

**THE BOARD OF COUNTY COMMISSIONERS
DURHAM, NORTH CAROLINA**

Monday, August 3, 2009

11:10 A.M.

Closed Session

Minutes and General Accounts

Place: Commissioners' Conference Room, second floor, Durham County Government Administrative Complex, 200 E. Main Street, Durham, NC

Present: Chairman Michael D. Page, Vice-Chairman Ellen W. Reckhow, and Commissioners Joe W. Bowser, Becky M. Heron, and Brenda A. Howerton

Absent: None

Presider: Chairman Page

The Board met in closed session to discuss matters relating to the location or expansion of a business or industry pursuant to G. S. 143-318.11(a)(4).

Deputy County Manager Carolyn Titus briefed the Board on a request by EMC Corporation, a leading developer and provider of information infrastructure technology, solutions, and services, to receive an economic development incentive to expand operations in Durham County by building a new Tier 3 Data Center and R&D facility. EMC is proposing to lease a building in Durham County, invest \$280 million, and create approximately 280 new jobs. Ms. Titus gave the Board a virtual tour of EMC's website.

Kim Simpson, Tax Administrator, briefly discussed taxes paid and current tax revenues, and projected new revenues from the project.

Ms. Titus recommended that the Board offer \$1 million over a 5-7-year period

The Board reached a consensus to direct staff to offer \$1 million as a base incentive and up to \$1,000 for each Durham resident's training expenses for a total of up to \$1.2 million incentive.

The Board also met in closed session to review the revised Agreement and Memorandum of Understanding between the County of Durham and S. Chuck Kitchen, County Attorney.

The Board and County Attorney Kitchen discussed the revisions made to the Agreement.

The Board agreed to accept the Agreement with the recommended changes.

The Board also met in closed session to consider the initial appointment of a public officer or employee pursuant to G.S. § 143-318.11(a)(6).

Suggestions were put forth to either appoint Lowell Siler, Deputy County Attorney, as the new County Attorney or Interim County Attorney.

The Board discussed the process for selecting a new County Attorney.

The Commissioners discussed appointing Mr. Siler as County Attorney.

Commissioner Bowser moved, seconded by Commissioner Howerton, to seal the August 3, 2009 Closed Session Minutes of the Board.

The motion carried unanimously.

Adjournment

There being no further business, Chairman Page adjourned the closed session at 1:10 p.m.

Respectfully submitted,

Yvonne R. Jones
Acting Clerk to the Board