

**MINUTES**  
**CITY COUNCIL REGULAR MEETING**  
**May 21, 2018**  
**7:00 P.M.**

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**CALL TO ORDER:** Mayor Michael Eason called the meeting to order at 7:00 p.m.

**ROLL CALL:** Present were Councilmember Jason Power, Councilmember Mark French, Councilmember Caleb Phillips, Councilmember Stephen Tolson, City Attorney Dana Miles, City Manager Bob Bolz, City Clerk Beverly Banister, Public Works Operations Manager Trampas Hansard, Planning Director Casey Majewski, Finance Administrator Hayden Wiggins and Human Resource Manager Donna Blanton.

**INVOCATION AND PLEDGE:** Invocation and pledge was led by Councilmember Tolson.

**APPROVAL OF THE AGENDA:** Motion to approve the agenda as presented made by M. French/J. Power. Vote carried unanimously in favor.

**1. & 2. APPROVAL OF THE MINUTES:** Motion to approve the minutes from the special called meeting and executive session held on May 1, 2018 and the regular meeting and executive session held on May 7, 2018 made by J. Power/C. Phillips. Vote carried unanimously in favor.

**PROCLAMATIONS**

- 3. NATIONAL PUBLIC WORKS WEEK, MAY 20 – 26, 2018:** Mayor Eason read the proclamation into the minutes and presented it to the Public Works Department. Motion to accept the proclamation made by J. Power/M. French. Vote carried unanimously in favor. (Exhibit "A")
- 4. HOMEWORK FREE WEEK, MAY 21 – 25, 2018:** Mayor Eason read the proclamation into the minutes. Motion to accept the proclamation made by J. Power/C. Phillips. Vote carried unanimously in favor. (Exhibit "B")

**PUBLIC HEARING**

- 5. ANX C8-00087 and ZA C8-00087:** Adam Smith and Matthew Richardson have petitioned to annex into the city limits of Dawsonville the 6 acre tract known as TMP 082 017, located at 324 Howser Mill Road, with a request to rezone from County Zoning of RSR (Residential Sub Rural) to City Zoning of AP (Annexed Property), which was amended on March 27, 2018 to request R3 (Single Family Residential). Public Hearing Dates: Planning Commission on May 7, 2018 and City Council on May 21, 2018. City Council Agenda for a decision on June 4, 2018.
- 6. ANX C8-00088 and ZA C8-00088:** Adam Smith and Matthew Richardson have petitioned to annex into the city limits of Dawsonville the 15 acre tract known as TMP 092B 025 001, located at 372 Howser Mill Road, with a request to rezone from County Zoning of RSR (Residential Sub Rural) to City Zoning of AP (Annexed Property), which was amended on March 27, 2018 to request R3 (Single Family Residential). Public Hearing Dates: Planning Commission on May 7, 2018 and City Council on May 21, 2018. City Council Agenda for a decision on June 4, 2018.

Motion to open the public hearing made by M. French/C. Phillips. Vote carried 3 in favor (French, Phillips and Tolson) with 1 recused (Power)

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Mayor Eason conducted the public hearing. Planning Director Majewski presented the annexation and rezone applications. The Planning Commission is recommending approval with stipulations. Staff recommendation is approval with the PC stipulations and a 10-foot buffer added on all sides of the property not including the setback.

Adam Smith from 85 East Gate in Dawsonville spoke in favor of the annexation and rezone. He concurred with what Planning Director Majewski presented and felt the original stipulations recommended by the Planning Commission were fair; he asked Council to consider approving the request.

The following people spoke against the annexations and rezones citing concerns about drainage, privacy, a buffer between the properties, setbacks, whether or not the City has the capability to provide the utilities, capacity of schools, erosion, the square footage of the homes and whether or not the public will be involved once the site plan is presented for approval.

- Bill Sorenson – 149 River Mill Lane, Dawsonville
- Lucretia Stein – 217 River Mill Lane, Dawsonville
- Joel Paris – 119 River Mill Lane, Dawsonville
- Linda Lockert – 233 River Mill Lane, Dawsonville
- Bob Maxfield – 133 River Mill Lane, Dawsonville

Motion to extend the public hearing by ten minutes made by M. French/C. Phillips. Vote carried unanimously in favor. The following people continued to speak against the annexations for the same reasons listed above.

- Arthur Krug – 175 River Mill Lane, Dawsonville
- Joel Paris (spoke twice more)
- Maria Maxfield – 133 River Mill Lane, Dawsonville

Motion to extend the public hearing by three minutes made by S. Tolson/M. French. Vote carried unanimously in favor.

- Bill Sorenson (for the second time)
- Maria Paris – 119 River Mill Lane, Dawsonville
- Lucretia Stein (for the second time)

Adam Smith spoke a second time stating he plans to be respectful and doesn't expect anything more than anyone else has already received.

Motion to close the public hearing made by C. Phillips/M. French. Vote carried 3 in favor (French, Phillips and Tolson) with 1 recused (Power)

Dana Miles reported no action is necessary at this time; the item is scheduled for a vote at the City Council meeting on June 4, 2018.

## **OLD BUSINESS**

7. **DRIVEWAY RESOLUTION:** Motion to approve the driveway resolution as presented made by M. French/S. Tolson. Vote carried unanimously in favor. (Exhibit "C")

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**NEW BUSINESS**

- 8. DOWNTOWN STREETS PARKING AND RESTROOMS:** City Manager Bob Bolz reported on a plan to extend City streets downtown near the Taylor House to provide additional downtown parking and restrooms. He has requested Turnipseed Engineers provide a cost estimate for engineering the project and will update Council when he receives it.
- 9. OPIOID LITIGATION:** Motion to approve the resolution and the retention agreement as presented made by J. Power/S. Tolson. Vote carried unanimously in favor. (Exhibit "D")
- 10. WASTELOAD ALLOCATION PERMIT FEES:** Motion to approve the wasteload allocation permit fees to Turnipseed Engineers to be paid from FY 2018-2019 capital budget made by M. French/C. Phillips. Vote carried unanimously in favor.
- 11. AMEND SERVICE DELIVERY STRATEGY AGREEMENT WITH DAWSON COUNTY – ADD SENIOR SERVICES:** Motion to approve the amendment to the service delivery strategy with Dawson County to add Senior Services made by S. Tolson/J. Power. Vote carried unanimously in favor.
- 12. EMPLOYEE WELLNESS PROGRAM:** Motion to amend the Personnel Policy section 2.12(b) to include City employees with an assigned City vehicle to allow them to attend a gym within the City limits immediately prior to work, after work or during their lunch period for the promotion of health and wellness made by C. Phillips/J. Power. Vote carried unanimously in favor.

**WORK SESSION**

- 13. SPLOST VI PROJECTS OVERVIEW:** City Manager Bob Bolz presented the Farmer's Market Phase 1 Concept drawn up by GMRC. He also reported the bid opening for Phase 1 of the Main Street Park occurred on May 18<sup>th</sup>; the bids need to be verified and a contract will be presented at the June 4, 2018 City Council meeting.
- 14. PROPOSED BUDGET FY 2018-2019 PRESENTATION:** Finance Administrator Hayden Wiggins prepared and presented the proposed FY 2018-2019 budget to Council. There is a public hearing scheduled at the City Council meeting on June 4, 2018 and the adoption of the budget by resolution is scheduled for the City Council meeting on June 18, 2018. Wiggins asked the Council to provide feedback over the next two weeks.

Motion to increase fireworks funding by \$2500.00 to the Dawsonville DDA made by S. Tolson/J. Power. Vote carried unanimously in favor.

- 15. CITY STREETS DISCUSSION:** Public Works Operations Manager Trampas Hansard spoke to Council about issues with on street parking on City owned streets. The problem is occurring mostly in subdivisions and in some cases, has created a public safety concern when emergency vehicles have not been able to pass through. He is reaching out to the HOAs in each subdivision to get a copy of their by-laws concerning parking and will forward them to Council. Move item to the June 4, 2018 City Council meeting.

Hansard presented a plan to repave City owned streets over the next 5 years. He spoke to Council about utilizing an annual fiscal year bid for paving instead of bidding out every individual paving project. Hansard has an example request for quote which he will tailor to

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the City's needs and send to Attorney Miles for review. Place item on June 4, 2018 City Council Meeting for approval.

**EXECUTIVE SESSION**

At 8:55 p.m. the Council motioned to close regular session and go into executive session for the purpose of Pending or Potential Litigation, Real Estate Acquisition and Personnel made by J. Power/C. Phillips. Vote carried unanimously in favor.

At 9:51 p.m. a motion to close executive session and resume regular session was made by M. French/C. Phillips. Vote carried unanimously in favor.

**ADJOURNMENT**

With there being no further business to attend to, a motion was made to adjourn the meeting at 9:53 p.m. by C. Phillips/M. French. Vote carried unanimously in favor.

By: CITY OF DAWSONVILLE

  
\_\_\_\_\_  
Michael Eason, Mayor

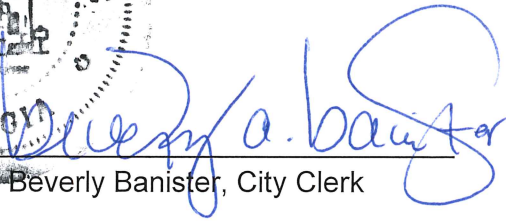
  
\_\_\_\_\_  
Caleb Phillips, Councilmember

  
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Jason Power, Councilmember

  
\_\_\_\_\_  
Stephen Tolson, Councilmember

  
\_\_\_\_\_  
Mark French, Councilmember



Attested:   
Beverly Banister, City Clerk

STATE OF GEORGIA  
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

Mayor Michael Eason, Councilmember Jason Power, Councilmember Caleb Phillips, Councilmember Stephen Tolson, and Councilmember Mark French; 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 May 21, 2018.
2. During such meeting, the Board voted to go into closed session.
3. The executive session was called to order at 8:55 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: (check all that apply)

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 21st day of May 2018; By the City of Dawsonville, Mayor and Council:

  
\_\_\_\_\_  
Michael Eason, Mayor

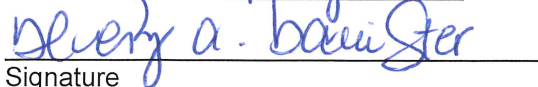
  
\_\_\_\_\_  
Caleb Phillips, Councilmember

  
\_\_\_\_\_  
Jason Power, Councilmember

  
\_\_\_\_\_  
Stephen Tolson, Councilmember

  
\_\_\_\_\_  
Mark French, Councilmember

Sworn to and subscribed before me this 21 day of May, 2018.

  
\_\_\_\_\_  
Signature

Notary Public  
My Commission expires: 02.18.2020



Beverly A. Banister  
NOTARY PUBLIC  
Dawson County, Georgia  
My Commission Expires  
February 18, 2020





# Proclamation

## National Public Works Week

May 20 - 26, 2018



WHEREAS, public works infrastructure, facilities and services are of vital importance to sustainable communities and to the health, safety and well-being of the people of the City of Dawsonville; and,

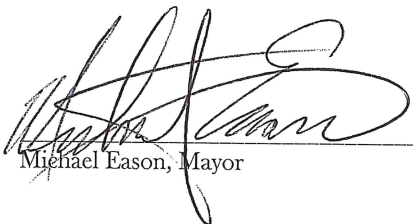
WHEREAS, such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, managers and employees from State and local units of Government and the private sector, who are responsible for and must plan, design, build, operate, and maintain the transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential to serve our citizens; and,

WHEREAS, it is in the public interest for the citizens, civic leaders and children in the United States of America to gain knowledge of and to maintain a progressive interest and understand the importance of public works and public works programs in their respective communities; and,

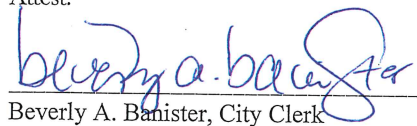
WHEREAS, the year 2018 marks the 58th annual National Public Works Week sponsored by the American Public Works Association be it now,

NOW THEREFORE, I, Michael Eason, Mayor of the City of Dawsonville, do hereby proclaim the week of May 20 - 26, 2018 as National Public Works Week; and further extend appreciation to the City of Dawsonville's Public Works Department and all public works professionals for the substantial contributions they have made to our national health, safety, welfare and quality of life.

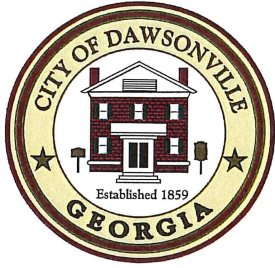
Dated this 21<sup>st</sup> day of May 2018.

  
Michael Eason, Mayor

Attest:

  
Beverly A. Banister, City Clerk





# Proclamation

## Homework Free Week

May 21 - 25, 2018



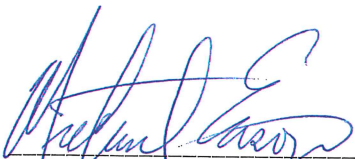
**PROCLAMATION** - Homework Free Week, May 21 - May 25, 2018 is hereby presented to the Second Grade Classes of Mrs. Moore and Mrs. Haymond at Robinson Elementary School in Dawsonville, Georgia.

**WHEREAS**, homework is recognized as a critical part of our education system and is necessary, however, the second-grade students of Mrs. Moore and Mrs. Haymond request to stop this overwhelming, exhaustive and burdensome task that leaves many students tired and with less play time as they would like; and

**WHEREAS**, because of the lack of attention by these students during this upcoming week, the lack of homework will not severely impact their education and will help them transition into their summer vacation and will help them prepare for fun;

**NOW THEREFORE**, I, Michael Eason, Mayor of the City of Dawsonville, do hereby proclaim May 21 - May 25, 2018 as Homework Free Week, a special week to help spread the goodwill between the second-grade students and the Mayor and Council of the City of Dawsonville.

Dated this 21st day of May 2018.

  
\_\_\_\_\_  
Michael Eason, Mayor

Attest:

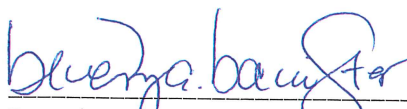
  
\_\_\_\_\_  
Beverly A. Banister, City Clerk



EXHIBIT "B"

**A RESOLUTION FOR THE PURPOSE OF SETTING FORTH  
APPROPRIATE REGULATIONS FOR THE CONSTRUCTION OF  
DRIVEWAYS**

**WHEREAS**, the City of Dawsonville has certain Development Regulations and Zoning Ordinance requirements related to access drives that serve properties in the City;

**WHEREAS**, the City is in the process of both amending the Development Regulations and potentially the Zoning Ordinance to clarify and add additional criteria for construction of driveways that provide access to properties in the City from public streets; and

**WHEREAS**, the purpose of this Resolution is for the City Council to adopt effective immediately the criteria set forth herein for construction of driveways until such time as this Resolution may be superseded by the amended Development Regulations and/or amended Zoning Ordinance.

**NOW THEREFORE**, the Council of the City of Dawsonville hereby resolves as follows:

All structures erected in the City must be served with access from a public street by an appropriate driveway in accordance with the specifications below. "Residential" shall apply to all residentially zoned property and "Commercial" shall apply to all non-residentially zoned property including, but not limited to, all industrial, highway business, institutional and commercially zoned properties.

Driveway Specifications:

	<u>Residential</u>	<u>Commercial</u>
Minimum Width	9'	12' (one way entry/exit) 24' (two way entry/exit)
Apron Width Minimum	3' on each side	3' on each side
Slope Maximum	10%	5%

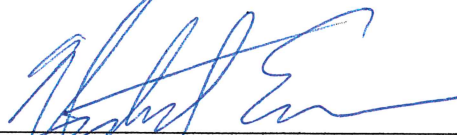
All driveways shall be constructed at a minimum of 3.5" or more of 3,000 PSI concrete or 2" or more of asphalt on a compacted base. All culverts under driveways shall be 12" or more in diameter and covered with a minimum of 4" of gravel.

All driveways shall be setback at least 6' from the side property line and shall meet the same elevation at the existing (or to be constructed) sidewalk. There shall be at least 20' between the entrances for a U-shaped or similar driveway located on a single lot.



No Certificate of Occupancy may be granted to any structure currently or in the future under a Building Permit from the City unless the driveway serving the structure complies with this Resolution.

SO RESOLVED this 21<sup>st</sup> day of May, 2018.

  
\_\_\_\_\_  
Michael Eason, Mayor

  
\_\_\_\_\_  
Caleb Phillips, Councilmember

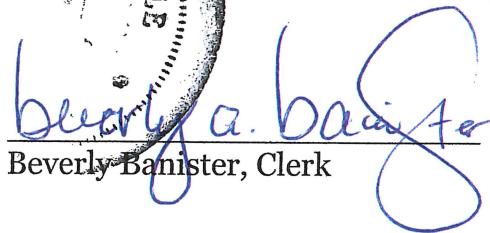
  
\_\_\_\_\_  
Jason Power, Councilmember

  
\_\_\_\_\_  
Stephen Tolson, Councilmember

  
\_\_\_\_\_  
Mark French, Councilmember



Attested

  
\_\_\_\_\_  
Beverly Banister, Clerk

## RESOLUTION REGARDING OPIOID CRISIS

WHEREAS, the United States and the several States, including the State of Georgia, are experiencing, in the words of the Center for Disease Control and Prevention, an opioid-induced "public health epidemic," and;

WHEREAS, on October 26, 2017, the President of the United States declared the opioid crisis to be a "public health emergency," and;

WHEREAS, 91 Americans die every day from an opioid overdose, with more than 15,000 deaths involving prescription opioids alone in 2015, and;

WHEREAS, data from the Center for Disease Control and Prevention demonstrates that 17.7% of Georgia High School students reported taking prescription pain killers without a doctor's prescription, and;

WHEREAS, from 2014 to 2015 Georgia had a 64% increase in deaths by synthetic opioids (tramadol and fentanyl) and a 37.5% increase in Heroin deaths, and;

WHEREAS, in 2006 opioid drug overdose deaths were 31.5% of all overdose deaths and in 2015 accounted for 68.8% of overdose deaths in Georgia, and;

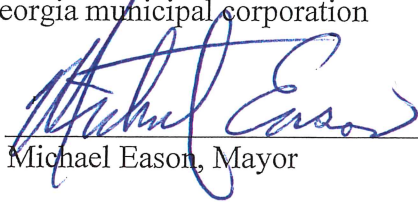
WHEREAS, governments (including federal, state and local) have born substantial financial and societal burden related to this crisis and epidemic and will incur costs for this nuisance for years to come into the foreseeable future, and;

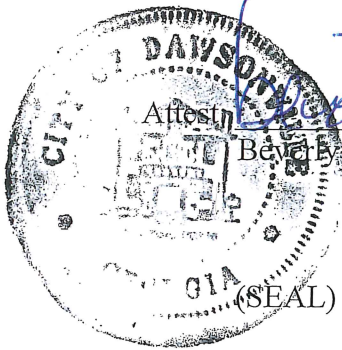
WHEREAS, certain manufacturers and distributors knowing of the serious risks and adverse outcomes related to the use of their products, including their highly addictive nature, nevertheless did purposefully set out to persuade providers, regulators and patients that their products were safe and effective; and;

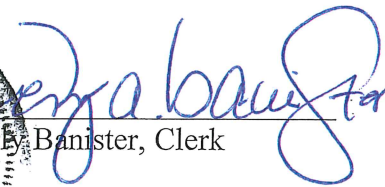
NOW THEREFORE, BE IT RESOLVED, that the City of Dawsonville of the state of Georgia finds and declares that there exists a public nuisance related to such products and that the City shall pursue such legal action as is available against such manufacturers, distributors and others as are necessary, either by itself or in concert with others, and to the full extent available under the law.

IT IS SO RESOLVED, this 21 day of May, 2018.

City of Dawsonville  
a Georgia municipal corporation

By:   
Michael Eason, Mayor



  
Beverly Banister, Clerk

(SEAL)