

**TOWN OF DUCK
TOWN COUNCIL
CLOSED SESSION MINUTES
January 2, 2008**

The Town Council for the Town of Duck convened at the Duck Municipal Offices at 7:00 p.m. on Wednesday, January 2, 2008.

COUNCIL MEMBERS PRESENT: Mayor Neil Morrison; Mayor Pro Tempore Monica Thibodeau; Councilor Nancy Caviness; Councilor Bart Smith and Councilor Dave Wessel.

Council Members ABSENT: None.

OTHERS PRESENT: Town Manager and Town Clerk Christopher J. Layton, Police Chief Phillip Ferguson; Fire Chief Donna Black; Town Attorney Ben Gallop; and Deputy Town Clerk Lori Kopec.

OTHERS ABSENT: Director of Community Development Andy Garman; and Town Attorney Donald I. McRee, Jr.

CLOSED SESSION

Mayor Pro Tempore Thibodeau moved to enter closed session in accordance with Section 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve attorney client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Motion carried 5-0.

The time was 8:52 p.m.

Town Manager Layton and Town Attorney McRee provided Council with an update on the case of J. Benjamin Damron versus Four Seasons Resort, Inc., Four Seasons in Duck Property Owners Association, Inc., Seaside Management, Inc., and the Town of Duck, North Carolina.

/s/ Town Clerk