

**MINUTES OF
VILLAGE COUNCIL REGULAR MEETING
May 28, 2013**

**395 MAGNOLIA ROAD
ASSEMBLY HALL
PINEHURST, NORTH CAROLINA
1:00 P.M.**

The Village Council of the Village of Pinehurst held a Regular Meeting on Tuesday, May 28, 2013, at 1:00 p.m. in the Assembly Hall of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina with the following 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
Ms. Lauren M. Craig, Village Clerk
And approximately 15 attendees, including 9 staff and 2 press

1. CALL TO ORDER.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

Village Manager Andy Wilkison offered the invocation and led everyone in the Pledge of Allegiance.

3. PRESENTATION OF DISTINGUISHED SERVICE MEDAL

Fire Chief Carlton Cole presented a distinguished service medal to Captain Rick Tufts for his 30 years of service.

4. RECOGNITION OF STAFF FOR CPR SAVES

Fire Chief Carlton Cole recognized six staff members who were involved with two incidents that resulted in successfully reviving patients through Cardio-Pulmonary Resuscitation.

5. 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:
 - Work Session of April 9, 2013
 - Closed Session of April 9, 2013
 - Special Meeting of April 11, 2013
 - Special Meeting of April 19, 2013
 - Work Session of April 23, 2013
 - Closed Session of April 23, 2013
 - Regular Meeting of April 23, 2013
- B. Public Safety Reports:
 - Police Department
 - Fire Department
- C. Scheduling of Regular Meeting for Tuesday, June 25, 2013 at 1:00 p.m.

End of Consent Agenda.

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Councilmember Cashion moved to approve the Consent Agenda. The motion was seconded by Councilmember Lapins and passed unanimously with a vote of 5-0.

6. BUDGET AMENDMENTS REPORT TO COUNCIL FOR THE PERIOD APRIL 16, 2013 to MAY 15, 2013.

Councilmember Parson moved to approve the Budget Amendments Report as presented. The motion was seconded by Councilmember Strickland and passed unanimously with a vote of 5-0.

7. RECESS REGULAR MEETING AND ENTER INTO A PUBLIC HEARING.

Councilmember Lapins moved that the Village Council recess the Regular Meeting and enter into a Public Hearing. The motion was seconded by Councilmember Cashion and passed unanimously with a vote of 5-0.

8. PUBLIC HEARING # 1. Official Zoning Map Amendment to rezone the property addressed as 65 Magnolia Rd. This is the site of the "Magnolia Inn." This property is further defined as being Moore County Parcel ID # 00025544. The property is currently zoned H (Hotel District). The proposed map amendment would change the zoning of the property to VC (Village Commercial). The applicant for this request is the Village of Pinehurst.

Senior Planner, Planning and Inspections, Bruce Gould, provided an overview of the public hearing item and entered his staff memo into the record which indicates the proposed map amendment and notes the neighborhood meeting to rezone the property addressed as 65 Magnolia Road from Hotel District to Village Commercial.

Councilmember Strickland inquired about set back restrictions as a hotel versus village commercial zoning. Bruce explained the measurement differences and noted the Magnolia Inn has had several issues with continuous improvements to the property as currently zoned.

9. PUBLIC HEARING # 2. Official Zoning Map Amendment to rezone the properties addressed as 155 Cherokee Rd. and 50 Dogwood Rd. These are the sites of the "Holly Inn" and the "Pine Crest Inn," respectively, and include the property owned by the Pine Crest Inn that is currently used as a public parking lot, and associated rights of ways. These properties are further defined as being Moore County Parcel ID's # 00014105, 00024634, 00024635, and 00024633. This proposed rezoning would change the zoning of the property from H (Hotel District) designation to VC (Village Commercial) zoning designation. The applicant for this request is the Village of Pinehurst.

Senior Planner, Planning and Inspections, Bruce Gould, provided an overview of the public hearing item and entered his staff memo into the record which indicates the proposed map amendment to rezone the properties addressed at 155 Cherokee Rd. and 50 Dogwood Rd. from Hotel District to Village Commercial.

Donald Wagoner of 45 Orange Road stated concerns about the parking structure and explained he is only in town part-time. Mayor Fiorillo explained the delay of the Carriage House project. Mr. Wagoner stated that it was peculiar that the Village is initiating this rezoning rather than the hotels. Councilmember Strickland welcomed any additional comments since this individual is not in this area frequently. Mr. Wagoner questioned the need to spend this amount of money for parking. He also asked if this would be sent to the National Park Service and would be interested that this be submitted prior to building. He also noted concern that the renderings of this parking garage show it backs up to his 2nd floor bedroom window. Bruce Gould stated that there is a buffer requirement of 20-30 feet unless there is an action of the Council. Mr. Wagoner has concern about the noise, traffic, light, and other intrusions to his property.

10. PUBLIC HEARING #3. Official Text Amendment to the Pinehurst Development Ordinance in order to amend Section 10.2.5.8(c)(3) – Signs Permitted in Non-Residential Districts. The amendment will add a new section for wall and/or window signs for Multi-Tenant Locations. The new section will be designated (iii) and add an exception to the wall signage requirements for existing Automobile Dealerships located within the

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Historic Preservation Overlay district. The new specifications will allow more than one wall sign, with the collective dimensions of the wall signs to not exceed fifty-six (56) square feet. The maximum height of letters shall not exceed twenty-four (24) inches. The applicant is the Village of Pinehurst.

Senior Planner, Planning and Inspections, Bruce Gould, provided an overview of the public hearing item and entered his staff memo into the record which indicates the proposed text amendment to the Pinehurst Development Ordinance to amend Section 10.2.5.8 (c) (3) regarding signs permitted in non-residential districts specifically for Clark Chevrolet.

Councilmember Strickland commented that originally 2-3 years ago they made a point that there should be some give and take in the discussions but he does not feel that GM has done this. Strickland has requested the drawings of this design.

Jack Farrell commented about General Motors using tax money for not going bankrupt several years ago.

11. ADJOURN PUBLIC HEARING AND RE-ENTER THE REGULAR MEETING.

Councilmember Cashion moved that the Village Council close the Public Hearing and re-enter the Regular Meeting. The motion was seconded by Councilmember Lapins and passed unanimously with a vote of 5-0.

12. OTHER BUSINESS.

- The Council considered Ordinance #13-24 amending the official Pinehurst Zoning Map and to adopt the memorandum dated May 22, 2013 stating that this amendment is consistent with the 2010 Comprehensive Plan. Upon the motion of Councilmember Lapins, seconded by Councilmember Parson, Ordinance #13-24 was unanimously approved by a vote of 5-0. (A copy of the ordinance is found in the Ordinance Book.)
- The Council considered Ordinance #13-25 amending the official Pinehurst Zoning Map and to adopt the memorandum dated May 22, 2013 stating that this amendment is consistent with the 2010 Comprehensive Plan. Upon the motion of Councilmember Lapins, seconded by Councilmember Cashion, Ordinance #13-25 was approved by a vote of 4-1. (A copy of the ordinance is found in the Ordinance Book.)
- The Council considered Ordinance #13-26 amending the Pinehurst Development Ordinance and adopts the memorandum dated May 22, 2013 stating that this amendment is consistent with the 2010 Comprehensive Plan. Upon the motion of Councilmember Lapins, seconded by Councilmember Parson, Ordinance #13-26 was unanimously approved by a vote of 5-0. (A copy of the ordinance is found in the Ordinance Book.)
- Temporary Sign Regulations
 - Assistant Manager Natalie Dean explained the need for the temporary signs regulations. Council requested that staff take this to merchants before putting forward to the planning board.
- Council discussed the planned parking lot for Timmel Pavilion and after general discussion, Council agreed to proceed with the project.
- FY 2014 Budget:
 - Council discussed the concern of the size and cost of the Village's fleet. John Frye explained that in 2014 there is a fire truck that was approved in the 2013 budget and is halfway constructed. After general discussion about fleet, John Frye commented that there could be a moratorium on the purchasing of fleet until the study is completed if needed.
 - Council discussed the concern of leasing the Fair Barn on weekdays and paying for leased space other locations for Parks and Recreation.
 - Council discussed the old fire station and suggested to put this on the market following a clean-up.

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- Councilmember Lapins explained his deal breaker is the Council's contingency and would like \$350,000 for only the Council to spend. John Frye confirmed that the General Fund balance is available at any time for Council but Councilmember Lapins stated he is troubled that we have a \$900,000 variance.
- The Council considered Ordinance #13-27 appropriating funds for Operations of the Village of Pinehurst for Fiscal Year 2014 and adopts the 2014-2018 Capital Improvements Plan. Upon the motion of Councilmember Strickland, seconded by Councilmember Cashion, Ordinance #13-27 was approved by a vote of 4-1. (A copy of the ordinance is found in the Ordinance Book.)

13. COMMENTS FROM ATTENDEES.

Jack Farrell suggested that the Village add a tab for public hearings on the website.

14. MOTION TO ADJOURN.

At approximately 3:27 p.m. Councilmember Cashion moved to adjourn the meeting. The motion was seconded by Councilmember Strickland and passed unanimously with a vote of 5-0.

Respectfully submitted,



Lauren M. Craig
Village Clerk