



AGENDA | REGULAR TOWN COUNCIL MEETING

March 12, 2024 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: Ed Gray

Council Members: Audra Killingsworth, Brett D. Gantt; Terry Mahaffey; 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

All Consent Agenda items are considered routine, to be enacted by one motion with the adoption of the Consent Agenda, and without discussion. If a Council Member requests discussion of an item, the item may be removed from the Consent Agenda and considered separately. The Mayor will present the Consent Agenda to be set prior to taking action on the following items:

CN1 Agreement - North Carolina Department of Transportation (NCDOT) - S-Line Mobility Hub Feasibility Study

Shannon Cox, Long Range Planning Manager, Planning Department

CN2 Annexation No. 771 - Castleberry Reserve - 13.52 acres

Allen Coleman, Town Clerk

CN3 Annexation No. 778 - Parc at Bradley Farm - 6.69 acres

Allen Coleman, Town Clerk

CN4 Budget Ordinance Amendment No. 13 - Economic Development Incentive Payments and Contracted Town Lobbyist

Joanna Helms, Director, Economic Development Department

Allen Coleman, Town Clerk

CN5 Contract Amendment No. 3 - CDM Smith Inc. - Sunset Hills Pump Station Project

Matthew Reker, Utilities Engineering Intern, Water Resources Department

CN6 Council Meeting Minutes - February 20, 2024

Allen Coleman, Town Clerk

CN7 Peak Landing Fee-In-Lieu (FIL)

Angela Reincke, Parks Planning Project Manager, Parks, Recreation, and Cult. Res. Dept.

CN8 Reimbursement Agreement - Lennar Carolinas, LLC - Depot 499 PUD

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

CN9 Resolution - Abandon Existing Drainage Easement - Kiddie Academy 905 Acton Street

Steve Adams, Real Estate and Utilities Acquisition Specialist, Trans. Infra. Dev. Dept.

CN10 Resolution - North Carolina Division of Water Infrastructure (NCDWI) American Rescue Plan (ARP) Grant Funds and Capital Project Ordinance Amendment No. 2024-8

Matthew Reker, Utilities Engineering Intern, Water Resources Department

CN11 Rezoning Case No. 23CZ17 - 0 Herbert Street - Statement and Ordinance

Liz Loftin, Senior Planner, Planning Department

CN12 Rezoning Case No. 23CZ23 - Saunders Street Parking Lot - Statement and Ordinance

Liz Loftin, Senior Planner, Planning Department

CN13 Tax Report - January 2024

Allen Coleman, Town Clerk

CN14 Unified Development Ordinance (UDO) Amendments February 2024 - Signs and Typo Correction - Statement

Amanda Bunce, Current Planning Manager, Planning Department

CN15 Unified Development Ordinance (UDO) Amendments February 2024 - Traffic Calming - Statement

Amanda Bunce, Current Planning Manager, Planning Department

PRESENTATIONS - None

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 - None

NEW BUSINESS

NB1 Public Art - Permanent Sculpture Collection Expansion

Taylor Wray, Cultural Arts Center Manager, Parks, Recreation, and Cult. Res. Department

UPDATES BY TOWN MANAGER

CLOSED SESSION

Council will enter into closed session pursuant to:

CS1 Steve Adams, Real Estate and Utilities Acquisition Specialist

NCGS § 143-318.11(a)(5)

"To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease."

CS2 Allen Coleman, Town Clerk

NCGS §143-318.11 (1):

"To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes."

CS3 Mayor Jacques K. Gilbert

NCGS § 143-318.11(a)(6):

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