

Pearisburg Town Council met in Regular Session on July 14, 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 (Planning Commission), Journell, Harrell, Clark and Eaton; Town Attorney Hartley; Town Manager Vittum; Town Engineer Tawney; Police Chief Martin; and Assistant Town Clerk Hazelwood. Also present was Ann Muncy, Mike Collins, Planning Commission; Jeff Morris, Allen Robertson, Ora Lee Lucas Belcher, Juanita Lucas, Frankie Atkins, Carole Atkins, Vickie Collins and Frankie Sexton, citizens and TJ Atkins, Virginian Leader.

Munsey made a motion that the Regular June 9, 2015 and Special June 23, 2015 Minutes be approved. Williams seconded the motion. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Harrell reported on the Public Safety Committee. The council was informed of the upcoming 70th Anniversary of the Pearisburg Fire Department. A celebration will be held on July 18th. The committee stated that the Police Department would be trained with the new tasers this fall. The committee asked that the Town Manager and Police Chief have an ordinance for review for the August council meeting regarding the parking fee structure.

Munsey reported on the Property and Recreation Committee. The committee had no quorum.

Eaton reported on the Finance Committee. The committee reported that staff efforts had resulted in \$9,100 on DMV stops to date. The committee discussed multiple grants with Dianne Dinger. Council will be asked to award a sub grant for the next River Sculpture. The town was awarded a \$2,000 grant from Carilion for double SNAP dollars. Council does not wish to pursue the VDAC grant as presented by Dinger at this time.

The committee had a recommendation that council appropriate funds to the budget in order to meet Audit requirements. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Williams reported on the Public Works Committee. He reported that the water loss for May was 38.54%. He reported that Virginia Asphalt Paving LLC has started the mill work on July 6th and would be back to do the paving after completing the roads in Narrows.

Mitchell Neice has been assigned the task of hunting for leaks during the day. To date he has found and repaired 6 leaks. Work has started on the boat ramp at Whitt River Bend Park. Tawney has asked council members to take a look at two trees located at 612 Henson Ave. and the library. They were asked to contact Tawney with their recommendations.

Mayor Dickerson opened the Public Hearing on the Conditional Use Permit.

Ann Munsey called the Planning Commission to order.

Ora Lee Lucas Belcher spoke to council and the Planning Commission. She stated that she lived on Giles St. and that her property adjoined Mr. Wright. She stated that the chickens were already on the property and had been for two weeks. She stated that livestock was not compatible with the surrounding area and not with town standards. She handed out a packet of information to all members. She stated that she did not like the noise from the chickens and was concerned about the smell.

Frankie Atkins addressed council. He questioned if Wright needed any kind of permits to dig the road out. Tawney stated that as long as it was less and 10,000 square feet that he did not need any permits. Tawney stated that there was a problem with the silt fencing and that Wright would correct that.

Allen Robertson addressed council. He stated that he lived in town and did not wish to live on a farm. He stated that odor was a concern. He stated that chickens carried diseases and so did swine. He said that it would be hard to control what animals would go on the property. He also stated that noise would be a concern.

Frankie Sexton addressed council. He stated that he wanted to go on record as being opposed to the Conditional Use Permit. He stated that odor and noise were a concern. He stated that he did not want to live on a farm. He was also concerned about potential waste entering the river. He stated that it would cause the surrounding property values to decrease.

Ms. Belcher asked Tawney when he was on the property last. Tawney said he had been there yesterday. Belcher stated that Wright had moved more dirt since then. She stated that he had been doing the work for 2 to 3 weeks. Atkins wanted to know if there was a time limit on how long he could work at night.

Mayor Dickerson stated that was outside of the scope of the meeting. Hearing no other comments Mayor Dickerson closed the Public Hearing on the Conditional Use. Dickerson called for a recess so that Planning Commission could review the application.

Dickerson called the meeting back to session. Muncy stated that the Planning Commission denies the Conditional Use. Planning Commission was adjourned.

The recommendation from Planning Commission to deny the permit was heard by council. Williams made a motion to deny the Conditional Use. Munsey seconded the motion. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Vittum informed council that the ramp on the east side of the Community Center had been poured. Tawney stated that they were waiting for it to cure before installing the handrail. Vittum stated that they were looking at ways to repair the PATS building for minimal cost. Renovations for the bathrooms will be discussed in the next committee meeting.

Council discussed a possible grant for the amount of \$20,000 for the Pearisburg Community Market. Eaton stated that the money that the town would have to put up for the match could better be used elsewhere. It was the consensus of council that the grant not be applied for at this time.

Council discussed a permit to close Wenonah Avenue on September 19th allowing the Pearisburg Community Market to join the Art on the Lawn event. Eaton made a motion to allow Wenonah Avenue from Main St. to Tazewell St. be closed for the event. Harrell seconded the motion. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Vittum stated that he had called council members previously to allow the parade for the Tamplly P. Mays ceremony. He stated that the needed permits had not been applied for in a timely manner and that Joseph Yost had called and gotten VDOT permission. This was a formality as the event had already occurred. Hartley advised against doing this again. He stated that there were rules that needed to be followed. Munsey made the motion approving the permit. Williams seconded. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Mayor Dickerson stated that Debbie Morris had been asked to fill in the vacancy on the Finance Committee. He stated that he was waiting to hear back from her.

Vittum explained to council that an ordinance was on the agenda that had been approved the previous month. He stated that due to a typing error that the Ordinance would have to be readopted. Williams made the motion to approve Ordinance 15-04. Munsey seconded the motion. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

ADOPTED: July 14, 2015

ORDINANCE NO: 15-04

**AN ORDINANCE TO AMEND CHAPTER 24, ZONING
CODE OF THE TOWN OF PEARISBURG, VIRGINIA, 1996, AS AMENDED,
FOR THE PURPOSE OF ADDING TELECOMMUNICATIONS TOWERS AND DEVICES
TO THE LIST OF CONDITIONAL USES**

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

Section 1. The following sections of the Code of the Town of Pearisburg, Virginia, 1996, are amended, 24-609-03, 24-610-03, 24-611-03, and 24-612-03 by adding to the list of Conditional Uses the following:

Telecommunication Towers and Devises.

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

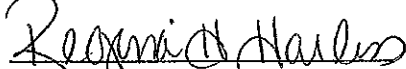
This 14th day of July 2015.

APPROVED:



Robert L. Dickerson, Mayor

ATTEST:



Regina H. Harless, Clerk

Vittum stated that the cable franchise was being sold and that a resolution needed to be approved. Hartley stated that this happened often and was routine. Harrell made a motion to approve the resolution. Clark seconded the motion. Voting yes: Mayor Dickerson; Vice-Mayor Munsey; Council Members Williams, Journell, Harrell, Clark and Eaton. The motion carried by a vote of 7 to 0.

Journell encouraged members to read the minutes included in their packets regarding the New River Valley Regional Commission. She stated that funding for our area would begin to decrease. Tawney will be attending a meeting in Wytheville and will get more information on revenue sharing then.

Williams stated that he had been approached by Roger Lucas about purchasing the old town shop. He is interested in storing his equipment there. Vittum stated that they should discuss that in executive session.

On a motion by Williams, seconded by Harrell, 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 Virginia Code Section 2.2-3711 (A)(7), for consultation with legal counsel, and 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 legal advice by such counsel; and as permitted by Virginia Code Section 2.2-3711 (A)(3) for discussion or consideration of a matter involving the acquisition of real property for public purpose, or the disposition of publicly held real property, where discussion in an open meeting would adversely affect the Town's bargaining position or negotiating strategy of the Town; and as permitted by Virginia Code Section 2.2-3711 (A) (29), for discussion of the award of public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Town regarding the Giles County Public Service Authority.

On a motion by Munsey, seconded by Williams, 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 Williams, seconded the Munsey, 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.

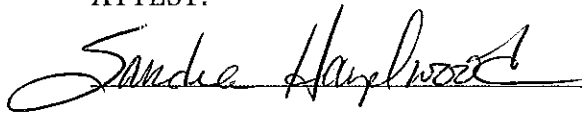
There being no further business the meeting was adjourned.

APPROVED:



Mayor Robert L. Dickerson

ATTEST:



Sandra Hazelwood, Assistant Town Clerk