

**MINUTES OF
VILLAGE COUNCIL REGULAR MEETING
SEPTEMBER 8, 2015**

**395 MAGNOLIA ROAD
ASSEMBLY HALL
PINEHURST, NORTH CAROLINA
4:30 P.M.**

The Pinehurst Village Council held a Regular Meeting at 4:30 p.m., Tuesday, September 8, 2015 in the Assembly Hall of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Ms. Nancy Roy Fiorillo, Mayor
Ms. Claire L. Berggren, Councilmember
Mr. Clark H. Campbell, Councilmember
Mr. John R. Cashion, Mayor Pro-Tem
Mr. John C. Strickland, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Lauren M. Craig, Village Clerk

And approximately 20 attendees, including 5 staff and 2 press.

1. Call to Order.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. Reports

Manager

- Staff has posted a few new topics on Open Village Hall as of today regarding storage of solid waste carts and feedback on the One and Done program.

Council

- Mayor Fiorillo noted she visited the Clara McLean House and the healing garden and was very impressed. She also thanked Clark Campbell for his work with the Woman's Exchange and Ron Jackson for completed the work gratis.

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 resolutions honoring the members of the former Greenway Committee.
- B. Budget Amendments Report for September 1, 2015.

End of Consent Agenda.

Councilmember Cashion moved to approve the Consent Agenda. The motion was seconded by Councilmember Strickland and passed unanimously with a vote of 5-0.

4. Presentation by Denise Baker on the Southern Pines Sister City Program.

Denise Baker presented information about the Southern Pines Sister City Program with Newry Mourne, Northern Ireland. Ms. Baker explained the history of the Sister Cities International program and explained the relationship between Southern Pines and Newry Mourne which started in 2006 and officially became sister cities in 2009. Due to Newry Mourne growing, the idea has been suggested to get Pinehurst and Aberdeen more involved in this relationship. Ms. Baker shared information about the upcoming golf tournament on October 31 and noted a group from Newry Mourne is coming for this event. Ms. Baker invited Pinehurst to be a part of this relationship and to send a representative from

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Council to serve on the sister city board. Ms. Baker explained that Newry Mourne would like to present a declaration of intent to partner in a relationship with Pinehurst. Council agreed to explore this opportunity and identified Councilmember Claire Berggren as the representative for the board meetings.

5. Discuss the location of the Parks and Recreation splash pad.

Mark Wagner, Director of Parks and Recreation, explained that staff is seeking Council's feedback on the proposed location of the splash pad before being placed out for bid. Staff is recommending the splash pad be located to the north of the field house in Wicker Park which puts it between the playground and soccer field. Mr. Wagner shared a map with Council of the aerial view and asked for Council's consensus to move forward with this new location. He noted the intent is to select a vendor in early October with anticipation of opening May 2016. Council formed a consensus to move forward with this new location and suggested possible screening on the Highway 211 side.

6. Discuss the Open Village Hall feedback on the potential Municipal Code amendment regarding routine maintenance and home improvement on Sundays.

Manager Jeff Sanborn explained that staff initiated an Open Village Hall topic to gauge community sentiment on the issue of the current Municipal Code language that prevents homeowners from performing home improvement and maintenance tasks on Sundays. Mr. Sanborn shared the results from Open Village Hall and asked Council to consider an ordinance amending the Municipal Code. Council held a discussion about the way the current Municipal Code is written and the feedback received on Open Village Hall.

Audience member Doug Middaugh noted he supports the work to be allowed on Sundays but he asked for the reason to propose denying a class of citizens who are unable to do their work themselves and would need to hire someone to do the work for them on a Sunday. He also asked why the Village proposes that only homeowners can do the work instead of having a friend help them do the work. He also asked why we are restricting renters from doing the work for the home they are renting. Audience member of Tom Campbell suggested educating people of this change through the newspaper. Audience member Dick Bisbe suggested leaving it to the police force to regulate and not making things so complicated.

The Council determined to table this decision to amend the wording to address the concerns of emergencies, renters performing work with the permission of the homeowner, and disabled residents.

7. Presentation of financial statements for the quarter ended June 30, 2015.

John Frye, Director of Financial Services, presented Council with the financial statements for the quarter ended June 30, 2015 and noted these are the un-audited financial statements for the year end. Mr. Frye noted the Village ended the fiscal year in a strong financial position with our fund balance just above the Council's desired range and our debts at reasonably low levels. He noted our operating expenditures are in check and our revenues are growing at a moderate pace which should position the Village well to carry out the objectives included in the FY 2016 Strategic Operating Plan. Council thanked John Frye for his work on this presentation.

8. Consider a Preliminary Assessment Resolution for Cotswold storm water management system improvements.

John Frye, Director of Financial Services, explained the need for Council to consider the preliminary assessment resolution for the Cotswold storm water management system improvements. He explained the Village annexed Cotswold subdivision effective July 31, 2014 through special legislation that set the terms and conditions for a special assessment for storm water management system improvements. Mr. Frye explained the basic steps the Village must take to levy the special assessments.

Upon a motion by Councilmember Strickland, seconded by Councilmember Cashion, Council unanimously approved Resolution 15-30 as a preliminary resolution stating the intent of the Village of Pinehurst to levy special assessments for storm water management system improvements in the area

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commonly known as the Cotswold subdivision in the Village of Pinehurst by a vote of 5-0. (A copy of the resolution can be found in the Resolution Book.)

9. Discuss potential railroad siding in the Village of Pinehurst and consider authorizing the Mayor to execute a Memorandum of Understanding and letter of support.

Manager Jeff Sanborn explained Aberdeen Carolina & Western Railway (ACWR) is seeking support for their plans to build a permanent railroad siding along Highway 5, north of Morganton Road. The Village has created three conditions in a Memorandum of Understanding for the use of this proposed railroad siding and a letter of support to help with the grant funding needed for this project. Councilmember Strickland would like to define "long-term" in the Memorandum of Understanding.

Audience member Doug Middaugh agrees with the need to define "long-term" and the remedy for having the "unsightly" car removed.

Audience member Jack Farrell noted that same area had five railroad tracks in the historical years for private cars that would be pulled here for executives. He suggests locking down the definition of "long-term." He noted concern that there are very few sidings between Aberdeen and Candor and this location could be used for storing cars.

The Council determined to table this decision until more information can be added to the agreement and until the resort completes their own agreement so the Village's agreement can be consistent.

10. Consider a request for a special non-residential intensity allocation for Sandhills Alliance Church.

Kevin Reed, Director of Planning and Inspections, presented Council with a request from Sandhills Alliance Church for a Special Intensity Allocation (SIA) pursuant to Section 8.3.3.5(b)(2) of the Pinehurst Development Ordinance (PDO) for the construction of a 6,600 square foot church and associated parking and site improvements at 111 Trotter Drive. Mr. Reed explained that Principal Planner Bruce Gould has received a petition from the church for voluntary annexation and has deemed the petition to be complete at this time. He explained that if it is the consensus of Village Council to proceed with the voluntary annexation, then staff will begin that process later this year.

Upon a motion by Councilmember Strickland, seconded by Councilmember Campbell, Council unanimously voted to approve the special intensity allocation for the proposed Sandhills Alliance Church at 111 Trotter Drive as outlined in the memorandum prepared and submitted by the Pinehurst Planning and Inspections Department dated September 1, 2015 with the condition that should the development approval expire, the intensity allocation shall be rescinded and returned to the pool for future allocation by a vote of 5-0.

11. Other Business

- Councilmember Campbell asked what prevents the ACWR from storing a railcar in the current location.

12. Comments from attendees.

- None.

13. Motion to Adjourn.

Councilmember Cashion moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Strickland and carried unanimously. The Regular Meeting adjourned at 5:55 p.m.

Respectfully Submitted,


Lauren M. Craig
Village Clerk