



CITY OF DAHLONEGA

SPECIAL CALLED MEETING AGENDA

APRIL 01, 2020 AT 4:00 PM

This meeting will be viewable to the public at:

<https://zoom.us/j/918439821?pwd=WXpLdTRjVmprbHdMUUVsQ0ZMdkRoZz09;>

In compliance with the Americans with Disabilities Act, those requiring accommodation for Council meetings should notify the City Clerk's Office at least 24 hours prior to the meeting at 706-864-6133

TELECONFERENCE INFORMATION

Due to recommendations by the CDC during the Coronavirus crisis, this meeting will be conducted via teleconference. This is allowed by O.C.G.A. §50-14-1(g) as the public is provided simultaneous access to the teleconference meeting. The City of Dahlonega will utilize Zoom to conduct this teleconference meeting.

TO JOIN:

Go to - <https://dahlonega.gov/category/news/>

Find the meeting invite you would like to attend

OR – Click on the hyperlink above

We appreciate your patience and understanding during this time

CALL TO ORDER AND WELCOME

APPROVAL OF AGENDA

NEW BUSINESS

- [1.](#) Amend Ordinance 2020-18 Amendment One
- [2.](#) Ordinance 2020-20 Stay at Home
- [3.](#) Ordinance 2020-21 Curfew 9:00 p.m. - 5:00 a.m.
- [4.](#) Ordinance 2020-22 Essential - Non Essential Business & Services
5. Tourism Funding

ADJOURNMENT

DECLARATION AND ORDINANCE 2020-18

AMENDMENT ONE

AN AMENDMENT TO SECTION 3(c) ADJUSTING THE CITY RESTRICTION TO INCLUDE ADDITIONAL LANGUAGE FOR CONSISTENCY WITH RESTRICTIONS IMPLEMENTED BY LUMPKIN COUNTY TO THE ORDINANCE ENTITLED A DECLARATION AND ORDINANCE OF A STATE OF EMERGENCY ARISING BECAUSE OF COVID-19; AN ORDINANCE TAKING IMMEDIATE EMERGENCY MEASURES

WHEREAS, due to additional developments on the COVID-19 pandemic; and

WHEREAS, the current number of COVID-19 cases in Georgia is 2,809 with 707 hospitalizations and 87 deaths. The current number of COVID-19 cases in Lumpkin County confirmed by the Georgia Department of Public Health is 4 and is likely to continue to increase; and

WHEREAS, preventing and slowing community spread of COVID-19 provides health systems additional time to obtain personal protective equipment necessary to protect healthcare workers and medical equipment necessary to treat COVID-19, and is therefore vital to the health of the nation; and

WHEREAS, in the interest of clarity, Section 3(c) should be amended to establish more consistency in its language with a similar restriction implemented by Lumpkin County and to include further guidance from the Department of Revenue; and

WHEREAS, the City finds that these additional measures are essential to address the fluid nature of the situation and to control the further spread of the virus.

NOW, THEREFORE, BE IT DECLARED BY THE CITY COUNCIL OF DAHLONEGA AND IT IS SO ORDERED AND ORDAINED BY THE AUTHORITY THEREOF THAT THE CITY COUNCIL HEREBY READOPTS ALL PRIOR FINDINGS MADE IN THE PRECEDING DECLARATION AND ORDINANCE, AND FURTHER HEREBY ADOPTS AND MAKES THE ADDITIONAL FINDINGS DISCUSSED IN THE "WHEREAS" PARAGRAPHS ABOVE THE FACTUAL FINDINGS OF THE COUNCIL AND BASED UPON SAID FINDINGS THE COUNCIL:

(1) Amends Ordinance 2020-18 Section 3(c) to read in its entirety as follows:

“Section 3(c) Restaurants and other eating and dining establishments where food is served must cease offering dine-in services, but may continue preparing and offering food to customers via delivery, drive-through or take-out services. Patrons, employees and contractors of the establishments must maintain at least six (6) feet of personal distance between themselves as much as possible given the physical constraints of the premises. If a restaurant is licensed to sell beer and wine for on-premises consumption, such restaurant, during the effective dates of this Declaration only, shall be authorized to sell unopened bottles or cans of beer or wine for take-out consumption off-premises as part of a food order; however, such sales can only occur on a day or at any time when the sale of package beer or wine is allowed by law. A restaurant or other consumption-on-premises alcohol licensee is prohibited from selling distilled spirits for carry-out purposes or through its drive-in window.”

This Amendment shall take effect immediately upon execution, and shall expire by its own terms at 11:59 p.m. on April 9, 2020, unless terminated or extended by further action of the City Council.

SO DECLARED AND ORDAINED this ____ day of April, 2020 at _____ PM EDT.

Sam Norton, Mayor

Attest:

Mary Csukas, City Clerk

DRAFT

DECLARATION AND ORDINANCE 2020-20

AN ORDINANCE TAKING ADDITIONAL EMERGENCY MEASURES BY VIRTUE OF THE COVID-19 PANDEMIC; IMPLEMENTING A STAY AT HOME ORDER

WHEREAS, because of additional developments regarding the COVID-19 pandemic; and

WHEREAS, the City of Dahlonega has previously declared a state of emergency under Ordinance 2020-18;

WHEREAS, WHEREAS, preventing and slowing community spread of COVID-19 provides health systems additional time to obtain personal protective equipment necessary to protect healthcare workers and medical equipment necessary to treat COVID-19, and is therefore vital to the health of the nation; and

WHEREAS, the Mayor and Council of Dahlonega agree that a coordinated effort to encourage residents to limit activities outside of the home is the best way to slow the spread of COVID-19; and

WHEREAS, the Mayor and Council hereby issue a stay at home order, as such emergency action is necessary to promote and secure the health, safety and economic well-being of the people wit the current number of COVID-19 cases in Georgia is 2,809 with 707 hospitalizations and 87 deaths. The current number of COVID-19 cases in Lumpkin County confirmed by the Georgia Department of Public Health is 4 and is likely to continue to increase; and

WHEREAS, the stay at home order will apply to all individuals living in the City of Dahlonega; and

WHEREAS, individuals are permitted to leave their places of residence only to provide or receive certain essential services or engage in certain essential activities and work for essential businesses and essential governmental functions; and

NOW, THEREFORE, BE IT DECLARED BY THE CITY COUNCIL OF DAHLONEGA AND IT IS SO ORDERED AND ORDAINED BY THE AUTHORITY THEREOF THAT THE CITY COUNCIL HEREBY READOPTS THE FACTUAL FINDINGS MADE PURSUANT TO THE ENACTMENT OF ORDINANCE 2020-18; AND FURTHER ADOPTS AND MAKES THE ADDITIONAL FINDINGS DISCUSSED IN THE "WHEREAS" PARAGRAPHS ABOVE AS THE FACTUAL FINDINGS OF THE COUNCIL AND BASED UPON SAID FINDINGS BY THE COUNCIL IT IS SO ORDAINED AS FOLLOWS:

Section One: City Residents to Stay at Home.

- a. In accordance with this emergency declaration and ordinance, we are ordering that all individuals living in the City of Dahlonega are directed to stay at their place of residence subject to exceptions as identified herein;
- b. For the purposes of this Order individuals may leave their residences only to perform or receive any of the following Essential Activities:
 - 1. To engage in activities or tasks essential to an individual or family member’s health and safety (including pets);

2. To obtain necessary services and supplies for themselves, their family or household or to deliver those services or supplies to others;
3. To engage in outdoor activity, provided the individuals remain at least six feet from each other;
4. To perform work for Essential Businesses or Essential Services;
5. To obtain products or services from Essential Businesses or Essential Services;
6. To care for an elderly person or someone who is medically fragile or a family member or pet in another household; and
7. To engage in Essential Governmental Functions, which are defined as any and all services needed to ensure the continuing operation of any governmental agency.

c. Essential Businesses and Essential Services are defined as the following:

1. All types of health care operations, including but not limited to nursing homes, assisted living facilities, hospitals, physical therapy, dental offices, doctor's offices, research and laboratory operation (gyms and fitness centers are NOT considered healthcare operations);
2. Home based care for seniors and adults;
3. Veterinary operations;
4. Federal, State, County and Municipal services;
5. Utilities (gas, electricity, phone, fiber, cable);
6. Banks and credit unions;
7. Essential Infrastructure such as telecommunications, Lyft, Uber, taxis; delivery services (businesses that deliver or ship foods or goods to homes or businesses);
8. Manufacturing/construction (provided all persons are required to remain as distance of six (6) feet from each other);
9. Businesses selling food as part or all of their inventory (restaurants are addressed in Ordinance 2020-18);
10. Businesses that supply products needed for people to work at home;
11. Pharmacies;
12. Professional services such as legal, accounting and real estate provided employees and clients each remain generally six (6) feet apart throughout the work day;
13. Businesses that perform repair work for businesses and homes;
14. Trash and recycling collection, processing, and disposal;
15. Mail and shipping services;
16. Lodging Businesses (for example, hotels and motels);
17. Laundromats/dry cleaning;
18. Janitorial Services (building/residential cleaning and maintenance);
19. Providers of basic necessities to economically disadvantaged populations such as homeless and battered women populations; and
20. Auto service, repair and gas stations including convenience stores; and
21. Public and private K-12 schools, colleges, and universities for purposes of facilitating distance learning or performing other essential functions, if operating under rules for social distancing.

d. Businesses and Services not deemed Essential must close. For example, all establishments providing body care services which require close physical contact between the provider and client such as barbering, hair design and salons, spas, cosmetology, esthetician salons, massage therapy, tattooing, and nail care shall be closed for business. Day care and similar child care facilities must also close.

- e. In the operation of Essential Businesses and Services other than all types of health care operations which shall be exempt from this provision, the number of persons including employees and others allowed inside each location at any given time shall be no more than one per ___ square feet of interior floor space; and that persons generally shall not be within six (6) feet of each other for extended periods of time. Additionally, any Essential Business or Essential Service which remains open during the emergency must post signage on the entrance doors of the business informing consumers that they must maintain at least six (6) feet of personal distance between themselves and others as much as possible given the physical constraints of the premises.
- f. Persons who are performing or accessing Essential Governmental Functions are exempt from this Order. Also exempted from this stay at home order are all essential infrastructures employees identified in that certain publication entitled: Guidance on the Essential Critical Infrastructure Workforce: Ensuring Community and National Resilience in COVID-19 Response.

Section Two: Minimum Basic Operations.

Nonessential businesses may continue “Minimum Basic Operations” which shall include the following, provided that people remain six (6) feet from each other to the extent possible while carrying out such operations:

- a. The minimum necessary activities to maintain the value of the business’ inventory, ensure security, process payroll and employee benefits, or for related functions;
- b. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences;

Section Three: Enforcement.

In recognition that the City does not have the personnel or resources to monitor and police these requirements, the City Marshal is authorized to support compliance with this Order through information delivery and education of individuals about the terms of this Order and the imminent threat posed by COVID-19.

Section Four: Effective Date.

This Declaration and Ordinance shall take effect _____, and shall expire by its own terms at 11:59 p.m. on April ___, 2020, unless terminated or extended by further action of the City Council.

SO DECLARED AND ORDAINED this ___ day of April, 2020 at _____ PM EDT.

Sam Norton, Mayor

Attest:

Mary Csukas, City Clerk

DECLARATION AND ORDINANCE 2020-21

AN ORDINANCE TAKING ADDITIONAL EMERGENCY MEASURES BY VIRTUE OF THE COVID-19 PANDEMIC; IMPLEMENTING A CURFEW

WHEREAS, because of additional developments regarding the COVID-19 pandemic; and

WHEREAS, the City of Dahlonega has previously declared a state of emergency under Ordinance 2020-18;

WHEREAS, the current number of COVID-19 cases in Georgia is 2,809 with 707 hospitalizations and 87 deaths. The current number of COVID-19 cases in Lumpkin County confirmed by the Georgia Department of Public Health is 4 and is likely to continue to increase; and

WHEREAS, preventing and slowing community spread of COVID-19 provides health systems additional time to obtain personal protective equipment necessary to protect healthcare workers and medical equipment necessary to treat COVID-19, and is therefore vital to the health of the nation; and

WHEREAS, the Mayor and Council of Dahlonega agree that a coordinated effort to encourage residents to limit activities outside of the home is the best way to slow the spread of COVID-19; and

WHEREAS, the Mayor and Council have determined to issue a curfew, as such emergency action is necessary to promote and secure the health, safety and economic well-being of the people within the City of Dahlonega; and

WHEREAS, the curfew will apply to all individuals living or staying in the City of Dahlonega; and

WHEREAS, individuals are required to stay in their places of residence between the hours of 9:00 p.m. and 5:00 a.m. except to provide or receive certain essential services or engage in certain essential activities and work for essential businesses and essential governmental functions; and

NOW, THEREFORE, BE IT DECLARED BY THE CITY COUNCIL OF DAHLONEGA AND IT IS SO ORDERED AND ORDAINED BY THE AUTHORITY THEREOF THAT THE CITY COUNCIL HEREBY READOPTS ALL PRIOR FINDINGS MADE IN ORDINANCE 2020-18 AND MAKES THE FURTHER ADDITIONAL FINDINGS DISCUSSED IN THE "WHEREAS" PARAGRAPHS ABOVE AS THE FACTUAL FINDINGS BY THE COUNCIL/ BASED UPON SAID FINDINGS THE COUNCIL:

Section One: Curfew Imposed.

A curfew is imposed from 9:00 p.m. to 5:00 a.m. effective immediately. Residents of the City, both permanent and temporary, unless "exempt individuals" as defined herein, shall remain in their places of residence or on their property during the curfew period. Exempt individuals include those individuals engaged in the provision of designated, essential services, or engaged in emergency activities, such as (1) fire; (2) law enforcement; (3) medical and hospital services, including veterinary services; (4) military services; (5) utility emergency repairs; (6) persons seeking emergency medical services or hospital services; (7) individuals traveling to and from their jobs with appropriate identification and persons traveling to medical facilities; (8) individuals engaged in the delivery of food, medicine, medical supplies, fuel including, but not limited to, the re-stocking of grocery stores, pharmacies, and convenience stores; (9) news media employees; (10) designated employees or agents of businesses designated by the Georgia Emergency Management Agency as "essential" pursuant to O.C.G.A. § 38-3-58; (11) persons providing necessary care of companion animals in the custody and care of an animal shelter, boarding facility, or kennel and persons walking personal animals; and (12) critical infrastructure businesses and employees as designated by the Governor or identified by U.S. Department of Homeland Security Cybersecurity and Infrastructure Security Agency.

Section Two: Penalty.

In recognition that the City does not have the personnel or resources to monitor and police these requirements, the City Marshal is authorized to support compliance with this Order through information delivery and education of individuals about the terms of this Order and the imminent threat posed by COVID-19.

Section Three: Effective Date.

This Declaration and Ordinance shall take effect _____, and shall expire by its own terms at 11:59 p.m. on April ____, 2020, unless terminated or extended by further action of the City Council.

SO DECLARED AND ORDAINED this ____ day of April, 2020 at _____ PM EDT.

Sam Norton, Mayor

Attest:

Mary Csukas, City Clerk

DECLARATION AND ORDINANCE 2020-22

AN ORDINANCE TAKING ADDITIONAL EMERGENCY MEASURES BY VIRTUE OF THE COVID-19 PANDEMIC; DEFINING ESSENTIAL AND NONESSENTIAL BUSINESSES AND SERVICES

WHEREAS, due to additional developments on the COVID-19 pandemic; and

WHEREAS, the current number of COVID-19 cases in Georgia is 2,809 with 707 hospitalizations and 87 deaths. The current number of COVID-19 cases in Lumpkin County confirmed by the Georgia Department of Public Health is 4 and is likely to continue to increase; and

WHEREAS, preventing and slowing community spread of COVID-19 provides health systems additional time to obtain personal protective equipment necessary to protect healthcare workers and medical equipment necessary to treat COVID-19, and is therefore vital to the health of the nation; and

WHEREAS, the City finds that these additional measures are essential to address the fluid nature of the situation and to control the further spread of the virus.

NOW, THEREFORE, BE IT DECLARED BY THE CITY COUNCIL OF DAHLONEGA AND IT IS SO ORDERED AND ORDAINED BY THE AUTHORITY THEREOF THAT THE CITY COUNCIL HEREBY READOPTS THE FACTUAL FINDINGS MADE PURSUANT TO THE ENACTMENT OF ORDINANCE 2020-18; AND FURTHER ADOPTS AND MAKES THE ADDITIONAL FINDINGS DISCUSSED IN THE "WHEREAS" PARAGRAPHS ABOVE AS THE FACTUAL FINDINGS OF THE COUNCIL AND BASED UPON SAID FINDINGS BY THE COUNCIL IT IS SO ORDAINED AS FOLLOWS:

Section One. Provisions regarding essential businesses and services. The following reasonable provisions shall govern during the Public Health State of Emergency declared herein:

- a. Essential Businesses and Essential Services are defined as the following:
 1. All types of health care operations, including but not limited to nursing homes, assisted living facilities, hospitals, physical therapy, dental offices, doctor’s offices, research and laboratory operation (gyms and fitness centers are NOT considered healthcare operations);
 2. Home based care for seniors and adults;
 3. Veterinary operations;
 4. Federal, State, County and Municipal services;
 5. Utilities (gas, electricity, phone, fiber, cable);
 6. Banks and credit unions;
 7. Essential Infrastructure such as telecommunications, Lyft, Uber, taxis; delivery services (businesses that deliver or ship foods or goods to homes or businesses);
 8. Manufacturing/construction (provided all persons are required to remain as distance of six (6) feet from each other);
 9. Businesses selling food as part or all of their inventory (restaurants are addressed in Ordinance 2020-18);
 10. Businesses that supply products needed for people to work at home;
 11. Pharmacies;
 12. Professional services such as legal, accounting and real estate provided employees and clients each remain generally six (6) feet apart throughout the work day;

13. Businesses that perform repair work for businesses and homes;
 14. Trash and recycling collection, processing, and disposal;
 15. Mail and shipping services;
 16. Lodging Businesses (for example, hotels and motels);
 17. Laundromats/dry cleaning;
 18. Janitorial Services (building/residential cleaning and maintenance);
 19. Providers of basic necessities to economically disadvantaged populations such as homeless and battered women populations; and
 20. Auto service, repair and gas stations including convenience stores.
 21. Public and private K-12 schools, colleges, and universities for purposes of facilitating distance learning or performing other essential functions, if operating under rules for social distancing.
- b. Businesses and Services not deemed Essential must close. For example, all establishments providing body care services which require close physical contact between the provider and client such as barbering, hair design and salons, spas, cosmetology, esthetician salons, massage therapy, tattooing, and nail care shall be closed for business. Day care and similar child care facilities must also close.
- c. In the operation of Essential Businesses and Services other than all types of health care operations which shall be exempt from this provision, the number of persons including employees and others allowed inside each location at any given time shall be no more than one per ____ square feet of interior floor space; and that persons generally shall not be within six (6) feet of each other for extended periods of time. Additionally, any Essential Business or Essential Service which remains open during the emergency must post signage on the entrance doors of the business informing consumers that they must maintain at least six (6) feet of personal distance between themselves and others as much as possible given the physical constraints of the premises.

Section Two. Minimum Basic Operations.

Nonessential businesses may continue “Minimum Basic Operations” which shall include the following, provided that people remain six (6) feet from each other to the extent possible while carrying out such operations:

- a. The minimum necessary activities to maintain the value of the business’ inventory, ensure security, process payroll and employee benefits, or for related functions;
- b. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences;

Section Three. Enforcement.

In recognition that the City does not have the personnel or resources to monitor and police these requirements, the City Marshal is authorized to support compliance with this Order through information delivery and education of individuals about the terms of this Order and the imminent threat posed by COVID-19.

Section Four. Effective Date.

This Declaration and Ordinance shall take effect _____, and shall expire by its own terms at 11:59 p.m. on April ____, 2020, unless terminated or extended by further action of the City Council.

SO DECLARED AND ORDAINED this ____ day of April, 2020 at _____ PM EDT.

Sam Norton, Mayor

Attest:

Mary Csukas, City Clerk

DRAFT