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# Apex Town Council Meeting

Tuesday, April 2, 2019

Lance Olive, Mayor  
Nicole L. Dozier, Mayor Pro Tempore  
William S. Jensen, Wesley M. Moyer, Audra M. Killingsworth, and  
Brett D. Gantt, Council Members  
Drew Havens, Town Manager  
David Hughes, Assistant Town Manager  
Shawn Purvis, Assistant Town Manager  
Donna B. Hosch, MMC, NCCMC, Town Clerk  
Laurie L. Hohe, Town Attorney

The Regular Meeting of the Apex Town Council scheduled for Tuesday, April 2, 2019, at 7:00 p.m. will be held in the Council Chamber of Apex Town Hall, 73 Hunter Street. The meeting will adjourn when all business is concluded or at 11:00 p.m., whichever comes first.

## **COMMENCEMENT**

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Call to Order : Invocation : Pledge of Allegiance

## **PRESENTATIONS**

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There are no presentations to be made

## **CONSENT AGENDA**

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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:

[Consent 01](#) Motion to approve the Apex Tax Report dated 02/04/2019

[Consent 02](#) Motion to approve a Master Services Agreement, valid through June 30, 2022, with Alternative Power Sales & Rental, LLC., and authorization for the Town Manager to execute same for electrical service and repair

[Consent 03](#) Motion to approve a Master Services Agreement, valid through June 30, 2022, with Griffin Sales, Inc., dba Rodders & Jets Supply Co., and authorization for the Town Manager to execute same for miscellaneous repair service for CCTV equipment and other sewer related tools and equipment

[Consent 04](#) Motion to approve the Memorandum of Understanding (MOU) between the County of Wake and the Town of Apex for Census 2020

- [Consent 05](#) Motion to approve Statement of the Town Council and Ordinance for Rezoning Case #19CZ01 (Summit Church) located on 3000 Lufkin Road. The petitioner for the property is Heritage Leadership Academy.
- [Consent 06](#) Motion to approve the Statement of the Apex Town Council pursuant to G.S. 160A-383 addressing action on the Unified Development Ordinance (UDO) Amendments of March 19, 2019 related to subdivisions
- [Consent 07](#) Motion to approve the Statement of the Apex Town Council pursuant to G.S. 160A-383 addressing action on the various Unified Development Ordinance (UDO) Amendments of March 19, 2019
- [Consent 08](#) Motion to approve Statement of the Town Council and Ordinance for 2045 Land Use Map amendment and Rezoning Case #18CZ35, ST Investments One, LLC, Anil Singh, and Glenn Futrell, petitioners for the properties located at 8201, 8217, 8209, & 8233 Green Level Church Road
- [Consent 09](#) Motion to approve Statement of the Town Council and Ordinance for Rezoning Case #19CZ03 Broadstone Station PUD amendment, KRG Peakway @ 55, LLC/Timothy Fisher, DHIC, LLC petitioners for the property located at 0 Apex Peakway
- [Consent 10](#) Motion to set Public Hearing for the April 16, 2019 Town Council meeting regarding various amendments to the Unified Development Ordinance
- [Consent 11](#) Motion to approve a Master Services Agreement, valid through June 30, 2022, with Charles R. Underwood, Inc., and authorization for the Town Manager to execute same for pump station equipment repair and service
- [Consent 12](#) Motion to approve the Special Event Permit requests and Town Co-Sponsorship requests for 2019 and 2020

## **REGULAR MEETING AGENDA**

Mayor Olive will call for additional Agenda items from Council or Staff and set the Agenda prior to taking action

## **PUBLIC FORUM**

Public Forum allows the public an opportunity to address the Town Council. The speaker is requested not to address an item that appears as a Public Hearing 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**

### [Public Hearing 01](#)

**Liz Loffin, Senior Planner**

Continued From the March 19, 2019 Meeting

Public Hearing and possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex John Norman, Randel and Janet Sink, Sandra Barefoot, Timothy and Lori McKinnish, Owen and Joann Wynne, Zachary and Christina Darden and Philip and Cynthia Johnson (Olive Ridge PUD) properties containing 58.87 acres located at 2125, 2205, 2217, 2237 and 2301 New Hill Olive Chapel Road; 8836 and 8848 Twin Ponds Lane, Annexation #652 into the Town's corporate limits

**and**

### [Public Hearing 02](#)

**Liz Loffin, Senior Planner**

Public hearing and possible motion regarding Rezoning Case #18CZ34 Olive Ridge PUD and Ordinance. The applicant, Weekley Homes, LLC, seeks to rezone approximately ±57.17 acres located at 2125, 2205, 2217, 2237, 2301 New Hill Olive Chapel Road; and 8836, 8848 Twin Ponds Lane from Wake County R-40W to Planned Unit Development-Conditional Zoning (PUD-CZ)

### [Public Hearing 03 – Quasi-Judicial](#)

**Shelly Mayo, Planner II**

Quasi-Judicial Public Hearing and possible motion regarding an application for a Special Use Permit (#19SUP01) for Heritage Leadership Academy located at 3000 Lufkin Road

## **OLD BUSINESS**

There are no Old Business items for consideration

## **CLOSED SESSION**

### [Closed Session 01](#)

Possible motion to go into Closed Session to consult with the Town Attorney

## **UNFINISHED BUSINESS**

### [Unfinished Business 01](#)

**Dianne Khin, Planning Director**

Unfinished Business continued from the March 19, 2019 meeting; the Public Hearing on this item was closed.

Possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex Bovestments, LLC (Crossroads Ford Truck Center) property containing 18.0558 acres located at 1402 North Salem Street, Annexation #655 into the Town's corporate limits

## **NEW BUSINESS**

### [New Business 01](#)

**Drew Havens, Town Manager**

Possible motion to approve a resolution entitled "Town of Apex Resolution Granting Funds for Affordable Housing to DHIC"

## **WORK SESSION**

There are no Work Session items for consideration

## **ADJOURNMENT**