



AGENDA | REGULAR TOWN COUNCIL MEETING

August 22, 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 2023 Revised Council Meeting Calendar

Allen Coleman, Town Clerk

CN2 Agreement - Installment Purchasing Agreement (IPA) and Resolution - Equipment and Vehicles

Antwan Morrison, Director, Finance Department

CN3 Annexation No. 761 - Calyx Senior Living of Apex (Kobra LLC) - 7.259 acres

Allen Coleman, Town Clerk

CN4 Annexation No. 762 - The Summit (FKA Holland Road Mixed Use) - 29.4692 acres

Allen Coleman, Town Clerk

CN5 Budget Ordinance Amendment No. 6 - Purchase Order Carryovers Fiscal Year 2023

Amanda Grogan, Director, Budget and Performance Management Department

CN6 Budget Ordinance Amendment No. 7 - Moore Street Parking

Adam Stephenson, Transportation Engineering Manager, Trans. and Infra. Dev. Dept.

CN7 Budget Ordinance Amendment No. 8 - Deer Creek Reimbursement

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

CN8 Capital Project Ordinance Amendment No. 2024-4 - Saunders Street and Hinton Street Sidewalk Project

Russell Dalton, P.E., Traffic Engineering Manager, Trans. and Infra. Dev. Dept.

CN9 Capital Project Ordinance Amendment No. 2024-5 - Southwest Peakway Project

Russell Dalton, P.E., Traffic Engineering Manager, Trans. and Infra. Dev. Dept.

CN10 Council Meeting Minutes - August 8, 2023

Allen Coleman, Town Clerk

CN11 Ordinance Amendment - Chapter 20 Traffic - Section 164(42) - Wirks Worth Circle, No Parking

Russell Dalton, P.E., Traffic Engineering Manager, Trans. and Infra. Dev. Dept.

CN12 Resolution - Walden Road Abandonment

Allen Coleman, Town Clerk

CN13 Rezoning Case No. 23CZ10 - Salem Church Road Parcels - Statement and Ordinance

June Cowles, Senior Planner, Planning Department

CN14 Rezoning Case No. 23CZ12 - Sweetwater PUD Amendment - Statement & Ordinance

Amanda Bunce, Current Planning Manager, Planning Department

CN15 Speed Limit Concurrence - North Carolina Department of Transportation (NCDOT) - James Street West of S. Hughes Street, 25mph

Russell Dalton, P.E., Traffic Engineering Manager, Trans. and Infra. Dev. Dept.

CN16 Tobacco Road Place - Fee-In-Lieu (FIL)

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

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 HEARING

PH1 Bond Order - Proposed Public Improvement Bonds

Antwan Morrison, Director, Finance Department

PH2 Annexation No. 756 - Yellowbridge Capital - 52.375 acres

Dianne Khin, Director, Planning Department

PH3 Annexation No. 758 - Estates at White Oak - 9.186 acres

Dianne Khin, Director, Planning Department

PH4 Annexation No. 759 - 5925 Farmpond Road - 2.747 acres

Dianne Khin, Director, Planning Department

PH5 Annexation No. 760 - 2633 Whistling Quail Run - 3.806 acres

Dianne Khin, Director, Planning Department

PH6 Transportation Plan Amendment - Old Jenks Road Side Path

Jenna Shouse, Senior Long-Range Planner, Planning Department

PH7 Transportation Plan Amendment - Transit Trail Side Path

Jenna Shouse, Senior Long-Range Planner, Planning Department

PH8 Transportation Plan Amendment - Utley Farms Local Connector and Side Path

Jenna Shouse, Senior Long-Range Planner, Planning Department

OLD BUSINESS

UNFINISHED BUSINESS

NEW BUSINESS

NB1 Traffic Safety - Woodall Crest Drive

Russell Dalton, P.E., Traffic Engineering Manager, Trans. and Infra. Dev. Dept.

UPDATES BY INTERIM TOWN MANAGER

CLOSED SESSION

Council will enter into closed session pursuant to:

CS1 Laurie Hohe, Town Attorney, Legal Department

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."

CS2 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."

CS3 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."

ADJOURNMENT