

**VILLAGE OF PINEHURST
VILLAGE COUNCIL
CLOSED SESSION – DECEMBER 10, 2013**

**395 MAGNOLIA ROAD
CONFERENCE ROOM
PINEHURST, NORTH CAROLINA
9:00 AM**

MINUTES

During the Work Session of the Pinehurst Village Council held at 9:00 a.m., Tuesday, December 10, 2013 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 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, regarding the litigation between the Estate of Ronald H. Armstrong, plaintiff v. The Village of Pinehurst; et al., defendants (Case No. 1:13 CV 407) and discussing a claim between Align Development, LLC, Julie Sutton, and the Village of Pinehurst. The motion was seconded by Councilmember Phillips and carried by a vote of 5-0.

The following people were present:

Ms. Nancy Roy Fiorillo, Mayor
Mr. Clark H. Campbell, Councilmember
Mr. John R. Cashion, Mayor Pro-Tem
Ms. Claire L. Phillips, Councilmember
Mr. John C. Strickland, Councilmember
Mr. Andrew M. Wilkison, Village Manager
Mr. Michael J. Newman, Village Attorney

MAYOR NANCY ROY FIORILLO CALLED THE MEETING TO ORDER.

The Village Attorney informed the Council that Taser, International had been dismissed from the Armstrong litigation. This removes a major part of the plaintiff's case.

The Village Attorney briefed the Council on the results of his and the Village Manager's conference call with Reed Colfax, attorney for Align Development. Council agreed that the best course of action was to settle the matter and instructed the Village Attorney to continue these discussions.

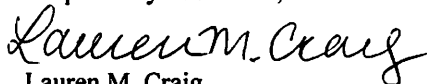
The Village Attorney asked the Council if they had any questions or concerns regarding the opinion and position set forth by John May, attorney for Pinehurst, LLC, with regard to the ownership of Village Green Road and Palmetto Road as set forth in his letter to Mr. Newman dated November 25, 2013 (Copy attached). The Council replied that they did not have any issue with the opinion and position of Mr. May. Mr. Newman informed the Council that he would write back to Mr. May concerning same.

ADJOURNMENT.

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

The Closed Session adjourned at approximately 12:00 p.m.

Respectfully Submitted,


Lauren M. Craig,
Village Clerk