

CITY OF FLOWERY BRANCH
Council Meeting
October 14, 2004 - 6:00 P.M.

MINUTES

IN ATTENDANCE: Mayor Bryan Puckette, Council Members Jim Herold, Jan Smith, Larry Pritchett, Ed Lezaj, and Jim Worl, City Manager Chris Rainwater, City Clerk Judy Foster, and City Attorney Bill Coolidge.

OPEN MEETING: Bryan Puckette called the Council Meeting to order at 6:00 p.m.

INVOCATION: Bryan Puckette gave the invocation.

PLEDGE OF ALLEGIANCE: Bryan Puckette led the pledge of allegiance.

Approval of Minutes

September 22, 2004: Jan Smith made a motion to approve the minutes as written. Jim Herold seconded, and the motion passed unanimously with five (5) votes.

September 23, 2004: Larry Pritchett made a motion to approve the minutes as written. Jim Herold seconded, and the motion passed with a vote of four (4) affirmative and one (1) abstained – Jim Worl.

September 25, 2004: Jim Worl made a motion to approve the minutes as written. Jim Herold seconded, and the motion passed unanimously with five (5) votes.

October 1, 2004: Jim Worl made a motion to approve the minutes as written. Jim Herold seconded, and the motion passed with a vote of three (3) affirmative and two (2) abstained – Jan Smith and Ed Lezaj.

October 7, 2004: Larry Pritchett made a motion to approve the minutes as written. Jim Worl seconded, and the motion passed with a vote of four (4) affirmative and one (1) abstained – Ed Lezaj.

Approval of Agenda

Jim Worl made a motion to approve the agenda as presented with the exception of deleting Item C. under New Business - *Revised Site Plan Approval of Tree Park Apartments*. Jim Herold seconded, and the motion passed unanimously with five (5) votes.

Approval of Payment of Accounts Payable

Ed Lezaj made a motion to approve the payment of accounts payable as due and as funds are available in accordance with approved budget. Jim Herold seconded, and the motion passed unanimously with five (5) votes.

CITIZEN'S COMMENTS

None.

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PRESENTATIONS

Bryan Puckette presented certificates to Steve Soucie and Michelle Swogger, and a plaque to Sherry Smallwood for their collective dedicated service in organizing Better HomeTown events. Bryan Puckette also presented a plaque to outgoing City Manager Tim Gillette for his outstanding service to the City.

OLD BUSINESS

Second Reading of Ordinance No. 312 – First Choice Investments Rezoning Request of 15.658 Acres on Cantrell Road from M-I (Light Industrial) to R-III (Multi Family Residential): Ed Lezaj made a motion to postpone the consideration of Ordinance No. 312 until the Planner is hired and has a chance to review the request. Motion died for lack of a second. Larry Pritchett made a motion to approve the rezoning request of 15.658 acres on Cantrell Road from M-I to R-III, with the written conditions included on Exhibit “A” to the Ordinance and also the five (5) verbal conditions submitted by the City Manager as follows: 1) Gateway/entryway with elevated floral landscaping and brick signage; 2) Multiple crosswalks done in StreetPrint style; 3) Decorative street lighting; 4) Specialized (distinctive) signage (color, texture, font); and 5) Distinctive mailboxes. Jim Worl seconded, and the motion passed with a vote of four (4) affirmative and one (1) opposed – Ed Lezaj.

Compensation & Classification Plan: No action taken.

Restructuring of Committees: No action taken.

NEW BUSINESS

Reschedule Town Hall Meeting: Ed Lezaj made a motion to cancel the Town Hall Meeting scheduled for October 28, 2004. Jim Worl seconded, and the motion passed unanimously with five (5) votes.

Peachtree Residential Properties – Variance Request for 2.5’ on Lot 103, Sterling on the Lake: Larry Pritchett made a motion to grant the 2.5’ variance for Lot 103, Sterling on the Lake, for Peachtree Residential Properties with the condition that the City obtain a copy of the agreement letter from the owners of Lot 104, which states that they do not have a problem with the variance request. Jim Herold seconded, and the motion passed with a vote of four (4) affirmative and one (1) abstained – Ed Lezaj.

Re-use Water Spray Field: Jim Herold made a motion to authorize the City to purchase a Bobcat and complete the spray fields installation in-house. Ed Lezaj seconded, and the motion passed unanimously with five (5) votes.

PLANNING & ZONING

None.

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MAYOR & COUNCIL ANNOUNCEMENTS

Larry Pritchett stated that Donald Carder contacted him about a drainage problem on Mitchell Street. Chris Rainwater stated that he had talked to Mr. Carder as well and will follow up on the complaint.

Larry Pritchett asked about the status of the Christmas parade/event. Jan Smith and Jim Herold stated that they were having trouble finding volunteers to help with the event. Sherry Smallwood and Michelle Swogger volunteered to organize a Christmas Festival, similar to the Fall Festival and will coordinate their efforts with the City Manager.

Jan Smith stated that according to the June 30, 2004 minutes when the Planning Commission was disbanded, a new Commission was to be established within 90 days. Chris Rainwater stated that he would make that a top priority.

Jan Smith commented that the Better HomeTown Program may be in violation due to the fact that a Manager has not been appointed since Dinah Wayne resigned. She also stated that DCA informed her that the duties of the Planner the City intends to hire cannot be combined with that of the Better HomeTown Manager.

Ed Lezaj requested the City Manager give an update in January on the status of the Transportation Enhancement Grant from DOT.

Jan Smith requested an update on the Comprehensive Land Use Plan submitted to RDC by Debbie Hardy. Chris Rainwater stated that he will get an update from Mrs. Hardy.

EXECUTIVE SESSION

Jim Herold made a motion to enter into Executive Session to discuss pending and/or potential litigation. Larry Pritchett seconded, and the motion passed unanimously with five (5) votes. The Council moved into Executive Session at 7:23 p.m.

Bryan Puckette left the meeting before Executive Session leaving Larry Pritchett to preside over the meeting as Mayor Pro-tem.

MEETING RECONVENED

Meeting reconvened at 7:48 p.m.

Appointment of Counsel for Zoning Appeal

Ed Lezaj made a motion to assign the law firm of Chandler & Britt to serve as legal counsel on behalf of the City Council pertaining to the zoning appeal filed on September 24, 2004. Jim Herold seconded, and the motion passed unanimously with five (5) votes.

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ADJOURNMENT

Ed Lezaj made a motion to adjourn the meeting. Jim Worl seconded, and the motion passed unanimously with five (5) votes.

Meeting adjourned at 7:51 p.m.

CITY CLERK

DATE

MAYOR PRO-TEM