



Town Commission Agenda Results

Monday, February 5, 2018
7:00 PM

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

BOARD OF COMMISSIONERS – REGULAR MEETING

1. **Call to Order** – *Mayor John W. Byrne*
2. **Invocation & Pledge of Allegiance** – *Attorney John Adcock provided the invocation and Police Chief Laura Fahnestock led the Pledge of Allegiance.*
3. **Approval of the minutes for the January 16, 2018 Regular Town Board meeting.** – *Approved (5-0)*

Approval of the minutes of the January 26, 2018 Law & Finance Committee meeting.
Approved (5-0)

4. **Presentations:**

A. **State of Veterans in the Community Update - American Legion Post #116**

Derric Grimes, Commander of the American Legion Post #116, reported that the state of the Legion is strong, having 818 members, which firmly ranks the Post as the largest in North Carolina. He stated that they have fostered a wonderful working relationship with the Town and the Police Department. He reported that this year the American Legion Post #116 selected Sergeant Brett Walsh as Law Enforcement Officer of the Year, and he will go on to compete at the National level this month. The American Legion Post #116 remain dedicated to serving the community through providing scholarships to high school and college age students and by providing assistance to military families throughout the community.

B. **Recognition – Fuquay Springs Questers Chapter # 1134 – 30th Anniversary**

Mayor Byrne asked members of the Fuquay Springs Questers to come forward. He, along with Commissioner Gardner; who is an active member of the Questers presented them with a resolution recognizing their dedicated service to the Town and their 30th Anniversary, which will be on March 9, 2018.

Resolution No. 18-1513

Mayor Byrne then asked Commander Derric Grimes and the American Legion Post #116 to lead the Pledge of Allegiance for a second time acknowledging that he had invited them to lead the Pledge of Allegiance and there was a miscommunication earlier in the meeting when Police Chief Fahnestock led the Pledge.

C. Recognition – Captain Bob Adams – Completing the Leading for Results Fellowship Program – UNC School of Government – Local Government Federal Credit Union

Mayor Byrne and Police Chief Laura Fahnestock recognized Captain Bob Adams for completing the Leading for Results Fellowship Program at UNC School of Government. This program is sponsored by the Local Government Federal Credit Union. Police Chief Fahnestock stated that Captain Adams was among 50 individuals from across North Carolina identified as an emerging leader in local government and was selected in a competitive process from 135 applicants to the program. Police Chief Fahnestock also referred to a handout of information on the Police Department's Citizen's Police Academy and she thanked Captain Adams for his hard work to initiate the program. The program will start February 22, 2018. Captain Adams thanked the Town Board for the opportunity to attend the Fellows Program at the School of Government. Mayor Byrne and the Town Board thanked Captain Adams for his hard work.

5. **Public Comments** – *Mr. Rafael Rivera of 2107 Braedenfield Lane; in the Springhill Subdivision, spoke in regard to a proposed site plan submitted by Duke Energy and a previous zoning map amendment approved for Duke Energy. Mr. Rivera had questions regarding the location of the proposed substation that Duke Energy will be placing on the property and the location of the berm. He also wanted to know about the timeframes for the construction of the project. Mr. Rivera was instructed to follow-up discussions with the Town Manager regarding his questions.*

6. **Items Tabled From Previous Meetings:**

A. Zoning Map Amendment - Corporation for Educational Partnerships - 5202 Spence Farm Road - PIN 0657360697 - REZ-2017-30

The purpose of this agenda item was to consider a requested zoning map amendment for a total of 20.05 acres located at 5202 Spence Farm Road, from the Residential Agricultural (RA) Zoning District to the Office & Institutional Conditional Zoning District (O&I-CZD), and to include the entire menu of voluntary conditions offered by the applicant. Although the proposed zoning map amendment is not consistent with the 2035 Community Vision Land Use Plan, it is reasonable and in the best interest of the public for the reasons identified by management and staff. This motion includes approval of the requested amendment to the 2035 Land Use Plan to Civic and Institutional. *(Commissioner Wunsch was recused from discussion and action on this matter due to a legal representation conflict of interest.) (Approved 4-0)*

B. Voluntary Annexation Petition - Walters, Johnston and Bailey Property - 8816 Purfoy Road and 1501 Angier Road - PIN 0665578802 and 0665377006 - ANX-2017-21

The purpose was to open and continue the public hearing following the receipt of a voluntary annexation petition for property owned by Kenneth R. Walters, Christopher D. Walters, Nancy B. Johnston, Kenneth B. Bailey III and Jennifer R. Bailey, located at 8816 Purfoy Road and 1501 Angier Drive, containing a total of 162.491 acres.

(Approved 5-0)

Ordinance No. N-18-05

C. Voluntary Annexation Petition - I Am Revealed, LLC - 7005 Kennebec Road - PIN 0687011299 - ANX-2017-24

The purpose was to open and continue the public hearing following the receipt of a petition for voluntary annexation of property owned by I Am Revealed, LLC, located at 7005 Kennebec Road, Willow Spring, PIN 0687011299, and to approve the annexation agreement as it relates to the provisions of Town services.

(Approved 5-0)

Ordinance No. N-18-06

Public Hearings:

7A. Zoning Map Amendment - Withers and Ravenel - 1501 Angier Road and 8816 Purfoy Road - PIN 0665377006 and 0665578802 - REZ-2017-35

The purpose of this agenda item was to consider a requested zoning map amendment for a total of 161.419 acres, located 1501 Angier Road and 8816 Purfoy Road, from the Wake County R-30 Zoning District to the Residential Medium Density Conditional Zoning District (RMD-CZD). The subject properties are more particularly known as Wake County PINs 0665377006 and 0665578802. *(Approved 5-0)*

7B. Zoning Map Amendment - I Am Revealed, LLC - 7005 Kennebec Road - PIN 0687011299 - REZ-2017-36

The purpose of this agenda item was to consider a requested zoning map amendment for a total of 7.464 acres, located at 7005 Kennebec Road, from Wake County R-30 to the Residential Agricultural Conditional Zoning District (RA-CZD). The property is also known as Wake County PIN 0687011299. The petitioner has also requested a land use plan amendment for the subject property. *(Approved 5-0)*

7C. Voluntary Annexation Petition - Beverly S. Dupree - 1286 Phelps West Road - PIN 0656271098 - ANX-2017-26

The purpose of this agenda item was to open and continue the public hearing and consider the adoption of a resolution instructing the Town Clerk to investigate an annexation petition and to adopt a resolution resetting a public hearing for February 20, 2018, following the receipt of a petition for voluntary

annexation of property owned by Beverly S. Dupree located at 1286 Phelps West Road, containing 0.750 acres. *(Approved 5-0)*

Resolution No. 18-1514
Resolution No. 18-1515

Consent Agenda

Agenda Item No. 8.A: Voluntary Annexation Petition - Kevin R. and Francene G. Figg - 2016 Herbert Akins Road - PIN 0668004437 - ANX-2018-02

Purpose – To consider adoption of a resolution instructing the Town Clerk to investigate an annexation petition and to adopt a resolution setting a public hearing for February 20, 2018, following the receipt of a petition for voluntary annexation of property owned by Kevin & Francene Figg located at 2016 Herbert Akins Road, containing approximately 4.172 acres, PIN 0668004437.

Resolution No. 18-1516
Resolution No. 18-1517

Agenda Item No. 8B: Temporary Street Closure – Band on the Run 5K – Band Boosters of Fuquay-Varina – February 24, 2018

Purpose – To consider a temporary street closure for the Band Boosters of Fuquay-Varina for the Band on the Run 5K scheduled for Saturday, February 24, 2018.

All items on the Consent Agenda (items A & B) were approved.

9. Items Removed From Consent - None

10. Administrative Reports

A. Design Firm Selection - Governmental Facilities Project

Purpose – To authorize the design firm consultant selection for the Governmental Facilities Project and approve the conceptual layout for the Town Hall facility as presented and recommended. *(Approved 5-0)*

B. Mural Designs for the Fuquay-Varina Arts Center

Purpose – To review, discuss, and choose a mural design to be installed on the S. Fuquay Avenue side of the Fuquay-Varina Arts Center. Design No. 3 was recommended. *(Approved 5-0)*

C. Selection of Contractor and Contract Award - SEPI Engineering - Construction Engineering and Inspection (CEI) Services - NE Judd Intersection Project

Purpose - To consider the selection of SEPI Engineering for CEI services and award contract for CEI services with SEPI Engineering for the NE Judd Parkway Intersection Improvements Project. *(Approved 5-0)*

11. Other Business (Town Manager)

A. Manager's Report

- > *Reported that the Police Department Citizen Police Academy starts in February*
- > *Reported an update on the schedule of the Fiber Installation Project*
- > *Reported that the Town will host a Blood Drive, February 14th at Town Hall*
- > *Reported that the Public Works Department received the new knuckle boom truck*
- > *Reported that the Art Center contractor is to pour the stage slab and roof deck within the next week*
- > *Reported that the Town is being recommended by CAMPO staff to receive a LAPP Grant of \$913,000 for the Purfoy Road/Old Honeycutt Road Intersection Project*
- > *Reported that the Fire & Police Explorers will be leaving for Gatlinburg on Thursday to compete at Winterfest*
- > *Reported that the Strategic Planning Retreat is scheduled for March 3-5*
- > *Reported on the schedule for gateway sign installation*

B. Project Status Report – (February 2018)

C. Financial Quarter Report – 2nd Quarter FY 2018

D. Fundraising Event - Never Forget 911 Foundation - K9 Dash's Ballistic Vest - Thursday, February 22, 2018 - Aviator Smokehouse - 4:00 - 9:00 pm

E. State of the Town Address – March 20, 2018 – Town Hall Board Room – 6:30 pm

TOWN BOARD MEMBER COMMENTS

Mayor Pro-Tem Massengill had no further comments.

Commissioner Adcock had no further comments.

Commissioner Harris had no further comments.

Commissioner Wunsch had no further comments.

Commissioner Gardner had no further comments.

Mayor Byrne reported on upcoming meetings that he will be attending.

CLOSED SESSION – Pursuant to N.C.G.S. 143-318.11(a)(3) – Attorney Client Privilege.

OPEN SESSION – There was nothing to report of from the Closed Session meeting.

- *Town Manager Mitchell reported that he received a request from Daniel Rice to do a power washing and staining of the ramp at the Johnson play house at the Museums at Ashworth park as part of his Eagle Scout Project. He will also stain two additional ramps and research the site and make educational markers for trees and flora at the park. The Town Board agreed by general consent.*

ADJOURNMENT