



CITY OF FLOWERY BRANCH
Council Meeting
Work Session Minutes
Thursday August 12, 2010



CALL TO ORDER:

Interim Mayor Miller opened the meeting at 6:27 pm.

PLEDGE OF ALLEGIANCE:

Interim Mayor Miller led the pledge of allegiance.

PUBLIC COMMENTS:

Janet Upchurch - 5644 Nags Head Circle, Gainesville, Ga. 30504

Ms Upchurch approached the council and wanted to thank the council for listening to the small businesses and doing away with the F.O.G. fees for those businesses that didn't require a grease trap.

Lynne Rollins - 9685 Reinhardt College Parkway Waleska, Ga. 30183
Johnny Varner - 4428 Circassia Place, Gainesville, Ga.

Mr. Varner and Ms. Rollins approached the council as members of the American Legion and stressed the need for a Legion in Flowery Branch. Ms. Rollins reviewed benefits such as a rental facility, boy scouts gathering place and available scholarships.

Council stated that they would support and American Legion in town and request that the Legion contact the City if there is something the City can do to help.

UNFINISHED BUSINESS:

Discussion - Comprehensive Plan Update (Capital Improvements Element/Development Impact Fee Discussion)

Planner Riker stated that if the City continues to due minor updated that when the major update is required by the State in five years the fees will less cumbersome as the city has been conducting updates on a regular basis.

Councilwoman Richards suggested that staff move forward with reviewing what the impact of using impact fees would be and the costs associated with such as well as location to use these funds if collected.

Planner Riker stated that staff could present two reviews, one with impact fees and one without.

Councilman Yardley inquired on the timing of the completed draft.

Planner Riker stated approximately 2-3 months.

Councilwoman Richards inquired if funds could be used to upgrade the City Park.

Planner Riker stated that the park belongs to the Army Corps of engineers and not the City.

Consultant Weitz further stated that the Council should consider residents are already being charged a large impact fee for parks through Hall County Government.

Planner Riker advised that he would include impact fees for Community Center (depot), trials and Police Department administrative buildings.

Councilman Fetterman inquired if Buford or Oakwood had impact fees and state that if not then the City could be pushing development in their direction due to the economy.

[Discussion - 2nd Reading - Ordinance 438 - Alcoholic Beverage Open Containers](#)

Attorney Carothers reviewed the changes in Ordinance 438 and indicated that these revisions allowed for the use of cans but still regulated alcoholic beverages in glass containers.

[Discussion - 2nd Reading Ordinance 435 - Appointment-Removal of Public Defender](#)

Attorney Carothers reviewed Ordinance 435 and the appointment and removal of the public defender.

NEW BUSINESS:

[Discussion - July 15, 2010 Public Hearing Meeting Minutes](#)

No comments or changes

[Discussion - July 15, 2010 Meeting Minutes](#)

No comments or changes

[Discussion - August 2, Special Called Meeting Minutes](#)

No comments or changes

[Discussion - 1st Reading - Ordinance 436 - 2010 Ad Valorem Tax and Mill Rate](#)

Clerk McCain reviewed Ordinance 436 and stated that the mill rate was set at 2.837 and had not changed in 5 years.

Clerk McCain reviewed the calculations for the mill rate.

[Discussion - 1st Reading Ordinance 437 - Call for Special Election November 2, 2010](#)

Clerk McCain reviewed Ordinance 437 and advised that she had received a written resignation effective September 27, 2010 from James Miller from Post 4 so that he could run for the Mayor's seat in November 2, 2010 Election.

The call for election will set the election day of November 2, 2010 for both the Mayor Seat and the Post 4 seat. It sets to qualifying fees, dates of qualifying and voter registration deadlines as well as election officials.

[Discussion - Contract GMA for Excise Tax Auditing Services](#)

Clerk McCain advised that this contract was for the auditing of excise taxes submitted to the City from both Restaurants and distributors. The contract was budgeted for in the 2010-2011 budgets.

[Discussion - Resolution 10-014 Sustainable Planning Grant](#)

Manager Andrew reviewed the Resolution and stated that the amount changed from two million dollars to one million dollars and the recipient had changed from Braselton to Buford as Buford has more available staff to work on the grant.

[Discussion - Ratify Contract Onemediation.com](#)

Manager Andrew advised that the contract was for some personnel investigation services.

[Intergovernmental Agreement - Hall Co., Hall Co., Sheriff's Department for Inmate Boarding](#)

Chief of Police Lanich reviewed the agreement and stated that many cities are being required to renew their agreement for the boarding of inmates and that ours has long expired.

DEPARTMENT REPORTS:

City Manager Report

Manager Andrew provided a letter he would like authorization to have the Interim Mayor sign a letter appointing him (or person of their choice) as the proxy vote for the MPO since the Interim Mayor will not be able to attend the meetings because of a prior commitment. It was noted that this would just be a temporary measure.

Councilwoman Richards stated that she could attend those meetings if needed.

There was a consensus to authorize Interim Mayor Miller to assign City Manager Andrew and Tara Richards as the proxy vote for the MPO and represent the City of Flowery Branch.

Manager Andrew advised that a counseling service has expressed interest in renting 5509 Main Street with a beginning rent of approximately \$600 and increasing to \$800 in the second year.

There was a consensus to move forward with lease terms and bringing the agreement before the council for final approval.

Manager Andrew further reviewed the current contract as updated with 5th Row Center and also advised that the security deposit and first month's rent had been paid.

City Clerk Report

Clerk McCain advised that absentee voting for Post 4 will begin August 16, 2010.

Clerk McCain informed the Council that online bill pay is moving forward and should be available beginning October 1, 2010.

City Planner Report

Planner Riker reviewed a letter of support for the TIGER Grant that Hall County is applying for the widening of Spout Springs Road.

There was a consensus to authorize Interim Mayor Miller to sign said letter.

City Attorney Report

There was no report.

Council Report

Councilman Fetterman congratulated former council member Lutz in winning the Rep. Seat for the Hall County Commission Seat.

Also, Councilman Fetterman wished the best of luck to the two upcoming candidates for Post 1.

Interim Mayor Miller stated what a great job the PD was doing as he did a ride along with the Chief one evening.

ADJOURNMENT WORK SESSION:

The Work Session was adjourned at 7:18 pm



CITY OF FLOWERY BRANCH
Council Meeting Agenda
Voting Session Meeting Minutes
Thursday August 12, 2010
Immediately following Work Session



OPEN VOTING SESSION:

Interim Mayor Miller opened the Voting Session at 7:18 pm

CONSENT AGENDA:

- July 15, 2010 Public Hearing Meeting Minutes
- July 15, 2010 Meeting Minutes
- August 2, Special Called Meeting Minutes
- Contract GMA for Excise Tax Auditing Services
- Ratify Contract Onemediation.com
- Intergovernmental Agreement - Hall Co., Hall Co. Sheriff's Department for inmate boarding.
- Ratify 5th Row Center Lease Agreement

There was a motion made to approve the Consent Agenda as presented.

MOTION: Tara Richards
SECOND: Chris Fetterman
Unanimous

UNFINIHSSED BUSINESS:

[2nd Reading - Ordinance 438 - Alcoholic Beverage Open Containers](#)

Attorney Carothers read Ordinance 438

There was a motion made to approve the second reading Ordinance 438 as read.

MOTION: Chris Fetterman
SECOND: Tara Richards
Unanimous

[2nd Reading Ordinance 435 - Appointment-Removal of Public Defender](#)

Attorney Carothers read Ordinance 435

There was a motion to approve the second reading Ordinance 435 as read.

MOTION: Kris Yardley
SECOND: Tara Richards
Unanimous

[1st Reading - Ordinance 436 - 2010 Ad Valorem Tax and Mill Rate](#)

Attorney Carothers read Ordinance 436

There was a motion made to approve the first reading Ordinance 436 as read.

MOTION: Tara Richards
SECOND: Chris Fetterman
Unanimous

[Resolution 10-014 - Sustainable Planning Grant](#)

Attorney Carothers read Resolution 10-014

There was a motion made to approve the second reading Ordinance 438 as read.

MOTION: Chris Fetterman
SECOND: Tara Richards
Unanimous

[Discussion - 1st Reading Ordinance 437 - Call for Special Election November 2, 2010](#)

Attorney Carothers read Ordinance 437

There was a motion made to approve the second reading Ordinance 438 as read.

MOTION: Tara Richards
SECOND: Chris Fetterman
Unanimous

EXECUTIVE SESSION:

There was a motion made to enter Executive Session at 7:26 pm for Land Acquisition and Personnel.

MOTION: Tara Richards
SECOND: Chris Fetterman
Unanimous

OPEN SESSION:

There was a motion made to exit Executive Session and enter Open Session at 7:51 pm.

MOTION: Chris Fetterman

SECOND: Tara Richards

Unanimous

ADJOURNMENT:

There was a motion made to adjourn the meeting at 7:51 pm.

MOTION: Chris Fetterman

SECOND: Tara Richards

Unanimous