



## **REVISED AGENDA**

### REGULAR TOWN COUNCIL MEETING

September 12, 2023 at 6:00 PM

Council Chambers - Apex Town Hall, 73 Hunter Street

The meeting will adjourn when all business is concluded or 10:00 PM, whichever comes first

#### Town Council and Administration

Mayor: Jacques K. Gilbert | Mayor Pro-Tempore: Audra Killingsworth

Council Members: Brett D. Gantt; Terry Mahaffey; Edward Gray; Arno Zegerman

Interim Town Manager: Shawn Purvis

Assistant Town Managers: Demetria John and Marty Stone

Town Clerk: Allen Coleman | Town Attorney: Laurie L. Hohe

### **COMMENCEMENT**

Call to Order | Invocation | Pledge of Allegiance

### **CONSENT AGENDA**

**CN1 Annexation No. 764 - Pleasant Plains Elementary School - 30.047 acres**

*Allen Coleman, Town Clerk*

**CN2 Contract Multi-Year - ITpipes Opco, LLC - July 1, 2023 through June 30, 2026 - ITpipes Mobile Units CCTV Condition Assessment and Data**

*Michael Deaton, P.E., Director, Water Resources Department*

**CN3 Contract Multi-Year - Ferguson Enterprises, LLC and Sensus USA Inc. - October 1, 2023 through September 30, 2038 - Advanced Metering Infrastructure (AMI) System**

*Marty Stone, Assistant Town Manager, Development and Operations Portfolio*

**CN4 Council Meeting Minutes - Various**

*Allen Coleman, Town Clerk*

**CN5 Report of Separation Agreement and Release**

*Laurie Hohe, Town Attorney*

**CN6 Resolution - Approve Sell and Issuance of \$3,460,000 Two-Third Public Improvement Bonds, Series 2023A and \$24,500,000, General Obligation (GO) Transportation Bonds, Series 2023B**

*Antwan Morrison, Director, Finance Department*

**CN7 Resolution - Public Utility Easement Abandonment**

*Steve Adams, Real Estate and Utilities Acquisition Specialist, Transportation & Infra. Dev. Dept.*

**CN8 Surplus Badge and Service Weapon - Retiring Police Officer Jeff Antonsen**

*Joey Best, Captain, Apex Police Department*

**CN9 Tax Reports - June and July 2023**

*Allen Coleman, Town Clerk*

## **PRESENTATIONS**

**PR1 Proclamation - Hispanic Heritage Month - September 15 through October 15, 2023**

*Mayor Jacques K. Gilbert*

**PR2 Proclamation - Indigenous Peoples Day - October 9, 2023**

*Mayor Jacques K. Gilbert*

**PR3 Proclamation - Patriot's Day, Honoring and Remembering - September 11, 2023**

*Mayor Jacques K. Gilbert*

**PR4 Proclamation - Party in the Peak Day 2023 - Saturday, September 23, 2023**

*Mayor Jacques K. Gilbert*

**PR5 S-Line Transit Oriented Development (TOD) Study - Final Report**

*Ryan Brumfield, PE, Director, Integrated Mobility Division, NC Dept. of Trans. (NCDOT)*

*Jason Orthner, PE, Director, Rail Division, NC Dept. of Trans. (NCDOT)*

## **REGULAR MEETING AGENDA**

Mayor Gilbert will call for additional Agenda items from Council or Staff and set the Regular Meeting Agenda prior to Council actions.

## **PUBLIC FORUM**

Public Forum allows the public an opportunity to address the Town Council. The speaker is requested not to address items that appear as Public Hearings scheduled on the Regular Agenda. The Mayor will recognize those who would like to speak at the appropriate time. Large groups are asked to select a representative to speak for the entire group. Comments must be limited to 3 minutes to allow others the opportunity to speak.

## **PUBLIC HEARINGS**

**PH1 Annexation No. 752 - Castleberry Assemblage - 90.24 acres (continued from August 8, 2023)**

*June Cowles, Senior Planner, Planning Department*

**AND**

**PH2 Rezoning Case No. 23CZ04 - Castleberry Reserve PUD (continued from August 8, 2023)**

June Cowles, Senior Planner, Planning Department

**PH3 Annexation No. 761 - Calyx Senior Living of Apex (Kobra LLC) - 7.259 acres**

Dianne Khin, Director, Planning Department

**PH4 Annexation No. 762 - The Summit (FKA Holland Road Mixed Use) - 29.4692 acres**

Dianne Khin, Director, Planning Department

**PH5 Thoroughfare and Collector Street Plan Amendment - East Williams Street and future Jessie Drive (continued from August 8, 2023)**

Shannon Cox, Long-Range Planning Manager, Planning Department

## **NEW BUSINESS**

**NB1 Western Big Branch Area Plan Update**

Jenna Shouse, Senior Long-Range Planner, Planning Department

**NB2 Unified Development Ordinance (UDO) Possible Amendments - Increase Resource Conservation Area (RCA) requirement and Solar Panels**

Amanda Bunce, Current Planning Manager, Planning Department

## **UPDATES BY INTERIM TOWN MANAGER**

### **CLOSED SESSION**

Council will enter into closed session pursuant to:

**CS1 Laurie Hohe, Town Attorney, Legal Department**

**NCGS §143-318.11(a)(3):**

*"To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body."*

**CS2 Allen Coleman, Town Clerk**

**NCGS §143-318.11(a)(6):**

*"To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee."*

## **ADJOURNMENT**