

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
SEPTEMBER 27, 2011
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. Reports –
 - Manager
 - Council
3. **Discussion:** Discussion regarding direction needed on Village participation, NC 211 widening project. (Traffic signals)
4. **Discussion:** Discussion regarding direction needed and staff recommendations on NCDDA report.
5. **Presentation:** Presentation of and discussion regarding 2011 Village of Pinehurst Thoroughfare Plan.
6. **Discussion:** Update and discussion regarding needed guidance and direction from Council for PDO rewrite committee.
7. **Action:** Motion to reschedule October 25, 2011 work session and regular meeting to October 27, 2011.
8. **Action:** Ordinance #11-30: An Ordinance Amending the Budget of the Village of Pinehurst regarding storm-water management (Rattlesnake Trail/Magnolia Road/Woods Road).
9. Other Business.
10. Comments from attendees.
11. 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.
12. Motion to adjourn the Closed Session and re-enter the Work Session.
13. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
September 27, 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, September 27, 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 5 staff and 1 press.

1. Call to Order.

Mayor Virginia F. Fallon called the meeting to order.

2. Reports:

– Manager

- Magnolia Inn Reopening.

The Manager reported that the Magnolia Inn has rooms rented and will reopen Friday evening. They are awaiting an inspection by the Moore County Health Department. Village Building Official Dallas Morgan is trying to expedite this inspection.

- Vehicle Parking on Right-of Ways Being Investigated.

Per a request from the Mayor's Neighborhood Advisory Committee, the Village researched vehicles being parked on right-of ways overnight. The Police Department recorded the numbers sighted each night for one week. The numbers reported ranged from a low of 29 to a high of 68 throughout the entire Village. Our Police Department does not get many complaints about the practice; Zoning Compliance Officer Angel Smith receives about three complaints per year. Other towns in North Carolina have tried to prohibit this practice with varying degrees of success. The Manger does not recommend any action on this issue at this time.

– Council

- Mayor Pro-Tem Thurman** asked if the Village donation to the Given Library had been completed. Answer- yes, this item was included in the budget. The check goes out after the budget is approved.
- Mayor Fallon** noted that the Pinehurst Expo was a great success and thanked all who participated.

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- **Councilmember Parson** asked for an update on the possibility of AED machines being located downtown. Answer- the Village would need the machines to be donated to us, not the Business Guild, if we are to maintain them. Council will discuss this with the Village Attorney in Closed Session today.
- **Councilmember Lapins** asked if the Conservation Commission is a Village committee, and if so, why it needs a treasurer. Answer- yes, it is a Village Committee that has its budget overseen by our Finance Department. The committee does receive donations and also receives revenue from the sale of bird houses.
- **Mayor Fallon** referred Council to the documents "Projects/Responsibilities of the Beautification Committee" which was drafted in 2009, a "Summary of Activities of the Pinehurst Beautification Committee- 2010" and a memo from Village Manager Andy Wilkison dated November 10, 2010 regarding the Beautification Committee. (Copies of these three documents are in the Minute File.)

3. Discussion regarding direction needed on Village participation, NC 211 widening project.

Council discussed Village participation in the NC 211 widening project, specifically decorative traffic signals. Council requested pictures of what the decorative traffic signals might look like, and assured all that they would make a decision at their next meeting. (Copy of a memo from Assistant Manager Jeff Batton regarding decorative traffic lights is in the Minute File.)

- 4. Discussion regarding direction needed and staff recommendations on NCDDA Report.** Village Manager Andy Wilkison, Assistant Managers Jeff Batton and Natalie Dean, and Chairman of the Downtown Development Committee Art Chalker reported to the Council their plan for implementation of the recommendations from the NC Downtown Development Association. They proposed that the organization's recommendation for a Downtown Manager position be met by assigning the responsibilities to the Manager and Assistant Managers. They also proposed that the Enhancement Committee be utilized as the recommended Formal Advisory Board. Council endorsed the proposals by acclamation. (Copy of the NCDDA Recommendations- report on how to proceed dated September 27, 2011 is in the Minute File.)

By consensus, Council also appointed Natalie Dean to serve on the Enhancement Committee for a two-year term to end on September 30, 2013.

5. Presentation of and discussion regarding 2011 Village of Pinehurst Thoroughfare Plan.

Council discussed the 2011 Pinehurst Thoroughfare Plan with Director of Planning and Inspections Andrea Correll. Ms. Correll pointed out that the plan is only for Pinehurst and does not replace the existing Thoroughfare Plan which was completed 20 years ago by the North Carolina Department of Transportation (NCDOT) for Aberdeen, Pinehurst and Southern Pines. Until the Moore County Multi-modal Transportation Plan is adopted, the previous NCDOT Plan remains in effect. The proposed plan has been posted on the Village Website with details of how to post comments about the plan. An ad will run in The Pilot on Friday detailing the comment process also. Council requested that an Executive Summary be added to the plan saying this is where we appear to be going, these look like the trouble points, etc. Council will take action on the plan at their next meeting. (Copy of the 2011 Village of Pinehurst Thoroughfare Plan is in the Minute File.)

- 6. Update and discussion regarding needed guidance and direction from Council for PDO Re-write Committee.**

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Council discussed the points contained in a memo from Director of Planning and Inspections Andrea Correll on behalf of the Pinehurst Development Ordinance Re-write Committee. (Copy of a memo from Director of Planning and Inspections Andrea Correll on behalf of the PDO Re-write Committee is in the Minute File.)

7. Motion to reschedule October 25, 2011 Work Session and Regular Meeting to October 27, 2011.

Council discussed the possibility of rescheduling the October 25, 2011 Work Session and Regular Meeting due to conflicts on that date for the Manager and several of the councilmembers. Councilmember Parson moved that the regularly scheduled Work Session and Regular Meeting, scheduled for Tuesday, October 25, 2011, be rescheduled to Thursday, October 27, 2011 at 9 a.m. and 1 p.m. respectively. Councilmember Lapins seconded the motion which carried unanimously by a vote of 5-0.

8. Ordinance #11-30: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst for Fiscal Year 2012, Regarding Revenues and Expenditures of the General Fund for the Village of Pinehurst, North Carolina (Rattlesnake Trail Drainage Project).

The Manager explained the need for the Ordinance #11-30. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Thurman, Ordinance #11-30 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

9. Other Business.

➤ **Preview of September 27, 2011 Regular Meeting agenda.**

Council previewed the agenda and made no changes.

10. Comments from Attendees.

Doug Middaugh stated that if we could live with the current lights on NC 211, perhaps the NCDOT portion of the decorative lights money could be used elsewhere.

John Marcum-

-reminded the Council that he had warned at their last meeting of the folly of looking at changes to the Pinehurst Development Ordinance piecemeal without addressing the National Park Service request for a study. Making the changes risks having to undo them later due to the National Parks Service recommendations. He requested that this item be placed on the Council's next agenda.

-reminded the Council that Mayor Fallon had said we did not need to invest \$100,000 to pay for the study for the National Parks Service. He recommended that Village staff do the study. He also stated that Hansbury Consulting could do the study much cheaper- around \$20,000.

-reminded the Council that the public as well as the NCDDA stated that we need to protect the National Landmark Designation. He stated that this is a matter of fiscal responsibility.

Jack Farrell noted that the question of the need for the study requested by the National Parks Service has been thoroughly aired in The Pilot and concluding that it is clear the Council feels it is appropriate to proceed with the enhancement plans. This issue is better discussed between the candidates in a public forum. He asked if the specific construction drawings done for the downtown enhancements could be made available for public scrutiny once they are completed.

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11. Motion to go into Closed Session.

Councilmember Lapins 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 Fiorillo and carried unanimously.

GENERAL ACCOUNT

The Council, the Village Manager, and the Village Attorney discussed a possible claim concerning the village's first floor retail ordinance, and the status of the litigation between Mr. Mike McCrann and the Village of Pinehurst.


12. Motion to adjourn the Closed Session and Re-enter the Work Session.

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

13. Adjournment.

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Parson and carried unanimously. The meeting adjourned at 11:45 a.m.

Respectfully Submitted,


Linda S. Brown, CMC
Village Clerk