

**MINUTES
CITY COUNCIL REGULAR MEETING
JANUARY 5, 2015
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 Caleb Phillips, City Attorney Dana Miles and his assistant Molly Anderson, and City Clerk Bonnie Warne.

INVOCATION AND PLEDGE: Invocation and pledge was led by Jason Power.

AGENDA: Motion to amend the agenda to include 7A. Howser Mill road dedication by: J. Power/M. Sosebee. Vote unanimous in favor. Motion to approve the agenda as amended by: A. Smith/C. Phillips. Vote carried unanimously in favor.

MINUTES: Motion to approve the minutes of the regular meeting held December 1, 2014 and the called meeting work session held December 15, 2014 by: J. Power/C. Phillips. Vote carried unanimously.

UNFINISHED BUSINESS:

Appointment of Planning Commission Member to replace Caleb Phillips: Mayor Grogan stated that there is a vacancy on the Planning Commission and suggested Steve Sanvi from Gold Creek per the recommendation of Ken Breeden. Motion to approve by: A. Smith/M. Sosebee. Vote carried unanimously in favor.

Status Report on Annexations pending withdrawal of County objections:

ANX 14-001 Byron Hutson with subsequent Zoning Amendment: County objection NOT withdrawn. Jason Power recused himself. Motion to approved annexation 14-001 with zoning amendment and instruct city attorney to proceed with arbitration by: M. Sosebee/C. Phillips. Motion carried in favor 3-0-1 recused: J. Power.

ANX 2014-02 David and Beverly James with subsequent Zoning Amendment ZA 2014-339: County objection withdrawn.

ANX 2014-03 Barbara and Kenneth Vermillion with subsequent Zoning Amendment ZA 2014-340: County objection withdrawn.

ANX 2014-04 Jon and Sara Steiner with subsequent Zoning Amendment ZA 2014-341: County objection withdrawn.

Motion to approve ANX 2014-02, ANX 2014-03, and ANX 2014-04 with subsequent zoning amendments by: A. Smith/M. Sosebee. Motion carried unanimously in favor. Exhibit "A"

NEW BUSINESS:

2015 Training Classes for Elected Officials and Staff: Council requested removing the last three TBD and to approve Nalita to attend GACE. Motion to approve the amended 2015 training by: C. Phillips/A. Smith. Motion carried unanimously in favor. Exhibit "B"

Election Qualifying Fee: Motion to approve all 2015 elections qualifying fee as \$741 for Mayor and \$180 for Councilmember by: A. Smith/J. Power. Vote carried unanimously in favor.

Special Event with Alcohol: Dawson County Chamber of Commerce 2015 Gala: Motion to approve the application by: C. Phillips/J. Power. Vote carried unanimously in favor.

Howser Mill Road Dedication: Motion to approve the petition by: M. Sosebee/J. Power. Vote carried unanimously in favor. Letter is Exhibit "C"

PUBLIC HEARINGS:

**MINUTES
CITY COUNCIL REGULAR MEETING
JANUARY 5, 2015
5:00 P.M.**

ANX 14-008: George & Pam Power have petitioned for annexation into the City limits of Dawsonville for the 29.08 acres at TMP 091-010-001, located at 488 HWY 136 E and requests to rezone to AP (Annexed Property).

ZA-2014-1121: George & Pam Power have requested a zoning map amendment, upon annexation, for the 29.08 acres at TMP 091-010-001, located at 488 HWY 136 E. Current County zoning is RA (Residential Exurban/Agricultural). Applicant requests to rezone to AP (Annexed Property)

The annexation and rezoning application were heard together for same parcel. Motion to open the public hearing by: A. Smith/M. Sosebee with J. Power recused 3-0-1. Attorney Dana Miles presented the applications. Nobody spoke in favor or opposition. Motion to close the public hearing by: M. Sosebee/C. Phillips with J. Power recused 3-0-1. No vote since this is a first reading. An objection letter was received by the County.

Staff Reports: City Clerk Bonnie Warne informed Council that all the bank accounts are balanced through Nov 2014. The revenue and expenditures are in budget. L.O.S.T. revenue is down. Edmunds software update: the data conversion is proceeding well; we had 5 training days in Dec. with 5 more coming in Jan. and a Go Live date of Feb 1st.

Mayor's Report: Mayor Grogan reflected on the great Christmas season with the parade and tree lighting, and of the on-going downtown revitalization plan, the trail grant for Main St Park, and the drinking water loan for water improvements to be paid back by SPLOST.

Mayor Grogan requested to cancel the called meeting work session on January 26th since the next meeting is a week away. Motion to cancel by: M. Sosebee/A. Smith. Vote carried unanimously.

ADJOURNMENT: With there being no further business to attend to the regular meeting closed and adjourned at 5:41 p.m. The motion carried unanimously; M. Sosebee/A. Smith.



Mayor W. James Grogan



Councilmember Caleb Phillips




Councilmember Jason Power



Councilmember Angie Smith



Councilmember Mike Sosebee

Attested: 

Bonnie Warne, City Clerk

ANNEXATION ORDINANCE
ANX-14-001

STATE OF GEORGIA]
COUNTY OF DAWSON]

WHEREAS, the City of Dawsonville, a Georgia municipal corporation (“Dawsonville”) wishes to take action to annex certain land into the corporate limits of the City of Dawsonville, a Georgia municipal corporation; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-20, *et. seq.* , authority is granted to governing body of Dawsonville to annex into the existing corporate limits of Dawsonville unincorporated areas contiguous to the corporate limits of Dawsonville upon written and signed application of all of the owners of the land proposed to be annexed; and,

WHEREAS, on July 24, 2014, an application of real property was filed with the City of Dawsonville by Byron and Barbara Hutson, Owners, regarding certain property lying and being in Land Lot No. 289,290,323 and 324 of the 4th District, 1st Section of Dawson County, Georgia, being more particularly described as +/- 36.974 acres, as depicted on a survey recorded at Plat Book 62 page 027 and Deed Book 600 pages 51-54 and 61-64, Dawson County Records (the “Property”), said survey of the Property being attached hereto as Exhibit “A”; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-6, notice was provided to the governing authority of Dawson County, a political subdivision of the State of Georgia, of such proposed annexation, a copy of said notice being attached hereto as Exhibit “B”; and,

WHEREAS, the Mayor and Council of Dawsonville do desire to act on such application for annexation of real property by Byron and Barbara Hutson as set forth herein;

NOW THEREFORE, the City of Dawsonville, a Georgia municipal corporation, hereby enacts the following:

I.

The Ordinances of the City of Dawsonville, Georgia, are amended as follows:

CITY OF DAWSONVILLE, GEORGIA

**ORDINANCE REGARDING ANNEXATION OF LAND
PURSUANT TO O.C.G.A. § 36-36-20, *et. seq.***

1

EXHIBIT "A"

Application having been made by Byron and Barbara Hutson (the "Owners") to annex certain unincorporated real property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, said real property being more particularly described as lying and being in Land Lot No. 289,290,323 and 324 of the 4th District, 1st Section of Dawson County, Georgia, being more particularly described as +/- 36.974 acres, as depicted on a survey recorded at Plat Book 62 page 027 and Deed Book 600 pages 51-54 and 61-64, Dawson County Records (the "Property"), said Property being contiguous to the existing corporate limits of the City of Dawsonville, a Georgia municipal corporation, the Mayor and Council of the City of Dawsonville, a Georgia municipal corporation, under the authority and powers granted under O.C.G.A. § 36-36-20, *et. seq.*, do hereby annex the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, effective as of the date of this Ordinance and direct the City Clerk and City Attorney for the City of Dawsonville, a Georgia municipal corporation, to take such actions to make such reports and filings as are necessary to effectuate the annexation of the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation.

II.

All ordinances, parts of ordinances, amendments, or regulations in conflict herewith are repealed.

III.

Should any section or provision of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

IV.

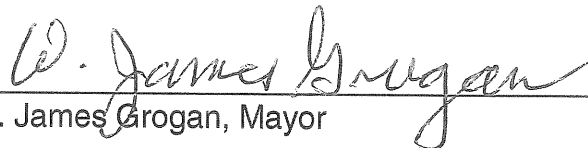
It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Dawsonville, Georgia.

V.

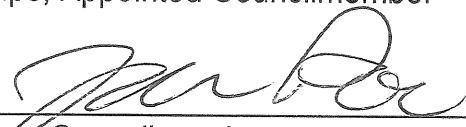
This Ordinance shall take effect the first day of the month following the adoption of this ordinance provided that all requirements of Article 2 of Chapter 36 of Title 36 of the Official Code of Georgia Annotated have been met; and shall become effective for purposes of ad valorem taxes on December 31st of the year in which this ordinance is adopted.

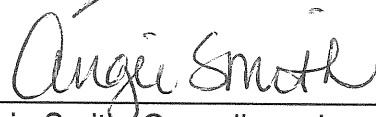
The above Ordinance was approved by the Mayor and Council of the City of Dawsonville, Georgia, on the 5th day of January, 2015.


(Signatures on next page)


W. James Grogan, Mayor

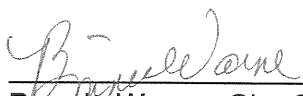

Caleb Phillips, Appointed Councilmember


Jason Power, Councilmember


Angie Smith, Councilmember


Mike Sosebee, Councilmember

Attest:


Bonnie Warne, City Clerk

ANNEXATION ORDINANCE
ANX-2014-02

STATE OF GEORGIA]
COUNTY OF DAWSON]

WHEREAS, the City of Dawsonville, a Georgia municipal corporation ("Dawsonville") wishes to take action to annex certain land into the corporate limits of the City of Dawsonville, a Georgia municipal corporation; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-20, *et. seq.*, authority is granted to governing body of Dawsonville to annex into the existing corporate limits of Dawsonville unincorporated areas contiguous to the corporate limits of Dawsonville upon written and signed application of all of the owners of the land proposed to be annexed; and,

WHEREAS, on August 22, 2014, an application of real property was filed with the City of Dawsonville by David L. and Beverly M. James, Owners, regarding certain property lying and being in Land Lot No. 69 of the 4th District, 1st Section of Dawson County, Georgia, and being Lot 25, Block E, Unit 2 of Gold Creek Golf Club, being more particularly described as +/- 1 acre, as depicted on a survey recorded at Deed Book 725 page 216-217 and Plat Book 37 page 171, Dawson County Records (the "Property"), said survey of the Property being attached hereto as Exhibit "A"; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-6, notice was provided to the governing authority of Dawson County, a political subdivision of the State of Georgia, of such proposed annexation, a copy of said notice being attached hereto as Exhibit "B"; and,

WHEREAS, the Mayor and Council of Dawsonville do desire to act on such application for annexation of real property by David L. and Beverly M. James as set forth herein;

NOW THEREFORE, the City of Dawsonville, a Georgia municipal corporation, hereby enacts the following:

I.

The Ordinances of the City of Dawsonville, Georgia, are amended as follows:

CITY OF DAWSONVILLE, GEORGIA

**ORDINANCE REGARDING ANNEXATION OF LAND
PURSUANT TO O.C.G.A. § 36-36-20, *et. seq.***

1

EXHIBIT "A"

Application having been made by David L. and Beverly M. James (the "Owners") to annex certain unincorporated real property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, said real property being more particularly described as lying and being in Land Lot No. 69 of the 4th District, 1st Section of Dawson County, Georgia, and being Lot 25, Block E, Unit 2 of Gold Creek Golf Club, being more particularly described as +/- 1 acre, as depicted on a survey recorded at Deed Book 725 page 216-217 and Plat Book 37 page 171, Dawson County Records (the "Property"), said Property being contiguous to the existing corporate limits of the City of Dawsonville, a Georgia municipal corporation, the Mayor and Council of the City of Dawsonville, a Georgia municipal corporation, under the authority and powers granted under O.C.G.A. § 36-36-20, *et. seq.*, do hereby annex the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, effective as of the date of this Ordinance and direct the City Clerk and City Attorney for the City of Dawsonville, a Georgia municipal corporation, to take such actions to make such reports and filings as are necessary to effectuate the annexation of the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation.

II.

All ordinances, parts of ordinances, amendments, or regulations in conflict herewith are repealed.

III.

Should any section or provision of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

IV.

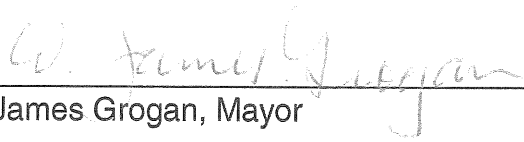
It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Dawsonville, Georgia.

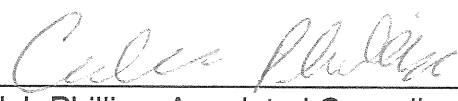
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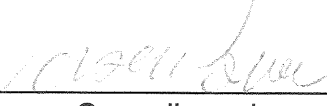
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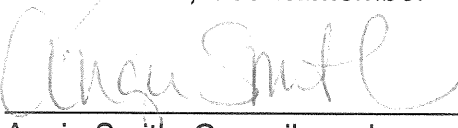
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(Signatures on next page)


W. James Grogan, Mayor

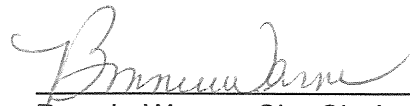

Caleb Phillips, Appointed Councilmember


Jason Power, Councilmember


Angie Smith, Councilmember


Mike Sosebee, Councilmember

Attest:


Bonnie Warne, City Clerk

ANNEXATION ORDINANCE
ANX-2014-03

STATE OF GEORGIA]
COUNTY OF DAWSON]

WHEREAS, the City of Dawsonville, a Georgia municipal corporation (“Dawsonville”) wishes to take action to annex certain land into the corporate limits of the City of Dawsonville, a Georgia municipal corporation; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-20, *et. seq.*, authority is granted to governing body of Dawsonville to annex into the existing corporate limits of Dawsonville unincorporated areas contiguous to the corporate limits of Dawsonville upon written and signed application of all of the owners of the land proposed to be annexed; and,

WHEREAS, on August 22, 2014, an application of real property was filed with the City of Dawsonville by Barbara E. and Kenneth D. Vermillion, Owners, regarding certain property lying and being in Land Lot No. 66 of the 4th District, 1st Section of Dawson County, Georgia, being Lot 23, Block E, Unit 2 of Gold Creek Golf Club, being more particularly described as +/- .688 acres, as depicted on a survey recorded at Plat Book 31 page 247 and Deed Book 814 page 644, Dawson County Records (the “Property”), said survey of the Property being attached hereto as Exhibit “A”; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-6, notice was provided to the governing authority of Dawson County, a political subdivision of the State of Georgia, of such proposed annexation, a copy of said notice being attached hereto as Exhibit “B”; and,

WHEREAS, the Mayor and Council of Dawsonville do desire to act on such application for annexation of real property by Barbara E. and Kenneth D. Vermillion as set forth herein;

NOW THEREFORE, the City of Dawsonville, a Georgia municipal corporation, hereby enacts the following:

I.

The Ordinances of the City of Dawsonville, Georgia, are amended as follows:

CITY OF DAWSONVILLE, GEORGIA

**ORDINANCE REGARDING ANNEXATION OF LAND
PURSUANT TO O.C.G.A. § 36-36-20, *et. seq.***

1

EXHIBIT "A"

Application having been made by Barbara E. and Kenneth D. Vermillion (the "Owners") to annex certain unincorporated real property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, said real property being more particularly described as lying and being in Land Lot No. 66 of the 4th District, 1st Section of Dawson County, Georgia, being Lot 23, Block E, Unit 2 of Gold Creek Golf Club, being more particularly described as +/- .688 acres, as depicted on a survey recorded at Plat Book 31 page 247 and Deed Book 814 page 644, Dawson County Records (the "Property"), said Property being contiguous to the existing corporate limits of the City of Dawsonville, a Georgia municipal corporation, the Mayor and Council of the City of Dawsonville, a Georgia municipal corporation, under the authority and powers granted under O.C.G.A. § 36-36-20, *et. seq.*, do hereby annex the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, effective as of the date of this Ordinance and direct the City Clerk and City Attorney for the City of Dawsonville, a Georgia municipal corporation, to take such actions to make such reports and filings as are necessary to effectuate the annexation of the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation.

II.

All ordinances, parts of ordinances, amendments, or regulations in conflict herewith are repealed.

III.

Should any section or provision of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

IV.


It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Dawsonville, Georgia.

V.

This Ordinance shall take effect the first day of the month following the adoption of this ordinance provided that all requirements of Article 2 of Chapter 36 of Title 36 of the Official Code of Georgia Annotated have been met; and shall become effective for purposes of ad valorem taxes on December 31st of the year in which this ordinance is adopted.

The above Ordinance was approved by the Mayor and Council of the City of Dawsonville, Georgia, on the 5th day of January, 2015.


(Signatures on next page)



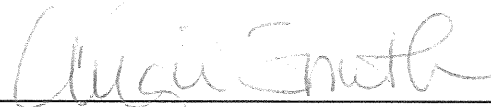
W. James Grogan, Mayor




Caleb Phillips, Appointed Councilmember



Jason Power, Councilmember




Angie Smith, Councilmember



Mike Sosebee, Councilmember

Attest:



Bonnie Warne, City Clerk

ANNEXATION ORDINANCE
ANX-2014-04

STATE OF GEORGIA]
COUNTY OF DAWSON]

WHEREAS, the City of Dawsonville, a Georgia municipal corporation (“Dawsonville”) wishes to take action to annex certain land into the corporate limits of the City of Dawsonville, a Georgia municipal corporation; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-20, *et. seq.*, authority is granted to governing body of Dawsonville to annex into the existing corporate limits of Dawsonville unincorporated areas contiguous to the corporate limits of Dawsonville upon written and signed application of all of the owners of the land proposed to be annexed; and,

WHEREAS, on August 22, 2014, an application of real property was filed with the City of Dawsonville by Jon O. and Sarah S. Steiner, Owners, regarding certain property lying and being in Land Lot No. 35 and 102 of the 4th District, 1st Section of Dawson County, Georgia, designated as Lot 7, Block E of Gold Creek Golf Club, Unit 2, being more particularly described as +/- 1.05 acres, as depicted on a survey recorded at Plat Book 49 page 97 and Deed Book 772 page 32, Dawson County Records (the “Property”), said survey of the Property being attached hereto as Exhibit “A”; and,

WHEREAS, pursuant to O.C.G.A. § 36-36-6, notice was provided to the governing authority of Dawson County, a political subdivision of the State of Georgia, of such proposed annexation, a copy of said notice being attached hereto as Exhibit “B”; and,

WHEREAS, the Mayor and Council of Dawsonville do desire to act on such application for annexation of real property by Jon O. and Sarah S. Steiner as set forth herein;

NOW THEREFORE, the City of Dawsonville, a Georgia municipal corporation, hereby enacts the following:

I.

The Ordinances of the City of Dawsonville, Georgia, are amended as follows:

CITY OF DAWSONVILLE, GEORGIA

**ORDINANCE REGARDING ANNEXATION OF LAND
PURSUANT TO O.C.G.A. § 36-36-20, *et. seq.***

1

EXHIBIT "A"

Application having been made by Jon O. and Sarah S. Steiner (the "Owners") to annex certain unincorporated real property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, said real property being more particularly described as lying and being in Land Lot No. 35 and 102 of the 4th District, 1st Section of Dawson County, Georgia, designated as Lot 7, Block E of Gold Creek Golf Club, Unit 2, being more particularly described as +/- 1.05 acres, as depicted on a survey recorded at Plat Book 49 page 97 and Deed Book 772 page 32, Dawson County Records (the "Property"), said Property being contiguous to the existing corporate limits of the City of Dawsonville, a Georgia municipal corporation, the Mayor and Council of the City of Dawsonville, a Georgia municipal corporation, under the authority and powers granted under O.C.G.A. § 36-36-20, *et. seq.*, do hereby annex the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation, effective as of the date of this Ordinance and direct the City Clerk and City Attorney for the City of Dawsonville, a Georgia municipal corporation, to take such actions to make such reports and filings as are necessary to effectuate the annexation of the Property into the corporate limits of the City of Dawsonville, a Georgia municipal corporation.

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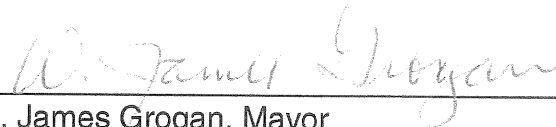
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The above Ordinance was approved by the Mayor and Council of the City of Dawsonville, Georgia, on the 5th day of January, 2015.


(Signatures on next page)



W. James Grogan, Mayor



Caleb Phillips, Appointed Councilmember



Jason Power, Councilmember

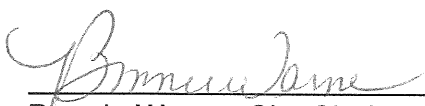


Angie Smith, Councilmember



Mike Sosebee, Councilmember

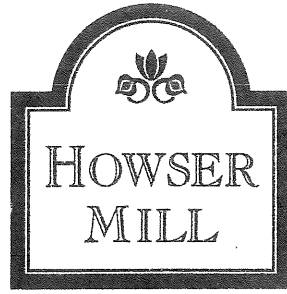
Attest:



Bonnie Warne, City Clerk

2015 Training Conferences Schedule for Elected Officials and Staff

GMA Mayor's Day Jan 23-26 in Atlanta	Mayor/Council
GAZA Zoning Winter Conference Training Feb 4-6	Nalita-P&Z
GMA Clerk Conference Training in Feb 16-17 in Athens	Clerk/Nalita
GACE Code Enforcement II Training Feb 17-20 in Savannah	Trampas/Nalita
GMA Spring Training Apr 9-10 at Lake Lanier	Mayor/Council/Clerk
GMA Annual Convention & Training Jun 26-30 in Savannah	Mayor/Council/Clerk
GAZA Zoning Summer Conference Training TBD	Nalita-P&Z
Robert E. Knox Jr. Municipal Leadership Inst. Aug 11-14 Jekyll Island	Council
GMA Summer Training Aug 13-14 at Jekyll Island	Mayor/Council/Clerk
GMA Clerk Conference Training Sep 14-15 in Athens	Clerk
GA Rural Water Annual Conference and Trainings	Gary/Russ/Mayor
GMA Fall Training Sep 29 in Athens	Mayor/Council/Clerk
GARC Regional Commission Training Conf. Nov 4-6 St. Simon Island	Mayor
Carl Vinson Institute Financial Officer Certification Training	Clerk/Sara
GA Academy for Economic Development	Council
GABTO Business License Training TBD	Clerk/Nalita
LRGMS Health, Safety and Liability Training TBD	Russ/Sara
GMA Regional Workshops/Training Series TBD	Mayor/Council



HOWSER MILL HOMEOWNER'S ASSOCIATION
P. O. BOX 481, DAWSONVILLE, GA 30534

December 19, 2014

City of Dawsonville
415 Hwy 53 E. Suite 100
Dawsonville, Ga. 30534

Attn: Honorable Mayor James Grogan

Dear Mayor Grogan,

The Howser Mill Homeowners Association wishes to petition the City of Dawsonville to take over ownership of our roads. As you are aware, in partnership with the City of Dawsonville, our subdivision roads were recently paved at the end of October 2014 and are wonderful shape. The HOA recently also assumed ownership of the retention pond via quitclaim deed from the city to the HOA on November 19, 2014.

At the next city council meeting which is scheduled for January 5, 2015, please add this petition request to the agenda. Thank you.

Best Regards,

Randy A. Davis President
Howser Mill Homeowners Association