Lewisville Town Council Regular Meeting Minutes March 14, 2024 – 6:00 PM Lewisville Town Hall Council Chambers 6510 Shallowford Road

1. Call to Order:

- A. Mayor Horn opened the meeting at 6:00 PM. In attendance were Mayor Mike Horn, Mayor Pro Tem Melissa Hunt, and Council Members Ivan Huffman, Monte Long, Julie Puckett, Ken Sadler (electronically), and Jane Welch. Also attending were Town Manager James Ayers, Town Clerk Dora Moore, Finance Director Pam Orrell, Public Works Director Jon Hanna, and Town Attorney Elliot Fus.
- B. <u>Invocation</u> Council Member Jane Welch
- C. <u>Pledge of Allegiance</u> Council Member Monte Long
- D. <u>Adoption of Agenda</u> Council Member Puckett moved to approve the agenda with the removal of item 8B related to the Nissen House conveyance. The motion was seconded by Council Member Long and approved unanimously.
- E. Mayor Horn recognized Meredith Roles, who participated in Leadership Lewisville-Clemmons.

2. Consent Agenda

- A. Resolution 2024-011 Financial statements for six months ended January 31, 2024
- B. Approval of Agenda Briefing Minutes February 1, 2024
- C. Approval of Regular Meeting Minutes February 8, 2024
- D. 2024 Meeting Schedule Revised

Council Member Welch moved to approve the consent agenda items. The motion was seconded by Council Member Huffman and approved unanimously. *(Resolution 2024-011 is herein incorporated by reference into the minutes.)*

3. Presentations, Introductions and/or Proclamations

A. Presentations

i. <u>Forsyth County Sheriff's Office</u> – Sergeant Stringer shared current call statistics. He also noted the speed trailer will be rotated throughout town.

2024													
TYPE OF INCIDENT	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY	AUG	SEPT	ост	NOV	DEC	TOTAL
Total calls for service	575	657											
Security Check	277	347						Í					
Traffic Arrest / Violation	34	38											72
Alarm	11	1											12
Priority Call Response Time	5.9	5											10.9
2023													
TYPE OF INCIDENT	JAN	FEB	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Total
Total calls for service	872	676										575	
Security Check	570	396											
Traffic Arrest / Violation	49	47											
Alarm	17	23											
Priority Call Response Time	5.2	3.6											

B. <u>Proclamation</u>

i. <u>Proclamation 2024-001 – March for Meals Month</u> – Council Member Puckett moved to approve Proclamation 2024-001. The motion was seconded by Council Member Huffman and approved unanimously. *(Proclamation 2024-001 is herein incorporated by reference into the minutes.)*

4. Public Forum

- A. Karen Wilson, 151 Strupe Road, expressed concern with the proposed Shallowford Road driving range rezoning and annexation request in terms of communication and signage as well as the proposed lighting.
- B. Lang Wilcox, 1210 Forest Wood Drive, expressed concern that the plan for the Shallowford Road driving range rezoning request has advanced so far stating it runs contrary to everything done in this area and Lewisville.
- C. Russel Wilson, 151 Strupe Road, passed on speaking.
- D. Mayor Horn stated the Council anticipates the petitioner to request a continuance on their requests.

5. Public Hearings

- A. Rezoning L-108 Michael Todd, 903 Forge Way
 - i. Staff presentation
 - a. Mrs. Tolbert stated the property owner is requesting to be rezoned from RS-20 to RS-9. A portion of the property is being sold to the adjoining property owner. This transfer of property would result in the lot size falling below 20,000 square feet. Property adjoining this lot is currently RS-9. At their January 10, 2024 meeting, the Planning Board recommended approval of the request.
 - ii. Public Hearing
 - iii. Council discussion
 - iv. Council consideration Ordinance 2024-001 Change zoning from RS-20 to RS-9 Michael Todd, 903 Forge Way
 - a. Mayor Pro Tem Hunt moved to approve Ordinance 2024-001. The motion was seconded by Council Member Long and approved unanimously. *(Ordinance 2024-001 is herein incorporated by reference into the minutes.)*
- B. Rezoning L-107 Shallowford Road Driving Range
 - i. Staff presentation
 - a. Mrs. Tolbert informed Council the applicant is requesting the public hearing to be postponed because the applicant is awaiting a federal permit from the Army Corp of Engineers. It is hoped the permit will be given by August 2024. Mrs. Tolbert noted that with a continuation staff is not required to send notifications; however, staff protocol is to send notifications to all property owners within 500 feet of the rezoning request. Council Member Welch expressed concern with waiting too long. Council Member Huffman made a motion to continue the public hearing for the Shallowford Road driving range rezoning request until August 2024. The motion was seconded by Council Member Sadler. Council Members Huffman, Long, Puckett and Sadler voted in favor. Mayor Horn, Mayor Pro Tem Hunt and Council Member Welch voted against. Motion passed 4-3.
 - ii. Public Hearing
 - iii. Council discussion
 - iv. Council consideration Ordinance 2024-002– Change zoning from Forsyth County RS-40 to Town of Lewisville HB-C Shallowford Road Driving Range

- C. Annexation Shallowford Road Driving Range
 - i. Staff presentation
 - a. Mrs. Tolbert informed Council the applicant is also requesting this public hearing to be continued until August 2024. Mayor Pro Tem Hunt inquired if the applicant will have their information in August. Mrs. Tolbert stated that is what the applicant has been advised. Council Member Huffman made a motion to continue the public hearing for the Shallowford Road driving range annexation request until August 2024. The motion was seconded by Council Member Sadler. Council Members Huffman, Long, Puckett and Sadler voted in favor. Mayor Horn, Mayor Pro Tem Hunt and Council Member Welch voted against. Motion passed 4-3.
 - ii. Public Hearing
 - iii. Council discussion
 - iv. Council consideration Ordinance 2024-003 Extend the Town of Lewisville corporate limits to include Shallowford Driving Range

6. Appointment(s)

- A. Boards
 - i. Parks, Recreation and Cultural Development (Appoint 3)

	Rebecca	Stuart	Scott	Elizabeth	Bernice	Braden
Parks & Recreation	Brown	Chamberlin	Herzog	Johnson	Perzel	Romer
Horn		1		1		1
Huffman		1	1			1
Hunt		1		1		1
Long	1		1		1	
Puckett	1		1	1		
Sadler		1		1		1
Welch	1			1		1
TOTAL	3	4	3	5	1	5

a. Stuart Chamberlin, Elizabeth Johnson and Braden Romer were appointed to the Parks, Recreation & Cultural Development Board.

ii. Planning (Appoint 3)

Planning	Donald Bolar	Lynn Fulton	lan Huffman	Tom Lawson	Marc Maready	Kirk Rieger	Stephan Shipe	Jason Ward
Horn		1		1	1			
Huffman			1	1	1			
Hunt		1		1	1			
Long		1	1	1				
Puckett		1		1	1			
Sadler	1			1	1			
Welch		1		1				1
TOTAL	1	5	2	7	5	0	0	1

a. Lynn Fulton and Tom Lawson were appointed to full-terms on the Planning Board.

b. Marc Maready was appointed to fill an unexpired term on the Planning Board.

- iii. Willow Run Municipal Service District
 - a. Area 1 (Appoint 1)

Willow Run MSD	Martin	Bob
Area 1	Beale	Crippen
Horn		1
Huffman	1	
Hunt	1	
Long	1	
Puckett	1	
Sadler	1	
Welch	1	
TOTAL	6	1

- 1. Martin Beale was reappointed to Area 1 of the Willow Run Municipal Service District Board.
- b. Area 2 (Appoint 1)

Willow Run MSD Area 2	Kirk Rieger
Horn	
Huffman	1
Hunt	1
Long	1
Puckett	1
Sadler	1
Welch	1
TOTAL	6

- 1. Kirk Rieger was reappointed to Area 2 of the Willow Run Municipal Service District Board.
- c. Area 4 (Appoint 1)

Willow Run MSD	Denise
Area 4	Criss
Horn	
Huffman	1
Hunt	1
Long	1
Puckett	1
Sadler	1
Welch	1
TOTAL	6

1. Denise Criss was reappointed to Area 4 of the Willow Run Municipal Service District Board.

- iv. Zoning Board of Adjustments
 - a. Permanent Member (Appoint 1)
 - b. Alternate Member (Appoint 1)

Zoning Board of Adjustments	Lynn Fulton	Drew Flannigan	Brian Graveley	
Horn				
Huffman	1	1		
Hunt		1	1	
Long	1		1	
Puckett		1	1	
Sadler	1	1		
Welch		1	1	
TOTAL	3	5	4	

- 1. Due to Lynn Fulton being appointed to the Planning Board, current alternate board member Kirk Rieger would become a permanent member of the Zoning Board of Adjustments.
- 2. Drew Flannigan was reappointed to serve as an alternate member of the Zoning Board of Adjustments.
- 3. Brian Graveley was appointed to serve as an alternate member of the Zoning Board of Adjustments.

B. Committees

- i. Beautification
 - a. Appointment Order 2024-001 Council Member Puckett moved to approve Appointment Order 2024-001. The motion was seconded by Council Member Huffman and approved unanimously. (Appointment Order 2024-001 is herein incorporated by reference into the minutes.)
- ii. Environmental Conservation & Sustainability
 - a. Appointment Order 2024-002 Council Member Welch moved to approve Appointment Order 2024-002. The motion was seconded by Council Member Huffman and approved unanimously. (Appointment Order 2024-002 is herein incorporated by reference into the minutes.)
- iii. Public Art Advisory (Appoint 1)

<u>Public Art</u> <u>Advisory</u> <u>Committee</u>	John Armbruster
Horn	
Huffman	1
Hunt	1
Long	1
Puckett	
Sadler	1
Welch	1
TOTAL	5

a. John Armbruster was appointed to fill the unexpired term on the Public Art Advisory Committee.

7. Old Business - None

8. New Business

- A. <u>Resolution 2024-012 Plemmons Road (a portion) Abandonment Request</u> In 2023, the Town annexed and rezoned a portion of Lissara whereby 225 feet of Plemmons Road was in Forsyth County's jurisdiction at the time. The annexation and rezoning occurred before the abandonment process was completed. Even though Plemmons Road is state-maintained, the Town was requested to adopt a resolution of concurrence. Mayor Pro Tem Hunt moved to approve Resolution 2024-012. The motion was seconded by Council Member Puckett and approved unanimously. (Resolution 2024-012 is herein incorporated by reference into the minutes.)</u>
- B. <u>Resolution 2024-014 Robinhood Road property donation acceptance</u> Manager Ayers reported one parcel of property owners adjacent to the Robinhood Road roundabout project, whereby the Town is purchasing right-of-way and easements, has contacted the Town about the possible donation of the remaining land. Town Council only authorized the Town Manager to acquire easements and rights-of-way. There are no deed restrictions on the property. Council Member Puckett moved to approve Resolution 2024-014. The motion was seconded by Council Member Long and approved unanimously. (*Resolution 2024-014 is herein incorporated by reference into the minutes.*)
- C. Interim Manager appointment With the retirement of Manager Ayers, the Town needs to appoint an interim manager and Mayor Horn recommended appointment of Assistant Town Manager/Planning Director Stacy Tolbert. Mayor Pro Tem Hunt made a motion to appoint Assistant Town Manager/Planning Director Stacy Tolbert as interim town manager at the same pay consideration as before. The motion was seconded by Council Member Puckett and approved unanimously.

9. Administrative Reports

- A. Upcoming events and closings
 - i. Town Offices closed March 29 Good Friday
 - ii. Blood Drive April 10, 1-5 PM, MAWCC
 - iii. Lewisville Earth Day April 13, Shallowford Square
 - iv. Bulky Pickup April 15
- B. <u>Clerk's Report</u>
 - i. Town & State Dinner March 20, Winston-Salem
 - ii. NCLM Risk Management Spring Tour March 28, MAWCC
 - iii. Budget Workshops April 18 and 29
 - iv. CityVision April 23-25, Benton Convention Center, Winston-Salem
- C. Approvals at the Briefing and Action Meeting on March 7, 2024
 - i. Resolution 2024-010 Directing Clerk to investigate annexation petition 2065 Glenn Ferry Court

10. For the Good of the Order

- A. Public comments None
- B. Presentation to outgoing Town Manager James Ayers
 - i. Mayor Horn presented a plaque of appreciation to Manager Ayers. He noted that Manager Ayers never skipped a beat and desired to do things correctly.
 - ii. Mayor Pro Tem Hunt expressed appreciation for Manager Ayers' professionalism, collaboration, attention to detail, and representation of the Town.
 - iii. Council Member Welch also expressed gratitude for Manager Ayers' attention to detail and professionalism.

- iv. Council Member Puckett has been impressed and comforted by Manager Ayers' professionalism noting he has a way of making people feel comfortable.
- v. Council Member Long also thanked Manager Ayers' for his professionalism, kindness and attention to detail.
- vi. Council Member Huffman noted that Manager Ayers' position is similar to that of a Chief Executive Officer (CEO) in the corporate realm.
- vii. Council Member Sadler feels it is unfortunate the Town will lose Manager Ayers.
- viii. All of the Council extended well wishes to Manager Ayers on his retirement.

Break 7:15 PM to 7:31 PM.

11. Closed Session per NCGS – 143-318.11(a)6

- A. Council Member Welch made a motion to enter into closed session per NCGS 143-318.11(a)6 at 7:32 PM. The motion was seconded by Council Member Monte Huffman and approved unanimously.
- B. Council returned from closed session at 8:50 PM.
- 12. **Adjournment** Council Member Huffman moved to adjourn the meeting at 8:50 PM. The motion was seconded by Council Member Long and approved unanimously.

ATTEST:

Mike Horn, Mayor

Dora K. Moore, Town Clerk