

REGULAR BOARD OF COMMISSIONERS MEETING

TOWN OF WAKE FOREST, NORTH CAROLINA

June 20, 2006

Mayor Jones called to order a regular meeting of the Board of Commissioners at 7:00 p.m. Present were Commissioners Stephen Barrington, Velma Boyd-Lawson, David Camacho, Frank Drake, and Margaret Jones Stinnett as were Town Manager Williams, Town Clerk Wilson, Deputy Town Manager O'Donnell, Planning Director Russell, Planner Ayers, Public Works Director Barton, Engineering Director Keravuori, Finance Director Staples, Parks and Recreation Director Simpson, and Town Attorney Vernon.

Mayor Jones led everyone in the Pledge of Allegiance.

1. Approval of agenda.

ACTION: Commissioner Drake made a motion to approve the agenda as submitted. Commissioner Barrington seconded the motion, which carried unanimously (5-0).

2. Approval of minutes.

A. Meetings held May 2, 2006 (Work Session and Joint Public Hearings), May 3, 2006 (Special Called Meeting), and May 16, 2006 (Regular Board of Commissioners Meeting).

ACTION: Commissioner Barrington made a motion to approve the minutes of meetings held May 2, 2006 (Work Session and Joint Public Hearings), May 3, 2006 (Special Called Meeting), and May 16, 2006 (Regular Board of Commissioners Meeting) as submitted by Town Clerk Wilson. Commissioner Drake seconded the motion, which carried unanimously (5-0).

Mayor Jones reported that she had several announcements to make:

- * She said that she and Senator Neal Hunt attended the graduation services for Wake Forest-Rolesville High School. An announcement was made that \$7.5 million in scholarships had been given this year to graduating students for college.
- * Wake Forest-Rolesville High School Girls softball team won the Eastern Regional Championship.
- * Eric Williams, who was recognized four (4) years ago by the Board of Commissioners as McDonald's All-American, graduated this year with a degree in religion from Wake Forest University located in Winston-Salem, NC.

* Congratulations to the Wake Forest Electric Department who have been recognized for their achievement in no lost accident days.

3. Presentations.

None.

4. Public hearings / Public Comment.

A. Public hearing and approval of ordinance for contiguous annexation submitted by Nisar A. Chatha, Zaib-U-Nisa, Amjad I. Saleem, and Zahra Amjad for property located at 604 Jones Dairy Road comprising 1.749 acres.

At 7: 05 p.m., Mayor Jones opened the public hearing on the contiguous annexation submitted by Nisar A. Chatha, Zaib-U-Nisa, Amjad I. Saleem, and Zahra Amjad for property located at 604 Jones Dairy Road comprising 1.749 acres.

At 7:06 p.m., there being no one present to speak to this item, Mayor Jones closed the public hearing.

B. Public hearing and approval of ordinance for contiguous annexation submitted by Christopher Dameron, T. Barker Dameron and Andy Ammons for property located off Heritage Lake Road comprising 53.06 acres.

At 7:07 p.m., Mayor Jones opened the public hearing on the contiguous annexation submitted by Christopher Dameron, T. Barker Dameron and Andy Ammons for property located off Heritage Lake Road comprising 53.06 acres.

At 7:08 p.m., there being no one present to speak to this item, Mayor Jones closed the public hearing.

C. Public hearing and approval of ordinance for contiguous annexation submitted by Janko Import Cars, Inc. for property located in the southeastern vicinity of the junction of Capital Boulevard (US-1) and Burlington Mills Road comprising 2.533 acres.

At 7:09 p.m., Mayor Jones opened the public hearing on the contiguous annexation submitted by Janko Import Cars, Inc. for property located in the southeastern vicinity of the junction of Capital Boulevard (US-1) and Burlington Mills Road comprising 2.533 acres.

At 7:10 p.m., there being no one present to speak to this item, Mayor Jones closed the public hearing.

D. Public hearing and approval of ordinance for contiguous annexation submitted by Willfair Properties, LLC for property located off Rogers Road comprising 18.90 acres.

At 7:11 p.m., Mayor Jones opened the public hearing on the contiguous annexation submitted by Willfair Properties, LLC for property located off Rogers Road comprising 18.90 acres.

At 7:12 p.m., there being no one present to speak to this item, Mayor Jones continued the public hearing to the July 18, 2006 Board of Commissioners Meeting.

E. Approve the following annexations (may be approved with one (1) motion/second):

Item 4.A. Public hearing and approval of ordinance for contiguous annexation submitted by Nisar A. Chatha, Zaib-U-Nisa, Amjad I. Saleem, and Zahra Amjad for property located at 604 Jones Dairy Road comprising 1.749 acres.

Item 4.B. Public hearing and approval of ordinance for contiguous annexation submitted by Christopher Dameron, T. Barker Dameron and Andy Ammons for property located off Heritage Lake Road comprising 53.06 acres.

Item 4.C. Public hearing and approval of ordinance for contiguous annexation submitted by Janko Import Cars, Inc. for property located in the southeastern vicinity of the junction of Capital Boulevard (US-1) and Burlington Mills Road comprising 2.533 acres.

ACTION: Commissioner Drake made a motion to approve the above named annexations. Commissioner Camacho seconded the motion, which carried unanimously (5-0) resulting in the following ordinances:

ORDINANCE 2006-19

ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF WAKE FOREST, NORTH CAROLINA

(Body of ordinance contained in Ordinance Book 19)
(Nisar A. Chatha, Zaib-U-Nisa, Amjad I. Saleem, and
Zahra Amjad for property located at 604 Jones
Dairy Road comprising 1.749 acres)

ORDINANCE 2006-20

ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF WAKE FOREST, NORTH CAROLINA

(Body of ordinance contained in Ordinance Book 19)
(Christopher Dameron, T. Barker Dameron and
Andy Ammons for property located off Heritage
Lake Road comprising 53.06 acres)

ORDINANCE 2006-21

ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF WAKE FOREST, NORTH CAROLINA

(Body of ordinance contained in Ordinance Book 19)
(Janko Import Cars, Inc. for property located
in the southeastern vicinity of the junction of
Capital Boulevard (US-1) and Burlington
Mills Road comprising 2.533 acres)

F. Public Comment.

Residents on Selsey Drive concerning the removal of the concrete barriers.

Mayor Jones recognized the following persons who spoke:

Suzette Duchene - 222 Selsey Drive (Olwyn Parrish Subdivision), spoke saying she had concerns with the traffic/safety problems. She reported that sometimes it takes up to twenty (20) minutes to get out onto South Main Street from Selsey Drive. The barriers do stop some people but other drivers pull around, onto the sidewalks and into my bushes and sprinklers. She also stated that when the concrete barriers are removed, she is very interested in the installation of speed tables. A speed table was installed near South Main Street some years ago.

Mr. Dan Smith - 223 Selsey Drive (Olwyn Parrish Subdivision), spoke saying that the EMS has had problems getting to Pemberley Subdivision. They have come up Selsey Drive only to have to turn around and go back to South Main Street - make a left turn - enter on Forbes Road. He said he has seen the fire department as well as the police department come up Selsey Drive and turn around to go back out to South Main Street. He said he concurred with Ms. Duchene with the installation of speed tables.

Mr. Thomas Dement - 312 Stone Monument Drive (Pemberly Subdivision), who spoke saying that he is President of the homeowners association. He said that he feels the barriers should be removed. He said that the cost for the speed tables could be borne by the homeowners association.

Mr. Nelson Massey - Selsey Drive (Olwyn Parrish Subdivision), spoke saying that he lives at the corner of Selsey Drive and South Main Street. He said he is opposed to having the concrete barriers removed. He says that neighbors know each other and watch out for the children. Strangers will not and they do speed through. He stated that he isn't sure that removing the barriers is going to help.

Ms. Alma Brantley - 325 Stone Monument Drive (Pemberley Subdivision), spoke saying that she lives around the corner from Selsey Drive. She stated that her concerns are the seconds/minutes that might be lost if the fire department or rescue squad had to turn at the barriers. She said that she has seen it happen.

Ms. Ruth Ann Rice - 214 Selsey Drive (Olwyn Parrish Subdivision), spoke saying that she has concerns with safety/traffic/speeding on the street. She stated that vehicles are parked along both sides of Selsey Drive most of the time. She said she supports the installation of speed tables. Ms. Rice stated that when the first speed table was installed, the neighbors did not have to pay any share and were told the second speed table would be installed when the barriers were removed.

Ms. Janet Obman - 218 Selsey Drive (Olwyn Parrish Subdivision), spoke saying that removing the concrete barriers would create a car pool lane for parents at the middle school for pick-up and drop-off and get back onto South Main Street from Forbes Road.

ACTION: Commissioner Barrington made a motion to remove the concrete barriers effective immediately and insert speed tables at the request of the residents according to town policy. Commissioner Stinnett seconded the motion, which carried unanimously (5-0).

5. Consent Agenda.

ACTION: Commissioner Camacho made a motion to approve the Consent Agenda items as submitted. Commissioner Drake seconded the motion, which carried unanimously (5-0).

A. Approval of tax releases (copy on file in Town Clerk's Office).

B. Approval of Budget Ordinance Amendment #5 for FY 2005-2006 resulting in the following ordinance:

ORDINANCE 2006-22

BUDGET ORDINANCE AMENDMENT NO. 5 OF
THE TOWN OF WAKE FOREST,
NORTH CAROLINA FOR THE FISCAL YEAR 2005-2006
(Body of ordinance contained in Ordinance Book 19)

ORDINANCE 2006-23

ORDINANCE AMENDING
CAPITAL PROJECT FUND
NEW TOWN HALL
(Ordinance 2004-50)

ORDINANCE 2006-24

ORDINANCE AMENDING
CAPITAL PROJECT FUND
STREET AND SIDEWALK IMPROVEMENTS
(Ordinance 2005-09)

ORDINANCE 2006-25

ORDINANCE AMENDING
CAPITAL PROJECT FUND
PARK DEVELOPMENT
(Ordinances 2000-26; 2001-08; 2002-22 & 2003-08)

ORDINANCE 2006-26

ORDINANCE AMENDING
CAPITAL PROJECT FUND
CLEAN WATER MANAGEMENT
TRUST FUND (STREAM BUFFERS)
(Ordinance 2004-24)

- C. Approval of request received from Spring Street Christian Church to block off Spring Street on Saturday, August 26, 2006 from 8:00 a.m. to 5:00 p.m. for a Community Day Celebration.**

The members of Spring Street Christian Church will be holding a Community Day Celebration on Spring Street between Caddell Street/North Brooks Street. The general public will have access to Caddell Street/North Brooks Street. Due to the traffic coming/going, the church is requesting to block the street off for the safety of the participants.

- D. Approval of request received from Wake Forest 4th of July Committee to close the following streets for the celebration to be held on Monday, July 3rd and Tuesday, July 4th:**

- * The 400 block of West Juniper Avenue from 3:00 p.m. - 10:00 p.m. on Monday, July 3, 2006. This road leads up to the area where the firework staging area is set-up and would also allow an easy access for emergency vehicles should the need arise.
- * The 200 block of South College Street (by the Community House) up to the 300 block of South Main Street on Tuesday, July 4, 2006 from 10:00 a.m. -2:00 p.m. This request is for the safety of all the many children that will be participating in the festivities of Art-in-the-Park and Games-in-the-Park.
- * The 100 block of East Juniper Avenue and North Main Street (off North Main Street). The intersection of East Juniper Avenue/North Main Street is the beginning and end of the Children's Parade. The participants in the parade are increasing more each year and while parents who have previously parked along this section are ready to leave, there is still a street full of children and parents. The committee has found this to be a very hazardous situation and feel that by closing this section of East Juniper Avenue would eliminate vehicles from North Main Street until the roadway is clear. The committee will take the responsibility of notifying the parties on the street that will be affected by this closure.

E. Approval of agreement with Davenport & Company, LLC for financial advisory services (copy on file in Town Clerk's Office).

F. Approval of resolution accepting certain streets to the Town Street System for maintenance resulting in the following resolution:

RESOLUTION 2006-28

RESOLUTION ACCEPTING CERTAIN STREETS TO THE
TOWN STREET SYSTEM FOR MAINTENANCE
 (Body of resolution contained in Resolution Book 23)

<u>Subdivision Name</u>	<u>Street Name</u>	<u>Linear Feet</u>
Caddell Woods	Gooch Court	125
	Polanski Drive	1,000
	Poteat Court	483
Hampton Commons Heritage	Hampton Commons Drive	780
	Dunn Maple Drive	950
	Eppes Lane	1,000
	Grayson Crockett Drive	322
	Heritage Glenn Lane	350
	Heritage Links Drive	4,800
	Old College Circle	1,200
	Sand Hollow Drive	325
	Thompson Glenn Drive	700

	Vann Dowda Place	338
Summerwoods	Battery Crest Lane	750
	Waterford Ridge Lane	500

6. Legislative Items.

A. Consideration of appointment of members to the Downtown Revitalization Corporation (DRC) Board of Directors.

ACTION: Commissioner Drake made a motion to appoint members to the Downtown Revitalization Corporation (DRC) Board of Directors with terms to expire July 1, 2007. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0) resulting in the following resolution:

RESOLUTION 2006-29

RESOLUTION APPOINTING MEMBERS TO
DOWNTOWN REVITALIZATION CORPORATION
BOARD OF DIRECTORS

(Body of resolution contained in Resolution Book 23)

Christiana Walkley - Appletree (Avondale - Downtown Business)
Jonnie Anderson - Jovi's (Downtown Business)
Jeff Adolphsen - NC Historic Preservation
Ryan Hutchinson - Southeastern Baptist Theological Seminary
Tom Iverson - Wake Forest Florist (Downtown Business)

7. Planning Items.

A. Consideration of approval of Case ZA-06-04: An amendment to the Wake Forest Zoning Ordinance amending Article V. District Regulations Section 19. Renaissance Area District; Section 25. Highway Business District; adding public and private schools.

ACTION: Commissioner Barrington made a motion to approve Case ZA-06-04: An amendment to the Wake Forest Zoning Ordinance amending Article V. District Regulations Section 19. Renaissance Area District; Section 25. Highway Business District; adding public and private schools. Commissioner Stinnett seconded the motion, which carried unanimously (5-0) resulting in the following ordinance:

ORDINANCE 2006-27

ORDINANCE AMENDING ARTICLE V. DISTRICT
REGULATIONS SECTION 19 RENAISSANCE AREA
DISTRICT; SECTION 25 HIGHWAY BUSINESS DISTRICT
ADDING PUBLIC/PRIVATE SCHOOLS

(Body of ordinance contained in Ordinance Book 19)

B. Consideration of approval of Site Plan for Wake Forest College Birthplace.

ACTION: Commissioner Stinnett made a motion to approve the site plan for the Wake Forest Birthplace as recommended by the Planning Board. Commissioner Barrington seconded the motion, which carried unanimously (5-0) with the following condition:

- * Setback the parking a minimum of eight (8) feet from the rear property line to preserve existing vegetation with required screening vegetation to screen parking areas from rights-of-way.

8. Administration and Financial Items.

A. Consideration of approval of FY 2006-2007 Budget Ordinance.

ACTION: Commissioner Barrington made a motion to approve the FY 2006-2007 Budget Ordinance. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0) resulting in the following ordinance:

ORDINANCE 2006-28

BUDGET ORDINANCE OF THE TOWN OF WAKE FOREST,
NORTH CAROLINA FOR THE FISCAL YEAR 2006-2007

(Body of ordinance contained in Ordinance Book 19)

ORDINANCE 2006-29

ORDINANCE AMENDING THE CLASSIFICATION PAY PLAN
FOR THE TOWN OF WAKE FOREST, NORTH CAROLINA

(Body of ordinance contained in Ordinance Book 19)

ORDINANCE 2006-30

ORDINANCE AMENDING THE FEE SCHEDULE OF THE
TOWN OF WAKE FOREST, NORTH CAROLINA
(Body of ordinance contained in Ordinance Book 19)
(Planning/Inspections; Parks & Recreation)

9. Public Services Items.

A. Consideration of approval of resolution for the Wake County Solid Waste Plan Three (3) Year Update (copy of Executive Summary on file in the Town Clerk's Office).

ACTION: Commissioner Barrington made a motion to approve a resolution for the Wake County Solid Waste Plan Three (3) Year Update. Commissioner Stinnett seconded the motion, which carried unanimously (5-0) resulting in the following resolution:

RESOLUTION 2006-30

RESOLUTION TO APPROVE THE WAKE COUNTY
SOLID WASTE PLAN THREE (3) YEAR UPDATE
(Body of resolution contained in Resolution Book 23)

B. Consideration of approval of three-way stop at North Wingate Street and West Juniper Avenue.

ACTION: Commissioner Barrington made a motion to deny the request which died due to lack of a second.

Commissioner Drake made a motion to approve the request for a three-way stop at North Wingate Street and West Juniper Avenue. Commissioner Boyd-Lawson seconded the motion and the vote was as follows resulting in the following ordinance:

ORDINANCE 2006-31

ORDINANCE AMENDING CHAPTER 30 TRAFFIC &
VEHICLES SECTION 30-256 SCHEDULE X. STOP
INTERSECTIONS OF THE CODE OF ORDINANCES OF
THE TOWN OF WAKE FOREST, NORTH CAROLINA
(Body of ordinance contained in Ordinance Book 19)
(Three-way stop at the junction of West Juniper Avenue
and North Wingate Street)

Aye
Commissioner Drake
Commissioner Boyd-Lawson
Commissioner Stinnett

Nay
Commissioner Barrington
Commissioner Camacho

10. Parks and Recreation Items.

A. Consideration of approval of application for Clean Water Management Trust Fund Grant (copy of documentation on file in Town Clerk's Office).

ACTION: Commissioner Boyd-Lawson made a motion to approve the application for Clean Water Management Trust Fund Grant. Commissioner Camacho seconded the motion, which carried unanimously (5-0).

11. Public Safety Items.

A. Report on traffic study for Brick Street as requested by Commissioner Drake.

Mayor Jones recognized Lt. Darren Abbacchi with the Wake Forest Police Department, who gave a report concerning a traffic study on Brick Street. He reported that the dates recorded were June 8, 2006 and June 16, 2006. He stated that Officers Amos and Graham worked the complaint area (Brick Street) in 2-hour increments (morning/afternoon) and logged all vehicles that passed through the area. A total of 1663 vehicles were logged traveling on Brick Street. Of those vehicles (1603) were passenger vehicles (cars, vans, pick-ups, motorcycles, scooters). Fifty-five (55) were considered work vehicles (UPS, FedEx, Sears, Town of Wake Forest trucks). All were 2-axle trucks. A total of 4 multi-axle trucks were logged, none violating the Town of Wake Forest Ordinance. Two (2) were Waste Industries/trash disposal trucks picking up trash; one (1) was a concrete mixer dropping off a load of concrete to a resident; one (1) was a Town of Wake Forest dump truck picking up yard debris. During the entire traffic study no violations were noted.

12. Other Business.

A. Board of Commissioners Committee Reports.

13. Closed Session: N.C.G.S. 143-318.11(a)(5) - Land Acquisition - New Town Hall Site.

ACTION: At 8:54 p.m., Commissioner Drake made a motion to go into Closed Session for the purpose of N.C.G.S. 143-318.11(a)(5) Land Acquisition - New Town Hall Site. Commissioner Camacho seconded the motion, which carried unanimously (5-0).

ACTION: At 10:08 p.m., Commissioner Stinnett made a motion to return to the regular meeting. Commissioner Barrington seconded the motion, which carried unanimously (5-0).

14. Adjournment.

ACTION: At 10:09 p.m., Commissioner Drake made a motion to adjourn the meeting. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0).