

| Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: UNFINISHED BUSINESS

Meeting Date: January 10, 2023

Item Details

Presenter(s): Allen Coleman, Town Clerk

Department(s): Town Clerk's Office

Requested Motion

Possible motion to appoint a Temporary At-Large Town Councilmember to serve from January 12, 2023 until a new replacement is sworn in (December 2023).

Approval Recommended?

Yes

Item Details

The application period was open from 9:00 AM on Wednesday, November 30 through 5:00 PM on Friday, December 9, 2022. The Town Clerk's Office in partnership with the Town's Communications' Department advertised the vacancy using a variety of platforms including the Town's website, social media, and local news media. A total of 34 completed applications were received for the temporary seat vacated by Former Councilmember Cheryl Stallings, who was recently elected to serve on the Wake County Board of Commissioners. Of the 34 applications, three did not meet the eligibility requirements set by the Apex Town Council.

On Friday, December 16, 2022, the Town Clerk's Office released the nomination results submitted by the Mayor and each individual Town Councilmember. Each member of the Town Council, including the Mayor, were able to select up to seven (7) candidates to be interviewed by the close of business day Friday, December 16, 2022. A total of seventeen (17) candidates received nominations, however, only four (4) received a majority (three or more) vote required to move forward in the process. The individuals who received three or more nominating votes were (in alphabetical order): John Marshall Barnes III, Tayon Dancy, Shagufta Hakeem, and Arno Zegerman.

On Friday, January 6, 2023, a Special Town Council meeting was held to conduct candidate interviews and hold a public hearing to receive feedback on the potential candidates. Two opportunities were provided

for the public to provide comment: (A) Written Statements and (B) In-Person as part of the public hearing. The full meeting, including candidate interviews, the public hearing, and Council deliberations were open to the public and livestreamed on the Town's Youtube Channel:

<https://www.youtube.com/c/TownofApexGov>

As additional background:

On Tuesday, November 29, 2022, the Apex Town Council voted to accept Councilmember Cheryl Stallings resignation and initiate the selection process. Council unanimously voted to adopted a policy and process timeline for appointing a candidate to fill the unexpired term.

According to North Carolina General Statutes § 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

- Official Nomination Record
- Interview Questions
- Written Statements Received
- Adopted Process Timeline for Selecting and Appointing a Candidate to Fill a Temporary At-Large Town Council Seat
- Adopted Policy for Resignations of Mayor or Member(s) of Town Council and Filling Vacancies
- Resignation Letter - Cheryl Stallings Former Apex Town Councilmember

