



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF OCTOBER 8, 2019
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 8, 2019 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, Mayor Pro Tem
Ms. Judy Davis, Treasurer
Mr. Kevin Drum, Councilmember
Mr. Jack Farrell, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Beth Dunn, Village Clerk

And approximately 34 attendees, including 6 staff and 1 press.

1. Call to Order.

Mayor Nancy Roy Fiorillo, called the Village Council meeting to order.

2. Reports:

Village Manager

- Reminded everyone that Council will receive public comments on the Draft Comprehensive Plan tomorrow at 4:30pm in Assembly Hall.

Village Council

- Mayor Pro Tem Bouldry stated in the Police Department quarterly report there were 603 traffic citations and 816 charging violations, this shows the due diligence and enforcement of our Police Department. Also, the Police Department disposed of 90lbs of pills and 11lbs of blister packs. He stated what a great job the Police Department is doing on controlling expired and unused medications and safely disposing of them.
- Councilmember Davis thanked those involved with the Pollinator Garden, over 200 butterflies were released and will head to Mexico. She also reminded everyone that the Holly Arts Festival is coming up on October 19th.

3. 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.

- Approval of Draft Village Council Meeting Minutes.
 - September 24, 2109 Regular Meeting
 - September 24, 2019 Closed Session

End of Consent Agenda.

Upon a motion by Councilmember Drum, seconded by Mayor Pro Tem Bouldry, Council unanimously approved the Consent agenda by a vote of 5-0.

4. Discuss and Consider Resolution 19-21 Appointing Phillip Shumaker to the Village of Pinehurst Board of Adjustment and Planning and Zoning Board.

Leo Santowasso, Planning and Zoning Board Chairman, introduced Phillip Shumaker to Council. Mr. Santowasso stated Mr. Shumaker has a background in economic development and business management and his expertise could be very beneficial to the Village. Mr. Shumaker, stated he is employed by the Economic Development Partnership of North Carolina (EDPNC) which is a non-profit organization.

Upon a motion by Councilmember Davis, seconded by Councilmember Jack Farrell, Council unanimously approved Resolution 19-21 appointing Phillip Shumaker to the Village of Pinehurst Board of Adjustment and Planning and Zoning Board, by a vote of 5-0.

5. Motion to Recess Regular Meeting and Enter into a Public Hearing.

Upon a motion by Mayor Pro Tem Bouldry, seconded by Councilmember Drum, Council unanimously approved to recess the regular meeting and enter into a public hearing, by a vote of 5-0.

6. Public Hearing No. 1

Alex Cameron, Senior Planner, explained the Village of Pinehurst is proposing this text amendment to the Pinehurst Development Ordinance (PDO). This amendment would change section 9.7.1.6 Signs Not Requiring a Permit (G) Occupant/Street Number Signs. This amendment would change the text in the PDO to be consistent with language in the Pinehurst Municipal Code and the North Carolina Building Code. A BIRDIE team was assembled to identify ways to improve both the efficiency and effectiveness of the Fire Department's Emergency Response processes. The team indicated that due to the road system in and around the Village, there is even more of a critical need to have a visible posting of addresses, street names and landmark identifications of the emergency location. Mr. Cameron noted that after holding the public hearing on the proposed text amendment, the Planning and Zoning Board voted to unanimously to adopt the attached statement of consistency with the 2010 Comprehensive Long Range Plan and recommend approval of the text amendment.

Jeff Sanborn, Village Manager, explained the BIRDIE team examined the language in the Municipal Code and Pinehurst Development Ordinance and determined it needed to reflect the NC Building Code. Councilmember Farrell asked how the Village was going to enforcement the requirement. Lauren Craig, Organizational Performance Director, noted there will be a public education campaign to let residents know about the requirements.

No public comments were made.

7. Public Hearing No. 2

Alex Cameron, Senior Planner, explained the purpose of the public hearing is to consider an Official Zoning Map Amendment. This map amendment includes three current parcels of land consisting of approximately 6.32 acres further identified as Moore County PID #'s 00025088, 00019165 & 00022886 and would zone the properties HD-CD (Hospital Development District – Conditional District). The property is currently zoned OP (Office Professional Development District). The proposed use of the property is a four-floor outpatient cancer center and four-level parking deck. The property is currently vacant and the applicant and property owner is First Health of the Carolinas Inc. Mr. Cameron noted the applicant did hold a neighborhood meeting, as required prior to submitting their application.

The Planning and Zoning (P&Z) Board considered this conditional rezoning request and conducted a public hearing on September 5, 2019. Mr. Cameron reviewed the original 8 conditions the applicant requested and stated due to concerns from the P&Z Board, about the condition related to not screening the proposed solar panels, the applicant asked to remove that particular condition during the meeting. Additionally, there were several other items of concern that resulted in the applicant agreeing to additional conditions at the September 5th, P&Z Board meeting that are being recommended for Village Council to consider. Those additional conditions include:

1. Final architectural design of the parking structure from the front building line of the Outpatient Cancer Center building along the Page Rd. side to the first bay on the north side (approximately 36 feet) be consistent with Special Requirement (SR) 27 of Section 8.6 of the Pinehurst Development Ordinance.
2. A sight distance study be completed for the Avimore Drive area.
3. A Traffic Impact Analysis be included as part of the initial Site Plan submittal.

4. A Class 1, 10 foot wide planted buffer be added along the rear property line of the Outpatient Cancer Center building.

Mr. Cameron explained that the P&Z Board voted unanimously to recommend approval of the zoning map amendment to Village Council with 7 of the 8 originally requested conditions, by the applicant, along with 4 additional conditions, agreed to by the applicant, at their September 5, 2019 meeting, as well as adopting the Long Range Comprehensive Consistency Statement.

Dr. Dan Jones, Vice President of Oncology at FirstHealth, explained the need for the new Cancer Center and how a consolidated center would be beneficial. Phillip Picerno, LKC Engineering, explained the site is a 6.32 acre site and relatively flat and the proposed rezoning to Hospital District (HD) would be consistent with the 86 acre tract that FirstHealth's campus currently occupies. The storm water discharge will be on the southern portion of the site, where it drains currently, and main access to the site will be on Page Road North. Mr. Picerno reviewed the conditions, requested by the applicant. Travis Fluitt, Traffic Engineer with Kimley-Horn, reviewed the traffic impact analysis and stated all intersections are projected to operate appropriately. Michael Satterfield, Architect, reviewed the renderings of the building with Council. Mickey Foster, FirstHealth CEO, stated that currently FirstHealth is 10 years behind, from a building prospective, in regards to Oncology.

Councilmember Farrell asked what the downstream effect on ancillary roads would be. Mr. Fluitt stated the traffic would be dispersed evenly around the traffic circle. Councilmember Davis asked about the handicap spaces and the amount of impervious surface. Mr. Picerno explained handicap spaces are determined by the number of overall parking spaces and they can certainly add more if the need is there. Mr. Picerno stated that they will stay below the 70% requirement for impervious surface. Mayor Pro Tem Bouldry asked how long to they think construction will take. Dr. Barnes stated that construction will take around 3 years, anticipated ribbon cutting would be October or November 2022. Councilmember Drum stated he would like to see a lot of landscaping, as it adds so much to the campus. Councilmember Farrell asked how the 100 feet maximum building height was calculated. Mr. Cameron explained that building heights are calculated from the foundation to the tallest point of the building, with a few exceptions, with such items as flag poles.

Public Comments:

- Dr. Carter Gryne, with Pinehurst Dermatology, stated they are in support of the Cancer Center project, however, they are concerned with the construction noise for the next few years, as his practice is adjacent to the FirstHealth property. Also, they already have flooding issues in their parking lot and are concerned this project will make it worse.
 - Mr. Picerno stated they will mitigate all the storm water on site and work with the contractor and Dr. Gryne, to the extent possible, to alleviate some of the concerns with construction noise.

8. Motion to Adjourn Public Hearing and Re-Enter Regular Meeting.

Upon a motion by Mayor Pro Tem Bouldry, seconded by Councilmember Davis, Council unanimously approved to adjourn the public hearing and re-enter the regular meeting, by a vote of 5-0.

9. Discuss and Consider Ordinance 19-18 to Amend the Pinehurst Municipal Code.

Upon a motion by Councilmember Drum, seconded by Mayor Pro Tem Bouldry, Council unanimously approved Ordinance 19-18 amending the Village of Pinehurst Municipal Code, specifically Section 95.018 for Street Addresses; Numbering of Buildings, by a vote of 5-0.

10. Discuss and Consider Ordinance 19-19 to Amend the Pinehurst Development Ordinance.

Upon a motion by Councilmember Drum, seconded by Councilmember Davis, Council unanimously approved Ordinance 19-19 amending the Village of Pinehurst Development Ordinance, specifically section 9.7.1.6 Signs Not Requiring a Permit (G) Occupant/Street Number Signs and that the proposed amendments to the Pinehurst Development Ordinance are consistent with the goals outlined in the 2010 Comprehensive Long Range Plan and are considered reasonable and in the best interest of the public as referenced in the memorandum dated October 1, 2019 from Alex Cameron, Senior Planner, by a vote of 5-0.

11. Discuss and Consider Ordinance 19-20 to Amend the Official Pinehurst Zoning Map.

Upon a motion by Councilmember Farrell, seconded by Councilmember Davis, Council unanimously approved Ordinance 19-20 amending the official Pinehurst Zoning Map with the following conditions:

1. The maximum building height be allowed to be 100 feet.
2. Parking deck have a maximum of 4 levels.
3. Parking for the Outpatient Cancer Center be provided at .71 spaces per 200 square feet.
4. Minimum lot size be reduced to 6.32 acres.
5. Rear yard setback of fifty (50) feet.
6. Lot width of two-hundred sixty (260) feet.
7. Allow accessory building in front yard.

8. Final architectural design of the parking structure from the front building line of the Outpatient Cancer Center building along the Page Road side to the first bay on the north side (approximately 36 feet) be consistent with Special Requirement (SR) 27 of Section 8.6 of the Pinehurst Development Ordinance.
9. A sight distance study be completed for the Avimore Drive area.
10. Traffic impact analysis to be submitted with site plan submittal.
11. A Class 1, 10 foot wide planted buffer be added along the rear property line of the Outpatient Cancer Center building.

Also, that the proposed amendments to the Pinehurst Development Ordinance are consistent with the goals outlined in the 2010 Comprehensive Long Range Plan and are considered reasonable and in the best interest of the public as referenced in the memorandum dated October 1, 2019 from Darryn Burich, Planning and Inspections Director, by a vote of 5-0.

12. Presentation of the FY2019 State of the Village Report.

Lauren Craig, Organizational Performance Director, presented Council with the FY2019 State of the Village Report. She explained that overall the Village exceeded the goals set forth by the Village Council for FY19. Ms. Craig stated that in FY19 the Police Department began the accreditation process through the Commission on Accreditation for Law Enforcement Agencies (CALEA). The department has prioritized crime investigations and prevention, clearing 97% of the incidents that occurred in FY 2019. The Fire Department has focused efforts on reaction and response times in FY 2019. The department reported achieving a reaction time of 90 seconds or less 85% of the time and an inter-departmental process improvement team evaluated the emergency response process to determine way to improve response time.

Ms. Craig explained the Planning and Inspections Department issued 122 new single-family residential permits and investigated over 1,000 code violations, 94% which were resolved within 45 days. Of the 7,008 building inspections completed, 100% were completed within one business day in FY 2019. Maintaining high quality streets is a top objective each year in the Village of Pinehurst. In FY 2019, 85% of residents indicated satisfaction with street and right-of-way maintenance. In FY 2019, 3.89 miles of Village roadways were resurfaced or sealed out of the 107 centerline miles of roads. The Village set the national high satisfaction rating in our benchmark group in FY 2019 with 90% of residents satisfied with landscaping in medians and other public areas. Over the last year, the Public Services Department reported 100% of solid waste routes were completed on schedule. With the use of the MY VOP app, staff responded to 0.61 solid waste complaints per 1,000 collection points for the fiscal year and 99% of the complaints were addressed on time, providing outstanding and timely service. The Recreation and Cultural Facilities Initiative Action Plan made significant progress throughout the year, including replacement of playground equipment and surfacing at Rassie Wicker Park and construction of the new Cannon Park Community Center. Ms. Craig explained that the recreation programs saw another very successful year with 92% of residents satisfied with the quality of youth recreation programs and 93% satisfied with the quality of adult recreation programs. Over the last year, the department served 4,343 participants in athletic and recreation programs.

Ms. Craig explained to increase transparency, the Village launched online performance dashboards to show real-time performance data for key performance indicators throughout the year. In addition, new permitting and inspections software launched in FY 2019. This new web-based solution tracks and manages land use and development activities. The Village also continued its journey using the Baldrige Excellence Framework and began efforts to complete an application for the National Malcolm Baldrige Quality Award in FY 2020. This year, the Village continued working on a Workforce Learning and Development initiative, which is to develop workforce skills and abilities through a new Learning and Development System and incorporate this system into the succession planning process. This year, 36% of vacancies were filled with internal candidates, exceeding the goal of 35%. Also, 93% of employees agreed they are offered training to enhance their skills and 98% were satisfied with the internal training program offered to employees. Ms. Craig stated that the Village continues to maintain a healthy financial condition through diligent financial oversight. For the 26th consecutive year, the Village received the GFOA Certificate of Achievement for Excellence in Financial Reporting and for the 12th consecutive year, the Village received the GFOA Distinguished Budget Award.

Councilmember Farrell asked if paving 3 miles of the 107 miles of Village roads is enough to keep up with the conditions of the roadways. Jeff Sanborn, Village Manager, stated that there is a study completed every 3 years, which provide us with road condition ratings that helps us make sure we are keeping up with the need to resurface streets.

13. Other Business.

No other business was discussed.

14. Comments from Attendees.

- John Hoffman, Everett Road, stated the Community Presbyterian Church improvement project has been shady from the start. He read a portion of the Pinehurst Development Ordinance regarding conditional zoning, which he feels is not being met or enforced.
- John Webster asked why the results from the resident survey are not presented with cumulative results. He also asked why the satisfaction ratings are so high but the rating of effectiveness of Senior Leaders is much lower.
 - Lauren Craig, Organizational Performance Director, stated the tabular results, which show all the ratings, are on the Village Website.
 - Jeff Sanborn, Village Manager, explained he was surprised last year when they set the benchmark at 68%, which is the national high benchmark. This rating is about the same for elected bodies and seems to be a sentiment issue that's common among communities across the United States.
- Bob Coates, asked why satisfaction of traffic in the Village wasn't included in the survey.
 - Ms. Craig, stated tonight's report was to report out on how we measured up to our Corporate Scorecard measures. The full residential survey results were presented at the last regular Council meeting, the video of that meeting is online as well as the full survey report. She reviewed the questions on the survey that were related to traffic.

15. Motion to Adjourn.

Upon a motion by Mayor Pro Tem Bouldry, seconded by Councilmember Farrell, Council unanimously approved to adjourn the regular meeting by a vote of 5-0 at 6:30 pm.

Respectfully Submitted,



Beth Dunn,
Village Clerk

A videotape of this meeting is located on the Village website: www.vopnc.org

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