

MINUTES
CITY COUNCIL REGULAR MEETING
G.L. Gilleland Council Chambers on 2nd Floor
Monday, May 3, 2021
5:00 P.M.

1. **CALL TO ORDER:** Mayor Eason called the meeting to order at 5:00 pm.
2. **ROLL CALL:** Present were Councilmember John Walden, Councilmember Caleb Phillips, Councilmember Stephen Tolson, City Attorney Kevin Tallant, City Manager Bob Bolz, City Clerk Beverly Banister, Planning Director David Picklesimer, Public Works Director Trampas Hansard, Finance Administrator Robin Gazaway and Utilities Operation Manager Jacob Barr.
Councilmember French was not present.
3. **INVOCATION AND PLEDGE:** Invocation and Pledge were led by Councilmember Phillips.
4. **ANNOUNCEMENTS:** Mayor Eason announced the Grand Opening of Main Street Park will be on Friday, May 7, 2021 from 5:00 – 8:00 pm with a ribbon cutting, butterfly release and food trucks. Councilmember Tolson regrettably announced he will be resigning as Councilmember effective May 10, 2021; he and his family have decided to move out of the City. Mayor Eason, Councilmember Phillips and Councilmember Walden shared their sentiments with Councilmember Tolson all agreeing he will be missed and was an asset to the City.
5. **APPROVAL OF THE AGENDA:** Motion to remove item #9 Recognize City Attorney Dana Miles from the agenda made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)
Motion to approve the agenda as amended made by C. Phillips; second by J. Walden. Vote carried unanimously in favor. (3-0)
6. **PUBLIC INPUT:** None
7. **CONSENT AGENDA:** Motion to approve the consent agenda for the following items (a) made by J. Walden; second by C. Phillips. Vote carried unanimously in favor. (3-0)
 - a. Approve Minutes
 - Regular Meeting and Work Session held April 19, 2021

BUSINESS

8. **PROCLAMATIONS:** Mayor Mike Eason read and presented the following proclamations:
 - Water Professionals Week, May 2-8, 2021 was presented to the Utilities Department: Jacob Barr, Westin Lee, Blake Croft, Kyle Richardson and Tracy Smith
 - Municipal Clerks Week, May 2-8, 2021 was presented to City Clerk Beverly Banister and Deputy City Clerk Tracy Smith
 - Teacher Appreciation Week, May 3-7, 2021 was presented to the Dawson County High School Principal Michael Negley, Dawson County Junior High School Principal Brody Hughes and Robinson Elementary School Principal Page Arnette.
9. Removed from agenda
10. **MAIN STREET PAWN – REQUEST WAIVER OF LICENSE FEE:** Motion to approve a fifty-percent reduction of the 2021 Annual Pawnbroker License Fee (to expire 03/31/2022) for Main Street Pawn made by S. Tolson; C. Phillips. Vote carried unanimously in favor. (3-0)
11. **INTERGOVERNMENTAL AGREEMENT – CITY OF DAWSONVILLE AND DAWSON COUNTY SCHOOL DISTRICT:** Motion to approve the IGA between the City of Dawsonville and Dawson County School District made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0) (Exhibit "A")

PUBLIC HEARING

12. **ZA-C2100140:** City of Dawsonville has requested a zoning amendment for TMP 092B 007 Land Lot 375 4th District, Located at 565 Highway 9 North, consisting of 0.147 acres, from LI (Light Industrial District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

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Motion to open the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0)

13. **ZA-C2100141:** City of Dawsonville has requested a zoning amendment for TMP D01 049 Land Lot 439 4th District, Located at 26 Maple Street South, consisting of 2.00 acres, from CBD (Central Business District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by J. Walden; second by C. Phillips. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by J. Walden; second by C. Phillips. Vote carried unanimously in favor. (3-0)

14. **ZA-C2100142:** City of Dawsonville has requested a zoning amendment for TMP D01 033 Land Lot 440 4th District, Located at 0 Church Street, from TB (Town Business District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by J. Walden. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0)

15. **ZA-C2100143:** City of Dawsonville has requested a zoning amendment for TMP D01 021 Land Lot 439 and 446 4th District, Located at 170 Academy Ave, consisting of 2.30 acres, from CBD (Central Business District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

16. **ZA-C2100144:** Dawsonville Downtown Development Authority has requested a zoning amendment for TMP D01 022 Land Lot 446 4th District, Located at 41 Mills Ford Road, consisting of 2.99 acres, from CBD (Central Business District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (3-0)

17. **ZA-C2100146:** City of Dawsonville has requested a zoning amendment for TMP 083 043 Land Lot 514 4th District, Located at 695 Maple Street South, consisting of 1.00 acres, from R2 (Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by J. Walden; second by C. Phillips. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0)

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18. **ZA-C2100147:** Dawsonville Downtown Development Authority has requested a zoning amendment for TMP 082 006 007 Land Lot 300, 301 and 312 4th District, Located at 1307 Shoal Creek Road, consisting of 1.40 acres, from R1 (Restricted Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

19. **ZA-C2100148:** City of Dawsonville has requested a zoning amendment for TMP 093 009 Land Lot 58 4th District and Land Lot 428 13th District, Located at 244 Memory Lane, consisting of 3.20 acres, from R3 (Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

20. **ZA-C2100149:** City of Dawsonville has requested a zoning amendment for TMP 093 055 079 Land Lot 576 4th District, Located at 140 Crocket Drive, consisting of 0.334 acres, from R3 (Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by J. Walden. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0)

21. **ZA-C2100150:** Dawsonville Downtown Development Authority has requested a zoning amendment for TMP 092B 014 Land Lot 376 and 377 4th District, Located at 253 Gober Sosebee Street South, consisting of 0.728 acres, from LI (Light Industrial) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

22. **ZA-C2100151:** City of Dawsonville has requested a zoning amendment for TMP 091 058 Land Lot 104 4th District, consisting of 5.0 acres, from R1 (Restricted Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021

Motion to open the public hearing made by J. Walden; second by C. Phillips. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (3-0)

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23. **ZA-C2100152:** City of Dawsonville has requested a zoning amendment for TMP 082 013 Land Lot 370 4th District, Located at 326 Bent Ridge Drive, consisting of 0.52 acres, from R3 (Single-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by C. Phillips; second by J. Walden. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (3-0)

24. **ZA-C2100153:** City of Dawsonville has requested a zoning amendment for TMP 082 004 001 Land Lot 310 4th District, Located at 327 Burt Creek Road, consisting of 0.11 acres, from R1 (Restricted Single family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021.

Motion to open the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by S. Tolson; second by C. Phillips. Vote carried unanimously in favor. (3-0)

25. **ZA-C2100154:** City of Dawsonville has requested a zoning amendment for TMP 093 041 001 Land Lot 511 4th District, Located 16 Farmington Circle, consisting of 0.057 acres, from R6 (Multiple-family Residential District) to INST (Institutional District). Public Hearing Dates: Planning Commission on April 12, 2021 and City Council on May 3, 2021. City Council for a decision on May 17, 2021

Motion to open the public hearing made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0) Mayor Eason conducted the public hearing; no one spoke in favor or opposition of the request. Motion to close the public hearing made by C. Phillips; second by S. Tolson. Vote carried unanimously in favor. (3-0)

EXECUTIVE SESSION

At 5:40 p.m. a motion to close regular session and go into executive session for personnel was made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

At 5:53 p.m. a motion to close executive session was made by S. Tolson; second by J. Walden. Vote carried unanimously in favor. (3-0)

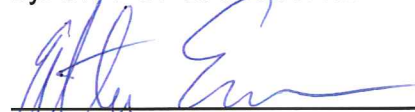
Motion to resume regular session was made by J. Walden; second by S. Tolson. Vote carried unanimously in favor. (3-0)

ADJOURNMENT:

At 5:56 p.m. a motion to adjourn the meeting was made by C. Phillips; second by J. Walden. Vote carried unanimously in favor. (3-0)

Approved this 17th day of May 2021.

By: CITY OF DAWSONVILLE



Mike Eason, Mayor

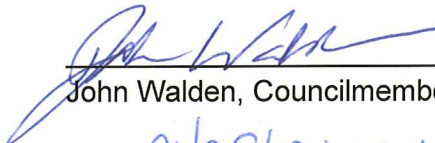
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Caleb Phillips, Councilmember Post 1

vacant

Councilmember Post 2 (Vacant)

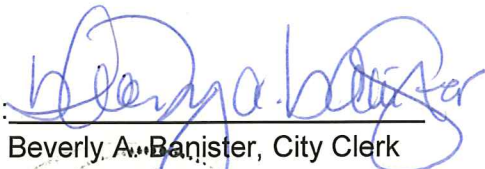


John Walden, Councilmember Post 3

abstained

Mark French, Councilmember Post 4

Attested:



Beverly A. Banister, City Clerk



STATE OF GEORGIA
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

Mayor Michael Eason, Councilmember John Walden, Councilmember Caleb Phillips, Councilmember Stephen Tolson, and Councilmember Mark French; 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 May 3, 2021.
2. During such meeting, the Board voted to go into closed session.
3. The executive session was called to order at 5:40 a.m. (pm)
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: (check all that apply)

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(b)(1);

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(b)(2);

Other _____ as provided in: _____.

This 3rd day of May 2021; By the City of Dawsonville, Mayor and Council:



Mike Eason, Mayor



Caleb Phillips, Councilmember Post #1



Stephen Tolson, Councilmember Post #2



John Walden, Councilmember Post #3

absent

Mark French, Councilmember Post #4

Sworn to and subscribed before me this 3 day of May, 2021.

Beverly A. Banister
Signature, Notary Public

My Commission expires: Feb 18, 2024



INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE DAWSON COUNTY SCHOOL DISTRICT AND THE CITY OF DAWSONVILLE, GEORGIA

THIS AGREEMENT, (hereinafter referred to as the "Agreement"), made this _____ day of _____, 2021 by and among the Dawson County School District, by and through its Board of Education (hereinafter referred to as the "School District") and the City of Dawsonville, Georgia (the "City"):

WITNESSETH:

WHEREAS, the City provides water and sewer services to all facilities within the City service area; and

WHEREAS, the School District receives its water and sewer services from the City; and

WHEREAS, the School District and the City desire to establish a mutual understanding of continued water and sewer services; and

WHEREAS, pursuant to the Georgia Constitution, Article 9, § 3, ¶ 1, both the City and the School District are authorized to enter into an Intergovernmental Agreement for the joint use of facilities.

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained in this Agreement, the parties do hereby agree as follows:

1.

PURPOSE

The City and School District agree there are mutual benefits to providing and receiving water and sewer services from the City.

2.

RESPONSIBILITY OF THE CITY

The City will waive any and all tap on fees for water and sewer services for new water and sewer service needs for the School District.

3.

RESPONSIBILITY OF THE SCHOOL DISTRICT

The School District agrees to allow the City to use school parking lots for City sponsored events. The City and School District will coordinate scheduling for the use of the parking lots each year.

1

Exhibit "A"

4.

TERM

This Agreement will begin June 1, 2021 and remain in full force through May 30, 2031.

5.

NOTICES

All notices required herein shall be in writing and delivered to each appropriate party at the address contained herein by: (a) hand delivery to the address below; (b) United States Certified Mail – Return Receipt Requested, postage prepaid; or (c) by reputable overnight delivery service. The day upon which such notice is hand delivered, mailed or otherwise delivered shall be deemed the date of service of such notice.

To the School District:

Dawson County Board of Education
28 Main Street
Dawsonville, GA 30534

To the City of Dawsonville:

Dawsonville City Council
415 Highway 53 East
Suite 100
Dawsonville, GA 30534

IN WITNESS WHEREOF, the School District and the City, acting by and through their duly authorized representatives, have caused these presents to be executed all as of the Date Hereof.

As to the School District executed
in the presence of:

**DAWSON COUNTY SCHOOL
DISTRICT**

WITNESS

Dr. Damon Gibbs, Superintendent

As to the City, executed
in the presence of:

THE CITY OF DAWSONVILLE

WITNESS

Mike Eason, Mayor

