



CITY OF FLOWERY BRANCH
Council Meeting Minutes
Work Session
Thursday September 23, 2010



CALL TO ORDER:

Interim Mayor Miller called the meeting to order at 6:02 p.m.

PRESENTATION OF COLORS/PLEDGE OF ALLEGIANCE:

Boy Scout Troop 228 presented the colors and led the Pledge of Allegiance.

OATH OF OFFICE

Interim Mayor Miller administered the following oaths of office:

- Oath of office Post 1 – Amanda Swafford
- Oath of office Solicitor – Tom Csider
- Oath of office Public Defender – Craig Pake

MAYOR PRO-TEM APPOINTMENT:

There was a motion made to appoint Council Member Kris Yardley as Mayor-Pro Tem upon the resignation and qualification of James Miller in the November 2, 2010 Election.

MOTION: Chris Fetterman
SECOND: Tara Richards
Unanimous

PUBLIC COMMENT:

Ed Lezaj – 5612 Newberry Point Drive, Flowery Branch, Ga. 30542

Mr. Lezaj approached the council and wanted to express concerns pertaining to the upcoming changes in the trash ordinance.

Mr. Lezaj continued by requesting that the City keep the current service levels and not pass hidden costs unto the residents.

Finally, Mr. Lezaj requested that the City ensure the contractor cannot change the cost to provide the service without first getting such change approved through the city council.

UNFINISHED BUSINESS:

[Discussion – 2nd Reading Ordinance 441 – Sign Code for Flowery Branch Historic District](#)

Planner Riker stated that he had nothing to add that was not already discussed at the Public Hearing and last council meeting.

No comments

[Discussion – 2nd Reading Ordinance 442 – Establishing Tampering and Reconnection fees for Utilities](#)

Clerk McCain advised that the Water and Sewer Ordinance did not contemplate tampering with meters or equipment once water has been disconnected for non-payment. This amendment will allow for a fee to be set by resolution for said tampering.

NEW BUSINESS:

[Discussion - Resolution 10-015 – Utility Rates](#)

Manager Andrew reviewed the proposed utility rates as follows:

- 0-1000 gallons - \$7.36
- 1001-2500 gallons – \$18.40
- 2501-4500 gallons - \$33.10
- Any outside the City users are assessed at a 33% higher rate.
- Multi Family residential has been adjusted to be updated on a quarterly basis for actual users.
- Hardship rates are updated to include a discount for only those accounts that use over 2501 gallons of water.
- Tampering fees were added
- One time water leak adjustment for two consecutive months in the amount of ½ the water billed.

[Discussion – Lease Agreement Calliope Sweets](#)

Manager Andrew informed the council that the family bakery wanted to rent the 5511 Main Street building for \$600.00 a month.

Manager Andrew added that this particular lease is willing to spend 10 – 15 thousand dollars on improvements to the building both for future business and some improvements that are upgrades for the bakery only.

Further it has been requested that a credit be given in the amount of 100% over the period of the lease for improvements that will bring the building up to code and 50% for those improvements that add value for future tenants.

Council Member Richards inquired on how the credit would be figured.

Manager Andrew advised that the credit would be based on receipts submitted as proof of the improvement.

[Discussion September 9, 2010 Public Hearing Meeting Minutes](#)

There were no comments or changes

[Discussion September 9, 2010 Council Meeting Minutes](#)

There were no comments or changes

[Discussion - Contract with Jaeger Co for Phase 2 of the GDOT Gateway Grant](#)

Planner Riker reviewed the contact with the Jaeger Company for the Gateway Grant Application that would continue the beautification started by Hall County along Atlanta Highway and run from Waterstone Crossing to the southern city limit.

[Discussion - Solid Waste Removal Contract Award](#)

Manager Andrew reviewed the Request for proposal submittals for waste removal and suggested that the City enter into a contract with Red Oak Sanitation Services for waste removal in the city.

The cost would be lower than the current cost at \$11.65.

Council Member Fetterman advised that he would abstain from discussions as he works for a company that had bid on the service.

Council Member Swafford inquired on the deposits that the city is holding for the trash service.

Manager Andrew advised that all deposits would be refunded minus the final bill.

DEPARTMENT REPORTS:

City Manager

No report

Clerk Report

No report

Planner Report

Planner Riker reviewed the impact fee analysis and stated that staff felt with the economy as such and building at a standstill that impact fees were not feasible at this time.

Council Member Richards suggested revisiting and reevaluating this issue at a later date.

ATTORNEY REPORT:

No report

COUNCIL REPORT:

The council had no official report just compliments about the car show, 5th Row Center and the bakery that is proposing to locate downtown.

ADJOURNMENT:

The Work Session was adjourned at 7:19 pm.

Intentionally left blank



CITY OF FLOWERY BRANCH
Council Meeting Minutes
Voting Session
Thursday September 23, 2010
Immediately following Work Session



CALL TO ORDER:

Interim Mayor Miller called the Voting Session was called to order at 7:19 pm.

CONSENT AGENDA:

- September 9, 2010 Public Hearing Meeting Minutes
- September 9, 2010 Meeting Minute
- Contract with Jaeger Co for Phase 2 of the GDOT Gateway Grant
- Solid Waste Removal Contract Award

The Solid Waste removal Contract was removed from the Consent Agenda for a separate vote.

There was a motion made to approve the Consent Agenda with the solid waste removal contract removed.

MOTION: Amanda Swafford
SECOND: Chris Fetterman
Unanimous

UNFINISHED BUSINESS:

[Counseling Services 5511 Main Street Lease](#)

There was a motion made to table the lease agreement for the counseling center at 5511 Main Street.

MOTION: Chris Fetterman
SECOND: Tara Richards
Unanimous

[Calliope Sweets Lease Agreement 5511 Main Street](#)

There was a motion made to approve the lease agreement with Calliope Sweets for 5511 Main Street and authorize the Mayor to sign said lease and to authorize the Mayor and City Manager to negotiate credit for future improvements made to the facility by the leasee.

MOTION: Kris Yardley
SECOND: Tara Richards
Unanimous

[2nd Reading Ordinance 441 – Sign Code for Flowery Branch Historic District](#)

Attorney Bennett read Ordinance 441

There was a motion made to approve the second reading of Ordinance 441

MOTION: Tara Richards
SECOND: Chris Fetterman
OPPOSED: Amanda Swafford
AYES: Tara Richards, Kris Yardley and Chris Fetterman
Motion carried

[2nd Reading Ordinance 442 – Establishing Tampering and Reconnection fees for Utilities](#)

Attorney Bennett read Ordinance 442

There was a motion made to approve the second reading of Ordinance 442

MOTION: Kris Yardley
SECOND: Chris Fetterman
Unanimous

[Resolution 10-015 – Utility Rates](#)

Attorney Bennett read Resolution 10-015

There was a motion made to approve the Resolution 10-015.

MOTION: Chris Fetterman
SECOND: Tara Richards
Discussion:

Councilman Fetterman stated he was glad that the rates in town had finally been set in a manner that was equal for all residents.

VOTE: Unanimous

Solid Waste Contract Bid Award – Red Oak Sanitation

There was a motion made to accept option A of the bid proposal made by Red Oak Sanitation and authorize the mayor to execute the contract.

MOTION: Kris Yardley

SECOND: Amanda Swafford

ABSTAIN: Chris Fetterman

AYES: Tara Richards, Kris Yardley and Amanda Swafford

Motion carried

ADJOURNMENT:

There was a motion made to adjourn the meeting at 7:29 pm.

MOTION: Chris Fetterman

SECOND: Kris Yardley

Unanimous

Interim Mayor Kristopher Yardely

Date

City Clerk Melissa McCain