

City of Byron  
Mayor and Council Minutes  
December 14, 2020

The City of Byron Mayor and Council met in regular session in the Auditorium in the Municipal Complex to allow for better social distancing. Assistant City Administrator Tiffany Sandefur had GOTOMEETING set up for those who wished to attend virtually. Mayor Michael Chidester, Council Members James Richardson, Rusty Adams, Michael Chumbley and Chris Hodges and were in attendance. Council Member Alan Dorsey was absent. City Attorney Tom Richardson attended virtually. City employees that attended were City Clerk Telina Allred, Deputy Clerk Dede Thibodeaux, City Administrator Tiffany Sandefur, Police Chief Wesley Cannon, Public Works Director Tiffany Bibb, Court Administrator Velma Ervin, and Lt. Bryan Hunter. No representatives from the media attended the meeting and three (3) visitors attended.

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

APPROVAL OF MINUTES: Minutes of the Council Meetings from November 9, 2020 and November 18, 2020 were unanimously approved upon motion by Michael Chumbley and a second by Chris Hodges.

ORDINANCE (#2020-8) REGARDING A JOINT UTILITY COMMISSION: Third reading was held of AN ORDINANCE (#2020-8) OF THE CITY OF BYRON BY ADDING A NEW SECTION IMMEDIATELY FOLLOWING ARTICLE VII, SECTION 7.10-7.17-GENERAL PROVISIONS, TO BE DESIGNATED AS ARTICLE VIII, SECTIONS 1-4-JOINT VENTURES AND AUTHORITIES, SO AS TO PROVIDE FOR ADDITIONAL POWERS, DUTIES, AND AUTHORITY OF THE CITY COUNCIL OF THE CITY OF BYRON, GEORGIA WITH RESPECT TO A JOINT UTILITY COMMISSION; TO REPEAL ALL OTHER ACTS AND ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES. Mayor Chidester stated that the Ordinance will amend the Charter for the creation of a Joint Utility Commission between Byron, Hawkinsville, Perry, Cochran and Warner Robins, Georgia known now as the Jointly Owned Natural Gas. Motion made by Michael Chumbley, second by Rusty Adams to approve a second adoption to Ordinance #2020-8. Unanimous.

RESOLUTION REGARDING INTERGOVERNMENTAL AGREEMENT: Chris Hodges made a motion, seconded by Michael Chumbley to approving the following Resolution to enter into a Mid-State Energy Commission Intergovernmental Operating Agreement with Cochran, Hawkinsville, Perry and Warner Robins. Unanimous. (Resolution on file in the City Clerk's office in the Municipal Complex.)

**A RESOLUTION OF THE CITY OF BYRON, ENERGY COMMISSION TO PROVIDE FOR JOINTLY OWNED NATURAL GAS SERVICES, AND FOR OTHER PURPOSES. GEORGIA TO ADOPT A CHARTER AMENDMENT AUTHORIZING BYRON'S PARTICIPATION IN THE MID-STATE**

**WHEREAS**, the City of Byron (“the City”) has participated since October 29, 2008, in the provision of natural gas services within its service delivery area through JONG (Jointly Owned Natural Gas), and

**WHEREAS**, there are currently five cities operating pursuant to a Partnership Agreement: Cochran, Hawkinsville, Perry, Warner Robins and Byron, and

**WHEREAS**, the Georgia Constitution Article IX Sec. III, Para. 1(a) allows cities to contract with one another for any period but not exceeding fifty years for the joint and separate use of facilities and equipment, including the operation of a utility, and

**WHEREAS**, the member cities desire to update their joint activities regarding their natural gas utilities, and

**WHEREAS**, the member cities are creating an organization called Mid-State Energy Commission to more efficiently provide these services, and

**WHEREAS**, the member cities are each enacting charter amendments and seek to enter into an intergovernmental operating agreement,

**BE IT HEREBY RESOLVED AND IT IS SO RESOLVED** by the governing body of the City of Byron, that the Charter Amendment further authorizing the City to operate natural gas services through Mid-State Energy Commission and further authorizing the City to enter into an intergovernmental operating agreement is hereby adopted, this 14th day of December, 2020.

**GEFA SECOND LOAN MODIFICATION:** Public Works Director Tiffany Bibb stated that the second modification was to extend the loan agreement since coming in under budget. With the second modification, the remainder of the lines can be viewed on camera and the extension would delay the repayment of the loan. Motion made by Chris Hodges, seconded by James Richardson to approve the following Resolution authorizing the Mayor to execute a second modification of promissory note and loan agreement on CW2016048. Unanimous. (Resolution on file in the City Clerk’s office in the Municipal Complex.)

**RESOLUTION OF GOVERNING BODY**

**Recipient: CITY OF BYRON**

**LOAN NUMBER: CW2016048**

At a duly called meeting of the governing body of the Borrower identified above (the “Borrower”) held on **DECEMBER 14, 2020**, the following resolution was introduced and adopted.

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**WHEREAS**, the Borrower has borrowed **\$2,500,000** from the **GEORGIA ENVIRONMENTAL FINANCE AUTHORITY** (the "Lender"), pursuant to the terms of the Loan Agreement (the "Loan Agreement"), dated **JANUARY 3, 2019**, between the Borrower and the Lender; and

**WHEREAS**, the Borrower's obligation to repay the loan made pursuant to the Loan Agreement is evidenced by a Promissory Note (the "Note"), dated **NOVEMBER 19, 2018**, of the Borrower; and

**WHEREAS**, the Borrower and the Lender have determined to amend and modify the Note and the Loan Agreement, pursuant to the terms of a Second Modification of Promissory Note and Loan Agreement (the "Second Modification") between the Borrower and the Lender, the form of which has been presented to this meeting;

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Borrower that the form, terms, and conditions and the execution, delivery, and performance of the Second Modification are hereby approved and authorized.

**BE IT FURTHER RESOLVED** by the governing body of the Borrower that the terms of the Second Modification are in the best interests of the Borrower, and the governing body of the Borrower designates and authorizes the following persons to execute and deliver, and to attest, respectively, the Second Modification, and any related documents necessary to the consummation of the transactions contemplated by the Second Modification.

POLICE DEPARTMENT REQUEST FOR SURPLUS: Motion made by Michael Chumbley, seconded by James Richardson to approve a request made by the Byron Police Department to surplus a 2013 Ford Interceptor Sedan to be sold on Govdeals.com. Unanimous.

BYRON REDEVELOPMENT AUTHORITY APPOINTMENTS: Motion made by James Richardson, seconded by Chris Hodges to approve the following items:  
The appointment of Jimmy Walker to the Byron Redevelopment Authority, term to expire December 31, 2023. Unanimous.

The reappointment of BJ Walker to the Byron Redevelopment Authority, term to expire December 31, 2023. Unanimous.

The reappointment of Jeff Owens to the Byron Redevelopment Authority, term to expire December 31, 2023. Unanimous.

BYRON DDA/CONVENTION & VISITORS BUREAU BOARD APPOINTMENTS: Motion made by James Richardson, seconded by Chris Hodges to approve the following items:  
Consider reappointing BJ Walker to the DDA/CVB Board of Directors, term to expire December

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31, 2024. Unanimous.

Consider reappointing John Klemm to the DDA/CVB Board of Directors, term to expire December 31, 2024. Unanimous.

Consider reappointing Hiren Parmer to the DDA/CVB Board of Directors, term to expire December 31, 2024. Unanimous.

Consider reappointing Jeff Owens to the DDA/CVB Board of Directors, term to expire December 31, 2024. Unanimous.

Consider reappointing Farrell Bass to the DDA/CVB Board of Directors, term to expire December 31, 2024. Unanimous.

Consider reappointing Mike Patel to the DDA/CVB Board of Directors, term to expire December 31, 2024. Unanimous.

AWARD LANDSCAPE BID: Motion made by Michael Chumbley, seconded by James Richardson to approve the following Resolution to award a landscape service contract bid, the only qualifying bid received out of four, to Hedge Row Landscaping in the amount of \$78,000.00. Unanimous. (Resolution on file in the City Clerk's office in the Municipal Complex.)

#### **RESOLUTION REGARDING LANDSCAPE CONTRACT**

**WHEREAS**, the City of Byron ("the City") put out a Request for Proposal ("RFP") for certain specified landscape services; and

**WHEREAS**, the RFP notified all bidders that "all proposals/bids shall require company to provide current insurance coverages for general liability (\$1,000,000 minimum coverage), auto coverage (\$1,000,000 minimum coverage), workers' compensation (\$1,000,000 minimum coverage), and pesticide license"; and

**WHEREAS**, the City received bids from CBM Solutions, Inc., Get it Done Lawn Care Services, LLC, Hedge Row Landscaping, and Peach Lawn Pros; and

**WHEREAS**, the bids submitted included the following monetary amounts for performing the required work as follows:

(1)	CBM Solutions, Inc.	\$78,499.92
(2)	Hedge Row Landscaping	\$78,000.00
(3)	Get it Done Lawn Care Services, LLC	\$74,400.00
(4)	Peach Lawn Pros	\$70,890.00

and

**WHEREAS**, it was determined that the bids of CBM Solutions, Get it Done Lawn Care Services, LLC and Peach Lawn Pros failed to comply with all requirements of the RFP by not including one or more of the required insurance coverage information; and

**WHEREAS**, the bid of Hedge Row Landscaping met all requirements and was the only bidder to be qualified for consideration,

**BE IT RESOLVED AND IT IS SO RESOLVED** that the Governing Body of the City of Byron awards Hedge Row Landscaping the bid for landscape services for January 1, 2021, through December 31, 2022, with an option for the City to maintain the contract for an additional twelve months at the same price.

The City further authorizes the Mayor to execute such documents as are necessary to complete the contract for landscape services.

**SO RESOLVED** this 14<sup>th</sup> day of December, 2020.

TRANE OEM HEAT EXCHANGER FOR THE MUNICIPAL COMPLEX: Motion made by Chris Hodges, seconded by Michael Chumbley to ratify the installation of a new heat exchanger (Trane OEM 7.5T RTU) for the Municipal Complex lobby performed by Airmasters of Middle Georgia in the amount of \$3565.00. Unanimous.

RESOLUTION REGARDING PREVENTATIVE MAINTENANCE WITH AIR MASTERS OF MIDDLE GEORGIA: Motion made by Chris Hodges, seconded by Michael Chumbley to approve the following Resolution regarding a quarterly preventative maintenance agreement with Air Masters of Middle Georgia. Unanimous. (Resolution on file in the City Clerk's office at the 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 AIR MASTERS OF MIDDLE GEORGIA REGARDING THE PERFORMANCE OF QUARTERLY PREVENTATIVE MAINTENANCE ON 17 HVAC SYSTEMS FOR THE CITY OF BYRON; 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 Air Masters of Middle Georgia regarding the performance of quarterly preventative maintenance on 17 HVAC systems for the City of Byron and attached hereto as Exhibit "A".

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

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14<sup>th</sup> DAY OF DECEMBER, 2020.**

EMERGENCY LIGHTING REPAIR WORK: Motion made by Chris Hodges, seconded by Rusty Adams to approve the repair and update to the Municipal Complex emergency lighting for up to the amount of \$3200.00 which will include elevator light repair contingency that is not on the quote to be performed by Matthew Sapp. Unanimous.

RESOLUTION CONCERNING LEASE AGREEMENT WITH THE BAHS: Motion made by Michael Chumbley, seconded by Chris Hodges to approving the following Resolution authorizing the Mayor to execute a Lease Agreement with the Byron Area Historical Society. Unanimous. (Resolution on file in the City Clerk's office in the 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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14<sup>th</sup> DAY OF DECEMBER, 2020.**

RESOLUTION CONCERNING AGREEMENT WITH STEPHANIE T. WARD: Motion made by Michael Chumbley, seconded by Rusty Adams to approve the following Resolution authorizing the Mayor to execute an Agreement with Stephanie T. Ward. Unanimous. (Resolution on file in the City Clerk's office in the 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.**

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**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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14<sup>th</sup> DAY OF DECEMBER, 2020.**

RESOLUTION CONCERNING AGREEMENT WITH THE BYRON CVB: Motion made by Michael Chumbley, seconded by Rusty Adams to approve the following Resolution authorizing the Mayor to execute an agreement with the Byron Convention and Visitors Bureau Authority. Unanimous. (Resolution on file in the City Clerk's office in the 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 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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14<sup>th</sup> DAY OF DECEMBER, 2020.**

RESOLUTION CONCERNING AGREEMENT FOR ACCOUNTING SERVICES: Motion made by Michael Chumbley, seconded by Chris Hodges to approve the following Resolution authorizing the Mayor to execute an agreement with Eileen Kee for Accounting Services for the City of Byron. Unanimous. (Resolution on file in the City Clerk's office in the 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 EILEEN P. KEE; 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 Eileen P. Kee 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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14th DAY OF DECEMBER, 2020.**

RESOLUTION CONCERNING RENTAL AGREEMENT WITH BWG: Motion made by Chris Hodges, seconded by Rusty Adams to approve the following Resolution authorizing the Mayor to execute a rental agreement with the Byron Warehouse Group. Unanimous. (Resolution on file in the City Clerk's office in the Municipal Complex.)

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF BYRON AND THE BYRON WAREHOUSE GROUP; 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 lease agreement with the Byron Warehouse Group 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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 14th DAY OF DECEMBER, 2020.**

RESOLUTION CONCERNING RENTAL AGREEMENT WITH AL-ANON: Motion made by Chris Hodges, seconded by James Richardson to approve the following Resolution authorizing the Mayor to execute a rental agreement with Al-anon. Unanimous. (Resolution on file in the City Clerk's office in the Municipal Complex.)

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF BYRON AND THE AL-ANON GROUP; 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 lease agreement with the

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Al-Anon Group 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.

**SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON,  
GEORGIA ON THE 14th DAY OF DECEMBER, 2020.**

**RESOLUTION REGARDING AGREEMENT WITH GOVERNMENT TAX SOLUTIONS:**

Motion made by Chris Hodges, seconded by James Richardson to approve the following Resolution authorizing the Mayor to execute an Agreement with Government Tax Solutions with an effective date of January 1, 2020. Unanimous. (Resolution on file in the City Clerk's office in the 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 GOVERNMENT TAX SOLUTIONS 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 Government Tax Solutions in substantially the same form as the attached Exhibit "A" which by this reference is made a part of this Resolution.

SO RESOLVED this 14th day of December, 2020.

ADJOURNMENT: Motion was made by Michael Chumbley, seconded by Chris Hodges to adjourn the meeting at 6:23 PM. Unanimous.

Telina Allred  
Clerk of Council

