



# AGENDA | REGULAR TOWN COUNCIL MEETING

September 26, 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

Council Members: Brett D. Gantt; Terry Mahaffey; Edward Gray; Arno Zegerman

Interim 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 Budget Ordinance Amendment No. 9 - White Oak Creek Consortium Reimbursement**

*Marty Stone, P.E., Assistant Town Manager, Development and Operations Portfolio*

### **CN2 Construction Contract Award - Carolina Civilworks, Inc. - Sunset Hills Pump Station Improvement Project**

*Matthew Reker, Utilities Engineer, Water Resources Department*

### **CN3 Construction Contract Award - Lanier Construction Company Inc. - Apex West Greenway and Capital Project Ordinance Amendment No. 2024-6**

*Angela Reincke, Parks Planning & Project Manager, Parks, Recreation and Cultural Res. Dept.*

### **CN4 Construction Contract Technical Amendment - Fred Smith Co. - Beaver Creek Greenway (Phase 1, Phase 1A, and Phase 2)**

*Angela Reincke, Parks Planning & Project Manager, Parks, Recreation and Cultural Res. Dept.*

### **CN5 Council Meeting Minutes - Various**

*Allen Coleman, Town Clerk*

### **CN6 Design-Build Delivery Method for Construction Projects and Design-Build of a Bike Park Facility at Hunter Street Park**

*Angela Reincke, Parks Planning & Project Manager, Parks, Recreation and Cultural Res. Dept.*

**CN7 Fee-In-Lieu (FIL) of Land Dedication - Townes on Tingen**

*Angela Reincke, Parks Planning & Project Manager, Parks, Recreation and Cultural Res. Dept.*

**CN8 Ordinance Amendment Chapter 20 - Section 150(13) - No Parking in a Bike Lane**

*Russell Dalton, Traffic Engineering Manager, Transportation & Infra. Dev. Dept.*

**CN9 Resolution - Abandon Existing Utility Easements**

*Steve Adams, Real Estate and Utilities Acquisition Specialist, Transportation & Infra. Dev. Dept.*

**CN10 Resolution - Water Shortage Response Plan**

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

## **PRESENTATIONS**

**PR1 Proclamation - Cyber Security Awareness Month - October 2023**

*Conrad Sain, IT Security Administrator, Information Technologies (IT) Department*

**PR2 Proclamation - Hindu Heritage Month - October 2023**

*Celeste Sherer, Diversity, Equity, and Inclusion (DEI) Coordinator, DEI Department*

**PR3 Vision Zero Traffic Safety Program - One (1) Year Update**

*Russell Dalton, Traffic Engineering Manager, Transportation & Infra. Dev. Dept. and,  
Sajid Hassan, Traffic Safety Engineer, Transportation & Infra. Dev. Dept.*

**PR4 Wake County Land Cover Analysis & Tree Canopy Assessment**

*Timothy Maloney, Director, Wake County Department of Planning, Development & Inspections, and  
Bill Shroyer, Senior GIS Analyst, Wake County Department of Planning, Development & Inspections*

## **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. 764 - Pleasant Plains Elementary School - 30.047 acres**

*Dianne Khin, Director, Planning Department*

### **PH2 Unified Development Ordinances (UDO) Amendments - September 2023**

*Amanda Bunce, Current Planning Manager, Planning Department*

## **OLD BUSINESS**

### **OB1 Report of Separation Agreement and Release**

*Laurie Hohe, Town Attorney*

## **NEW BUSINESS**

### **NB1 Unified Development Ordinance (UDO) Possible Amendments - Increase Resource Conversation Area (RCA) requirement and Solar Panels**

*Amanda Bunce, Current Planning Manager, Planning Department*

## **UPDATES BY TOWN MANAGER**

## **CLOSED SESSION**

Council will enter into closed session pursuant to:

### **CS1 Jacques K. Gilbert, Mayor**

#### **NCGS §143-318.11(a)(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 Allen Coleman, Town Clerk**

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"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**