

**NEW DURHAM BOARD OF SELECTMEN
NON-PUBLIC MEETING MINUTES OF FEBRUARY 22, 2010**

After a motion to enter into non-public sessions pursuant to RSA 91 A:3 II (a) (Personnel action - dismissal, promotion, compensation, disciplining or investigating of charges against an employee), (c) (A matter that may adversely affect the reputation of a person) and (e) (Consideration or negotiations of pending claims or litigation) and a roll call vote the Board met in non-public at 7:32 PM.

The Board met with CEO Arthur Capello to discuss possible litigation involving property at 10 Quaker Road. The Board gave Mr. Capello permission to meet with Atty. Justin Richardson regarding this situation. Mr. Capello then left the meeting at 7:50 PM.

The Board of Selectmen reviewed the evaluations prepared by the former administrator for the two Department Heads that the Board Members had previously met with. As the Board had serious disagreements with the comments on one evaluation the Board completely rewrote it. The Board provided their comments on a third evaluation for a Department Head and will ask to meet with the individual on Monday March 1, 2010.

Due to the lateness of the hour the fourth evaluation was not reviewed or revised.

Motion: To come out of non-public session. Selectman Woods/Selectman Jarvis. (3-0)
The BOS returned to public session at 11:15 PM

Respectfully submitted,
Theresa Jarvis, Chair, Board of Selectmen