

Minutes of  
City of Creedmoor  
BOARD OF COMMISSIONERS  
**Work Session**  
April 6, 2015  
5:30 p.m.

**PRESENT**

Mayor Darryl D. Moss, Mayor Pro-Tem Herman Wilkerson, Commissioner Del. Mims, Commissioner Jimmy Minor, Commissioner Thomas Jackson, and Commissioner Larry Robinson. Also present were Mr. Tom Mercer, City Manager; Robin Reif, City Clerk; and Attorney Tom Currin.

**INVOCATION and PLEDGE OF ALLEGIANCE**

Mayor Moss called the meeting to order and offered the invocation. Commissioner Minor led the Pledge of Allegiance.

**ADOPTION OF AGENDA**

Moved by Commissioner Minor to adopt the meeting agenda with the addition of a communication from the City Manager; seconded by Mayor Pro Tem Wilkerson.

The motion received a unanimous vote.

**COMMUNICATION TO THE BOARD FROM CITY MANAGER TOM MERCER**

Mayor Moss read the April 6, 2015 letter from City Manager Tom Mercer announcing his retirement to be July 1<sup>st</sup>, 2015 with that taking of accumulated vacation time beginning June 16<sup>th</sup>.

Moved by Commissioner Robinson to authorize the Mayor to contact The Mercer Group to obtain an updated contract quote to conduct a search for a new City Manager and name Assistant City Manager Korena Weichel to interim City Manager effective July 1, 2015 and continuing until a replacement City Manager candidate can be found; seconded by Commissioner Minor.

Under further discussion Commissioner Mims asked if there are other groups that can be solicited to contract with. All communication from the Mercer Group is to go to all members of the board at the same time.

Substitute motion from Commissioner Mims to obtain three bids from three different City Manager search companies; seconded by Commissioner Jackson

Under further discussion, Commissioner Robinson noted that several companies had been assessed over a year ago when this subject was first approached. The Mercer Group was the company to which the issue had been narrowed down.

Substitute motion received the following vote:

Ayes: Mims, Jackson

Noes: Minor, Wilkerson, Robinson

Motion failed 3-2

Primary Motion received the following vote:

Ayes: Robinson, Wilkerson, Minor, Jackson

Noes: Mims

Motion passed 4-1

**PUBLIC HEARING // CITY OF CREEDMOOR INTENT TO BECOME A MEMBER OF SGWASA**

City Attorney Tom Currin provided preliminary information on state statute (162A-4) enabling the provision of requesting membership status with SGWASA.

Mayor Moss Opened the Public Hearing at 5:55 p.m.

There being no one wishing to speak, Mayor Moss closed the Public Hearing at 5:56 p.m.

**Resolution 2015-R-04: Resolution Signifying the Determination of the City of Creedmoor to Join the South Granville Water and Sewer Authority Pursuant to North Carolina G.S. §162A-4**

Moved by Commissioner Minor to adopt Resolution 2015-R-04: *Resolution Signifying the Determination of the City of Creedmoor to Join the South Granville Water and Sewer Authority Pursuant to North Carolina G.S. §162A-4*; seconded by Mayor Pro Tem Wilkerson.

Resolution received a unanimous vote.

**PROCLAMATIONS**

**Proclamation 2015-P-04: National Safety Communications Week**

Moved by Commissioner Jackson to adopt Proclamation 2015-P-04 with noted date correction; seconded by Commissioner Robinson. Motion received a unanimous vote.

**Proclamation 2015-P-05: Child Abuse Prevention Month**

Moved by Mayor Pro Tem Wilkerson to adopt Proclamation 2015-O-05: *Child Abuse Prevention Month*; seconded by Commissioner Minor. Motion received a unanimous vote.

**STAFF REPORT ON INDOOR SHOOTING RANGES**

Planning Director Michael S. Frangos provided an update on actions by the City's Planning Board as well as additional information pertaining to differing staff recommendations.

Commissioner Mims challenged voting on Ordinance 2015-O-01: *Discharge of Firearms* adopted during the March 16, 2015 Board of Commissioners Regular Meeting.

City Attorney Tom Currin stated the vote taken was valid.

Moved by Commissioner Mims to reconsider Ordinance 2015-O-01. As Commissioner Mims did not vote in favor of the Ordinance, her motion was found to be out of order.

City Attorney Tom Currin stated that interpretation of NC General Statute §160A-75 means "*when the matter is first introduced and not the ordinance itself*".

Mayor Moss asked that Commissioner Mims get with Planning Director Mike Frangos, City Attorney Tom Currin and City Manager Tom Mercer to discuss. Commissioner Mims respectfully declined. Commissioner Mims inferred that Commissioner Minor had a conflict of interest when voting on the ordinance.

Mayor Moss asked that the board consider the recommendations of the Planning Board to be included in the final version of the ordinance.

## **CITY MANAGER'S COMMENTS**

City Manager Tom Mercer updated council on the following

- Transportation // Sidewalks – Provided by Programs Director Scottie Cornett
  - Phase II/III/IV – meeting held with NCDOT on drainage design for project. Design was found to be more costly than originally anticipated. Collaboration and negotiations have resulted in compromises that are less cost prohibitive.
  - Reviews are taking longer than planned.
  - LAPP Project: Statistical data has been received from the Granville County Transportation Planner. More information is to be provided to the city's board in the near future.
  - Granville County Health Department assisted in identifying needed crosswalks. A list of six areas was identified. Powell Bill map streets were recommended. All four Paddington Subdivision recommended crosswalks were approved April 1<sup>st</sup> and installed immediately following.
- SGWASA APA Update.
  - Funds are in the City's regular account until investments are identified. Identification to be determined at the board's offsite meeting.
  - Assets being held until SGWASA has room for remaining equipment. Merger is going well.
  - Some billing items are being worked out.
- Municipal Records Retention Schedule Amendment  
Assistant City Manager Korena Weichel provided an introduction of the Municipal Records Retention Schedule Amendment

Moved by Commissioner Mims to adopt the Municipal Records Retention Schedule Amendment; seconded by Commissioner Robinson.

Motion received a unanimous vote.

## **COMMITTEE REPORTS**

### **Finance, Administration, & Intergovernmental Relations**

Commissioner Robinson provided the following report.

Moved by Commissioner Robinson that the City moves forward with obtaining an updated price quote from the Mercer Group to conduct a search for a new City Manager; seconded by Commissioner Minor. Motion received the following vote:

Ayes: Robinson, Wilkerson, Minor

Noes: Jackson, Mims

### **Energy, Environment, & Natural Resource**

Commissioner Minor provided the following report.

- Commissioner Minor thanked City Manager Tom Mercer for his years of service to the City and listed the benefits the City has received from his hard work.
- The Commissioner remarked that he will no longer support the Butner Creedmoor News following comments made in an article in its previous edition.

### **Public Safety**

Commissioner Jackson provided the following report.

- Thanked Danny Eudy for his service as Code Enforcement Officer.
- Attended Wake Electric Annual meeting at Louisburg College.
- Stated he agrees that the board needs to review the vote on Ordinance 2015-O-01.

Moved by Commissioner Jackson that the board submit a request to Attorney General Roy Cooper's office to determine if the vote on Ordinance 2015-O-01 was valid and to offer whatever legal advice his office deems necessary; seconded by Commissioner Mims.

Motion received the following vote:

Ayes: Jackson, Mims

Noes: Robinson, Wilkerson, Minor

Motion failed 3-2

Moved by Commissioner Jackson for a vote of no confidence in the City Attorney. As no second was received the motion was ruled out of order for lack of a second.

Moved by Commissioner Jackson for a vote of no confidence in Commissioner Jimmy Minor for withholding information; seconded by Commissioner Mims.

Moved by Commissioner Mims to adjourn; seconded by Commissioner Jackson. Motion received the following vote:

Ayes: Mims, Jackson

Noes: Robinson, Wilkerson, Minor

Motion failed 3-2.

### **Transportation Infrastructure**

Commissioner Mims provided the following report.

- Commissioner Mims recapped the recent accident involving an automobile crashing in to a house in Paddington Subdivision.
- Referenced the list of stormwater areas of issue throughout the City. Intends to bring up further in Committee Briefings.

Moved by Commissioner Mims to place a moratorium on all moneys received from SGWASA and that they be placed in escrow until the stormwater list can be addressed as a priority; seconded by Commissioner Jackson.

Motion received the following vote:

Ayes: Jackson, Mims

Noes: Robinson, Wilkerson, Minor

Motion failed 3-2

### **Community & Economic Development**

Mayor Pro Tem Wilkerson provided the following report.


- Mayor Pro Tem Wilkerson stated that he has a great deal of confidence in City Attorney Tom Currin.
- The Mayor Pro Tem addressed the reappointment of Planning Board members and submission of application stating that he thought it was printed in the paper that there were two applications submitted minutes before the last meeting started. The Mayor Pro Tem clarified that only one application was submitted well ahead of the meeting and the others were submitted well in advance.

### MAYOR'S COMMENTS

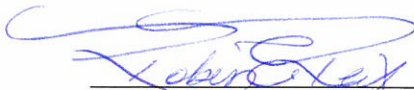
- Mayor Moss asked at this time if anyone would like to make a public comment. There were no requests to speak in response to his offer.
- Mayor Moss commented regarding the videotaping of the board's meetings and stated his expectation that parts of the video will be used in the upcoming elections. The Mayor cautioned the board members to be cognizant of this.
- Mayor Moss thanked City Manager Tom Mercer for putting the City ahead of his family during his tenure. He expects the city will realize what it has lost in Tom Mercer following his retirement.

### ADJOURNMENT

There being no further business before the Board, Commissioner Robinson moved to adjourn the meeting; seconded by Commissioner Jackson. The motion received a unanimous vote. Meeting adjourned at 7:26 p.m.

  
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Darryl D. Moss, Mayor

ATTEST:

  
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Robin E. Reif, City Clerk

