

**PINEHURST VILLAGE COUNCIL
AGENDA FOR REGULAR MEETING OF JUNE 26, 2012
395 MAGNOLIA ROAD
ASSEMBLY HALL
PINEHURST, NORTH CAROLINA
1:00 P.M.**

1. Call to Order.
2. Invocation and Pledge of Allegiance.
3. Presentation of Service Resolutions-
 - Art Chalker
 - Lorraine Tweed
4. **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:
 - Special Meetings of May 3 and 23, 2012
 - Work Sessions of May 8 and 22, 2012
 - Regular Meeting of May 22, 2012
 - Closed Sessions of May 8 and 22, 2012
 - B. Public Safety Reports:
 - Police Department
 - Fire Department
 - C. Scheduling of Regular Meeting for Tuesday, July 24, 2012 at 1:00 p.m.**End of Consent Agenda.**
5. **Action:** Motion to Receive Budget Amendments Report to Council for the Period May 16, 2012 to June 15, 2012.
6. **Action:** Motion to Recess Regular Meeting and Enter Into a Public Hearing.
7. **Public Hearing #1:** to receive citizen comments about a Community Development Block Grant (CDBG) application to be submitted by the Village to the North Carolina Department of Commerce Division of Community Investment and Assistance (NCDICI).
8. **Public Hearing #2:** Official text amendment to the Pinehurst Development Ordinance Section 13.1.3.3 VR Village Residential District Development Standards. This proposed amendment is to decrease the minimum amount of required open space from 50 to 30 % and decrease the maximum dwelling density from 16 to 6 units per acre in the Village Residential (VR) Zoning District. Additionally the proposed amendment will require that 50% of all dwelling units have a minimum of 1800 heated sq. ft. and the remaining units to have a minimum of 1,400 sq. ft. of heated floor area. A developer, if they so choose, shall be permitted one additional dwelling unit per acre for each additional 5% of open space provided within the development above the minimum of 30%. However in no case shall the development be allowed greater than 10 units per acre. The applicant is the Village of Pinehurst.
9. **Action:** Motion to Adjourn Public Hearing and Re-Enter Regular Meeting.
10. **Action:** **Resolution 12-45:** A Resolution Authorizing the Village of Pinehurst to Submit an Application for 2011 Community Development Block Grant funding for the Jackson Hamlet Phase 3 Sewer Project.
11. Other Business.
12. Comments from Attendees.
13. **Action:** Motion to Adjourn.

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**ASSEMBLY HALL – VILLAGE HALL
395 MAGNOLIA ROAD
PINEHURST, N. C.**

1:00 P.M.

The Village Council of the Village of Pinehurst held a Regular Meeting on Tuesday, June 26, 2012, 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:

The Honorable Nancy Roy Fiorillo, Mayor
The Honorable Douglas A. Lapins, Mayor Pro-Tem
The Honorable John R. Cashion, Councilmember
The Honorable Mark W. Parson, Councilmember
The Honorable John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 20 persons in the audience.

1. CALL TO ORDER.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

Village Manager Andy Wilkison led in an invocation followed by the Pledge of Allegiance to the American flag led by Mayor Fiorillo.

3. PRESENTATIONS OF SERVICE RESOLUTIONS.

Mayor Fiorillo presented a Resolution to Mr. Art Chalker honoring his service as Chairman of the Village Center Enhancement Committee. (Copy of Resolution #12-33 is in the 2012 Resolution Book.)

Mayor Pro-Tem Lapins presented a Resolution to Mrs. Lorraine Tweed honoring her service as Chairman of the Conservation Commission. (Copy of Resolution #12-36 is in the 2012 Resolution Book.)

4. 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:

Special Meetings of May 3 and 23, 2012

Work Sessions of May 8 and 22, 2012

Regular Meeting of May 22, 2012

Closed Sessions of May 8 and 22, 2012

B. Public Safety Reports- Police and Fire Departments.

C. Scheduling of Regular Meeting for Tuesday, July 24, 2012 at 1:00 p.m.

End of Consent Agenda.

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

5. BUDGET AMENDMENTS REPORT TO COUNCIL.

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Councilmember Lapins moved to receive the Budget Amendments Report to Council for the period May 16, 2012 to June 15, 2012. The motion was seconded by Councilmember Strickland and carried unanimously.

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

Councilmember Parson moved to recess the Regular Meeting and enter into a Public Hearing on Planning and Zoning and Other Matters. The motion was seconded by Councilmember Lapins and carried unanimously.

7. PUBLIC HEARING #1: to receive citizen comments about a Community Development Block Grant (CDBG) application to be submitted by the Village to the North Carolina Department of Commerce Division of Community Investment and Assistance (NCDCI).

Comments:

Steve Austin, CDBG Administrator, introduced the Public Hearing. (Copy of a memo from Steve Austin dated May 31, 2012 regarding the 2011 CDBG Second Public Hearing for Jackson Hamlet Phase 3 Sewer Project is in the Minute File.)

O'Neal Russ expressed appreciation to the Council for the Village undertaking this project which will improve the health and safety of the Jackson Hamlet citizens. The community supports the project wholeheartedly.

8. PUBLIC HEARING #2: Official text amendment to the Pinehurst Development Ordinance Section 13.1.3.3 VR Village Residential District Development Standards. This proposed amendment is to decrease the minimum amount of required open space from 50 to 30 % and decrease the maximum dwelling density from 16 to 6 units per acre in the Village Residential (VR) Zoning District. Additionally the proposed amendment will require that 50% of all dwelling units have a minimum of 1800 heated sq. ft. and the remaining units to have a minimum of 1,400 sq. ft. of heated floor area. A developer, if they so choose, shall be permitted one additional dwelling unit per acre for each additional 5% of open space provided within the development above the minimum of 30%. However in no case shall the development be allowed greater than 10 units per acre. The applicant is the Village of Pinehurst.

Comments:

Director of Planning and Inspections **Andrea Correll** introduced the Public Hearing. She stated that the Planning and Zoning Board has approved option #4. (Copy of a memo from Director of Planning and Inspections **Andrea Correll** dated June 7, 2012 regarding the PDO text amendment of the Village Residential District Development Standards is in the Minute File.)

Jane Deaton commended Village staff stating that they had listened to the public and attempted to address the problem.

Eli Zabiudi stated that he understood from the discussion that the problem is the mass of the buildings. He explained that economics will limit the square footage. He suggested that instead of limiting the buildings to so many units per acre, Council should limit each building to so many square feet.

Councilmember Parson noted that what you pay for is the dirt. What you build determines whether you make a profit. This thinking favors architecture over density. Most people cannot visualize square footage. He would rather limit density.

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Eli Zabiudi asked what type of resident does the Council see living on this property?

Councilmember Strickland responded that the best use is primary homes, single residences or townhomes occupied by Pinehurst downsizers or others who move here to downsize. He does not see it as rental property. Reducing density will make this a use for these types of folks.

Mr. Strickland explained that the current owner missed the market. He wanted units that were too large and cost too much. Changes were made, but he never produced; he did not have a solid business plan.

Eli Zabiudi asked if someone could come back with a plan that is entirely different?

Director of Planning and Inspections Andrea Correll explained the development standards contained in the Pinehurst Development Ordinance for the Village Residential District would have to be met for any submission for use of property in the Village Residential District.

Councilmember Lapins stated that he is not comfortable with the current requirements.

9. ADJOURN PUBLIC HEARING AND RE-ENTER REGULAR MEETING.

There being no further discussion, Councilmember Strickland moved to adjourn the Public Hearing and re-enter the Regular Meeting. Councilmember Lapins seconded the motion and it carried unanimously.

10. Resolution 12-45: A Resolution Authorizing the Village of Pinehurst to Submit an Application for 2011 Community Development Block Grant funding for the Jackson Hamlet Phase 3 Sewer Project.

The Manager explained the need for the Resolution #12-45. Upon the motion of Councilmember Cashion, seconded by Councilmember Strickland, Resolution #12-45 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

11. OTHER BUSINESS.

There was none.

12. COMMENTS FROM ATTENDEES.

Marie Straus, a registered animal rehabilitator, requested the Council's assistance to get the North Carolina General Statutes amended to allow rehabilitation of injured raccoons.

13. ADJOURNMENT.

Councilmember Cashion moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Lapins and carried unanimously. The Regular Meeting adjourned at 1:50 p.m.

Respectfully Submitted,

Linda S. Brown

Linda S. Brown, CMC
Village Clerk