

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
OCTOBER 11, 2011
4:30 P.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.
2. 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, and pursuant to NCGS 143-318.11 (a) (5), to instruct the staff of the village with regard to the material terms of a proposed contract to acquire real property.
3. Motion to adjourn the Closed Session and re-enter the Work Session.
4. Reports –
 - Manager
 - Council
5. **Action:** Consideration of Resolution #11-28 exempting the procurement of professional engineering and architectural services from NCGS 143-64.31, et seq. (Old Fire Station)
6. **Discussion:** Discussion regarding direction needed on Village participation, NC 211 widening project. (Traffic signals)
7. **Action:** Consideration of a motion adopting the 2011 Village of Pinehurst Thoroughfare Plan.
8. Preview of Regular Meeting Agenda.
9. Other Business.
10. Comments from attendees.
11. Adjournment.

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
WORK SESSION
October 11, 2011**

**395 MAGNOLIA ROAD
CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
4:30 P.M.**

The Pinehurst Village Council held a Work Session at 4:30 Tuesday, October 11, 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 15 attendees, including 4 staff and 1 press.

1. Call to Order (4:30 p.m.).

Mayor Virginia F. Fallon called the meeting to order.

2. Motion to go into Closed Session.

Councilmember Parson 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 and pursuant to NCGS 143.318.11 (a) (5) to instruct the staff of the village with regard to the material terms of a proposed contract to acquire real property. The motion was seconded by Councilmember Fiorillo and carried unanimously.

GENERAL ACCOUNT

The Council, the Village Manager, Assistant Village Manager Jeff Batton, Village Engineer Mike Apke, Senior Planner Bruce Gould and the Village Attorney discussed the position to be taken by village staff with regard to the potential acquisition of property. Mr. Batton, Mr. Apke and Mr. Gould then left the closed session. The Village Attorney then briefed the Village Council on the status of both cases of litigation between Mr. Mike McCrann and the Village of Pinehurst.

3. Motion to adjourn the Closed Session and Reconvene in Open Session at 5:30 p.m.

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

4. Call to Order of Work Session (5:30 p.m.)

Mayor Virginia F. Fallon called the meeting to order.

5. Reports:

- **Manager**

- **Magnolia Inn to begin serving meals.**

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The Manager reported that the Moore County Health Department has completed their inspection at the Magnolia Inn, and the inn will begin serving meals on Friday.

- Council

- Mayor Pro-Tem Thurman

- reported that the AED has been installed at the Razooks building.
- noted the development for September was up from the level of September 2010.
- reported that the homeowner who was running a landscaping business in Village Acres is now renting the property from the individual who purchased the property from the bank. He is still running a landscaping business from this property.

6. Resolution #11-28: A Resolution to Exempt Procurement of Professional Engineering and Architectural Services From the Model Code for Procurement for Architectural, Engineering, And Surveying Services. (NCGS 143-64.31 & 32)

The Manager explained the need for Resolution #11-28. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Parson, Resolution # 11-28 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File. Copy of a memo from Assistant Manager Jeff Batton dated October 4, 2011 regarding the request to exempt design from the qualification based selection process is in the Minute File. Copy of a proposal from Stagaard and Chao Architects, PLLC regarding rehabilitation of the old Fire Station is in the Minute File.)

7. Discussion regarding direction needed on Village participation, NC 211 widening project (traffic signals).

Council received color photos of traffic signals hung from wires, from decorative straight-arm poles and from decorative curved-arm poles. After discussion, consensus of Council was that the Village will pay for decorative traffic signals but will wait until pricing for the straight-arm poles is available to them to decide which type of pole to order. Assistant Manager Jeff Batton will provide pricing at a future meeting. (Copies of a memo from Assistant Manager Jeff Batton dated September 23, 2011 regarding decorative traffic lights on NC 211 along with color photos of decorative traffic signals are in the Minute File.)

8. Consideration of a motion adopting the 2011 Village of Pinehurst Thoroughfare Plan.

Director of Planning and Inspections Andrea Correll explained the need for adoption of the plan. Councilmember Lapins moved for adoption of the 2011 Thoroughfare Plan, as set forth in the document entitled "2011 Village of Pinehurst Thoroughfare Plan," and as recommended by the Planning and Zoning Board and staff. Councilmember Fiorillo seconded the motion which carried unanimously by a vote of 5-0. (Copies of a memo from Director of Planning and Inspections Andrea Correll, dated October 7, 2011 regarding adoption of the Village of Pinehurst 2011 Thoroughfare Plan and an Executive Summary of the 2005-2011 traffic studies conducted by Carl Simmons, PE are in the Minute File.)

9. Preview of Special Meeting Agenda.

The Council previewed the Special Meeting Agenda for October 27, 2011 and made no changes. Council noted the changed date for this meeting- from Tuesday, October 25, 2011 to Thursday, October 27, 2011.

10. Other Business.

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➤ **Downtown Management Assignments.**

Councilmember Lapins stated that he is not comfortable with the fragmentation of responsibilities for downtown management that Council approved at the September 27, 2011 meeting. He feels it is hard to make something happen when there is not a go-to person, but he does not favor hiring a new person. After discussion, consensus of Council was to retain the current management assignments but designate Assistant Manager Natalie Dean as the go-to person who is responsible to make things happen.

➤ **Kimley Horne Engineer's Examination of Greenway Signage.**

Mr. Richard Adams, PE of Kimley Horne Engineering of Raleigh looked over the pedestrian signage in Old Town for the Pinehurst Greenway to determine if there was a possibility of reducing the visual clutter of the signs while still following NCDOT sign regulations as well as Village sign ordinances. He stated that NCDOT sign regulations do have flexibility, but each individual sign would have to be examined. Kimley Horne Engineering can prepare sealed engineering plans which would take the liability off the Council for the signs. The cost of such a project would depend on the area examined. His firm could do a defined area and provide guidelines which could then be applied to other areas.

Consensus of Council was for staff to work with Kimley Horne Engineering to develop a proposal for the work.

➤ **Signage in Commercial Areas- Comprehensive Plan Changes.**

The Manager explained that the Planning Department has been discussing with Mr. Harris Blake a proposal for new business signage at Pinehurst South, but the Comprehensive Plan does not support the changes. Staff feels the signage is very much needed and has proposed amendments to the 2011 Comprehensive Plan Strategic Element, so they can approve the business signage.

Director of Planning and Inspections Andrea Correll added that she has completed a conference call with Mr. Craig Lewis who is updating the Pinehurst Development Ordinance, and he agrees that a more holistic approach is needed to look at all business districts. (Copies of a memo from Director of Planning and Inspections Andrea Correll dated October 7, 2011 regarding the 2011 Comprehensive Long-Range Plan Strategic Element as well as a drawing of the proposed Pinehurst South signage and maps showing the location of the proposed signs are in the Minute File.)

Consensus of Council was to place this on the agenda of one of the Council's November meetings. They also requested additional drawings of the proposed signs.

➤ **Fencing of Pools.**

Senior Planner Bruce Gould discussed with Council his conversations with a homeowner who has a pool in his backyard which abuts a golf course. The homeowner wants to fence in the pool, but regulations would dictate that the fence be in an awkward location. Mr. Gould requested Council direction as to how to proceed to solve the problem- request a variance or request a text amendment to alleviate the problem. (Copy of a memo from Senior Planner Bruce Gould dated October 10, 2011 regarding fencing requirements for existing unfenced pools is in the Minute File.)

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Consensus of Council favored getting relief legislatively. Staff should work with the homeowner to craft a proposed text amendment and bring it to the Council.

11. Comments from Attendees.

Doug Middaugh-

- requested a cost accounting for the Downtown Development initiative.
- suggested that Council should consider installation of decorative traffic signals at the intersection of Monticello and NC 5.
- objected to the listing on the agenda of the Closed Session. He feels there should be more information than just "real property."

Sal Picard made a presentation on behalf of two Rotary clubs, two Kiwanis clubs and one Lions club in Pinehurst regarding signage. Council informed Mr. Picard that they are already discussing gateway signage, but they would consider his proposal. (Copy of a drawing of the proposed signage is in the Minute File.)

Jack Farrell-

- stated that he was encouraged by the decision on decorative traffic poles and encouraged Council not to go with the cheapest.
- encouraged Council to have the homeowner with the pool fence dilemma to seek a variance. Often if a text amendment is adopted to solve one individual problem, many others are adversely affected.

12. Adjournment.

Councilmember Lapins moved to adjourn the Work Session. The motion was seconded by Councilmember Thurman and carried unanimously. The meeting adjourned at 7:10 p.m.

Respectfully Submitted,

Linda S. Brown

Linda S. Brown, CMC
Village Clerk