



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF JULY 12, 2022
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 July 12, 2022 in the Assembly Hall of Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina.

The following were in attendance in Assembly Hall:

Mr. John C. Strickland, Mayor
Mr. Patrick Pizzella, Mayor Pro Tem
Ms. Lydia Boesch, Councilmember
Mr. Jeff Morgan, Councilmember
Ms. Jane Hogeman, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Kelly Chance, Village Clerk

And approximately 18 attendees, including 6 staff and 1 press

1. Call to Order.

Mayor Strickland called the Village Council meeting to order.

2. Reports:

Village Manager

- Mr. Jeff Sanborn had nothing to report.

Village Council

- Mayor Strickland reported golf activities continue this week as the Women's North and South Amateur occur as well as a high school tournament at the resort. He noted the first USGA adaptive open will be at course number 6 over the weekend. He thanked Marty McKenzie for reaching out to our state representatives about an allocation for improvements to the harness track to be included in the state budget. Mayor Strickland reported the passing of eight-year veteran of the Village Council, John Cashion's death.
- Councilmember Morgan had nothing to report.
- Councilmember Hogeman had nothing to report.
- Mayor Pro Tem Pizzella reported he attended the Planning and Zoning Board meeting this past week where the Pinehurst Resort and Country Club presented the addition of a parking facility on their campus which would be partially subterranean.
- Councilmember Boesch reported the Women's North and South Amateur has been played in Pinehurst for more than 100 years and is being played on number 2 and number 4 with match play beginning on Wednesday. She reported the Bicycle and Pedestrian Committee met yesterday and discussed the walkways on McKenzie and Pine Vista and are discussing a proposal for the next batch of sidewalks they would like to see placed on the list.

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. Approval of Village Council Meeting Minutes
 - o June 28, 2022, Council Regular Meeting
 - o June 28, 2022, Council Work Session
- B. Budget Amendments Report

End of Consent Agenda.

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

4. Discuss and Consider Resolution #22-20 Re-Appointment to the Bicycle and Pedestrian Advisory Committee.

Jeff Sanborn, Village Manager, reported the current term of Ms. Melody Jensen on the Bicycle and Pedestrian Advisory Committee expires on August 31, 2022, but Ms. Jensen wishes to serve another term. He noted, this term, if approved, would be effective September 1, 2022 and expire August 31, 2024.

Mark Wagner stated she has been a good addition to BPAC, and he would welcome her back for another term. Mayor Pro Tem Pizzella asked if we had her biography to which Mr. Wagner stated her application was sent out earlier to the Council. He reported she is a local real estate agent and she and her husband are retired Air Force members. He noted she has been a valuable asset to BPAC.

Upon a motion by Councilmember Boesch, seconded by Councilmember Morgan, Council unanimously approved Resolution 22-20, reappointing Melody Jensen to the Bicycle and Pedestrian Advisory Committee for a 2-year term beginning September 1, 2022 and expiring on August 31, 2024, by a vote of 5-0.

5. Discuss and Consider Resolution #22-21 Appointment to the Bicycle and Pedestrian Advisory Committee.

Jeff Sanborn reported there is a vacancy on the Bicycle and Pedestrian Advisory Committee and staff is recommending the appointment of Mr. Paul Ackermann for a term beginning July 12, 2022 and expiring August 31, 2022 to fill the vacancy.

Mark Wagner stated Mr. Ackermann has attended the last three meetings and is a resident of Number 6. He noted he is an avid bicyclist and is a former Mayor and Economics High School Teacher in Taft. Mr. Ackermann stated he was part of a County Bicycle Organization in California and is excited about joining this organization.

Upon a motion by Councilmember Boesch, seconded by Mayor Pro Tem Pizzella, Council unanimously approved Resolution 22-21, appointing Paul Ackermann to the Bicycle and Pedestrian Advisory Committee for a 2-year term beginning July 12, 2022 and expiring on August 31, 2024, by a vote of 5-0.

6. Discuss and Consider Contract Approval for Janitorial Services at the Fair Barn.

Mark Wagner, Parks and Recreation Director, presented a contract for approval to Council, to provide janitorial services at the Fair Barn for Fiscal Year 2022-2023. He stated the cleaning contract was advertised for bid with only one vendor responding, which was Sandhills Services. He reported they have been providing these services at the Fair Barn for a number of years and staff is very satisfied with the quality of their work.

Mr. Wagner stated the total cost of the contract is estimated to be \$52,272 and is based on the number of post event cleanings anticipated, along with bi-monthly costs to wax floors and provide a deep clean of the facility. He noted post-event cleanings are done at a cost of \$295 per occurrence (120 estimated), while floor wax and deep cleans are \$1,012 and \$1,800 respectively per occurrence (6 each estimated).

Councilmember Boesch asked if the fees we charge at the Fair Barn are sufficient to cover this cost, to which Mr. Wagner stated our fees cover the cost of set-up, break-down, and clean up of the facility and are at about 90% recovery.

Upon a motion by Councilmember Boesch, seconded by Mayor Pro Tem Pizzella, Council unanimously voted to authorize the mayor or his designee to execute a 1-year contract with Sandhills Services beginning on July 15, 2022 and extending through June 30, 2023 for an amount estimated to be \$52,272, by a vote of 5-0.

7. Discuss and Adopt Rights-of-Way Use Policy.

Assistant Village Manager, Doug Willardson, reported Council recently reviewed the proposed Rights-of-Way Use Policy. He stated Council requested comments from members of some of the Village's Volunteer Committees. Mr. Willardson stated the draft policy was distributed to the Beautification Committee, the Neighborhood Advisory Committee, and the Bicycle and Pedestrian Advisory Committee. He reported after reviewing their comments, two changes were made; a line was included to clarify that damage to personal property in the ROW is not the responsibility of the Village even if it was due to maintenance being performed by the Village. He noted a second addition was to the municipal code reference; the municipal code reference was updated in regard to obstructing the ROW.

Mr. Willardson stated the Village has a Sidewalk Policy dating back to June 1992, which is intended to assure pedestrian access to and use of the public rights of way along the streets of Old Town and immediately adjacent areas. He noted the Village has a Significant Alterations to the Public Right-Of-Way and Certain Public Spaces Policy that states the Village Council has the final determination on matters affecting the Village rights-of-way. He stated the proposed Rights-of-Way (ROW) Use Policy will supersede both existing policies.

Mr. Willardson reported the Rights-of-Way Use Policy, like the Sidewalk Policy, clarifies that the Village owns the ROW and retains all rights to use and maintain these areas. He noted it delineates the responsibilities of the Village and abutting owners when it comes to maintaining the ROW. He further noted the Village reserves the right to modify private landscaping to enable pedestrian access and use or other roadway improvements and it maintains that the Village Council will have the final determination on implementation of Village projects within the public ROW.

Councilmember Hogeman stated she understands this policy is really meant to explain the relationship between the village and the adjacent property owner more than it is to try and explain what exactly we're going to do within the right of way, to which Mr. Willardson replied that is correct.

Upon a motion by Councilmember Hogeman, seconded by Mayor Pro Tem Pizzella, Council unanimously approved the Rights-of-Way Policy for the Village of Pinehurst as presented, by a vote of 5-0.

8. Discuss Rescinding Previously Adopted Council Policies.

Doug Willardson reported, at the June 28, 2022 Council meeting, Council reviewed several policies that were no applicable. After reviewing, Council agreed to rescind the following policies:

- Tree Preservation Policy (adopted by Resolution 03-47 on 11/11/2003): This policy has been superseded by the recently adopted Tree Buffer Ordinance.
- Lot Donation Policy (adopted by motion on 12/08/03): Previously the Village was proactively seeking real estate lot donations for storm water, open space and other public purposes. This program has not been active for an extended period of time. If any donations are offered to the Village, the Village will evaluate them on a case-by-case basis.
- Significant Negotiations (adopted by Resolution 13-17 on 09/04/2013): Council can determine if and when they want to be a part of negotiations with or without a written policy.
- Significant Vertical Construction on Village Property (adopted by Resolution 14-29 on 5/27/2014): Council provides input on vertical construction projects through the strategic planning process.

Mr. Willardson stated, the Warren H. Manning Beautification Award Program was another policy Council reviewed on June 28th, and this award program will be evaluated by the Beautification Committee at their next meeting on August 1st. He noted they will consider whether or not they can administer the award program with some modifications.

Upon a motion by Councilmember Hogeman, seconded by Mayor Pro Tem Pizzella, Council unanimously approved rescinding the previously adopted Council Policies for the Village of Pinehurst as presented, by a vote of 5-0.

9. Recategorize Existing Policy as Administrative Rather than Council Policy.

Doug Willardson stated, as previously discussed by Council, the following two policies were written and intended to be Administrative Policies, but they were categorized with the Village Council Policies.

- Meeting Room Use (Motion on 10/09/2013)
- Public Right-of-Way Beautification Fund Policy (Resolution 08-16 and motion 8/29/17)

Mr. Willardson stated staff recommends that these policies be recategorized as Administrative Policies according to their original intent. Councilmember Hogeman stated her preference was to keep the Beautification Fund Policy under the Council, but the Councilmembers Boesch and Morgan stated they were comfortable placing it on the staff level.

Upon a motion by Councilmember Boesch, seconded by Councilmember Morgan, Council unanimously approved to recategorize the Meeting Room Use Policy and the Public Right-of-Way Beautification Fund Policy from Council Policies to Administrative Policies for the Village of Pinehurst, by a vote of 3-2 with Mayor Pro Tem Pizzella and Councilmember Hogeman voting no.

10. Other Business.

No other business was discussed.

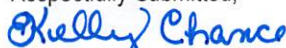
11. Comments from Attendees.

- Teresa Johnes, 50 Glen Abbey, addressed Council about the NCDOT Traffic Circle proposed options presented at the previous Council meeting. She agreed with Councilmember Morgan that doing nothing is not an option and noted her disagreement with Mayor Pro Tem Pizzella's previous stated claims that traffic was not a concern and that residents use other avenues to circumvent the traffic circle.
- Bruce Geddes, Pinehurst ETJ resident, addressed Council about growth projections and encouraged Council to consider the data when they consider zoning in the ETJ.
- David Peterson, 30 Beaver Lane, addressed Council about the Traffic Circle. He stated he lives near the Traffic Circle and does not want to see it destroyed. He stated most of the time traffic is fine, and delays are experienced and expressed his support of leaving it the way it is.
- Collette Kolinsky, 25 Queens Court, addressed Council about the Traffic Circle. She stated the solutions the NCDOT have not been acceptable to date. She noted that traffic circles work in other cities and countries and there are ways to make them work.
- Phillip Sounia, 29 Bedford Circle, addressed Council about communicating among communities. He stated that Council allows 3 minutes to monologue with the community which never gets us anywhere. He stated a group meeting that is mediated and that allows individuals to express their ideas in an open format is needed. He noted he wants to work with his neighbors and collaborate and come up with a cooperative solution on short-term rentals.

12. Motion to Adjourn.

Upon a motion by Councilmember Hogeman, seconded by Mayor Pro Tem Pizzella, Council unanimously approved to adjourn the regular meeting by a vote of 5-0 at 5:20 p.m.

Respectfully Submitted,



Kelly Chance,

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