

| Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: NEW BUSINESS

Meeting Date: November 29, 2022

Item Details

Presenter(s): Terry Mahaffey, Chair, Rules Committee
Allen Coleman, Town Clerk

Department(s): Governing Body & Town Clerk's Office

Requested Motion

A) Possible motion to approve the following policies related to the Governing Body:

- Resignation of Mayor or Member of Town Council
- Filling Vacancies

B) Possible motion to approve a process and schedule to fill a temporary At-Large seat on the Apex Town Council

Approval Recommended?

Yes

Item Details

On June 14, 2022, the Apex Town Council unanimously voted to direct the Town Clerk to investigate and develop a process for filling a vacancy on the Town Council. Council provided broad parameters and directed the Clerk to provide a recommended application, screening and approval process. A total of eighteen (18) communities (municipal and county) throughout the state of North Carolina provided responses for consideration and those responses were consolidated and shared with the Town Council's Ad-Hoc Rules Committee. After multiple meetings, the Rules Committee recommended the attached policy, process, and schedule.

For additional background:

On November 8, 2022, Apex Town Councilmember Cheryl Stallings was elected to the Wake County Board of Commissioners effective Monday, December 5, 2022. Councilmember Stallings has submitted a resignation from her elected seat on the Apex Town Council effective Sunday, December 4, 2022 at 11:59 PM.

According to North Carolina General Statutes (NCGS) § 160A-63 and the Apex Town Code of Ordinances, the Apex Town Council has the authority to appoint a qualified individual to fill Stallings unexpired term until residents have the opportunity to elect a successor in the 2023 Apex municipal elections.

Attachments

- DRAFT Policy - Resignation of Mayor or Member of Town Council and Filling Vacancies
- DRAFT Process Timeline for Selecting and Appointing a Candidate to Fill a Temporary At-Large Town Council Seat

