

MINUTES
CITY COUNCIL REGULAR MEETING AND WORK SESSION
G.L. Gilleland Council Chambers on 2nd Floor
Monday, March 16, 2020
5:00 P.M.

1. **CALL TO ORDER:** Mayor Mike Eason called the meeting to order at 5:00 pm.
2. **ROLL CALL:** Present were Councilmember John Walden, Councilmember Mark French, Councilmember Stephen Tolson, Councilmember Caleb Phillips, City Attorney Kevin Tallant, City Manager Bob Bolz, City Clerk Beverly Banister, Utilities Director Gary Barr, Public Works Operations Manager Trampas Hansard, Planning Director Robbie Irvin, Finance Administrator Hayden Wiggins and Human Resource Manager Donna Blanton.
3. **INVOCATION AND PLEDGE:** Invocation and Pledge were led by Councilmember Tolson.
4. **ANNOUNCEMENTS:** Mayor Eason reported the opening day of the Farmer's Market is on April 18th, Relay for Life is scheduled for April 17th and an Easter Egg Hunt is planned for April 11th at Main Street Park. The Bowen Arts Center will have an Earth Day celebration on April 25th. He also stated he is hopeful these events will take place depending on the status of the coronavirus. Councilmember Tolson reported the City is encouraging citizens to utilize the online services for utilities and the permitting office has temporarily moved downstairs to alleviate traffic into City Hall. He also encouraged the public to watch the City Council meetings via Facebook Live.
5. **APPROVAL OF THE AGENDA:** Motion to amend the agenda to add an Emergency Teleconferencing Resolution as item number 15a. made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor.

Motion to amend the agenda to remove item number 14. Appointment(s) made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor.

Motion to approve the agenda as amended made by S. Tolson; second by J. Walden. Vote carried unanimously in favor.
6. **PUBLIC INPUT:** No comments from the public.
7. **CONSENT AGENDA:** Motion to approve the consent agenda for the following items (a, b,) made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor.
 - a. Approve Minutes
 - Regular Meeting held March 2, 2020
 - Executive Session held March 2, 2020
 - b. Approve Planning Commission Training for Susan Theisen
8. **GEORGIA STATE PATROL POST #37 DONATION PRESENTATION:** Mayor and Council presented the items purchased to donate to the Georgia State Patrol Post #37 as outlined in the resolution passed on March 2, 2020.
9. **EMPLOYEE RECOGNITION:** Mayor and Council presented David Picklesimer with the February Employee of the Month Award and a two-year service award to Cody Mason.
10. An Ordinance To Eliminate Any Term Limits For Service By Members Of The City Of Dawsonville Historic Preservation Commission, To Clarify The Certificate Of Appropriateness Procedure And Appeal Process, And For Other Purposes. (First Reading: March 2, 2020; Second Reading and Adoption: March 16, 2020)

Attorney Tallant read the second reading of the ordinance. Motion to approve as presented made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (Exhibit "A")
11. An Ordinance To Define The Composition Of The Animal Control Board, To Provide A Method Of Appointment To The Same, To Provide For Staggered Terms Of Board Members; And For Other Purposes. (First Reading: March 2, 2020; Second Reading and Adoption: March 16, 2020)

Attorney Tallant read the second reading of the ordinance. Motion to approve as presented made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor. (Exhibit "B")

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12. An Ordinance To Amend Subpart B, Chapter 109 Of The Code Of The City Of Dawsonville, Georgia, Related To Zoning Districts For Unpaved And/Or Gravel Roadways Within The City Limits; To Amend The Gravel Road Specifications Related To Paving, Stormwater And Related Matters; And For Other Purposes. (First Reading: March 16, 2020; Second Reading and Adoption: April 20, 2020)

Attorney Tallant read the first reading of the ordinance.

13. An Ordinance To Amend Section 2-110 To Provide For Revised Utilities Fees For Water And Sewer Rates; And For Other Purposes. (First Reading: 03/16/2020; Public Hearing, Second Reading and Adoption: April 20,2020)

Mayor Eason read the first reading of the ordinance.

14. Removed.

15. **PERSONNEL POLICY UPDATES:** Motion to approve personnel policy updates as presented made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (Exhibit "C")

- 15a. **EMERGENCY TELECONFERENCING RESOLUTION:** Motion to approve resolution as presented made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (Exhibit "D")

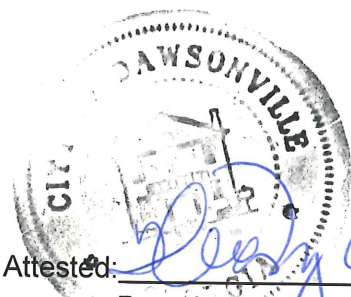
16. **BOB BOLZ, CITY MANAGER:**

- Main Street Park Restroom – Slab has been poured and the concrete block will be laid soon. Sidewalk will be removed and replaced. Area will be fenced off to the public during construction so the park can be open.
- Farmer's Market – Paving equipment has arrived to complete the topcoat and striping. The Wi-Fi has been installed and security cameras will be purchased.
- Modifications to Water Pollution Control Plant – Contract is signed; work should begin on May 4th.
- Modifications to Well #110 – Contract is signed; work should begin on April 1st.
- Angela Lane Paving Project – Paving will begin as soon as the weather improves.
- Perimeter Road Paving Project – Paving will begin on or around June 1st after the school year ends.
- City Fair – Meetings held to determine the possibility of a holding a fair; infrastructure issues must be worked out. A recommendation will be forthcoming.
- FY 2021 Budget process has been started.
- A total of \$713.25 for two leak adjustments have been credited.

17. **HAYDEN WIGGINS, FINANCE ADMINISTRATOR:** Financial reports representing fund balances and activity provided through February 29, 2020. No questions or comments from Council.

ADJOURNMENT:

At 6:23 p.m. a motion to adjourn the meeting was made by M. French; second by S. Tolson. Vote carried unanimously in favor.



Attested:

Beverly A. Banister
Beverly A. Banister, City Clerk

By: CITY OF DAWSONVILLE

Mike Eason
Mike Eason, Mayor

**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF
DAWSONVILLE, GEORGIA**

ORDINANCE NUMBER 04-2020

AN ORDINANCE TO ELIMINATE ANY TERM LIMITS FOR SERVICE BY MEMBERS OF THE CITY OF DAWSONVILLE HISTORIC PRESERVATION COMMISSION, TO CLARIFY THE CERTIFICATE OF APPROPRIATENESS PROCEDURE AND APPEAL PROCESS, AND FOR OTHER PURPOSES.

WHEREAS, members of the City of Dawsonville Historic Preservation Commission currently have a two consecutive term limit under the existing ordinance;

WHEREAS, members of the Historic Preservation Commission have significant background in the history, architecture, building, preservation, planning or related fields and receive at City expense additional training in the field of Historic Preservation in order to enable them to better achieve the goals of Historic Preservation in the City;

WHEREAS, the Mayor and Council desire to amend the existing ordinance to allow the continued service of these highly qualified and trained individuals beyond a two consecutive term limit and to eliminate any term limits for service by the members of the Historic Preservation Commission; and

WHEREAS, the Mayor and Council desire to clarify the existing provisions and timeframes related to the procedures for obtaining a Certificate of Appropriateness in the Historic District of Dawsonville and the appeal procedure related to the same.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF DAWSONVILLE HEREBY ORDAINS AS FOLLOWS:

SECTION 1.

Subpart B, Chapter 104, Subsection 104-21 (c) of the Code of Ordinances for the City of Dawsonville is hereby amended by repealing existing Subsection 104-21(c) in its entirety and replacing it with a new Subsection 104-21(c) to read as follows:

Sec. 104-21. - Creation of historic preservation commission.

(c) Commission members: Number, appointment, terms and compensation: The commission shall consist of five members appointed by the mayor and ratified by the city council. All members shall be residents of City of Dawsonville and shall be persons who have demonstrated special interest, experience or education in history, architecture or the preservation of historic resources.

To the extent available in the city, at least three members shall be appointed from among professionals in the disciplines of architecture, history, architectural history, planning, archaeology or related professions.

Members shall serve three-year terms. In order to achieve staggered terms, initial appointments shall be: one member for one year; two members for two years; and two members for three years. Members shall not receive a salary, although they may be reimbursed for expenses.

SECTION 2.

Subpart B, Chapter 104, Subsection 104-23 (h), Subsection 104-23 (k) and Subsection 104-23 (n) of the Code of Ordinances for the City of Dawsonville is hereby amended by repealing existing Subsection 104-21(h), Subsection 104-23 (k) and Subsection 104-23 (n) in their entirety and replacing them with a new Subsection 104-23 (h), Subsection 104-23 (k) and Subsection 104-23 (n) to read as follows:

Sec. 104-23. - Application to preservation commission for certificates of appropriateness.

(h) Deadline for approval or rejection of application for certificate of appropriateness:

(1) Absent emergent circumstances or a continuance to the next meeting for more information with the consent of the applicant, the commission shall approve or reject an application for a certificate of appropriateness within 60 days after the publication date of notice required by Subsection 104-23 (e). Evidence of approval shall be by a certificate of appropriateness issued by the commission. Notice of the issuance or denial of a certificate of appropriateness shall be sent to the applicant and all other persons who have requested such notice in writing filed with the commission.

(2) Absent emergent circumstances or a continuance to the next meeting for more information with the consent of the applicant, failure of the commission to act within said 60 days shall constitute approval, and no other evidence of approval shall be needed.

(k) Certificate of appropriateness void if construction not commenced and timely completed: A certificate of appropriateness shall become void unless construction is commenced within 6 months of date of issuance and completed within 18 months of date of issuance. A certificate of appropriateness is renewable in the discretion of the Planning Director for a period of an additional 6 months upon application for renewal being timely filed before the expiration of the initial 18-month period.

(n) Appeals: Any person adversely affected by any determination made by the commission relative to the issuance or denial of a certificate of appropriateness may appeal such determination to the City of Dawsonville City Council. Any such appeal must be filed with the City Council within 15 days after the issuance of the determination pursuant to subsection 104-23(h)(1) of this article or, in the case of a failure of the commission to act, within 15 days of the expiration of the 60-day period allowed for the commission action pursuant to subsection 104-23(h)(2) of this article. The City Council will set an appeal hearing date and provide notice of the same to the appellant and the public. Absent exigent circumstances or a continuance agreed to by the appellant, the appeal hearing will be held within 30 days of the filing of the appeal. The hearing will comply with due process and such rules of procedure that may be adopted by the City Council. The City Council may approve, modify, or reject the determination made by the commission. Appeals from the decision of the City Council may be taken to the Superior Court of Dawson County by petition for writ of certiorari.

SECTION 3.

All other Subsections of Section 104-21 and Section 104-23 not expressly modified hereinabove are reaffirmed and validated as they currently exist. If any section, provision or clause of any part of this

Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

SECTION 4.

All Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 5.

This ordinance shall become effective upon adoption, the public good demanding the same.

SO ADOPTED AND ORDAINED by the City Council of Dawsonville, Georgia, this 16 day of March, 2020.

MAYOR AND DAWSONVILLE CITY COUNCIL

By: 
Mike Eason, Mayor

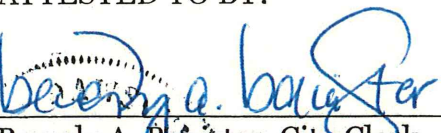

Caleb Phillips, Council Member Post 1

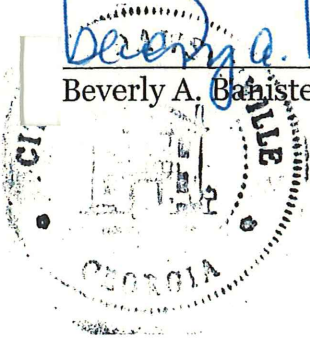

Stephen Tolson, Council Member Post 2


John Walden, Council Member Post 3


Mark French, Council Member Post 4

ATTESTED TO BY:


Beverly A. Banister, City Clerk



**AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF
DAWSONVILLE, GEORGIA**

ORDINANCE NUMBER 05-2020

**AN ORDINANCE TO DEFINE THE COMPOSITION OF THE ANIMAL CONTROL BOARD,
TO PROVIDE A METHOD OF APPOINTMENT TO THE SAME, TO PROVIDE FOR
STAGGERED TERMS OF BOARD MEMBERS; AND FOR OTHER PURPOSES.**

WHEREAS, the Mayor and Council of the City of Dawsonville wish to clarify and define the composition of, and method of appointment to, the Animal Control Board;

WHEREAS, the revision will streamline and make more effective the operation of the Animal Control services provided by the City of Dawsonville; and

WHEREAS, the Mayor and Council desire to adopt the following Animal Control Board amendment.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF DAWSONVILLE HEREBY
ORDAINS AS FOLLOWS:**

SECTION 1.

The definition of "Animal Control Board," as set forth in Subpart A, Chapter 4, Section 1 of the Code of the City of Dawsonville, Georgia, is hereby amended by repealing the existing definition of "Animal Control Board" and replacing it with a new definition of "Animal Control Board" as follows:

Sec. 4-1. – Definitions.

Animal Control Board means those individuals appointed to render opinions on classification of dangerous and vicious dogs pursuant to the state Responsible Dog Ownership Law as codified, and hereafter amended, at O.C.G.A. § 4-8-20 *et seq.* and as further set forth below:

- (1) The Animal Control Board shall consist of three members, all of which shall be Dawson County residents; provided that at least two of the three members are residents of the City of Dawsonville.
- (2) The members of the Animal Control Board shall be nominated by the Mayor and confirmed and approved by the City Council.
- (3) At least two of the three members shall have some knowledge or background relevant to the execution of their duties. For example, members should have some experience with owning and caring for animals. Notwithstanding the previous provision, nothing in this subsection shall be interpreted to mean that any member of the Animal Control Board must be a veterinarian.
- (4) Members of the Animal Control Board shall serve three-year terms. In order to achieve staggered terms, initial appointments shall be: one member for one year; one member for two years; and one member for three years. Members shall not receive a salary, although they may be reimbursed for expenses.

SECTION 2.

All other portions of Section 4-1 not expressly modified hereinabove are reaffirmed and validated as they currently exist. If any section, provision or clause of any part of this Ordinance shall be declared invalid or unconstitutional, or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent that this Ordinance would have been adopted had such invalid portion not been included herein.

SECTION 3.

All Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

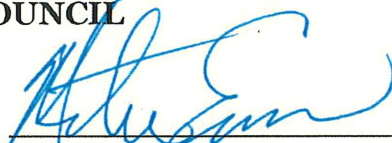
SECTION 4.

This ordinance shall become effective upon adoption, the public good demanding the same.

SO ADOPTED AND ORDAINED by the City Council of Dawsonville, Georgia, this 16 day of March, 2020.

MAYOR AND DAWSONVILLE CITY COUNCIL

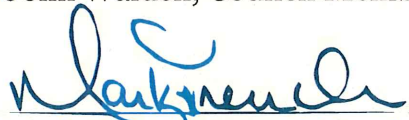
By:


Mike Eason, Mayor


Caleb Phillips, Council Member Post 1


Stephen Tolson, Council Member Post 2


John Walden, Council Member Post 3


Mark French, Council Member Post 4

ATTESTED TO BY:


Beverly A. Banister, City Clerk

