VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF OCTOBER 23, 2018
ASSEMBLY HALL
395 MAGNOLIA ROAD
PINEHURST, NORTH CAROLINA
4:30 PM

The Pinehurst Village Council held a Regular Meeting at 4:30 p.m., Tuesday, October 23, 2018 in the Assembly Hall of Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Ms. Nancy Roy Fiorillo, Mayor
Mr. John Bouldry, Treasurer
Mr. John R. Cashion, Mayor Pro Tem
Ms. Judy Davis, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Beth Dunn, Village Clerk

And approximately 37 attendees, including 8 staff and 1 press.

Excused Absence: Mr. Kevin Drum, Councilmember

1. **Call to Order.**
Mayor Nancy Roy Fiorillo called the meeting to order.

2. **Invocation and Pledge of Allegiance.**
Pastor John Kinyon of Redeemer Church gave the invocation and Mayor Nancy Roy Fiorillo led everyone in the Pledge of Allegiance.

3. **Reports:**

Manager

- Updated Council on storm debris removal. Staff has completed 2 sweeps across the Village and will now start removing stumps in right of ways and debris from the public services yard. The contract that was put in place to help with debris removal is completed, we spent $125,000 in total about $52,000 of that was in Pinewild.
- Brandon Jones, with NCDOT, informed him they will be collecting more data from the traffic circle this week to help aid in a better engineering solution. Ten (10) cameras will be installed to help determine where traffic is going and coming from.

Council

- Mayor Nancy Fiorillo stated she signed a Proclamation for the Young Marines to show support for Red Ribbon Week to bring awareness to opioid addictions across the Country.
- Councilmember Judy Davis stated the Holly Arts Festival went well despite the weather and thanked everyone for their support. Also, the LPGA is here this week at No. 6 and No. 7.

4. **Motion to Approve 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. Public Safety Reports.
- Police Department
- Fire Department

B. Approval of Draft Village Council Meeting Minutes.
October 9, 2018 Regular Meeting

End of Consent Agenda.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Davis, Council unanimously approved the Consent Agenda by a vote of 4-0.

5. **Motion to Recess Regular Meeting and Enter into a Public Hearing.**
Upon a motion by Councilmember Davis, seconded by Councilmember Bouldry, Council unanimously approved to recess the regular meeting and enter into a public hearing by a vote of 4-0.

6. **Public Hearing No. 1**
Alex Cameron, Senior Planner, explained that the applicant, Moore County Schools, is requesting a Major Site Plan Review to construct a temporary school site for Pinehurst Elementary while the existing school site is being demolished and a new site constructed on approximately 3.50 acres at Rassie Wicker Park. The proposed site will consist of eight modular buildings, five of which will be classroom buildings, a multipurpose room, cafeteria and an administration building.

Mr. Cameron explained the Planning & Zoning Board voted unanimously to recommend approval of the Major Site Plan to the Village Council with the following conditions:
1. The traffic flow for ingress and egress to the site will be worked out between representatives of the Village and Moore County Schools and may not be what is presented with this application.
2. A Temporary Use Permit must be issued for the use of the site.
3. The applicant is to address all TRC comments.
4. Careful consideration should be given to the location of ADA handicap accessible spaces to the site.

Subsequent to the October 4, 2018 Planning and Zoning Board meeting, the applicant has addressed all P&Z and TRC comments except the following items:
1. Executed use agreement and temporary use permit.
2. Traffic flow to the site.

Mr. Cameron stated staff recommends approval of the Major Site Plan with the following conditions:
1. The traffic flow for ingress and egress to the site will be worked out between representatives of the Village and Moore County Schools and may not be what is presented with this application.
2. A Use Agreement must be negotiated between the Village of Pinehurst and Moore County Schools prior to the issuance of a Temporary Use Permit and Development Permit.

Public Comments:

- Tim Carpenter, with LKC, stated the project will have very little site impact as the existing soccer field falls in all the right directions. There are also public utilities and the space needed for traffic on the site already. Details are still being worked out with Moore County Schools and Village Staff on all the traffic issues. ADA requires handicap parking within 200 feet of the building structure so they added 2 van accessible spaces at the structure.
- John Birath, Engineer with Moore County Schools, stated population would be upwards of 600 students, with the projected growth.

7. **Motion to Adjourn Public Hearing and Re-Enter Regular Meeting.**
Upon a motion by Councilmember Bouldry, seconded by Councilmember Davis, Council unanimously approved to adjourn the public hearing and re-enter the regular meeting by a vote of 4-0.

8. **Discuss and Consider a Request by Moore County Schools for a Major Site Plan Review in Order to Construct a Temporary School Site for Pinehurst Elementary School.**
Upon a motion by Councilmember Davis, seconded by Councilmember Bouldry, Council unanimously approved the Major Site Plan Review by a vote of 4-0.

9. **Discuss and Consider Adopting the Moore County Comprehensive Transportation Plan.**
Natalie Hawkins, Assistant Village Manager, gave a brief overview of the Moore County Transportation Plan. Ms. Hawkins explained that it has took the County eight years to prepare the plan and Moore County is one of the two Counties in North Carolina without an adopted transportation plan. The plan includes 40 projects, 11 of those projects are located within the Pinehurst jurisdiction. Ms. Hawkins stated the plan could help Village obtain State funding on some of the projects proposed. She also presented and explained the growth projections, which the NCDOT used to prepare the transportation plan where Pinehurst areas

are concerned.

Public Comments:
Jean Lucas, from the corner of Chicken Plant Road and Bowman Road, doesn't want the western connector to take her land. Mayor Nancy Fiorillo explained that the western connector is just a concept, they are not sure if or where the connector would be built. Ms. Lucas feels that is western connector will not do any good.

Earl Ingram, from Bowman Road within the ETJ of Pinehurst, feels it is a colossal mistake to construct the western connector. Stated he has been around to see all the different plans proposed by the NCDOT and doesn't like any of the plans. Feels that Highway 5 needs more turning lanes and that would reduce the traffic.

Marsh Smith, on behalf of Bruce Geddes, sited GS 136-66.2, which governs the NCDOT, that a transportation plan can't be adopted unless every municipality has a current future land use plan adopted within the last 5 years. The induced traffic effect will increase the lane miles therefore increasing the traffic. Mr. Smith stated the western connector would double the lane miles and increase the traffic.

Jane Hogeman, of 18 Lochdon Court, understands that the western connector is not meant to move traffic on Hwy 5 but to serve to move traffic between Pinehurst and Foxfire if growth were to occur. Ms. Hogeman suggested the dotted line, which represents the western connector, is removed from the map to give citizens peace of mind.

Jeff Sanborn, Village Manager, stated that NCDOT explained the line marked on the map, for the western connector, will help us plan for the corridor. The Village would be better served by working toward and recognizing a desired route and plan

Bruce Geddes, lives on Bowman Road, stated they have heard the line is a pretend line but the NCDOT is asking the Village to protect the land around that line for a reason. Mr. Geddes stated that the 2013 land use plan was not adopted, therefore if we adopted the Comprehensive Transportation Plan we are adopting a land use plan that was never adopted.

Earl Ingram, stated the transportation plan can be adopted without the western connector in it.

Jason Kavanagh, of 20 Pinecrest Plaza, explained a representative from NCDOT stated if we didn't like where the roads were going then we needed to adjust our land use plan. Mr. Kavanagh stated it's frustrating to see what happened at the last meeting when Council adopted the old land use plan to accept the transportation plan.

Scott Walston, with NCDOT, stated he wanted to clarify one item in appendix I in the report. He explained Pinehurst did adopt the land use numbers in 2013. Mayor Nancy Fiorillo asked Mr. Walston wasn't it common for some municipalities to use their zoning maps as their land use plan. Mr. Walston verified that was true, zoning maps have been used as land use plans.

Kim Geddes, stated she wanted to speak on the environment and natural resources in the area. John McCain's homestead would be taken by the Linden Rd. extension. Mrs. Geddes explained we could lose many long leaf pines and the habitat that goes with that.

Leo Santawasso, Planning and Zoning Chairman, urged the Council to adopt the Moore County Transportation Plan including the western connector. The plan is a collaborative item that can be changed. Moore County is one of two Counties in the State that doesn't have a plan adopted. We have to plan but the plan can change.

Mayor Nancy Fiorillo stated the responsible thing to do is to look at the future, but it doesn't mean plans can't change. Councilmember Davis stated she is having trouble following the data and the facts. Councilmember Davis also stated she agrees with the suggestion made by Ms. Hogeman to remove the line, for the western connector, from the map. Mayor Nancy Fiorillo stated the data is projections and projections are hard to follow and we can't irresponsibly ignore the growth happening in the County.

Councilmember Bouldry stated that it's very import that a Comprehensive Transportation Plan be adopted because there are several important projects in the plan, like the 211 improvements. Also, the Village has worked with the Moore County and NCDOT for several years to walk our way forward. Councilmember Bouldry stated that the Mayor of Foxfire suggested that an alternate route be considered west of Seven Lakes and west of Pinewild as a heavy truck route. Councilmember Bouldry explained he feels this is a good step and great collaboration which possibly could be a connector for Pinehurst using existing roads and he thinks the western connector is a long time a way.

Brandon Jones, NCDOT Division 8 Engineer, stated they would object to removing the western connector line from the map. Mr. Jones explained the line is used for land development plans. If the land use plan changes then they could adjust the line and the CTP. However, currently the line is a tool that they will use to explore options.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Cashion, Council approved Resolution 18-27, Adopting the Moore County Comprehensive Transportation Plan by a vote of 3-1, with Councilmember Davis voting no.

10. **Presentation of the financial statements for the year ended June 30, 2018**
Brooke Hunter, Financial Services Director, stated The Village's General Fund revenues exceeded expenditures by $8,736, bringing the General Fund fund balance to $10,641,838. This is positive compared to our third quarter estimate of a $134,000 loss. At June 30, 2018 the General Fund had an unassigned fund balance of $4,448,274, or 25%, of actual expenditures. The total fund balance of $10,641,838 represents 55% of budgeted expenditures. The statewide average for total fund balance in the Village's population peer group is 56%.Overall, the Village ended FY 2018 as expected and is well positioned to carry out the initiatives outlined in the FY 2019 Strategic Operating Plan (SOP).

11. **Consider Road Dedication for Spring Lake Hills Condominiums Roads.**
Jeff Batton, Assistant Manager, explained residents of Spring Lake Hills Condominiums, located across the street from the north entrance to Pinehurst #6 neighborhood, have requested the Village consider accepting their roads as publicly dedicated right-of-ways. Road names shall be designated as Hiscott Lane for the main entry road and Spring Hill Loop for the internal road as shown on exhibit A. Mr. Batton explained Council had previously discussed this item and the draft ordinance accepting the roads including the storm water diversion across the loop road.

Upon a motion by Councilmember Davis, seconded by Councilmember Bouldry, Council unanimously approved the Ordinance 18-23, accepting the roads in Spring Lake Hills Condominiums designated as Hiscott Lane and Spring Hill Loop, and the storm water diversion on Spring Hill Loop, as a public street and right-of-way of the Village of Pinehurst by a vote of 4-0.

12. **Discuss and Consider Resolution 18-28 Designating Applicant's Agent for Federal and/or State Disaster Assistance.**
Brooke Hunter, Financial Services Director, explained to Council that in order for the Village to apply for funds from the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) and the North Carolina Division of Emergency Management they require the Village to adopt a "Resolution-Designation of Applicant's Agent" which designates the Village's primary and secondary agents.

Ms. Hunter stated staff recommends that Jeff Sanbom in his capacity as Village Manager and herself, Brooke Hunter, in her capacity as Financial Services Director be formally authorized to serve as the Village's agents per the attached resolution.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Davis, Council unanimously approved the Resolution 18-28 designating the Village Manager and Financial Services Director to be authorized to serve as the Village agents for Federal and/or State disaster assistance by a vote of 4-0.

13. **Annual Risk Management Committee Report and Employee Health Benefit Recommendations.**
Jeff Batton, Assistant Manager, presented the annual risk management report and employee health benefit recommendations for calendar year 2019. The Risk Management Committee is recommending to stay with First Carolina Care for medical insurance with no increase to premiums. Dental and Vision will stay with Principal with no increase for vision and a projected 8.5% increase on dental premiums. $1,115,186 is the projected net estimate for calendar year 2019 health benefits. Village paid life and AD&D is also being recommended to stay the same with no premium increase.

Mr. Batton explained that business insurance runs on a fiscal year. All property and liability are with the NC League of Municipalities with the exception of the Harness Track which has their own insurance because of the nature of the business. Premiums are $117,756 or less with a potential dividend earned by the NC League of Municipalities. Workers Compensation insurance premiums dropped 3% to $120,435, that's without the potential dividend earned. Mr. Batton gave an overview of the wellness and safety committee that help keep the all the premiums low by promoting and educating employees.

Councilmember Davis asked if they shopped out the insurance. Mr. Batton explained they shopped the insurance with 3 other companies.

Upon a motion by Councilmember Davis, seconded by Councilmember Bouldry, Council unanimously approved the medical and dental insurance contracts for calendar year 2019 and authorized the Mayor or her designee to execute the contracts for calendar year 2019 by a vote of 4-0.

14. **Discuss and Consider Contract for Construction of Cannon Park Community Center.**
Mark Wagner, Parks and Recreation Director, and Brooke Hunter, Financial Services Director, presented Council with the bids from the Community Center Stated to HM Kern from Greensboro was the lowest bidder. Mr. Wagner stated staff is confident that the bids coming in high are just a reflection of the current market, for example steel prices. Mr. Wagner also went over all the alternative

options that the architects provided. Brooke Hunter, presented Council with the 5 year forecast if Council transferred the additional funds from fund balance to cover the additional cost.

Councilmember Davis stated she was disappointed that the bids came in so high. Councilmember Bouldry stated he feels the contingency fund is very important to have because with projects of this size there will be issues that come up but he too was disappointed with the bid. Councilmember Davis feels that Council and Staff need to go back and review all the options because she is concerned on the overrun. Councilmember Bouldry stated he feels they should take a look at all the numbers and wait for Councilmember Drum since this is such an important decision.

Council decided to table this item until the next meeting.

15. Other Business.

- Councilmember Bouldry stated the Boys and Girls Club would like to come present at the next Council meeting.

16. Motion to Adjourn.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Davis Council unanimously approved to adjourn the Regular Meeting by a vote of 4-0 at 7:26pm.

Respectfully Submitted,

Beth Dunn

Beth Dunn,
Village Clerk

Vision: The Village of Pinehurst is a charming, vibrant community which reflects our rich history and traditions.
Mission: Promote, enhance, and sustain the quality of life for residents, businesses, and visitors.
Values: Service, Initiative, Teamwork, and Improvement