

**MINUTES
CITY COUNCIL REGULAR MEETING
MAY 7, 2012
5:00 P.M.**

CALL TO ORDER: Mayor W. James Grogan called the regular meeting to order at 5:00 p.m.

ROLL CALL: Present were Mayor Grogan, Councilmember Calvin Byrd, Councilmember Chris Gaines and Councilmember Jason Power, City Attorney Kevin Tallant, City Clerk Bonnie Warne and Public Works Director Gary Barr.

INVOCATION AND PLEDGE: Invocation was led by Calvin Byrd, followed by the pledge.

AGENDA: Mayor Grogan requested to amend the agenda to add two items: Zoning Ordinance Amendment and Proclamation for Municipal Clerks Week. Motion to approve the amended agenda by Chris Gaines; seconded by Jason Power. Motion was carried unanimously.

APPROVAL OF MINUTES OF REGULAR MEETING: Motion to approve the minutes of the regular meeting held April 2, 2012 by Jason Power; seconded by Calvin Byrd. Vote unanimous in favor.

APPROVAL OF MINUTES OF SPECIAL CALLED MEETING: Motion to approve the minutes of the special called meeting held April 26, 2012 by Jason Power; seconded by Chris Gaines. Vote unanimous in favor.

NEW BUSINESS:

Council Vacancy Appointment: Jason Powers motioned to fill the vacancy with Caleb Phillips as Appointed Councilmember; seconded by Chris Gaines. Vote carried unanimously in favor.

Councilmember Sworn in: Caleb Phillips was sworn in to office as Appointed Councilmember by Mayor James Grogan; he subsequently executed the oath of office. Exhibit "A".

Millage Rate in City: Mayor Grogan requested the millage rate be rolled back so we do not have to levy a tax in the City. Calvin Byrd motioned to approve rolling back the millage rate to zero; Chris Gaines seconded the motion. Motion carried unanimously.

Training: Planning & Zoning Training on May 23rd in Athens (Planning Commission & Nalita). Motion to approve attending training by Calvin Byrd; seconded by Jason Power. Vote approved unanimously.

Change May 17th Work Session to a Special Called Meeting: James Grogan requested to change the May 17th work session to a special called meeting at 5 p.m. to include the first reading of the proposed budget. Jason Power motioned to change May 17th to a special called meeting; seconded by Caleb Phillips. Motion passed unanimously.

Zoning Ordinance Amendment: Kevin Tallant informed the Council of the need to amend the Restricted Agriculture District (RA) Zoning Ordinance so it better defines variance and urban district and to amend the limits on livestock.

Proclamation for Municipal Clerks Week: Mayor Grogan read a proclamation for Municipal Clerks Week April 29 through May 5, 2012. Proclamation attached as Exhibit "B".

PUBLIC HEARINGS:

VAR- 3-12-35540: Mike Brandt, TBG Residential, has requested a Site Plan Variance for parking spaces at TMP 093-041 and TMP 093-042, located off Perimeter Road.

VAR-3-12-35541: Mike Brandt, TBG Residential, has requested a variance on the Water and Sewer tap fees at TMP 093-041 and TMP 093-042, located off Perimeter Road.

Mayor Grogan spoke on the above two variances and asked for these to be tabled until the next meeting while research is done on the request. Calvin Byrd motioned to table the above first two variances; seconded by Jason Power. Motion carried unanimously.

Section 3.16. Oath of officers.

Before a person takes any office in the city government, he or she shall take before an officer of the state authorized to administer oaths the following such oath or affirmation:

"I solemnly swear (or affirm) that I will support the Constitution of the United States and of the State of Georgia; that I will in all respects observe the provisions of the Charter and ordinances of the City of Dawsonville; and I will faithfully discharge the duties of councilmember. So help me God."

So affirmed in the presence of the Mayor and Council of the City of Dawsonville, this 7th day of May 2012, at the regular meeting of the City Council held at 5:00 p.m., in the G.L. "Pete" Gilleland Council Chambers, 415 Hwy. 53 East, Suite 100, Dawsonville, GA 30534.



Appointed Council Member
Caleb Phillips

Witness:



Bonnie Warne, City Clerk

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VAR-3-12-35770: Jack Forester has requested a special use variance for the 30.02 acres at TMP 091-002, located at 2807 HWY 9 North.

Variance application VAR-3-12-35770 opened by Mayor Grogan. Motion to open the public hearing by Power/Gaines was unanimously in favor; there were approximately 11 people in attendance. Kevin Tallant presented the request, which no one spoke in favor or against the application. Meeting turned over to the Mayor. Motion to close the public hearing by Gaines/Power was unanimously in favor. Motion after rezone.

ZA-4-2-2012: Jack Forester has requested a zoning map amendment for the 30.02 acres at TMP 091-002, located at 2807 HWY 9 North. Current zoning is R1 (Restricted Single Family Residential District). Applicant requests to rezone to RA (Restricted Agricultural District).

Rezone application ZA-4-2-2012 opened by Mayor Grogan. Motion to open the public hearing by Gaines/Byrd was unanimously in favor; there were approximately 11 people in attendance. Kevin Tallant presented the zoning amendment request, which no one spoke in favor or against the application. Meeting turned over to the Mayor. Motion to close the public hearing by Byrd/Gaines was unanimously in favor. Chris Gaines motioned to approve ZA-4-2-2012; seconded by Jason Power. Motion carried unanimously.

Calvin Byrd motioned to approve VAR-3-12-35770; seconded by Jason Power. Motion carried unanimously.

REPORTS:

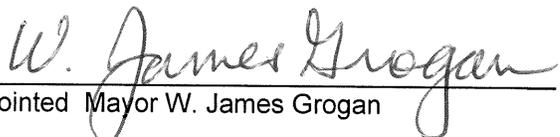
Financial Report: City Clerk Bonnie Warne reported that all of the bank accounts balance through March 2012 with no discrepancies. Revenue and expenditures on track as we work on enterprise fund. Accounts are in good standing. C.Gaines asked to look into getting better rates on our bonds.

Public Works: Gary Barr reported on new/closed accounts, work orders, utility locates and garbage cans issued. All is going good.

Council: Chris Gaines said that the DDA scheduled a meeting with the Main Street Program representatives.

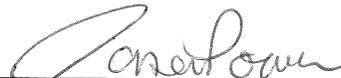
Calvin Byrd stated that he is resigning his Council seat to run for mayor in July. Any recommendations to fill this seat will be given to the Council to be considered. Exhibit "C"

ADJOURNMENT: There being no further business to attend to the meeting adjourned at 5:30 p.m. The motion carried unanimously; Calvin Byrd/Jason Power.



Appointed Mayor W. James Grogan

Councilmember Chris Gaines



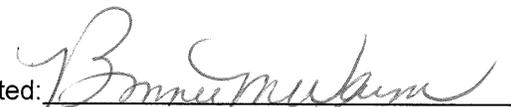
Councilmember Jason Power



Appointed Councilmember Caleb Phillips



Appointed Councilmember Angie Smith

Attested: 

Bonnie Warne, City Clerk

Proclamation
Municipal Clerks Week
April 29 through May 5, 2012

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, the Municipal Clerk serves as the information center on functions of local government and community.

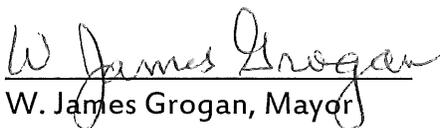
Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations.

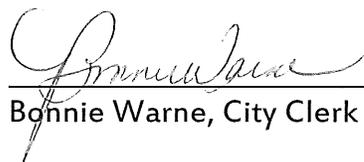
Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

Now, Therefore, I, W. James Grogan, Mayor of the City of Dawsonville, do recognize the week of April 29 through May 5, 2012, as Municipal Clerks Weeks, and further extend appreciation to our Municipal Clerk, Bonnie Warne and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this 7th day of May, 2012.

Attest:


W. James Grogan, Mayor


Bonnie Warne, City Clerk

May 7, 2012

Bonnie Warren
City Clerk
66 Highway 53 West
Dawsonville, GA 30534

Dear Bonnie,

I hereby resign my seat as City Council Member of the City of Dawsonville, Georgia
to qualify and run for Mayor.

Sincerely,

A handwritten signature in black ink, appearing to read "Calvin Byrd". The signature is written in a cursive style with a large initial "C" and a long, sweeping underline.

Calvin Byrd