

**DRAFT MINUTES**  
**TOWN OF APEX**  
**EMERGENCY TOWN COUNCIL MEETING**  
**THURSDAY, JULY 27, 2023**  
**6:00PM**

1 The Apex Town Council met for an Emergency Meeting on Thursday, July 27, 2023 at 6:00  
2 pm in the Executive Conference Room on the 2<sup>nd</sup> Floor at Apex Town Hall, located at 73  
3 Hunter Street in Apex, North Carolina.

4  
5 The purpose of the Emergency Town Council meeting was to enter into closed session  
6 pursuant to North Carolina General Statutes (NCGS) § 143-318.11(a)(3) and NCGS § 143-  
7 318.11(a)(6) - quoted below:

8  
9 NCGS §143-318.11(a)(3):  
10 "To consult with an attorney employed or retained by the public body in order to preserve  
11 the attorney-client privilege between the attorney and the public body, which privilege is  
12 hereby acknowledged", and,

13 NCGS §143-318.11(a)(6):  
14 "To consider the qualifications, competence, performance, character, fitness, conditions of  
15 appointment, or conditions of initial employment of an individual public officer or employee  
16 or prospective public officer or employee; or to hear or investigate a complaint, charge, or  
17 grievance by or against an individual public officer or employee."  
18

19 This meeting was open to the public.

20  
21 **[ATTENDANCE]**

22  
23 Elected Body

- 24 Mayor Jacques K. Gilbert (presiding)
- 25 Mayor Pro-Tempore Audra Killingsworth
- 26 Councilmember Brett Gantt
- 27 Councilmember Ed Gray (arrived late - see page 2)
- 28 Councilmember Terry Mahaffey
- 29 Councilmember Arno Zegerman
- 30 Absent: None

31  
32 **Mayor Gilbert** called the meeting to order at 6:01 p.m. and stated the purpose of the  
33 emergency town council meeting was to enter into closed session pursuant to NCGS § 143-  
34 318.11(a)(3) and NCGS § 143-318.11(a)(6).

35  
36 **[CLOSED SESSION]**

37

**DRAFT MINUTES - CONTINUED**

1 A **motion** was made by **Mayor Pro-Tempore Audra Killingsworth**, seconded by  
2 **Councilmember Arno Zegerman**, to enter into closed session pursuant to NCGS § 143-  
3 318.11(a)(3) and NCGS § 143-318.11(a)(6).

4  
5 **VOTE: 4-0** (*Councilmember Gray arrived late*)

6  
7 Council moved into closed session at 6:02 p.m.

8  
9 **Councilmember Gray** arrived at 6:45 p.m.

10  
11 Council returned to open session at 7:48 p.m.

12  
13 **Mayor Gilbert** declared the meeting in recess until 8:00 p.m.

14  
15 Council reconvened at 8:02 p.m.

16  
17 A **motion** was made by **Councilmember Ed Gray**, seconded by **Councilmember**  
18 **Terry Mahaffey**, to enter into closed session pursuant to NCGS § 143-318.11(a)(3) and  
19 NCGS § 143-318.11(a)(6).

20  
21 **VOTE: 5-0 (UNANIMOUS)**

22  
23 Council moved into closed session at 8:02 p.m.

24  
25 Council returned to open session at 8:10 p.m.

26  
27 A **motion** was made by **Councilmember Ed Gray**, seconded by **Councilmember**  
28 **Arno Zegerman**, to accept Town Manager Catherine H. Crosby's resignation effective  
29 immediately.

30  
31 **VOTE: 4-1; Councilmember Gantt dissenting**

32  
33 A **motion** was made by **Councilmember Arno Zegerman**, seconded by **Mayor Pro-**  
34 **Tempore Audra Killingsworth** to appoint Shawn Purvis, current Deputy Town Manager, as  
35 Interim Town Manager effective immediately.

36  
37 **VOTE: 4-1, Councilmember Gantt dissenting**

38  
39 **Councilmember Gantt** said his opposition vote was unrelated to Shawn Purvis. He  
40 said his opposition vote was to be consistent with the prior action and was related to the  
41 process.

**DRAFT MINUTES - CONTINUED**

1 **[ADJOURNMENT]**

2

3 **Mayor Gilbert** announced the meeting adjourned at **8:11 PM.**

4

5

6

Jacques K. Gilbert  
Mayor

7

8

9 Allen Coleman, CMC, NCCCC

10 Town Clerk to the Apex Town Council

11

12 Submitted for consideration and approval by Apex Town Clerk Allen Coleman.

13

14 Minutes approved on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

15