

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
JUNE 28, 2011
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports –
 - Manager
 - Council
3. Presentation regarding Performing Arts Center, Conservatory and Carolina Philharmonic.
4. **Action:** Motion authorizing the entering into of a contract for the collection of solid waste, recyclables and yard waste. (Lofton)
5. **Action:** Resolution #11-26: A Resolution regarding re-appointments to the Water Committee. (Kocher, Townley, McGillan)
6. **Discussion:** PDO re-write process.
7. Preview of Regular Meeting Agenda.
8. Other Business.
9. Comments from attendees.
10. Motion to go into Closed Session pursuant to NCGS 143-318.11 (a) (3) to consult with the Village Attorney in order to preserve the attorney-client privilege between the Village Attorney and the Village Council.
11. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
June 28, 2011**

**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, June 28, 2011 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Ms. Virginia F. Fallon, Mayor
Ms. Joan M. Thurman, Mayor Pro-Tem
Ms. Nancy Roy Fiorillo, Councilmember
Mr. Douglas A. Lapins., Councilmember
Mr. Mark W. Parson, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 20 attendees, including 4 staff and 1 press.

1. Call to Order.

Mayor Virginia F. Fallon called the meeting to order.

2. Reports:

- Manager

- Contract for legal Services.

The Manager reported that he had placed a copy of a proposed contract for legal services for Van Camp, Meacham and Newman at their seats. This contract should be considered under "Other Business."

- Council

- **Mayor Pro-Tem Thurman** asked if anyone had viewed the film at the Sunrise Theater regarding the method for extracting natural gas known as "fracking." Is Moore County considering this? Answer- no one had seen the film, and all felt this is a county issue. We will watch developments and alert our Water Committee and the Water Summit.
- **Mayor Fallon** asked about the letter received concerning Jackson Hamlet. The Manager replied that it is being handled.

3. Presentation regarding Performing Arts Center, Conservatory and Carolina Philharmonic.

Mr. David Michael Wolff addressed the Council at length about his vision of a Performing Arts Center and Conservatory to be located in Pinehurst which would be another draw to the Village in addition to golf and medicine. Mr. Alan Stagaard, Mr. Pat Corso, and Mr. Robert Hayter added comments favoring this addition to Pinehurst.

Mr. Stagaard noted that Mr. Wolff needs office space and suggested that the Council gift the old Fire Station on Community Road to the non-profit organization that Mr. Wolff is forming. Consensus of Council was to go forward to facilitate the gift of the old Fire Station.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
June 28, 2011**

4. Motion authorizing the entering into a contract for the collection of solid waste, recyclables and yard waste. (Lofton)

The Manager explained the need for Council action to authorize the execution of a contract with Jocquinn Lofton for the collection of household solid waste, recyclables and yard waste in the Country Club of North Carolina. Councilmember Lapins moved that the Mayor, or her designee, be authorized to execute a contract between the Village of Pinehurst and Jockquinn Lofton to provide solid waste services for the collection of household trash, recyclables and yard waste in the Country Club of North Carolina with said contract to expire June 30, 2012. Councilmember Parson seconded the motion which carried unanimously by a vote of 5-0. (Copies of a memo dated June 24, 2011 from Assistant Manager Jeff Batton regarding this contract as well as a copy of the contract are in the Minute File.)

5. Resolution #11-26: A Resolution Regarding Re-Appointments to the Pinehurst Water Committee (Kocher, McGillan, Townley).

The Manager explained the need for Resolution #11-26. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Thurman, Resolution # 11-26 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

6. Discussion of Pinehurst Development Ordinance re-write process.

Council discussed two options for the re-write of the Pinehurst Development Ordinance and decided to instruct The Lawrence Group to prepare the initial drafts of the revisions. (Copy of a memo dated June 24, 2011 from Director of Planning and Inspections Andrea Correll explaining the two options is in the Minute File.)

➤ **Members of the Pinehurst Development Ordinance Rewrite Review Committee.**

By consensus, Council named the following individuals to the Pinehurst Development Ordinance Rewrite Review Committee:

From the Village Council- Councilmember Nancy Roy Fiorillo (Chairman)
From the Village Advisory Committees- Planning and Zoning Board Chairman Percy Bennett
From the Village Advisory Committees- Planning and Zoning Board member Kevin Hardt
From the Village Advisory Committees- Planning and Zoning Board member Jay Snyder
From Village Advisory Committees- Historic Preservation Commission member Nancy Smith
From Village Advisory Committees- former Community Appearance Commission member
Norman Brown
From Citizenry- Ron Hickman, an active builder
From Citizenry- Alan Stagaard, an active architect
From Citizenry- Bob Koontz, an active landscape architect
From Citizenry- William Thurman
From Citizenry- Robert Hayter, an active landscape architect

➤ **Ordinance #11-20: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst for FY 2012 Regarding Revenues and Expenditures of the General Fund for the Village of Pinehurst, North Carolina (Pinehurst Development Ordinance Revision- Option B).**

Upon the motion of Councilmember Thurman, seconded by Councilmember Lapins, Ordinance #11-20 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
June 28, 2011**

➤ **Motion authorizing a planning services contract with The Lawrence Group.**

The Manager explained the need for this contract. Councilmember Fiorillo moved that the Mayor or her designee be authorized to enter into a contract with The Lawrence Group to perform the necessary planning and design services to facilitate the revision of the Pinehurst Development Ordinance. Councilmember Lapins seconded the motion which carried unanimously by a vote of 5-0. (Copy of a contract with The Lawrence Group for consulting services is found in the Minute File.)

7. Preview of Regular Meeting Agenda.

The Council previewed the Regular Meeting Agenda for June 28, 2011 and made no changes.

8. Other Business.

➤ **Agreement for Legal Services.**

The Manager explained the need for the contract. Councilmember Fiorillo moved that the Village Council authorize the Mayor to execute an agreement for legal services with Van Camp, Meacham and Newman, PLLC for the period July 1, 2011 to June 30, 2012. Councilmember Lapins seconded the motion which carried unanimously by a vote of 5-0. (Copy of the contract is in the Minute File.)

➤ **Options for Traditions.**

Councilmember Lapins noted that the grass on the lot was to be cut last Friday. The Manager reported that the Village is now taking bids for the mowing and will bill the owner for the cost.

9. Comments from Attendees.

Tom Campbell lauded the Council for facilitating the demolition of the building on McCaskill Road but noted that the lot now needs to be cleaned up. **Planner Bruce Gould** replied that the owner has contracted for removal of the debris.

John Marcum offered two suggestions to the Council: 1) have printed options available to you to facilitate action concerning Traditions; and 2) consider a 99 year lease of the Fire Station or include a provision in the contract that the property cannot be sold.

10. Motion to go into Closed Session.

Councilmember Thurman 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 privilege between the Village Attorney and the Village Council. The motion was seconded by Councilmember Lapins and carried unanimously.

GENERAL ACCOUNT

The Council, the Village Manager, the Planning Director and the Village Attorney discussed the status of litigation between Mike McCrann and the Village of Pinehurst, between Doug Regan and the

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
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June 28, 2011**

Village of Pinehurst, potential litigation between Traditions of Old Town and the Village of Pinehurst, and the potential acquisition of real property.

11. Motion to adjourn the Closed Session.

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

12. Adjournment.

Councilmember Fiorillo moved to adjourn the Work Session. The motion was seconded by Councilmember Lapins and carried unanimously. The meeting adjourned at 11:50 a.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk