

**MINUTES
CITY COUNCIL REGULAR MEETING
OCTOBER 3, 2016
5:00 P.M.**

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, Utilities Beverly Banister, Permits Nalita Copeland, Utilities Dept. Gary Barr, and Roads Dept. Trampas Hansard. (Absent: City Clerk Bonnie Warne)

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

AGENDA: Motion to amend to remove item #10 until work session 10/17 by J. Power/M. Sosebee. Motion to approve amended agenda by: M. Sosebee/C. Phillips. Vote carried unanimously in favor.

MINUTES: Motion to approve the minutes of the regular meeting September 12, 2016 and the work session September 19, 2016 by: C. Phillips/J. Power. Vote carried unanimously in favor.

NEW BUSINESS:

2017 Insurance Benefits: Mayor Grogan stated that the health/dental insurance costs have increased for 2017. Motion that the employee/official pays the increased cost of medical and dental for dependent coverage and the City to continue to pay 100% of employee/official coverage by: C. Phillips/A. Smith. Vote carried unanimously in favor.

Proclamation for October as Down Syndrome Awareness Month: Mayor Grogan asked for Ms. Shelp to bring her group to the front and read the proclamation into the minutes. The Mayor then presented the signed proclamation to Ms. Shelp.

Proclamation for Red Ribbon Week October 23-31, 2016: Mayor Grogan read the proclamation into the minutes. Nobody to present to.

Special Event Application with Alcohol: GRHOF Oct 21-23: Motion to approve the application for alcohol inside the GRHOF alleyway by: J. Power/M. Sosebee. Vote carried unanimously in favor.

Main Street Park Master Plan Refinement: Kimley-Horn presented the updated plan for the park. Discussion and feedback provided to tweak the master plan and also develop a rough opinion of probable construction costs, then set up the next steering committee work session meeting.

Awning of Checker Flag – Budget Amendment from Reserves: Motion to approve the budget amendment from General Fund reserve to Building \$5670 and have the GRHOF contribute \$2500 of the \$5670 cost by: A. Smith/M. Sosebee. Vote carried unanimously in favor.

PUBLIC HEARING:

An Ordinance To Amend The City Of Dawsonville Alcohol Ordinance; To Provide For Sale Of Alcohol For Consumption On The Premises Between The Hours Of 10:00 A.M. And 1:00 A.M. The Following Day, Monday Through Saturday (Sunday Morning); To Repeal Conflicting Ordinances; And For Other Purposes. (Second Reading)

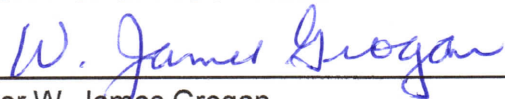
The public hearing was unanimously opened by: J. Power/A. Smith. Attorney Dana Miles presented the ordinance. Nobody spoke in favor or opposition. The public hearing was unanimously closed by: J. Power/A. Smith. Attorney Miles mentioned that this is the second

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Motion for a special called council meeting on October 7, 2016 at 4:00 PM with an executive session for personnel by: C. Phillips/A. Smith. Vote carried in favor 3-1 with J. Power absent.

ADJOURNMENT: With there being no further business to attend to the meeting closed and adjourned at 7:19 p.m. by: C. Phillips/M. Sosebee. Vote carried in favor 3-1 with J. Power absent.

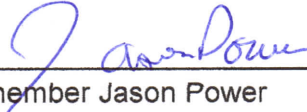
By: CITY OF DAWSONVILLE



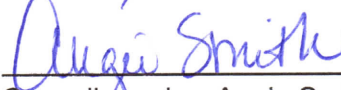
Mayor W. James Grogan



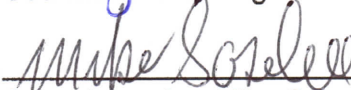
Councilmember Caleb Phillips



Councilmember Jason Power



Councilmember Angie Smith



Councilmember Mike Sosebee

Attested:



Bonnie Warne, City Clerk

FIRST READING	<u>9/12/2016</u>
SECOND READING	<u>10/3/2016</u>
PUBLISHED	<u>8/24&31, 9/14&21, 2016</u>
PASSED	<u>10/3/2016</u>

AN ORDINANCE TO AMEND THE CITY OF DAWSONVILLE ALCOHOL ORDINANCE; TO PROVIDE FOR SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES BETWEEN THE HOURS OF 10:00 A.M. AND 1:00 A.M. THE FOLLOWING DAY, MONDAY THROUGH SATURDAY (SUNDAY MORNING); TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Dawsonville, Georgia is authorized and empowered pursuant to O.C.G.A. § 3-3-2, et. seq., to regulate the sale of malt beverages, wine and distilled spirits within the geographical confines of said municipality; and,

WHEREAS, the Council previously enacted the City of Dawsonville Alcohol Ordinance, on April 2, 2007, the same being codified at Chapter 3, Article 1 of the Code of Dawsonville, Georgia, as amended from time to time; and

WHEREAS, Georgia law provides in O.C.G.A. § 3-3-7(m) that, as to weekend sales, municipalities may authorize the sale of alcoholic beverages for consumption on the premises at any time from 11:55 p.m. on Saturdays until 2:55 a.m. on Sundays by ordinance; and

WHEREAS, the City of Dawsonville has determined that it is in the best interests of the City of Dawsonville to amend its Alcohol code to provide for the sale for consumption of alcohol on the premises Monday through Saturday (Sunday morning) from 10:00 a.m. to 1:00 a.m. the following day and to not modify the existing hours for sale for the consumption of alcohol on the premises on Sunday.

NOW THEREFORE, pursuant to the authority granted to the City of Dawsonville by its Charter and the authority referenced above, the Council of the City of Dawsonville hereby ordains as follows:

SECTION 1. AMENDMENT OF HOURS OF SALE: CONSUMPTION ON THE PREMISES

Section 3-39 (a) of Chapter 3, Article 4 of the Code of Dawsonville Georgia, is repealed in its entirety and the new Section 3-39 (a) set forth below is inserted. All other remaining sub-sections of Section 3-39 and sections of the Alcohol Ordinance not specifically amended by this ordinance shall remain in full force and effect. Section 3-39 (a) shall now read as follows:

- (a) Alcoholic drinks shall not be sold or distributed for consumption on the premises except between the hours of 10:00 a.m. and 1:00 a.m. the following day Monday through Saturday (Sunday morning).

SECTION 2. INCORPORATION AND REPEALING CLAUSE.

All portions of Chapter 3 of the Code of Dawsonville Georgia not expressly repealed are reaffirmed and incorporated herein it being the intent of the City Council to reaffirm its Alcohol Ordinance as amended by this ordinance. Any other ordinances or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

SECTION 3. EFFECTIVE DATE.

This Ordinance shall become effective upon its approval by the City Council of the City of Dawsonville, Georgia.

APPROVED this 3rd day of October, 2016 by the Mayor and Council of the City of Dawsonville, Georgia.

DAWSONVILLE CITY COUNCIL

By: CITY OF DAWSONVILLE

W. James Grogan
Mayor W. James Grogan

Caleb Phillips
Councilmember Caleb Phillips

Jason Power
Councilmember Jason Power

Angie Smith
Councilmember Angie Smith

Mike Sosebee
Councilmember Mike Sosebee

Attested: Bonnie Warne
Bonnie Warne, City Clerk

STATE OF GEORGIA
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

Mayor W. James Grogan, Council Member Caleb Phillips, Council Member Angie Smith, Council Member ~~Jason Power~~ and Council Member Mike Sosebee; 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 October 3, 2016.

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

3.
The executive session was called to order at 6:49 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 3rd day of October, 2016; By the City of Dawsonville, Mayor and Council:

W. James Grogan
W. James Grogan, Mayor

Caleb Phillips
Caleb Phillips, Council Member

ABSENT
Jason Power, Council Member

Angie Smith
Angie Smith, Council Member

Mike Sosebee
Mike Sosebee, Council Member

Sworn to and subscribed before me this
3 day of October, 2016.

Bonnie Warne
Bonnie Warne, City Clerk
Notary Public
My Commission expires: July 24, 2017

