

**MAYOR**  
Michael L. Alvarez

**MAYOR PRO TEM**  
David Cohn



**TOWN COUNCIL**  
Gordon B. Daniels  
David W. Drehs  
Christopher M. King  
Gary M. Savoie

**Town Council Meeting**  
**June 23, 2015**  
**Civic Building**  
**6:30 p.m.**

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

**2. ADDITIONS AND DELETIONS**

**action**

**3. MOTION TO APPROVE AGENDA**

**4. PRESENTATIONS**

**5. BOARD/COMMITTEE APPOINTMENTS**

**STORMWATER ADVISORY COMMITTEE APPOINTMENTS: 3 FULL TIME OPENINGS**

- A. JEREMIA MURPHY 7/1/15 - 6/30/18
- B. JOHN BARNARD 7/1/15 - 6/30/18
- C. ALAN MOSELEY 7/1/15 - 6/30/18

**TRANSPORTATION ADVISORY COMMITTEE APPOINTMENTS: 3 FULL TIME OPENINGS**

- A. MIKE KNIGHT 7/1/15 - 6/30/18
- B. SHAMIR ALLY 7/1/15 - 6/30/18 (MOVING FROM ALT TO FULL SEAT)
- C. JORGE APONTE 7/1/15 - 6/30/18 (MOVING FROM ALT TO FULL SEAT)

**6. PUBLIC COMMENTS**

**7. LAW ENFORCEMENT UPDATE**

**8. CONSENT AGENDA**

**action**

- a. Approval of Council Meeting Minutes from June 9<sup>th</sup>, 2015
- b. Approval of Budget Amendments

**9. PUBLIC HEARINGS**

action

*– Please adhere to the following guidelines:*

- *Proceed to the podium, and state your name and address clearly;*
  - *Be concise; avoid repetition; limit comments to three (3) minutes or less;*
  - *Designate a spokesperson for large groups*
- a. **ZM2015-002 Mathews-Indian Trail Road:** Proposed rezoning to the Institutional Zoning District for a 14.5 Acre property located on Mathews-Indian Trail Road across from Carolina Courts and Chestnut Square Park.
- b. Public Hearing and Consideration of Approval of Resolution Authorizing the Negotiations of an Installment Loan Financing Contract and Providing for Certain Other Related Matters

**10. BUSINESS ITEMS**

- a. Council Consideration of Approval of Municipal Complex Early Site Package and Capital Project Ordinance
- b. Council Consideration of Approval of Reimbursement Resolution for Capital Expenditures

**11. DISCUSSION ITEMS**

**12. MANAGERS REPORT**

**13. COUNCIL COMMENTS**

**14. CLOSED SESSION**

action

**15. ADJOURN**

action

To speak concerning an item on the Agenda, please print your name and address on the sign up sheet on the table prior to the meeting. Each speaker will be limited to 3 minutes.

**AS A COURTESY, PLEASE TURN CELL PHONES OFF WHILE MEETING IS IN PROGRESS**

*The Town of Indian Trail is committed to providing all citizens with the opportunity to participate fully in the public meeting process. Any person with a disability who needs an auxiliary aid or service in order to participate in this meeting may contact the Town Clerk at least 48 hours prior to the meeting. The e-mail address is [townclerk@admin.indiantrail.org](mailto:townclerk@admin.indiantrail.org); the phone number is 704-821-5401*

STATE OF NORTH CAROLINA

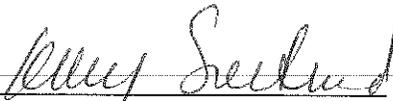
TOWN OF INDIAN TRAIL

I, Kelley Southward, Town Clerk of the Town of Indian Trail, North Carolina, DO HEREBY CERTIFY the attached minutes are a true and correct copy of the officially adopted Minutes of the June 23, 2015 Town Council Meeting, which were adopted by the Town Council during their Regular Meeting of Tuesday, August 11, 2015.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of the said Town, this the 11<sup>th</sup> day of August, 2015

(SEAL)



  
Kelley Southward, Town Clerk  
Town of Indian Trail, North Carolina



**Town of Indian Trail**  
**Minutes of Town Council**  
**June 23, 2015**  
**Civic Building**  
**6:30 P.M.**

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The following members of the governing body were present:

Mayor: Michael L. Alvarez

Council Members: David Cohn, Gordon B. Daniels, David W. Drehs, Christopher King, and Gary Savoie

Staff Members: Town Manager Joe Fivas, Acting Town Attorney George Sistrunk, Finance Director Marsha Sutton, Planning Director Rox Burhans, Director of Community & Economic Development Kelly Barnhardt, and Assistant Director of Parks & Recreation Jason Tryon.

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

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

**ADDITIONS AND DELETIONS**

Christopher King made a motion to approve adding Item 10c Crooked Creek Street Name. Council voted unanimously in favor of the motion.

Gordon Daniels made a motion to approve adding the Public Safety Advisory Committee appointments to Item 5. Council voted unanimously in favor of the motion.

Gary Savoie made a motion to approve adding Item 10d Consideration of Request for Proclamation Honoring Family Member Lost in Battle.

**MOTION TO APPROVE AGENDA**

Gary Savoie made a motion to approve the amended agenda.

Council voted unanimously in favor of the motion.

**PRESENTATIONS**

*None*

**BOARD/COMMITTEE APPOINTMENTS**

Gary M. Savoie made a motion consider all the committee appointments at once.

Council voted unanimously in favor of the motion.

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**STORMWATER ADVISORY COMMITTEE APPOINTMENTS: 3 FULL TIME OPENINGS**

- a. JEREMIA MURPHY 7/1/15 - 6/30/18
- b. JOHN BARNARD 7/1/15 - 6/30/18
- c. ALAN MOSELEY 7/1/15 - 6/30/18

**TRANSPORTATION ADVISORY COMMITTEE APPOINTMENTS: 3 FULL TIME OPENINGS**

- a. MIKE KNIGHT 7/1/15 - 6/30/18
- b. SHAMIR ALLY 7/1/15 - 6/30/18 (MOVING FROM ALT TO FULL SEAT)
- c. JORGE APONTE 7/1/15 - 6/30/18 (MOVING FROM ALT TO FULL SEAT)

**PUBLIC SAFETY ADVISORY COMMITTEE APPOINTMENTS: 1 FULL TIME / 1 ALTERNATE OPENING**

- a. SUZANNE SCHOOLER 7/1/15 - 6/30/18 (MOVING FROM ALT TO FULL SEAT)
- b. WILLIAM CONNELL 7/1/15 - 6/30/18 (ALT SEAT)

Gary M. Savoie made a motion to approve committees as presented with the addition of the Public Safety Advisory Committee.

Council voted unanimously in favor of the motion.

**PUBLIC COMMENTS**

Mayor Alvarez opened Public Comments.

Jerry DeMaria, 1108 Hunters Trail Drive, Indian Trail, NC, expressed support for the new Town Hall. He added that he hopes the Council will vote in favor of it to move the Town forward for the future.

Severin Jacobson, 3905 Waters Reach Lane, Indian Trail, NC, noted that the Council voted against plans for a new Town Hall. A survey showed that 64% of residents wanted the facility. He added that a new Town Hall will show potential businesses that Indian Trail is investing in itself, give Town administration a decent work area, and provide residents with a rental hall to hold events. He noted that it would be cheaper to build the Town Hall today than it would be to build it in the future.

Gary Woolnough, 1002 Horton Ridge Court, Indian Trail, NC, expressed support for building a new Town Hall. He stated that delaying building the facility will cost the taxpayers added expense.

Maureen Mulhall, 533 Raintree Drive, Indian Trail, NC, announced that Extreme Ice Center was just awarded a 2016 national hockey tournament that will bring 48 teams to Indian Trail from March 31 to April 6. The facility will also host figure skating sectionals representing all of the East Coast states. These are seven-day events that will bring many people into town. She added that beginning in August, there will be 47 weekends during which the facility will host events that will bring out-of-town visitors to Indian Trail. She encouraged the Council to take the actions needed to begin moving Indian Trail in a positive and proactive direction.

Mayor Alvarez closed Public Comments.

#### **LAW ENFORCEMENT UPDATE**

Lieutenant Coble advised everyone to have a plan in place in the event of power outages. He urged everyone to check on their elderly neighbors. He noted that a new law effective July 1 will require registration plates for mopeds.

Mr. Savoie inquired about the current speed limit for mopeds.

Lieutenant Coble noted that mopeds are allowed to travel at 30 miles per hour on a flat plain, but many of these vehicles exceed this speed and are therefore considered motorcycles.

Lieutenant Coble continued his presentation, reporting that School Resource Officers have added to the department's manpower.

Mr. Drehs inquired if the department is still on track to take on additional deputies in July, October, and January.

Mr. Fivas stated that he had a discussion with the County Manager today regarding additional deputies.

#### **CONSENT AGENDA**

- a. Approval of Council Meeting Minutes from June 9th, 2015
- b. Approval of Budget Amendments

Gordon B. Daniels made a motion to approve Consent Agenda.

Council voted unanimously in favor of the motion.

## PUBLIC HEARINGS

- a. ZM2015-002 Mathews-Indian Trail Road: Proposed rezoning to the Institutional Zoning District for a 14.5 Acre property located on Mathews-Indian Trail Road across from Carolina Courts and Chestnut Square Park.

Planning Director Rox Burhans presented a summary of the case, explaining that this is a request to rezone a 14.5 acre portion of Parcel 07105011 located on Mathews-Indian Trail Road from Single-Family Residential-1 (SF-1) to the Institutional (I) District. The property is owned by the Town of Indian Trail and is located directly across from Carolina Courts and the Chestnut Square Park. Town Council has actively discussed potentially developing the property for a Town Hall/Community Center facility as well as using a portion of the site for the future westward extension of the Chestnut Parkway. The Institutional Zoning District is needed to develop the property for its envisioned future use as a Town Hall and/or Community Center facility.

This request was heard by the Indian Trail Planning Board on June 16, 2015. Following the staff presentation, the Board discussed the potential future Town Hall/Community Center development project, citizen feedback received and attendance at the June 2nd rezoning community meeting, permitted uses in the Institutional District, and confirmation that future development of the site would be subjected to the UDO standards. The meeting discussion on this topic and others can be heard on Granicus. No public comments were provided at the Planning Board meeting. Based on the discussion and deliberations, the Planning Board voted unanimously to transmit a recommendation to approve to the Town Council and made the following required findings:

The project as conditioned is consistent with the goals of the Comprehensive Plan are satisfied as follows:

- Downtown Revitalization Goals 1 and 4: The rezoning of the subject property to the Institutional District will help further the vision for Downtown Indian Trail to become a focal point by establishing a district that will permit compatible civic and open space uses to develop that will attract both Indian Trail citizens and visitors to Downtown.
- Parks and Recreation and Open Space Goal 1 and 6: The rezoning of the subject property will help facilitate the development that will include trails, open spaces, and other recreational amenities providing attractive, accessible, and safe recreational opportunities within Indian Trail. The request for this zoning reclassification is a reasonable request and is in the public interest because it promotes the goals of the adopted Indian Trail Comprehensive Plan in the areas of Downtown Revitalization and Parks and Recreation and Open Space and is consistent with the adopted plans within the Town of Indian Trail.

Mr. Cohn asked if the 14.5 acres of the property were originally part of the park plan.

Mr. Burhans noted that the area was part of the original site acreage and is reflected in the Chestnut Park Master Plan.

Mr. Cohn inquired if the land was included in the 2012 IT Factor.

Mr. Fivas explained that the park has more amenities what was included in the 2012 IT Factor. Among these are walking trails, a town square, a veteran's memorial, and other recreational use areas.

Mr. Cohn indicated that a town hall and a community center are two different things. He added that he wants to ensure the public was not misrepresented. He noted that the park bond did not include a community center.

Mr. Fivas stated that the park bond money could be used to build park and recreation facilities, which could include a community center.

Mayor Alvarez opened the public hearing. Seeing that no one had signed up to speak, he closed the public hearing.

Christopher King made a motion to approve the consistency findings.

The motion passed on a vote of four to one, with David Cohn opposing.

Christopher King made a motion to approve ZM2015-002.

The motion passed on a vote of four to one, with David Cohn opposing.

~~b. Public Hearing and Consideration of Approval of Resolution Authorizing the Negotiations of an Installment Loan Financing Contract and Providing for Certain Other Related Matters~~

Mr. Fivas gave a summary of the installment loan contract process.

Mayor Alvarez opened the public hearing. Seeing that no one had signed up to speak, he closed the public hearing.

Gordon B. Daniels made a motion to approve the resolution for consideration of approval authorizing negotiations of an installment loan financing contract and providing for certain other related matters.

The motion passed on a vote of four to one, with David Cohn opposing.

**BUSINESS ITEMS**

a. Council Consideration of Approval of Municipal Complex Early Site Package and Capital Project Ordinance

Mr. Fivas presented an overview of the bid process. He noted that the Town received four bids. The lowest bid was from Bullseye for \$1,013,610. The total cost of the site package is \$1,408,762.

Gary M. Savoie made a motion to approve Bullseye as the low bidder for this project for a cost of \$1,408,762, and have the Town staff execute the related agreement with Bullseye/Edifice and approve the related Capital Project Ordinance.

The motion passed on a vote of four to one, with David Cohn opposing.

b. Council Consideration of Approval of Reimbursement Resolution for Capital Expenditures

Mr. Fivas explained that reimbursement resolutions are standard practice for any of the Town's capital projects. The resolution must be passed upfront before incurring project costs.

David W. Drehs made a motion to approve Reimbursement Resolution for Capital Expenditures.

The motion passed on a vote of four to one, with David Cohn opposing.

c. Council Consideration of Crooked Creek Street Name

Mr. Fivas explained that the Town has been working on improvements and extensions along Oakwood Lane. In formulating next year's Powell Bill map, staff recommends renaming the Oakwood Lane Extension area to Crooked Creek Circle. The next step will be to provide a plat of the street area in future meetings.

Christopher King made a motion to approve renaming of Oakwood Lane Extension to Crooked Creek Circle.

Council voted unanimously in favor of the motion.

d. Council Consideration of Request for Proclamation Honoring Family Members Lost in Battle

Mayor Alvarez asked for permission from the Council and Town Manager to prepare a proclamation honoring family members lost in battle.

David W. Drehs made a motion to approve recognizing fallen comrades at the Fourth of July parade.

Council voted unanimously in favor of the motion.

**DISCUSSION ITEMS**

*None*

**MANAGERS REPORT**

Mr. Fivas noted that the Independence Day Parade will be held on July 4<sup>th</sup>. He asked the Council members to let staff know if they are interested in participating in the event. He noted that the Town held the opening of Crooked Creek Park, which exceeded expectations. The pavilion is being rented through October. He thanked staff for pulling together and making the grand opening a success.

**COUNCIL COMMENTS**

Mr. Daniels thanked everyone for coming to the meeting.

Mr. Cohn thanked everyone for coming. He expressed his appreciation to Town staff for their hard work. He stated that he feels strongly that the citizens of Indian Trail deserve to vote on the Town Hall matter. He noted that people move to Indian Trail because of taxes, traffic, and schools. He questioned how many citizens would use the new Town Hall. He added that he believes a bond referendum on the project would fail.

Mr. King wished everyone safe travels.

Mayor Alvarez stated that he agrees with Mr. Cohn. He thanked the Council for authorizing the Fourth of July proclamation. He noted that the Union County Veterans Council will offer a free car wash in the Bojangle's parking lot off of Highway 74.

Mr. Savoie thanked everyone for coming and reminded everyone to be careful in the heat. He noted that all of the citizens he has spoken with are in favor of a new Town Hall.

Mr. Drehs asked everyone to observe a moment of silence in honor of the victims of a church shooting in Charleston, South Carolina.

**CLOSED SESSION**

*None*

**ADJOURN**

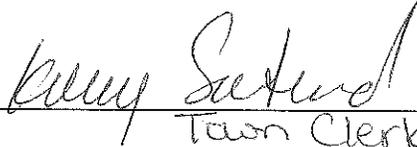
Christopher King made a motion to adjourn.

Council voted unanimously in favor of the motion.

**APPROVED:**



  
\_\_\_\_\_  
Michael L. Alvarez, Mayor

Attest:   
\_\_\_\_\_  
Town Clerk