



# AGENDA | REGULAR TOWN COUNCIL MEETING

February 14, 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 Killingworth  
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 Agreement Renewal - Rebuilding Together of the Triangle (RTT) - Housing Rehabilitation Program Administration Service Agreement and Apex Cares Housing Rehabilitation Program Updates**  
*Shannon Cox, Long Range Planning Manager, Planning*
- CN2 Annexation No. 746 - Friendship Village - 27.853 acres**  
*Allen Coleman, Town Clerk*
- CN3 Annexation No. 749 - Apex Gateway Phase 2 - 244.87 acres**  
*Allen Coleman, Town Clerk*
- CN4 Annexation No. 750 - 2012 Ramblewood Drive - 5.719 acres**  
*Allen Coleman, Town Clerk*
- CN5 Budget Ordinance Amendment No. 14 and Capital Project Ordinance Amendment No. 2023-4 - GoApex Route 1 Improvements - CDBG**  
*Shannon Cox, Long Range Planning Manager, Planning*
- CN6 Contract Multi-Year - National Power, LLC - Generator Service/Repair - January 1, 2023 through December 31, 2025**  
*Michael Deaton, P.E., Director, Water Resources*

- CN7 Contract Multi-Year - TexNXS, LLC - AquaResource Software Support - April 1, 2023 through March 31, 2026**  
*Michael Deaton, P.E., Director, Water Resources*
- CN8 Council Meeting Minutes**  
*Allen Coleman, Town Clerk*
- CN9 Encroachment Agreement - 3018 Lauder Lane Lot 30**  
*Marty Stone, Assistant Town Manager*
- CN10 Encroachment Agreement - 1730 Wimberly Road Lot 186**  
*Marty Stone, Assistant Town Manager*
- CN11 Memorandum of Understanding (MOU) between Hurricanes Hockey, LP and the Town of Apex - Joint Re-Development and Use of Town Facility**  
*Angela Reincke, Parks Planning Project Manager, Parks, Recreation, and Cultural Resources*
- CN12 Rezoning Case No. 22CZ13 - 2021 N Salem St PUD - Statement and Ordinance**  
*Amanda Bunce, Current Planning Manager, Planning*
- CN13 Rezoning Case No. 22CZ19 - The Heights PUD - Set Public Hearing**  
*Shelly Mayo, Planner II, Planning*
- CN14 Rezoning Case No. 22CZ23 - Yellowbridge PUD Amendment - Statement and Ordinance**  
*Lauren Staudenmaier, Planner II, Planning*
- CN15 Rezoning Case No. 22CZ24 - Apex Gateway Ph 1 (Project Real Amendment) - Statement and Ordinance**  
*Amanda Bunce, Current Planning Manager*
- CN16 Rezoning Case No. 22CZ26 - Apex Gateway Ph 2 - Set Public Hearing**  
*Amanda Bunce, Current Planning Manager, Planning*
- CN17 Surplus - 2002 Sterling Water Tanker (Fleet Number 118) to the Town of Morrisville**  
*Jeffrey Maynard, Assistant Chief, Fire Department*
- CN18 Unified Development Ordinance (UDO) Amendments - February 2023 - Set Public Hearing**  
*Amanda Bunce, Current Planning Manager, Planning*
- CN19 Veridea Environmental Enhancement Plan - Set Public Hearing**  
*Amanda Bunce, Current Planning Manager, Planning*

## **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**

**PH1 Annexation No. 743 - 7624 Reams Ct. (Bhat Property) - 5.45 acres**

*Dianne Khin, Director, Planning*

**PH2 Annexation No. 751 - 2705 Richardson Road - 3.677 acres**

*Dianne Khin, Director, Planning*

**PH3 Ordinance Amendment for Chapter 5 - Soil Erosion and Sedimentation Control**

*Robert Patterson, P.E., Senior Engineer, Water Resources*

### **NEW BUSINESS**

### **UPDATES BY TOWN MANAGER**

### **CLOSED SESSION**

Council will enter into closed session pursuant to:

**CS1 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."*

**CS2 Jacques K. Gilbert, Mayor**

**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.”*

**CS3 Jacques K. Gilbert, Mayor**

**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.”*

**ADJOURNMENT**