

**MINUTES  
CITY COUNCIL REGULAR MEETING  
APRIL 7, 2014  
5:00 P.M.**

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CALL TO ORDER: Mayor W. James Grogan called the meeting to order at 5:01 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, and Nalita Copeland, Permits Clerk. Absent: City Clerk Bonnie Warne

INVOCATION AND PLEDGE: Invocation and pledge was led by Dana Miles.

AGENDA: Motion to approve the agenda by: J. Power/A. Smith. Vote unanimous in favor.

MINUTES: Motion to approve the minutes as submitted for: 2/28/2014, 3/3/2014, 3/17/2014, 3/26/2014, 4/2/2014 by M. Sosebee/C. Gaines. Motion carried unanimously.

UNFINISHED BUSINESS:

ZA-12-13-272 and ANX 13-007: Michael and Nancy Eason have requested a zoning map amendment, upon annexation, for the +1 acre at TMP 090 098, located at 598 Gold Bullion Drive West. Current County zoning is RPC (Residential Planned Community). Applicant requests to rezone to PUD (Planned Unit Development).

Attorney Miles informed the Council that they have already approved the annexation with rezone pending the County's objection. Dawson County Commission has withdrawn their objection per a letter from Attorney Joey Homans, so the applications are complete. Exhibit "A"

NEW BUSINESS:

Resolution – Georgia Cities Week April 13-19, 2014: Mayor Grogan read the resolution into record. Motion by: A. Smith/ M. Sosebee to approve. Motion carried unanimously in favor. Exhibit "B"

Music Fest with Alcohol Special Event Application: After discussion on the event taking place May 9-10, motion to approve contingent upon the Sheriff Approval and the State Alcohol Permit by: C. Gaines/J. Power. Motion passed unanimously.

Financial Policy: Mayor Grogan informed Council that this is the draft of a new financial policy for the City that the Clerk, Attorney and Auditor have been working on to review with further input on it at the work session.

PUBLIC HEARINGS:

CU-022014: Mike Ford with North Georgia Assisted Living has applied for a Conditional Use Permit for TMP D04 020.006 on Memory Lane, for an assisted living facility serving more than 10 residents. Property is zoned PUD/R-3.

Motion to open the public hearing was unanimous in favor: J. Power/C. Gaines. Attorney Dana Miles presented the application. Nobody spoke in favor or opposition. C. Gaines/J. Power motioned to close the public hearing and the meeting was turned over to the Mayor. Motion made to approve the application by M. Sosebee/J. Power. Vote was unanimous in favor.

Reports: City Clerk Warne was absent but provided the financial reports for February 2014.

Jason Power stated that the Board of Health has a new board member: Jack Connor. Angie Smith stated that the Family Connection fund raiser: Celebrity Waiter breakfast at Longhorns is coming up June 6<sup>th</sup>. Chris Gaines stated that the DDA Board has met and chosen Collen Simrell as Chair and Seanie Zappendorf as secretary and plan to keep moving forward.

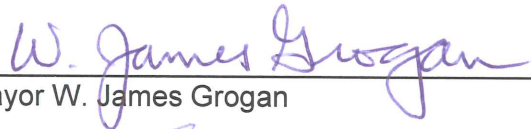
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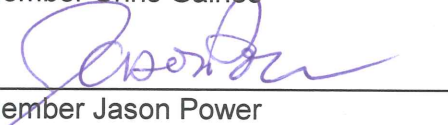
Mayor Grogan mentioned that the GA Cities Week schedule is set for April 14-17<sup>th</sup> and will be in the newspaper. The Bonds are scheduled to close with an S&P "AA" rating.

EXECUTIVE SESSION: At 5:35 p.m. the Council motioned to go close regular session and go into executive session for the purpose of land acquisition; the motion carried unanimously; A. Smith/J. Power. At 5:55 p.m. the Council motioned to close executive session; the motion carried unanimously; M. Sosebee/J. Power. At 5:55 p.m. the Council motioned to reconvene the regular meeting; the motion carried unanimously; J. Power/ M. Sosebee.

ADJOURNMENT: With there being no further business to attend to the regular meeting adjourned at 5:56 p.m. The motion carried unanimously; J. Power/A. Smith.

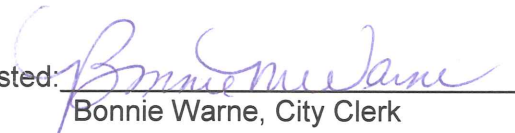
  
\_\_\_\_\_  
Mayor W. James Grogan

  
\_\_\_\_\_  
Councilmember Chris Gaines

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

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

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

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

STATE OF GEORGIA  
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

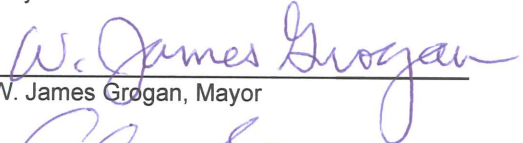
Mayor W. James Grogan, Councilmember Chris Gaines, Council Member Angie Smith, Councilmember Jason Power and Council Member Mike Sosebee; being duly sworn, state under oath that the following is true and accurate to the best of their knowledge and belief:

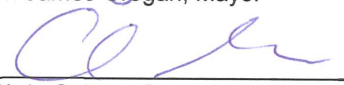
1. The City of Dawsonville Council met in a duly advertised called meeting on the April 7, 2014.
2. During such meeting, the Board voted to go into closed session.
3. The executive session was called to order at 5:35 p.m.
- 4.


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:

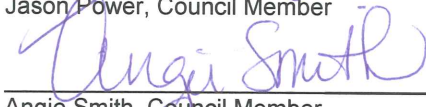
- \_\_\_\_\_ Consultation with the City Attorney or other legal counsel to discuss pending or potential litigation, settlement, claims, administrative proceedings, or other judicial actions brought or to be brought by or against the City or any officer or employee or in which the City or any officer 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 7<sup>th</sup> day of April, 2014; By the City of Dawsonville, Mayor and Council:

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

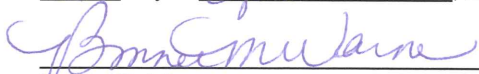
  
 \_\_\_\_\_  
 Chris Gaines, Council Member

  
 \_\_\_\_\_  
 Jason Power, Council Member

  
 \_\_\_\_\_  
 Angie Smith, Council Member

  
 \_\_\_\_\_  
 Mike Sosebee, Council Member

Sworn to and subscribed before me this  
21 day of April, 2014.



Notary Public  
My Commission expires:

**BONNIE M WARNE**  
**NOTARY PUBLIC**  
**DAWSON COUNTY, GEORGIA**

**MY COMMISSION EXPIRES**  
**JULY 24, 2017**

**ANNEXATION ORDINANCE**  
**ANX-13-007**

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 December 16, 2013, an application of real property was filed with the City of Dawsonville by Michael M. and Nancy M. Eason, Owners, regarding certain property lying and being in Land Lot No. 35 and 36 of the 4<sup>th</sup> District, 1<sup>st</sup> Section of Dawson County, Georgia, being more particularly described as +/- 1 acre, as depicted on a survey recorded at Plat Book 37 page 173 and legal recorded at Deed Book 1025 page 493-494, Dawson County Records (the “Property”), said surveys 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 Michael M. and Nancy M. Eason 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:

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**CITY OF DAWSONVILLE, GEORGIA**

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

1

EXHIBIT "A"

Application having been made by Michael M. and Nancy M. Eason (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 36 of the 4<sup>th</sup> District, 1<sup>st</sup> Section of Dawson County, Georgia, being more particularly described as +/- 1 acre, as depicted on a survey recorded at Plat Book 37 page 173 and legal recorded at Deed Book 1025 page 493-494, 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 31<sup>st</sup> 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 3<sup>rd</sup> day of March, 2014.

W. James Grogan  
W. James Grogan, Mayor

[Signature]  
Chris Gaines, Councilmember

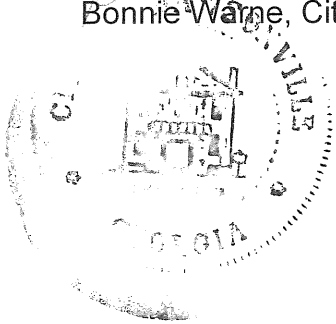
Jason Power  
Jason Power, Councilmember

Angie Smith  
Angie Smith, Councilmember

Mike Sosebee  
Mike Sosebee, Councilmember

Attest:

Bonnie Wane  
Bonnie Wane, City Clerk



**A RESOLUTION OF THE CITY OF DAWSONVILLE  
RECOGNIZING GEORGIA CITIES WEEK, APRIL 13-19, 2014,  
AND ENCOURAGING ALL CITIZENS TO SUPPORT THE  
CELEBRATION AND CORRESPONDING ACTIVITIES.**

**WHEREAS**, city government is the closest to most citizens, and the one with the most direct daily impact upon its residents; and

**WHEREAS**, city government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and

**WHEREAS**, city government officials and employees share the responsibility to pass along their understanding of public services and their benefits; and

**WHEREAS**, Georgia Cities Week is a very important time to recognize the important role played by city government in our lives; and

**WHEREAS**, this week offers an important opportunity to spread the word to all the citizens of Georgia that they can shape and influence this branch of government which is closest to the people; and

**WHEREAS**, the Georgia Municipal Association and its member cities have joined together to teach students and other citizens about municipal government through a variety of different projects and information; and

**WHEREAS**, Georgia Cities Week offers an important opportunity to convey to all the citizens of Georgia that they can shape and influence government through their civic involvement.

**NOW, THEREFORE**, be it resolved that the City of Dawsonville declares April 13-19, 2014 as **GEORGIA CITIES WEEK**. Be it further resolved that the City of Dawsonville encourages all citizens, city government officials, and employees to do everything possible to ensure that this week is recognized and celebrated accordingly.

**SO RESOLVED, ADOPTED AND APPROVED, this 7th day of April, 2014.**

**CITY OF DAWSONVILLE**

By: W. James Grogan  
W. James Grogan  
Mayor, City of Dawsonville

Attested to:

Bonnie Warne  
Bonnie Warne  
City Clerk, City of Dawsonville

