

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
FEBRUARY 24, 2009
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports –
 - Manager
 - Council
3. Presentation to Council by Postmaster.
4. Discussion with staff regarding Address Verification Project.
5. Discussion with staff and consideration of Ordinance #09-05, An Ordinance Amending the Municipal Code with Regard to Road Naming and Addressing in the Village of Pinehurst.
6. Discussion with staff regarding the designation of certain properties as Local Landmarks.
7. Ordinance #09-06: An Ordinance Amending the budget of the Village of Pinehurst (Downtown Beautification).
8. Preview of Regular Meeting Agenda and Public Hearing items.
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 and regarding Pinewild Project Limited Partnership, *et al*, v. Village of Pinehurst.
12. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
February 24, 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, February 24, 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 15 attendees, including 6 staff and 1 press.

1. Call to Order.

Mayor George P. Lane called the meeting to order.

2. Reports:

– Manager

- **Partners in Progress Dinner.**

The Manager reported that the Partners In Progress Dinner will be held on March 18, 2009. Any Councilmember who wishes to attend should see the Manager for details.

- **NC 211 Project.**

The Manager reported that a letter has been sent to the residents who attended the February 10th meeting to discuss the NC 211 project with Council. No reply has been received from the recipients or from the North Carolina Department of Transportation.

– Council

- **Mayor Lane** presented a proclamation declaring the week of March 2-8 as Multiple Sclerosis Awareness Week in Pinehurst to Joann Moore who accepted the proclamation on behalf of the National Multiple Sclerosis Society.

- **Councilmember Dawson** asked if Council will reconvene to discuss the report on the election issue. **Mayor Lane** replied that he would have the issue placed on the next Work Session agenda. That will give Councilmembers time to study the report

- **Councilmember Fallon** stated that she had heard at the Neighborhood Advisory Committee meeting citizen concern about solicitors. She suggested that homeowners who do not want solicitors or peddlers on their property put a “No Solicitors” sticker on their door.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
February 24, 2009**

3. Report to Council by Postmaster.

Pinehurst Postmaster Denise Krise presented information to the Council concerning upcoming changes to the Pinehurst Post Office. The window hours will change, but there are no plans to close the downtown branch. (Copy of a notice detailing the changes in the Post Office is in the Minute File.)

4. Discussion with staff regarding Address Verification Project.

Village Planner Molly Russell discussed the Addressing Verification Project with Council. (Copy of a status report on the Addressing Verification Project from Village Planner Molly Russell dated February 19, 2009 is in the Minute File.)

5. Ordinance #09-05: Village of Pinehurst Road Name and Addressing Ordinance.

The Manager and Planner Molly Russell explained the need for the Ordinance #09-05. Upon the motion of Councilmember Thurman, seconded by Councilmember Fallon, Ordinance #09-05 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

6. Discussion with staff regarding the designation of certain properties as Local Landmarks.

The Manager, Director of Planning and Inspections Andrea Correll and Village Planner Molly Russell discussed with Council the process of the Historic Preservation Commission designating local landmarks. (Copy of a memo from Village Planner Molly Russell dated February 19, 2009 is in the Minute File.)

7. Ordinance #09-06: An Ordinance Amending the Ordinance appropriating Funds for Operations of the Village of Pinehurst, Regarding Revenues and Expenditures of the General Fund for the Village of Pinehurst, North Carolina (Downtown Beautification).

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

8. Preview of Regular Meeting Agenda and Public Hearing items.

The Council previewed the Regular Meeting Agenda for February 24, 2009 and made no changes.

9. Other Business.

➤ **Discussion with/consideration of potential appointee to Pinehurst Community Appearance Commission.**

Council met with Ms. Amy McKenzie, a potential appointee to the Community Appearance Commission. Council interviewed Ms. McKenzie.

After the candidate had been dismissed, Councilmember Fallon moved to appoint Ms. Amy McKenzie to the Community Appearance Commission for a term of 2 years, ending February 24, 2012. The motion was seconded by Councilmember Thurman and passed unanimously by a vote of 5-0.

10. Comments from Attendees.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
February 24, 2009**

Mayor Lane reported that he had attended the Thursday night Work Session of the County Commissioners where they discussed the McGill Report concerning the status of water in Moore County. The report encouraged the Commissioners to increase the water supply, perhaps using the Robbins water supply. Mayor Lane asked that the Manager write a letter to the County Commissioners to set up a committee to oversee the Enterprise Fund and have the Village to have a voice in decisions.

Councilmember Dawson noted that the Village has received no communication at all from the County concerning water and sewer projects. He suggested that we write a letter to the Commissioners listing the projects that have been approved and request periodic updates as to their status.

Tom Campbell

-noted his surprise that the Village attorney is not representing the Village in civil cases regarding fines owed to the Village. If the Village is owed \$11,000 in fines, why not collect it? **Assistant Manager Natalie Dean** responded that the Village has used the Debt Set-Off Program in an attempt to collect the money, but if a person or business does not receive state tax refunds, the program will not result in any collection.

-asked where the money is from the lawsuit concerning architectural and landscaping regulations?
Answer- the plaintiff has made payment of the legal fees owed to the Village.

Doug Middaugh

-asked Council to visualize four acres of land- football field and a half, traffic circle. That's the size of chunk of land being considered for the Village Green project out of the 23 acres total.
Answer- there is no Village Green Project. All we have is a committee to investigate the area.

-asked why the Village website does not promote the upcoming golf tournaments to be held in Pinehurst?

-asked if the Village would do a follow up application due February 27th for money from the Economic Recovery Stimulus Bill? No, the second round commits to projects; our first letter only wanted to get the ball rolling.

Walter Bull noted that he had spoken at the County Commissioner's meeting on Monday night declaring his concern that the county has issued statements of projects approved long ago without funding. He stated that he has no confidence in the Moore County Public Utilities or the Moore County Commissioners performing in such a way as to benefit the Village. He stated that he is disappointed that the Village Council is stepping back and allowing Robbins to partner with the County. His preferred method is for Pinehurst to partner with Robbins and let the county deal with the Village. He feels the county is not doing their job, that Pinehurst should have been receiving reports on these projects.

Councilmember Dawson stated that the Council is waiting for a copy of the McGill Report. After we read it, we will come up with options for Pinehurst, but right now we should be patient due to lack of information. The Village will pay 85% of the bill anyway; why not pay the remaining 15% and own the whole thing?

11. Motion to go into Closed Session.

Councilmember Dawson 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

**VILLAGE OF PINEHURST
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February 24, 2009**

privilege, and to discuss litigation between Lydia Boesch, et al, v. Village of Pinehurst. The motion was seconded by Councilmember Fallon and carried unanimously.

GENERAL ACCOUNT

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

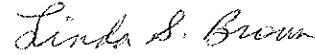
12. Motion to adjourn the Closed Session.

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

13. Adjournment.

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Fallon and carried unanimously. The meeting adjourned at 11:40 a.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk