



Town Commission Agenda Results

Monday, May 2, 2016
7:00 PM

Location: 401 Old Honeycutt Road, Fuquay-Varina, NC 27526

BOARD OF COMMISSIONERS – REGULAR MEETING

Call to Order – *Mayor John W. Byrne*

Invocation – *Attorney John Adcock (candidate for Wake County Commissioner)*

Pledge of Allegiance – *Mayor Pro-Tempore Blake Massengill*

Approval of Minutes:

1. Approval of the minutes for the April 19, 2016, Regular Town Board meeting. – *Approved (5-0)*

Public Comments:

2. Mayor Byrne invited members of the audience who would like to address the board about any matter, which is not the subject of a public hearing, to come forward. Comments would be limited to three minutes in order that all who wish to speak may be heard in a timely manner. - *Karla Tharrington (816 Starfield Court) spoke regarding vandalism to a fence that was installed at the back of her property.*

Kevin Burge spoke regarding insecticides being sprayed on his property at 608 Raleigh Street.

Items Tabled From Previous Meeting:

- 3. Voluntary Annexation Petition – Hattie A. Mims Living Trust and James F. Kenney Trustee – 6513 Mims Road – PIN 0636936275 – ANX-2015-16**

The purpose of this agenda item was to continue a public hearing and consider an ordinance extending the corporate limits of the Town of Fuquay-Varina following receipt of a petition for voluntary annexation of property owned by James F. Kenney, Trustee (Hattie A. Mims Living Trust), PIN 0636936275, containing 10.53 acres and having access on Mims Road. - *Approved (5-0)* **Ordinance No. N-16-09**

- 4. Zoning Petition – Hattie A. Mims Living Trust and James F. Kenney Trustee – 6513 Mims Road – PIN 0636936275 – REZ-2016-01**

The purpose of this agenda item was to continue a public hearing on a request to zone a total of 10.53 acres at 6513 Mims Road from Wake County R-30 Zoning District to the Town of Fuquay-Varina R-20 Residential-Agricultural Zoning District. - *Approved (5-0)*

- 5. Voluntary Annexation Petition – Parkway Properties Group, LLC – 6308 Mims Road – PINs 0646230404 and 0646225477 – ANX-2016-02**

The purpose of this agenda item was to consider an ordinance extending the corporate limits of the Town of Fuquay-Varina following receipt of a petition for voluntary annexation by Parkway Properties Group, LLC, for property located at 6308 Mims Road, PINs 0646230404 and 0646225477, containing 57.753 acres and having access on Mims Road. *At the request of the petitioner, the Town Board tabled consideration of the annexation petition and agreement, and continued the public hearing on August 1, 2016.*

- 6. Rezoning Petition – Duke Energy Progress, LLC – 4821 Wade Nash Road – PIN 0657496260 – REZ-2015-13**

The purpose of this agenda item was to consider a rezoning petition submitted by The John R. McAdams Company, Inc. on behalf of Duke Energy Progress, LLC for 7.14 acres of property located at 4821 Wade Nash Road from the Downtown Fringe Commercial II (CDFII) zoning district to Industrial (I) conditional zoning

district. – *After the public hearing, the Town Board tabled action on the matter and rescheduled it for the June 21, 2016, Town Board meeting.*

Public Hearings

7. Rezoning Petition – John B. Adcock – 3628 Air Park Road – PIN 0688425475 – REZ-2016-06

The purpose of this item was to hold a public hearing and consider a request to rezone a total of 1.604 acres at 3628 Air Park Road from Town of Fuquay-Varina Light Industrial (LI) Zoning District to the R-30 Residential-Agricultural Zoning District. - *Approved (5-0)*

8. Rezoning Petition – Dan Ryan Builders – 260 Bramblehill Drive – PIN 0666575427 – REZ-2016-07

The purpose of this item was to hold a public hearing and consider a request to rezone a total of 32.10 acres along 260 Bramblehill Drive from Town of Fuquay-Varina CDF II Downtown Fringe Commercial II, R4 Residential Multi-Family, and R-15 Residential Single Family zoning districts to the R-10 (CZD) Residential Single and Two-Family Conditional Zoning District. The condition requested by the petitioner is "single family homes only (no duplexes)". - *Approved (5-0)*

9. Rezoning Petition – Robbie L. Jackson – 7221 Sunset Lake Road – PIN 0667531925 – REZ-2016-09

The purpose of this item was to conduct a public hearing and consider a request to rezone a total of 21.44 acres along 7221 Sunset Lake Road from Town of Fuquay-Varina R-20 Residential-Agricultural and R-10 Residential Single and Two Family CU Conditional Use Zoning District to the CDF II (CZD) Downtown Fringe Commercial II Conditional Zoning District. The applicant has proposed conditions that would ensure the property would be developed in accordance with the Town's Mixed Use Development regulations. - *Approved (5-0)*

Consent Agenda

10. What is the board's pleasure on the items on the consent agenda?

Items A, B & C on the Consent Agenda were approved by a vote of 5-0 as follows:

- A. Temporary Street Closure on Tummel Lane in the Alston Ridge Subdivision for a Neighborhood Block Party from 2:00 pm until 10:00 pm, Saturday, July, 23, 2016.
- B. Temporary Street Closure on various streets for the Run-The-Quay event, sponsored by the Fuquay-Varina Chamber of Commerce. The event is scheduled for Saturday, June 4, 2016, with street closures occurring by 6:45 am.
- C. Town Code Amendment – Appendix I: Traffic – Section 115: 25mph Speed Limits on Town Maintained Streets – Ballentine Street – 35mph to 25mph
Ordinance No. M-16-02
- D. Resolution – Authorizing a Change in Administration of the Town of Fuquay-Varina Main Street Program *(This item was removed from the consent agenda for discussion.)*
- E. Abandonment of Public Right-of-Way – Resolution to Close a Portion of Herbert Akins Road – 1,420 linear feet and Schedule a Public Hearing for June 21, 2016 – SC-2016-02 *(This item was removed from the consent agenda for discussion.)*

Items Removed From Consent Agenda

- Item D.** Resolution – Authorizing a Change in Administration of the Town of Fuquay-Varina Main Street Program. Commissioner Harris recommended that additional wording be added to the resolution to acknowledge the contributions of numerous volunteers and community organizations both past and present. *Approved by a vote of 4-1* **Resolution No. 16-1414**
- Item E.** Abandonment of Public Right-of-Way – Resolution to Close a Portion of Herbert Akins Road – 1,420 linear feet and Schedule a Public Hearing for June 21, 2016 – SC-2016-02 Commissioner Adcock asked about the alignment of the road on the map presented and if additional right-of-way would be needed. Town Manager Mitchell stated that the map only shows a conceptual design of the road, additional right-of-way may not be needed for this project. *Approved by a vote of 5-0*
Resolution No. 16-1415

Administrative Reports:

11. Preliminary Plat – White Oak II – 6801 Dwight Rowland Road – SUB-PR-2016-02

The purpose of this agenda item was to consider a proposed subdivision submitted by Gregory, LLC, called White Oak II for a total of 6 single family lots located at 6801 Dwight Rowland Road on a site consisting of 9.97 acres. The site is zoned R30 Residential - Agricultural Zoning District. - *Approved by a vote of 5-0*

12. Town Street Renaming – Eastern and Western Parkway

The purpose of this agenda item was to consider renaming Eastern and Western Parkway as shown on the Town's Community Transportation Plan with two official street names. *The Town Board motioned to table this matter until May 17, 2016.*

13. Conceptual Design Selection – Arts Center Renovation – 121 Vance Street, 123 Vance Street and 128 Raleigh Street

The purpose of this item was to receive a staff recommendation on the conceptual design selection for the Arts Center renovation and provide direction to staff on Arts Center Design. *The Town Board motioned to table this matter until May 17, 2016.*

14. Contract Award – Freese and Nichols, Inc. – Water Capacity Study and Model - \$93,220

The purpose of this agenda item was to consider award of a contract to Freese and Nichols, Inc. for the performance of professional services in the form of a water capacity study and model. – *Approved by a vote of 5-0*

15. Fee Schedule Amendment – Splash Pad Daily Admission Fee

The purpose of this agenda item was to consider a fee schedule amendment to implement an admission fee to partially offset operating costs of the Splash Pad located at South Park. - *Approved by a vote of 5-0*

16. Preliminary Plat – Broad Street Market at Sippihaw (Conventional Development) – N. Judd Parkway NE and 1810 James Slaughter Road – SUB-PR-2015-05

The purpose of this agenda item was to consider a proposed subdivision submitted by Northview Partners, LLC Developer and Brookfield Properties, LLC, owners, called Broad Street Market at Sippihaw for a total of 4 lots with a proposed public street dedication and Town utilities extensions located with subdivision frontage on NE Judd Parkway and 1810 James Slaughter Road consisting of 25.34 acres. The site is zoned R4 Residential Multi-Family District and CDF I Downtown Fringe Commercial I District. - *Approved by a vote of 5-0*

Other Business (Town Manager)

- A. Manager's Report – (Mitchell)
- B. Teen Day Report – (Video Presentation) – (Fahnestock) – *This item will be presented at May 17, 2016 Town Board Meeting*
- C. Transportation Projects Progress Report – (Mitchell/Stephenson/Weis) *This item will be presented at May 17, 2016 Town Board Meeting*
- D. Celebrate Fuquay-Varina Update
- E. National Day of Prayer – May 5, 2016 – Town Hall Front Courtyard
- F. FY 2017 Budget Workshop – May 10, 2016 and May 12, 2016 (if needed) – Arts Center – 6:00 pm
- G. Tar, Pitch, and Turpentine Presentation – NC Humanities Council – May 14, 2016 – 10:00am to 4:00pm – Historic Museums at Ashworth Park
- H. Ground Breaking Ceremony – Terrible Creek Wastewater Treatment Plant Expansion Project – 5812 Hilltop Road – May 18, 2016 – 10:00 am
- I. Town and Development Finance Initiative (DFI) Open House – Downtown Mixed Use Development – May 18, 2016 – 5:00pm to 7:00pm – Town Hall Board Room
- J. FM2FV Concert – May 19, 2016 – 6:00pm – Centennial Park – Band of Oz
- K. Ribbon Cutting Ceremony – Public Service Center – 1415 Holland Road – June 1, 2016 – 11:00 am
- L. Rezoning Petition – Wayne Mauldin – 103, 109, 111, 113, and 117 E. Broad Street – PINs 0657933110, 0657933080, 0657935002, 0657925902, and 0657926921 – REZ-2016-03 – (First Reading)
- M. Rezoning Petition – Marvin L. Smith Trustee – 3916 Hilltop Needmore Road – PIN 0688138166 – REZ-2016-10 – (First Reading)

Town Board Member Comments – *There were no comments or other business for discussion by members of the Board.*

Closed Session - Pursuant to N.C.G.S. §143-318.11(a)(3) – Attorney/Client Privilege Matter

Adjournment