

TOWN OF COATS
Board of Commissioners
Thursday, October 24, 2022
Official Minutes

The Town of Coats Board of Commissioners met in special session on Thursday, October 24, 2022 at 6:00 p.m. in the Board of Commissioners' Meeting Room at Coats Town Hall.

Members Present:

Commissioner Allen Mosby
Commissioner Kelvin Gilbert
Commissioner Shirley Allen
Commissioner Marc Powell

Staff Present:

Nick Holcomb, Town Manager
Al Bain, Town Attorney
Connie Lassiter, Finance Director/Town Clerk

Members Absent:

Mayor Chris Coats
Mayor Pro-Tem Jerry Beasley

I. CALL TO ORDER

Nick Holcomb, Town Manager, informed the Board that they would need to select someone to preside over the meeting due to the absence of the Mayor and Mayor Pro-Tem.

RESOLVED, that Commissioner Allen Mosby would preside over the meeting.

MOTION BY: Commissioner Marc Powell, SECOND BY: Commissioner Shirley Allen
APPROVED: 4-0, unanimously approved

A quorum being present, Commissioner Allen Mosby called the meeting to order at 6:00 p.m.

Commissioner Mosby delivered the invocation and led those in attendance in the Pledge of Allegiance.

II. PURCHASE AND EXCHANGE OF PROPERTY

Commissioner Allen Mosby stated the purpose of the special meeting was to clear up the item from the last meeting.

Town Manager Nick Holcomb expressed that the Board went into closed session to discuss purchase and exchange of a piece of property at the last meeting with the majority of the Board wanting to proceed with it and because of the exchange there were State requirements to advertise public notice ten days prior to a vote. Town Manager Holcomb explained that coming back in the room for open session the recorder was not set, and there was confusion of the motion that Mayor Pro-Tem Beasley made to proceed appeared to be to allow the Manager to negotiate. Town Manager Holcomb stated that although it seemed the majority of the Board wanted to proceed with publishing the notice, the Mayor Pro-Tem made the motion and there was a big difference in allowing to negotiate and allowing to proceed.

Town Manager Holcomb indicated that discussion with the Town Attorney led to the conclusion that it was best to present the Board with the actual notice that would run in the paper to satisfy the State law

and to have a motion that was clear to allow the Town Manager to proceed with required notice of the Board's intention to authorize the purchase and exchange of real estate.

Town Attorney Al Bain stated that at this point the Board would just be giving the Town Manager the authority to proceed with publication of notice; he went on to read NCGS 160A-271 "A city may exchange any real or personal property belonging to the city for other real or personal property by private negotiation if the city receives a full and fair consideration in exchange for its property. A city may also exchange facilities of a city-owned enterprise for like facilities located within or outside the corporate limits. Property shall be exchanged only pursuant to a resolution authorizing the exchange adopted at a regular meeting of the council upon 10 days' public notice. Notice shall be given by publication describing the properties to be exchanged, stating the value of the properties and other consideration changing hands, and announcing the council's intent to authorize the exchange at its next regular meeting."

Town Attorney Bain reiterated that what was needed now was authorization from the Board to publish notification and then the Board would consider to adopt the exchange at the next meeting.

RESOLVED, to proceed with giving Town Manager authority to publish notice of intent to authorize purchase and exchange of property.

**MOTION BY: Commissioner Marc Powell, SECOND BY: Commissioner Kelvin Gilbert
APPROVED: 4-0, unanimously approved**

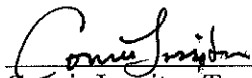
III. ADJOURN

Commissioner Allen Mosby called for a motion to adjourn.


RESOLVED, to adjourn.

**MOTION BY: Commissioner Kelvin Gilbert, SECOND BY: Commissioner Shirley Allen
APPROVED: 4-0, unanimously approved**

Meeting adjourned at 6:17 p.m.



Connie Lassiter, Town Clerk



Chris Coats, Mayor