

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
CLOSED SESSION –April 10, 2012
395 MAGNOLIA ROAD
CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
6:00 P.M**

MINUTES

During the Work Session of the Pinehurst Village Council held at 6:00 p.m., Tuesday, April 10, 2012 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina, Councilmember Strickland moved to recess the work session and enter into a closed session pursuant to NCGS 143-318.11 (a) (3) to consult with the Village Attorney in order to preserve the attorney-client privilege between the Village Attorney and the Village Council, and pursuant to NCGS 143-318.11 (a) (5), to instruct staff concerning the material terms of a proposed contract for the acquisition of real property. The motion was seconded by Councilmember Cashion and carried unanimously. The following people were present:

Mr. Douglas A. Lapins, Mayor Pro-Tem
Mr. John R. Cashion, Councilmember
Mr. Mark W. Parson, Councilmember
Mr. John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Mr. Michael J. Newman, Village Attorney

MAYOR PRO-TEM DOUGLAS A. LAPINS CALLED THE MEETING TO ORDER.

The Council, the Village Manager and the Village Attorney discussed the status of litigation between Mr. Mike McCrann, et al, versus the Village of Pinehurst, and the likelihood of litigation between Mr. Mike Doninger and the Village of Pinehurst regarding the “Traditions of Old Town” subdivision. Mr. Newman reported that there was no change in the litigation between Mr. McCrann and the Village. The Record on Appeal has been filed with the North Carolina Court of Appeals, and we are presently waiting for the hearing, if there is one, to be scheduled. Mr. Newman discussed with the Council the likelihood of litigation in the event the Council approved a text amendment to the PDO to change the density presently allowed in the Village Mixed Use Zoning District classification, which “Traditions of Old Town” is presently located in. Mr. Newman stated that he felt that litigation that would involve Mr. Doninger was very unlikely at this time.

ADJOURNMENT.

Upon the conclusion of the Closed Session, Councilmember Strickland moved to adjourn the Closed Session and re-enter the Work Session. The motion was seconded by Councilmember Cashion and carried unanimously.

The Closed Session adjourned at approximately 6:55 p.m.

Respectfully Submitted,

Linda S. Brown

Linda S. Brown, CMC
Village Clerk