

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
JULY 25, 2006
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports – Manager
 - Aug. 8 public hearing, Flood Insurance Rate Maps.
 - Council
3. Ordinance #06-16: Ordinance amending the budget with regard to the General Fund, Capital Reserve Fund, and MSD Dam Rehabilitation Capital Project Fund.
4. Ordinance #06-17: Ordinance amending the budget regarding revenues and expenditures of the General Fund (Re-appropriate 2005-2006 funds in the 2006-2007 budget).
5. Resolution #06-21: A Resolution Authorizing the application for traffic safety funding for the Village of Pinehurst.
6. Quarterly Operating Report.
7. Preview of Public Hearing Items and Regular Meeting Agenda.
8. Closed session pursuant to NCGS 143-318.11 (a) (3), to consult with an attorney retained by the Village of Pinehurst in order to preserve the attorney-client privilege, and pursuant to NCGS 143-318.11 (a) (6), to consider the qualifications, competence, performance, character, fitness and conditions of appointment of an employee.
9. Consideration of Resolution regarding Municipal Service District.
10. Other business.
11. Comments from attendees.
12. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
July 25, 2006**

**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, July 25, 2006 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Mr. Steven J. Smith, Mayor
Mr. George E. Hillier, Mayor Pro-Tem
Ms. Virginia F. Fallon, Councilmember
Mr. Douglas A. Lapins, Councilmember
Ms. Lorraine A. Tweed, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 15 persons in the audience including 2 press and 2 staff

1. Call to Order.

Mayor Steven J. Smith called the meeting to order.

2. Reports:

– Manager

- Aug. 8 public hearing, Flood Insurance Rate Maps.

The Manager reported that the Council will have a joint Public Hearing with the Village Planning and Zoning Board on August 8, 2006 to consider the FEMA maps. This is the regular Council meeting date. The Public Hearing will appear first on the agenda and take place in the Assembly Hall. Notices of the Public Hearing were mailed with property tax notices by the Moore County Tax Department.

- Sewer Testing.

The Manager reported that Moore County Public Utilities is smoke testing and doing rehabilitation work in the sewer system in Pinehurst. No problems have been reported.

- Community-Wide Water Study.

The Manager reported that Moore County will be conducting a community wide water study. Staff is negotiating with McGill and Associates to do the work.

- Alternative Revenue Study Committee.

The Manager reported that minutes of the alternative revenue study committee are available if any Councilmember desires a copy. The committee has identified three main areas: taxes, consolidated services, and other alternative revenue sources.

- Another Large FirstHealth Project.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
July 25, 2006**

The Manager reported that he and representatives from the Engineering Department, the Planning and Inspections Department and the Fire Department met with officials from FirstHealth to receive a first briefing on a large project- a heart hospital to be built on Page Road. The Major Site Plan will come to Council in mid-2007. Officials from FirstHealth would like to do a preliminary presentation to Council in the near future. Plans will probably be submitted in May of 2007.

- Council

- Councilmember Fallon-

-expressed congratulations for a very good newsletter in July.

-expressed thanks to Officer Ray Evans for the application for the Governor's Highway Safety Grant. Well done!

-expressed thanks to the staff groups who are working on strategic planning. They have made a good start.

- Councilmember Tweed-

-reported that the Archives Committee has completed its work which will now go to the Given Library Board.

-asked why the Community Appearance Commission is considering changing the location of its xeriscaping demonstration. Answer- NC 2 may be moved south somewhat for the installation of the roundabout, and the group felt it would impact the project.

- Mayor Smith announced that Council will hold two closed sessions today, one concerning potential litigation and one to consider the manager's performance evaluation. The first one will take place about 10:15, and there will be business conducted afterward. The second one will be near the end of the meeting, and there will not be any business conducted afterward.

3. Ordinance #06-16: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinhurst, Regarding Revenues and Expenditures of the General Fund, Capital Reserve Fund and MSD Dam Rehabilitation Fund for the Village of Pinhurst, North Carolina (Amend MSD Capital Project Fund for Construction Administration Fees).

The Manager explained the need for the Ordinance #06-16. Upon the motion of Councilmember Fallon, seconded by Councilmember Hillier, Ordinance #06-16 was approved by a vote of 4-1 with Councilmember Lapins casting the dissenting vote. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

Consensus of Council was to ask Withers and Ravenel to examine the leak in the pipe draining the spillway and submit a report to Council.

4. Ordinance #06-17: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinhurst, Regarding Revenues and Expenditures of the General Fund (Re-appropriate FY 2005-2006 Funds in FY 2006-2007).

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
July 25, 2006**

The Manager explained the need for the Ordinance #06-17. Upon the motion of Councilmember Hillier, seconded by Councilmember Lapins, Ordinance #06-17 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

5. Resolution #06-21: A Resolution Authorizing Application to the North Carolina Governor's Highway Safety Program for Traffic Safety Funding for the Village of Pinchurst.

The Manager explained the need for Resolution #06-21. Upon the motion of Councilmember Tweed, seconded by Councilmember Fallon, Resolution # 06-21 was unanimously approved by a vote of 5-0. (Copy of the resolution is found in the Resolution Book and in the Minute File.)

6. Quarterly Operating Report.

The manager presented the Operating Report for the second Quarter of 2006 to the Council. (Copy of this report is in the Minute File.)

7. Preview of Public Hearing Items and Regular Meeting Agenda.

The Council previewed the Regular Meeting Agenda for July 25, 2006 and made no changes.

8. Closed Session # 1.

Councilmember Hillier moved to recess the Work Session and enter a Closed Session pursuant to NCGS 143-318.11 (a) (3): To consult with an attorney retained by the Village in order to protect the attorney-client privilege. The motion was seconded by Councilmember Tweed and carried unanimously.

GENERAL ACCOUNT

The Council, the Village Manager, and the Village Attorney discussed potential litigation between property owners in the Municipal Service District and the Village of Pinchurst.

Upon the conclusion of the Closed Session, Councilmember Lapins moved to adjourn the Closed Session and re-enter the Work Session. The motion was seconded by Councilmember Hillier and carried unanimously.

9. Other Business.

- **Resolution #06-22: A Resolution Acknowledging the Understanding of the Council Regarding the Existence of a Municipal Service District and a Special Assessment for Improvements to the Dam for Pond Number 1.**

Mayor Smith explained that a clear majority of the property owners in the Municipal Service District have signed-off on this resolution. This resolution and acknowledgement will be sent to the Moore County Registry to be inserted into the chain of title to all of the affected properties of those who have signed the acknowledgement. The Resolution alone will be inserted into the chain of title of all properties in the MSD, the owner of which did not sign the acknowledgement.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
July 25, 2006**

Upon the motion of Councilmember Tweed, seconded by Councilmember Lapins, Resolution # 06-21 was approved by a vote of 4-1 with Councilmember Hillier casting the dissenting vote. (Copy of resolution is found in the Resolution Book and in the Minute File.)

10. Comments from Attendees.

Doug Middaugh-

-stated that he thought the Council should have acknowledged the Junior Golf Tournament being played in the area.

-again requested an article in the next newsletter regarding dogs off leash and a reminder for their owners to clean up after them.

-asked when the Stormwater report would be available. Answer- the report is underway but not yet complete.

-asked how \$261,000 could be half of the total cost of the dam rehabilitation when Council had agreed to cap the cost to property owners at \$256,000. **Mayor Smith** replied that the recently approved ordinance #06-13 added \$11,000 for design fees to the total. Half of the \$11,000 (\$5,500) added to \$256,000 is \$261,500. This was rounded down to a total of \$261,000.

Sara Lindau-

- asked what number of property owners signed the acknowledgement. Answer- have 13 in hand with one written communication that another will sign, so total is 13 or 14 out of 22.

-asked what happens now. Answer- property owners are assessed over a period of 15 years.

-asked if this shows up on the property tax bill. Answer- no, it's a separate billing that could go out as early as this fall.

-asked if there is a \$.11 tax rate for maintenance. Answer- no, it's \$.09, an amount that is looked at each year.

11. Closed Session # 2.

Councilmember Fallon moved to recess the Work Session and enter a Closed Session pursuant to NCGS 143-318.11 (a) (6): To consider the qualifications, competence, performance, character, fitness and conditions of appointment of an employee. The motion was seconded by Councilmember Tweed and carried unanimously.

GENERAL ACCOUNT

The Council discussed the qualifications, competence, performance, character, fitness and conditions of appointment of the Village Manager.

Upon the conclusion of the Closed Session, Councilmember Lapins moved to adjourn the Closed Session and re-enter the Work Session. The motion was seconded by Councilmember Hillier and carried unanimously.

11. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
July 25, 2006**

Councilmember Lapins moved to adjourn the Work Session. The motion was seconded by Councilmember Hillier and carried unanimously. The meeting adjourned at 12:50 p.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk