



# **AGENDA** | REGULAR TOWN COUNCIL MEETING

January 10, 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

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

## **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 Appointments - Public Art Committee**

*Allen Coleman, Town Clerk*

### **CN3 Fiscal Year 2023-2024 Annual Operating Budget Pre-Public Hearing - Set Public Hearing**

*Amanda Grogan, Director of Budget and Performance Management*

### **CN4 Encroachment Agreement - 1010 Woodlands Creek Way Lot 6 (Sherika Simpson)**

*Marty Stone, Assistant Town Manager*

### **CN5 Human Resources (HR) Policy Updates and Budget Ordinance Amendment No. 13 - 2022 Pay Study**

*Mary Beth Manville, Human Resources Director*

### **CN6 Resolution - North Carolina Department of Transportation (NCDOT) Paved Trails and Sidewalk Feasibility Study Grant Proposal**

*Angela Reincke, Parks Planning Project Manager*

### **CN7 Rezoning Case No. 21CZ18 - Olive Chapel Professional Park**

*Amanda Bunce, Current Planning Manager*

**CN8 Rezoning Case No. 22CZ18 - Humie Olive Place**

*Shelly Mayo, Planner II*

**CN9 Rezoning Case No. 22CZ23 - Yellowbridge PUD Amendment - Set Public Hearing**

*Lauren Staudenmaier, Planner II*

**CN10 Rezoning Case No. 22CZ24 - Apex Gateway Ph 1 Amendment - Set Public Hearing**

*Amanda Bunce, Current Planning Manager*

**CN11 Rezoning Case No. 22CZ25 - 0 Prince Dead End Road - Set Public Hearing**

*Shelly Mayo, Planner II*

**CN12 Tax Report - November 2022**

*Allen Coleman, Town Clerk*

**UNFINISHED BUSINESS**

**UB1 Appointment of Temporary At-Large Town Councilmember - Unexpired Term Ending December 6, 2023**

*Allen Coleman, Town Clerk*

**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 Rezoning Case No. 21CZ27 - 1010 Tingen Road**

*Shelly Mayo, Planner II*

**PH2 Annexation No. 735 - Hatcher Property - 28.8420 acres**

*Dianne Khin, Planning Director*

**AND**

**PH3 Rezoning Case No. 22CZ12 - Hatcher Property**

*Shelly Mayo, Planner II*

**PH4 Annexation No. 740 - 1933 Olive Chapel Road - 3.40 acres**

*Dianne Khin, Planning Director*

**PH5 Annexation No. 741 - The Townes at the Station PUD - 16.30 acres**

*Dianne Khin, Planning Director*

**AND**

**PH6 Rezoning Case No. 22CZ17 - The Townes at the Station PUD**

*Shelly Mayo, Planner II*

**PH7 Rezoning Case No. 22CZ20 - The Preserve at Holt**

*Shelly Mayo, Planner II*

**PH8 Unified Development Ordinance (UDO) Amendments - January 2023**

*Dianne Khin, Planning Director*

**NEW BUSINESS**

**UPDATES BY TOWN MANAGER**

**CLOSED SESSION**

Council will enter into closed session pursuant to:

**CS1 Laurie Hohe, Town Attorney**

**RE: Town of Apex v. Marcia M. Lund; 22-CVS-11706 and  
Town of Apex v. Susan S. Smills, et al; 22-CVS-11707**

**NCGS §143-318.11 (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**