

**MINUTES
CITY COUNCIL REGULAR MEETING
JUNE 3, 2013
5:00 P.M.**

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

ROLL CALL: Present were Mayor James Grogan, Councilmember Mike Sosebee, Councilmember Jason Power, Councilmember Angie Smith, Councilmember Chris Gaines, City Attorney Dana Miles, City Clerk Bonnie Warne, and Public Works Director Gary Barr. Also in attendance is DDA Chair Nick Nicodemus.

INVOCATION AND PLEDGE: Invocation and pledge was led by Chris Gaines.

AGENDA: Motion to approve the agenda: M. Sosebee/A. Smith. Vote unanimous in favor.

MINUTES OF REGULAR MEETING: Motion to approve the minutes of the regular meeting held May 6, 2013: M. Sosebee/J. Power. Vote unanimous in favor.

OLD BUSINESS: None

NEW BUSINESS:

2013 Holiday Décor – December Lights: Motion to approve the \$12,800 for FY 2013-14 to December Lights by M. Sosebee/J. Power. Vote unanimous in favor.

Training for Russ Chambers to GA Water & Wastewater Institute: Motion to approve the Class II Lab Training by M. Sosebee/C. Gaines. Vote unanimous in favor.

IGA Election Nov 2013: Motion to approve the Mayor to execute the IGA for the Dawson County Board of Election for the Nov 2013 election by M. Sosebee/ J. Power. Vote unanimous in favor.

Bond Resolution: Attorney Dana Miles spoke to the Council on the refinancing of the water and sewer loans through the DDA. Motion to pass the bond resolution by J. Power/ A. Smith. Vote passed unanimously in favor. Motion to authorize the Mayor and City Clerk to execute the paperwork by A. Smith/ M. Sosebee. Vote passed unanimously in favor.

Dawsonville Downtown Development Authority District Resolution and Map: Dana Miles informed Council that the existing map was not clear. Motion to adopt the resolution by J. Power/ C. Gaines. Vote passed unanimously in favor. Exhibit "A"

City Auditors Financial Policy Recommendation: Request by Council for City Clerk to draft a Financial Policy to include this recommendation from the city auditor for review at the next meeting.

Budget Reading: Mayor Grogan informed Council that this is the first reading of the budget.

Called Meeting for Budget Hearing June 19 at 5:00 p.m.: Motion to approve the called meeting for the budget hearing on June 19th at 5 p.m. by J. Power/ A. Smith. Vote carried unanimously in favor.

PUBLIC HEARINGS:

ANX 13-002: Mark Sosebee has made a request to annex 1.53 +/- acres of TMP D05 024. The subject property is located at 742 HWY 9 N. Current zoning is VCR (Vacation Cottage Restricted). Applicant requests to rezone to CIR (Restricted Industrial Commercial District). 2nd Reading

ZA-03-13-46162: Mark Sosebee Realty has requested a zoning map amendment with a petition for annexation for the 1.53 acres at TMP D05 024, located at 742 Hwy 9 North. Current zoning is VCR (Vacation Cottage Restricted). Applicant rezoning to CIR (Restricted Industrial Commercial District). Tabled at Planning Commission Meeting

Mike Sosebee recused himself on the two requests. Motion to open the public hearing and combine the readings to be heard together: J. Power/A. Smith. Vote unanimous, M. Sosebee abstaining. There were approximately 10 people in attendance. Attorney Dana Miles presented the applications. Michael Sheetz spoke in favor. Ms. R. Whitmire and Mr. B. Singleton spoke in opposition. A. Smith/J. Power motioned to

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close the public hearing. Vote unanimous with M. Sosebee abstaining and the meeting was turned over to the Mayor. Motion to approve annexation with AP zoning and deny CIR by C. Gaines/ J. Power. A. Smith disapproved, with M. Sosebee abstaining. Vote passed 2-1-1 in favor.

To Amend Article II of the Utilities Ordinance of the City of Dawsonville Georgia Related to the Regulation of High Strength Wastewater, Surcharges For High Strength Wastewater and Testing and Measurement of Wastewater; To Provide For Severability; To Provide for an Effective Date; and for Other Purposes.

Motion to open the public hearing was made by A. Smith/J. Power. There were approximately 10 people in attendance. Attorney Dana Miles presented the application. Nobody spoke in favor or opposition. M. Sheetz inquired if Mayor received attorney response. Mr. Singleton spoke on EPA issues. J. Power /C. Gaines motioned to close the public hearing and the meeting was turned over to the Mayor. Mayor asked that after a discussion with the City engineer to table this ordinance until the July meeting to do more studies on this. Motion to table by A. Smith/ C. Gaines with M. Sosebee abstaining. Vote unanimous to table.

REPORTS:

Financial Report: Bonnie Warne, City Clerk, reported that all of the bank accounts are in good standing and balance through April 2013.

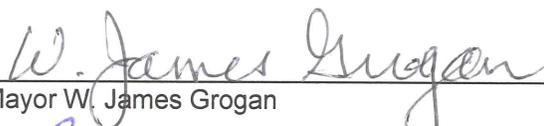
Public Works Report: Gary informed Council that all is running smoothly in the water, sewer and roads department. The sidewalk project is complete.

Council Reports: Angie Smith stated that the Family Connection Celebrity Waiter fund-raiser breakfast is on June 7th at Longhorn at 8 a.m., cost \$10.

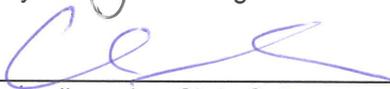
Mayor's Report: Mayor Grogan reflected on the City achievements: paid \$260K DDA Loan off, in the process of applying \$200K to principal balance on other DDA Loan, saved \$105K over a 3 yr. period from re-quoting GIRMA property insurance, purchased a new digital sign for city hall, with DDA started the Revitalization Plan, sidewalks on Hwy 53W, Tucker Ave to E. 1st St., resealed and restriped city hall parking lot, paved and striped all roads in downtown, contracted with IT IN A BOX for offsite backup, storage and creation of new website, and contracted with eCivis for grant research.

EXECUTIVE SESSION: None

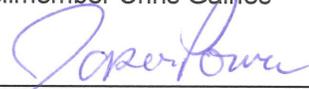
ADJOURNMENT: With there being no further business to attend to, motion to adjourn the meeting at 6:22 p.m. by A. Smith/ J. Power. The motion carried unanimously.



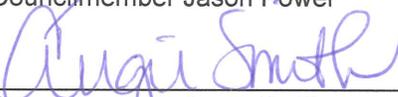
Mayor W. James Grogan



Councilmember Chris Gaines



Councilmember Jason Power



Councilmember Angie Smith



Councilmember Mike Sosebee

Attested: 

Bonnie Warne, City Clerk

**A RESOLUTION REGARDING THE DOWNTOWN DEVELOPMENT AUTHORITY OF
THE CITY OF DAWSONVILLE, GEORGIA**

A RESOLUTION OF THE CITY OF DAWSONVILLE, GEORGIA TO AMEND THE RESOLUTION ACTIVATING A DOWNTOWN DEVELOPMENT AUTHORITY FOR THE CITY OF DAWSONVILLE, AS AMENDED; TO REAFFIRM THOSE PORTIONS OF THE ACTIVATING RESOLUTION NOT SO AMENDED; TO AMEND THE DOWNTOWN DEVELOPMENT AREA; TO PROVIDE FOR FILING WITH THE DEPARTMENT OF COMMUNITY AFFAIRS AND THE GEORGIA SECRETARY OF STATE; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

WHEREAS, the Legislature of the State of Georgia has determined that the revitalization and redevelopment of the central business district of the municipal corporations of the State of Georgia develop and promote the public good, general welfare, trade, commerce, industry, and employment opportunities, and promote the general welfare of the State of Georgia by creating a climate favorable to the location of new industry, trade, and commerce within the municipal corporations of the State of Georgia; and

WHEREAS, it is in the public interest and is vital to the public welfare of the people of the State of Georgia to revitalize and redevelop the central business districts of the municipal corporations of the State of Georgia, and consequently, the Legislature of the State of Georgia has passed the Downtown Development Authorities Law (Georgia Laws 1981, pg. 1744; O.C.G.A. §36-42-1 et seq.); and

WHEREAS, the Downtown Development Authorities Law creates for each municipal corporation in the State of Georgia a public body corporate and politic to be known as the downtown development authority of such corporation; and

WHEREAS, the City of Dawsonville is a duly chartered municipal corporation of the State of Georgia; and

WHEREAS, the City Council of Dawsonville, Georgia, the governing body of the City of Dawsonville, has previously determined it to be in the public interest and welfare to activate the Downtown Development Authority of the City of Dawsonville, Georgia, said determination being memorialized in an activating resolution enacted on February 6, 1996; and

WHEREAS the governing body of the City of Dawsonville is expressly authorized to amend the activating resolution of its downtown development authority pursuant to O.C.G.A. § 36-42-6; and

WHEREAS the governing body of the City of Dawsonville has determined that it is in the public's best interest, and necessary to the public welfare to amend the activating resolution of February 6, 1996, as previously amended by Resolution enacted on October 6, 2008, to redefine the boundaries of the central business district of the City of Dawsonville.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Dawsonville as follows:

1.

Section 2 of the Resolution of February 6, 1996, as previously amended and replaced by Resolution enacted on October 6, 2008, which section defined the geographical area comprising the downtown development area, is hereby repealed in its entirety, and in its stead is inserted the following: The City has a central business district that shall comprise the downtown development geographic area to be focused on by the Downtown Development Authority, as depicted on the City of Dawsonville Downtown Development Authority map prepared by Georgia Mountains Regional Commission which is attached hereto as Exhibit A and incorporated herein by specific reference. Said downtown development geographic area is bounded on the Eastern side by Perimeter Road, on the Northwest side by Shoal Creek Road (Highway 224), and on the Western

side as depicted in “Exhibit A.”

2.

A copy of this Resolution shall be filed with the Secretary of State of the State of Georgia, and a copy of this Resolution shall also be filed with the Department of Community Affairs of the State of Georgia, as required by the Downtown Development Authorities Law.

3.

Except as amended herein, the Resolution of February 6, 1996, as previously amended by Resolution enacted on October 6, 2008, shall remain in full force and effect as the activating resolution for the Dawsonville Downtown Development Authority.

4.

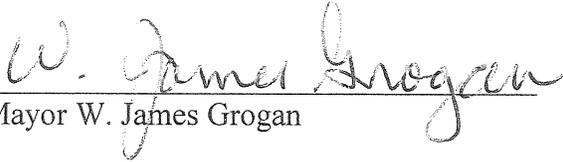
If any paragraph, subparagraph, sentence, clause, phrase or any portion of this Resolution shall be declared invalid, illegal, or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this Resolution as applied to any particular situation or set of circumstances shall be invalid, illegal, or unconstitutional, such shall not be construed to affect the provisions of this Resolution not so held to be invalid, or the application of this Resolution to other circumstances not so held to be invalid. IT IS HEREBY DECLARED to be the intent of the City Council of the City of Dawsonville to provide for separate divisible parts, and it does hereby adopt any and all parts or portions of parts hereof as may not be held invalid for any reason.

5.

This Resolution shall be effective on the day it is adopted by the City Council of the City of Dawsonville, Georgia.

SO RESOVLED, this 3rd day of June, 2013.

CITY OF DAWSONVILLE, GEORGIA



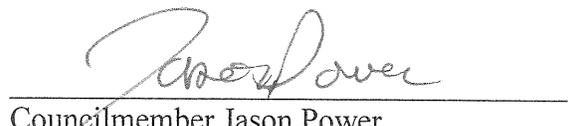
Mayor W. James Grogan



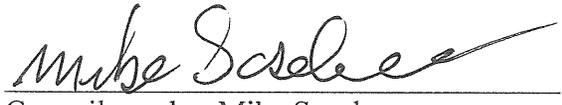
Councilmember Chris Gaines



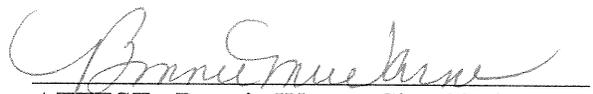
Councilmember Angie Smith



Councilmember Jason Power



Councilmember Mike Sosebee



ATTEST: Bonnie Warne, City Clerk

City of Dawsonville Downtown Development Authority District

Legend

- DDA District
- City Limit Boundary
- Dawson County Parcels

