



## **AGENDA | REGULAR TOWN COUNCIL MEETING**

August 13, 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 Town Executive Leadership**

Mayor: Jacques K. Gilbert | Mayor Pro-Tempore: Edward Gray

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

Town Manager: Randal E. Vosburg

Deputy Town Manager: Shawn Purvis

Assistant Town Managers: Demetria John and Marty Stone

Town Clerk: Allen L. 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 - Active Network, LLC - Recreation Programming Registration Software - September 1, 2024 through June 30, 2025**

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

**CN2 Agreement - Interlocal Agreement - Emergency Dispatch and Communications Systems - Town of Apex, Town of Cary, and Town of Morrisville**

*Tim Herman, Chief, Apex Fire Department (AFD)*

**CN3 Annexation No. 785 - Elevate 64 West - 35.15 acres**

*Allen Coleman, Town Clerk*

**CN4 Annexation No. 787 - Chapel Ridge North - 21.56 acres**

*Allen Coleman, Town Clerk*

**CN5 Appointment(s) - Parks, Recreation, and Cultural Resources Advisory Commission**

*Allen Coleman, Town Clerk*

**CN6 Appointment(s) - Parks, Recreation, and Cultural Resources Advisory Commission - Chair-Vice-Chair**

*Allen Coleman, Town Clerk*

**CN7 Construction Contract Award - W.C. Construction Company - Columbarium Project Budget Ordinance Amendment No. 1 and Capital Project Ordinance Amendment No. 2025-1**

*Shawn Purvis, Deputy Town Manager, Town Manager's Office*

**CN8 Contract Multi-Year - Blink Charging Co. - Install New EV Charging Infrastructure - August 2024 through August 2029**

*Matt Wetherell, Facilities and Grounds Manager, Public Works Department, and Don Reeves, Sustainability Coordinator, Budget and Performance Management Dept.*

**CN9 Contract - Single Source Vendor - Borders States - Regulator Controllers at Mount Zion Substation - Eaton CL-7 Series**

*Eric Neumann, MPA, Director, Electric Utilities Department*

**CN10 Contract Agreement Amendment - Municipal Fire Protection with Wake County - Fiscal Years 2023 through 2025**

*Tim Herman, Chief, Apex Fire Department (AFD)*

**CN11 Council Meeting Minutes - Various**

*Allen Coleman, Town Clerk*

**CN12 Human Resources (HR) Policy Updates - Town's Personnel Policies**

*Mary Beth Manville, Director, Human Resources Department*

**CN13 Memorandum of Agreement (MOA) between Town of Apex, State of North Carolina Division of Water Resources, and the Lower Neuse Basin Association and Permittees - In-Stream Monitoring Requirements**

*Lori Avent, Water Resources Specialist, Water Resources Department*

**CN14 Rezoning Case No. 22CZ27 - Center City Townhomes - Statement and Ordinance**

*Lauren Staudenmaier, Planner II, Planning Department*

**CN15 Rezoning Case No. 24CZ05 - 2228 Kelly Road - Statement and Ordinance**

*Lauren Staudenmaier, Planner II, Planning Department*

**CN16 Rezoning Case No. 24CZ08 - 0 and 1341 Perry Road - Statement and Ordinance**

*Shelly Mayo, Planner II, Planning Department*

**CN17 Tax Report - May 2024**

*Allen Coleman, Town Clerk*

## **PRESENTATIONS**

### **PR1 Proclamation - Apex Outreach Service Project (AOSP) - Celebrating 25 Years of Service and Success**

*Mayor Jacques K. Gilbert*

## **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 Apex Transportation Plan Amendments - Middle Creek Greenway**

*Angela Reincke, Parks Planning Manager, Parks, Recreation, and Cultural Resources Dept.*

### **PH2 Unified Development Ordinance (UDO) Amendments - July and August 2024**

*Amanda Bunce, Current Planning Manager, Planning Department*

## **NEW BUSINESS**

### **NB1 Construction Contract Award - S. T. Wooten Corporation - Apex Peakway Southwest Connector**

*Russell Dalton, Traffic Engineering Manager, Transportation and Infrastructure Dev. Dept., and Adam Stephenson, Transportation Engineering Manager, Transportation and Infra. Dev. Dept.*

### **NB2 Façade Grant Program Discussion - Potential Changes**

*Dianne Khin, Director, Planning Department, and Marty Stone, Assistant Town Manager, Town Manager's Office*

### **NB3 Old US Highway 1 at Friendship Road and Holland Road Improvements**

*Russell Dalton, Traffic Engineering Manager, Transportation and Infrastructure Dev. Dept.*

## **UPDATES BY TOWN MANAGER**

### **TM1 Police Chief Recruitment Process Overview**

*Randy Vosburg, Town Manager, and*

*Demetria John, Assistant Town Manager, Community and Safety Portfolio*

## **CLOSED SESSION**

Council will enter into closed session pursuant to:

### **CS1 Steve Adams, Utilities Acquisition and Real Estate 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 Laurie Hohe, Town Attorney**

#### **RE: Williams 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."*

### **CS3 Allen Coleman, Town Clerk**

#### **NCGS §143-318.11(a)(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."*

## **ADJOURNMENT**