



TOWN COUNCIL MEETING

TUESDAY, MAY 7, 2012

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

The Regular Meeting of the Apex Town Council scheduled for Tuesday, May 7, 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 and gave the Invocation. Scout Troup 205 from Olive Chapel Baptist Church presented the colors and led the Pledge of Allegiance.

PRESENTATIONS

Presentation 01 : Mayor Keith Weatherly

Mayor Weatherly read and presented a Proclamation Proclaiming May 12-18, 2013 as National Police Week to Police Chief John Letteney. Several members of the Police Department were in attendance.

Presentation 02 : Principal Burt Batten

Recognition of Laurel Park Elementary School students by Principal Burt Batten

Principal Batten introduced and congratulated students Rythym Bhatia, Sofia Davidson, and Madison Foley for helping to organize students for wellness and health choice initiatives at the school. Laurel Park is one of nine schools to earn a 2012-2013 Brains and Bodes Award from Advocates for Health in Action, earning them a silver award.

Human Resources Director Eleanor Green announced that Apex was a part of the BCBS Fitness Challenge and that the Town came in first, winning us \$5,000 to go towards our Wellness Program.

CONSENT AGENDA

[Consent 01](#) Approve Minutes of the April 16, 2013 Regular Council Meeting; Minutes of the

April 18, 23, and 29, 2013 Personnel Committee Meetings; Minutes of the April 8, 2013 Economic Development Committee Meeting; and Closed Session Minutes from the April 2 and April 16, 2013 Regular Council Meeting (*Closed Session Minutes Recorded Separately*)

[Consent 02](#) Set Public Hearing for the May 21, 2013 Town Council Meeting regarding a Rezone and 2025 Land Use Amendment #13CZ01, 2.6 acres located at the end of Maya Court from Planned Commercial to Light Industrial Conditional Zoning and from Commercial to Industrial classification

[Consent 03](#) Set Public Hearing for the May 21, 2013 Town Council Meeting regarding Rezone #13CZ04, 7.85 acres located at 1615 Salem Church Road at Dodson Way from Rural Agricultural to Medium Density Residential Conditional Zoning

[Consent 04](#) Set Public Hearing for the May 21, 2013 Town Council Meeting regarding Rezone #13CZ05, 0.73 acres located at 2621 and 2629 Schieffelin Road from Residential Agricultural Zoning to Light Industrial Conditional Zoning

[Consent 05](#) Set Public Hearing for the May 21, 2013 Town Council Meeting regarding Rezone #13CZ06, 9.14 acres located at 0 Old Raleigh Road, near New Dover Road from Rural Agricultural to Medium Density Residential Conditional Zoning

[Consent 06](#) Set a Public Hearing for the May 21, 2013 Town Council meeting regarding various amendments to the Unified Development Ordinance

[Consent 07](#) Approve budget ordinance amendment for Police grants, Police restricted money, and new position in the Construction Management Department

Council Member Rowe requested that the new position mentioned in Consent 07 be discussed as a part of New Business 02.

MAYOR WEATHERLY CALLED FOR A MOTION. COUNCIL MEMBER ROWE MADE THE MOTION TO ACCEPT THE CONSENT AGENDA WITH THE ABOVE-STATED MODIFICATION; MAYOR PRO TEMPORE SCHULZE SECONDED THE MOTION.
THE MOTION CARRIED BY A UNANIMOUS 5-0 VOTE.

NEW BUSINESS

[New Business 01](#) : Lee Smiley, Finance Director

Review of 3rd Quarter Financial Summary and Apex EMS revenues and expenditures

Staff stated we are on track to having a good year. General Fund Revenues, Expenditures, Public Works, Recreation, Utility Funds, Electric Fund, Water and Sewer, and EMS were all reported to be in line. There is a bond debt payment in the amount of \$1.5 million coming due June 1st.

New Business 02 : Council Member Terry Rowe, Chair, Personnel Committee

Recommendations from Personnel Committee to approve new fulltime Senior Plans Examiner position, and reclassify vacant Accounts Payable Technician position

Council Chair stated these positions are in need of addressing before the budget process. The Technician position will have additional duties, with a salary change from grade 15 to 17. Because of the great increase in permits, the Examiner position is being requested. Figures showing the increase over last year were presented; there is indication that this trend is continuing throughout the area.

Council Member Olive expressed that the benchmark comparisons with other towns do not demonstrate a need in Apex. Dale Rennick of UNC stated that the need can be filled with a temporary position. If the number of plans continue to come in at a growing rate, then the position could be considered for fulltime. The fear is that we are jumping too fast; possibly a person could be rented from another municipality.

The Town Manager explained that the UNC benchmarking study is from last year and doesn't reflect this year. A part-time person was tried. This is expensive, as the person normally works for a consulting group and have to carry a certain level of classification. Other municipalities have been spoken with, and there is not a person available who could be rented.

Council Chair stated that with all factors being evaluated, this is the most economically sound solution. Indicators trend to an increase in permits, and this is across all of Wake County. We are also experiencing delays on the inspection side. This new person would be able to help in that endeavor as well.

MAYOR WEATHERLY CALLED FOR A MOTION. COUNCIL MEMBER LASSITER MADE THE MOTION TO APPROVE THE TWO POSITIONS AND THE ASSOCIATED BUDGET AMENDMENT; MAYOR PRO TEMPORE SCHULZE SECONDED THE MOTION.

COUNCIL MEMBERS LASSITER, SCHULZE, ROWE, AND JENSEN VOTED IN THE AFFIRMATIVE;

COUNCIL MEMBER OLIVE VOTED IN THE NEGATIVE.

THE MOTION CARRIED BY A 4-1 VOTE.

Council Member Olive wished it stated for the record that he supports the idea of the new Examiner position, but that he thinks we are too early in pulling the trigger.

New Business 03 : Council Member Bill Jensen

Request that the Town Council direct staff to develop a net-metering program for residential and commercial customers for evaluation by the Town Council

Council explained this renewable energy concept. ElectriCities would need to look at this as far as cost, which staff states will take about three months. Staff stated it is wholly supportive of the idea. While we are not mandated by the State to do such, it would be a plus for the community.

Council is in support of staff working towards the idea of renewable energy being a possibility for Apex.

CLOSED SESSION

Closed Session to discuss a personnel matter

MAYOR WEATHERLY CALLED FOR A MOTION TO GO INTO CLOSED SESSION.

MAYOR PRO TEMPORE SCHULZE MADE THE MOTION; COUNCIL MEMBER LASSITER SECONDED THE MOTION.

THE MOTION CARRIED BY A UNANIMOUS 5-0 VOTE.

MAYOR WEATHERLY CALLED FOR A MOTION TO RETURN TO OPEN SESSION.

COUNCIL MEMBER LASSITER MADE THE MOTION; COUNCIL MEMBER ROWE SECONDED THE MOTION.

THE MOTION CARRIED BY A UNANIMOUS 5-0 VOTE.

ADJOURNMENT

WITH THERE BEING NO FURTHER BUSINESS, MAYOR WEATHERLY CALLED FOR A MOTION TO ADJOURN.

MAYOR PRO TEMPORE SCHULZE MADE THE MOTION; THE MOTION CARRIED BY A UNANIMOUS 5-0 VOTE.

Donna B. Hosch, CMC, NCCMC

Town Clerk

ATTEST:

Keith H. Weatherly

Mayor