

**MINUTES
CITY COUNCIL REGULAR MEETING
MARCH 1, 2010
5:00 P.M.**

CALL THE MEETING TO ORDER: Mayor Cox called the meeting to order at 5:00 p.m.

ROLL CALL: Those present included Mayor Cox, Council Members Calvin Byrd, Mike Wilson, James Grogan, and Mike Sosebee. Staff included Dana Miles, Kim Cornelison, Bonnie Warne and Gary Barr.

INVOCATION AND PLEDGE: Invocation was led by Councilman Grogan, followed by the pledge.

APPROVAL OF MINUTES:

Council approved the minutes from the regular meeting held February 1, 2010. Motion by Mike Wilson, second by James Grogan; the motion carried unanimously.

NEW BUSINESS:

Proclamation – Exceptional Children’s Week: Kim Cornelison read the proclamation in to the minutes and subsequently presented the proclamation to the Cooper and Gross families. A copy of the proclamation is attached as Exhibit “A”.

Burts Crossing II Roads Pavement Proposal: Mayor Cox introduced Matt Fallstrom, President and Kathleen Westra, Treasurer of Burts Crossing II Subdivision. The Mayor brought the council up-to-date on meetings held with Mr. Fallstrom regarding the road situation for this development.

Mayor Cox presented a quote from Dawson County Public Works in the amount of \$40,000 to repair and pave the roads within Burts Crossing II development. He subsequently asked for approval to proceed with this expenditure and further to repair the small portion of roads known as the Burts Crossing III area.

The Mayor asked for any comment from Matt Fallstrom or Kathleen Westra. Mr. Fallstrom expressed his appreciation to the council for the opportunity to proceed with the proposal. As an association of 34 homes he is prepared to present a check for \$2,000.00 to go towards the pavement proposal.

Mayor Cox explained that this subdivision is in a unique situation because there are no other lots available that the city could levy upon or try to seize. He also explained that the Burts III portion on JC Burt Road has a very good base coat and would require less top coat.

Calvin Byrd made a motion to authorize spending \$40,000 for road repairs/paving on Burts II and III and to do any requisite budget amendments to accommodate the expenditure. Mike Sosebee seconded the motion. The motion carried unanimously.

Mayor Cox was presented a check for \$2,000 from Matt Fallstrom and Kathleen Westra to apply towards the roads.

Council Compensation Special Meetings: Mayor Cox stated that in Section 2.13(a) of the charter provides for compensation to the council for attending approved meetings. He has requested authorization to compensate council members who attend GMRC and Community Forum meetings on behalf of the city. He also asked to make this retroactive to the beginning of the year. Mayor Cox stated that he intended to ask for special compensation back when the council approved the appointments to these boards.

Mike Sosebee made a motion to approve the requested compensations retroactive to January, 2010. Mike Wilson seconded the motion; the motion carried unanimously.

Councilman Grogan Report: Stated that he and Councilman Byrd attended Newly Elected Officials training in Athens. It was very worthwhile and a good learning experience. The opportunity to meet other councilmember’s from around the state in similar situations.

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GMRC Meeting Report: Calvin Byrd reported that the February GMRC meeting focus was on the 2010 forecast. Essentially the economy is picking up and the 150,000 housing market is starting to grow. Expectations are that banks foreclosure stock will be depleted and new construction should start in the summer months. He also reported that Census Day is April 1st; it is the shortest census in history, only ten questions. The cost benefits to the city and county for accurate counts in very important. Finally, Dawson County would like to jointly host a GMRC meeting in October or November.

Mayor Cox instructed Councilman Byrd to coordinate that effort with the Clerk and the County.

PUBLIC HEARINGS:

Development Code Ordinance Amendment: To hear an ordinance an ordinance to amend the development code to provide for the earlier posting of the maintenance bond which must be posted prior to the acceptance of any road, water, sewer, or storm water management system by the City of Dawsonville. Public Hearings: First reading February 1, 2010; second reading March 1, 2010.

Dana Miles presented the ordinance and opened the public hearing, where approximately 13 people were in attendance. There was no public comment and the hearing was closed and the meeting turned over to the Mayor.

Mayor Cox called for council action. Mike Wilson made a motion to approve the second reading and adopt the ordinance; Mike Sosebee seconded. The motion carried unanimously.

Mr. Miles stated that this ordinance is effective immediately upon passage and will now apply to all outstanding subdivisions in the city and will give the city a tool to make sure infrastructure is completed before other building permits are issued on available building lots.

Personnel Policy Amendment: To hear an ordinance to amend the personnel policy of the City of Dawsonville Georgia, to provide for military exigency leave, to provide for military caregiver leave, to provide for non-discrimination based upon genetic information, to provide for compensation, to provide for an effective date and for other purposes. Public Hearings: First reading February 1, 2010; second reading March 1, 2010.

Dana Miles presented the ordinance and opened the public here, where approximately 13 people were in attendance. There was no public comment and the hearing was closed and the meeting turned over to the Mayor.

Mayor Cox called for council action. Mike Sosebee made a motion to approve the second reading and adoption of the ordinance; Mike Wilson seconded. The motion carried unanimously.

STAFF REPORTS:

Financial Report: Kim Cornelison presented a brief report on the financial status of the city stating that the city is in a stable position. Mrs. Cornelison presented the balance sheets and the revenues and expenditures report as well. Due to extremely frugal fiscal management the city has been able to rebuild its reserve fund and exceed it so that it is possible to complete valuable projects like paving Burts Crossing II subdivision roads. She subsequently reviewed the balance sheets and what the funds require as well as restricted funds and what purpose they serve.

A summary of the financial report is attached as Exhibit "B".

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MAYOR'S REPORT:

Citizen Letter – Mr. Joe Fortune: Mayor Cox read Mr. Fortunes letter. A copy is attached as Exhibit "C".

Called meeting to discuss roads on foreclosed subdivisions: Mayor Cox expressed his desire to have a work session to discuss road issues on Monday, March 22, 2010 at 5 p.m. at city hall. The Council agreed; a work session will be set.

Mayor Cox said he would also like to address licensing of outside vendors in the historic district.

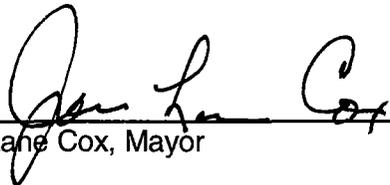
EXECUTIVE SESSION:

At 5:40 p.m. Mike Sosebee made a motion to go in to executive session to discuss pending litigation. James Grogan seconded; the motion carried unanimously.

Mr. Miles brought the council up-to-date on pending cases: Hamryka v. City and Gold Creek.

At 6:13 p.m. Mike Sosebee made a motion to adjourn executive session and return to regular session. Calvin Byrd seconded. The motion carried unanimously.

ADJOURNMENT: There being no further business to attend to, Mike Sosebee made a motion to adjourn, seconded by James Grogan. Meeting adjourned at 6:13 p.m.



Joe Lane Cox, Mayor



Councilmember Calvin Byrd



Councilmember W. James Grogan



Councilmember Mike Sosebee



Councilmember Mike Wilson

Attested: 

Kim Cornelison, City Clerk

STATE OF GEORGIA
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

Joe Lane Cox, Mayor, Calvin Byrd, Council Member; James Grogan, Council Member; Mike Sosebee; Council Member and Mike A. Wilson, Council Member; being duly sworn, state under oath that the following is true and accurate to the best of their knowledge and belief:

1.
The City of Dawsonville Council met in a duly advertised meeting on the 1st day of March, 2010.

2.
During such meeting, the Board voted to go into closed session.

The executive session was called to order at 3:40 a.m. / p.m.

4.
The subject matter of the closed portion of the meeting was devoted to the following matter(s) within the exceptions provided in the open meetings law:

X Consultation with the City Attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the City or any officer or employee or in which the City or any officer or employee may be directly involved as provided in O.C.G.A. § 50-14-2(1);

Discussion of tax matters made confidential by state law as provided by O.C.G.A. § 50-14-2(2) and

Discussion of future acquisition of real estate as provided by O.C.G.A. § 50-14-3(4);

Discussion or deliberation on the appointment, employment, compensation, hiring, disciplinary action or dismissal, or periodic evaluation or rating of a City officer or employee as provided in O.C.G.A. § 50-14-3(6);

Other _____ as provided in: _____

This 1st day of March, 2010.

City of Dawsonville, Mayor and council

Joe Lane Cox
Joe Lane Cox, Mayor

Calvin Byrd
Calvin Byrd, Council Member

James Grogan
James Grogan, Council Member

Mike Sosebee
Mike Sosebee, Council Member

Mike A. Wilson
Mike A. Wilson, Council Member



Kim Cornelson
Kim Cornelson, City Clerk
Notary Public

Sworn to and subscribed before me this 1 day of _____, 2009.

My Commission expires: August 14, 2012



Proclamation

Exceptional Children's Week
March 1-5, 2010



Whereas, Exceptional children are active citizens who contribute much to the overall quality of life in this community; and

Whereas, greater public awareness and acceptance of these persons will increase their access to education, employment, housing, and social and recreational opportunities; and

Whereas, it is the desire of our community to create a place where all people can explore and develop their varied abilities, can enjoy productive work, and can contribute by meaningful participation in the life of the community; and

Whereas, the Dawson County School System and the Dawson Support Group, on behalf of the Georgia Exceptional Children Council, have worked to secure this proclamation; and

Whereas, it is the goal of the City of Dawsonville to instill positive perceptions of people with exceptional/special needs;

Now, therefore, I, Joe Lane Cox, do hereby designate March 1-5, 2010 as Exceptional Children's Week and encourage all our citizens to promote positive awareness and greater opportunities for persons with exceptional/special needs, and challenge the citizens of our community to look beyond a person's particular disability, and focus instead upon each person's diverse abilities and contributions to the community.

In Witness Whereof, I have set my hand and seal this 1st day of March, 2010.

Attest:


Kim Cornelison, City Clerk

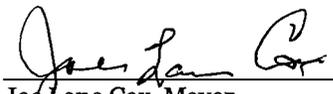

Joe Lane Cox, Mayor



Exhibit "A"

Cash by Fund	Gold
Fund 100	\$ 861,136.44
Fund 200	\$ 194,846.31
Fund 275	\$ -
Fund 505 *taps	\$ 1,884,756.54
Fund 505 Reserved	\$ 404,892.23
Fund 540	\$ 16,248.42
Fund 790	\$ 163,388.46

Blue
Salmon

YTD Revenue	\$ 2,253,481.46
YTD Expense	\$ 1,407,810.33
Net Difference	\$ 845,671.13

Notes:

Fund 505 *Taps: 932,500 in reserved funds. Available balance 952,256.54

Fund 505 Reserved: Funds required to be reserved to be in compliance with USDA loan agreements as well as customer deposits which are required to be in reserve.

Exhibit "B"

February 7, 2010

Joseph F. Fortune, Jr.
116 River Mill Lane
Dawsonville, Ga. 30534
706-216-7570
770-856-0687



Dear Mr. Mayor
Dawsonville, Georgia

I attended the City Council meeting last week and was really impressed with the presentation by the sanitation/sewer folks. To bring that large and potentially disruptive project in on time and under budget is a real accomplishment. Yourself, Kim, city council and especially the men who did the work in the sewer department, deserve a lot of praise.

Thanks for outstanding public service.

Sincerely,



Joe Fortune

EXHIBIT "C"