



# **AGENDA** | REGULAR TOWN COUNCIL MEETING

December 13, 2022 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 Tem: Audra Killingworth

Council Members: Brett D. Gantt; Terry Mahaffey; Edward Gray, Vacant Seat

Town Manager: Catherine Crosby | Deputy Town Manager: Shawn Purvis | Assistant Town Manager: Marty Stone

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

## **COMMENCEMENT**

Call to Order | Invocation | Pledge of Allegiance

***Special School Singing - Apex Friendship Elementary School***

## **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 - Spectrum Enterprise Service - Additional Facilities - Continuous Term**

*Erika Sacco, IT Director, and Marty Stone, Assistant Town Manager*

### **CN2 Annexation No. 735 - Hatcher Property - 28.8420 acres**

*Allen Coleman, Town Clerk*

### **CN3 Annexation No. 740 - 1933 Olive Chapel Road - 3.40 acres**

*Allen Coleman, Town Clerk*

### **CN4 Annexation No. 741 - The Townes at the Station - 16.30 acres**

*Allen Coleman, Town Clerk*

### **CN5 Appointments - Housing Advisory Board**

*Allen Coleman, Town Clerk*

### **CN6 Budget Ordinance Amendment No. 11 and Capital Project Ordinance Amendment No. 2023-2 - Humie Olive Road and Blazing Trail - Traffic Signal Design**

*Chris Johnson, PE, Director, Department of Transportation and Infrastructure*

### **CN7 Budget Ordinance Amendment No. 12 and Capital Project Ordinance Amendment No. 2023-3 - Downtown Safe Routes to School & Transit Connections Project**

*Chris Johnson, PE, Director, Department of Transportation and Infrastructure*

**CN8 Development Agreement - DHIC Broadstone Walk LLC**

*Shawn Purvis, Deputy Town Manager*

**CN9 Human Resources (HR) Policy Updates and Budget Ordinance Amendment No. 13 - 2022 Pay Study (*Pending*)**

*Mary Beth Manville, Human Resources Director*

**CN10 North Carolina League of Municipalities (NCLM) - Voting Delegate 2023-2024**

*Jacques K. Gilbert, Mayor*

**CN11 Resolution - Delegation of Authority to Execute Right of Way (ROW) Encroachment Agreements - North Carolina Department of Transportation**

*Marty Stone, Assistant Town Manager*

**CN12 Rezoning Case No. 21CZ27 Tingen Road Residential - Set Public Hearing**

*Shelly Mayo, Planner II, Planning Department*

**CN13 Rezoning Case No. 22CZ12 Hatcher Property Rezoning - Set Public Hearing**

*Shelly Mayo, Planner II, Planning Department*

**CN14 Rezoning Case No. 22CZ17 The Townes at the Station PUD - Set Public Hearing**

*Shelly Mayo, Planner II, Planning Department*

**CN15 Rezoning Case No. 22CZ20 The Preserve at Holt - Set Public Hearing**

*Shelly Mayo, Planner II, Planning Department*

**CN16 Surplus Badge and Service Weapon - Retiring Sgt. Raymond Rivera**

*Deputy Chief of Police, Mitch McKinney, Apex Police Department*

**CN17 Tax Report - October 2022**

*Allen Coleman, Town Clerk*

**CN18 Temporary Suspension of Residential Time of Use (TOU) Rate**

*Eric Neumann, Director, Department of Electric Utilities*

**CN19 Unified Development Ordinance (UDO) Amendments - January 2023**

*Dianne Khin, Planning Director, Planning Department*

**CN20 Unified Development Ordinance (UDO) Amendments - November 2022**

*Amanda Bunce, Current Planning Manager, Planning Department*

## **PRESENTATIONS**

**PR1 Economic Development Strategic Plan Presentation**

*Joanna Helms, Director, Department of Economic Development, and Crystal Morphis, Consultant*

**PR2 S-Line Transit Oriented Development (TOD) Study Briefing**

*Shannon Cox, Long Range Planning Manager, and Scott Curry, Associate Planner/Urban Designer*

**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 Public Art - "Blackbird Circle" Sculpture Purchase and Relocation**

Taylor Wray, Special Events Coordinator, Department of Parks, Recreation, and Cultural Resources

**NEW BUSINESS**

**NB1 At-Large Council Vacancy - Process Update**

*Allen Coleman, Town Clerk*

**UPDATES BY TOWN MANAGER**

**CLOSED SESSION**

Council will enter into closed session pursuant to:

**CS1 Laurie Hohe, Town Attorney**

**NCGS §143-318.11 (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."*

**CS2 Jacques K. Gilbert, Mayor**

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**ADJOURNMENT**