

# BURKE COUNTY BOARD OF EDUCATION MEETING

## Emergency Called Meeting

**August 25, 2009  
Open Session Minutes**

Board Chair, Ms. Tracy Norman, called the August 25, 2009 Emergency Called Meeting and the recessed Special Called Meeting of August 24, 2009 of the Burke County Board of Education to Order at approximately 6:09 p.m. in the Olive Hill Room at the West Concord Resource Center. Other members of the Board who were present included Vice Chairman; Mr. Tim Buff, Mr. Buddy Armour, Mr. John Aulgur, Mr. Rob Hairfield, Mrs. Karen Sain, and Mr. Sam Wilkinson. Also present for the meeting were Acting Superintendent, Mr. Rick Sherrill; Assistant Superintendent, Mr. Tony Cox; Chief Finance Officer, Mr. Keith Lawson; School Board Attorney, Mr. Jon Jones; and Special Counsel, Mr. Richard Swartz.

Ms. Norman immediately called for a 30 minute recess of the Board. At 6:58 p.m. Ms. Norman called the recessed meeting back into session.

### Closed Session

Mr. Schwartz presented the Motion to go into Closed session in accordance with NC General Statute 143-318.11(a) (3) to discuss pending litigation in the matter of the Burke County Board of Education vs. Burke County Board of Commissioners and to consult with legal counsel to the extent that attorney-client privilege deems Closed session necessary. Mr. Buff moved to accept this Motion as stated with a Second by Mr. Aulgur. The Motion carried by a unanimous 7-0 vote of the Board.

### Open Session

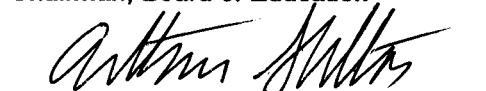
The Board returned to Open Session at approximately 7:58 p.m. at which time Mr. Aulgur read into record a Resolution developed by the Board of Education in regards to the budget dispute with the County Commissioners concerning Article 39 and the appropriation of local capital outlay funds. Mr. Aulgur moved to accept this Resolution as written with a Second by Mr. Hairfield. The Motion passed by a 6-1 vote of the Board; Mr. Armour was in opposition.

Mr. Armour read into record a Resolution developed by the Board of Education in regards to the budget dispute with the County Commissioners concerning "reconciliation" funds and Medicaid Hold Harmless funds. Mr. Armour moved to accept the Resolution as written with a Second by Mr. Hairfield. Mr. Wilkinson reported that the figures in the Resolution were vague and that the best effort had been made for accuracy but that he didn't want the Resolution to give the impression that these figures would be held to, whether they be more or less, depending on what the final consent judgment would be. The Motion passed by a unanimous 7-0 vote of the Board.

### Adjournment

At approximately 8:13 p.m. Ms. Norman recessed the August 24, 2009 meeting to the Call of the Chair.

  
Chairman, Board of Education

  
Secretary, Board of Education

