



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF DECEMBER 12, 2023
ASSEMBLY HALL
395 MAGNOLIA ROAD
PINEHURST, NORTH CAROLINA
4:30 PM**

The Pinehurst Village Council held a Regular Meeting at 04:30 PM, Tuesday, December 12, 2023, in the Assembly Hall of Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina.

The following were in attendance in Assembly Hall:

Mr. Patrick Pizzella, Mayor
Mr. Jeff Morgan, Councilmember
Ms. Barb Ficklin, Councilmember
Mr. John Taylor, Mayor Pro Tem
Mr. Jeff Sanborn, Village Manager
Ms. Shannon Konstantinou, Village Clerk
Ms. Lori Hercules, IT Technician

And approximately 19 attendees, including 3 staff and 1 press.

1. Call to Order.

Mayor Pizzella called the Village Council meeting to order.

2. Invocation by Rev. Dr. Ashley Neil Smith and Pledge of Allegiance by Mr. Keifer Welch

3. Reports:

Village Manager

- Mr. Jeff Sanborn, Village Manager, reported on the applications received for the Council Vacancy (deadline closed at 05:00 PM on Monday, December 11, 2023), and the vacancies on the Planning & Zoning Board and Historic Preservation Commission.

Village Council

- Mayor Pizzella reported on the vacant Council seat, the December 01, 2023 Tree Lighting Ceremony in Downtown and commended Village Staff on the success of the event, the December 04, 2023 Pinehurst No. 6 Community Association meeting, last week's Tri-Cities Working Group meeting, the December 13, 2023 Employee Holiday Luncheon, and wished everyone a happy Holiday season.
- Councilmember Morgan reported on the December 01, 2023 Tree Lighting Ceremony in Downtown and expressed appreciation for the work done by Village Staff for the event, the upcoming January 2024 meeting of the Central Pines Regional Council, and the retirement of Lieutenant Mike Tew from the Pinehurst Police Department and thanked Lieutenant Tew for his many years of service.

- Councilmember Ficklin reported on the December 11, 2023 Village of Pinehurst Strategic Planning Pre-Retreat, the New Council Onboarding meeting held with Staff recently, and wished everyone a happy Holiday season.
- Mayor Pro Tem Taylor reported on the December 11, 2023 Village of Pinehurst Strategic Planning Pre-Retreat and acknowledged the amount of preparation put into the meeting by Staff.

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. Approval of Village Council Meeting Minutes

- November 14, 2023 Council Regular Meeting Minutes
- November 14, 2023 Council Work Session Minutes

Mayor Pro Tem Taylor asked that the Quasi-Judicial section of the minutes of the November 14, 2023 Council Regular Meeting be reviewed to see if the use of “PARS” is accurate.

End of Consent Agenda.

Upon a motion by Councilmember Morgan, seconded by Mayor Pro Tem Taylor, Council unanimously approved the Consent agenda by a vote of 4-0.

5. Discuss and Consider Awarding FY24 Resurfacing Contract to Fred Smith Company.

Mr. Mike Apke, Public Services Director, provided background information on the resurfacing projects the Village does every year, the process for selecting which projects are completed each year, the Village’s consideration of the Page Road resurfacing project being driven by the recently adopted Pinehurst South Small Area Plans (despite Page Road not being owned by the Village), the Village’s past experience with the Fred Smith Company, the Powell Bill Funds available for FY2024 resurfacing projects, and Staff’s recommendation for approval of the contract.

Council, Mr. Sanborn, and Mr. Apke discussed the length of Page Road, supplemental funds added to the Powell Bill Funds by the Village, the possibility of receiving lower bids if a petition for new bids is done, how a bid is structured, and work on Page Road being contingent on contributions from adjacent property owners.

Upon a motion by Councilmember Ficklin, seconded by Councilmember Morgan, Council unanimously approved the FY24 Resurfacing Contract with Fred Smith Company (FSC) and authorized the Mayor or his designee to execute the contract, and further authorized the Village Manager to execute change orders and add additional quantities at the original unit pricing with the overall amount not to exceed \$1,190,928.87 (the total amount remaining in the Powell Bill fund) by a vote of 4-0.

6. Discuss Dedication of Winston Pines Drive and Associated Right-of-Way to the Village of Pinehurst.

Mr. Sanborn and Mr. Apke provided background information on the request to dedicate Winston Pines Drive and the associated right-of-way to the Village, the makeup of the Winston Pines subdivision, the length of Winston Pines Drive, the design of the street conforming with the agreed upon plans, and Staff’s recommendation to accept the dedication.

Council, Mr. Sanborn, and Mr. Apke discussed the use of the term “dedications” being standard legal language and the Village having accepted previous dedications of roadways.

7. Consider Ordinance 23-19 An Ordinance Accepting Petition for Dedication of Streets Within the

Village of Pinehurst and Amending Chapter 7, Schedule II and Schedule IV of the Pinehurst Municipal Code as it Pertains to Regulating Traffic on these Streets Within the Village of Pinehurst, North Carolina.

Upon a motion by Councilmember Morgan, seconded by Mayor Pro Tem Taylor, Council unanimously approved Ordinance 23-19 Accepting Petition for Dedication of Streets Within the Village of Pinehurst and Amending Chapter 7, Schedule II and Schedule IV of the Pinehurst Municipal Code as it Pertains to Regulating Traffic on these Streets Within the Village of Pinehurst, North Carolina by a vote of 4-0.

8. Discuss a Qualification Based Selection (QBS) Exemption for Traffic Intersection Studies.

Under NC General Statutes (143-64.31), the procurement of engineering services must be qualification based as opposed to the lowest bidder. The requirement for Qualification Based Selection can be overridden by Council when they believe it's in the public's best interest to contract with a specific firm.

Mr. Sanborn provided historical information on traffic studies done within the Village and the intention behind the request for an exemption.

Mr. Jeff Batton, Assistant Village Manager, and Mr. Alex Cameron, Planning and Inspections Director, provided background on the request for exemption, the Village's past experience with CMS Engineering, and areas of the Village where traffic studies will be performed.

Council, Mr. Sanborn, Mr. Batton, and Mr. Cameron clarified the exemption is not related to the professional qualifications or abilities of CMS Engineering, discussed the timeline for completion of the traffic study, and reviewed how traffic studies are structured and the data gathered is used by the Village.

9. Consider Resolution 23-52 to Exempt CMS Engineering from Qualification Based Selection Process to Conduct Annual Intersection Studies.

Upon a motion by Mayor Pro Tem Taylor, seconded by Councilmember Morgan, Council unanimously approved Resolution 23-52 to Exempt CMS Engineering from Qualification Based Selection Process to Conduct Annual Intersection Studies by a vote of 4-0.

10. Other Business.

None

11. Comments from Attendees.

None

12. Motion to Adjourn

Upon a motion by Mayor Pro Tem Taylor, seconded by Councilmember Morgan, Council unanimously approved to adjourn the regular meeting by a vote of 4-0 at 05:17 PM.

Respectfully Submitted,



Shannon Konstantinou
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