

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
CLOSED SESSION –September 27, 2011
395 MAGNOLIA ROAD
CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
9:00 A.M**

MINUTES

During the Work Session of the Pinehurst Village Council held at 9:00 a.m., Tuesday, September 27, 2011 in the Conference Room of the Pinehurst Village Hall, 395 Magnolia Road, Pinehurst, North Carolina, Councilmember Lapins 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. The motion was seconded by Councilmember Fiorillo and carried unanimously. The following people were present:

Ms. Virginia F. Fallon, Mayor
Ms. Joan M. Thurman, Mayor Pro-Tem
Mrs. Nancy Roy Fiorillo, Councilmember
Mr. Douglas A. Lapins, Councilmember
Mr. Mark W. Parson, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Mr. Michael J. Newman, Village Attorney

MAYOR VIRGINIA F. FALLON CALLED THE MEETING TO ORDER.

The Council, the Village Manager and the Village Attorney discussed the status of a possible claim regarding the Village's first floor retail ordinance, and the status of the litigation between Mr. Mike McCrann and the Village of Pinehurst. The Village Attorney reported that a Mr. Dean Whitenhorn (spelling is an approximation) had complained to him about the first floor retail regulations in the Village Commercial Zoning District Classification. Mr. Newman stated that he would keep the Council apprised of the status of this potential complaint. As of this date, there is no news on the decision of the North Carolina Court of Appeals in the McCrann litigation.

ADJOURNMENT.

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

The Closed Session adjourned at approximately 11:45 a.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk