

FRANKLIN COUNTY BOARD OF COMMISSIONERS  
MINUTES OF A CLOSED SESSION

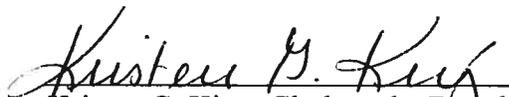
DATE: February 6, 2012 (C)

STATUTORY REFERENCE/PURPOSE: 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. General policy matters may not be discussed in a closed session and nothing herein shall be construed to permit a public body to close a meeting that otherwise would be open merely because an attorney employed or retained by the public body is a participant. The public body may consider and give instructions to an attorney concerning the handling or settlement of a claim, judicial action, mediation, arbitration, or administrative procedure. If the public body has approved or considered a settlement, other than a malpractice settlement by or on behalf of a hospital, in closed session, the terms of that settlement shall be reported to the public body and entered into its minutes as soon as possible within a reasonable time after the settlement is concluded.

MEMBERS OF BOARD OF COMMISSIONER PRESENT: Chair E. Shane Mitchell, Vice-Chair Robert L. Swanson, Sidney E. Dunston, Donald C. Lancaster, David T. Bunn and Harry L. Foy, Jr. Commissioner Penny McGhee was absent.

STAFF PRESENT: County Manager Angela L. Harris, County Attorney Pete Tomlinson, County Clerk Kristen G. King, Finance Director Chuck Murray and Attorney David Guin.

SUMMARY: Mr. Guin provided an update on the Cipolat matter. He feels it can be settled with Jack Benusiglio for approximately \$176,000. He further stated the LPA Group believes the money may be recouped from Vision 100 funds. He stated Cipolat himself had not been heard from and has made no claim against the County.

  
Kristen G. King, Clerk to the Board

  
E. Shane Mitchell, Chairman



Date Approved by the Board: 5/21/12

**CLOSED SESSION MINUTES  
FRANKLIN COUNTY BOARD OF COMMISSIONERS**

MEETING DATE: February 6, 2012 (C)

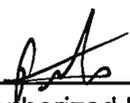
**PUBLIC INSPECTION STATUS**

A. Must Remain Confidential Permanently:

\_\_\_\_\_  
Authorized By:  
Pete Tomlinson  
Franklin County Attorney

\_\_\_\_\_  
Date

B. Released for Public Inspection:

  
\_\_\_\_\_  
Authorized By:  
Pete Tomlinson  
Franklin County Attorney

9-27-12  
\_\_\_\_\_  
Date

C. Pending Further Review:

  
\_\_\_\_\_  
Authorized By:  
Pete Tomlinson  
Franklin County Attorney

5-21-12  
\_\_\_\_\_  
Date

657

5-24-12

The Franklin County Board of Commissioners met for a Closed Session in the Commissioner's Meeting Room of the Franklin County Administration Building, 113 Market Street, Louisburg, NC, on the date indicated above.

The purpose of the meeting was to discuss matters relating to:

- |   |                         |                                          |
|---|-------------------------|------------------------------------------|
| - | G.S. 143-318.11 (a) (1) | Not a Public Record                      |
| - | G.S. 143-318.11 (a) (2) | Scholarship/Academic                     |
| ✓ | G.S. 143-318.11 (a) (3) | Attorney-Client Privileged Communication |
| - | G.S. 143-318.11 (a) (4) | Industry/Economic Development            |
| - | G.S. 143-318.11 (a) (5) | Real Property Purchase/Contracts/Leases  |
| - | G.S. 143-318.11 (a) (6) | Personnel                                |
| - | G.S. 143-318.11 (a) (7) | Criminal Investigation                   |
| - | G.S. 143-318.11 (a) (8) | Board of Education Emergency Response    |
| - | G.S. 143-318.11 (a) (9) | Public Safety (Act of Terrorism)         |