

**MINUTES
CITY COUNCIL REGULAR MEETING
FEBRUARY 7, 2011
5:00 P.M.**

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

ROLL CALL: Those present included Mayor Joe Lane Cox and Council Members Calvin Byrd, Mike Wilson, W. James Grogan, and Mike Sosebee. Staff included Dana Miles and Bonnie Warne.

APPROVAL OF MINUTES: Council unanimously approved the minutes of the regular meeting held January 18, 2011. Motion by James Grogan; seconded by Mike Sosebee.

INVOCATION AND PLEDGE: Invocation was led by Dana Miles, followed by the pledge.

OLD BUSINESS: None

NEW BUSINESS:

Amend Agenda: Motion was made to amend the agenda for a budget amendment; Sosebee/Byrd. Vote was unanimous in favor.

Budget Amendment: Motion made to amend the budget for the check cut for the museum monies from the General Fund # 6172 to the Dawsonville History Museum, Inc. for \$45,960.61. Motion was made to amend budget; Sosebee/Wilson. Vote was unanimous in favor.

GMRC Fee Schedule: Informational item of the GMRC fees if we use their services.

Bid for Garbage Collection 2011 Follow-up: Terms and conditions of the bid with acceptance deadline: 11:00 a.m. March 3, 2011. Bids available to pick up and we have a list of who we mailed them to.

Personnel Policy Amendment: Defer the revisions to the personnel policy amendment on the personal leave policy until the end of the fiscal year to review. Motion to table until June 2011; Byrd/Wilson. Vote was unanimous in favor.

PUBLIC HEARINGS:

Personnel Policy Ordinance Amendment: An ordinance to amend the personnel policy of the City of Dawsonville, Georgia, to provide for an annual review of the city's personnel policies, to provide for an internet and computer usage policy, to provide for the use of seatbelts for all employees operating city vehicles, to provide for annual review of motor vehicle records of city employees who drive city vehicles, to provide for a policy for employee timesheets, to provide for an effective date and for other purposes.

Dana Miles opened the public hearing; there were approximately 7 people in attendance. There being no public comment the hearing was closed and the meeting turned back over to the Mayor.

The Council voted to pass the final hearing of the ordinance; Sosebee/Wilson. The motion carried unanimously in favor. (see attachment "A")

Zoning Ordinance Amendment: An ordinance to amend the zoning ordinance of the City of Dawsonville, Georgia, by adding the restricted agricultural zoning use district; to provide for severability; to repeal conflicting ordinances; and for other purposes.

Dana Miles opened the public hearing; there were approximately 7 people in attendance. There being no public comment the hearing was closed and the meeting turned back over to the Mayor.

The Council voted to pass the first reading of the ordinance; Byrd/Grogan. The motion carried unanimously in favor.

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VAR-1-11-23668: John Boyd, Total Imaging Inc has requested a variance on the free-standing sign for The Pantry/Kangaroo #3318 at TMP D03-038 also known as 78 HWY 9 N in Dawsonville, Georgia.

Dana Miles opened the public hearing; John Boyd, Total Imaging, spoke in favor of the variance request. Nobody spoke in opposition. The meeting turned back over to the Mayor.

The Council voted to pass the sign variance; Grogan/Byrd. The motion carried unanimously in favor. (see attachment "B")

STAFF REPORT:

Bonnie Warne reported on the December 2010 Financial Report with revenue and expenses each at 46%, LOST Local Option Sales Tax, and on the Activity Around Town and Excise Tax spreadsheet.

The Mayor mentioned that the public works dept. is still working on the bid with Ben Turnipseed for the maintenance shed.

MAYOR'S REPORT:

Mayor Cox announced that a staff meeting will be held on Tuesday, February 8th at 10:00 a.m.

A letter was received from DOT on a project to resurface Allen Street. DOT will do everything needed for the resurfacing project for \$22,000 with a LET of April 2011. Mayor Cox instructed a check be issued to DOT.

We researched the 3.2 acres the City owns across from the fire dept on Memory Lane that the distillery may be interested in purchasing. It could be deeded to the DDA, whom could sell it if it creates job, which it will.

The History Channel will air Larry the Cable Guy on Feb. 8th that will show portions of the filming that was done in Dawsonville.

COUNCIL REPORTS:

Calvin Byrd stated that at the GMRC meeting they asked for support on the federal cutback that would affect GMRC. The DOT Roundtable asked each county/city to turn in accurate miles of roadway.

James Grogan attended the Chamber of Commerce meeting. The topics of discussion were the upcoming gala and their membership drive. The GRHOF meeting talked about having opened their bank account under the Dawsonville History Museum, Inc and they are working on getting a quote on insurance coverage by the end of March. GRHOF joined the Chamber of Commerce.

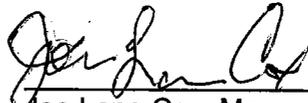
Mayor Cox informed the Council that the hotel-motel excise tax is ready to be dispersed to the Chamber of Commerce. They get 3% and the City uses 3% on advertising.

Dana Miles gave an update on the condemnation that was authorized at the January meeting. Mr. Coe contacted Miles Patterson Hansford Tallant, LLC to meet tomorrow Feb. 8th.

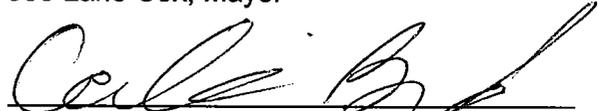
ADJOURNMENT:

There being no need for the executive session and no further business to attend to the meeting adjourned at 5:42 p.m. The motion carried unanimously; Sosebee/Wilson.

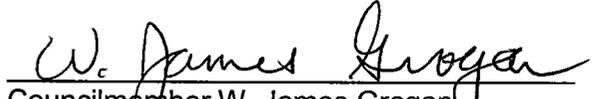
MINUTES
CITY COUNCIL REGULAR MEETING
FEBRUARY 7, 2011
5:00 P.M.



Joe Lane Cox, Mayor



Councilmember Calvin Byrd



Councilmember W. James Grogan



Councilmember Mike Sosebee



Councilmember Mike Wilson

Attested: 

Bonnie Warne, City Clerk

FIRST READING 1-10-2011
PUBLISHED 12-22-2010 1-19-2011
12-29-2010 1-26-2011
SECOND READING &
PASSED 2-7-2011

AN ORDINANCE TO AMEND THE PERSONNEL POLICY OF THE CITY OF DAWSONVILLE GEORGIA, TO PROVIDE FOR AN ANNUAL REVIEW OF THE CITY'S PERSONNEL POLICIES, TO PROVIDE FOR AN INTERNET AND COMPUTER USAGE POLICY, TO PROVIDE FOR THE USE OF SEATBELTS FOR ALL EMPLOYEES OPERATING CITY VEHICLES, TO PROVIDE FOR ANNUAL REVIEW OF MOTOR VEHICLE RECORDS OF CITY EMPLOYEES WHO DRIVE CITY VEHICLES, TO PROVIDE FOR A POLICY FOR EMPLOYEE TIMESHEETS, TO PROVIDE FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES

WHEREAS, pursuant to the City of Dawsonville's Charter, the City has the authority to establish policies and procedures for personnel and general working condition matters; and

WHEREAS, the City has placed a high priority in creating a work environment that promotes the safety and well-being of its employees and encourages and promotes the operation of an effective and efficient government that serves the best interests of its citizens; and

WHEREAS, the City desires to establish clear, understandable, uniform and fair personnel policies to meet the goals and objectives of the City as set forth below;

AND WHEREAS, the City has determined that to accomplish these goals, it is necessary to amend the formerly adopted personnel policies and procedures.

NOW THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED by the Mayor and Council of the City of Dawsonville, a political subdivision of the State of Georgia as follows:

Section 1) Adoption and Incorporation of Previous Personnel Policy

- a) The City of Dawsonville Personnel Policy originally dated June 4, 2007, along with all amendments thereto, is incorporated in its entirety by reference herein. Notwithstanding the above, it is decreed that said Personnel Policy shall be amended to include the provisions as set forth herein which shall hereinafter be included as a part of the City of Dawsonville Personnel Policy, previously enacted on or about June 4, 2007. To the extent that the amendments and

sections contained herein are in conflict with the previous versions of the Policy, those matters contained herein shall control.

Section 2) §1.8 of the City of Dawsonville Personnel Policy is hereby amended to read as follows:

1.8 Revision and Annual Review

Additional policies and procedures adopted by the Mayor and Council will be incorporated into these Policies and Procedures by substitution of revised pages into each copy of the Plan, as amended from time to time, as necessary. Additionally, the Mayor shall conduct an annual review of the Policies and Procedures to determine if additional revisions are necessary to comply with new laws and regulations or with existing personnel practices. The Mayor shall document each annual review, even if no changes to the Policies and Procedures are made. Any suggested revisions will be submitted for consideration for adoption to the Mayor and Council.

Section 3) Paragraph D of §2.10 of the City of Dawsonville Personnel Policy is hereby amended to read as follows:

2.10 Use of City-Owned Property, Equipment and Supplies

D) Employees are prohibited from using City computers, internet or other technological equipment for any activities which are not in the furtherance of City business. This includes all e-mail and internet use and activities. The use of City computers by employees or others authorized by the employee in violation of this rule may subject the employee to disciplinary action up to and including dismissal.

1) Electronic Mail Policy (email)

The City provides electronic mail facilities to employees for City business purposes. All email users should exercise good judgment when creating and distributing email messages. The following is a non-exclusive list of activities prohibited by the City: forgery of email messages, sending harassing, threatening, discriminatory, obscene, inappropriate, or other objectionable messages, and sending unsolicited junk mail or chain letters.

2) Internet Policy

Internet use should involve good judgment, common sense, and careful discretion. Internet access should be limited to City business only. Visiting game, adult, auction, travel, Facebook, Twitter, and shopping sites (for non-City business related reasons) and access for other personal or inappropriate use is prohibited.

Section 4) Paragraph A of §2.11 of the City of Dawsonville Personnel Policy is hereby amended to read as follows:

2.11 Driver Safety policy

- 1) All employees are required to wear seat belts at all times while on duty and operating a City vehicle or other mobile equipment equipped with a seatbelt and a rollover protection device.
- 2) Annual training on the City's seatbelt policy shall take place in order to ensure the use of seatbelts by all employees operating City vehicles and equipment.

Section 5) §2.11 of the City of Dawsonville Personnel Policy is hereby amended to add section I immediately after section H as follows:

- I) Motor Vehicle Records reports shall be run annually on existing employees who drive City vehicles. Employees with unacceptable driving records shall not be permitted to drive City vehicles until appropriate corrective action, as determined by the Mayor, has been taken.

Section 6) The first paragraph of §3.3 of the City of Dawsonville Personnel Policy is hereby amended to read as follows:

Each employee shall record on their timesheet his or her actual time worked (including before 8:00 a.m., during the lunch hour, and after 4:30 p.m.). The Mayor or a designee of the Mayor's choosing shall review and approve all timesheets and shall then submit them to the City Clerk for processing. A copy of the timesheets for each pay period will be available in the City Clerk's office.

Section 7) Repeal of Conflicting Ordinances

All parts of Ordinances in conflict with the terms of this Ordinance are hereby repealed; but, it is hereby provided that any ordinance or law which may be applicable hereto and aid in carrying out and making effective the intent, purpose and provisions hereof, is hereby adopted as a part hereof and shall be legally construed to be in favor of upholding this ordinance on behalf of the City of Dawsonville.

Section 8) Severability

If any paragraph, subparagraph, sentence, clause, phrase or any portion of this Ordinance shall be declared invalid or unconstitutional by any court of competent jurisdiction or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be invalid or unconstitutional, such invalidity shall not be construed to affect the provisions 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** to be the intent of the City Council of the City of Dawsonville to provide for separate indivisible parts, and it does hereby adopt any and all parts hereof as may not be held invalid for any reason.

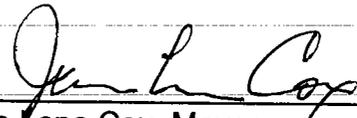
Section 9) Effective Date

This Ordinance shall take effect upon adoption.

APPROVED this 7 day of February, 2011 by the Mayor and Council of the City of Dawsonville, Georgia.

CITY OF DAWSONVILLE

By:



Joe Lane Cox, Mayor

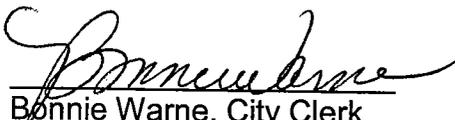


Mike Sosebee, Council Member



Mike Wilson, Council Member

ATTESTED TO BY:



Bonnie Warne, City Clerk



James Grogan, Council Member



Calvin Byrd, Council Member

12 January 2011

LETTER OF INTENT- Variance Application for 78 Hwy 9 North, Dawsonville GA 30534

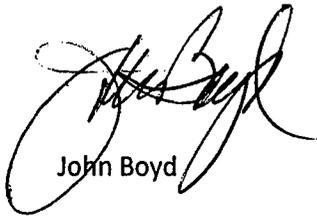
Dear Board of Appeals:

My Company, Total imaging Inc., represents the owners of The Pantry/ Kangaroo convenience store located at the above referenced address. We have been contracted to convert the image of the store, the fuel pumps and the Main ID sign at the property to Marathon/ Kangaroo Express. We are requesting a variance to be allowed to continue to advertise all facets of the business that were and currently are in place at the store.

The existing Main ID sign was in place with panels advertising the former gasoline brand (Citgo), the Subway restaurant and Diesel fuel. The new Main ID sign configuration has been approved by the City of Dawsonville and permit has been issued (copy attached). The Mayor, in the attached email communication, has authorized the addition of one 24" x 73" cabinet to display advertising of the Subway Restaurant. This variance application seeks approval for adding an additional 24" x 73" cabinet to display advertising for the automotive Diesel fuel on the Main ID sign.

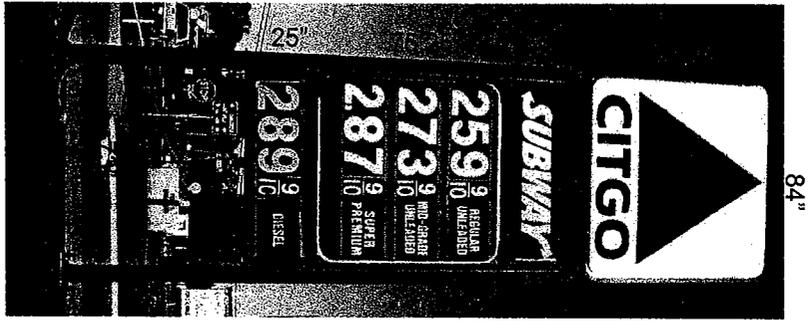
Your consideration of these requests is appreciated.

Sincerely,

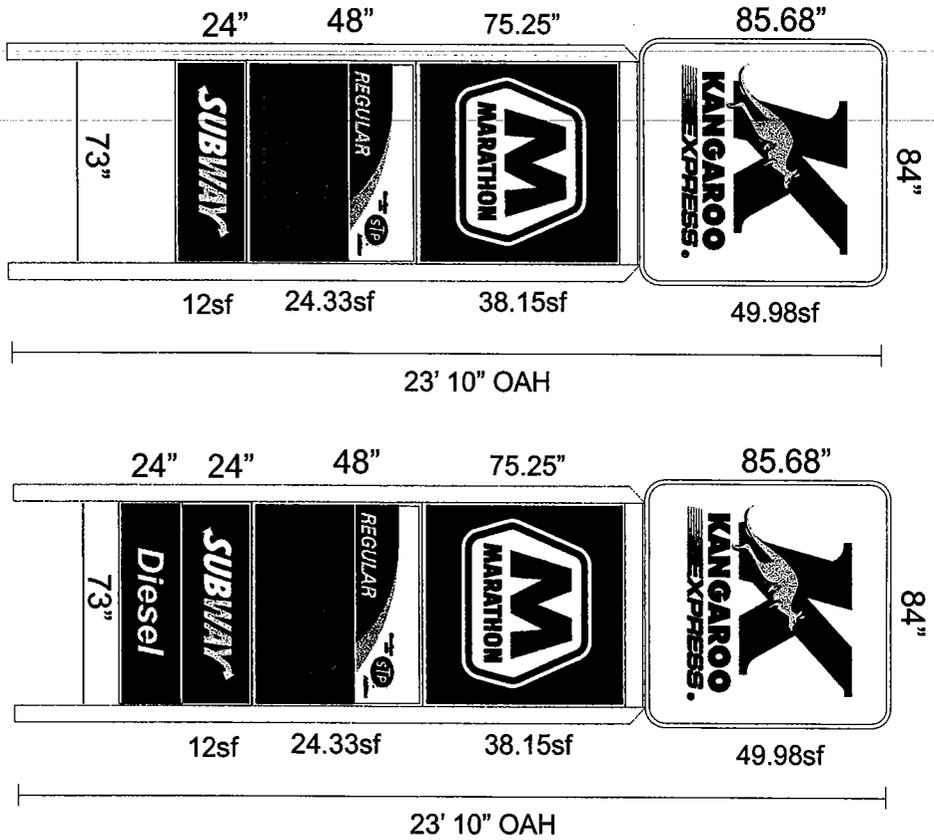


John Boyd

Total Imaging Inc.



Previous conditions



TOTAL IMAGING
 "IMAGING THE PETROLEUM INDUSTRY"
 2054 Atlas Circle
 Gainesville, GA 30601
 Phone (770) 536-7906 Fax (770) 532-0497

Details:	Proposed addition of
	APC (s) to bottom of current
	Sign

Project location:	78 Hwy 9 North	Job Number:	3318
	Dawsonville, GA	Date:	12-29-10
Customer:	THE PANTRY INC.	Scale:	NTS
Drawn by:			3318.0 MAKE

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