



KNIGHTDALE TOWN COUNCIL MINUTES

950 Steeple Square Court, Knightdale, North Carolina 27545

April 6, 2009

The Knightdale Town Council met at 7:00 p.m. at Knightdale Town Hall, 950 Steeple Square Court, Knightdale, NC.

PRESENT: Mayor Russell Killen; Mayor Pro Tem Mike Chalk; Councilors Jeff Eddins, Tim Poirier, and James Roberson.

ABSENT: Councilor Terry Gleason.

Staff Members Present: Clyde Holt, Town Attorney; Gary McConkey, Town Manager; Seth Lawless, Assistant Town Manager; Suzanne Yeatts, Town Clerk/HR Director; Chris Hills, Planning Director; Fred Boone, Town Engineer; Tracy Pedigo, Public Works Director; Shawn Brown, Public Safety Director; Jeff Triezenberg, Planner II; Ren Wiles, Finance Director.

Meeting called to order by Mayor Killen at 7:00 p.m.

WELCOME

Welcome by Mayor Killen.

INVOCATION

Invocation by Councilor Roberson.

ITEM I. ADOPTION OF AGENDA

...Motion by Councilor Poirier to adopt the agenda with the following amendment:

ADD: Compressed Natural Gas Grant Agreement to Consent Agenda as Item G.

ADD: Approval of Closed Session Minutes to Item XIII.

DELETE: Distinguished Budget Presentation and include on April 15, 2009 agenda

Motion seconded by Councilor Roberson and carried unanimously.

ITEM II. APPROVAL OF MINUTES

March 18, 2009

Motion by Councilor Eddins to approve the minutes of March 18, 2009. Motion seconded by Mayor Pro Tem Chalk and carried unanimously.

ITEM III. PRESENTATIONS, RECOGNITIONS, AWARDS

None at this time.

ITEM IV. PUBLIC

Anyone may speak on an issue not included on tonight's agenda. Before speaking, please state your name and address.

A. Open to the Public

Juanita Snow, 321 Faison Drive, asked Council to consider changing current leash laws so that dogs could not be leashed for long periods of time.

Mayor Killen explained that Knightdale is subject to Wake County's Ordinance and offered the Town's assistance in encouraging Wake County to change the current rules.

Town Attorney Clyde Holt volunteered to speak with Ms. Snow to further discuss the situation.

Paula Gavasto, 418 Mingocrest Drive, asked Council to consider installing deer crossing signs near the property of the previously proposed Super Wal-mart. Ms. Gavasto also inquired about trapping and hunting laws within Town.

Mayor Killen instructed Assistant Manager Seth Lawless to research and respond to Ms. Gavasto.

B. Report on Citizen Inquiries

None at this time.

ITEM V. CONSENT AGENDA

- A. Wake County Board of Elections Agreement
Authorize Mayor to sign agreement with Wake County Board of Elections.
- B. Revised EWTV Interlocal Agreement
Authorize Mayor to sign the revised Interlocal Agreement for East Wake Television to include the Town of Rolesville.
- C. American Recovery and Reinvestment Act of 2009
RES #09-04-06-001
Adopt Resolution #09-04-06-001 Supporting the American Reinvestment and Recovery Act and Funding Application for the Hodge Road Siphon.
- D. Creation of Comprehensive Plan Update Committee
RES #09-04-06-002
Adopt Resolution #09-04-06-002 establishing the 2027 Comprehensive Land Use Plan Update Committee.
- E. Budget Amendment #0917
EWTV Grant Funding
Adopt Budget Amendment #0917 decreasing revenue and expense in the amount of \$25,000.
- F. Council Chambers Carpet Replacement
Authorize Town Manager to execute the Carpet Replacement and Termite Agreement.
- G. Compressed Natural Gas Grant Agreement
Authorize Town Manager to execute Grant Agreement.

**...Motion by Councilor Eddins to adopt the Consent Agenda.
Motion seconded by Councilor Poirier and carried unanimously.**

ITEM VI. ACTIONS REQUIRING PUBLIC HEARINGS

When speaking during a public hearing, please state your name and address clearly before speaking. Please designate a spokesperson for large groups. If you anticipate speaking tonight, please print your name and address on the form located on the entry table. If the Mayor announces that the hearing is a quasi-judicial public hearing, all speakers must be administered an oath by the Town Attorney. Everyone must speak from the podium to assure an accurate record of testimony.

A. ZMA-1-09 MHOD Amendments

Public Hearing opened at 7:12 p.m.

Jeff Triezenberg, Planner II, presented a zoning map amendment to rezone approximately 56.67 acres across the Town's extraterritorial jurisdiction where the Manufactured Home Development District had been overlaid on single-family neighborhoods thought to have fit the description of Manufactured Home Neighborhoods in the Unified Development Ordinance.

Mr. Triezenberg answered questions from Council and clarified this amendment would not affect current mobile home status.

William Griner, 105 Pleasant Valley Circle, inquired about his mobile home lot.

Allen Workman, 113 Pleasant Valley Circle, asked if a single wide would have to be replaced with a doublewide.

Council responded that a single wide mobile home would have to be replaced with a doublewide as is currently the case prior to the proposed amendment.

Town Attorney Clyde Holt clarified that if a single wide mobile home was damaged by an act of God, it could be repaired; but if completely destroyed, the single wide would have to be replaced with a doublewide.

Ginger Pitt, 2899 Lake Wendell Road, Wendell, NC, owner of Oakdale Road lot, expressed concern over vacant mobile homes.

Mayor Killen asked Ms. Pitt to provide addresses of any vacant homes to Town staff for the Code Enforcement Officer to address.

Arison Richardson, 110 Pleasant Valley Circle, expressed concern over trash being dumped along Massey Farm Road.

Town Attorney Clyde Holt advised Mr. Richardson to contact the Wake County Sheriff's Department to report any dumping he witnesses. Mr. Holt also added that if the property is within one mile of the corporate limits, Knightdale could enforce its nuisance ordinance by contacting the owner of the property.

No one else approached.

...Motion by Councilor Poirier at 7:32 p.m. to close the public hearing and refer ZMA-1-09 to the April 13, 2009 Land Use Review Board meeting. Motion seconded by Councilor Eddins and carried unanimously.

- B. ZTA-3-09 Maximum Sign Area, Fencing Clarifications, and LURB Terms of Appointment

Public hearing opened at 7:33 p.m.

Planner Jeff Triezenberg presented a zoning text amendment to amend the Unified Development Ordinance related to fence clarifications, signage amendments, and Land Use Review Board terms.

No one approached.

...Motion by Mayor Pro Tem Chalk at 7:40 p.m. to close the public hearing and refer ZTA-3-09 to the April 13, 2009 Land Use Review Board meeting. Motion seconded by Councilor Roberson and carried unanimously.

- C. ZTA-4-09 Deed of Easement Dedication

Public hearing opened at 7:41 p.m.

Planner Jeff Triezenberg presented a zoning text amendment to amend the Unified Development Ordinance related to requiring public utility/stormwater easements to be recorded by deed as in addition to the existing requirement of plat dedication.

No one approached.

...Motion by Councilor Roberson at 7:43 p.m. to close the public hearing and refer ZTA-4-09 to the April 13, 2009 Land Use Review Board meeting. Motion seconded by Mayor Pro Tem Chalk and carried unanimously.

ITEM VII. SET PUBLIC HEARINGS

None at this time.

ITEM VIII. TOWN ATTORNEY

Nothing at this time.

ITEM IX. OLD BUSINESS

Riverview Commons Pump Station Update

Town Engineer Fred Boone received a report from JDH that the lien placed by Chambers Electric has been satisfied, although the City of Raleigh has not received confirmation; Utilities inspector reports no further progress on punch list items therefore the project has not been accepted by the City of Raleigh; Easement requirements have been reviewed by Raleigh and are pending signatures of property owners.

ITEM X. NEW BUSINESS

First Avenue Improvements

Town Engineer Fred Boone explained the need to complete the design service proposal for improvements along First Avenue by entering into an agreement with Withers and Ravenel.

...Motion by Mayor Pro Tem Chalk to accept the proposal and authorize the Town Manager to enter into an agreement with Withers and Ravenel. Motion seconded by Councilor Eddins and carried unanimously.

ITEM XI. OTHER BUSINESS

None at this time.

ITEM XII. COMMITTEE REPORTS

- A. Planning and Engineering
- B. Budget
- C. Public Safety

Councilor Eddins reported the following items discussed at tonight's meeting: Noise ordinance in reference to dogs barking during the night and imposing fines; Community Watch Crime Notification being implemented so that community leaders could get information out to residents in each neighborhood and noted this same type of notification could be used by various town departments; Chief Guffey is currently researching the purchase of a ladder truck.

- D. Nominating

...Motion by Mayor Pro Tem Chalk from the Committee to appoint the following to serve on the Comprehensive Land Use Plan Committee:

1 Town Council Member
Mayor Pro Tem Mike Chalk

2 Old Town Oversight Committee Members
Richard Godwin
Billy Wilder

6 Citizens
Michael Snow
Rhoda Fort
Sam Watts
Sabrina Tucker
Lisa Bulls
Charles Piratzky

Allow the Land Use Review Board to appoint 2 members at their April 13, 2009 meeting.

Motion carried unanimously.

E. Liaison Reports

ITEM XIII. CLOSED SESSION FOR LEGAL OR PERSONNEL MATTERS

...Motion by Mayor Pro Tem Chalk to enter closed session at 7:58 p.m. to discuss property acquisition and to approve closed session minutes. Motion seconded by Councilor Eddins and carried unanimously.

Discussion of property acquisition and approval of 1st quarter closed session minutes.

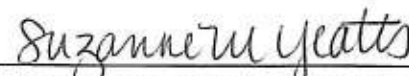
...Motion by Councilor Poirier to exit closed session at 8:06 p.m. Motion seconded by Councilor Eddins and carried unanimously.

ITEM XIV. ADJOURNMENT

...Motion by Councilor Eddins to adjourn at 8:07 p.m. Motion seconded by Councilor Roberson and carried unanimously.



Mayor Russell B. Killen



Town Clerk Suzanne M. Yeatts