

**MINUTES  
CITY COUNCIL REGULAR MEETING  
DECEMBER 5, 2016  
5:00 P.M.**

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

ROLL CALL: Present were Mayor W. James Grogan, Councilmember Angie Smith, Councilmember Caleb Phillips, Councilmember Jason Power, Councilmember Mike Sosebee, City Attorney Dana Miles, City Clerk Bonnie Warne, City Manager Bob Bolz, Utilities Director Gary Barr, and Public Works Manager Trampas Hansard.

INVOCATION AND PLEDGE: Invocation and pledge was led by Mike Sosebee.

AGENDA: Request to amend the agenda to add: Appointment of Mayor Pro-tem. Motion to approve amended agenda by: J. Power/C. Phillips. Vote carried unanimously in favor.

MINUTES: Motion to approve the minutes of the regular meeting November 7, 2016 and the work session November 21, 2016 by: M. Sosebee/J. Power. Vote carried unanimously in favor.

**BUSINESS:**

Audit FY 2015-2016 Presentation: Bryan St. Pierre, CPA with Alexander, Almand & Bangs, LLP presented the audit report of the City's financial statements of the governmental activities of fiscal year July 1, 2015 through June 30, 2016.

Mr. St. Pierre reported that the audit has a clean opinion with no material misstatements in the financials. Subsequently he went through the details of fund reports throughout the audit pointing out the financial highlights of the year:

- The assets of the City of Dawsonville exceeded its liabilities at the close of the year ending June 30, 2016 by \$ 14,441,910 (net position).
- The City's net position increased by \$ 1,767,827 for the year ending June 30, 2016 from the prior year. Of this amount, an increase of \$ 1,426,026 was associated with governmental activities and an increase of \$ 341,801 with business-type activities. In the governmental activities, the City received funds through SPLOST V and VI contributions.
- The City's net investment in capital assets, increased \$ 360,720 or 4% for the year ending June 30, 2016.

Motion to accept and approve the audit as presented by: A. Smith/C. Phillips. Vote carried unanimously in favor. (Exhibit "A")

Leases/Contracts for 2017: Motion to approve the lease renewals for the Moonshine Distillery and Museum / GRHOF by: A. Smith/J. Power. Vote carried unanimously in favor.

2017 Council Regular and Work Session Meeting Dates and Time: Motion to approve the 2017 Council Meeting dates by: J. Power/M. Sosebee. Vote carried unanimously in favor. (Exhibit "B")

Closure of City Hall on Friday, October 27, 2017 for Moonshine Festival: Motion to approve by: C. Phillips/J. Power. Vote carried unanimously in favor.

Mayor Pro-Tem Appointment for 2017: Motion to appoint Jason Power as Mayor Pro-tem by: M. Sosebee/A. Smith. Vote carried unanimously in favor.

2017 Appointments: Mayor Grogan read the list of appointments. Motion to approve the appointments as listed below by: A. Smith/J. Power. Vote carried unanimously in favor.

- City Manager - Bob Bolz
- City Clerk – Bonnie Warne

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- City Attorney – Dana Miles of Miles Hansford & Tallant, LLC
- Auditor- Alexander, Almand and Bangs, LLP
- Engineer – G. Ben Turnipseed Engineers, Inc.
- Municipal Court Judge – Ron Reemsnyder
- Testing of Wastewater – Environmental Management Services
- Geologist – Bob Atkins
- Repair-Installation Water-Sewer Infrastructure – Townley Construction
- Professional Services – Kimley-Horn Associates

2017 Mayor and Council Board Designations: Motion to approve paying for mileage and expenses for meetings but no per diem, except for Mayor on GMRC meetings by: J. Power/M. Sosebee. Vote carried unanimously in favor.

Resolution on tabulation of bids for Sidewalk Improvements on Perimeter Rd – Phase I: Motion to approve by resolution the bid of Jerry Townley Concrete Inc for \$72,395.00 by: C. Phillips/J. Power. Vote carried unanimously in favor. (Exhibit “C”)

Recreational Trails Program Federal Grant Project Agreements and Resolution: Motion to approve executing the trail grant agreement and resolution and GMRC agreement by: J. Power/A. Smith. Vote carried unanimously in favor. (Exhibit “D”)

Alcoholic Beverage License Renewals: Motion to approve all of the Alcoholic Beverage License renewals for 2017 by: M. Sosebee/J. Power. Vote carried unanimously in favor.

**PUBLIC HEARING:**

ANX 16-003: Mark Sosebee Realty LLC has petitioned for annexation into the City limits of Dawsonville for TMP D05 019 located at 960 Perimeter Road. (Hearing Dates: NOV 7<sup>th</sup> / DEC 5<sup>th</sup>)

ZA-2016-C7-00040: Mark Sosebee Realty LLC has requested a zoning amendment (UPON ANNEXATION-ANX 16-003) for TMP D05 019 located at 960 Perimeter Road, from County VCR (Vacation Cottage Restricted) zoning district to City R-1 (Single Family Residential) zoning district. Hearing Dates: Planning Commission: OCT 10<sup>th</sup> / City Council: DEC 5<sup>th</sup>

The public hearing was unanimously opened for both the annexation and rezoning by: A. Smith/C. Phillips. Attorney Dana Miles presented the applications. Bo Webber spoke in favor of the application. Nobody spoke in opposition. The public hearing was unanimously closed by: J. Power/C. Phillips. Mike Sosebee recused himself. Motion to approve both the annexation with rezone by: J. Power/C. Phillips. Vote carried in favor 3-1 abstention.

**REPORTS:**

City Manager: Mayor Grogan introduced the city’s new city manager, Bob Bolz. Mr. Bolz thanked the Council for the opportunity and said the staff is superb and is excited about being here. He stated that he was trying to figure out all of the projects going on and would like to meet with each Council one on one.

City Clerk Bonnie Warne provided the October 2016 financial report to Mayor/Council, stating that the bank statements are all balanced with no discrepancies, and gave an update on L.O.S.T., S.P.L.O.S.T. VI, revenue and expenditures.

Utilities Director Gary Barr and Public Works Trampas Hansard informed Council of the need to repair or replace a piece of equipment (skid steer). Request made to get bids.

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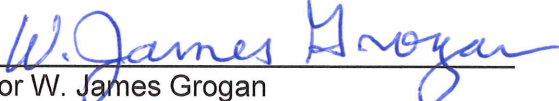
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Mayor Grogan mentioned that the tree lighting and parade were a success, with the sound system this year provided by Mountain Lake Church, and the Rotary Thanksgiving meal was well received.

Motion to cancel the work session on Monday, December 19, 2016 due to no items on the agenda by: M. Sosebee/J. Power. Vote carried unanimously in favor.

ADJOURNMENT: With there being no further business to attend to the meeting closed and adjourned at 5:53 p.m. by: M. Sosebee/J. Power. Vote carried unanimously in favor.

By: CITY OF DAWSONVILLE

  
\_\_\_\_\_  
Mayor W. James Grogan

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

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

  
\_\_\_\_\_  
Councilmember Angie Smith

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

Attested:   
\_\_\_\_\_  
Bonnie Warne, City Clerk

City of Dawsonville, Georgia

**COMPREHENSIVE ANNUAL FINANCIAL REPORT**

For Fiscal Year Ended June 30, 2016

Submitted by:  
Bonnie Warne  
City Clerk



EXHIBIT "A"



## PUBLIC NOTICE

### 2017 Meetings of the City of Dawsonville

The City of Dawsonville City Council, DDA, Planning Commission and HPC shall conduct regular meetings on the dates and time below:

#### 2017 City Council Regular Meetings at 5:00 pm

JAN 9   FEB 6   MAR 6   APR 3   MAY 1   JUN 5  
JUL 3   AUG 7   SEP 11   OCT 2   NOV 6   DEC 4

#### 2017 City Council Work Session Meetings at 5:00 pm

JAN 23   FEB 20   MAR 20   APR 17   MAY 15   JUN 19  
JUL 17   AUG 21   SEP 18   OCT 16   NOV 20   DEC 18

#### 2017 Planning Commission Meetings at 5:00 pm

JAN 10   FEB 13   MAR 13   APR 10   MAY 8   JUN 12  
JUL 10   AUG 14   SEP 12   OCT 9   NOV 13   DEC 11

#### 2017 Historic Preservation Commission Meetings at 6:00 pm

FEB 20   APR 17   JUN 19   AUG 21   OCT 16   DEC 18

#### 2017 Downtown Development Authority Meetings at 5:30/\*6:00 pm

JAN 9\*   MAR 13   MAY 8   JUN 12   AUG 14   SEP 11\*   NOV 13

All meetings according to the dates set forth above will be upstairs in the G.L. "Pete" Gilleland Council Chambers at City Hall located at 415 HWY 53 E, Dawsonville, GA. The public is invited to attend all of these meetings.

**RESOLUTION**

WHEREAS bids were received by the City of Dawsonville November 10, 2016, Sidewalk Improvements, Perimeter Road – Phase I, and

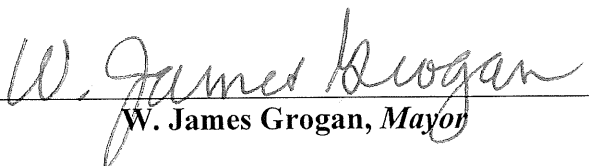
WHEREAS the low, responsible, responsive bidder is Jerry Townley Concrete, Inc. of Dawsonville, Georgia with a bid in the amount of \$72,395.00, and

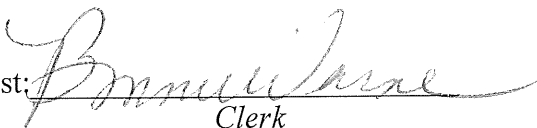
WHEREAS the low bidder, Jerry Townley Concrete, Inc. appears to have the necessary financial and technical ability to complete the project, and

BE IT THEREFORE resolved the City of Dawsonville hereby makes contract award of the construction contract to the low bidder, Jerry Townley Concrete, Inc. of Dawsonville, Georgia in the amount of \$72,395.00.

THIS RESOLUTION was passed by a vote of 4 to 0 at a regular meeting of the Mayor and Council on December 5, 2016.

**CITY OF DAWSONVILLE**

  
\_\_\_\_\_  
W. James Grogan, Mayor

Attest:   
Clerk

RESOLUTION

STATE OF GEORGIA  
COUNTY OF DAWSON

WHEREAS, at the regular meeting of the City of Dawsonville of Dawson County, Georgia held on the 5<sup>th</sup> day of December, 2016, a motion was made and duly seconded that the City of Dawsonville agrees to the terms of the contract for a state grant between the Georgia Department of Natural Resources and the City of Dawsonville for a grant of financial assistance to construct a 5000LF trail , authorize W. James Grogan, Mayor to execute said contract on behalf of the City of Dawsonville and accept the grant provided for in said contract in the amount of \$100,000.00.

NOW, THEREFORE BE IT RESOLVED by the City of Dawsonville of Dawson County, Georgia that the terms and conditions of the contract between the Georgia Department of Natural Resources and the City of Dawsonville are hereby agreed to, that W. James Grogan, Mayor, is authorized and empowered to execute said contract and any subsequent amendments thereto on behalf of the City of Dawsonville and the grant provided for in said contract in the amount of \$100,000.00 is hereby accepted to be used under the terms and conditions of said contract, and that sufficient funds have been designated to assure the acquisition and/or development, operation and maintenance of the facilities and/or delivery of services as identified in said contract.

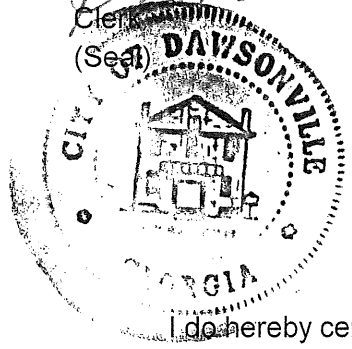
Read and unanimously adopted in the regular meeting of the Mayor and Council of the City of Dawsonville held on the 5<sup>th</sup> day of December, 2016.

City of Dawsonville, Dawson County, Georgia

ATTEST:

*Bonnie Anne*  
\_\_\_\_\_  
Clerk  
(Seal)

BY: *W. James Grogan*  
\_\_\_\_\_  
W. James Grogan, Mayor



CERTIFICATION

I do hereby certify that the above is a true and correct copy of the Resolution duly adopted by the Council on the date so stated in the Resolution.

I further certify that I am the Clerk of the Council and that said resolution has been entered in the official records of said Council and remains in full force and effect the 5<sup>th</sup> day of December, 2016.

*Bonnie Anne*  
\_\_\_\_\_  
Clerk signature

Federal Employer Identification Number: 58-1083885

**STATE OF GEORGIA  
DEPARTMENT OF NATURAL RESOURCES  
PROJECT AGREEMENT**

<b>Applicant: City of Dawsonville</b>	<b>Street: 320 West Cherokee Avenue</b>
<b>Project Title: Main Street Park Trail</b>	<b>City: Dawsonville</b>
<b>Project # NRT-15(9)</b>	<b>Zip: 30534</b>
<b>County: Dawson</b>	<b>Phone #: 706-265-3256</b>

**Project Period: This agreement is executed to December 31, 2018**

**Project Scope (description of project):**  
 Construction of a 5000LF trail linking the City of Dawsonville’s elementary, middle and high schools, technical college, senior living center, library and shopping area to Main Street Park. Parking constructed. Parking, picnic tables, kiosks, benches, braille signage and trash cans.

**Title of Grant-in-Aid: Georgia Recreational Trails Program**

<b>Project Cost:</b>		The following are hereby incorporated into this agreement:
<b>Total Cost</b>	<b>\$ 308,395</b>	1. Disadvantaged Business Enterprise Certification of Compliance
<b>Fund Support</b>	<b>80%</b>	2. General Provisions (attached hereto)
<b>Grant-in-Aid</b>	<b>\$ 100,000</b>	3. Project Proposal and Application (submitted by applicant and on file with DNR)
<b>Minimum Local Match</b>	<b>\$ 20,000</b>	4. Revised cost estimate

The State of Georgia, Department of Natural Resources (hereinafter referred to as DNR), and the City of Dawsonville, (hereinafter referred to as the Applicant) in consideration of the mutual promises and benefits flowing to each as hereinafter stated, do hereby agree to perform this agreement in accordance with the National Recreational Trails Act (NRTA), Title I, Part B, Section 1301 of the Intermodal Surface Transportation Efficiency Act of 1991 (P.L. 102-240, 105 Stat. 1914), later reauthorized as the Recreation Trails Program under the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (P.L. 109-59, 119 Stat. 1144), and the provisions and conditions of the Federal Highway Administration guidelines for the RTP grant program, and with the terms, promises, conditions, covenants, assurances, plans specifications, estimates, procedures, project proposals, and maps attached hereto or retained by the Applicant or DNR and made a part hereof.

The Applicant certifies that it possesses the legal authority to apply for the grant, enter into this Agreement, and to finance and construct the proposed facilities. A resolution, motion or similar action has been duly adopted or passed authorizing the filing of the project application, approving this agreement, including all understandings and assurances contained therein, and directing the persons whose names and signatures appear herein below to sign this agreement on behalf of the Applicant and to act in connection with the project and provide such additional information as may be required.



The Applicant further certifies and assures that it has the ability and intention to finance the non-State (local) share of the costs for the project, and that sufficient funds will be available to assure effective operation and maintenance of the facilities acquired or developed by the project.

DNR agrees to obligate to the Applicant the sum specified hereinabove as the Grant-in-Aid, and to tender to the Applicant that portion of said grant which is required to pay DNR's share of the costs of the project, based upon the percentage of assistance specified hereinabove as Fund Support.

The Applicant agrees to execute the project in accordance with the terms of the agreement.

The Applicant further agrees that, as the benefit to be derived by the State of Georgia and DNR from the full compliance by the Applicants with the terms of this agreement is the preservation, protection, and the net increase in the quality of public recreational trails which are available to the people of the State and the United States, and as such benefit exceeds to an immeasurable and unascertainable extent the amount of money furnished by DNR by way of assistance under the terms of the agreement, that payment by the Applicant to DNR of an amount equal to the amount of assistance extended under this agreement by DNR would be inadequate compensation to DNR for any breach by the Applicants of this agreement. The Applicant further agrees, therefore, that **THE APPROPRIATE REMEDY IN THE EVENT OF A BREACH BY THE APPLICANT OF THIS AGREEMENT SHALL BE THE SPECIFIC PERFORMANCE OF THIS AGREEMENT.**

The Applicant agrees to use its best efforts to ensure compliance with regulations pertaining to Disadvantaged Business Enterprises (DBE). The Applicant shall not discriminate on the grounds of race, color, religion, sex, national origin, age, or disability in the selection and retention of contractors, including procurement of materials and leases of equipment.

The following special project terms and conditions apply:

- a. In planning and executing the project, the Applicant agrees to consider the comments of agencies who responded to the environmental review requests for this project.
- b. The Applicant shall minimize the use of heavy equipment for clearing and grading, and is encouraged to use porous/pervious surfacing.
- c. As directed under Executive Order 13186, in furtherance of the Migratory Bird Treaty Act (16 U.S.C. sections 703-711), actions must be taken to avoid or minimize impacts to migratory bird resources, and to prevent or abate the detrimental alteration of the environment for the benefit of migratory birds, as practicable. An area of forested habitat of 100 acres or larger could be a significant or important site for migratory birds, as could existing bridges or culverts, where the birds may nest. DNR and the Applicant agree that the area of impact of this project is less than 100 acres, and therefore is not considered significant or important to the support of migratory bird populations. The parties also agree that no existing bridge or culvert on the project site will be reconstructed or removed as part of this project. The Applicant agrees to notify DNR if it seeks to modify the scope of the project or reconstruct or remove any existing bridge or culvert at the project site.

EXHIBIT "D"

In witness whereof, the parties hereto have executed this Agreement as of the most recent date entered below.

STATE OF GEORGIA, DEPARTMENT OF  
NATURAL RESOURCES

BY Terry West  
TERRY WEST, DIRECTOR  
ADMINISTRATIVE SERVICES

John R. Camp  
WITNESS

1-3-17  
DATE

APPLICANT, CITY OF DAWSONVILLE

BY W. James Grogan  
JAMES GROGAN, MAYOR

Bruno  
WITNESS

12-6-2016  
DATE

(Seal)

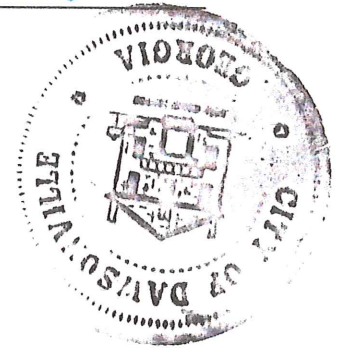


EXHIBIT "D"