

**PINEHURST VILLAGE COUNCIL
AGENDA FOR REGULAR MEETING OF JULY 28, 2009
395 MAGNOLIA ROAD
ASSEMBLY HALL
PINEHURST, NORTH CAROLINA
1:00 P.M.**

1. Call to Order.
2. Approval of 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 Sessions of June 9 and 23, 2009
Reconvened Work Session of June 15, 2009
Regular Meeting of June 23, 2009
Closed Sessions of June 9 and 23, 2009

B. Public Safety Reports:

Police Department
Fire Department

C. Scheduling of Regular Meeting for Tuesday, August 25, 2009 at 1:00 p.m.

End of Consent Agenda.

3. Budget Amendments Report to Council.
4. Recess Regular Meeting and Enter Into a Public Hearing.
5. **Public Hearing #1:** To receive citizen comments regarding the close-out of Community Development Block Grant (CDBG) #06-C-1597 that the Village received from the North Carolina Department of Commerce Division of Community Assistance (NCDCA).
6. **Public Hearing #2:** To receive citizen comments regarding an Annexation Agreement between the Village of Pinehurst and the Town of Southern Pines.
7. **Public Hearing #3:** To receive citizen comments regarding an Official Zoning Map Amendment to rezone ± 11.47 vacant acres of property located in the vicinity of 810 Juniper Lake Rd. These two properties are currently zoned Moore County RA-5 (residential & agricultural). The proposed map amendment would change the zoning of the properties to Village of Pinehurst PC (public conservation). The applicant is the Village of Pinehurst.

8. **Public Hearing #4:** To receive citizen comments regarding an official text amendment to the Pinehurst Development Ordinance Section 3.6.4 Nonconforming Signs. This amendment would add section 3.6.4 (e) and amend section 3.6.4 (b). The Purpose of this amendment is to allow for the replacement of nonconforming residential development signs that are placed within Village of Pinehurst Public Right of Way if the proposed sign replacement complies with all other regulations. Approval for such replacement must be obtained from the Pinehurst Village Council. The applicant for this text amendment is the Village of Pinehurst.
9. Adjourn Public Hearing and Re-enter Regular Meeting.
10. Other Business.
11. Adjournment.

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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, July 28, 2009, 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 George P. Lane, Mayor
The Honorable Lorraine A. Tweed, Mayor Pro-Tem
The Honorable Jeffrey P. Dawson
The Honorable Virginia F. Fallon
The Honorable Joan M. Thurman
Mr. Andrew M. Wilkison, Village Manager
Ms. Linda S. Brown, Village Clerk
And approximately 35 persons in the audience.

1. CALL TO ORDER.

Mayor George P. Lane called the meeting to order.

2. 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:

Work Sessions of June 9 and 23, 2009
Reconvened Work Session of June 15, 2009
Regular Meeting of June 23, 2009
Closed Sessions of June 9 and 23, 2009

B. Public Safety Reports- Police and Fire Departments.

C. Scheduling of Regular Meeting for Tuesday, August 25, 2009 at 1:00 p.m.

End of Consent Agenda.

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

3. BUDGET AMENDMENTS REPORT TO COUNCIL.

Councilmember Dawson moved to receive the Budget Amendments Report to Council for the period June 15, 2009 to June 30, 2009. The motion was seconded by Councilmember Thurman and carried unanimously.

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

Councilmember Tweed 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 Fallon and carried unanimously.

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5. **PUBLIC HEARING #1: To receive citizen comments regarding the close-out of Community Development Block Grant (CDBG) #06-C-1597 that the Village received from the North Carolina Department of Commerce Division of Community Assistance (NCDCA).**

Comments:

Project Administrator Steve Austin introduced the Public Hearing by stating that this hearing is required for the close-out of the Community Development Block Grant for the Jackson Hamlet sewer project.

Martha Gaines had signed up to speak but passed.

Paulene McGregor had signed up to speak but passed.

O'Neal Russ thanked the Council for the completion of this phase of the sewer project, but expressed concern that there might not be enough other phases to complete the entire community. He mentioned Floyd Way which is the western part of Jackson Hamlet, and expressed the desire that this portion of Jackson Hamlet be included in a future phase.

Joe Gooch had signed up to speak, but passed noting that O'Neal Russ has said everything that he had planned to say.

6. **PUBLIC HEARING #2: To receive citizen comments regarding an Annexation Agreement between the Village of Pinehurst and the Town of Southern Pines.**

Comments:

Pinehurst Senior Planner Bruce Gould introduced the Public Hearing by stating that this agreement would clean up the boundary between Pinehurst and Southern Pines and result in a more efficient development pattern. The Town of Southern Pines will have their Public Hearing on this proposed agreement in two weeks, and the Village Council will be asked to take action at a later date.

7. **PUBLIC HEARING # 3: To receive citizen comments regarding Official Zoning Map Amendment to rezone ± 11.47 vacant acres of property located in the vicinity of 810 Juniper Lake Rd. These two properties are currently zoned Moore County RA-5 (residential & agricultural). The proposed map amendment would change the zoning of the properties to Village of Pinehurst PC (public conservation). The applicant is the Village of Pinehurst.**

Comments:

Director of Planning and Inspections Andrea Correll introduced the Public Hearing referencing her memo and entered into the record a statement that the proposed rezoning is consistent with the 2003 Comprehensive Long-Range Village Plan. (Copies of the memo dated June 24, 2009 and the Comprehensive Plan Consistency Statement dated July 28, 2009 are in the Minute File.)

Larry Garrison, 791 Juniper Lake Road, West End, spoke on behalf of his mother, **Helen Wright** stating that he opposes both the rezoning and the construction of the Public Services Facility on Juniper Lake Road. He noted the concerns of increased traffic and large truck traffic on the road. He asked for specifics concerning the proposed building for the Public Services Facility.

Assistant Manager Jeff Batton stated that at this time there are 25 employees in this department and there are four buildings proposed for the property. Although there are no construction drawings

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completed at this point for the Public Services Facility, he would meet with Mr. Garrison and answer his questions concerning the proposed construction.

8. **PUBLIC HEARING # 4: To receive citizen comment regarding official text amendment to the Pinehurst Development Ordinance Section 3.6.4 Nonconforming Signs. This amendment would add section 3.6.4 (e) and amend section 3.6.4 (b). The Purpose of this amendment is to allow for the replacement of nonconforming residential development signs that are placed within Village of Pinehurst Public Right of Way if the proposed sign replacement complies with all other regulations. Approval for such replacement must be obtained from the Pinehurst Village Council. The applicant for this text amendment is the Village of Pinehurst.**

Comments:

Director of Planning and Inspections Andrea Correll introduced the Public Hearing referencing her memo and entered into the record a statement that the proposed amendment to the Pinehurst Development Ordinance is consistent with the 2003 Comprehensive Long-Range Village Plan. (Copies of the memo dated July 28, 2009 and the Comprehensive Plan Consistency Statement dated July 28, 2009 are in the Minute File.)

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

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

10. **OTHER BUSINESS.**

➤ **Motion Concerning Letter of Intent.**

Councilmember Dawson moved that the Council approve the proposed Letter of Intent dated July 17, 2009, wherein the Village of Pinehurst will purchase 198 acres of land, 7.2 acres of easements, and associated water and sewer facilities near Wagram, NC, and that the Mayor and village staff are authorized to negotiate a purchase and sale contract for the aforementioned with the present owner of the land and facilities, WP Properties of Wagram, LLC. The motion was seconded by Councilmember Fallon and carried unanimously by a vote of 5-0. (Copy of the Letter of Intent dated July 17, 2009 is in the Minute File.)

11. **ADJOURNMENT.**

Councilmember Tweed moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Dawson and carried unanimously. The Regular Meeting adjourned at 1:21 p.m.

Respectfully Submitted,

Linda S. Brown
Linda S. Brown, CMC
Village Clerk