

MINUTES OF THE SPECIAL MEETING OF THE LAKE LURE TOWN COUNCIL HELD MONDAY, NOVEMBER 7, 2005, 9:00 A.M. AT THE LAKE LURE MUNICIPAL CENTER

PRESENT: Mayor Jim Proctor
Commissioner Blaine Cox
Commissioner Chuck Watkins

H. M. Place III, Town Manager
Attorney Sandra M. King

ABSENT: Commissioner Lea Hullender
Commissioner Dick McCallum
J. Christopher Callahan, Town Attorney

CALL TO ORDER

Mayor Proctor called the meeting to order at 9:00 a.m.

INVOCATION

Commissioner Watkins gave the invocation.

APPROVE THE AGENDA

After discussion, Commissioner Cox made a motion to approve the agenda as presented. Commissioner Watkins seconded the motion and the vote of approval was unanimous.

Closed Session - Discussion Pertaining to Attorney Client Privilege and Legal Matters Pursuant to G. S. 143-318.11(a) (3) Regarding Lawsuit between Michael L. McPherson and Wife, Debbie G. McPherson, Faye Resnick Dixon and Thomas Dixon and Quail Cove Property Owners Association VS. the Town of Lake Lure, Town of Lake Lure Zoning Board of Adjustment and C. Shannon Baldwin

A motion was made by Commissioner Cox to enter into the closed session meeting to discuss attorney client privilege and legal matters pursuant to G.S. 143-318.11(a)(3) regarding lawsuit between Michael L. McPherson and Wife, Debbie G. McPherson, Faye Resnick Dixon and Thomas Dixon and Quail Cove Property Owners Association VS. the Town of Lake Lure, Town of Lake Lure Zoning Board of Adjustment and C. Shannon Baldwin. Commissioner Watkins seconded the motion and the vote of approval was unanimous.

While in closed session, Council members voted to seal the minutes of the closed session meeting in order to avoid frustrating the purpose of the closed session.

With no further items of discussion in closed session, Commissioner Cox made a motion to come out of the closed session meeting at 9:50 a.m. and re-enter the regular session of the town council meeting. Commissioner Watkins seconded the motion and the vote of approval was unanimous.

Consider Settlement Proposal Regarding the Lawsuit between Michael L. McPherson and Wife, Debbie G. McPherson, Faye Resnick Dixon and Thomas Dixon and Quail Cove Property Owners Association VS. the Town of Lake Lure, Town of Lake Lure Zoning Board of Adjustment and C. Shannon Baldwin

After discussion, a motion was made by Commissioner Cox to approve the settlement as outlined in a letter dated June 27, 2005 from Attorney Collin W. Brown with Horack Talley Pharr and Lowndes, PA specifically exemption of Section 94.05(B) up to 32' and specifically requiring 94.03 (D) requiring a survey. And requiring Corp. of Engineer approval of sea wall with the understanding that any soil erosion problem that may arise in the future will be corrected with future approval by the Corp. of Engineer. Commissioner Watkins seconded the motion and the vote of approval was unanimous. (Copy of letter dated June 27, 2005 attached).

Consider Suspending the Town's Sign Regulations Temporarily to Allow Political Signs on Public Property

Town Manager Place stated that he had received requests for permission to post political signs on public property. Attorney Sandra King advised town council members that their was insufficient time to hold a public hearing which is required by law in order to change the current sign regulations at this time. Attorney King said town council member could choose later to change the sign regulations, however it would require a public notice published in the newspaper and holding a public hearing prior to the adoption of any amendments. It was the consensus of town council members not to take action on this item at this time.

ADJOURNMENT

With no further items of discussion, Commissioner Watkins made a motion to adjourn the meeting at 10:02 a.m. Commissioner Cox seconded the motion and the vote of approval was unanimous.

ATTEST:

Mary A. Flack, MMC
Town Clerk

Mayor Jim Proctor