



Town of Indian Trail
Minutes of Town Council
November 26, 2013
Civic Building
6:30 P.M.

The following members of the governing body were present:

Mayor: Michael L. Alvarez

Council Members: David Cohn, Christopher King, and David Waddell.

Absent Members: Robert Allen and Darlene Luther.

Staff Members: Town Manager Joe Fivas, Town Attorney Keith Merritt, Town Clerk Peggy Piontek, Director of Community & Economic Development Kelly Barnhardt, Planning Director Shelley DeHart, and Director of Engineering and Public Works Scott Kaufhold .

CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Alvarez called the meeting to order and led in the Pledge of Allegiance. Mayor Alvarez announced that Council Member Luther is not attending tonight's meeting and Council Member Allen may not be in attendance.

ADDITIONS AND DELETIONS

David Waddell made a motion to approve deleting item 9a, Overview of the 2011 Town Survey Results.

Council voted unanimously in favor of the motion.

David Waddell made a motion to approve adding as item 9a Carolina Courts Pass Registration.

Council voted unanimously in favor of the motion.

MOTION TO APPROVE AGENDA

Christopher King made a motion to approve the agenda.

Council voted unanimously in favor of the motion.

PRESENTATIONS

None

PUBLIC COMMENTS

Art Spurr, 4100 Woodcreek Court, Indian Trail, NC requested that if Council directs committees to research and provide suggestions or policies on matters, they make sure that the committees are given information that ensures enforceability. It would save much time and effort for the committees.

CONSENT AGENDA

- a. Approval of draft minutes for November 12, 2013 meeting
- b. Recycling at Chestnut Square Park
- c. Council Approval of Bill of Sale for water line on Oakwood Lane (**COPY ATTACHED HERETO AND MADE A PART OF THE RECORD**)
- d. Approval of the Town Council Meeting Schedule for 2014 (**COPY ATTACHED HERETO AND MADE A PART OF THE RECORD**)
- e. Sardis Church Road Sidewalk Agreement (**COPY ATTACHED HERETO AND MADE A PART OF THE RECORD**)
- f. Annexation # 139:
 - * A resolution directing the Town Clerk to investigate the sufficiency of the proposed voluntary annexation petition (**COPY ATTACHED HERETO AND MADE A PART OF THE RECORD**)
 - * A Certificate of Sufficiency (**COPY ATTACHED HERETO AND MADE A PART OF THE RECORD**)
 - * A resolution setting the public hearing date for the annexation to

December 10, 2013 **(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)**

David Cohn made a motion to approve the Consent Agenda.
Motion Passed 2 - 1 with David Waddell opposing.

PUBLIC HEARINGS

a. Spanish Moss Road Traffic Calming

Mr. Fivas stated this is an opportunity for Council to get some feedback from public; no action is required this evening. Staff will provide additional information at a future meeting.

Mayor Alvarez opened the public comments portion of the hearing.

Jeanine Oberhofer, 1026 Spanish Moss Road, Indian Trail stated that she is not sure what additional information Council is looking for. The residents on the street are split on preference, realizing that a permanent closure is not possible, temporary closure would be ideal. They would like three speed tables, instead of two, as people were speeding between the two.

Council conducted a lengthy discussion with Ms. Oberhofer.

Mayor Alvarez closed the public comments portion of the hearing.

BUSINESS ITEMS

- a. Release of Closed Session Minutes from Special Meeting of August 8, 2011 This matter was requested by Council Member Waddell

Mr. Merritt advised this matter needs to be addressed in Closed Session

David Waddell made a motion to approve moving item 8a to Closed Session.
Council voted unanimously in favor of the motion.

DISCUSSION ITEMS

- a. Overview of 2011 Town Survey Results - *this matter was removed as a result of a motion made in Additions and Deletions.*
b. Carolina Courts Pass Registration - *this matter was added as a result of a motion made in Additions and Deletions*

Director of Community & Economic Development Kelly Barnhardt explained the process involved for residents to obtain a recreational pass for Carolina Courts.

MANAGERS REPORT

Mr. Fivas reminded everyone about the parade and tree lighting being held on December 8th, there will also be a dedication of the plaque on Chestnut Square Park. He reviewed trash pickup delay due to holiday. He there are some public hearings coming up and there is information on Facebook and our website about the Monroe Bypass project.

COUNCIL COMMENTS

Mr. Waddell thanked Union County Sheriff's Office for their dedication and service, commented on a thank you type event conducted by some residents for them. He wanted to express his thanks to them and also the staff that works hard every day to keep things rolling.

Mayor Alvarez thanked the deputies for working on holiday. In the future he would like to recommend Public Safety Committee to get ideas on how to keep parks safe with law enforcement. He suggested that the upcoming agendas include a section with a brief 3 minute report from the committees. Mayor Alvarez commented on Carolina Courts and Nana's Soul food ribbon cutting, and congratulated staff for a great job. He wished everyone a wonderful Thanksgiving with your families and think of those who cannot be with theirs.

Mr. King wished everyone a happy Thanksgiving.

Mr. Cohn wished everyone a happy Thanksgiving, welcomed Lindsey Edmunds to the staff and acknowledged that Stan Musial is her grandfather.

CLOSED SESSION

Christopher King made a motion to enter closed session NCGS 143-318.11(a)(1) Under the North Carolina General Statutes or regulations

NCGS 143-318.11 (a)(3) Consult with the Attorney to protect the attorney-client privilege

NCGS 143-318.11 (a)(5) To establish or instruct the staff or agenda concerning the negotiation of the price and terms of a contract concerning the acquisition of real property located on Old Monroe Road

NCGS 143-318.11 (a)(6) To consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee

Council voted unanimously in favor of the motion.

David Cohn made a motion to approve going back into Open Session.
Council voted unanimously in favor of the motion.

ADJOURN

David Cohn made a motion to adjourn
Motion Passed 2 - 1 with David Waddell opposing.

APPROVED:

Michael L. Alvarez

Attest:

Peggy Piontek, Town Clerk