

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
FEBRUARY 23, 2010
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.

Reports –

- Manager
- Council

2. **Action:** Motion to Approve Consent Agenda.

All items listed below are considered routine or have been discussed at length in previous meetings and will be enacted by one motion. No separate discussion will be held unless requested by a member of the Village Council.

- A. Approval of Draft Minutes:
Mini-Retreat of January 12, 2010
Work Sessions of January 12 and 26, 2010
Regular Meeting of January 26, 2010
Closed Sessions of January 12 and 26, 2010
- B. Receipt of Public Safety Reports:
Police Department
Fire Department
- C. Scheduling of Regular Meeting for Tuesday, March 23, 2010 at 1:00 p.m.

End of Consent Agenda.

3. **Action:** Motion to Receive Budget Amendments Report to Council for the Period January 15, 2010 to February 15, 2010.
4. **Action:** Motion to Adopt Memo- Director of Planning and Inspections Andrea Correll-dated January 26, 2010- Ordinance #10-07 Is Consistent With the 2003 Comprehensive Long-Range Plan.
5. **Action:** Motion to Adopt Ordinance #10-07: An Ordinance Amending the Pinehurst Development Ordinance As It Pertains To Section 2.2 Definitions of Neighborhood Center and Retail Store.
6. **Action:** Motion to Adopt Memo- Director of Planning and Inspections Andrea Correll-dated January 26, 2010- Ordinance #10-08 Is Consistent With the 2003 Comprehensive Long-Range Plan.
7. **Action:** Motion to Adopt Ordinance #10-08: An Ordinance Amending the Pinehurst Development Ordinance As It Pertains To Section 2.2 Definition of Franchise Architecture and Add Section 10.2.2.1 (g) Franchise Architecture.

8. Action: Motion to Adopt Ordinance #10-09: An Ordinance Amending the Closing of the Jackson Hamlet Sewer CDBG Capital Project Fund and Transferring Remaining Funds to the Capital Reserve Fund.
9. Other business.
10. Comments from attendees.
11. Motion to go into Closed Session pursuant to NCGS 143-318.11 (a) (3) to discuss with the Village Attorney litigation between Lydia Boesch, *et al*, v. Village of Pinehurst.
12. Adjournment.

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**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, February 23, 2010 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Ms. Virginia F. Fallon, Mayor Pro-Tem
Ms. Nancy Roy Fiorillo, Councilmember
Ms. Joan M. Thurman, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 5 attendees, including 1 staff and 1 press.

Excused absence- Dr. George P. Lane, Mayor
Mr. Douglas A. Lapins, Councilmember

I. Call to Order.

Mayor Pro-Tem Fallon called the meeting to order.

Reports:

- Manager

- Comprehensive Plan Public Meeting.

The Manager reported that there will be a public meeting at the Fair Barn on Monday, March 8, 2010 from 6-8 pm to discuss the Strategic Element of the proposed comprehensive plan.

- Welcome Center Ribbon Cutting.

The Manager announced that the ribbon cutting for the Welcome Center will be Tuesday, March 2, 2010 at 10 am.

- Welcome Center Volunteers Orientation.

The Manager reported that an orientation for the Welcome Center volunteers will be held on Thursday, February 25, 2010 at 10:30 am in the Assembly Hall of Village Hall.

- St. Patrick's Day Parade.

The Manager asked any of the Council who wish to ride in the St. Patrick's Day Parade (to be held on Saturday, March 13, 2010 at 11 am) to let him know, so he can make the arrangements.

- Today's 1 pm Regular Meeting.

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The Manager explained to the audience that today's 1 pm Regular Meeting has been cancelled. The agenda items from the Regular Meeting have been incorporated into today's Work Session.

– Mayor Pro-Tem Fallon thanked everyone for their cards and prayers.

2. Approval of Consent Agenda.

All items listed below were considered routine or had been discussed at length in previous meetings and were enacted by one motion. No separate discussion was held except on request by a member of the Village Council.

- A. Approval of Minutes of:
 - Mini-Retreat of January 12, 2010
 - Work Sessions of January 12 and 26, 2010
 - Regular Meeting of January 26, 2010
 - Closed Sessions of January 12 and 26, 2010
- B. Receipt of Public Safety Reports- Police and Fire Departments.
- C. Scheduling of Regular Meeting for Tuesday, March 23, 2009 at 1:00 p.m.

End of Consent Agenda.

Councilmember Thurman moved to approve all the items listed and considered routine on the Consent Agenda. The motion was seconded by Councilmember Fiorillo and the Consent Agenda was unanimously approved.

3. Budget Amendments Report to Council.

Councilmember Fiorillo moved to receive the Budget Amendments Report to Council for the period January 15, 2010 to February 15, 2010. The motion was seconded by Councilmember Thurman and carried unanimously.

4. Memo- Director of Planning and Inspections Andrea Correll- Dated January 26, 2010- Ordinance #10-07 Is Consistent With The 2003 Comprehensive Long-Range Plan.

Councilmember Thurman moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated January 26, 2010 as the Council statement that draft Ordinance #10-07 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Fiorillo seconded the motion, which was unanimously approved by a vote of 3-0. (Copy of the memo is found in the Minute File.)

5. Ordinance #10-07: An Ordinance Amending the Pinehurst Development Ordinance As It Pertains To Section 2.2 Definitions of Neighborhood Center and Retail Store.

The Manager explained the need for the Ordinance #10-07. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Thurman, Ordinance #10-07 was unanimously approved by a vote of 3-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

6. Memo- Director of Planning and Inspections Andrea Correll- Dated January 26, 2010- Ordinance #10-08 Is Consistent With The 2003 Comprehensive Long-Range Plan.

Councilmember Thurman moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated January 26, 2010 as the Council statement that draft ordinance #10-08 is

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consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Fiorillo seconded the motion, which was unanimously approved by a vote of 3-0. (Copy of the memo is found in the Minute File.)

7. Ordinance #10-08: An Ordinance Amending the Pinehurst Development Ordinance As It Pertains To Section 2.2 Definitions Of Franchise Architecture And Add Section 10.2.2.1 (G) Franchise Architecture.

The Manager explained the need for the Ordinance #10-08. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Thurman, Ordinance #10-08 was unanimously approved by a vote of 3-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

8. Ordinance #10-09: An Ordinance Amending the Closing of the Jackson Hamlet Sewer CDBG Capital Project Fund and Transferring Remaining Funds to the Capital Reserve Fund for the Village of Pinehurst, North Carolina.

The Manager explained the need for the Ordinance #10-09. Upon the motion of Councilmember Thurman, seconded by Councilmember Fiorillo, Ordinance #10-09 was unanimously approved by a vote of 3-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

9. Other Business.

There was none.

10. Comments from Attendees.

There were none.

11. Motion to go into Closed Session.

Councilmember Fiorillo 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 litigation between Lydia Boesch, *et al*, v. Village of Pinehurst. The motion was seconded by Councilmember Thurman and carried unanimously.

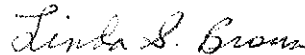
GENERAL ACCOUNT

The Council, the Village Manager, and the Village Attorney discussed the status of litigation between Lydia Boesch, *et al*, v. Village of Pinehurst.

12. Adjournment.

Councilmember Fiorillo moved to adjourn the Work Session. The motion was seconded by Councilmember Thurman and carried unanimously. The meeting adjourned at 10:00 a. m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk