

**City of Dawsonville**  
**October 2, 2006**  
**7:00 p.m.**  
**Regular Meeting of the City Council Meeting**

Mayor Cox called the meeting to order at 7:05 p.m.

Invocation and Pledge: Mayor Cox led the invocation and pledge.

**Roll Call:** Those present were Mayor Joe Lane Cox, Council Members Jonathan Cox, Linda Grant, Mike Wilson and Mike Sosebee, Kim Cornelison, Steve Holder and Dana Miles.

**APPROVAL OF MINUTES:**

Council unanimously approved the adoption of the September 11, 2006 minutes of the regular meeting. Cox/Sosebee.

**OLD BUSINESS:**

Steve Holder presented the recommendations of the Citizens Review Panel as follows:

- Coordinate the development of the Land Use/Future Development plan including the identification of areas of the County that are more suitable for annexation.
- Participate in the development of a unified zoning and development code between the City and County.
- Develop guidelines for annexation with County input, including addressing service delivery strategy issues, developing an acceptable cost/revenue comparison methodology, and future development plan consistency.
- The City and County should work together to avoid pockets (islands) of unincorporated property.
- The cost of road maintenance and expansion for roads where the City owns one side and the county owns the other should be shared between the respective governments.
- The City and County should study the pros and cons of consolidating the City and County governments in order to more efficiently provide urban and rural government services. This is not a recommendation for government consolidation, rather only to look at the positive and negatives especially as it relates to land use and service delivery.
- Annexation of the three (3) properties.

Council unanimously approved annexation of the three (3) properties and consideration of the recommendations made by the Citizens Review Panel. Cox/Grant.

**NEW BUSINESS:**

Mayor Cox presented the Parade and Public Assembly Application: Veteran's Day Committee – Parade and Service, Saturday, November 11, 2006 stating that all requirements of the application have been completed. Council unanimously approved authorizing the parade and service. Grant/Wilson.

Mayor Cox asked the council for authorization to allow him and staff to research different options for a new official city seal. The current seal is comprised of the old Courthouse; Mayor Cox requested updating the seal to reflect current City property as the Courthouse is not City property. Council

authorized the Mayor to pursue acquiring artwork to present to the council for final approval.  
Grant/Sosebee

## **PUBLIC HEARINGS:**

### **Ordinances:**

To hear an ordinance to amend the zoning ordinance of the City of Dawsonville, Georgia, to provide for an additional land use classification known as "AP" to provide for a mechanism to alter land use classifications, to provide for an effective date, and for other purposes. (Second reading).

Mayor Cox presented the ordinance; Dana Miles opened the public hearing stating that a new Section Two to the ordinance clears up an open issue under the current ordinance. This is a Zoning Ordinance amendment which creates the AP category (Annexed Property). Property that is annexed will bear the same land use classification it had in the County once it is annexed into the City for a period of 12 months. The other addition has to deal with time allocations for public hearings.

Approximately 100 people were in attendance of the public hearing. One person spoke in opposition.

There being no further public comment the public hearing was closed. Mayor Cox asked the pleasure of the council. Council unanimously approved the second reading and adoption of the Zoning Ordinance Amendment. Grant/Cox.

Several individuals interrupted the meeting, Mayor Cox advised the public that their opportunity to speak is during the public hearings. Dana Miles informed the public that the purpose of a public hearing is for members of the public to state their opinion, not to have a question and answer session of the Mayor and Council.

Ordinance to Amend Section 2.13 (a) of the Charter of the City of Dawsonville to change the compensation paid to the Mayor and City Council Members for their service; and for other purposes. (Second hearing).

Dana Miles opened the public hearing stating that this ordinance is a result of study his firm did with data provided by Georgia Municipal Association. It is written to adjust the compensation of the Mayor and Council to be compatible with other cities of this size. This compensation would not go into effect until the next Mayor and Council which will be elected in November of 2007 to serve effective January of 2008.

Approximately 100 people were in attendance of the public hearing. Seven people spoke in opposition.

There being no further public comment, Dana Miles declared the public hearing closed. Mayor Cox asked the pleasure of the council. Council unanimously approved the salary increase for the 2008 mayor and council. Cox/Grant.

### **Annexations and rezones:**

To hear Annexation Petition ANX06-020: Calvary Baptist Church has made a request to annex 2.056 acres of TMP 82-17.001. The subject property is located on Howser Mill Road, Dawsonville, GA. The property is currently zoned R-1 and will remain R-1 upon annexation. (Second hearing).

Mayor Cox read the annexation petition. Dana Miles opened the public hearing.

Approximately 100 people were in attendance of the public hearing. Three people spoke in opposition.

There being no further comment, Dana Miles closed the public hearing stating the annexation is ripe for a vote. Mike Sosebee made a motion to approve the second reading and adoption of ANX06-020. Jonathan Cox seconded; the motion carried unanimously.

To hear Annexation Petition ANX06-021: Dawson County Board of Education has made a request to annex 59.50 acres of TMP 093-070. The subject property is located at 1655 Perimeter Road and is known at Dawson County High School. The property will be zoned ID Institutional District upon annexation. (First hearing).

Approximately 100 people were in attendance of the public hearing. One person spoke in opposition.

There being no further comment, Dana Miles closed the public hearing. Mayor Cox called for a motion; Mike Sosebee made a motion to approve the first reading of ANX06-021. Linda Grant seconded; the motion carried unanimously.

To hear Annexation Petition ANX06-022: Pam A. Davis Bragg has made a request to annex 24.44 acres of TMP082-003. The subject property is located at 1284 Shoal Creek Road. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Steve Holder read the annexation petition. Dana Miles opened the public hearing.

Approximately 100 people were in attendance of the public hearing. Twenty-nine people spoke in opposition.

There being no further comment, Dana Miles closed the public hearing. Mayor Cox called for a motion; Jonathan Cox made a motion to approve the first reading of ANX06-022. Linda Grant seconded; the motion carried unanimously.

To hear Annexation Petition ANX06-023: Tracey W. Phillips has made a request to annex 46.374 acres of TMP082-006.002. The subject property is located at 1253 Shoal Creek Road. The property is currently zoned RA/CHB in the County and will be AP/HB Annexed Property/Highway Business in the City. (First hearing).

Steve Holder read the annexation petition. Dana Miles opened the public hearing.

Approximately 100 people were in attendance of the public hearing. Eleven people spoke in opposition.

There being no further comment, Dana Miles closed the public hearing. Mayor Cox called for a motion; Jonathan Cox made a motion to approve the first reading of ANX06-023. Mike Sosebee seconded; the motion carried unanimously.

To hear Annexation Petition ANX06-024: City of Dawsonville has made a request to annex 1.402 acres of TMP082-006.002. The subject property is located in Land Lots 300 and 301. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Steve Holder read the annexation petition. Dana Miles opened the public hearing.

Approximately 100 people were in attendance of the public hearing. Seven people spoke in opposition.

There being no further comment, Dana Miles closed the public hearing. Mayor Cox called for a motion; Mike Sosebee made a motion to approve the first reading of ANX06-024. Linda Grant seconded; the motion carried unanimously.

Dana Miles made an announcement stating Annexation Petitions ANX06-025 through ANX06-053 will be consolidated for the purpose of public hearings. Steve Holder will read out each annexation petition. After that Mr. Miles will then open the public hearing asking for anyone who is in favor to speak first; and those opposed will speak second. When addressing the council, state your name and address and whether your comments apply to all annexations or only apply to a specific annexation; please do not be repetitive and orient your comments towards the issues of annexation.

Steve Holder read annexation petitions ANX06-025 through ANX06-053.

Dana Miles opened the public hearing encompassing all of the annexation.

Approximately 100 people were in attendance of the public hearing. One person spoke in favor; one person made a neutral general comment; and 17 people spoke in opposition.

There being no further comment, Dana Miles closed the public hearing.

Dana Miles advised the council that they would need to take action on each annexation individually.

To hear Annexation Petition ANX06-025: Ernest Elliott and Daniel L. Elliott have made a request to annex 161.15 acres of TMP081-023. The subject property is located in Land Lots 179, 230, and 244. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Mayor Cox called for a vote. Jonathan Cox made a motion to approve the first reading of annexation ANX06-025. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-026: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 14 acres of TMP081-025. The subject property is located in Land Lots 224 and 245. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-026. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-027: E. Elliott Family Partnership, LLLP has made a request to annex 250 acres of TMP069-006.001. The subject property is located in Land Lots 158, 159, 160, 161, 180, 181, 183, 226, and 229. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-027. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-028: E. Elliott Family Partnership, LLLP has made a request to annex 147.828 acres of TMP068-058. The subject property is located in Land Lots 90, 91, 92, 114, and 115. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-028. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-029: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 8.156 acres of TMP069-006. The subject property is located in Land Lot 88. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-029. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-030: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 0.765 acres of TMP069-006. The subject property is located in Land Lot 88. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-030. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-031: Daniel Loy Elliott and Erving George Elliott, Jr. Estate have made a request to annex 1.48 acres of TMP068-065. The subject property is located in Land Lot 87 and 88. The property is currently zoned Commercial in the County and will be HB Highway Business in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-031. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-032: Daniel Loy Elliott has made a request to annex 0.72 acres of TMP068-066. The subject property is located in Land Lot 88. The property is currently zoned Commercial in the County and will be HB Highway Business in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-032. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-033: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 40.874 acres of TMP069-006. The subject property is located in Land Lots 50, 51, 86 and 87. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-033. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-034: Ernest G. Elliott and Sheila G. Elliott have made a request to annex 1.94 acres of TMP068-057. The subject property is located in Land Lots 87 and 88. The property is currently zoned Commercial in the County and will be HB Highway Business in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-034. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-035: E. Elliott Family Partnership, LLLP has made a request to annex 27.5 acres of TMP068-007. The subject property is located in Land Lots 49 and 50. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-035. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-036: William Clyde Elliot has made a request to annex 3.94 acres of TMP068-063.002. The subject property is located in Land Lot 86. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-036. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-037: Ernest G. Elliott and Sheila G. Elliott have made a request to annex 2.61 acres of TMP068-063.001. The subject property is located in Land Lot 86. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-037. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-038: Daniel Loy Elliott has made a request to annex 17.83 acres of TMP068-060. The subject property is located in Land Lots 51 and 52. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-038. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-039: James W. Threath has made a request to annex 21.9 acres of TMP068-040. The subject property is located in Land Lot 17. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-039. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-040: Elliott Fields, Inc. has made a request to annex 16.44 acres of TMP068-063. The subject property is located in Land Lots 16, 17, 51, 52, 53, 85, 86, and 87. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-040. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-041: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 18.507 acres of TMP069-006. The subject property is located in Land Lot 86. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-041. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-042: William Clyde Elliott has made a request to annex 3.1 acres of TMP068-046. The subject property is located in Land Lot 33. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-042. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-043: William C. Elliott, Ernest G. Elliott and Daniel L. Elliott have made a request to annex 0.927 acres of TMP069-06. The subject property is located in Land Lot 118. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-043. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-044: Ernest G. Elliott and Sheila G. Elliott have made a request to annex 12.4 acres of TMP068-021. The subject property is located at 2197 Elliott Family Pkwy. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-044. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-045: Daniel Loy Elliott has made a request to annex 42.03 acres of TMP068-023. The subject property is located at 2033 Elliott Family Pkwy. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-045. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-046: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 2.324 acres of TMP069-006. The subject property is located in Land Lot 156. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-046. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-047: Ernest G. Elliott, Daniel L. Elliott and William C. Elliott have made a request to annex 72.959 acres of TMP069-006. The subject property is located in Land Lots 155 and 156. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-047. Mike Sosebee made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-048: Ernest G. Elliott and Sheila G. Elliott have made a request to annex 3.89 acres of TMP069-007.001. The subject property is located in Land Lot 156. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-048. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-049: EHK Investments, LLC has made a request to annex 249.762 acres of TMP069-068 and 068-001. The subject property is located in Land Lots 185, 186, 223, 224, 226, 251, 252, 253, and 254. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-049. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-050: EHK Investments, LLC has made a request to annex 246.6 acres of TMP070-049. The subject property is located in Land Lots 255, 290, 291, and 322. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-050. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-051: William Elliott and Ernest Elliott have made a request to annex 65.91 acres of TMP068-064. The subject property is located in Land Lot 52, 84, and 85. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-051. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-052: E. Elliott Family Partnership, LLLP has made a request to annex 1.3 acres of TMP068-035. The subject property is located in Land Lot 87 and 88. The property is currently zoned Commercial in the County and will be HB Highway Business in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-052. Mike Wilson made a second; the motion carried unanimously.

To hear Annexation Petition ANX06-053: Ernest G. Elliott and Sheila G. Elliott have made a request to annex 1.68 acres of TMP068-067. The subject property is located in Land Lots 87 and 88. The property is currently zoned RA in the County and will be AP Annexed Property in the City. (First hearing).

Jonathan Cox made a motion to approve the first reading of annexation ANX06-053. Mike Wilson made a second; the motion carried unanimously.

#### **MAYOR'S REPORT:**

Mayor Cox made the following announcements:

There will be a work session scheduled for Monday, November 6, 2006 starting at 6 p.m. to meet with representatives of the County to discuss impact fees.

The City has reached agreement with EWSA regarding water purchase and sewer service area.

There will be a retreat on November 17, 2006 between the City Council and Board of Commissioners. Carl Vinson Institute will be the facilitator of this meeting. The location is yet to be determined.

The Chamber's annual Business Expo will be Tuesday, October 10, 2006 at Lakeview Center – this is your opportunity to check out all of the businesses located in Dawson County and the City of Dawsonville.

Mayor Cox thanked everyone for coming out.

**ADJOURNMENT:**

There being no further business to discuss, Jonathan Cox made a motion to adjourn at 11:36 p.m.; Mike Sosebee seconded. The motion carried unanimously.

Minutes approved this \_\_\_\_\_ day of November, 2006.

\_\_\_\_\_  
Joe Lane Cox, Mayor

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Councilmember Jonathan Cox

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Councilmember Linda Grant

\_\_\_\_\_  
Councilmember Mike Sosebee

\_\_\_\_\_  
Councilmember Mike Wilson

Attested: \_\_\_\_\_  
Kim Cornelison, City Clerk