

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
MARCH 10, 2009
4:30 P.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

*(Note: The Council will meet in closed session
With the Village Attorney beginning at 4:30 pm.
The open session will begin at 5:30 pm)*

1. Call to Order.
2. 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.
3. Motion to adjourn Closed Session and reconvene in Open Work Session at 5:30 pm.
4. Call to Order of Work Session (5:30 pm).
5. Reports –
 - Manager
 - Council
6. Discussion regarding report of Ad Hoc Committee on Village Elections.
7. Resolution #09-10: A Resolution regarding Re-Appointments to the Pinehurst Historic Preservation Commission (Thigpen, Smith).
8. Motion adopting the Statement of Consistency Memorandum from the Planning Director dated February 24, 2009, with regard to Ordinance #09-07.
9. Ordinance #09-07: An Ordinance Amending the Pinehurst Development Ordinance as it pertains to Section 10.2.1.3 (Fences and Walls).
10. Motion adopting the Statement of Consistency Memorandum from the Planning Director dated February 24, 2009 with regard to Ordinance #09-08.

11. Ordinance #09-08: An Ordinance Amending the Pinehurst Development Ordinance as it pertains to Table 10.2.1 (Public Utility Facilities).
12. Preview of Regular Meeting Agenda and Public Hearing items.
13. Other business.
14. Comments from attendees.
15. Adjournment.

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

The Pinehurst Village Council held a Work Session at 4:30 Tuesday, March 10, 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 10 attendees, including 1 staff and 2 press.

1. Call to Order (4:30 p.m.).

Mayor George P. Lane called the meeting to order.

2. 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 litigation between Lydia Boesch, *et al*, v. Village of Pinehurst and regarding Pinewild Limited Partnership, *et al* v. Village of Pinehurst, and pursuant to NCGS 143-318.11 (a) (5), to discuss and instruct staff regarding the acquisition of real property. The motion was seconded by Councilmember Dawson 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 and regarding Pinewild Limited Partnership, *et al* v. Village of Pinehurst, and then the Council discussed the potential acquisition of real property with the Village Manager, Village Attorney, and the Mayor, interim Town Manager, and Councilmember Mark Garner of the Town of Robbins.

3. Motion to adjourn the Closed Session and Reconvene in Open Session at 5:30 p.m.

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

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

Mayor George P. Lane called the meeting to order.

5. Reports:

– Manager

- Auto-Arm Solid Waste Collection- Phase 3A.

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The Manager reported that post cards have gone out to citizens who will begin receiving auto-arm solid waste collection in Phase 3A inviting them to a public information meeting to be held on Monday, March 16, 2009 at 6:00 p.m. in the Assembly Hall.

- **Road Resurfacing.**

The Manager reported that street patching is occurring now; resurfacing of selected streets will begin later on in the spring.

- **Pinehurst Trace Drainage Project.**

The Manager reported that the Pinehurst Trace Drainage Project will begin on Wednesday, March 11th.

- **Jackson Hamlet Sewer Project.**

The Manager reported that the Jackson Hamlet Sewer Project is progressing well. The county waived hook-up fees if folks connect now. The contractor is actually able now to begin some hook-ups to give service.

- **Council**

- **Mayor Lane**

-welcomed Fayetteville Observer reporter Hilary Kraus to the meeting.

-thanked Village Manager Andy Wilkison for all the letters he has written lately and complimented Village staff for all the good work that they do.

- **Councilmember Tweed**

-asked who is now involved in the Moore County Water Summit. **Mayor Lane** replied that Mike Fields had been chairman, but had resigned since he was appointed to the Southern Pines Board; Frank Zamaroni of the Whispering Pines Village Council is chairman now.

-commented on the good letter from the Dalrymple Road citizens.

-reported that members of the Conservation Commission have asked about the bricks honoring volunteers on the front sidewalk. **Village Manager Andy Wilkison** replied that the policy sets qualifications as 5 years of service, no longer serving, only committee members who are appointed by the Council. Council may revisit that policy anytime. The manager will give each Councilmember a copy of the policy.

- **Councilmember Dawson** noted that the name of the NewCore area is still unsettled. He suggested that instead of having many subdivisions of the Historic District area, why not have just one called the Village Center or the Village Core?

- **Councilmember Fallon** reported that she had attended a Business Guild meeting in which information was presented by the American Red Cross concerning AED's (automated external defibrillators) and asked about the availability of such devices in

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Village Hall. Village Manager Andy Wilkison replied that there is one available in our Assembly Hall.

6. Discussion regarding Report of Ad Hoc Committee on Village Elections.

The Council discussed with the Manager the Report of the Ad Hoc Committee on Village Elections. The report did not favor voting districts, but did favor a mayoral run-off. (Copy of the Ad Hoc Committee report and a copy of an unpublished document titled "District vs. At-large Elections" from Professor David M. Lawrence of the School of Government at the University of North Carolina at Chapel Hill are in the Minute File.)

7. Resolution #09-10: A Resolution Regarding Re-Appointments to the Historic Preservation Commission. (Smith & Thigpen)

The Manager explained the need for Resolution #09-10. Upon the motion of Councilmember Fallon, seconded by Councilmember Tweed, Resolution # 09-10 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

8. Memo- Director of Planning and Inspections Andrea Correll Dated February 24, 2009- Ordinance # 09-07 Is Consistent With the 2003 Comprehensive Long-Range Plan.

Councilmember Fallon moved to adopt the memo prepared by Director of Planning and Inspections Andrea Correll, and dated February 24, 2009 as the Council statement that draft ordinance #09-07 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Thurman seconded the motion, which was unanimously approved by a vote of 5-0. (Copy of the memo is found in the Minute File.)

9. Ordinance #09-07: An Ordinance Amending The Pinehurst Development Ordinance As It Pertains To Section 10.2.1.3 SR-18(J) (7) Fences And Walls.

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

10. Memo- Director of Planning and Inspections Andrea Correll Dated February 24, 2009- Ordinance # 09-08 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 February 24, 2009 as the Council statement that draft ordinance #09-08 is consistent with the Village of Pinehurst's 2003 Comprehensive Long-Range Plan. Councilmember Fallon seconded the motion, which was unanimously approved by a vote of 5-0. (Copy of the memo is in the Minute File.)

11. Ordinance #09-08: An Ordinance Amending The Pinehurst Development Ordinance As It Pertains To Table 10.2.1 Table Of Permitted and Special Uses And Section 10.2.1.3 SR-28(2) Public Utility Facilities To Be Permitted As Major Special Uses.

The Planning Director explained the need for Ordinance #09-08. Upon the motion of Councilmember Dawson, seconded by Councilmember Thurman, Ordinance #09-08 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

12. Preview of Regular Meeting Agenda.

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

13. Other Business.

There was none.

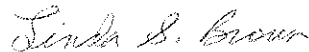
14. Comments from Attendees.

There were none.

15. Adjournment.

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Fallon and carried unanimously. The meeting adjourned at 6:10 p.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk