1. COMMENCEMENT
   1.1 Call to Order
   1.2 Ceremonial Opening led by Mayor Weinbrecht
   1.3 Adoption of agenda

2. RECOGNITIONS, REPORTS, AND PRESENTATIONS
   2.1 Manager's Update

3. PUBLIC SPEAKS OUT (one-hour time limit)
   3.1 Instructions on submitting comments for Public Speaks Out (see html agenda for link)

4. CONSENT AGENDA
   CONSENT AGENDA items are non-controversial items unanimously recommended for approval by all involved parties. A single vote may be taken for the approval of ALL consent agenda items. Any individual council member may pull items off the consent agenda to discuss them. Items pulled off the consent agenda will be handled with the "DISCUSSION ITEMS" agenda topic.

   4.1 Town Council - Regular Meeting - Sep 10, 2020 6:30 PM
   4.2 Town Council - Regular Meeting - Sep 24, 2020 6:30 PM
   4.3 Cary-Raleigh Agreement Regarding Future Common Municipal Boundary
      Speaker: Debra Grannan, Planning and Development Services

      Executive Summary: In 1996, The Town of Cary and City of Raleigh entered into an agreement to establish a mutually agreed-upon boundary between the municipalities. North Carolina state law allows these agreements to better facilitate orderly planning of land development and provision of water and sewer services. That agreement had a twenty-year term and has expired. A new agreement is proposed which maintains the terms and a substantially similar boundary line established in the previous agreement. Pursuant to statute, the Town Council held a public hearing on the proposed agreement and the matter is now ready for action.
Recommendation: That Council adopt the attached ordinance approving the attached Annexation Agreement with the City of Raleigh.

4.4 FY20 Transportation Development Fee Reimbursements
Speaker: Jerry Jensen, Transportation & Facilities

Executive Summary: The Town collects transportation development fees to meet its goal of providing street improvements at a level of service necessary to support anticipated residential and employment growth. Each year, 30 percent of transportation development fee revenue ($564,829.72 for fiscal year 2020) is designated for reimbursements to developers who have made improvements to thoroughfares on the Town’s street network.

Recommendation: Staff recommends that the reimbursements presented in Schedule 1 totaling $564,829.72 be approved and distributed to developers eligible to receive these funds.

4.5 ACT 10 PRCR Master Plan Addendum and Amendment to Imagine Cary Community Plan
Speaker: Sandi Bailey, Transportation and Facilities

Executive Summary: The Chatham-Cary Joint Land Use Plan was adopted in 2012, the same year as the PRCR Master Plan, both of which are components of the Imagine Cary Community Plan. The Joint Land Use Plan did not include a parks and greenways planning component but did list it as a future implementation item. This PRCR Master Plan Addendum fulfills that recommendation of the Joint Land Use Plan. Development is occurring in the joint land use area and adoption of this master plan addendum will ensure that recreation infrastructure grows with the community.

Recommendation: That Council adopt the attached Resolution approving the ACT 10 PRCR Master Plan addendum and amending the Imagine Cary Community Plan.

Planning and Zoning Board Recommendation: The Planning and Zoning Board voted to recommend approval of the proposed PRCR Master Plan addendum and Imagine Cary Community Plan amendments by a vote of 6-0.

4.6 Management Agreement for Koka Booth Amphitheatre
Speaker: William Lewis, Parks, Recreation, and Cultural Resources

Executive Summary: The current two-year agreement with SMG, a Pennsylvania General Partnership (“SMG”) will expire October 31, 2020. Staff is recommending a revised five-year agreement. The revised agreement changes the terms for SMG’s compensation to eliminate incentive fees and
applies an annual management fee that will increase $5,000 per year to equal $100,000 by the fifth year. Consistent with the prior agreement, Cary will pay all operating expenses approved in the annual budget and is responsible for any shortfalls in operating revenue.

**Recommendation:** Staff recommends Council adopt the attached Resolution approving “Management Agreement for Koka Booth Amphitheatre” ("Agreement") and authorizing the Town Manager or Deputy Town Manager to execute an agreement substantially like the Agreement and to provide such notices and take such actions as Agreement contemplates.

### 4.7 Disposal of Surplus Personal Property $30,000 or More

**Speaker:** Karen Mills, Finance

**Executive Summary:** North Carolina law requires Council to declare property as surplus, when valued at $30,000 or more, and authorize its disposal. Cary has eight large vehicles and one piece of heavy equipment that have met the scheduled maturity criteria and are ready to be declared surplus. The sale of these items is expected to generate approximately $270,000 in revenue for the Town.

**Recommendation:** Staff recommends that Council adopt the attached “Resolution Authorizing a Sale of Items of Surplus Property.”

### 4.8 Adjustment to Adopted Meeting Schedule

**Executive Summary:** The Council’s 2020 meeting schedule was adopted at the December 12, 2019 meeting and later amended due to COVID-19 as Town Hall is closed to the public, and Gov. Cooper has extended Executive Order 141’s Safer At Home restrictions which includes restrictions on gatherings of people. Due to the continued existence of the State of Emergency, the November meetings will either be an electronic or ‘remote’ meeting accessible to the public as listed on the amended schedule.

**Recommendation:** Staff recommends the adoption of the adjusted meeting schedule as reflected in the staff report.

5. **PUBLIC HEARINGS**

*The rules printed on the agenda for “Public Speaks Out” apply to the remainder of the public hearings, except that speakers are allowed five minutes. Thank you for respecting the business meeting by refraining from speaking from the audience, applauding speakers, or other actions that distract the meeting.*

5.1 **20-REZ-02 Chandler Cove Rezoning**

**Speaker:** Debra Grannan, Planning and Development Services
**Executive Summary:** The applicant has requested Cary consider an amendment to Cary’s Official Zoning Map to rezone portions (totaling 0.13 acres) of two properties within the Chandler Cove subdivision, located off Brook Cross Drive and currently under construction, from Resource Recreation (R/R) to Residential 12 (R-12).

**Recommendation:** That Council conduct a public hearing on the proposed rezoning request and forward to the Planning and Zoning Board. Staff will provide a recommendation on the rezoning request when the case is brought back to Council for action.

**Planning and Zoning Board Determination:** A written determination of the Planning and Zoning Board regarding consistency with the Imagine Cary Community Plan will be provided to Town Council following the P&Z Board meeting.

6. **DISCUSSION ITEMS** (any item pulled from the CONSENT AGENDA [item 4 on this agenda] will be discussed during this portion of the agenda)

   6.1 **Creation of a Senior Advisory Board**
   
   **Speaker:** Russ Overton, Town Manager’s Office

   **Executive Summary:** In response to a request from Councilmembers Yerha and Liu, staff researched the prospect of forming an advisory board which would specifically focus on senior services and issues impacting an aging population. Having such a board would increase our knowledge of and could promote and enhance an inclusive and connected environment to support senior services in Cary. At the same time, such an effort would have measurable resource implications for staff. This report shares staff’s analysis and recommendation regarding this potential endeavor.

   **Recommendation:** Staff recommends that Council approve the creation of a Senior Advisory Board.

7. **CLOSED SESSION**

   Closed Session will be called if necessary.

8. **ADJOURNMENT**

   Please contact Town Clerk Virginia Johnson with any questions about this agenda or to request an auxiliary aid or service to participate in the meeting: virginia.johnson@townofcary.org, 919-469-4011, TDD 919-469-4012.
Meetings are cablecast live on Cary TV on the following channels: AT&T Uverse Channel 99, Google Channel 142 and Spectrum Channel 11. Meetings are available the following day at www.youtube.com/TownofCaryChannel.