



**VILLAGE COUNCIL
MINUTES FOR REGULAR MEETING OF NOVEMBER 15, 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 November 15, 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 21 attendees, including 7 staff and 1 press

1. Call to Order.

Mayor Strickland called the Village Council meeting to order.

2. Reports:

Village Manager

- Mr. Jeff Sanborn, Village Manager, reported we have a couple of vacancies coming up on the Planning and Zoning Board and Historic Preservation Committee and encouraged residents to apply if they are interested in these positions. He reported we are in the process of implementing the recent ordinance passed on short-term rentals and the Planning Department is nearing completion on the certificate of non-compliance as well as a sheet on frequency asked questions. Mr. Sanborn stated Council will be working on new definitional language to cover neighborhoods who have covenants and have a governing board in place, and this will potentially go to the Planning & Zoning Board in January.

Village Council

- Mayor Strickland reported he attended the Partners in Progress with Mayor Pro Tem Pizzella. He stated he was interviewed by a young man, Mitchell Whitley, who is working on a Political Science degree. Mr. Whitley is looking at the critical issues towns and cities of all sizes are experiencing and what Mayors find are most challenging. He reported he and Councilmember Hogeman toured the new Heritage Hall at Village Chapel. He stated he welcomed a new shoppe to the Village and was sorry to see the closure and the retirement of Le Femme Chateau.
- Mayor Pro Tem Pizzella acknowledged the Veterans for their service. He reported that at the Moore Partners in Progress, Natalie Hawkins, reported a healthy economy with heightened interests from outside businesses looking at Moore County. He stated he attended a pickle ball course and encourages residents to attend one and that he found it enjoyable. He asked residents to go on the Village website and explore the many volunteer positions that are offered.

- Councilmember Hogeman reported the Festival of Trees is this weekend at the Carolina Hotel. She stated she attended the TriCities group where they discussed affordable housing issues. She noted what populations are in our town that need assistance will be something we need to explore internally.
- Councilmember Morgan thanked the poll workers and all those who voted. He stated the flags the Village put out on Veterans Day were very nice.
- Councilmember Boesch reported she attended a reception with the County Commissioners to honor the outgoing commissioners. She stated the Donald Ross banners downtown are very nice. She noted the Village Parks & Recs department are putting on a turkey trot race and the deadline is November 18th and noted there is a race for children and adults.

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

- October 25, 2022, Council Regular Meeting
- October 25, 2022, Council Work Session

End of Consent Agenda.

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

4. Proclamation for Shop Small this Season

Mayor Strickland issued a mayoral proclamation in support of this Small Business Saturday and read the proclamation to the citizens.

5. Presentation of Financial Statements for the Quarter Ended September 30, 2022.

Doug Willardson, Assistant Village Manager, presented the quarterly financial statements for the three months ended September 30, 2022. He reported the Village's General Fund is showing \$6.9 million in income for the first three months compared to \$7.6 million the prior year. He stated the General Fund balance is currently 76% of budgeted expenditures, which is lower than the 84% level seen the previous year but is still in line with expectations and results from previous fiscal years.

Mr. Willardson reported the Village's total cash and investment balances increased by \$6,369,768, or 33% compared with the previous year and of the \$25.6 million in cash and investments on September 30, 2022, \$25.4 million was held in the North Carolina Capital Management Trust Government Portfolio. He noted the Village does not have any installment financing debt obligations as of September 30.

Mr. Willardson reported general fund revenues were \$961,000, or 8.7%, above the quarterly budget projections. He noted investment income was \$70,000 above the budgeted \$30,400 for the first quarter and General Fund operating expenditures were \$1,688,000 below the quarterly budget overall, which is comparable to previous year amounts at this point in the fiscal year. He stated for capital outlay, only 13% of the capital outlay budgeted in the first quarter was expended.

Mr. Willardson reported growth in the Village's property tax base continues to remain strong and is a key influence on the Village's financial outlook. He noted at this point in the fiscal year, the Village is doing better than anticipated with revenues ahead of forecast and expenditures below forecast.

6. Discuss and Consider a Resolution 22-24 Appointing a Finance Officer

Brooke Hunter, Finance Director, reported due to her impending departure, staff is requesting appointment of Sheila Edmonds as the new Finance Officer to cover the interim period between her departure and the hiring of a new Finance Director. She stated North Carolina General Statute 159-24 requires each local government to appoint a finance officer to hold office at the pleasure of the appointing board. She noted staff is requesting the appointment of Ms. Edmonds to begin November 19, 2022.

Upon a motion by Councilmember Boesch, seconded by Mayor Pro Tem Pizzella, Council unanimously approved Resolution 22-24, appointing a finance officer for the Village of Pinehurst, by a vote of 5-0.

7. Discuss and Consider Ordinance 22-22 to Ratify Attorney Contract and Amend the Budget

Brooke Hunter, Finance Director, reported the Village of Pinehurst engaged the legal services of Hartzog Law Group when defending a recent lawsuit regarding alleged open meeting law violations. She noted as of November 7, 2022, total legal services expenditures for this case were \$53,304 and additional expenditures may be incurred as the judge's decision was appealed. She stated a budget amendment is needed to cover these expenditures.

Ms. Hunter stated when the contract was originally executed, expenditures were expected to be within the Village Manager's delegated authority of \$50,000 as indicated in the annual budget ordinance. She noted, however, total expenditures have slightly exceeded that limit, so Council is asked to ratify this contract. She noted the current ordinance includes a budget amendment for \$50,000 to cover a majority of the contract, since some funding was available in the original budget ordinance. She stated this ordinance also includes the ratification of the agreement with an effective date of May 20, 2022.

Upon a motion by Councilmember Morgan, seconded by Mayor Pro Tem Pizzella, Council unanimously approved Ordinance 22-22 amending the ordinance appropriating funds for operations of the Village of Pinehurst for Fiscal Year 2023, regarding revenues and expenditures of the general fund, pertaining to legal fees and contract ratification, by a vote of 5-0.

8. Discuss and Consider Ordinance 22-23 Pollutants and Noise Control.

Jeff Sanborn, Village Manager, presented a proposed light pollution nuisance ordinance, amending Chapter 92 of the Pinehurst Municipal Code. He stated neighbors in residential neighborhoods put forth concerns about lighting and historically this has been mostly things like spotlights or lighting that does not point down. He noted when preparing the ordinance changes, staff tried to include all the things that residents might use at night and set the hours of restriction to be consistent with other nuisance ordinance violations.

Upon a motion by Councilmember Morgan, seconded by Mayor Pro Tem Pizzella, Council unanimously approved Ordinance 22-23, amending Chapter 92 of the Pinehurst Municipal Code, by a vote of 5-0.

9. Presentation of the FY 2022 Business Survey Results

Matthew McKirahan, Organizational Performance Director, presented Council with the results of the tenth annual Business Survey. He reported the Village contracted with ETC Institute of Olathe, Kansas to gather input from businesses on a broad spectrum of Village services. He stated the information gathered from the survey is used to help set community priorities, including staffing and budget expenditures. He provided Council with a summary of the methodology for administering the survey and major findings, charts, and graphs for each question on the survey, tables showing the results, and a copy of the survey instrument.

10. Q1 Update on the Status of the FY2023 Strategic Operating Plan

Matthew McKirahan, Organizational Performance Director, presented Council with an update on the status of implementing the FY2023 Strategic Operating Plan, including this year's Initiative Action Plans (IAPs) through the end of September 30, 2022.

11. Other Business

Council discussed how the Village of Pinehurst stands versus the rest of the area communities in terms of our schedule of fees, at the request of Mayor Pro Tem Pizzella.

12. Comments from Attendees

- Jim Nash, 25 Lake View E., addressed Council about the Business Survey and its statistical validity.
- Lynn Goldhammer, 11 Salem Ln, addressed Council about business survey and lack of return from businesses.
- Elizabeth Kent, 65 Pine Valley, addressed Council about the issue of lighting nuisance.
- Bob Mirman, 45 Pine Valley, addressed Council about the issue of lighting nuisance.

13. Motion to Adjourn.

Upon a motion by Mayor Pro Tem Pizzella, seconded by Councilmember Morgan, Council unanimously approved to adjourn the regular meeting by a vote of 5-0 at 7:05 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