

TOWN OF OAK CITY

June 30, 2021

Minutes

TOWN MEETING 5:30 P.M.

CALL TO ORDER- Mayor Stalls

PRAYER- Commissioner Burnett

Attendance- Mayor Stalls; Commissioners: 4 are present- Burnett, Edmondson, Harrell, and Porter with 1 vacant seat

Special Call Meeting

NEW BUSINESS

Residence Discussion of Commissioner Edmondson- Commissioner Edmondson informs the board that he's moved to Speed NC (Edgecombe County) which is located outside of Martin County in the district which he currently serves as Commissioner. Attorney Lassiter informs the board that because Commissioner Edmondson moved out of town he is no longer eligible to vote for the offices of Mayor and Commissioners that his seat is deemed vacant. Attorney Lassiter states that according to Article VI of the Constitution when a council member ceases to reside in an electoral district that he was elected to represent, the office is deemed vacant. Attorney Lassiter stated that from a legal standpoint it was best for Commissioner Edmondson to resign his seat in good faith because, if he do not resign his vote would not be able to count during board meetings. Lassiter states that any citizen can question the legality of Edmondson staying on the board when he is no longer a resident and if reported could cause issues for the town. Attorney Lassiter provides each council member a copy of the General Statues 160A-59, qualifications for elective office. Commissioner Edmonson states he was under the impression he could finish the remainder of his term out being that it was only a few months left. Edmondson states that since he knows now it's not legal for him to do so he would turn in his letter of resignation to Commissioner/Town Clerk Porter on tomorrow.

Budget Amendment #8- Commissioner Harrell makes a motion to accept general fund budget amendment #8, 2nd by Commissioner Burnett. Motion passed

Adoption of New Code of Ordinances (Attorney Lassiter) – Board reviews code of ordinances from the Town of Bethel that was sent from the American Legal

Publishing to start the process of adopting ordinances. Attorney Lassiter informs the board that they can't enforce any laws in town, if there aren't any ordinances for it because it would be illegal. Attorney Lassiter states that because the board make a motion to approve a rule for the town if an ordinance isn't adopted then it couldn't be legally enforced. Attorney Lassiter states that the process to adopt ordinances could take approximately a 1 year and 1/2 or longer. Attorney Lassiter states that he's been working with the town for quite a while now and was only given a handful of ordinances over 15 years ago that are over 50 years old in which he recommend doing away with and adopting some new updated ordinances. Lassiter also recommends that the board comes up with a plan to meet periodically as they can to discuss the ordinances in detail to determine what they want to add, change or delete in reference to the ordinance book from the Town of Bethel.

Motion made to adjourn by Commissioner Harrell, 2nd by Commissioner Burnett. Motion passed.

Meeting adjourn at 8:30 p.m.

William Stahl - Mayor 7-7-21

Vonetta Porter - Town Clerk - 7/7/21

