

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

Monday, June 22, 2009

6:00 P.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 consult with an attorney and to preserve the attorney-client privilege pursuant to N.C. General Statute §143-318.11(a)(3).

Staff stated a request by Scarborough & Hargett Funeral Home (S&H) to extend their lease.

A discussion ensued regarding the three-time extension of the S&H lease.

County Attorney Chuck Kitchen advised the Board that the decision must be made in open session. He explained the eviction process, in case it occurs.

Staff recommended extending the lease through August 31 in order for site construction to begin timely.

Following discussion, it was agreed that a letter be written to S&H granting them a 60-day extension followed by a review period to determine if S&H has made any progress to obtain another property.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to seal the June 22, 2009 Closed Session Minutes.

The motion carried unanimously.

The Board also met in closed session to consider the performance of a public officer pursuant to N.C. General Statute §143-318.11(a)(6).

County Attorney Kitchen met with the Board to receive his annual performance evaluation.

He spoke to his accomplishments of last year's workplan.

Vice-Chairman Reckhow moved, seconded by Commissioner Howerton, to seal the June 22, 2009 Closed Session Minutes of the Board.

The motion carried unanimously.

Adjournment

There being no further business, Chairman Page adjourned the closed session at 9:35 p.m.

Respectfully submitted,

Vonda C. Sessoms
Clerk to the Board