

REGULAR BOARD OF COMMISSIONERS MEETING

TOWN OF WAKE FOREST, NORTH CAROLINA

July 17, 2007

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, Deputy Town Manager O'Donnell, Planning Director Russell, Planner Sary, Planner Ayers, Engineering Director Keravuori, Parks and Recreation Director Simpson, Human Resources Director Moody, and Town Attorney Vernon. Commissioner Stephen Barrington was absent. Guest: Jonathan Decker - Summer Intern. Town Clerk Wilson was absent due to illness; however, she did view the video tape and went over notes with Town Manager.

Mayor Jones led everyone in the Pledge of Allegiance.

1. **Approval of agenda.**

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

2. **Approval of minutes.**

A. **Meetings held June 5, 2007 (Work Sessions and Joint Public Hearings) and June 19, 2007 (Regular Board of Commissioners Meeting).**

ACTION: Commissioner Camacho made a motion to approve the minutes of meetings held June 5, 2007 (Work Sessions and Joint Public Hearings) and June 17, 2007 (Regular Board of Commissioners Meeting) as submitted by Town Clerk Wilson. Commissioner Barrington seconded the motion, which carried unanimously (5-0).

3. **Presentations.**

A. **National Night Out Proclamation.**

NATIONAL NIGHT OUT 2007

WHEREAS, the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime, drug and violence prevention program on August 7, 2007 entitled "National Night Out"; and

WHEREAS, the “24th Annual National Night Out” provides a unique opportunity for the Town of Wake Forest to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and

WHEREAS, the Wake Forest Police Department plays a vital role in assisting the Town of Wake Forest through joint crime, drug and violence prevention efforts and is supporting “National Night Out 2007” locally; and

WHEREAS, it is essential that all citizens of Wake Forest be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime, drugs and violence in the Town of Wake Forest; and

WHEREAS, police-community partnerships, neighborhood safety, awareness and cooperation are important themes in the “National Night Out” program.

NOW, THEREFORE, I, Vivian A. Jones, Mayor of the Town of Wake Forest, North Carolina, do hereby proclaim August 7, 2007 as

National Night Out 2007

in the Town of Wake Forest in conjunction with the nationwide celebration, and I urge all citizens to join the Wake Forest Police Department and the National Association of Town Watch in supporting the “24th Annual National Night Out” on August 7, 2007.

B. Interview Youth Advisory Board Candidates (applications on file in Town Clerk’s Office).

C. Capital Area Preservation - Lake House Relocation.

ACTION: Commissioner Drake made a motion to provide the three (3) items requested in a letter (copy on following page) received from Capital Area Preservation in an amount not to exceed \$20,000. Commissioner Stinnett seconded the motion, which carried unanimously (5-0).

1. Waiver of fees for removing utility poles and laying down power lines on the day of the move, which may total up to \$12,000.
2. Waiver of fees for the development permit totaling \$3,299.
3. Financial assistance for trimming trees along the move route within the Town’s right-of-way.

Commissioner Drake made a motion to approve a temporary ordinance to prohibit parking along the designated route on the date of the relocation of the Lake House to North College Street to be enforced by the police department. Commissioner Stinnett seconded the motion, which carried unanimously (5-0) resulting in the following ordinance:

ORDINANCE 2007-41

TEMPORARY ORDINANCE FOR PROHIBITING
PARKING ALONG THE RELOCATION ROUTE OF
THE LAKE HOUSE TO NORTH COLLEGE STREET
(Body of ordinance contained in Ordinance Book 27)

1. Prohibit parking on street along route on date of move as described in Exhibit A.

4. Public hearings / Public Comment.

- A. Public hearing and approval of ordinance for contiguous annexation submitted by ECI Custom Homes for property located at 3600 Copper Beach Lane comprising 34.283 acres.**

Mayor Jones reported that the public hearing would be continued to the August 21, 2007 Board of Commissioners meeting.

- B. Public Comment.**

No one spoke.

5. Consent Agenda.

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

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

6. Legislative Items.

- A. Consideration of approval of appointment(s) to Youth Advisory Board (copy of ballots on file in Town Clerk's Office).**

ACTION: Commissioner Boyd-Lawson made a motion to approve the appointments to the Youth Advisory Board. Commissioner Drake

seconded the motion, which carried unanimously (5-0) resulting in the following resolution:

RESOLUTION 2007-41

RESOLUTION APPOINTING MEMBERS TO
THE YOUTH ADVISORY BOARD

(Body of resolution contained in Resolution Book 24)

Terms will expire August 1, 2008

IN-TOWN:

Darnesha Adams

Justin Alderman

Jessie Ammons

Kate Camacho

Kyra Daniel

Felicia Fotsch

Brandon Jackson

Krista Pimentel

OUT-OF-TOWN

Gabriel Lopez

Commissioner Camacho made a motion to appoint Commissioner Boyd-Lawson as ex-officio for the Youth Advisory Board. Commissioner Drake seconded the motion, which carried unanimously (5-0) resulting in the following resolution:

RESOLUTION 2007-42

RESOLUTION APPOINTING EX-OFFICIO MEMBER
TO THE YOUTH ADVISORY BOARD

(Body of resolution contained in Resolution Book 24)

Commissioner Velma Boyd-Lawson (ex-officio)

7. Planning Items.

A. Consideration of the proposed Northeast Neighborhood Plan (copy on file in Town Clerk's Office).

ACTION: Commissioner Stinnett made a motion to approve the Northeast Neighborhood Plan as recommended by the Planning Board. Commissioner Drake seconded the motion, which carried unanimously (5-0).

B. Consideration of approval of Development Plan Review: 1219 South Main Street.

ACTION: Commissioner Barrington made a motion to approve the Development Plan for 1219 South Main Street as recommended by the Planning Board. Commissioner Drake seconded the motion, which carried unanimously (5-0).

C. Consideration of approval of Development Plan Review: Ligon Mill III.

ACTION: Commissioner Barrington made a motion to approve the Development Plan Review for Ligon Mill III as recommended by the Planning Board subject to the conditions as listed below with the deletion of Condition #2. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0).

- Conditions:
1. Relocate the retaining wall section to the east of Building #5 outside of the Neuse River Basin Buffer.
 - ~~2. Place a level spreader at end of discharge section.~~

D. Consideration of approval of Case RZ-07-05: A request filed by Wake Forest Fire Department, Inc. to rezone 4.0 acres from R-30 (Wake County) to C.U. NB, Neighborhood Business District for property located at 1412 Forestville Road, being Tax PIN 1749-55-7642.

ACTION: Commissioner Barrington made a motion to approve Case RZ-07-05: A request filed by Wake Forest Fire Department, Inc. to rezone 4.0 acres from R-30 (Wake County) to C.U. NB, Neighborhood Business District for property located at 1412 Forestville Road as recommended by the Planning Board subject to the conditions listed below. Commissioner Drake seconded the motion, which carried unanimously (5-0) resulting in the following ordinance:

ORDINANCE 2007-41

ORDINANCE AMENDING THE OFFICIAL ZONING MAP
OF THE TOWN OF WAKE FOREST, NORTH CAROLINA

(Body of ordinance contained in Ordinance Book 20)

- Conditions:
1. Dedicate 25 feet of right-of-way along Forestville Road in accordance with the Wake Forest Transportation Plan.
 2. Provide the minimum baseline landscape requirements.
 3. Uses shall be for a fire station and accessory uses.

E. Consideration of approval of request from Stonegate Partners, LLC for additional water allocation for the Stonegate Subdivision.

ACTION: Commissioner Drake made a motion to deny the request from Stonegate Partners, LLC for additional water allocation for the Stonegate Subdivision. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0).

F. Consideration of approval of request for an extension of Master Plan approval for the North Wake Business Park which comprises 7.93 acres located in the 10300 block of Star Road, being Tax PIN 1739-53-6077.

ACTION: Commissioner Barrington made a motion to approve the request for extension of Master Plan for the North Wake Business Park comprising 7.93 acres located in the 10300 block of Star Road. Commissioner Boyd-Lawson seconded the motion and the vote was as follows:

<u>Aye</u>	<u>Nay</u>
Commissioner Barrington	Commissioner Drake
Commissioner Boyd-Lawson	
Commissioner Camacho	
Commissioner Stinnett	

8. Administration and Financial Items.

A. Consideration of approval of Separation Allowance Policy for Law Enforcement Officers.

Town Manager Williams requested that this item be delayed until the August 21, 2007 Board of Commissioners due to concerns from the Police Department.

9. Public Services Items.

A. Consideration of approval of SEPA Funding Agreement.

ACTION: Commissioner Barrington made a motion to disapprove the SEPA Funding Agreement. Commissioner Drake seconded the motion, which carried unanimously (5-0).

10. Parks and Recreation Items.

None.

11. Public Safety Items.

None.

12. Closed Session: N.C.G.S. 143-318(a)(5) - Land Acquisition/Disposal - J. L. Warren Park located at Cimarron.

ACTION: At 9:21 p.m., Commissioner Drake made a motion to go into Closed Session for the purpose of N.C.G.S. 143-318(a)(5) - Land Acquisition/Disposal - J. L. Warren Park located at Cimarron. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0).

At 9:58 p.m., Commissioner Barrington made a motion to return to the regular meeting. Commissioner Boyd-Lawson seconded the motion, which carried unanimously (5-0).

13. Adjournment.

ACTION: At 9:59 p.m., Commissioner Drake made a motion to adjourn the meeting, Commissioner Barrington seconded the motion, which carried unanimously (5-0).