

**MINUTES
CITY COUNCIL WORK SESSION
MARCH 22, 2010
5:00 P.M.**

CALL THE MEETING TO ORDER: Mayor Cox called the meeting to order at 5:00 p.m.

ROLL CALL: Those present included Mayor Cox, Council Members Calvin Byrd, Mike Wilson, James Grogan, and Mike Sosebee. Staff included Kevin Tallant, Kim Cornelison, Russ Chambers and Gary Barr.

INVOCATION AND PLEDGE: Invocation was led by Councilman Sosebee, followed by the pledge.

OLD BUSINESS:

Subdivision Roads: Kim Cornelison presented data researched on each of the subdivisions and the status of their roads within the city limits.

Kevin Tallant spoke to the council stating the main area of concern would be those roads that are not accepted under the current development guidelines, especially the ones where there are infrastructure concerns. Pursuit to the ordinance the developer shall post a maintenance and performance bond equal to 20% of the value of the system at 20% build-out of the development.

Mayor Cox informed the council that prior to 2003 the county provided planning and zoning services for the city; road acceptance and who is responsible for them have never been clear. His goal is to clear it all up and have a viable road inventory so that this council and future councils clearly understand which roads the city is obligated to maintain. Subsequently he wants to notify those developers with subdivisions that are not complete and have not been accepted that they would have to comply with the procedure that is now in place. Then in the future there is no question about which roads are or are not accepted by the city.

Kim Cornelison stated that a draft letter for developers and a list of roads denoting accepted or not accepted will be brought to the council at the April 5th meeting.

Peanut Vendors – Open Air Sales: Mayor Cox invited both peanut vendors to address the council. Both Mr. and Mrs. Seagraves and Mr. Hester addressed the council regarding their desire to continue to set up and sell peanuts from a concession cart (open air sales) in the historic district. Both vendors stated that this is their livelihood.

Kim Cornelison presented the current zoning code for the historic district which shows permitted uses, conditional uses, and prohibited uses.

Kevin Tallant presented his legal opinion regarding the code stating that the peanut vendor business is not a permissible use. There are provisions for temporary or seasonal conditional use only. To grant a temporary or season use the council would have to hear an official zoning request. Something in the code needs to be changed to make accommodations that suit the council's decision on this type of operation.

Mr. Tallant was clear stating that the current operations are not a permitted use within the town business district and should cease.

Mayor Cox made it clear that any decision made on the peanut vendor operation would apply to all vendors who wish to have anytime of roadside stand operation in the historic district.

After some discussion the council wanted time to contemplate this issue and will readdress at the next meeting.

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EXECUTIVE SESSION:

At 5:48 p.m. Mayor Cox announced the need to go into executive session to discuss pending litigation and the future acquisition of real estate.

Pending Litigation: Mr. Tallant brought the council up-to-date regarding the Butler case.

Future Acquisition of Real Estate: Mr. Gary Barr presented information on two tracts of land that he would like to pursue purchasing on behalf of the City.

ADJOURNMENT:

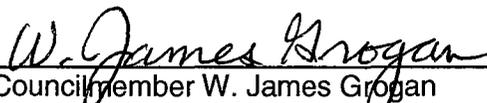
There being no further business to discuss the meeting adjourned at 6:33 p.m.



Joe Lane Cox, Mayor



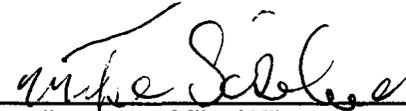
Councilmember Calvin Byrd



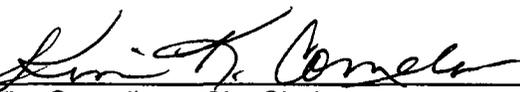
Councilmember W. James Grogan



Councilmember Mike Sosebee



Councilmember Mike Wilson

Attested: 

Kim Cornelison, City Clerk

STATE OF GEORGIA
COUNTY OF DAWSON

AFFIDAVIT OF THE CITY OF DAWSONVILLE MAYOR AND COUNCIL

Joe Lane Cox, Mayor, Calvin Byrd, Council Member; James Grogan, Council Member; Mike Sosebee; Council Member and Mike A. Wilson, Council Member; 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 22 day of March, 2010.

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

3.
The executive session was called to order at 5:48 a.m. (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 22 day of March, 2010.

City of Dawsonville, Mayor and council

Joe Lane Cox
Joe Lane Cox, Mayor

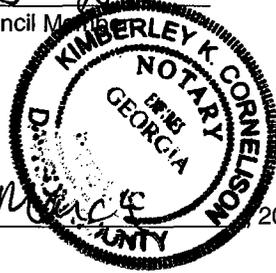
Calvin Byrd
Calvin Byrd, Council Member

W. James Grogan
James Grogan, Council Member

Mike Sosebee
Mike Sosebee, Council Member

Mike A. Wilson
Mike A. Wilson, Council Member

Kimberley K. Cornelison
Kim Cornelison, City Clerk
Notary Public



Sworn to and subscribed before me this 22 day of March, 2009.

My Commissioner expires: August 14, 2012