



## TOWN COUNCIL MEETING

TUESDAY, DECEMBER 3, 2013

**Keith H. Weatherly, Mayor**  
**Eugene J. Schulze, Mayor Pro Tempore**  
**Terry L. Rowe, Scott R. Lassiter,**  
**William S. Jensen, and Lance Olive, Council Members**  
**Bruce A. Radford, Town Manager**  
**J. Michael Wilson, Assistant Town Manager**  
**Donna B. Hosch, CMC, NCCMC, Town Clerk**  
**Henry C. Fordham, Jr., Town Attorney**  
**Council Members-elect:**  
**Nicole L. Dozier and Denise C. Wilkie**

The Regular Meeting of the Apex Town Council scheduled for Tuesday, December 3, 2013, at 7:00 p.m. was held in the Council Chamber of Apex Town Hall, 73 Hunter Street

### COMMENCEMENT

Mayor Weatherly called the meeting to order. Father David E. Fitzgerald, SA, Pastor, St. Andrew the Apostle Roman Catholic church gave the Invocation. Boy Scout Troop 209, Stacy Barbour, Scout Master, presented the Colors and led the Pledge of Allegiance.

Mayor Weatherly expressed the regrets of Council Member Rowe who could not be present. Notables in the audience were recognized: Nolan Cooke, former Apex Council Member and Mayor Pro Tem, Mike Jones, former Apex Council Member and Mayor Pro Tem, and former Commissioner of Labor, Harry E. Payne, Jr.

### PRESENTATIONS

There were no presentations to be made.

### CONSENT AGENDA

- Consent 01 Minutes of the November 19, 2013 Regular Council Meeting and Minutes of the November 19, 2013 Closed Session (*Closed Session Minutes recorded separately*)
- Consent 02 Public Hearing for the December 17, 2013 Town Council Meeting regarding Rezone #13CZ20, 122.66 acres located at 0 Ivey Road & 1513 Wimberley Road from Rural Residential and Wake County R-80W to Planned Unit Development Conditional Zoning

- Consent 03 Public Hearing for the December 17, 2013 Town Council Meeting regarding Rezone #13CZ27, 198.69 acres located at 0, 7625, 7641, 7720, and 4021 Green Level West Rd, and 8109, 8113, 8129 Green Level Church Road from Low Density Residential and Low Density Residential Conditional Zoning to Planned Unit Development Conditional Zoning
- Consent 04 Public Hearing for the December 17, 2013 Town Council Meeting regarding Rezone #13CZ29, 28.96 acres located at 2656 Olive Chapel Road from Wake County R-80W to Planned Unit Development Conditional Zoning
- Consent 05 Resolution Directing the Town Clerk to Investigate Petition Received, Certificate of Sufficiency by the Town Clerk, and Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council’s intent to annex Jerome Rex Eatman, Jr. property containing 28.960 acres located at 2625 Olive Chapel Road, Annexation #499 into the Town’s corporate limits
- Consent 06 Resolution Directing the Town Clerk to Investigate Petition Received, Certificate of Sufficiency by the Town Clerk, and Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council’s intent to annex Guy C. Lee property containing 8.3110 acres located at 900 N Salem Street, Annexation #500 into the Town’s corporate limits
- Consent 07 Resolution Directing the Town Clerk to Investigate Petition Received, Certificate of Sufficiency by the Town Clerk, and Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council’s intent to annex Beverly and Charles Harris Jr. property containing 4.244 acres located at 1513 Wimberly Road, Annexation #501 into the Town’s corporate limits
- Consent 08 Statement of the Apex Town Council and Ordinance for Rezoning Case #13CZ25, Glenda Toppe, petitioner for the property located at 8120 & 8136 Stephenson Road
- Consent 09 Statement of the Apex Town Council and Ordinance for Rezoning Case #13CZ23, Kimley Horn and Associates/Columbia Development, petitioner for the property located at 0 US Hwy 64 (north of Hwy 64 between Laura Duncan Road and Shepherds Vineyard Drive)
- Consent 10 Revised form of Unified Development Ordinance amendment presented at the November 19<sup>th</sup> Town Council meeting

MAYOR WEATHERLY CALLED FOR A MOTION TO APPROVE THE CONSENT AGENDA. COUNCIL MEMBER OLIVE MADE THE MOTION; MAYOR PRO TEM SCHULZE SECONDED THE MOTION.  
THE MOTION CARRIED BY A UNANIMOUS 4-0 VOTE.

## OLD BUSINESS

There were no Old Business items to be considered.

Mayor Weatherly recognized J.C. Knowles, Ambassador and President of the Downtown Business Association. Mr. Knowles thanked Council Member Olive and Rowe for their years of service, pointing out accomplishments made during their tenures. Mr. Knowles congratulated the newcomers to the Council, Ms. Dozier and Ms. Wilkie.

Mayor Weatherly called for a brief recess. After the recess, Mayor Weatherly presided over the Ceremonial Proceedings.

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## CEREMONIAL PROCEEDINGS OF THE APEX TOWN COUNCIL

### RECOGNITION OF OUTGOING COUNCIL MEMBERS

#### **Lance Olive**

Mayor Weatherly read and presented Council Member Olive with a plaque of appreciation from the citizens of Apex. Council Member Olive thanked all, especially his wife Cheryl, his mother, and his father.  
Council Member Olive retired his Council seat.

#### **Terry L. Rowe**

Mayor Weatherly stated Council Member Rowe would receive his plaque of thanks from the citizens of Apex at a later meeting.

## ADMINISTERING OF OATHS

### **Council Member Eugene J. Schulze**

Justice Mark Martin of the North Carolina Supreme Court administered the Oath and both signed the Oath with the Town Clerk. Council Member Schulze expressed his appreciation to his family and friends, gave brief remarks, and took his seat on the Council.

### **Council Member Nicole L. Dozier**

Apex Town Clerk Donna B. Hosch, CMC, NCCMC, administered the Oath and both signed the Oath. Council Member Dozier expressed her appreciation to her family and friends, gave brief remarks, and took her seat on the Council.

### **Council Member Denise C. Wilkie**

Justice Mark Martin of the North Carolina Supreme Court administered the Oath and both signed the Oath with the Town Clerk. Council Member Wilkie expressed her appreciation to her family and friends, gave brief remarks, and took her seat on the Council.

## SELECTION OF MAYOR PRO TEMPORE

Mayor Weatherly stated the duties of Mayor Pro Tempore and then opened the floor for nominations.

COUNCIL MEMBER LASSITER MADE THE MOTION TO APPOINT COUNCIL MEMBER SCHULZE AS  
MAYOR PRO TEMPORE; COUNCIL MEMBER WILKIE SECONDED THE MOTION.  
MAYOR WEATHERLY DECLARED COUNCIL MEMBER SCHULZE AS MAYOR PRO TEMPORE BY ACCLAMATION.

## APPOINTMENTS OF STANDING COMMITTEES AND LIAISONS

Mayor Weatherly appointed the following Standing Committees and Liaisons:

Economic Development Committee – Council Member Jensen, Chair; Council Member  
Wilkie and Mayor Weatherly, Members

Finance Committee – Mayor Pro Tem Schulze, Chair; Council Member Dozier, Member

Personnel Committee – Mayor Pro Tem Schulze, Chair; Council Member Lassiter, Member

Planning Committee – Council Member Lassiter, Chair; Council Member Dozier, Member

Liaisons

Apex Chamber of Commerce – Council Member Wilkie

Apex Fire Advisory Board – Mayor Pro Tem Schulze

Apex Parks, Recreation, and Cultural Resources Advisory Commission – Council Member Lassiter

Triangle J Council of Governments – Council Member Jensen, Delegate;

Council Member Wilkie, Alternate

Transportation Advisory Commission – Mayor Weatherly, Delegate; Mayor Pro Tem Schulze, Alternate

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REGULAR MEETING AGENDA

Mayor Weatherly presented the Regular Meeting Agenda. There were no modifications requested.

PUBLIC HEARINGS

There were no Public Hearings to be heard.

PUBLIC FORUM

Jeanne Lawson from Hospice of Wake County thanked the Council for all their work with Hospice. She stated their Mission Statement and presented statistical data and general information about the center. Ms. Lawson stated that Wake County Hospice has received numerous honors for their service and that they are one of the top centers in the nation.

NEW BUSINESS

There were no New Business items to be considered.

CLOSED SESSION

There were no Closed Session items to be discussed.

WORK SESSION

There were no Work Session items to be considered.

## ADJOURNMENT

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With there being no further business,

MAYOR PRO TEM SCHULZE MADE THE MOTION TO ADJOURN; COUNCIL MEMBER LASSITER SECONDED THE MOTION.  
THE MOTION CARRIED BY A UNANIMOUS 4-0 VOTE.

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Donna B. Hosch, CMC, NCCMC  
Town Clerk

ATTEST:

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Keith H. Weatherly  
Mayor

Council and Staff assembled for a group photograph by Thomas Babb Photography.  
A reception honoring the Mayor and Council was held in the atrium, catered by  
Deputy Town Clerk/Department Specialist Bonnie Brock.