



**CITY OF FLOWERY BRANCH
SPECIAL CALLED WORK/VOTING SESSION
Wednesday, May 2nd, 2007,
9:30 a.m.**

OPEN MEETING: Mayor Hirling opened the meeting at 9:32 a.m.

IN ATTENDANCE: Mayor Hirling, Council Members Jim Herold, Pat Zalewski, Mary Jones, and Allen Bryans. Also in attendance were City Manager Bill Andrew, City Clerk Melissa McCain, City Planner James Riker, Assistant City Clerk Lou Camiscioni and City Attorney Dick Carothers.

ABSENT: Councilwoman Jan Smith.

PUBLIC COMMENTS:

There were no public comments.

CONSENT AGENDA:

[April 18, 2007 Voting Session Meeting Minutes](#)

There was a motion made to approve the April 18, 2007 Voting Session Meeting Minutes as presented.

MOTION: Pat Zalewski
SECOND: Allen Bryans
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

UNFINISHED BUSINESS:

[2ND Reading – Ordinance 170C – Amendment to the Alcohol Beverage Sale for Consumption by the Drink.](#)

This item was removed from the agenda and will be heard at the May 16, 2007 Voting Session.

No other unfinished business.

NEW BUSINESS:

[1st Reading – Ordinance 54E – Amendment to the Malt Beverages and Wine Sale for Consumption by the Drink.](#)

Attorney Carothers read Ordinance 54E.

Mayor Hirling noted that Ordinance 54E has the same amendment as 107C except that it pertains to the service of Beer and Wine consumption on the premises.

There was a motion made to approve the first reading of Ordinance 54E.

MOTION: Jim Herold
SECOND: Pat Zalewski
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

[Discussion/Approval Beer/Wine License Turnstile Deli – 4400 Falcon Parkway](#)

This item was removed from the agenda and will be heard at the May 16, 2007 Voting Session.

[Discussion/Approval Beer/Wine/Alcohol License Home Field Sports Bar and Grill – 5466 McEver Road](#)

City Clerk McCain advised that the applicant, Ms. Han has submitted an application for a beer, wine and alcohol consumption on the premises license for a proposed new restaurant at 5466 McEver Road. Ms. Han currently has an executed lease agreement and contract to purchase on the property. The loan appears to be in order for approval pending the approval of the alcohol license through the City of Flowery Branch.

Further, Clerk McCain advised that Ms. Han has completed all the required applications including the submittal of a survey and confirmation of the publishing of a public notice in the Gainesville Times. To date, no correspondence from the public good or bad have been submitted regarding this application. Ms. Han's Criminal Background Check through GCIC has also come back clear – no record. There are no outstanding taxes owed and Ms. Han has applied for a Flowery Branch Business License.

It is anticipated that the business will be ready to open in late August of 2007.

City Clerk McCain also advised that the license will only become effective once a Certificate of Occupancy is issued from the City of Flowery Branch Planning Department. If a Certificate of Occupancy is not issued for the specific use of a Home Field Sports Bar and Grill the license becomes null and void.

There was a motion made to approve the beer/wine/alcohol consumption on the premises for Home Field Sports Bar and Grill with the understanding that if the business does not open the license is null and void.

MOTION: Allen Bryans
SECOND: Jim Herold
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

[Resolution 07-006 – Budget Amendment for Fiscal Year 2007](#)

City Manager Andrew and Assistant City Clerk Camiscioni reviewed the budget amendments for the 2006/2007 budget year.

Attorney Carothers read Resolution 07-006.

There was a motion made to approve Resolution 07-006 as read,

MOTION: Pat Zalewski
SECOND: Allen Bryans
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

CITY MANAGER REPORT:

[Discussion – Bullet Proof Vest Partnership Program](#)

City Manager Andrew advised the Council that upon conducting some research he found that the City had applied and received a grant for some police department bullet proof vest and that the monies were still sitting in an account for our use.

Manager Andrew further advised that the City will be applying for a future grant that, if awarded, would provide bullet proof vests for the entire police department. It was noted that the City would have to match a percentage of the grant amount.

There was motion made to authorize the submittal of the grant application for bullet proof vests for the police department and to authorize the use of the grant monies currently available for the purchasing of bullet proof vests.

MOTION: Allen Bryans
SECOND: Mary Jones
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

[Discussion – TE Grant Approval](#)

City Manager Andrew advised he had received notification form the department of Transportation that all was in order for the approval of the TE Grant and that the City can expect to have signed and executed copies by Friday May 4th, 2007.

Further, Manager Andrew advised that the project will be put out for bid and begin in approximately 45 days, assuming no issues arise.

It was noted that a meeting is scheduled for the afternoon of May 2nd, 2007 with Hall County regarding the relocation of the truck route.

CLERK REPORT:

[Discuss dates for Flowery Branch Fall Festival](#)

City Clerk McCain advised that she had received an e-mail from Mr. David Perry the Committee Chair for the Boy Scout Troop 228 Fall Festival. The e-mail requested a consensus of the Council on setting the date for the Fall Festival of October 6, 2007.

It was noted that this would be two weeks after the car show and chili cook off and one week prior to the Gainesville's Mule Camp.

There was a consensus of the City of Flowery Branch City Council to accept the October 6, 2007 date for the annual Fall Festival.

ATTORNEY REPORT:

No official report but congratulation to the City and Council for the hard work on the Halvorsen Development.

PLANNING, ZONING REPORT:

[Update- Planning Department Activity](#)

Planner Riker reviewed the schedule for the May 10th, 2007 Public Hearings.

During discussions it came to the attention of the Council that there would not be a quorum for the May 10th, 2007 Public Hearing. The date has been change to May 24, 2007 at 6:00 pm.

COUNCIL REPORT:

No report.

EXECUTIVE SESSION:

There was a motion made to enter Executive Session at 10:30 am for pending litigation and personnel issues.

MOTION: Jim Herold
SECOND: Pat Zalewski
AYES: Jim Herold, Allen Bryans Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

EXIT EXECUTIVE SESSION AND ENTER OPEN SESSION:

There was a motion made to exit Executive Session at 11:11 am.

MOTION: Mary Jones
SECOND: Jim Herold
AYES: Jim Herold, Allen Bryans, Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

OPEN SESSION:

There was a motion made authorize the Mayor to execute a contract agreement between the City of Flowery Branch and Bill Andrew for his continued service as the City Manager.

MOTION: Mary Jones
SECOND: Allen Bryans
AYES: Jim Herold, Allen Bryans, Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith
Motion carried

ADJOURNMENT:

There was a motion made to adjourn the meeting at 11:13 am.

MOTION: Mary Jones
SECOND: Jim Herold
AYES: Jim Herold, Allen Bryans, Mary Jones and Pat Zalewski.
NAYES: None
ABSENT: Jan Smith, Mary Jones
Motion carried

Diane Hirling - Mayor

Date

Melissa McCain – City Clerk