



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF SEPTEMBER 11, 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, September 11, 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 R. Cashion, Mayor Pro Tem
Mr. John Bouldry, Treasurer
Ms. Judy Davis, Councilmember
Mr. Kevin Drum, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Beth Dunn, Village Clerk

And approximately 24 attendees, including 6 staff and 1 press.

1. Call to Order.

Mayor Nancy Roy Fiorillo called the meeting to order. Mayor Fiorillo asked for a moment of silence in remembrance of September 11, 2001.

2. Reports:

Manager

- Village Manager, Jeff Sanborn announced that Live after 5 will be canceled on Friday, September 14, because of the approaching storm.
- Public Services has checked all storm drains and backup generators are being checked as well. Melissa has done a fantastic job keeping residents updated on hurricane preparedness via the VOP website and social media.
- Staff has been meeting to update everyone on FEMA requirements.
- The Village has prepared a proclamation for State of Emergency for the Mayor to sign, when necessary.
- EOC will set up Thursday afternoon at the Fire Department. There will be a direct line to EOC from the main Village phone number and dispatch will be seated to route calls.
- Assistant Manager, Jeff Batton stated the Landfill will be closed Thursday and Friday and they were reviewing options for trash pickup. He reminded everyone to secure trash carts and any furniture outside in preparation for Hurricane Florence.

Council

- Mayor Fiorillo welcomed Councilmember John Cashion back. Also, she said she had the privilege of presenting a certificate to Roy Hanna who turned 102 from Quail Haven.
- Councilmember Davis reminded everyone to use the VOP application and be the eyes of the Village.

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.

- A. Consider a resolution honoring Doug Tuxbury for his service with the Community Watch Program
- B. Approval of Draft Village Council Meeting Minutes.

- August 14 Regular Session
- August 14 Work Session

C. Budget Amendments Report
End of Consent Agenda.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Cashion, Council unanimously approved the Consent Agenda by a vote of 5-0.

4. **Council further discussed the application from Vincent Wade for an Official Text Amendments to the Pinehurst Development Ordinance.** Specifically, Section 9.5.1.2.D.1 (Requirements for Planted Buffers: Application) to add the OP & NC Zoning Districts so the Village Council will have the ability to waive some or all of the buffer requirements in the OP and NC districts in addition to the VC, VMU, VCP and VR districts.

Alex Cameron, Senior Planner informed Council they had updated information containing maps of Village properties that might potentially ask for a waiver due to the proposed text amendment. Mayor Fiorillo asked about the property map and future development. Mr. Cameron stated the map was from the County which showed improved or vacant lots. Councilmember Bouldry asked Mr. Cameron whether applicants would come straight to Council with request for waivers. Mr. Cameron explained that was correct, applicants would come to staff and then Council would make the decision. Mayor Fiorillo asked if staff currently has any authority to handle the requests administratively. Mr. Cameron stated there is one provision. The PDO states the Village Planner or designee has the authority to waive 30% of the required landscaping buffers if alternative measures ensure the intent of the ordinance is met. Mayor Fiorillo said she feels better knowing that staff has the authority of using that provision and keeping with the original ordinance.

Perry Harrison, the owner's representative, said the reason they applied for a text amendment was for property owners in the OP districts to have options like those in other districts currently have. Mr. Harrison said NC 5 has 38 properties that front the corridor, and shared a map that shows the properties this requirement applies to. The owner, Vincent Wade stated the buffer would block his property from view and he just wanted a chance for other business owners to request a waiver of some requirements.

Village Manager Jeff Sanborn stated we can't do anything about the properties that are currently develop, as they are grandfathered in under the old provisions. Councilmember Davis stated we are where we are and we can only fix things going forward. She explained the buffer requirements will protect the character of the Village. Councilmember Drum stated the text amendment is so broad and affects so many properties.

Upon a motion by Councilmember Davis, seconded by Councilmember Bouldry, Council unanimously rejected the text amendment by a vote of 5-0.

5. **Consider a resolution appointing Julia Latham as the Chairperson of the Board of Adjustment.**
 Jeff Sanborn, Village Manager, explained that Fred Engelfried's term as Chairmen of the Board of Adjustment is expiring October 31, 2018. Julia Latham has expressed interest in the Chairperson position and staff is recommending Ms. Latham be considered for this appointment.

Upon a motion by Councilmember Davis, seconded by Councilmember Drum, Council unanimously approved Resolution 18-19 appointing Julia Latham as the Chairperson of the Board of Adjustment by a vote of 5-0.

6. **Consider an ordinance to repeal ordinance #93-35.**
 Village Manager Jeff Sanborn explained that staff has determined that an ordinance was not required to establish a Community Watch Program. All other volunteer boards and committees have been established with a resolution. He requested that Council rescind the current ordinance so that a resolution can be adopted in its place. Then, any changes to the Community Watch program would be more easily dealt with in the future.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Drum, Council unanimously approved Ordinance 18-19 repealing Ordinance 93-35 by a vote of 5-0.

7. **Consider a resolution to give the Village of Pinehurst Police Department the authority to administer the Community Watch Program.**
 Manager Jeff Sanborn explained that the Village Police Department would handle the Community Watch Program in house as the previous director of the program has stepped down.

Upon a motion by Councilmember Bouldry, seconded by Councilmember Drum, Council unanimously approved Resolution 18-21 delegating authority to the Police Department to administer the Community Watch Program by a vote of 5-0.

8. **Consider options and provide staff direction relative to the request by Spring Lake Hills Condominium Homeowner's to accept dedication of their roads.** Assistant Manager Jeff Batton gave council an update on all the options Council has in regards to accepting these roads. Mr. Batton explained after the June meeting when Council requested an estimate for removal of the asphalt diversion and installation of catch basins and pipes they had an engineering estimate prepared which is estimated between \$23,000 and \$30,000 for those repairs.

HOA President, Bill Wood explained the diversion put in place when the roads were built and they have never had any issues. Mr. Wood shared a video with Council of the diversion in place and working. Councilmember Davis asked how it would affect the maintenance cost. Mr. Batton stated the impact would be minimal, the problem is that the diversion is not in compliance with current Village standards.

Owner, Don Hiscott spoke and said in 1997 they bought the property and the engineering plans called for the diversion and they have worked well ever since it was installed. They are asking that the diversion be grandfather in. Mr. Hiscott explained it was approved by the Village when the road was built.

Council agreed that staff should move forward with the process of accepting the roads and accepting the diversion as an existing condition.

9. **Other Business.**

- None.

10. **Comments from Attendees.**

- Tom Campbell recalled 9-11 on 17 years ago while in a council meeting.
- Colet Kolinsky spoke in reference to the buffer zone requirements, she agrees that there are more properties that would be affected by changing buffer requirements.

11. **Motion to Adjourn.**

Council unanimously approved to adjourn the Regular Meeting by a vote of 5-0 at 6:12 pm.

Respectfully Submitted,



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