

**The Town of Garner
Town Council Meeting Minutes
January 6, 2020**

The Council met in regular session at 7:00 p.m. in the Garner Town Hall located at 900 7th Avenue.

CALL MEETING TO ORDER/ROLL CALL:

Present: Present: Mayor Ken Marshburn, Mayor ProTem Kathy Behringer, Council Members Demian Dellinger, Phil Matthews, Gra Singleton, and Elmo Vance

Staff Present: Rodney Dickerson-Town Manager, Matt Roylance-Asst. Town Manager-Operations, John Hodges-Asst. Town Manager-Asst. Town Manager-Development Services, Jeff Triezenberg-Planning Director, David Beck-Finance Director, Gini Schacker-Accounting Services Manager, Stacy Harper-Principal Planner, Rick Mercier-Communications Manager, Chris Johnson-Town Engineer, Fred Baggett-Interim Town Attorney, and Stella Gibson-Town Clerk

PLEDGE OF ALLEGIANCE: Council Member Phil Matthews

INVOCATION: Council Member Phil Matthews invited Pastor Phillip Modlin of Amplify Church to deliver the invocation.

PETITIONS AND COMMENTS

Ricky Pearce, 1810 Vandora Springs Road, expressed his disappointment of the parade cancellation.

ADOPTION OF AGENDA

Motion: Behringer
Second: Matthews
Vote: 5:0

PRESENTATIONS

Mr. Mercier played the State of the Town video which highlighted many of the Towns events and activities of the past year.

Mr. Beck introduced James Bence from Mauldin & Jenkins who presented the audit report.

CONSENT

Budget Amendment - Council Tablets

Presenter: David Beck, Finance Director

The Town Manager is moving \$1,650 out of this department's travel line item over to the Town Council budget to complete the purchase of tablets for the new council members.

Action: Adopt Ordinance (2020) 4036

Council Meeting Minutes

Presenter: Stella Gibson, Town Clerk

Council meeting minutes from October 7, October 24, October 29, and November 4, 2019 , closed session minutes from October 7, October 24, November 4, 2019, and special meeting minutes from October 3, 2019

Action: Adopt Minutes

PEG Media Partners Interlocal Agreement

Presenter: Rick Mercier, Communications Manager

The document is an update and renewal of PEG Media Partners' Interlocal Agreement among the seven area municipalities--including the Town of Garner--that make up the non-profit video production and broadcast consortium. PEG Media Partners' Board of Directors unanimously approved the updated agreement at its Dec. 5 meeting. Garner's communications manager is the town manager's designee on the board.

Action: Approve the proposed agreement

Motion: Vance
Second: Singleton
Vote: 5:0

PUBLIC HEARINGS

Mayor Marshburn explained the procedures to be followed during this hearing and asked Council to disclose any ex parte communications. Hearing none, the Town Clerk administered the Affirmation of Oath to the following: Erik Keener, Stacy Harper, Jeff Triezenberg, and Chris Johnson.

Mayor Marshburn opened the hearing and asked Ms. Harper to provide the staff report.

CUP-SP-19-23, KS Bank

Presenter: Stacy Harper, Principal Planner

Mayor Marshburn opened the hearing and asked staff to present the staff report.

K&J Garner, LLC is requesting conditional use site plan (CUP-SP-19-23) approval for a bank. The 1.287 +/- acre site is located at 409 US HWY 70 E and can be further identified as Wake County PIN 1721-00-5312.

Mayor Marshburn closed the hearing and called for a motion.

Action: Move the Council accept the staff statements regarding plan consistency in Section V of this report as our own and find the application meets the 10 permit criteria in Section 3.14.D. and therefore approve CUP-SP-19-23, KS Bank. Special condition: Fee in lieu of sidewalk construction along US 70 to be paid prior to a Certificate of Occupancy being obtained.

Motion: Singleton
Second: Matthews
Vote: 5:0

Mayor Marshburn recommended creating an adhoc committee consisting of himself and Mayor ProTem Behringer to work with Town staff to determine the process of hiring a Town Attorney. Recommendations will be brought to the full Council for consideration before moving forward.

Action: Council consensus to create the adhoc committee.

NEW/OLD BUSINESS

COMMITTEE REPORTS

MANAGER REPORTS

- garner info
- Building & Permit Report
- Mr. Johnson presented the Capital Projects Status Report for FY 2020 3rd Quarter, street resurfacing plan and an update on the Rec Center.
- Triangle Commercial Real Estate Conference-January 22nd
- Mr. Johnson provide an overview of the capital projects report as well as the street resurfacing project.
- PRCR Comp Plan document will be discussed at the next meeting.
- Search firms will be used to assist with the Police Chief recruitment search which will be an open process for internal and external candidates.

ATTORNEY REPORTS

Interim Town Attorney Baggett mentioned that he and others have a handle on pending legal cases.

COUNCIL REPORTS

Matthews

- Asked about the possibility of getting a crosswalk at the YMCA as well as at the White Deer Park crossing from Lake Benson Park. Staff will forward request to DOT.
- Asked what is the best way to report problem properties.

Singleton

- Stated the State of the Town video was well done.
- Optimist Club Jamboree at Avery Street

Behringer

- Asked about the lights near the Evolve entrance. Mr. Johnson responded Evolve has only 300' of frontage, which meets Town requirements. It is anticipated when future development occurs, it will provide more light in this area.
- Asked about the concrete debris removal from the RR right-of-way. Mr. Dickerson will follow-up with the Public Works Department.

Vance

- Reported trash dumping along Hwy 50. Info will be forwarded to Mr. Dickerson.

Dellinger

- Asked staff to present a couple of reasonable scenarios for an ETJ expansion at a Work Session agenda.
- Need to look at installing speed controls in neighborhoods to address cut-throughs.
- Review proper way to approve recorded minutes/summation/accessibility.
- MLK Celebration on 19th at GPAC
- Need to begin discussions for next year's parade.
- Asked if Town sent NCRR letter of appreciation for Depot move.
- Mentioned Wake County revaluation info coming out soon.

Mr. Dickerson explained the Town had scheduled to replace 7 police vehicles in the budget; however, 3 were approved. We would normally replace the vehicles with the same model but Dodge halted production of the Chargers and cancelled 4,000 orders. The next available vehicles are the Tahoe and Explorer, both of which are in the process of being redesigned. The additional cost to purchase the 3 Durango's is \$36,000.

Action: Authorize the Manager to use fund balance to procure 3 Durango's at the additional cost.

Motion: Matthews
 Second: Vance
 Vote: 5:0

Mayor Marshburn asked if there were measures to prevent parking in fire lanes, especially at the Post Office. Mr. Dickerson responded that this is an on-going concern and the Police Department and Fire Marshall will look as soon as we have staff available.

Mr. Dickerson stated it would take time for staff to prepare materials for an ETJ discussion and Mayor Marshburn suggested staff meet with Council Members Dellinger and Matthews to answer questions and to discuss the process.

Council Member Singleton reported there were a number of electric car charging stations in Garner the surrounding area and asked staff to gather information and suggested Council may want to require installation of charging stations in multi-family developments and Town facilities.

ADJOURNMENT: 8:48 p.m.