

November 3, 2011

The Board of Commissioners of Franklin County, North Carolina, met for a Special Called Meeting at 3:30 P.M. in the Commissioner's Conference Room located in the County Administration Building with the following Commissioners present: Chair Sidney E. Dunston, Vice-Chairman E. Shane Mitchell, Penny McGhee, Harry L. Foy, Jr. and Robert L. Swanson. Commissioner Donald C. Lancaster arrived at 3:50P.M., after the start of the meeting. Commissioner David T. Bunn was absent.

Chairman Dunston called the meeting to order.

1. CLOSED SESSION

Chairman Dunston asked the Board to consider entering into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Commissioner McGhee made the motion to enter into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. The motion was seconded by Commissioner Swanson. The motion was approved 4 to 1 with Commissioner Foy voting "NO."

At 3:36P.M., the Board entered into closed session.

At 4:52P.M., following the closed session, Commissioner Mitchell made the motion to enter back into open session, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

Chairman Dunston stated no action was taken.

Commissioner Mitchell then made a motion to adjourn, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE" and the meeting adjourned at 4:53 P.M.

The Board of Commissioners of Franklin County, North Carolina, met for a Special Called Meeting at 5:00 P.M. in the Franklin County Superior Court Room located in the Franklin County Courthouse with the following Commissioners present: Chair Sidney E. Dunston, Vice-Chairman E. Shane Mitchell, Donald C. Lancaster, Penny McGhee, Harry L. Foy, Jr. and Robert L. Swanson. Commissioner David T. Bunn was absent.

In addition to Board members, others present included Attorney Jim Sheedy, County Attorney Darnell Batton, County Manager Angela L. Harris, County Clerk Kristen King, Finance Director Chuck Murray and Public Utilities Director Bryce Mendenhall.

The Board met in joint session for the purpose of a formal court ordered mediation in the case of Town of Franklinton versus County of Franklin.

Chairman Dunston called the meeting to order.

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The Town of Franklinton Board of Commissioners called its meeting to order. Members present included John Allers, Al Barbour, Joseph Cutchins, Jr., Anita Fuller and Art Wright.

Mediator Ron Purkerson introduced himself and briefed both parties on the rules/guidelines of the court ordered mediation.

1. **CLOSED SESSION**

Chairman Dunston asked the Board to consider entering into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Commissioner Swanson made the motion to enter into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. The motion was seconded by Commissioner Mitchell. The motion was approved 5 to 1 with Commissioner Foy voting "NO."

The Town of Franklinton Board of Commissioners and entered into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3).

Following the closed session, Commissioner Foy made a motion to enter back into open session, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

Commissioner Lancaster then made a motion to adjourn, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

The Town of Franklinton Board of Commissioners entered back into open session and adjourned at approximately 12:30 A.M. on November 4, 2011.

Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board