



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF JUNE 23, 2020
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, June 23, 2020 in the Assembly Hall of Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina. The following were in attendance:

Mr. John C. Strickland, Mayor
Ms. Judy Davis, Mayor Pro Tem
Mr. Kevin Drum, Councilmember
Ms. Lydia Boesch, Councilmember
Ms. Jane Hogeman, Councilmember
Mr. Jeffrey M. Sanborn, Village Manager
Ms. Beth Dunn, Village Clerk

And approximately 27 attendees, and 8 staff members.

1. Call to Order.

Mayor Strickland, called the Village Council meeting to order.

2. Reports:

Village Manager

- Nothing to report.

Village Council

- Mayor Strickland stated that First Health reported that hospitalizations remain steady and occupancy is at a normal level.
- Councilmember Drum stated it was nice to be part of the regional partnerships during this time of adversity. He attended the TriCities meeting today and they discussed the border within quarter mile of each municipality.
- Councilmember Hogeman stated there is a TARPO meeting on June 11th. NCDOT has had to delay 250 projects because of budget cuts.
- Councilmember Boesch introduced four members of the Pinehurst Robotics Club, Alyssa Hutchison, Houston Wrona, Winston Pound, and Ephraim Boyte. A fifth member, Hannah Kirkpatrick couldn't be present at the meeting. Councilmember Boesch explained the group of teens came up with an idea of creating thank you cards and goodie bags, with candy and treats, for the Police Department to show how much they appreciate what the Police do. The group's idea was placed on Next Door, a social media platform, to solicit community support and the support poured in. They received gift cards/certificates from local businesses, key chains, baked goodies, and candy for goodie bags being assembled. Council watched a short video about the project, produced by Houston Wrona. Mayor Strickland stated this was a great thing and he appreciates their effort. The group was headed over to the Pinehurst Police Department to present the cards and gifts to the Police Officers and staff.

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.

- May, 2020 Public Safety Reports
- Approval of Village Council Meeting Minutes.
 - June 9, 2020 Regular Meeting
 - June 9, 2020 Work Session
 - June 15, 2020 Special Meeting
- Budget Amendments Report.

End of Consent Agenda.

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

4. Presentation of Resolutions for Molly Gwinn and Jim McChesney Honoring Their Service on the Historic Preservation Commission.

Mayor Pro Tem Davis presented Molly Gwinn with a resolution adopted by Village Council honoring her for her service on the Historic Preservation Commission. Mayor Strickland, presented Jim McChesney with a resolution adopted by Village Council honoring him for his service on the Historic Preservation Commission.

5. Presentation of Volunteer Champion Club Nominees and Winner.

Jeff Sanborn, Village Manager, announced the nominees for this year's Volunteer Champion Club, which is part of our reward and recognition program for volunteers. This year's nominees were Molly Gwinn with the Historic Preservation Commission, Cody Smith with Parks and Recreation, and Nancy Donahue with the Welcome Center. Mr. Sanborn explained that all the nominees are deserving of the award but we could only pick one winner, which is Molly Gwinn. Mr. Sanborn presented Molly Gwinn with the Champion Club trophy and a framed photo.

6. Discuss Regulations Regarding Public Disturbances and Nuisances.

Mayor Strickland stated he wanted to address some disturbing problems that resulted from a large, pay to attend, party that happened on June 23rd at 25 Magnolia Road. He explained the event was not known in advance by Village officials or residents, nor was it in keeping with customary social activity in Pinehurst. According to police and residents who observed the event over several hours, attendees numbered at least 75 people and our citizens were subjected to loud and harassing music and commentary by a DJ. Attendees inappropriately used the Carolina Hotel parking lot and cause property damage while walking through private property. Mayor Strickland noted that he has met with the Village Manager, Police Chief Phipps, and Planning Director to discuss what actions could be taken and what codes and ordinances need to be changed.

Jeff Sanborn, Village Manager, explained it appears the individual who rented the property didn't reveal the intended use to the rental company. Social media was used to advertise the event with a required cover charge. The party was effectively shut down around 10:30 p.m. and some party goers then went on to the Resort's property. He explained there were Village ordinances violated such as the noise ordinance and zoning ordinance, as the property was used as a commercial property. There also seemed to have been illegal drug activity and criminal trespassing, as people spilled out onto other surrounding properties. Mr. Sanborn suggested working with property owners, amending ordinances to give citations, amending the municipal code to include a penalty for noise violations, and require permits to hold outdoor events that have amplified sound.

Victoria Adkins, Pinehurst resident, stated she felt let down by Village services this past weekend. She believes the Village needs to institute a decibel noise ordinance for the Police to enforce.

Russell Sugg, Pinehurst resident, stated this property is a nuisance to his family and their patience has run out. The short term rentals are not conducive to the neighborhood. He asked if there were there any DWI's issued as a result to people leaving the party. He stated would like Council to investigate what they will do if this type of event happens again.

Lisa Case, Pinehurst resident, read a letter she sent to Council explaining the events that occurred the night of the party. She stated she called the police in the early evening and was told this was a single day rental. She didn't see much of a police presence during the evening. She called the rental agency, Sandhills Rental, and was told the only restriction was 12 people were allowed to sleep there and nothing prohibited them from being there. She doesn't believe single day rentals are appropriate in a residential neighborhood.

Bill Case, Pinehurst resident, stated he feels there should be strict liability for home owners and rental companies for violations of ordinances. This will make them more careful about who they let in.

Marcus Larose, with Sandhill Rental, apologized for the inconvenience, stress, and hardship the loud and vulgar music caused Pinehurst residents and guests and stated he does not condone this behavior at any of his rental properties. He noted they have already implemented a maximum occupancy policy for each rental property. This policy will include a maximum number of how many people can sleep at a property, how many people can be at the property at any given time, and a maximum number of vehicles allowed at the property. This policy will give them the power to stop un-permissible parties and to terminate the rental agreement should the policy be violated. He noted that he plans to take care of the cost associated with the repair to a neighbor's property damage.

Council will continue to discuss these issues and decide a path way forward to prevent events like this from happening again.

7. Review and Update Financial Purchasing Policies to Comply with Federal and State Regulations.

Brooke Hunter, Financial Services Director, explained that over the past couple years, there have been changes to the state statutes and federal regulations related to local government purchasing. Staff is proposing changes to our financial policies to comply with the regulations required for purchases using federal funds and purchases using electronic payments. Ms. Hunter explained that all the proposed revisions reflect the recommendations and guidance provided by the Local Government Commission (LGC) and the UNC School of Government.

Upon a motion by Mayor Pro Tem Davis, seconded by Councilmember Drum, Council unanimously approved resolution 20-21 adopting and amending financial policies of the Village of Pinehurst and resolution 20-22 authorizing the Village to engage in electronic transactions, by a vote of 5-0.

8. Discuss and Consider Changes to the Policy on the Administration of the Position Classification and Pay Plan Recommendations.

Angie Kantor, Human Resources Director, explained the Human Resources Department contracted with The MAPS Group Inc. in FY 19-20 to perform a partial classification and pay study. This year the study included Buildings and Grounds, Fleet Maintenance, Harness Track and Public Services. The consultant conducted a salary survey of comparable organizations, updating class specifications for each positions, and making recommendations for position classification changes and policy changes. Ms. Kantor reviewed the recommended changes based on the study.

Ms. Kantor explained there are also a couple of recommended changes the policy outlining the administration of our pay plan. There were two minor changes in the policy to clarify current practice: (1) Promoted employees are eligible for merit increases pro-rated from the promotion date and (2) Positions are reviewed during the budget process and during the performance evaluation process. Ms. Kantor also explained they are recommending increasing the pay grades by 1.8% based on the average Consumer Price Index (CPI) for calendar year 2019, as outlined in the policy. Merit increases would continue to be offered, based on performance for the fiscal year, at a range of 0% to 3%. Councilmember Hogeman asked what the total cost of the merit increases will be. Brooke Hunter, Financial Services Director, explained that the cost is around \$150,000 for all merit increases, which is budgeted at 2%, and just below that for COLA increases, as they are at 1.8%.

Upon a motion by Councilmember Boesch, seconded by Mayor Pro Tem Davis, Council unanimously approved resolution 20-23 amending the Policy on the Administration of the Position Classification and Pay Plan and the pay ranges in the Position Classification and Pay Plan, by a vote of 5-0

9. Discuss and Consider a Resolution Authorizing the Lease of Village Property.

Jeff Batton, Assistant Village Manager, stated this agenda item was to discuss a 10 year lease for Barn 1 at the Harness Track to Pinehurst, LLC in exchange for 2.3 acres adjacent to Bretton Woods with a tax value of \$95,100. The property is adjacent to approximately 6 acres already owned by the Village. Mr. Batton explained they have took advantage of several transactions to acquire the property in this area over the few years. Jeff Sanborn, Village Manager, stated that acquiring this property would expand what we have and makes it more valuable.

Councilmember Hogeman stated she would like to acquire a Title Search, Survey, and an Environmental Phase 1 Study before approving the lease and accepting the property. Council discussed entering into the lease subject to conditions. Councilmember Hogeman asked if we had a standard operating procedure for acquiring property. Mr. Batton stated we did not, we usually handle on a case by case basis.

Upon a motion by Councilmember Drum, seconded by Councilmember Boesch, Council approved resolution 20-24 authorizing the lease of Village property to Pinehurst, LLC and authorizing the Mayor or his designee to execute any instruments necessary for the lease upon receiving a clean title and no unexpected easements or other encumbrances, by a vote of 4-1.

10. Discuss and Consider Solid Waste Contract for Lofton Garbage Services for FY 2021.

Mike Apke, Public Services Director, explained this item is to consider renewing a contract for solid waste collection services within CCNC for FY 2021. Mr. Apke stated that Lofton Garbage Services is one (1) of two (2) current providers of service within CCNC; however, the estimated value of the second provider's contract (Becky's Rubbish) is well under the Village Manager's threshold for execution. The proposed Lofton Garbage Services contract renewal is for 12 months beginning on July 1, 2020 and extending through June 30, 2021. Mr. Apke explained that the amount of Lofton's contract is estimated to be between \$110,000 and \$115,000, with the actual amount being based on the total number of residences served during the contract period. The solid waste representative for the CCNC HOA, who expressed that the community is very satisfied with both Lofton Garbage Service and Becky's Rubbish, and expressed no concerns with renewing both contracts for FY 2021.

Upon a motion by Councilmember Boesch, seconded by Councilmember Drum, Council unanimously authorized the Mayor or his designee to execute a contract with Lofton Garbage Services for solid waste services to CCNC for fiscal year 2021, by a vote of 5-0

11. Discuss and Consider Ordinance 20-06 Accepting Roads in Walker Station.

Jeff Batton, Assistant Village Manager, The Walker Station development is approaching total build-out and they are now ready to dedicate the roads and sidewalks to the Village of Pinehurst. Dedication of the roads at the appropriate point was the intent at time of development approval. The Village's Engineering Standards Manual specifies that dedicated roads within new developments should not occur until at least 75% of the platted lots are developed. Walker Station has exceeded that threshold. Village staff have inspected the infrastructure, required a few repairs which have occurred and determined the roads and sidewalks are in acceptable condition for acceptance. Mr. Batton also noted there are some sidewalk easements in favor of the Village of Pinehurst that would be included with the dedication. These are areas where the sidewalk veers out of the public right-of-way to be dedicated.

Upon a motion by Mayor Pro tem Davis seconded by Councilmember Boesch, ordinance 20-06 accepting the roads in the Walker Station Development designated as Station Avenue and Manning Square and the sidewalks, rights-of-ways, and pedestrian easement, by a vote of 5-0.

12. Other Business.

No other business was discussed.

13. Comments from Attendees.

Colon Wood, Pinehurst Resident, submitted the following public comment by email: A suggested list of improvements in the Village of Pinehurst to promote and project the image of Pinehurst.

- 1) Needs a NEW landscape plan. To include: up lighting, music, more color, small trees lining streets, rocking chairs, benches on corners. (Maybe in lieu of trash cans).
- 2) Consider changing Chinquapin Rd. to a ONE WAY with alternating angled parking on each side. Eliminating "big truck" access

(currently tearing up tree limbs and blocking traffic), and encouraging a more walking relaxing, listen to the music, eat, shop and enjoy, atmosphere.

3) Directing Parks and Rec to make better use of Tufts Park. (Croquette events, Badminton, sitting Volleyball, light wear on turf activities ... afternoon and early evening. Consider.... "Dancing in the Park" ...an elegant, dress up event with live ballroom music, lights, and maybe candlelight tables scattered throughout the pines.

All to bring back "Magic". Let's make this Village not only memorable, but UNFORGETTABLE!!!

14. Motion to Adjourn.

Upon a motion by Councilmember Drum, seconded by Councilmember Boesch, Council unanimously approved to adjourn the regular meeting, by a vote of 5-0 at 7:31 p.m.

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