

PINEHURST  
VILLAGE COUNCIL  
WORK SESSION AGENDA  
JANUARY 27, 2009  
9:00 A.M.  
CONFERENCE ROOM  
VILLAGE HALL  
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports –
  - Manager
  - Council

**Amend Agenda- Switch numbers on next 2 resolutions-**

  - **Agenda Item # 3- reappointments to Planning and Zoning Board is #09-07**
  - **Agenda Item # 4- purchase of waste bins is #09-06**
3. Resolution #09-06 **07**: A Resolution regarding Re-appointments to the Pinehurst Planning and Zoning Board (Campbell, Townley).
4. Resolution #09-07 **06**: A Resolution Authorizing the Purchase of Waste Bins.
5. Resolution #09-08 A Resolution to Merge the Village of Pinehurst Hazard Mitigation Plan with the Moore County Hazard Mitigation Plan.
6. Ordinance #09-02: An Ordinance Amending the Municipal Code of the Village of Pinehurst with regard to the collection of Solid Waste, Recyclable Materials and Yard Debris.
7. Quarterly Financial and Investment Report.
8. Quarterly Operating Report.
9. Discussion of Letter of Intent with Town of Robbins.
10. Preview of Regular Meeting Agenda and Public Hearing items.
11. Other business.
12. Comments from attendees.
13. Closed session pursuant to NCGS 143.318.11 (a) (3), to discuss with the Village Attorney ongoing litigation between Pinewild Project Limited Partnership, et al v. Village of Pinehurst.
14. Adjournment.

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
January 27, 2009**

**395 MAGNOLIA ROAD  
CONFERENCE ROOM  
PINEHURST, NORTH CAROLINA  
9:00 A.M.**

The Pinehurst Village Council held a Work Session at 9:00 a.m., Tuesday, January 27, 2009 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Dr. George P. Lane, Mayor  
Ms. Lorraine A. Tweed, Mayor Pro-Tem  
Mr. Jeffrey P. Dawson, Councilmember  
Ms. Virginia F. Fallon, Councilmember  
Ms. Joan M. Thurman, Councilmember  
Mr. Andrew M. Wilkison, Village Manager  
Ms. Linda S. Brown, Village Clerk  
And approximately 25 attendees, including 5 staff and 4 press.

**1. Call to Order.**

Mayor George P. Lane called the meeting to order and noted the attendance of Moore County Commissioners Chairman Nick Picerno, Robbins Mayor Theron Bell, Robbins Interim Town Manager Tommy Combs, and Steve Bowser, Editor of The Pilot.

**2. Reports:**

**– Manager**

- **Neighborhood Advisory Committee Meeting.**

The Manager announced that the next meeting of the Neighborhood Advisory Committee will be February 23, 2009 at 3:30 pm.

- **Village Green Study Commission Meeting.**

The Manager reported that the next meeting of the Village Green Study Commission will be Wednesday, January 29, 2009 at 5:00 pm. This commission met last Wednesday for the first time and will meet each Wednesday from 5:00 pm to 6:00 pm until their work is done.

- **Pinehurst Community Watch Vice-President.**

The manager noted that Dick Lemke will meet with the Council today to introduce a candidate for the position of Vice President of the Board for Zone A.

- **Comprehensive Plan Steering Committee.**

The Manager announced that the next meeting of the Comprehensive Plan Steering Committee will be held February 9, 2009 at 2:00 pm in the Assembly Hall of Village Hall.

- **Amend Agenda.**

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
January 27, 2009**

The manager reported that today's agenda needs to be amended. Agenda item number 3 regarding reappointments to the Planning and Zoning Board should be Resolution #09-07 and agenda item #4 regarding authorizing purchase of waste bins should be resolution #09-06. By consensus, Council agreed to make the two changes. (Copy of the revised agenda is in the Minute file.)

**- Council**

**- Mayor Pro-Tem Tweed-**

-noted a letter received from a citizen congratulating Sgt. Tina Sheppard for being named Employee of the Year for the Village.

-reported that she had received five calls concerning robberies in the Diamondhead area and asked for a report on the situation.

-Police Captain Floyd Thomas noted that the incidents were "breaking and entering and larceny" rather than "robberies" since the term "robbery" means using force to take items. He reported a slight increase in the number of breaking and entering and larceny in the Diamondhead area and presented the police call history from 2003 to the present showing the number of reported incidents. He stated that the police call history is a public record available to anyone requesting it; there is no truth to the rumor that the Police Department is trying to squash the information.

-Steve Bouser, Editor of The Pilot, added that there is also no truth to the rumor that The Pilot and Pinehurst, Inc. are collaborating to squash this information.

-Councilmember Dawson noted that there will probably be more break-ins in the future due to the economy and asked Captain Thomas if Council needed to address this issue with more financing or more personnel. Answer- no, the Police Department is comfortable that they can address this issue with their current resources. Councilmember Dawson then suggested that citizens become more active in the Community Watch Program.

**- Councilmember Fallon** noted the North Carolina League of Municipalities Regional Legislative Conference held recently at Village Hall was successful in spite of the weather. It was a good opportunity to talk with local leaders.

**3. Resolution #09-07: A Resolution Regarding Re-appointments to the Pinehurst Planning and Zoning Board (Campbell, Townley).**

The Manager explained the need for Resolution #09-07. Upon the motion of Councilmember Fallon, seconded by Councilmember Tweed, Resolution # 09-07 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

**4. Resolution #09-06: A Resolution Authorizing the Purchase of Waste Bins for the Public Services Department of the Village of Pinehurst, North Carolina (Toter, Inc. Trash Containers).**

The Manager explained the need for Resolution #09-06. Upon the motion of Councilmember Tweed, seconded by Councilmember Fallon, Resolution # 09-06 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
January 27, 2009**

- 5. Resolution #09-08: A Resolution Requesting Action by the Moore County Board of Commissioners to Merge the Hazard Mitigation Plan for the Village of Pinehurst, North Carolina with the Moore County Hazard Mitigation Plan.**

The Manager explained the need for Resolution #09-08. Upon the motion of Councilmember Thurman, seconded by Councilmember Fallon, Resolution # 09-08 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

- 6. Ordinance #09-02: An Ordinance Amending Section 12-2, Solid Waste, of the Village of Pinehurst Municipal Code.**

The Manager explained the need for the Ordinance #09-02. Upon the motion of Councilmember Fallon, seconded by Councilmember Tweed, Ordinance #09-02 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

- 7. Quarterly Financial and Investment Report.**

Assistant Manager Natalie Dean and Director of Financial Services John Frye presented the Quarterly Financial Report and the Quarterly Investment Report for the Quarter ended December 31, 2008. (Copies of these reports and a memo prepared by Assistant Manager Natalie Dean dated January 23, 2009 are in the Minute File.)

- 8. Quarterly Operating Report.**

The manager presented the Operating Report for the Quarter Ended December 31, 2008 to the Council. (Copies of this report and the Manager's memo dated January 26, 2009 are in the Minute File.)

- 9. Discussion of Letter of Intent with Town of Robbins.**

The Manager discussed with the Council a draft Letter of Intent Regarding Development of Water supply, Treatment and Distribution Assets and Use of Potable Water in Southern Moore County. Moore County Commissioners Chairman Nick Picerno, Robbins Mayor Theron Bell, and Robbins Interim Town Manager Tommy Combs also participated in the discussion.

Councilmember Dawson moved to formalize the conversations between the Village of Pinehurst and the Town of Robbins by authorizing the Mayor to sign a Statement of Intent as drafted Regarding Development of Water Supply, Treatment and Distribution Assets and Use of Potable Water in Southern Moore County. Councilmember Fallon seconded the motion which carried unanimously by a vote of 5-0. (Copy of the draft Letter of Intent is in the Minute File.)

- 10. Preview of Regular Meeting Agenda.**

The Council previewed the Regular Meeting Agenda for January 27, 2009 and made no changes.

- 11. Other Business.**

➤ **Manager's Employment Contract.**

Councilmember Tweed moved to enter into an employment contract with Andrew M. Wilkison as Village Manager of the Village of Pinehurst, North Carolina effective July 1, 2008 for a term of seven (7) years to terminate July 1, 2015. Councilmember Fallon seconded

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
January 27, 2009**

the motion which carried unanimously by a vote of 5-0. (Copy of employment contract is in the Minute File.)

➤ **Addition of Three (3) People to the Village Green Study Commission.**

The Mayor reported to Council that he had received a letter from William Wetmore, Chairman of the Village Green Study Commission requesting the addition of three (3) people to the commission- Mr. Marty McKenzie, Mrs. Martha O'Connor and Mr. Jerry Townley. He recommended that Council approve the request. Councilmember Fallon moved to add Mr. Marty McKenzie, Mrs. Martha O'Connor and Mr. Jerry Townley to the Village Green Study Commission. Councilmember Dawson seconded the motion which carried unanimously by a vote of 5-0. (Copy of the letter from Mr. Wetmore dated January 25, 2009 is in the Minute File.)

➤ **Meeting with Potential Appointee to the Pinehurst Community Watch Board.**

Council met with Pinehurst Community Watch Chairmen Dick Lemke and Mr. Jim Williford, a potential appointee to the Pinehurst Community Watch Board. Council interviewed Mr. Williford.

After the candidate had been dismissed, Councilmember Fallon moved to appoint Mr. Jim Williford to the Pinehurst Community Watch Board to fill the unexpired term of Mr. Bob Barmore, said term to expire April 30, 2009. The motion was seconded by Councilmember Thurman and passed unanimously by a vote of 5-0.

**12. Comments from Attendees.**

**Tom Campbell** requested that the village investigate the turn signals at the Hwy. 2 and Hwy. 5 intersection to address traffic back-up there.

**Councilmember Dawson** noted that the left turn arrow at the intersection of Hwy. 5 and Morganton Road needs attention also. The arrow turns from one color to the next very quickly, all in about ten (10) seconds.

**Doug Middaugh** stated that he did not think Pinehurst should be in the business of bailing out another community.

Mr. Middaugh commented on the North Carolina Department of Transportation (NCDOT) construction on Linden Road. The Manager reported that NCDOT is adding 12-16 inches to the edge of the road from Clarendon Gardens south to the Linden Road Extension. Mr. Middaugh requested that the same construction take place on Linden Road north to the intersection with Hwy. 5.

**Jeanne Casinella** noted that the road width of Monticello should be increased also. Refilling the shoulder width with sand is not working. Why not make the roads wider when paving is initially done rather than coming back to do it?

**13. Motion to go into Closed Session.**

Councilmember Fallon moved to recess the Work Session and enter a Closed Session pursuant to NCGS 143-318.11 (a) (3): To discuss with the Village Attorney ongoing litigation between Pinewild Project Limited Partnership, *et al* v. the Village of Pinehurst. The motion was seconded by Councilmember Tweed and carried unanimously.

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
January 27, 2009**

**GENERAL ACCOUNT**

The Council, the Village Manager, and the Village Attorney discussed ongoing litigation between Pinewild Project Limited Partnership, *et al* v. the Village of Pinehurst.

**14. Motion to adjourn the Closed Session.**

Councilmember Tweed moved to adjourn the Closed Session and re-enter the Work Session. The motion was seconded by Councilmember Thurman and carried unanimously.

**13. Adjournment.**

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Tweed and carried unanimously. The meeting adjourned at 11:50 a.m.

Respectfully Submitted,



Linda S. Brown, CMC  
Village Clerk