Apex Town Council Meeting
Tuesday, April 3, 2018

The Regular Meeting of the Apex Town Council scheduled for Tuesday, April 3, 2018, at 7:00 p.m. was held in the Council Chamber of Apex Town Hall, 73 Hunter Street.

In attendance were Mayor Lance Olive, Mayor Pro Tem Nicole L. Dozier, and Council Members William S. Jensen, Wesley M. Moyer, Audra M. Killingsworth, and Brett D. Gantt. Also in attendance were Town Manager Drew Havens, Assistant Town Manager David Hughes, Town Clerk Donna B. Hosch, and Town Attorney Laurie L. Hohe.

COMMENCEMENT

Mayor Olive called the meeting to order, gave the Invocation, and led the Pledge of Allegiance.

PRESENTATIONS

There were no Presentations to be made.

CONSENT AGENDA

Consent 01 Minutes of the March 20, 2018 Regular Town Council Meeting

Consent 02 Apex Tax Report dated 02/01/2018

Consent 03 REMOVED FROM CONSENT AGENDA Facility Encroachment Acceptance Agreement No. CSX846025 between the Town of Apex and CSX Transportation, Inc. and authorization for the Town Manager to execute the Agreement

Consent 04 Closing of the Chamber of Commerce Parking Lot from 8:00 am on Friday, May 4th through the end of Peak Fest activities on Saturday, May 5th
Mayor Olive stated the Town Attorney requested the removal of Consent 03. The Town Manager stated there was a modification to Consent 07 which involved addition of wording on the cover sheet.

MAYOR OLIVE CALLED FOR A MOTION. COUNCIL MEMBER MOYER MADE THE MOTION TO APPROVE THE CONSENT AGENDA WITH THE ABOVE-MENTIONED MODIFICATIONS; COUNCIL MEMBER KILLINGSWORTH SECONDED THE MOTION. THE MOTION CARRIED BY A 5-0 VOTE.

REGULAR MEETING AGENDA

MAYOR OLIVE CALLED FOR A MOTION TO APPROVE THE REGULAR AGENDA. COUNCIL MEMBER JENSEN MADE THE MOTION; COUNCIL MEMBER MOYER SECONDED THE MOTION. THE MOTION CARRIED BY A 5-0 VOTE.
PUBLIC FORUM

Stan Thompson addressed Council regarding UDO changes for exterior lights. He spoke about preserving the evenings for rest, and sited several UDO’s related to light pollution. He stated an applicant installed lighting on his property without the consent of the Planning Department, wanting the Town to conform to them vs. the other way around. Mr. Thompson spoke about his adversity to the resulting requested UDO special use permit.

Amber Groad spoke about the easement in her yard and work that had been done by Public Works. The ground was torn up and reseeded by the Town. However, she was unhappy with the seed used in the planting. Ms. Groad stated they tried to keep the grass up which took a lot of watering on their part. She asked if another type of seed could be used or if the Town would install sod. The Town Manager agreed to have someone contact Ms. Groad.

PUBLIC HEARINGS

Public Hearing 01 : Liz Loftin, Planner II
Public Hearing and designation of the Baucom-Olive House located at 206 South Salem Street as an Historic Landmark in compliance with North Carolina General Statute § 160A-400.1. through § 160A-400.15

Staff oriented Council to the site and stated reasons why the property should be classified as historical. Planning staff recommended approval. Jeremy E. Bradham, Preservation Specialist with Capital Area Preservation (CAP), Inc., further oriented Council to the site. He gave details of the history of the house as well as noting architectural details. He read the Significance Statement. CAP recommended approval.

Mayor Olive declared the Public Hearing open. With no one wishing to speak, Mayor Olive declared the Public Hearing closed.

Mayor Olive gave a brief history of his family’s link to the home.

MAYOR OLIVE CALLED FOR A MOTION. COUNCIL MEMBER DOZIER MADE THE MOTION TO APPROVE THE REQUEST; COUNCIL MEMBER KILLINGSWORTH SECONDED THE MOTION. THE MOTION CARRIED BY A 5-0 VOTE.

Public Hearing 02 : Liz Loftin, Planner II
Public Hearing and designation of the Upchurch-Williams House located at 7213 Roberts Road as an Historic Landmark in compliance with North Carolina General Statute § 160A-400.1. through § 160A-400.15
Staff oriented Council to the site, stating that CAP currently owns the house and it is on the market. Planning staff recommended approval of the designation. Mr. Bradham further oriented Council to the site. He detailed the history of the property, including the recent move of the house. He read the Significance Statement. Staff recommended approval of the designation as did CAP.

Mayor Olive declared the Public Hearing open. With no one wishing to speak, Mayor Olive declared the Public Hearing closed.

MAYOR OLIVE CALLED FOR A MOTION. COUNCIL MEMBER DOZIER MADE THE MOTION TO APPROVE THE REQUEST; COUNCIL MEMBER GANTT SECONDED THE MOTION.

THE MOTION CARRIED BY A 5-0 VOTE.

Public Hearing 03 : Amanda Bunce, Planning Manager

Public hearing and Ordinance on the Question of Annexation - Apex Town Council's intent to annex Pulte Home Company, LLC (portion of Greenmoor open space and Brook Pine Trail ROW) property containing 0.164 acres located at Brook Pine Trail, west of NC540, Annexation #628, into the Town's corporate limits

Staff oriented Council to the site, stating that staff recommended approval.

Mayor Olive declared the Public Hearing open. With no one wishing to speak, Mayor Olive declared the Public Hearing closed.

MAYOR OLIVE CALLED FOR A MOTION. COUNCIL MEMBER GANTT MADE THE MOTION TO APPROVE THE ORDINANCE; COUNCIL MEMBER MOYER SECONDED THE MOTION.

THE MOTION CARRIED BY A 5-0 VOTE.

OLD BUSINESS

Old Business 01 : Vance Holloman, Finance Director

Resolutions providing for sale and issuance of $23 million of 2018 General Obligation Public Improvement Bonds and up to $1.5 million of 2018 Refunding Bonds

Staff stated these resolutions would authorize the sale of our General Obligation bonds, and he stated the monetary details. The sale is scheduled for April 17th.

MAYOR OLIVE CALLED FOR A MOTION. COUNCIL MEMBER KILLINGSWORTH MADE THE MOTION TO APPROVE THE REQUEST; COUNCIL MEMBER MOYER SECONDED THE MOTION.

THE MOTION CARRIED BY A 5-0 VOTE.
UNFINISHED BUSINESS

There were no Unfinished Business items for consideration.

NEW BUSINESS

There were no New Business items for consideration.

CLOSED SESSION

There were no Closed Session items for consideration.

WORK SESSION

There were no Work Session items for consideration.

ADJOURNMENT

With there being no further business and with no objection from Council, Mayor Olive declared the meeting adjourned.

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Donna B. Hosch, MMC, NCCMC
Town Clerk

ATTEST:

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Lance Olive
Mayor