

**MINUTES OF
VILLAGE COUNCIL WORK SESSION
February 12, 2013**

**395 MAGNOLIA ROAD
CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
4:30 P.M.**

The Pinehurst Village Council held a Work Session at 4:30 Tuesday, February 12, 2013 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Ms. Nancy Roy Fiorillo, Mayor
Mr. Douglas A. Lapins, Mayor Pro-Tem
Mr. John R. Cashion, Councilmember
Mr. Mark W. Parson, Councilmember
Mr. John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager and Village Clerk
And approximately 28 attendees, including 9 staff and 2 press.

1. Call to Order.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. Motion to go into Closed Session.

Councilmember Strickland moved to recess the Work Session and enter a Closed Session pursuant to NCGS 143-318.11 (a) (3) to consult with the Village Attorney in order to preserve the attorney-client privilege between the Village Attorney and the Village Council. The motion was seconded by Councilmember Cashion and carried unanimously.

GENERAL ACCOUNT

The Council discussed with the Village Attorney, the Village Manager and both Assistant Village Managers the status of the litigation between Mr. Mike McCrann and the Village of Pinehurst, legal issues related to proprietary information and a proposed marketing/advertising joint venture between the Village of Pinehurst and Fields and Fairways, the foreclosure status of the Traditions of Old Town property, and a potential claim regarding possible liability on the part of the Village concerning residential construction in the Lake Pinehurst area, and certain flood levels.

3. Motion to adjourn the Closed Session and Reconvene in Open Session.

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

4. Call to Order of Work Session (5:30 p.m.)

Mayor Nancy Roy Fiorillo called the meeting to order.

5. Reports:

- Manager-

- Manager Andy Wilkison indicated there were some minor changes to the motions for Agenda Items #14 and #15 and updated copies were at Council's seats.

- Council

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- **Councilmember Strickland** stated he attended the NC Local Government Investment Association (NCLGIA) conference earlier in the week with Financial Services staff and learned how NC laws dictate the ways Village funds can be invested.
- **Councilmember Lapins** stated the Village needs to think about how we provide restrooms during the US Opens if we aren't constructing the Carriage House until after the US Opens. He also questioned where the Village stands on the PDO rewrite project. Mayor Fiorillo indicated it is taking a long time because they are going through it thoroughly and relying on volunteers, but are meeting every 2 weeks. Andrea Correll, Planning Director, commented that she hopes to have something to the Council for review in the late Spring.
- **Mayor Fiorillo** stated she and Councilmember Cashion attended a meeting hosted by the NC League of Municipalities in Assembly Hall to discuss hydraulic fracturing. There were 18 members of the League in attendance.

6. Historic Preservation Commission and Review/Approval process.

The Mayor indicated the Council is looking for a Historic Preservation Commission (HPC) process that is more citizen friendly and less onerous, but still maintains the historic standards that are enforced in a fair and uniform manner. The Mayor asked the members of the HPC in attendance to discuss their ideas about the future of the HPC and their role. The HPC members in attendance who spoke on the issue included Carl Holstein, Frank Thigpen, and HPC Chairman Howard Warren.

After a lengthy discussion among the Council about the various options for organization and responsibilities of the HPC, the Mayor read a statement from Joyce Franke, a former member of the HPC, who could not be in attendance at the meeting. The following residents also spoke on the issue: Dick Weinberg, John Root, John Hoffman, and Dick Bisbe.

After hearing from the HPC representatives and the public comments, the Council agreed to pursue working with Representative Boles to draft local legislation that would convert the HPC to an advisory committee. The Council directed Manager Andy Wilkison to work with Representative Boles' office to craft draft legislation for the next Council meeting.

7. Residential speed limits.

Police Chief Earl Phipps explained that last July he met with Council to discuss residential speed limits. He reviewed maps, crash statistics, and speed trailer statistics. Chief Phipps also indicated he and Councilmembers Strickland and Cashion met with representatives from neighborhoods to get their preference for speed limits in their neighborhoods. Based upon his review, he recommends some modifications, primarily reducing the limits around the lake from 35 to 25.

Tom Ryan, a resident on Diamondhead Dr., spoke in favor of reducing the speed limits around Lake Pinehurst for safety reasons. Resident Doug Middaugh also spoke on the issue.

Councilmember Lapins indicated he is opposed to reducing the speed on Monticello to 25 MPH. Council took no action, but will be running this recommendation by the NAC at their next meeting.

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8. Recommended targets for Balanced Scorecard/Strategic Areas of Focus.

The Assistant Village Manager of Finance and Administration explained the recommendation of performance targets for the Village's Balanced Scorecard and the short term and long term strategic areas of focus for the Village. Councilmember Strickland moved to adopt the Short Term and Long Term targets for the Village of Pinehurst Balanced Scorecard. Councilmember Lapins seconded the motion which carried unanimously by a vote of 5-0.

9. Ordinance #13-05: An Ordinance Amending the Budget of the Village of Pinehurst (Project and Schematic design of Carriage House).

The Manager explained the need for Ordinance #13-05. Upon the motion of Councilmember Lapins, seconded by Councilmember Parson, Ordinance #13-05 was unanimously approved by a vote of 5-0. (A copy of the ordinance is found in the Ordinance Book.)

10. Resolution #13-09: A Resolution exempting the procurement of certain design and engineering services from the model code on Architectural, Engineering and Surveying Services.

The Manager explained the need for Resolution #13-09. Upon the motion of Councilmember Cashion seconded by Councilmember Parson, Resolution #13-09 was unanimously approved by a vote of 5-0. (Copy of the resolution is found in the Resolution Book.)

11. Motion authorizing the Village Manager to execute an agreement for architectural and engineering services. (Carriage House).

Councilmember Lapins moved to authorize the Village Manager to enter into an agreement with the Hayter Firm for professional services related to project and schematic design of the Carriage House Parking Facility. Councilmember Parson seconded the motion which carried unanimously by a vote of 5-0.

12. Ordinance #13-06: An Ordinance Amending the Budget of the Village of Pinehurst (Powell Bill Funding/Small Drainage Projects).

The Manager explained the need for Ordinance #13-06. Upon the motion of Councilmember Cashion, seconded by Councilmember Strickland, Ordinance #13-06 was unanimously approved by a vote of 5-0. (A copy of the ordinance is found in the Ordinance Book.)

13. Additional landscaping, NC2/NC5.

The Manager explained the proposal for a landscape enhancement project for the slope of the railroad bed adjacent to the intersection of NC 5 and NC 2. Assistant Manager Jeff Batton indicated the concept is to add some azaleas, camellias, and Indian hawthorns on the north side of the trestle. Council approved the additional landscaping proposal.

14. 2013 Resurfacing Program

Assistant Manager, Jeff Batton, reviewed the bids submitted for the 2013 Resurfacing Program and recommended the Village enter into a contract with Riley Paving, the lowest responsible bidder. Councilmember Lapins moved to award the 2013 road resurfacing project to Riley Paving of Carthage, NC, that the Mayor be authorized to execute a contract with Riley Paving for road resurfacing in the amount of \$542,065.26, and that staff be authorized to add additional work at the prevailing unit prices of that contract with available funding. Councilmember Strickland seconded the motion which carried unanimously by a vote of 5-0.

15. Proposed policy regarding the Allocation of Watershed Intensity Allocations.

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Senior Planner Bruce Gould explained the need for a policy regarding the allocation of watershed intensity allocations. Council agreed to take the information under consideration prior to the next meeting of the Council.

16. Resolution #13-08: A Resolution requesting that the NCDOT conduct a Corridor Study including the Pinehurst Traffic Circle

The Manager explained the need for Resolution #13-08. Upon the motion of Councilmember Cashion, seconded by Councilmember Strickland, Resolution #13-08 was unanimously approved by a vote of 5-0. (A copy the resolution is found in the Resolution Book.)

17. Resolution #13-07: A Resolution seeking amendment of North Carolina Session Law 2004-75, Senate Bill 1161 enacted July 8, 2004.

The Manager explained the need for Resolution #13-07. Upon the motion of Councilmember Lapins, seconded by Councilmember Strickland, Resolution #13-07 was unanimously approved by a vote of 5-0. (A copy of the resolution is found in the Resolution Book.)

18. Preview of Regular Meeting Agenda.

The Council skipped the preview of the Regular Meeting Agenda for February 26, 2013.

19. Other Business.

Mayor Fiorillo asked if a councilmember would like to meet w/ the Mayor and County Commissioner Nick Pacino and another commissioner on the subject of the extra-territorial jurisdiction (ETJ). Councilmember Cashion indicated he would attend the meeting with the Mayor.

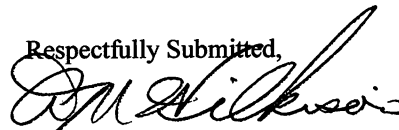
20. Comments from Attendees.

There were no comments from attendees.

21. Adjournment.

Councilmember Cashion moved to adjourn the Work Session. The motion was seconded by Councilmember Strickland and carried unanimously. The meeting adjourned at 8:25 p.m.

Respectfully Submitted,



Andrew M. Wilkison
Village Clerk