



**CITY OF FLOWERY BRANCH**  
**Council Meeting Minutes**  
**Work Session**  
**Thursday November 4, 2010**  
**Immediately following Public Hearing**



**CALL TO ORDER:**

Mayor Miller called the meeting to order at 6:32 pm

**IN ATTENDANCE:**

Mayor Mike Miller and Council Members Amanda Swafford, Kris Yardley, Joe Anglin and Tara Richards. Also in attendance were City Manager Bill Andrew, City Clerk Melissa McCain, City Planner James Riker and City Attorney Ron Bennett.

**ABSENT:**

Council Member Chris Fetterman

**PUBLIC COMMENTS:**

Craig Lutz – 8072 Sleepy Lagoon Way, Flowery Branch, Ga. 30542

Mr. Lutz approached the council and congratulated Mayor Miller and Councilmember Anglin on their winning election. Mr. Lutz further encouraged the new council to be aware of issues within the entire City and not just their own subdivisions.

**UNFINISHED BUSINESS:**

Non unfinished business

**NEW BUSINESS:**

Discussion - 1<sup>st</sup> Reading Ordinance 348-11 – Zoning Amendment

There were no further comments

Discussion - 1<sup>st</sup> Reading Ordinance 443 – Rezoning of 5710 Gainesville Street

There were no further comments

Discussion - Resolution 10-019 – Gateway Grant Submittal

Planner Riker advised that this Resolution was submitted to the State on a prior occasion but that the State was requiring that the resolution be on their Gateway Grant letterhead.

Discussion – October 21, 2010 Public Hearing Meeting Minutes

No Changes

Discussion – October 21, 2010 Meeting Minutes

No Changes

**DEPARTMENT REPORTS:**

City Manager Report

Manager Andrew reviewed the dates for some upcoming events.

Manager Andrew reviewed possible dates for a council retreat and topics such as goals of this council as well as capital improvements.

City Clerk Report

Clerk McCain reviewed the garbage refunds procedures for this month's billing.

Clerk McCain also advised that the Council would need to approve the City Clerk to change over the bank accounts and signers on these accounts back to the Mayor and the Mayor pro-tem.

It was noted that this item would be on the consent agenda to appoint James Miller, Mayor, Kristopher Yardley Mayor Pro-Tem and Melissa McCain, City Clerk, as the only signers on the Flowery Branch bank accounts.

City Planner Report

No report

City Attorney Report

No report

Council Report

Congratulations all around to Mayor Miller and Councilmember Anglin

**ADJOURNMENT:**

The Work Session was closed by Mayor Miller at 6:56 pm.



**CITY OF FLOWERY BRANCH**  
**Council Meeting Minutes**  
**Voting Session**  
**Thursday November 4, 2010**  
**Immediately following Work Session**



**CALL TO ORDER:**

Mayor Miller called the Voting session to order at 6:56 pm.

**CONSENT AGENDA:**

- October 21, 2010 Public Hearing Meeting Minutes
- October 21, 2010 Meeting Minutes
- Appointment of Mayor Miller, Mayor Pro-Tem Yardley and Clerk McCain as signers on the Flowery Branch bank accounts.

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

MOTION: Kris Yardley  
SECOND: Joe Anglin  
Unanimous  
Motion carried

**UNFINISHED BUSINESS:**

***Consider - 1<sup>st</sup> Reading Ordinance 348-11 – Zoning Amendment***

There was a motion made to waive the reading of the caption of Ordinance 348-11.

MOTION: Tara Richards  
SECOND: Kris Yardley  
Unanimous  
Motion carried

There was a motion made to approve Ordinance 348-11.

MOTION: Tara Richards  
SECOND: Joe Anglin  
Discussion:

Councilman Yardley requested that clarification be made for the second reading pertaining to grease bins and screening of the same.

VOTE: Unanimous  
Motion carried

*Consider - 1<sup>st</sup> Reading Ordinance 443 – Rezoning of 5710 Gainesville Street*

Attorney Bennett read Ordinance 443.

There was a motion made to approve the first reading of Ordinance 443.

MOTION: Kris Yardley  
SECOND: Tara Richards  
ABSTAIN: Amanda Swafford  
AYES: Kris Yardley, Tara Richards and Joe Anglin  
NAYES: None  
Motion carried

*Consider - Resolution 10-019 – Gateway Grant Submittal*

Attorney Bennett read Resolution 10-019.

There was a motion made to approve Resolution 10-019 as read.

MOTION: Kris Yardley  
SECOND: Joe Anglin  
Unanimous  
Motion carried

**EXECUTIVE SESSION:**

There was a motion made to enter Executive Session at 7:03 pm. for pending litigation.

Councilman Yardley requested adding personnel to the Executive Session.

Councilwoman Richards stated that her motion was for pending/potential litigation only.

MOTION: Tara Richards  
SECOND: None  
Motion failed for lack of a second.

There was a motion made to go into Executive Session for pending/potential litigation and for Personnel.

MOTION: Kris Yardley  
SECOND: Amanda Swafford

Discussion: Councilwoman Richards advised that she felt the issue at hand pertaining to personnel was not an issue that needed to be addressed in Executive Session at this time.

Councilman Anglin advised that he was unaware of any issues and was uncomfortable going into Executive Session to discuss personnel issues until he had full knowledge of the situation.

VOTE:

AYES: Kris Yardley, Amanda Swafford

NAYES: Tara Richards

ABSTAIN: Joe Anglin

Motion dies for lack of majority

Councilman Anglin advised that if personnel issues were going to be discussed he would be more comfortable if Councilman Fetterman was present for the discussion.

There was a motion made at 7:09 to go into Executive Session for pending and potential litigation.

MOTION: Amanda Swafford

SECOND: Tara Richards

Unanimous

Motion carried

**RECONVENE OPEN SESSION:**

There was a motion made to reconvene Open Session at 7:40 pm

MOTION: Kris Yardley

SECOND: Tara Richards

Unanimous

Motion carried

**ADJOURNMENT:**

There was a motion made to adjourn the November 4, 2010 council meeting at 7:40 pm.

MOTION: Kris Yardley

SECOND: Amanda Swafford

Unanimous

Meeting adjourned at 7:41 pm.