

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
SEPTEMBER 28, 2010
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.

Reports –
 - Manager
 - Council

2. Discussion with Susan Clift Brown regarding Market Square Comfort Station.

3. Discussion with Chief of Police regarding Police Reserve Program.

4. Discussion with Senior Planner Bruce Gould on re-platting of Linden Road estate lots.

5. Preview of Regular Meeting Agenda.

6. Consideration of the appointment of Nancy Brooks as an alternate member of the Board of Adjustment.

7. Other Business.

8. Comments from attendees.

9. 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.

10. Motion to go back into regular work session.

11. Adjournment.

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**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 28, 2010 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
Mr. Douglas A. Lapins., Councilmember
Mr. Mark W. Parson, Councilmember
Mr. Andrew M. Wilkison, Village
Ms. Linda S. Brown, Village Clerk
And approximately 25 attendees, including 8 staff and 1 press.

Excused absence: Ms. Nancy Roy Fiorillo, Councilmember

1. Call to Order.

Mayor Virginia F. Fallon called the meeting to order.

Reports:

– Manager

- **Utility Project Update.**

The Manager reported that the Graham Road water and sewer line project is out for bids and due to begin in early November.

- **Council Retreat next week.**

The Council will have a retreat Tuesday, October 5, 2010 in the Assembly Hall from 9:00 am to 3:00 pm to discuss capital projects recommended by the 2010 Comprehensive Plan and their implementation through the Village's Capital Improvements Program.

- **Paving Condition Rating received.**

The annual paving condition rating has been received. Our rating increased from a 78 to an 82.3 which is above the Village goal of 80 and also above the state average.

- **“Water Consumption in the Sandhills”**

A film entitled “Water Consumption in the Sandhills” will be shown in the Assembly Hall on Thursday, October 7, 2010 from 6:00 pm until 8:00 pm.

– Council

- **Mayor Fallon**

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- reported that Mr. Riley has contacted her about a "No Trucks" sign on Fields Road as you are coming from Dundee Road. There is one coming from Midland Road. Consensus of Council was to consider making the change- will study the issue and place the item on the agenda for the next meeting.

- suggested in-house discussion of planning review- have planners look over document and suggest a list of proposed changes. Very concerned with the possible cost. Southern Pines and Aberdeen are interested in joining the project in some capacity; perhaps they can share the cost. October 6, 2010- planners and managers are to meet to discuss project.

- expressed concern about budget for next fiscal year

2. Discussions.

➤ **Discussion with Susan Clift Brown regarding Market Square Comfort Station.**

Council discussed with Susan Clift Brown the possibility of construction of a comfort station on Market Square between the Harvard Building and the Razooks Building. Issues that would have to be worked out prior to the establishment of a comfort station at the Razooks Building are the minimum five foot side setback, and the storm water drainage cistern buried at the northeast corner of the building. Council took no action. (Documents provided by Ms. Brown are in the Minute File.)

➤ **Discussion with Alan Stagaard regarding the expansion of Given Memorial Library and the sand parking lot.**

Council discussed with architect Alan Stagaard the possibility of expansion of Given Memorial Library and the sand parking lot. Consensus of Council was that the concept looks great. They requested a survey of the area, one more accurate than the one they were given. They will talk to the folks at the Given Memorial Library and also discuss grading and storm water issues with a civil engineer. (Documents provided by Mr. Stagaard are in the Minute File.)

➤ **Discussion with developer Michael Doninger regarding development of his property at the corner of Magnolia Road and Caddell Road.**

Council discussed with developer Michael Doninger the issues regarding the development of his property at the corner of Magnolia Road and Caddell Road. Mr. Doninger requested a general okay from Council that his ideas for development are viable from the Village's perspective before he spends any more money. Consensus of Council was that the Village cannot purchase any land at this point. They directed staff to apply to amend the Pinehurst Development Ordinance to allow a higher percentage of density (apply for 16 units per acres) and a higher percentage of open space. They also directed the Planning and Zoning Board to have a special meeting to consider these recommended development ordinance amendments.

3. Discussion with Chief of Police regarding Police Reserve Program.

Council discussed with Chief of Police Ronnie Davis and Police Captain Floyd Thomas the possibility of establishing a Reserve Police Force.

Ordinance #10-48: An Ordinance to Establish a Reserve Police Force for the Village of Pinehurst.

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Upon the motion of Councilmember Lapins, seconded by Councilmember Thurman, Ordinance #10-48 was unanimously approved by a vote of 4-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

4. Discussion with Senior Planner Bruce Gould regarding re-platting of Linden Road estate lots.

Council discussed with Senior Planner Bruce Gould the re-platting of Linden Road estate lots. Councilmember Thurman moved that staff be authorized to execute a Memorandum of Understanding between the Village of Pinehurst and Pinewild Project Limited Partnership, LLP regarding the re-platting of Linden Road Estate lots. Councilmember Lapins seconded the motion which carried unanimously by a vote of 4-0. (Copy of the proposed Memorandum of Understanding is in the Minute File.)

5. Preview of Regular Meeting Agenda.

The Council previewed the Regular Meeting Agenda for September 28, 2010 and made no changes.

6. Consideration of potential appointees to various boards.

➤ **Consideration of the appointment of Nancy Brooks as an alternate member of the Board of Adjustment.**

Council met with Ms. Nancy Brooks, a potential appointee to the Board of Adjustment. Council interviewed Ms. Brooks.

After the candidate had been dismissed, Councilmember Lapins moved to appoint Ms. Nancy Brooks as an alternate member of the Board of Adjustment with her term to begin September 28, 2010 and end September 28, 2013. The motion was seconded by Councilmember Parson and passed unanimously by a vote of 4-0.

➤ **Consideration of the appointment of Blaine Riney as a member of the Community Appearance Commission.**

Council met with Mr. Blaine Riney, a potential appointee to the Community Appearance Commission. Council interviewed Mr. Riney.

After the candidate had been dismissed, Councilmember Thurman moved to appoint Mr. Blaine Riney as a member of the Community Appearance Commission with his term to begin September 28, 2010 and end September 30, 2012. The motion was seconded by Councilmember Lapins and passed unanimously by a vote of 4-0.

➤ **Consideration of the appointment of Sandy Corcoran as a member of the Community Appearance Commission.**

Council met with Ms. Sandy Corcoran, a potential appointee to the Community Appearance Commission. Council interviewed Ms. Corcoran.

After the candidate had been dismissed, Councilmember Thurman moved to appoint Ms. Sandy Corcoran as a member of the Community Appearance Commission with her term to begin September 28, 2010 and end September 30, 2012. The motion was seconded by Councilmember Lapins and passed unanimously by a vote of 4-0.

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7. Other Business.

➤ **Hazardous Waste Contract.**

Assistant Manager Jeff Batton discussed with Council the 2010 Hazardous Waste Disposal event scheduled for November 13, 2010. Councilmember Lapins moved that the Mayor or her designee be authorized to enter into a contract with Clean Harbors, Inc. of Reidsville, NC in the amount of \$40,000 to provide a Household Hazardous Waste Collection event on November 13, 2010. Councilmember Thurman seconded the motion which carried unanimously by a vote of 4-0. (Memo from Assistant Manager Jeff Batton dated September 27, 2010 regarding the event and the contract is in the Minute File.)

➤ **Coyote trapping.**

Assistant Manager Jeff Batton discussed with Council the possibility of trapping coyotes in Pinehurst. He has discussed the project with a trapper who will determine the infestation and map the territories where they roam. He will do this free of charge. Consensus of Council was to okay the trapper checking out our situation.

8. Comments from Attendees.

Ed Dennison-

- reported that he first "Alive After Five" was a success with about 3-400 people attending. The next event is October 21, 2010 featuring the Sand Band.

- explained that the literature for the Operation Medicine Drop event does not list the Pinehurst Police Department as a sponsor. Reason is that the date of the event was changed and conflicted with the motorcycle ride for Special Olympics, yet the Pinehurst Police Department did participate and help with the medicine drop event.

- announced that Moore County has been named one of the top 100 communities in the United States for youth.

Doug Middaugh-

- regarding PDO text amendment requested by Mr. Doninger, doesn't the PDO say that an individual cannot apply for another amendment within one year? Answer- restriction applies to zoning and request will be made by staff, not Mr. Doninger.

- regarding the proposed density change from 5.25 units per acre to 16 units per acre, feels this is a step in the wrong direction.

9. 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 Thurman and carried unanimously.

GENERAL ACCOUNT

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The Council, the Village Manager and the Village Attorney discussed anticipated litigation between Mr. Mike McCrann and the Village of Pinehurst, a recent order from Judge Tilley in the Boesch (2) case related to the annexation of Pinewild, a claim between the Kryder family and Moore County which Mr. Newman had discussed with the County Attorney, and Mr. Newman's recent discussions with Christine Arato of the National Park Service.

10. Motion to adjourn the Closed 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.

11. Adjournment.

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Parson and carried unanimously. The meeting adjourned at 12:45 p.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk