



**Town of Indian Trail**  
**Minutes of Town Council**  
**March 27, 2012**  
**Civic Building**  
**6:30 P.M.**

The following members of the governing body were present:

Mayor: Michael L. Alvarez

Council Members: Robert Allen, David Cohn, Christopher King, Darlene Luther, and David Waddell.

Staff Members: Town Manager Joe Fivas, Town Clerk Peggy Piontek, Town Attorney Keith Merritt, Planning Director Shelley DeHart, Finance Director Marsha Sutton, Town Engineer Scott Kaufhold, Tax Collector Janice Cook, and Human Resources Miriam Lowery.

**CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE**

Mayor Alvarez called the meeting to order and lead the Pledge of Allegiance.

**ADDITIONS AND DELETIONS**

*None*

**MOTION TO APPROVE AGENDA**

Robert Allen made a motion to approve the agenda.  
Council voted unanimously in favor of the motion.

## **PRESENTATIONS**

### **a. Recognition of Master Trooper Mark Helms**

Mayor Alvarez read the Certificate of Recognition for Trooper Helms, thanked him for his service and congratulated him on his retirement.

### **b. Proclamation for National Donate Life Month**

Mayor Alvarez read the Proclamation.

## **PUBLIC COMMENTS**

Mr. David Drehs, 3216 Bow Club Trail, Indian Trail, NC spoke about the intersection by Sun Valley High School. He feels that putting all that traffic there was a mistake. He agrees with putting additional funds toward the safety of that intersection, but not for aesthetics.

Art Spur, 4100 Wood Creek Court, Indian Trail, NC stated he realizes that he will not get an apology and has forgiven those Council Members of their unprofessional, unethical behavior by their refusal to apologize to him and the citizens of Indian Trail.

## **CONSENT AGENDA**

- a. Approval of March 13, 2012 minutes
- b. Traffic and Safety Improvements Resolution (**Copy attached hereto and made a part of these minutes.**)

Christopher King made a motion to approve the Consent Agenda.  
Council voted unanimously in favor of the motion.

## **PUBLIC HEARINGS**

- a. **Annexation Ordinance #130 Portion of Phase 9 of**

**Brandon Oaks**  
**(28.112 total acres) A request for a public hearing for**  
**Annexation Petition #130 representing 91-parcels located**  
**within Brandon Oaks a Portion of Phase 9 consisting of a total**  
**of 28.112 acres. Applicant: Property Owners**

Planning Director Shelley DeHart advised that this was a voluntary annexation petition for 91 parcels submitted by Brian and Steven Pace of Pace Development. There are six lots in which the applicant was unsuccessful in obtaining the property owners signatures. Should those six property owners choose to come into the town, they can submit a voluntary annexation petition and go through the same process. Ms. DeHart advised this matter was advertised in the local paper and mailed a notice to each property owner that signed the petition.

Mayor Alvarez opened and closed the public comments portion of the hearing as no one had signed up to speak.

Christopher King made a motion The Town Council of Indian Trail finds that Pursuant to the requirements of NCGS 160A-31(d) that the proposed annexation Petition #130 offered by the applicant does in fact meet all requirements for a proper voluntary annexation under North Carolina law and is found to be valid in form and manner.

Motion Passed 4 - 1 with David Waddell opposing. **(Copy attached hereto and made a part of these minutes.)**

**BUSINESS ITEMS**

- a. **Consider approval of supplemental traffic and safety improvements on Old Monroe Road/Wesley Chapel Stouts Road.**

Mr. Fivas advised, as directed, staff is providing the cost to improve this intersection for the purpose of added safety only. The cost is \$137,000, to include countdown clocks on all four corners, curbs as a safety measure to keep people further away from turning vehicles, adding high visibility crosswalks at all four corners and an additional one on Mustang Drive. He informed Council that staff is working with Senator Tucker who

could potentially get us funds for another countdown clock, estimated at \$4-5,000. If that should happen we would deduct that amount from the \$137,000.

Robert Allen made a motion to approve and recommend that the safety improvements be items 1 through 3 up to \$137,000 with the understanding that should State funds become available they will be subtracted from that figure.

Motion Passed 4 - 1 with David Waddell opposing.

Mr. Fivas advised that NCDOT is expecting the improvements to begin midsummer. The intersection will have new blacktop with safety improvements, which is a good thing for the residents and students.

**b. Family Fun Day logistics**

Event Coordinator Rebecca Carter explained the options are to close Indian Trail Road at the intersection from Unionville Indian Trail Road to Blythe Drive. The other option is to hold it on Blythe Drive. The advantage to closing Indian Trail Road would increase visibility and attendance. The disadvantage is the limited access to several businesses. The event will need to be smaller if held on Blythe Drive.

Mr. Waddell and Mr. King feel that the road should stay open to assist the businesses in that area. Mr. Cohn feels the road should be closed, Ms. Luther feels the road should be closed, Mr. Allen feels the road should be closed.

David Cohn made a motion to table this matter to April 10th, so Council can talk to the business owners.

Council voted unanimously in favor of the motion.

**c. Community and Economic Development Department**

Mr. Fivas explained the reorganization of the Community and Economic Development Department advising that there will not be any changes to the number of already budgeted full time employees or any increases in the budget. It is simply a moving around of staff that we already have, while utilizing them to get out in our community and to get the information to the schools, HOA's.

David Cohn made a motion to approve Community and Economic Development Department reorganization.

Motion Passed 4 - 1 with David Waddell opposing.

## **DISCUSSION ITEMS**

Council took and returned from a brief break.

### **a. Workshop for Town Parks and Recreation activities**

Mayor Alvarez advised that he requested this matter because for years the Town has had a Master Plan that has been sitting tabled and a failed bond. He informed Council that invitations were extended for groups to provide their feedback and vision for what the Town may need and benefit from. He requested Council give this serious thought and come up with a plan for the near and far future.

Environmental Planner and Grant Writer, Hillary Pace provided some background on the Parks Master Plan that was adopted in February 2010 it is in our Comprehensive Plan. She advised that it provides long range vision. Ms Pace explained the purposes of many different size and kinds of parks and how each one has its benefits.

Mr. Fish explained how the Parks Trees and Greenway Committee worked to participate and create the Master Park Plan. He advised that the Pow Wow will find a possible home in one of our parks. Mr. Fish informed Council on how the residents can benefit by the parks, bike plan and thread trail. He believes that parks are critical to our future.

Maureen Mulhall a representative of Extreme Ice Center enlightened Council on how Indian Trail can benefit from events held at her facility by providing a scenario on how a youth hockey family spends money when a member is in one of the 15 tournaments held yearly at Extreme Ice Center.

Indian Trail Athletic Association President Mike Pasternak and Gene Walters VP, provided a brief history of the association, advising there are approximately 700 members and they are a nonprofit organization. He explained the many ways in which they raise revenue. He advised that space has always been an issue and to have more fields will enable them to keep the members they have in Indian Trail. He stated that it would be

beneficial to them if the town can partner with them for additional fields and to the citizens of Indian Trail by keeping the kids involved in sports and off the streets.

Mayor Alvarez advised that both Porter Ridge Athletics and Carolina Courts were invited this evening to provide their input on a vision but did not make it. He said that the purpose for tonight is we need to move forward in this town on several items. We have Master Plans around, we have a Council that communicates well and has the ability to accomplish great things.

Ms. Luther stated for a matter of public record that this has been a continuum from the Council that put away funds for the purchase of park land, to creating the Comprehensive Plan and Master Park Plan, creating the event park and purchasing land for another park. The Town has been highlighting park development.

Mr. Cohn agreed and likes the bond referendum being put in front of the residents again for a vote; he wants to get this going.

### **MANAGERS REPORT**

Mr. Fivas reminded everyone about the Hop To It event being held on Saturday, March 31 at Crossing Paths Park from 10 am to 12 pm.

### **COUNCIL COMMENTS**

Mayor Alvarez thanked everyone for the great synergy created amongst the new Council. We are elected officials to the community, sometimes we may not like what's being told to us but we must respect it.

David Cohn said he's glad to be here he missed last meeting. He's excited about the parks. He was the baseball commissioner for South Park when they won their tournament at Edna Love Park.

Mr. Waddell and Mr. Allen had no comments to make.

Ms. Luther is excited about park development and thrilled that everyone seems to be on board with the concept. She is looking forward to our near future discussions about it, believing it's a great thing for Indian Trail.

Mr. King had no comments.

**CLOSED SESSION**

David Cohn made a motion to enter closed session **NCGS 143-318.11(a)(4)** To discuss matters relating to the location or expansion of business in the area served by this body. **NCGS 143-318.11 (a)(5)** To establish or instruct the staff or agent concerning the negotiation of the price and terms of a contract concerning the acquisition of real property located at Indian Trail Rd. Tax ID# 07105035, Younts Road Tax ID #07063254 and associated parcels  
Unionville Indian Trail Road Tax ID# 07066007  
Oakwood Lane Tax ID# 07048017  
Council voted unanimously in favor of the motion.

David Cohn made a motion to approve coming out of Closed Session.  
Council voted unanimously in favor of the motion.

**ADJOURN**

Christopher King made a motion to adjourn  
Motion Passed 4 - 1 with David Waddell opposing.

APPROVED:

\_\_\_\_\_  
Michael L. Alvarez

Attest:

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Peggy Piontek, Town Clerk