

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

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**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, Gary Barr and Russ Chambers.

**INVOCATION AND PLEDGE:** Invocation was led by Mayor Cox, followed by the pledge.

**APPROVAL OF MINUTES:**

Council unanimously approved the minutes from the regular meeting held March 1, 2010. Byrd/Wilson.

Council unanimously approved the minutes from the work session held March 2, 2010. Wilson/Sosebee.

**OLD BUSINESS:**

Subdivision Roads – Kim Cornelison presented a draft notice letter, composed by Kevin Tallant that upon approval would be mailed to each of the city's current subdivision developers notifying them of the changes in road dedication procedures. Council unanimously approved mailing the letter. Grogan/Sosebee.

Subdivision Roads – Kim Cornelison presented a report delineating which roads were accepted by the city under a previously adopted Development Regulations ordinance as well as a status on other subdivision roads.

Dana Miles clarified that should these roads be accepted, the city should expressly accept those roads that have been expressly dedicated or have an implied dedication.

Kim Cornelison further stated that the purpose of this endeavor was to clarify who had responsibility for the roads effective today, so that in the future council members and staff have a basis to work from. Subsequently, now that formalized dedication procedures are in place, this information should be easily maintained and future dedications would clearly come before the council for acceptance and will be included in the minutes.

Council unanimously expressly approved accepting the roads presented that have been expressly dedicated or have an implied dedication. Sosebee/Grogan. Road acceptance list is attached as Exhibit "A".

Peanut Vendors – Open Air Sales: The Mayor and council discussed the issue of peanut vendors/open air sales type vendors. Council instructed staff to enforce the ordinance as written, there will be no changes or concessions made to accommodate this type of businesses in the historic district.

**NEW BUSINESS:**

Planning Commission Reappointments: Mayor Cox presented the following individuals for reappointment or continued appointment to the Planning Commission: Pam Bragg, Ken Breeden, Claire Sharp, and Jimmy Castleberry.

Council unanimously approved the reappointments or continued appointments. Sosebee/Byrd.

Planning Commission Alternate Appointment: Mayor Cox presented Pam Bragg's request to appoint Linda Grant as her alternate for the Planning Commission. Council unanimously approved the request. Byrd/Wilson.

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Downtown Development Authority Appointments: Mayor Cox presented reappointments of Chris Gaines and Cathie Waddell to Development Authority. Council unanimously approved. Grogan/Sosebee.

Mayor Cox made the council aware of the need to fill the vacancies of Jim Hunt and Gil Massey and asked the council to bring suggestions of individuals to consider to the next council meeting.

**PUBLIC HEARINGS:**

Utility Ordinance Amendment: To hear an ordinance to amend Article II of the Utilities Ordinance of the City of Dawsonville Georgia to provide for the regulation of high strength wastewater; to provide for a surcharge for high strength wastewater; to provide for a method to calculate surcharges; to provide for testing and measurement of wastewater; to provide for severability; to provide for an effective date; and for other purposes. Public Hearings: First reading April 5, 2010; second reading May 3, 2010.

Dana Miles presented the ordinance stating that the city's engineer provided the technical language and information and his firm drafted the ordinance. Subsequently he opened the public hearing. There were approximately 11 people in attendance and there was no public comment either for or against the ordinance amendment.

The council passed the first reading of the utility ordinance amendment; Councilman Sosebee abstained from voting due to a potential conflict. Grogan/Wilson. The vote was 3-0-1.

**COUNCIL REPORT:**

GMRC Report: Calvin Byrd reported that he attended the monthly GMRC meeting which was held at the newly refurbished Babyland General Hospital in Cleveland.

Council Byrd also brought up requests he has received from citizens to accept credit card payments for city utility services. He spoke with staff earlier in the week and they are checking in to this.

Mayor Cox interjected that he had Councilman Byrd check into a grant Department of Natural Resources for a potential park on the property the city owns.

**STAFF REPORTS:**

Financial Report: Kim Cornelison presented a brief report on the financial status of the city. Included was an update on Local Option Sales Tax collections and comparisons to years past.

A summary of the financial report and LOST collections are attached as Exhibit "B".

**MAYOR'S REPORT:**

Mayor Cox invited council members to sign up and participate in the May GMA District 2 listening session.

Mayor Cox reported on the LARP project paving being completed on the short section of Academy Ave. which is behind the Presbyterian Church to the middle school.

Allen Street should have the lines painted on the street; the intended completion date is next week. Paddle signs have been ordered for the crosswalks as well.

**EXECUTIVE SESSION:**

At 5:41 p.m. Council unanimously voted to go in to executive session for the purpose of discussing the future acquisition of real estate. Byrd/Wilson.

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Council authorized the mayor to proceed with acquiring the 2.6 acres of property presented.

**RETURN TO REGULAR SESSION:**

At 6:01 p.m. council unanimously voted to reconvene the regular meeting. Sosebee/Wilson.

Council unanimously approved amending the budget to use reserve funds to purchase the property discussed in executive session. Byrd/Grogan.

**ADJOURNMENT:** There being no further business to attend to, Mike Sosebee made a motion to adjourn, seconded by Mike Wilson. Meeting adjourned at 6:02 p.m.

*Absent*

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

*Calvin Byrd*  
\_\_\_\_\_  
Councilmember Calvin Byrd, Mayor pro tem

*W. James Grogan*  
\_\_\_\_\_  
Councilmember W. James Grogan

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

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

Attested: *Kim R. Cornelison*  
\_\_\_\_\_  
Kim Cornelison, City Clerk

**Subdivision Roads  
Accepted by the City of Dawsonville**

Burts Crossing I	Burts Crossing Drive Ridge Water Lane Winding Creek Court
Burts Crossing II	Nashport Lane Crockett Drive
Maple Heights	Angela Lane Driftwood Trail Maple Street
Maple Hill	Maple Hill Drive
Maple Street Townhomes	Pearl Chambers Drive Pearl Chambers Court Pearls Way
Richmond	Richmond Drive
Shoal Creek Ridge	Bent Ridge Drive North Bent Ridge Drive South Shoal Creek Court
Stegall Manor	Stegall Place
Heights of Flat Creek	Flat Creek Drive

Exhibit "A"

# March 2010

Cash by Fund	
General Fund 100	\$ 956,781.66
SPLOST Fund 200	\$ 194,899.18
Hotel/Motel Tax Fund 275	\$ -
Enterprise W/S Fund 505	\$ 1,876,065.04
Fund 505 Reserved/Allocated	\$ 169,920.99
Enterprise Solid Waste Fund 540	\$ 18,525.64
Cemetery Fund 790	\$ 53,531.41
Cemetery Fund 790 Reserve	\$ 112,878.38
<b>Total Cash Accounts</b>	<b>\$ 3,382,602.30</b>

Notes
Reserve funds are held due to various agreements, state code, special allocations, or for prepaid taps.

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

Cash Account Detail	
<b>100</b>	104,813.53 General Fund Primary Checking
	851,968.13 Fund 1
100 Total	956,781.66
<b>200</b>	194,899.18 SPLOST Allocated Capital Projects
<b>275</b>	0.00 Hotel/Motel *reported separately but included in fund 100 cash account.
<b>505</b>	1,876,065.04 Enterprise Fund
	-932,500.00 Taps - Reserved
505 Total	943,565.04 Net Enterprise Fund
<b>505 Reserve</b>	142.19 Projects
	63,750.80 Deposits
	31,764.00 Bond
	50,000.00 Bond
	24,264.00 Bond
505 Reserve Total	169,920.99
<b>540</b>	18,525.64 Solid Waste
<b>790 Reserve</b>	25,098.73 CD Perpetual Care Fund Historic Cemetery
	87,779.65 CD Perpetual Care Fund Memorial Gardens
790 Reserve Total	112,878.38
<b>790</b>	45,228.18 Money Market Memorial Gardens
	8,303.23 Money Market Historic Cemetery
790 Total	53,531.41

Exhibit "B"

2005		2006		2007		2008		2009		2010	
Date	Credit Amt	Date	Credit Amt								
1/1/05		1/1/06		1/1/07		1/1/08		1/1/09		1/1/10	
1/28/05	50,347.68	1/23/06	62,066.58	1/22/07	73,564.10	1/23/08	80,044.68	1/21/09	68,404.93	1/28/2010	77,833.76
2/28/05	56,800.67	2/21/06	74,935.38	2/21/07	82,627.98	2/21/08	86,123.21	2/23/09	85,738.18	2/25/10	60,098.09
3/23/05	47,704.59	3/21/06	64,439.79	3/16/07	69,524.26	3/21/08	50,770.21	3/23/09	57,745.09	3/26/10	57,247.96
4/21/05	49,255.38	4/21/06	60,375.12	4/24/07	61,839.45	4/21/08	64,646.83	4/21/08	44,752.32		
5/21/05	54,806.67	5/23/06	60,875.64	5/22/07	71,080.40	5/21/08	78,446.39	5/21/09	87,469.28		
6/9/05	990.58	5/31/06	1,691.83	6/1/07	1,764.82		0.00				
6/9/05	52,013.62	6/21/06	63,832.69	6/21/07	85,814.87	6/21/08	68,374.21	6/30/09	61,552.72		
7/31/05	55,482.51	7/21/06	66,833.84	7/23/07	79,421.85	7/29/08	72,357.31	7/30/09	57,998.68		
8/22/05	57,241.80	8/27/06	71,119.38	8/21/07	67,914.88	8/21/08	69,512.98	8/28/09	71,434.53		
9/21/05	55,300.11	9/21/06	79,554.47	9/21/07	89,118.68	9/22/08	65,247.71	9/29/09	67,281.98		
10/21/05	57,310.84	10/23/06	77,085.08	10/22/07	72,258.59	10/22/08	62,387.12	10/21/09	60,384.26		
11/22/05	56,343.51	11/22/06	85,885.74	11/21/07	76,314.93	11/21/08	67,860.06	11/25/09	62,655.24		
11/30/05	1,162.64	11/30/06	1,517.45	12/5/07	1,627.08		0.00	12/5/09	4,512.47		
12/21/05	56,436.84	12/21/06	51,873.71	12/21/07	75,714.55	12/21/08	62,793.06	12/30/09	65,918.31		
Total	651,197.44	Total	822,086.70	Total	908,586.44	Total	828,563.77	Total	795,847.99	Total	195,179.81

County Code City Code  
42 1690

Comparison by Actual Months Collected.					
2010	2009	2008	2007	2006	2005
195,179.81	211,888.20	216,938.10	225,716.34	201,441.75	154,852.94

8,778.24 Difference between 2007 to 2008  
5,049.90 Difference between 2008 to 2009  
16,708.39 Difference between 2009 to 2010

Year to date collection  
comparison by year

2009	2008	2007	2006
795,847.99	828,563.77	908,586.44	822,086.70

0.03948493 Percentage difference 2009/2008  
0.08807381 Percentage difference 2008/2007  
0.12755874

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 5<sup>th</sup> day of April, 2010.

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

3. The executive session was called to order at 5:41 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:

\_\_\_\_\_ 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 5<sup>th</sup> day of April, 2010.

City of Dawsonville, Mayor and council

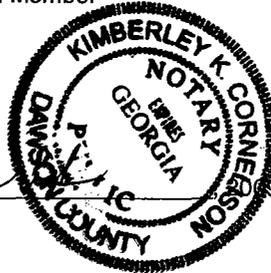
Joe Lane Cox  
Joe Lane Cox, Mayor

Calvin Byrd James Grogan  
Calvin Byrd, Council Member James Grogan, Council Member

Mike Sosebee  
Mike Sosebee, Council Member

Mike A. Wilson  
Mike A. Wilson, Council Member

Kimberley K. Cornelison  
Kim Cornelison, City Clerk  
Notary Public



Sworn to and subscribed before me this 5<sup>th</sup> day of Ap

My Commissioner expires: August 14, 2012