

PINEHURST  
VILLAGE COUNCIL  
WORK SESSION AGENDA  
APRIL 28, 2009  
9:00 A.M.  
CONFERENCE ROOM  
VILLAGE HALL  
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports –
  - Manager
  - Council
3. Discussion with Director of Board of Elections regarding primary and run-off elections.
4. Resolution #09-13: A Resolution Waiving Acceleration of Assessment Installments.
5. Resolution #09-14: A Resolution Regarding an Appointment and Re-Appointments to the Pinehurst Community Watch Board.
6. Resolution #09-15: A Resolution Stating the Intent of the Village of Pinehurst to annex property owned by the Village of Pinehurst.
7. Ordinance #09-11: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst regarding Revenues and Expenditures of the Municipal Service District.
8. Quarterly Financial Report.
9. Preview of Regular Meeting Agenda and Public Hearing items.
10. Other business.
11. Comments from attendees.
12. 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.
13. Adjournment.

**VILLAGE OF PINEHURST  
VILLAGE COUNCIL  
WORK SESSION  
April 28, 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, April 28, 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 5 staff and 1 press.

**1. Call to Order.**

Mayor George P. Lane called the meeting to order.

**2. Reports:**

**– Manager**

- **Street Resurfacing.**

The Manager reported that the street resurfacing project for this budget year is nearly completed. The paving work is nearly done, and striping and shoulder work are set to begin.

- **Jackson Hamlet Sewer Project.**

The Manager informed the Council that some of the hookups to the sewer system went live yesterday. The Village will apply for a grant for phase II.

- **Traffic Counts.**

The Manager stated that traffic counts at various locations are now underway.

- **Woman's Exchange Drainage Project/Pinehurst Trace Drainage Project.**

The Manager reported that the survey for the Woman's Exchange drainage project is complete, and the Pinehurst Trace drainage project is nearly complete.

- **Comprehensive Annual Financial Report.**

The Manager announced that based on a review of the Village's FY 2008 Comprehensive Annual Financial Report (CAFR), the Village has earned the Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting. This is the 16<sup>th</sup> year in a row that the Village has received this award.

**– Council**

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- **Mayor Pro-Tem Tweed**

-reported that Water Conservation Committee Chairman Brad Kocher has suggested that the Village require rain sensors for citizens who put in irrigation systems. The Village could pay for the first dozen installed in the new year. We should at least begin an education program to encourage installation.

-announced that the Conservation Commission will have a seminar on May 16<sup>th</sup> in the Assembly Hall. Council is invited to attend.

-reported that Alternate Energy Chairman Larry Cox may bring to Council a plan to use solar panels on the barns at the Harness Track. These barns are perfectly located for optimal use of solar panels. The energy could be sold to Progress Energy; they would partner with the Village.

-asked if any ideas have been forthcoming to honor volunteers who are not appointed by the Council. Answer- staff is still working on it.

- **Mayor Lane** stated that he would like to set up a meeting with whoever at Moore County is in charge of water meter charges.

**3. Discussion with Director of Board of Elections regarding primary and run-off elections.**

Director of the Moore County Board of Elections Glenda Clendenin discussed with the Council the rules of procedure for primary and run-off elections. She distributed a document detailing the North Carolina General Statutes concerning Municipal Elections and statistics regarding voter turnout for primaries held for Southern Pines, North Carolina. Consensus of the Council was to do nothing to change the method of Pinehurst elections. (Copy of the distributed document is in the Minute File.)

**4. Resolution #09-13: A Resolution Waiving Acceleration of Assessment Installments of the Municipal Service District for the Village of Pinehurst.**

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

**5. Resolution #09-14: A Resolution Regarding an Appointment and Re-Appointments to the Village of Pinehurst Community Watch Board.**

The Manager explained the need for Resolution #09-14. Upon the motion of Councilmember Fallon, seconded by Councilmember Dawson, Resolution # 09-14 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

**6. Resolution #09-15: A Resolution Stating the Intent of the Village of Pinehurst to Annex Property Owned by the Village of Pinehurst Which Is Not Contiguous to the Existing Municipal Boundaries.**

The Manager explained the need for Resolution #09-15. Upon the motion of Councilmember Thurman, seconded by Councilmember Tweed, Resolution # 09-15 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

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**7. Ordinance #09-11: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst Regarding Revenues and Expenditures of the Municipal Service District Fund for the Village of Pinehurst, North Carolina.**

The Manager explained the need for the Ordinance #09-11. Upon the motion of Councilmember Dawson, seconded by Councilmember Fallon, Ordinance #09-11 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. Quarterly Financial Report and Quarterly 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 March 31, 2009. (Copies of these reports and a memo prepared by Assistant Manager Natalie Dean dated April 23, 2009 are in the Minute File.)

**9. Preview of Regular Meeting Agenda.**

The Council previewed the Regular Meeting Agenda for January 22, 2009 and made no changes.

**10. Other Business.**

There was none.

**11. Comments from Attendees.**

**Doug Middaugh**

-asked for each Councilmember who attended the Robbins Council meeting on Monday night to give a summary of their discussions. **Mayor Lane** stated that they exchanged ideas of what could be and what might be, but no action was taken.

-requested details of who is developing the financing plan for the restoration of the Robbins water plant as provided in the Pinehurst/Robbins partnership agreement of January 27<sup>th</sup>. **Mayor Lane** stated that no work has been started on a financing plan.

-requested an update on the construction plan for water supply and transmission facilities. **Mayor Lane** replied that the Council has looked at the Robbins facilities and met with the Robbins Council to discuss what could happen, who wants to do what. There will be more meetings with Robbins, with Moore County, without Robbins, without Moore County. We want to take care of our water for the next 50 years.

-asked what was the objective of the Special Meeting to be held on Thursday with Aqua America. **Mayor Lane** stated that Aqua America asked if we would sit down and talk with them, so we set the meeting.

-stated that The Pilot quoted Mayor Lane in the April 26<sup>th</sup> edition that Pinehurst does not intend to purchase the Robbins water plant. **Mayor Lane** replied that he did not say that.

-asked if the Robbins/Pinehurst partnership would cause a utility or tax rate increase for Pinehurst. **Mayor Lane** stated that discussions have not been such that rates have been discussed. We are nowhere near that point. Moore County, however, has discussed raising the water/sewer rate.

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**Tom Campbell**

-noted the Kids Walk Program that took place last Friday. Parents delivered their children to Cannon Park and volunteers walked them to school as a virtual "Walking School Bus." There were 92 children participating last Friday. The program will continue every Friday for the remainder of the school year.

-asked if the Council had considered one effect of the recent change in the process for electing the mayor- if someone runs for Mayor, they cannot also run for Council. He asked if Council would consider going back to the system of the Council electing the Mayor. **Mayor Pro-Tem Tweed** said the voters would never stand for having that right taken away.

**Mayor Pro-Tem Tweed** noted the Arbor Day celebration held last Friday at Pinehurst Elementary School had a good program and the children were well behaved and very attentive. At this celebration, Mr. Billy Lewis and Mr. Don Watson of the North Carolina Forestry Service presented to Pinehurst our third Tree City Award along with a new Tree City Flag. Mrs. Tweed requested that the flag be flown.

**Mayor Lane** stated that he was glad to hear that the sewer system projects for downtown and around Lake Pinehurst that were approved three years ago had been funded with stimulus money.

**12. 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. 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 the litigation between Lydia Boesch, *et al*, v. Village of Pinehurst, and between Pinewild Project Limited Partnership, *et al*, v. Village of Pinehurst.


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

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

**14. Adjournment.**

Councilmember Fallon moved to adjourn the Work Session. The motion was seconded by Councilmember Thurman and carried unanimously. The meeting adjourned at 11:45 a.m.

Respectfully Submitted,



Linda S. Brown, CMC  
Village Clerk