

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
CLOSED SESSION –December 13, 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, December 13, 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; NCGS 143-318.11 (a) (4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body; and pursuant to NCGS 143-318.11(a) (5) to instruct the Village staff with regard to the position to be taken by the Village with regard to the potential acquisition of real property. The motion was seconded by Councilmember Parson and carried unanimously. The following people were present:

Ms. Nancy Roy Fiorillo, Mayor
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
Mrs. Natalie E. Dean, Assistant Village Manager
Mr. Jeff H. Batton, Assistant Village Manager

MAYOR NANCY ROY FIORILLO CALLED THE MEETING TO ORDER.

The Council, the Village Manager, both Assistant Managers and the Village Attorney discussed the status of the Village's efforts to assist Railhouse Brewery to relocate from its current location in Aberdeen to the old Power Plant property on Magnolia Road, in Pinehurst. The Council agreed that it would apply for a Main Street Solutions grant to help fund relocation, up fit and operating expenses of the brewery, and that the Village would construct the portion of the extension of the new road and on street parking required by the NewCore Plan, which would run alongside the Power Plant property, from Magnolia Road to the rear lot line of the Power Plant property. After this item was discussed, both Assistant Managers left the closed session.

The Village Attorney then gave the Council a briefing on the oral argument held the previous week in Moore County Superior Court in the litigation between Mr. Mike McCrann, versus the Village of Pinehurst, the Village Chapel, and Pinehurst, LLC. Mr. Newman expects a ruling on the defendant's motion to dismiss from Judge Webb before the end of the year.

The Council then discussed whether the Village should pursue any further the acquisition of the water and sewer utilities serving the Pinewild Subdivision, as offered to the Village by the present owner of the infrastructure, Pinewild Project Limited Partnership. The consensus of the Council was that it was not advantageous to the Village to continue the possible acquisition any further, and the Village Manager was instructed to inform the Club Manager at Pinewild of that consensus.

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ADJOURNMENT.**

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

The Closed Session adjourned at approximately 12:20 p.m.

Respectfully Submitted,



Linda S. Brown, CMC
Village Clerk