

City of Byron
Mayor and Council Minutes
January 13, 2014

The City of Byron Mayor and Council met in Regular Session in the Council Chambers of the Byron Municipal Complex. Mayor Larry Collins, Mayor Pro Tem Michael Chidester, Council Members Michael Chumbley, James Richardson, Alan Dorsey, and Farrell Bass were in attendance. City employees attending were City Administrator Derick Hayes, City Clerk Telina Allred, Public Works Director Billy McDaniel, Police Chief Wesley Cannon, Fire Chief JD Mosby, Captain Josh Riley, Police Patrolman James Wynn, Firefighter Kyle Murray, and Administrative Assistant Tiffany Bibb. City Attorney Joan Harris was absent. Representatives from the Byron Buzz, The Telegraph, and Leader Tribune attended the meeting. Four (4) citizens attended the meeting as well.

Mayor Collins called the meeting to order at 6:00 PM and asked James Richardson to give the invocation and led the audience in the Pledge of Allegiance.

AGENDA AMENDA: Michael Chidester made a motion, seconded by Michael Chumbley to add as Agenda Item 15(A) and 15(B) regarding contracts involving storm water issues and 15(C) regarding a contract for a water line. Unanimous.

APPROVAL OF MINUTES: Minutes of Mayor and Council Meetings held on December 9 and December 26, 2013 were unanimously approved upon motion by James Richardson and Farrell Bass.

ELECTION OF MAYOR PRO TEM: Farrell Bass nominated Michael Chidester for re-election as Mayor Pro Tem, seconded by Michael Chumbley. There were no other nominations. Unanimous.

SELECTION OF COMMITTEE ON COMMITTEE MEMBERS: This Committee consists of the Mayor Pro Tem Michael Chidester and two volunteers from Council. Councilman James Richardson and Alan Dorsey volunteered to serve on the Committee.

SURPLUS OF COPIER: Farrell Bass made a motion, seconded by Michael Chidester to surplus the Public Works Department Image Runner 3300 Copier Machine. Unanimous.

RESOLUTION CONCERNING UNIFIRST UNIFORM SERVICES CONTRACT: Michael Chidester made a motion, seconded by James Richardson to approve the following Resolution to authorize the Mayor to execute an Agreement with Unifirst Uniform Services. Unanimous. (Resolution with Exhibit "A" on file in the City Clerk's office at the Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF BYRON AND UNIFIRST; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with

UniFirst in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

RESOLUTION CONCERNING HOTEL/MOTEL TAX: Michael Chidester made a motion, seconded by Michael Chumbley to approve the following Resolution to request the Georgia General Assembly to increase Hotel/Motel Tax for the City of Byron to 6%. Unanimous. (Resolution on file in the City Clerk's office at the Byron Municipal Complex).

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA REQUESTING THE GEORGIA GENERAL ASSEMBLY TO ADOPT LOCAL LEGISLATION FOR THE CITY OF BYRON, GEORGIA TO INCREASE THE HOTEL/MOTEL TAX; TO AUTHORIZE THE MAYOR TO EXECUTE ANY DOCUMENT RELATING THERETO, AND OTHERWISE TO PERFORM ALL NECESSARY ACTS TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the governing authority of the City of Byron, Georgia is the Mayor and Council;

WHEREAS, within the City of Byron there is currently existing a five percent (5%) Hotel/Motel tax;

WHEREAS, the Georgia General Assembly adopted legislation enabling municipalities and counties to increase their Hotel/Motel tax up to eight percent (8%) with the approval of the General Assembly;

WHEREAS, the City of Byron desires to increase its Hotel/Motel tax from five percent (5%) to six percent (6%);

WHEREAS, such tax would greatly benefit the City of Byron by providing additional revenues for the promotion of travel and tourism in Byron;

WHEREAS, O.C.G.A§ 48-13-51(b) provides that municipalities wishing to increase such tax must adopt a resolution which specifies the subsequent tax rate, identifies the projects or tourism product development purposes, and specifies the allocation of proceeds;

NOW THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

(a) The City of Byron hereby requests that the State Legislative Delegation of Peach County, Georgia seek a local legislative act authorizing Byron to increase its Hotel/Motel tax from the existing five percent (5%) to six percent (6%);

(b) The City of Byron intends to use the proceeds of such tax for any legal purposes, to include specifically, but not necessarily limited to, (i) promoting tourism, conventions and trade shows by a qualified destination marketing organization established and designated by the City of Byron for such purpose.

(c) The tax is authorized pursuant to Section 48-13-51(b)(2) of the Official Code of Georgia, and the proceeds of this tax shall be used in accordance with said Sections 48-13-51(b)(5) and 48-13-51(b)(6), with proceeds collected at the rate of 5% to be allocated towards any uses permitted under 48-13-51(a)(3), and proceeds collected at the additional 1% rate to be allocated toward activities of a qualified destination marketing organization.

This Resolution shall be effective upon adoption.

RESOLUTION CONCERNING AGREEMENT WITH STEPANIE WARD: Michael Chidester made a motion, seconded by Michael Chumbley to approve the following Resolution authorizing the Mayor to execute an Agreement with Stephanie T. Ward. Unanimous. (Resolution with Exhibit "A" on file in the City Clerk's office at the Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF BYRON AND STEPHANIE T. WARD; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with Stephanie T. Ward in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions or portions of Resolutions in conflict herewith are hereby repealed.

RESOLUTION CONCERNING AGREEMENT WITH THE BYRON AREA HISTORICAL SOCIETY: Michael Chidester made a motion, seconded by James Richardson to approve the following Resolution authorizing the Mayor to execute an Agreement with the Byron Area Historical Society. Unanimous. (Resolution on file with Exhibit "A" in the City Clerk's office at Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF BYRON AND THE BYRON AREA HISTORICAL SOCIETY, INC.; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with the Byron Area Historical Society, Inc. in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions or portions of Resolutions in conflict herewith are hereby repealed.

RESOLUTION CONCERNING AGREEMENT WITH FRONTLINE MINISTRIES: Michael Chidester made a motion, seconded by Farrell Bass to approve the following Resolution authorizing the Mayor to execute an Agreement with Rev. Michael and Linda Smith d/b/a Frontline Ministries. Unanimous. (Resolution with Exhibit "A" on file in City Clerk's office at Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF BYRON AND REV. MICHAEL SMITH AND LINDA SMITH DBA FRONTLINE MINISTRIES WITH REGARD TO LEASE OF SPACE; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with Rev. Michael Smith and Linda Smith d/b/a Frontline Ministries in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions or portions of Resolutions in conflict herewith are hereby repealed.

RESOLUTION CONCERNING AGREEMENT WITH THE TECHNICAL COLLEGE SYSTEM OF GEORGIA: This item was deleted from the Agenda at the present time.

RESOLUTION CONCERNING AGREEMENT WITH THE BYRON BETTER HOMETOWN, INC.: Farrell Bass made a motion, seconded by Michael Chidester to approve the following Resolution authorizing the Mayor to execute an Agreement with the Byron Better Hometown, Inc. Unanimous. (Resolution with Exhibit "A" on file in the City Clerk's office at the Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN

THE CITY OF BYRON AND THE BYRON BETTER HOMETOWN, INC.; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with the Byron Better Hometown, Inc. in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions or portions of Resolutions in conflict herewith are hereby repealed.

RESOLUTION CONCERNING AGREEMENT WITH THE BYRON CONVENTION AND VISITORS BUREAU AUTHORITY: Motion made by Michael Chidester, seconded by Michael Chumbley to approve the following Resolution authorizing the Mayor to execute an Agreement with the Byron Convention and Visitors Bureau Authority. Unanimous. (Resolution with Exhibit "A" on file in the City Clerk's office at the Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING TH MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF BYRON AND THE BYRON CONVENTION AND VISITORS BUREAU AUTHORITY; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute an agreement with the Byron Convention and Visitors Bureau Authority in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions or portions of Resolutions in conflict herewith are hereby repealed.

RESOLUTION CONCERNING MULTI-JURISDICTION LMIG MEMORANDUM OF AGREEMENT: Motion made by Michael Chidester, seconded by Michael Chumbley to approve the following Resolution authorizing the Mayor to execute a Multi-Jurisdiction LMIG Agreement with Houston County, Warner Robins, Centerville, Perry, Hawkinsville and Pulaski County. Unanimous. (Resolution with Exhibit "A" on file in the City Clerk's office at the Byron Municipal Complex.)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE A MULTI-JURISDICTION AGREEMENT BETWEEN THE CITY OF BYRON AND HOUSTON COUNTY, WARNER ROBINS, CENTERVILLE, PERRY, HAWKINSVILLE AND PULASKI COUNTY; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the Mayor is authorized to execute a Multi-Jurisdiction agreement with Houston County, Warner Robins, Centerville, Perry, Hawkinsville and Pulaski County in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this resolution.

All Resolutions of portions of Resolutions in conflict herewith are hereby repealed.

QUOTE TO RENOVATE ANIMAL SHELTER: Motion made by Michael Chidester, seconded by Farrell Bass to approve a quote from Ginn Fence & Industrial to renovate the City of Byron Animal Shelter Facility in the amount of \$7,910.00. Unanimous.

CONTRACT REGARDING FELTON PROPERTY: Michael Chidester stated that this item comes out of the Utilities Committee and that the ditching and piping should alleviate the storm water issues at the Felton Property located on Live Oak Court. Mr. Schechterly who resides at 199 Red Oak Road shared his concerns about the water coming toward his property. Mr. Chidester stated that the water would come from Live Oak Court down into the Bay Gall drainage via Red Oak Road. Motion made by Michael Chidester, seconded by Michael Chumbley to approve the quote from TMT Utilities, LLC and to authorize the Mayor to execute the contract in order to correct the storm water issues at the Live Oak Court area in the amount of \$13,858.00. Unanimous.

CONTRACT REGARDING MS. PATRICIA'S DANCE STUDIO: Michael Chidester stated that this item comes out of the Utilities Committee in an effort to move surface water and run off from the roof at the new dance studio. He further stated that this work would bring the water to a drop inlet that pipes it past the parking lot over to the other side of Hwy. 42. Mr. Chidester also said that the City of Byron will look into alleviating some of the pressure coming from the Municipal parking lot that flows onto the Shipman property. Motion made by Michael Chidester, seconded by James Richardson to approve the quote and to authorize the Mayor to execute the contract with TMT Utilities, LLC in the amount of \$12,300.00. Unanimous.

WATER LINE CONTRACT REGARDING 247 ROUND ABOUT: Michael Chidester stated that the quote approved out of the Utilities Committee was for the installation of the line that creates a loop in city's water line from Walker Road over to the Hawk's Ridge Subdivision in order to supply the needs of that area. He further stated that it is a "labor only" contract with a cost of only \$4.00 a foot. Michael Chidester made a motion, seconded by Michael Chumbley approve the quote from TMT Utilities, LLC. and to authorize the Mayor to execute the contract for "labor only" at a price of \$4.00 per foot. Unanimous.

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ADJOURNMENT: Motion was made by Michael Chumbley, seconded by Michael Chidester to adjourn the meeting at 6:31 PM. Unanimous.



Telina Allred
Clerk of Council