired leaks in Riverbend, South Main Street, Henson Avenue and Church Avenue. There was a decrease in the water pumped into the system and the water that stayed in Pearisburg as expected.

Munsey stated that it appeared a leak started around August 31<sup>st</sup> and lasted until November 1<sup>st</sup> when it was repaired. Vittum stated that it was difficult to tell but he thought the South Main Street leak repair made a difference.

Vittum stated that the Whitt-Riverbend was pretty tight. He stated that the Riverbend system can be totally isolated. This area is a low pressure and cannot feed back into the system unlike Ingram Village, which is a higher pressure. After a leak was repaired in the system there was a drop from 13,000 to 10,000 gallons per day put into the system. This is what you would expect to see when you repair a leak. One of the values of charting the system is to find leaks and see the change in the system.



Staff conclusion is that Ingram Village had a faulty valve. The water was pumped into the Ingram village tank which is a higher pressure. Because the valve was failing the water back-fed into the Town system. By eliminating the bad valve, a dramatic drop from 60,000 gallons to 20,000 gallons per day in water put into the Ingram Village Tank was achieved. But, no drop in water going into the entire system was seen. By not pumping a million gallons up to the tank the pump will not be working as much as it had been. Lower wear and tear cost and pump replacement costs and electricity costs will result. By isolating the area, we can easily track and monitor Ingram Village. Munsey asked where the water went in the system, 60,000 gallons had to be somewhere in the system. Vittum answered that it was back feeding down into town. The water being pumped back now keeps the pipes filled. Munsey stated that the water had to go somewhere. It cannot all back feed into the system because the pressure would increase. He does not feel it could back feed unless it has somewhere to go in the system. Munsey felt that there had to be enough empty pipes to hold 60,000 gallons. Tawney stated that the differential pressure was estimated at 80 to 85 pounds. If the valve does not hold it would force the water back into the town system. Vittum stated that it would be net zero.

Vittum stated that he had met with Kevin Belcher on the charts and plans to get back together to discuss it further. He stated that what Belcher did was extremely beneficial and he felt that Belcher agreed it was a faulty valve and not a leak in the system. Vittum felt that by charting the data staff will be able to find leaks and bad valves a lot better now.

Vittum stated that finding leaks in the town pressure zone will be the most difficult. It covers around 75 to 80 percent of the water used by customers. He stated that Ingram Village and Riverbend would be the two easier pressure zones to find leaks or problems.

Hartley had questions on the Riverbend Daily Readings and Sales chart. He stated that it looked as though the blue line is the actual daily water metered into the town system and the orange is the average of the blue line. He asked how often the average was calculated. Tawney stated that it was once a month. Hartley asked how often the sales was calculated. Tawney stated that it was once a month after we read the meters and the bills go out to customers. Hartley stated that you would look at the difference in the average daily sales to get your water loss.

Vittum stated that staff has begun to chart how much water stays in town and how much passes through. He reported that an average of 40 to 45 percent of water pumped into town system goes to the PSA. Pearisburg uses 30 to 35 percent of water pumped into town and 25 to 30 percent of water pumped into town is unaccounted for. Eaton asked about the spikes on the chart. Vittum stated that it is difficult to determine if you have a problem because of PSA pumping fluctuation. Eaton asked if the PSA can do something to level pumping. Their system is automated and does it a little differently.

Hartley asked if staff could do a spreadsheet that calculates the flow and average. This way you would not have to wait until the end of the month to see what is going on. Vittum stated that yes staff could do a chart that way. This would help find problems earlier. There were several days the usage was above the average which would have indicated a problem. Vittum stated that this was our first attempt to put things together and begin charting them and as we go on we will be making improvements.

Vittum stated that what staff plans to do from this point is continue to chart Ingram Village and Riverbend separately and show a 60-day period on the chart. This will assist the town in finding leaks which should show up very quickly on the charting. Staff is preparing a 60-day chart for the January meeting. Staff will continue working with Belcher. We have computer programs on Kenneth Smith's and Rick Tawney's computers which enables us to have access to some of the data that Belcher has available. We will continue keeping up with data and finding leaks or problems.

Munsey asked if there would be five in line meters installed. Tawney stated that is the current plan. Staff can take snapshots from time to time but cannot totally isolate it in the town pressure zone. Staff will not be able to chart this portion of Pearisburg in five separate areas. Munsey asked if the locations are where Anderson and Associates suggested. Vittum answered yes. Hartley asked how much time it takes to find a leak. Tawney stated it should only take a few minutes. Vittum stated that what we do is shut valves off on either end and section an area. If no one is using water the pipes will have a certain static pressure. Munsey asked if we have gauges in line. Tawney answered no but we can hook a gauge up to a hydrant in that section, take a static reading, and cut the valves off. If there is a leak the pressure will drop. Vittum thinks we will find a lot of small leaks and not a large leak. He thinks the problems will be service lines and valves.

Hartley asked if staff should calibrate meters and re-install them every two years. Tawney stated that every couple years we replace valves in certain areas. Vittum stated that a few years ago all new meters were installed and did not drop loss.

Munsey stated that it looked as though the South Main Street repair has made a big difference in the water loss. Vittum stated that staff will continue to keep finding leaks and making repairs in the system. Munsey asked if the master meters are checked periodically. Tawney answered that staff does periodic checks of the meters.

Vittum briefly explained to Council the need for a policy on the destruction of audio recordings of Council meetings. He explained that lately there have been several extensive discussions in the meeting. He stated that the clerk is not always familiar with topics and felt that recording would assist her in getting accurate data. The purpose for the recordings is for staff purposes to assist with minutes and not for public recordings. If Council desired to do public recordings the town would have to have them available on line, these are a permanent record of the town, means of storing them and reformatting them to keep them so that they are available would be needed. The Library of Virginia (LVA) has requirements on record retention. The staff at LVA suggested we destroy the audio records quarterly.

Munsey made a motion to approve the Policy for Destruction of Audio Recordings of the Town Council Meetings. Williams seconded the motion. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

**Town of Pearisburg  
Policy for Destruction of Audio Recordings  
of the Town of Pearisburg - Council Meetings**

The Town of Pearisburg policy to destroy the Audio Recordings of all Town Council Meetings will be as follows:


The records will be destroyed Quarterly after all minutes have been approved by Town Council as per the Library of Virginia - Records Retention and Disposition Schedule, General Schedule No. GS-19 Municipal Governments -Administrative Records – Drafts - Series Number 200102.

Minutes:

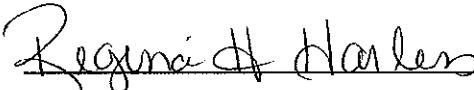
January – March            Destroy June  
April – June                Destroy September  
July – September         Destroy December  
October – December      Destroy March

This policy will become effective this 8<sup>th</sup> day of December, 2015.

APPROVED:

  
\_\_\_\_\_  
Mayor Robert L. Dickerson

ATTEST:

  
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Regina H. Harless, Town Clerk

On a motion by Williams, seconded by Munsey, passed by the following recorded vote, Mayor Dickerson, yes; Council Members Williams, yes; Eaton, yes; Munsey, yes; Harrell, yes; Journell, yes; Clark, yes; Council went into Executive Session as permitted by as permitted by Virginia Code Section 2.2-3711(A) (7), for consultation with legal counsel, and the briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in an open meeting would adversely affect the negotiating or litigating posture of the Town; and consultation with legal counsel employed or retained by the Town regarding specific legal matters requiring the provision of the legal advice by such counsel; re: 7-Day Market.

On a motion by Williams, seconded by Munsey, passed by the following recorded vote, Mayor Dickerson, yes; Council Members Williams, yes; Eaton, yes; Munsey, yes; Harrell, yes; Journell, yes; Clark, yes; Council returned to regular session.

On a motion by Munsey, seconded by Harrell, and passed by the following recorded vote, Mayor Dickerson, yes; Council Members Williams, yes; Eaton, yes; Munsey, yes; Harrell, yes; Journell, yes; Clark, yes; Council certified that the subject discussed in this Executive Session was the subject identified in the motion to go into Executive Session and only that subject, and that Council discussed no other subject while in Executive Session.

Williams made a motion to adopt and approve Ordinance 2015-10 for removal and repair of buildings. Munsey seconded the motion. Voting yes: Mayor Dickerson; Council Member Williams, Munsey, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

**AN ORDINANCE TO ENACT CHAPTER 22, SECTION 33,  
BUILDINGS AND BUILDING REGULATIONS  
AUTHORITY TO REQUIRE REMOVAL, REPAIR, ETC.  
OF BUILDINGS AND OTHER STRUCTURES**

**BE IT ORDAINED**, by the Town Council of the Town of Pearisburg, Virginia, 7 of the  
elected members concurring, that:

**Section 1.** The following section of the Code of the Town of Pearisburg, Virginia, 1996,  
as amended, is enacted as follows:

Section 22-33

- (a) Owners of real property within the town shall remove, repair or secure any building, wall or any other structure which might endanger the public health or safety of other residents of the town.
- (b) If an owner fails to do so, the building official may send the owner notice of his or her obligations under this section. Such notice shall be:
  - (1) In writing, mailed by certified mail, return receipt requested, sent to the last known address of the property owner; and
  - (2) Published in a newspaper having general circulation in the locality in accordance with the applicable provisions of Code of Virginia §§ 15.2-1426, 15.2-1427.
- (c) The town through its own agents or employees may remove, repair or secure any building, wall or any other structure which might endanger the public health or safety of other residents of the town if the owner and lien holder of the property fails to do so within thirty (30) days following the later of the return of the certified mail receipt or newspaper publication. However, if the structure is deemed to pose a significant threat to public safety and such fact is stated in the notice, the town may take action to prevent unauthorized access to the building within seven days of such notice. Repair of the structure may include maintenance work to the exterior of a building to prevent deterioration of the building or adjacent buildings.

- (d) In the event the town, through its own agents or employees removes, repairs or secures any building, wall or any other structure pursuant to this section, the cost or expenses thereof shall be chargeable to and paid by the owners of such property and may be collected by the town as taxes and levies are collected.
- (e) Every charge authorized by this section which remains unpaid shall constitute a lien against such property ranking on a parity with liens for unpaid local taxes and enforceable in the same manner as provided Code of Virginia (1950), Title 58.1, Chapter 39, Articles 3 and 4, as amended. The town may waive such liens in order to facilitate the sale of the property. Such liens may be waived only as to a purchaser who is unrelated by blood or marriage to the owner and who has no business association with the owner. All such liens shall remain a personal obligation of the owner of the property at the time the liens were imposed.
- (f) Notwithstanding the foregoing, with the written consent of the property owner, the town may, through its agents or employees, demolish or remove a derelict nonresidential building or structure provided that such building or structure is neither located within or determined to be a contributing property within a state or local historic district nor individually designated in the Virginia Landmarks Register. The property owner's written consent shall identify whether the property is subject to a first lien evidenced by a recorded deed of trust or mortgage and, if so, shall document the property owner's best reasonable efforts to obtain the consent of the first lienholder or the first lienholder's authorized agent. The costs of such demolition or removal shall constitute a lien against such property. In the event the consent of the first lienholder or the first lienholder's authorized agent is obtained, such lien shall rank on a parity with liens for unpaid local taxes and be enforceable in the same manner as provided in subdivision 4. In the event the consent of the first lienholder or the first lienholder's authorized agent is not obtained, such lien shall be subordinate to that first lien but shall otherwise be subject to subdivision (e).
- (g) The remedies provided by this section are in addition to, and not in lieu of, any other remedy provided by general law or by the Virginia Uniform Statewide Building Code.

**Section 2.** This ordinance shall be in effect immediately upon its passage.

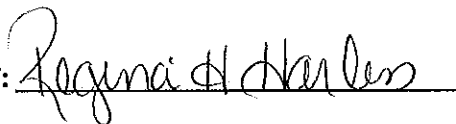
This 8th day of December, 2015.

APPROVED:



Robert L. Dickerson, Mayor

ATTEST:



Regina Harless, Clerk

Mayor Dickerson reminded Council of the decorated homes competition for Christmas coming up on December 18<sup>th</sup> and asked Council who would like to assist with judging. Harrell and Clark were interested in participating.

Mayor Dickerson announced the winners from the Festival of Trees Contest. The winners were as follows: 1<sup>st</sup> Place – Holiday Motor Lodge, 2<sup>nd</sup> Place Pearisburg Volunteer Fire Department and 3<sup>rd</sup> Place Papa's Pizzeria.

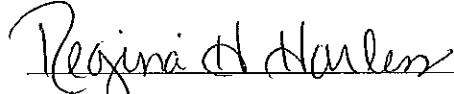
There being no further business the meeting was adjourned.

ATTEST:



Mayor Robert L. Dickerson

APPROVED:



Regina H. Harless, Town Clerk

