



AGENDA | REGULAR TOWN COUNCIL MEETING

April 11, 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
Councilmembers: Brett D. Gantt; Terry Mahaffey; Edward Gray; Arno Zegerman
Town Manager: Catherine Crosby | Deputy 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 2023 Revised Council Meeting Calendar

Allen Coleman, Town Clerk

CN2 Agreement - Joint Re-Development Agreement w/Hurricanes Hockey LP - Use of a Town Facility at Apex Community Park

Craig Setzer, Director, Parks, Recreation, and Cultural Resources Department

CN3 Annexation No. 754 - Prestwick (Morris Tracts) - 14.129 acres

Allen Coleman, Town Clerk

CN4 Appointments - Board of Adjustment (BOA) - Various Amendments

Allen Coleman, Town Clerk

CN5 Contract Multi-Year - Infrastructure Technology Services Inc - Electric Utility Installations - May 1, 2023 through April 30, 2026

Eric Neumann, Director, Electric Utilities Department

CN6 Council Meeting Minutes

Allen Coleman, Town Clerk

CN7 Encroachment Agreement - 1478 Wragby Lane Lot 366

Chris Johnson, PE, MPA, Director, Transportation & Infrastructure Development Department

CN8 Encroachment Agreement - 2609 Sunnybrook Farm Drive Lot 269

Chris Johnson, PE, MPA, Director, Transportation & Infrastructure Development Department

CN9 Resolution - Right-of-Way (ROW) Road Closure Request - Set Public Hearing

Allen Coleman, Town Clerk

CN10 Rezoning Case No. 22CZ22 Elevate 64 West PUD - Statement & Ordinance

Shelly Mayo, Planner II, Planning Department

CN11 Unified Development Ordinance (UDO) Amendments - March 2023 - Statement

Amanda Bunce, Current Planning Manager, Planning Department

PRESENTATIONS

PR1 Commemorating Apex's 150th Anniversary - Representative Julie von Haefen

Jacques K. Gilbert, Mayor, and

Allen Coleman, Town Clerk

PR2 Proclamation - Celebrating Diversity Month - April 2023

Jacques K. Gilbert, Mayor, and

Linda Graham Jones, Director, Diversity, Equity, and Inclusion Department

PR3 Proclamation - National Telecommunicator Week - April XX through April XX, 2023

Jacques K. Gilbert, Mayor, and

Jason Armstrong, Police Chief, Apex Police Department (APD)

PR4 Think Apex Awards

Jacques K. Gilbert, Mayor, and

Barbara Belicic, Small Business Specialist, Economic Development Department

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

UPDATES BY TOWN MANAGER

CLOSED SESSION

Council will enter into closed session pursuant to:

CS1 Laurie Hohe, Town Attorney

RE: Empire Contractors, LLC, v. Town of Apex

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."

ADJOURNMENT