

**MINUTES OF
VILLAGE COUNCIL REGULAR MEETING
APRIL 8, 2014**

**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, April 8, 2014 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
Mr. Clark H. Campbell, Councilmember
Mr. John R. Cashion, Mayor Pro-Tem
Ms. Claire L. Phillips, Councilmember
Mr. John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager

And approximately 28 attendees, including 6 staff and 2 press.

1. Call to Order.

Mayor Nancy Roy Fiorillo called the meeting to order.

2. Reports

Manager

- None

Council

- Councilmember Strickland reported that he attended the first Beautification Meeting under the new leadership of Molly Rowell and that it went well.
- Mayor Fiorillo reported that Councilmember Cashion represented the Council at the Military Child Event that was held on Saturday, April 5th. Mayor Fiorillo also reported that the Matinee Races that were held on Sunday, April 6th were a great success.

3. Presentation of Arbor Day Proclamation 2014

Mayor Nancy Roy Fiorillo presented a Proclamation stating April 29, 2014 will be designated as Arbor Day in the Village of Pinehurst and she urged all citizens to support the efforts to care for our trees and woodlands, to support our village's community forestry program, and to plant trees to promote the well-being of present and future generations.

4. 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. Public Safety Reports
 - Police Department
 - Fire Department

End of Consent Agenda.

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

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5. Tree Lighting Event

Mark Wagner, Director of Parks and Recreation, discussed the tree lighting event with Council. Specifically, he discussed his recommendation to purchase an artificial tree and to move the entire Tree Lighting ceremony to the Tufts Memorial Park in the Village Green. Councilmember Strickland asked some clarifying questions on the cost of the artificial tree versus the live tree. There was a consensus of the Council directing staff to proceed with acquiring an artificial tree for the Tree Lighting Ceremony.

6. Discussion of proposed ordinance establishing Minimum Housing Standards for the Village of Pinehurst.

Manager Andy Wilkison introduced the draft ordinance amending the Municipal Code to provide authority for regulating abandoned and deteriorating homes including the ability to order the repair or eventual removal of the dwelling if necessary. The Council consulted with Attorney Mike Newman on the property at 90 Torry Pines, which was the impetus for the proposed Minimum Housing Standards, and the process the Village would follow to address properties that do not meet the minimum standards outlined in the proposed standards.

Upon a motion by Councilmember Cashion, seconded by Councilmember Strickland, Council approved Ordinance #14-16 amending the Pinehurst Municipal Code adding Chapter 153 for establishing minimum housing standards for the Village of Pinehurst by a vote of 5-0. (A copy of the Ordinance can be found in the Ordinance Book.)

7. Discussion regarding the Chairmanship, terms and make up of membership of the Historic Preservation Commission.

Manager Andy Wilkison indicated the Council requested this item be included on the agenda and he opened up the discussion. Councilmember Cashion recommended the Council reduce the number of Historic Preservation Commission (HPC) members from 7 to 5 and keep the current term limits of 3 terms at 2-year increments each. Councilmember Campbell indicated the Village has two options: 1) The Village can extend the service limits of those currently serving by resolution, or 2) replace the members who are past their term limits. Council discussed the issue and their options at length.

Councilmember Campbell indicated there are two members on the commission whose terms will expire next month. He suggested the Council allow those terms to expire and not appoint replacement members, as a way to reduce the committee size from 7 to 5. Councilmember Strickland indicated he would prefer the commission remain at 7 members, while other Council members expressed their desire to change the committee to a 5-member board. Upon a motion by Councilmember Cashion, seconded by Councilmember Campbell, Council voted to decrease the size of the Historic Preservation Commission from 7 members to 5 members by a vote of 4-1, with Councilmember Strickland casting the dissenting vote.

Council then discussed term limit restrictions for HPC members. Councilmember Strickland made a motion to suspend the term limit restrictions of Historic Preservation Commission members Frank Thigpen and Nancy Smith and allow them to serve out the remainder of their terms. Councilmember Phillips seconded the motion and after considerable discussion and consultation with Village Attorney Michael Newman, Councilmember Strickland withdrew his motion.

Upon a motion by Councilmember Campbell, and a second by Councilmember Cashion, Council voted to adhere to the current term limits and seek replacements for HPC members Thigpen and Smith by a vote of 4-1, with Councilmember Strickland casting the dissenting vote.

Audience members asked clarifying questions, which were answered by staff or Council.

Mayor Fiorillo called a 2-minute break, then Council discussed whether or not to appoint a new chairman. Councilmember Strickland made a motion to appoint Jim Lewis as the new Chairman of the

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Historic Preservation Commission, upon the expiration of the term of the current chairman. Unanimous vote. The motion was seconded by Councilmember Campbell and passed by a vote of 5-0.

8. Temporary Ordinances for the 2014 US Open Championships.

Assistant Village Manager Natalie Dean presented two proposed municipal code amendments for the 2014 US Open Championships. The first ordinance is an amendment to the open container ordinance clarifying that the possession and consumption of alcohol in public streets open to vehicular traffic is unlawful during the period of June 7-22. Upon a motion by Councilmember Strickland, seconded by Councilmember Phillips, Council unanimously approved Ordinance #14-14 amending Section 130.05 to the Pinehurst Municipal Code as it pertains to alcoholic beverages during the 2014 US Opens effective June 7 - June 22, 2014 by a vote of 5-0. (A copy of the Ordinance can be found in the Ordinance Book.)

Assistant Village Manager Natalie Dean also discussed the second proposed ordinance to institute 3-hour time limits on parking in the Village Center for the week of the Men's US Open Championship, or for the time period of June 9-16, 2014. Upon a motion by Councilmember Phillips seconded by Councilmember Cashion, Council unanimously approved Ordinance #14-15 amending Schedule II-Parking Time Limited on Certain Streets, Chapter 72, Section 72.03 of the Pinehurst Municipal Code as it pertains to parking in the Village of Pinehurst during the 2014 US Men's Open Championship effective June 9-June 16, 2014 by a vote of 5-0. (A copy of the Ordinance can be found in the Ordinance Book.)

9. Matters Related to the Collection of Delinquent MSD Assessments.

John Frye, Director of Financial Services, presented information related to delinquent Municipal Service District Assessments.

Upon a motion by Councilmember Cashion, seconded by Councilmember Strickland, Council approved Resolution #14-13 waiving acceleration of assessment installments of the Municipal Service District for the Village of Pinehurst by a vote of 5-0. (A copy of the resolution can be found in the Resolution Book.)

Upon a motion by Councilmember Strickland, seconded by Councilmember Cashion, Council approved Resolution #14-14 ordering the advertisement of special assessment liens on real property of the Municipal Service District for the Village of Pinehurst by a vote of 5-0. (A copy of the resolution can be found in the Resolution Book.)

10. Minority Business Outreach Plan for Construction Projects.

John Frye, Director of Financial Services, presented the proposed outreach plan for minority businesses for construction projects.

Upon a motion by Councilmember Strickland, seconded by Councilmember Phillips, Council approved Resolution #14-15 adopting an outreach plan for participation by minority businesses in the awarding of building construction contracts pursuant to N.C.G.S. 143-128.2 by a vote of 5-0. (A copy of the resolution can be found in the Resolution Book.)

11. Resolution requesting the introduction of a local bill regarding the annexation of the Cotswold subdivision.

Manager Andy Wilkison explained the resolution for Council to consider requesting the General Assembly enact legislation for the annexation of Cotswold into the Village of Pinehurst.

Upon a motion by Councilmember Cashion, seconded by Councilmember Phillips, Council approved Resolution #14-12 requesting that the General Assembly of North Carolina enact legislation which annexes into the Corporate Limits of the Village of Pinehurst the Cotswold Subdivision by a vote of 4-1, with Councilmember Strickland casting the dissenting vote. (A copy of the resolution can be found in the Resolution Book.)

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12. Other Business

Councilmember Cashion inquired about staff meeting with representatives from the Sandhills Sandsharks about their improvement of the pool on Rattlesnake Trail and Woods Road. Councilmember Cashion also inquired when the Council would discuss the Land Core proposal. Manager Wilkison indicated the Planning Staff has accumulated the information requested by Land Core and have submitted it to Land Core. Mayor Fiorillo asked if the item could be placed on a Council meeting agenda after the Village Attorney has had discussion with Land Core's attorneys.

Councilmember Campbell discussed the fieldhouse on Woods Road and asked how the building was demolished when the Council indicated they would discuss it first. After some discussion, the Council acknowledged they did not discuss the matter and Manager Wilkison indicated the project was approved in the budget and was not something that was typically taken to the Council on an individual project basis, but could be done in the future if the Council desired to do so.

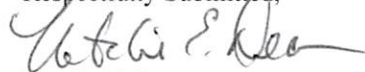
13. Comments from attendees.

- Mr. Pacifico requested better communication from the Village on initiatives in advance. He also expressed his frustration with the shoulders on McKenzie Road and the fact that the sod placed on the shoulder wasn't watered for 5 days.
- Jeannie Cassenella expressed frustration that Parker Lane has not been striped or the apron expanded. She also expressed frustration with the road shoulders in the Village in general. She suggested the Village institute a Citizen Work Order Request system.

14. Motion to Adjourn.

Councilmember Strickland moved to adjourn the Regular Meeting. The motion was seconded by Councilmember Cashion and carried unanimously. The Regular Meeting adjourned at 7:24 p.m.

Respectfully Submitted,



Natalie E. Dean
Assistant Village Manager