

PINEHURST
VILLAGE COUNCIL
WORK SESSION AGENDA
DECEMBER 14, 2010
9:00 A.M.
CONFERENCE ROOM
VILLAGE HALL
PINEHURST, NORTH CAROLINA

1. Call to Order.

Reports –
 - Manager
 - Council
2. Presentation/Discussion: 2012-2016 Capital Improvements Program.
3. Presentation by Risk Management Committee.
4. Discussion of recommendations from Cost Containment Committee regarding the Harness Track Facility.
5. **Action:** Resolution #10-36: A Resolution authorizing an incentive program for financial participation in the construction of two all-weather show rings at the Village of Pinehurst Harness Track Facility.
6. **Action:** Ordinance #10-63: Budget Amendment- Small Drainage Projects.
7. **Action:** Ordinance #10-64: Budget Amendment- State Unauthorized Substances Excise Taxes (Controlled Substances Tax).
8. **Action:** Ordinance #10-65: Amend Municipal Code- Speed Limits on Lake Forest Drive SE and SW.
9. **Action:** Motion authorizing Mayor to certify annual roster of firemen pursuant to NCGS 58-86-25.
10. **Action:** Ordinance #10-59: Budget Amendment-Development Process Review Assessment.
11. **Action:** Motion authorizing Mayor to enter into a contract for review of the Development Process.
12. Preview of Regular Meeting Agenda.
13. Other Business.
14. Comments from attendees.
15. Consideration of potential appointee to Community Appearance Commission (Tess Gillespie).

16. **Action:** 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.
17. 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, December 14, 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
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 7 staff and 1 press.

1. Call to Order.

Mayor Virginia F. Fallon called the meeting to order.

Reports:

– Council

- **Councilmember Lapins** asked about the stump in the core Village. The Manager replied that Council could give staff direction on what to do about the stump. Council discussed the issue briefly. Consensus of Council was for the tree to be removed and relocated to Wicker Park and the stump to be ground.
- **Councilmember Fiorillo** announced that there is a meeting of the Water Committee tomorrow. The committee will present an agenda to look at a 3-day water conference that was held in 1994. The committee may find partners to look at the issues addressed at the 1994 conference again, adding the issues of drought and regionalization which were not addressed in 1994.
- **Mayor Fallon** asked if there had been any comments about the restrictions on truck routes downtown. The Manager replied that the signs have not yet arrived.

2. Presentation /Discussion: 2012-2016 Capital Improvement Program.

Assistant Village Manager Natalie Dean and Director of Financial Services John Frye presented and discussed with Council summary information of two versions (Option A and Option B) of the 2012-2016 Capital Improvement Program (CIP) showing the economic impact of construction of the Community Center versus the Public Services Facility.

Financial Services requested guidance from the Council as to which option to pursue. Consensus of Council was to have Financial Services bring forward option B (the Public Services facility) in the 2012-2016 Capital Improvement Plan, but the consensus was not unanimous. Council will study the issues involved with both projects and reserves the right to change their mind. (Copies of a memo

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from Assistant Manager Natalie Dean dated December 8, 2010 and of the CIP summary information are in the Minute file.)

3. Presentation by Risk Management Committee.

Assistant Manager Jeff Batton presented and discussed with Council information concerning Village Insurance Programs including the Employee Health Benefit Plan, the Business Insurance Program and the Workers Compensation Program. He also discussed other work done by this committee. (Copy of a memo from Assistant Manager Jeff Batton dated November 9, 2010 concerning the work of the Risk Management Committee is in the Minute File.)

4. Discussion of recommendations from Cost Containment Committee regarding the Harness Track Facility.

Director of Financial Services John Frye and Parks and Recreation Director Mark Wagner presented and discussed with Council the recommendations from the Cost Containment Committee regarding the Harness Track Facility. (Copies of a memo from Director of Financial Services John Frye and Parks and Recreation Director Mark Wagner dated December 9, 2010 and of the Progress Report and Final Recommendations of the Harness Track Business Model Review Committee dated October 5, 2010 are in the Minute File.)

5. Resolution #10-36: A Resolution Authorizing an Incentive Program for Financial Participation in the Construction of Two All-Weather Show Rings at the Village of Pinehurst Harness Track Facility.

The Manager explained the need for Resolution #10-36. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Parson, Resolution # 10-36 was unanimously approved by a vote of 5-0. (Copy of resolution is found in the Resolution Book and in the Minute File.)

6. Ordinance #10-63: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst Regarding Revenues and Expenditures of the General Fund (Small Drainage Projects).

The Manager explained the need for the Ordinance #10-63. Upon the motion of Councilmember Parson, seconded by Councilmember Lapins, Ordinance #10-63 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

7. Ordinance #10-64: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst Regarding Revenues and Expenditures of the General Fund for the Village of Pinehurst, North Carolina (State Unauthorized Substance Excise Taxes).

The Manager explained the need for the Ordinance #10-64. Upon the motion of Councilmember Lapins, seconded by Councilmember Thurman, Ordinance #10-64 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

8. Ordinance #10-65: An Ordinance Amending Chapter 7, Schedule X of the Pinehurst Municipal Code As It Pertains to Regulating Traffic on Certain Roads Within the Village of Pinehurst, North Carolina.

The Manager explained the need for the Ordinance #10-65. Upon the motion of Councilmember Fiorillo, seconded by Councilmember Lapins, Ordinance #10-65 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

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9. Motion authorizing Mayor to certify annual roster of firemen pursuant to NCGS 58-86-25.

The Manager explained the need for the motion. Councilmember Lapins moved that the Village Council authorize the Mayor to certify the attached roster as a valid and accurate list of all eligible firemen in accordance with G.S 58-86-25. Councilmember Parson seconded the motion which carried unanimously by a vote of 5-0. (Copy of the 2010 Annual Certification of Firemen is in the Minute File.)

10. Ordinance #10-59: An Ordinance Amending the Ordinance Appropriating Funds for Operations of the Village of Pinehurst Regarding Revenues and Expenditures of the General Fund (Development Process Review Assessment).

The Manager explained the need for the Ordinance #10-59. Upon the motion of Councilmember Thurman, seconded by Councilmember Parson, Ordinance #10-59 was unanimously approved by a vote of 5-0. (Copy of the ordinance is found in the Ordinance Book and in the Minute File.)

11. Motion authorizing Mayor to enter into a contract for review of the development process.

The Manager explained the need for the motion. Councilmember Fiorillo moved that the Village Council authorize the Mayor or her designee to enter into a contract for review of the development process with The Lawrence Group Architects of the Carolinas, Inc. Councilmember Thurman seconded the motion which carried unanimously by a vote of 5-0.

12. Preview of Regular Meeting Agenda.

The Council previewed the Regular Meeting Agenda for December 14, 2010 and made no changes.

13. Other Business.

There was none.

14. Comments from Attendees.

Jim Smith and **Fred Hobbs** discussed the issue of the required fire flow for the EastLake subdivision in the Country Club of North Carolina.

Pinehurst Fire Chief Carlton Cole and **Director of Planning and Inspections Andrea Correll** added to the discussion.

Mayor Fallon ended discussion of the topic by pointing out that this is not a Council decision, but at the same time, Council does not want to jeopardize the fire rating for the entire Village. Council will bring the information to The Lawrence Group, consultants who will review the developmental process.

Jim Smith then refuted comments he was told by a third party that Director of Planning and Inspections Andrea Correll supposedly had made at the November 30, 2010 Council meeting.

Assistant Manager Jeff Batton showed Council the cart that could be used for recycling collection and asked for their okay. The cart will be available to citizens in various sizes. Consensus of Council was that the cart was acceptable.

15. Discussion with/consideration of potential appointee to Pinehurst Community Appearance Commission.

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Council met with Ms. Tess Gillespie, a potential appointee to the Community Appearance Commission. Council interviewed Ms. Gillespie.

After the candidate had been dismissed, Councilmember Thurman moved to appoint Ms. Tess Gillespie to the Community Appearance Commission for a term of 2 years, ending December 31, 2012. The motion was seconded by Councilmember Fiorillo and passed unanimously by a vote of 5-0.

16. Motion to go into Closed Session.

Councilmember Fiorillo 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. The motion was seconded by Councilmember Thurman and carried unanimously.

GENERAL ACCOUNT

The Council, the Village Manager, and the Village Attorney discussed the litigation between Mike McCrann and the Village of Pinehurst.

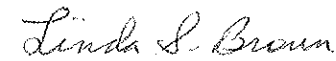
17. Motion to adjourn the Closed Session.

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

13. Adjournment.

Councilmember Thurman moved to adjourn the Work Session. The motion was seconded by Councilmember Fiorillo and carried unanimously. The meeting adjourned at 11:55 a.m.

Respectfully Submitted,


Linda S. Brown, CMC
Village Clerk