

City of Dawsonville
July 24, 2006
5:00 p.m.
Called Meeting of the City Council

Mayor Cox called the meeting to order at 5:00 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, and Mike Sosebee, Kim Cornelison, Steve Holder and Dana Miles. Councilmember Mike Wilson was absent due to a family illness.

Agenda Amendment: The City Clerk made the Council aware of the need to amend the agenda to include two items under new business: 1) The authorization to allow the Mayor to execute all contractual documentation in relationship to the Land Application System grant; and 2) to set the millage rate for 2006. The Council unanimously agreed to amend the agenda to include the aforementioned items under new business as items "B" and "C" respectively. Sosebee/Grant.

New Business:

Lanier Tech and Adult Literacy Center: Representatives from these educational agencies have asked if the City can contribute further to their growth campaign. Specifically they requested financial assistance. The Mayor stated he did not think a financial commitment could be made, but rather the City would help on their water and sewer taps and the construction of roads. So far the City has expended approximately fifteen to twenty thousand dollars assisting these agencies in the past. The Council unanimously approved a motion to approve helping these educational agencies with their water and sewer taps and road construction. Cox/Grant.

Construction Contracts for Land Application System Grant: The Mayor asked the Council for authorization to execute all of the construction contracts and documentation related to the USDA Grant for the Land Application System. Council unanimously approved authorizing the Mayor to execute stated documents. Grant/Sosebee.

Millage Rate 2006: The City Clerk explained the need to set the millage rate so that the County may proceed with assessing taxes. The property values for the incorporated City limits are 38 million dollars in property taxes. When compared to the 2005 Local Option Sales Tax revenues generated, the millage rate would be set at 0.0170462 – and then rolled back to zero. Council unanimously agreed to roll back city ad valorem taxes. Cox/Sosebee.

Old Business:

Water Service Area and Purchase Agreement with EWSA and Sewer Service Area Agreement with EWSA: Dana Miles asked the council to defer this item until the August

meeting as he is still working some details with Etowah's council. Council unanimously approved deferring until the August agenda. Cox/Grant.

Public Hearings:

Ordinances:

To hear an ordinance to amend the Sewer and Water Ordinance of the City of Dawsonville; to provide for updated sewer rate schedules; to provide for future rate adjustments by resolution, to provide an effective date; and for other purposes.

Dana Miles opened the public hearing. There being no public input the public hearing on the second reading of this ordinance was closed. Mr. Miles reminded council that the ordinance was a requirement of the USDA in order to adequately serve the debt associated with the Land Application System loan portion of the financing of this project. Council unanimously approved the second reading and adoption of the ordinance. Cox/Grant. A copy of this ordinance is included in the minutes.

To hear an ordinance to provide for adding to, extending, improving and equipping the water and sewerage system of the City of Dawsonville, Georgia and acquiring the necessary property therefore; to provide for the issuance of a revenue bond, series 2006, for the purpose of financing, in whole or in part, the costs of the overall undertaking now contemplated; to ratify and affirm an ordinance adopted on August 11, 1997, which provided for the issuance of \$134,540 City of Dawsonville, Georgia water and sewerage revenue bond, series 1997-a, \$213,300 City of Dawsonville, Georgia water and sewerage revenue bond, series 1997-b, and \$240,120 City of Dawsonville, Georgia water and sewerage revenue bond, series 1997-c; to ratify and affirm an ordinance adopted on November 13, 2003, which provided for the issuance of \$3,091,100 City of Dawsonville, Georgia water and sewerage revenue bond, series 2003; to provide remedies for the holder of said series 2006 bond; and for other purposes.

Mr. Miles explained to the council that this is related ordinance allowing the City to acquire the bonds necessary to fund the loan on the waste water treatment plant upgrades. Mr. Miles opened the public hearing. There being no public input the public hearing on the second reading of this ordinance was closed. Council unanimously approved the second reading and adoption of the ordinance. Cox/Grant.

On this same item of business Kevin Tallant reported that the bond validation process would take about a three week time frame. Mr. Tallant outlined the steps that would need to be taken to accomplish the bond validation. There are numerous documents that will need to be executed by the Mayor and recommended approval of a resolution authoring the Mayor to execute all documents related to the bond validation. Council unanimously approved authorizing the Mayor authority to execute all documents related to the bond. Cox/Grant.

Mayors Report:

Mayor Cox read a letter of appreciation from Judge Fuller thanking the City for its cooperation in allowing the jurors to pool and for court to be held here at City Hall. A copy of said letter is included in the minutes.

Executive Session:

At 5:20 p.m. the council unanimously voted in favor of going in to executive session for the purpose of discussing pending litigation and potential litigation. Cox/Sosebee.

Dana Miles brought the Council up-to-date on the Gold Creek lawsuit in regards to acceptable alternative tracts of land that would be acceptable for the pond, spray field and plant area. Mr. Miles also discussed who would need to provide those tracts of land.

Mayor Cox brought up the County's need to rent space for court purposes and discussion ensued regarding the terms of the rental. Council unanimously agreed to charge \$250.00 per day for use of the simulator area and Victory Lane meeting room. Cox/Grant. Council also discussed the need to move the juror sequestering area to the office by the break room so as not to disrupt city staff and business.

Kevin Tallant reported on the ongoing mediations and the terms of the negotiations. The City agreed to work with Department of Transportation regarding right-of-ways on Hwy. 136 for future road improvement projects and to work with public utilities, which are already provided for in the City's franchise agreements. He also reported that the county withdrew all but 3 objections and may remove one more upon further evaluation. The next step on the remaining objectionable annexations would be to the Citizen Review Panel.

The Council unanimously voted to come out of executive session at 5:40 p.m. Cox/Grant.

The Council unanimously voted to reconvene the regular meeting at 5:40 p.m. Cox/Sosebee.

Impact Fees: Mayor Cox stated that the county has imposed impact fees and would like to have the City consider joining in. Commissioner Berg met with the Mayor and stated the City could collect and keep 3% of the fees for the collection fee. At this time, the Mayor stated he would prefer to avoid impact fees. Councilman Cox stated that small builders have problems with this fee. Some discussion ensued and the council did not respond favorably to the idea of implement impact fees. Mayor Cox said no action was required until a formal request is made by the County.

Adjournment:

There being no further business to attend to, motion carried unanimously to adjourn the meeting at 5:45 p.m. Cox/Sosebee.

Minutes approved this 7th day of August, 2006.

Joe Lane Cox, Mayor

Councilmember Jonathan Cox

Councilmember Linda Grant

Councilmember Mike Sosebee

Councilmember Mike Wilson

Attested: _____
Kim Cornelison, City Clerk