

City of Byron  
Mayor and Council Minutes  
August 16, 2021

The City of Byron Mayor and Council met in regular session in the Auditorium at the Municipal Complex. The regular council meeting was advertised and pushed forward a week due to the Georgia Municipal Association Annual Convention in Savannah. Mayor Michael Chidester, Council Members James Richardson, Rusty Adams and Chris Hodges were in attendance. Council Member Alan Dorsey and Michael Chumbley were absent. City employees that attended were City Clerk Telina Allred, City Administrator Tiffany Sandefur, Public Works Director Tiffany Bibb, Police Chief Wesley Cannon, and Fire Chief Josh Riley. City Attorney Brian Causey attended the meeting as well. There was one visitor and a representative from the Georgia Post at the meeting.

Mayor Michael Chidester called the meeting to order at 6:01 PM, asked Council Member James Richardson to give the invocation and led the audience in the Pledge of Allegiance.

APPROVAL OF MINUTES: Mayor Chidester noted a correction that needed to be made to the July 12, 2021 minutes. City Clerk Telina Allred recorded the correction that needed to be made under item #2, Approval of Minutes. Minutes of the Mayor and Council Meeting held on July 12, 2021 after the notated correction is made was unanimously approved upon motion by Chris Hodges and James Richardson.

REZONING REQUEST: At 6:05 pm, a Public Hearing was held regarding the rezoning request to rezone property 055B 020 from its current R-3 Residential to C-3 PUD. Those speaking in favor of the rezoning: none. Those speaking against the rezoning: none. The Public Hearing closed at 6:07pm. Motion made by Chris Hodges, seconded by Rusty Adams to approve the rezoning of parcel 055B 020 from R-3 Residential to C-3 PUD. Unanimous.

SPECIAL EXCEPTION REQUEST: Motion made by James Richardson, seconded by Chris Hodges to approve a special exception for 125 White Oak Lane, parcel 053B 058, to allow for a 12” noise barrier fence on the back and partial sides of the property. Unanimous.

PLANNING & ZONING COMMISSION MINUTES: Motion made by James Richardson, seconded by Rusty Adams to approve the minutes of the Planning & Zoning Commission meeting held on July 15, 2021. Unanimous.

RESOLUTION REGARDING SUPPLEMENTAL APPROPRIATIONS FY2020: Motion made by Rusty Adams, seconded by Chris Hodges to approve the following Resolution authorizing the various budget amendments regarding the FY2020 Audit. Unanimous. (Resolution on file in the City Clerk’s office at the Municipal Complex.)

**SUPPLEMENTAL APPROPRIATIONS RESOLUTION FOR FISCAL YEAR  
2020**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON,  
GEORGIA TO SUPPLEMENT THE GENERAL APPROPRIATIONS RESOLUTION**

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**PASSED BY MAYOR AND COUNCIL, THE 18th DAY OF DECEMBER, 2019 FOR FISCAL YEAR 2020; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Mayor and Council did by Resolution on the 18<sup>th</sup> day of December, 2019, adopt a budget for the operations of the City's functions for Fiscal Year 2020; and

**WHEREAS**, various supplemental budget adjustments are necessary to conduct the affairs of the City and to implement the policies of the governing body as set out on the attached Exhibit "A", which by this reference is hereby made a part of this Resolution.

**BE IT RESOLVED** by Mayor and Council of the City of Byron, Georgia and it is hereby so resolved by the authority of same that the additional sums of money itemized on the attached Exhibit "A", for the various operations of the City of Byron General Fund be hereby appropriated, and those sums in parenthesis are hereby disappropriated for any line item appearing opposite the same.

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

**SO ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 16th DAY OF AUGUST, 2021.**

ORDINANCE (#2021-10) REGARDING CHAPTER 18, FIRE PREVENTION AND PROTECTION: Second reading was held of AN ORDINANCE (#2021-10) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO ENACT CERTAIN SECTIONS AND/OR SUBSECTIONS OF CHAPTER 18, FIRE PREVENTION AND PROTECTION OF THE CODE OF ORDINANCES OF THE CITY OF BYRON, AND FOR OTHER PURPOSES. Motion was made by Rusty Adams, seconded by James Richardson to adopt Ordinance #2021-10. Unanimous.

RESOLUTION REGARDING THE TSPLOST INTERGOVERNMENTAL AGREEMENT: Motion made by James Richardson, seconded by Chris Hodges to reapprove the following Resolution authorizing the Mayor to execute all necessary documents to enter into a revised Intergovernmental Agreement with Peach County, Fort Valley, Perry and Warner Robins regarding the 2021 TSPLOST (Special District Mass Sales and Use Tax). Unanimous. (Resolution in its entirety on file in the City Clerk's office at the Municipal Complex.)

SPECIAL DISTRICT MASS TRANSPORTATION SALES AND USE TAX INTERGOVERNMENTAL AGREEMENT

THIS Intergovernmental Agreement (the "Agreement") is made and entered into effective the \_\_\_ day of 2021, by and between Peach County, Georgia (the "County"), the Cities of Byron,

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Fort Valley, Perry, and Warner Robins, Georgia (the "Cities"), both acting pursuant to lawful authority by their respective governing bodies do hereby agree as follows.

WITNESSETH

WHEREAS, Article SA of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, as amended titled "Special District Mass Transportation Sales and Use Tax" (the "TSPLOST Act") authorizes the imposition of a 1 percent Sales and Use Tax (the "Sales and Use Tax") for purposes, of financing capital outlay projects as specified in O.C.G.A. Section 48-8-260(4)(A)(B)(C) and (D); and

WHEREAS, in accordance with the requirements of O.C.G.A. Section 48-8-262(a)(2), the County and Cities met on February 26, 2021, to discuss the rate of tax and possible projects for inclusion in a TSPLOST referendum to be held on the 2<sup>o</sup>a day of November 2021; and

WHEREAS, the County and Cities wish to use the proceeds of the proposed Sales and Use Tax for the purposes described above.

NOW, THEREFORE, in consideration of the mutual promises and understandings made in this Agreement, and for other good and valuable consideration, and in accordance with O.C.G.A. Section 48-8-262(b)(I), the County and the Cities consent and agree as follows:

**SECTION I. Representation of the Parties.** The parties hereto make the following representations and warranties which are specifically relied upon by both parties as a basis for entering into this Agreement.

The County agrees that it will take all actions necessary to call a referendum election to be held in all the voting precincts in the County on the 2<sup>o</sup>a day of November 2021, for the purpose of submitting to the qualified voters of the County for their approval, the question of whether or not a Special District Mass Transportation Sales and Use Tax of 1 percent shall be imposed on all sales and uses in the special district of Peach County, as authorized by the TSPLOST Act for 20 calendar quarters (five years), commencing on the 1st day of April 2022, for the purpose of funding both the County and the Cities projects specified in Appendix A attached hereto (hereinafter more fully referred to and hereby defined collectively as the "Projects").

The amount of money to be raised by the Sales and Use Tax is estimated to be twenty-seven

million dollars (\$27,000,000).

RESOLUTION REGARDING PERSONNEL POLICY 6.2: Motion made by James Richardson, seconded by Chris Hodges to approve the following Resolution to amend Personnel Policy 6.2 entitled Holidays to include the recognition of Juneteenth into the City of Byron paid holidays. 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 TO APPROVE A REVISED PERSONNEL POLICY CONCERNING HOLIDAYS; 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 City of Byron hereby adopts the following revised Personnel Policy:

Policy No. 6.2 Holidays

A copy of said revised Policy is attached hereto as Exhibit "A", and by this reference made a part of this Resolution. This revision shall be effective on August 16, 2021.

All policies or parts of policies in conflict herewith are hereby repealed.

**BE IT FURTHER RESOLVED** that this revised policy shall be made a part of the City of Byron Personnel Manual, and organized and numbered by the City Council Personnel Committee as the Committee shall deem appropriate.

SO ADOPTED THIS 16<sup>TH</sup> DAY OF August, 2021.

RESOLUTION REGARDING AMENDED VARIOUS JOB DESCRIPTIONS: Motion made by Chris Hodges, seconded by Rusty Adams to approve the following Resolution to adopt the amended job descriptions for the positions of Court Administrator, Deputy City Clerk and Administrative Assistant for the City of Byron with an effective date of September 2, 2021. 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 TO APPROVE THE CITY OF BYRON AMENDED JOB DESCRIPTIONS FOR COURT ADMINISTRATOR, DEPUTY CITY CLERK AND ADMINISTRATIVE ASSISTANT; AND FOR OTHER PURPOSES.**

**BE IT RESOLVED** by the Mayor and Council of the City of Byron, Georgia to approve the City of Byron Amended Job Descriptions for Court Administrator, Deputy City Clerk and Administrative Assistant as set out in the Exhibit "A" which by this reference is made a part of this Resolution.

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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 THIS 16TH DAY OF AUGUST, 2021.**

AGENDA AMENDED: Michael Chidester stated that he was supposed to add as item (12) City Hall/Administrative offices closing for lunch from 12:00-1:00pm beginning October 1<sup>st</sup> to the agenda at the beginning of the meeting and asked to add it. There were no objections to do so.

CLOSED SESSION: At 6:16 PM, motion was made by Chris Hodges, seconded by James Richardson that the Mayor and Council go into closed session all allowed by O.C.G.A. 50-14-2 for the purpose of discussing personnel matters.

MOTION APPROVED

Those voting in favor of the motion for closure: Council Members Chris Hodges, Rusty Adams and James Richardson. Those voting against the motion for closure: None.

Those attending the Closed Session were Mayor Michael Chidester, Council Members Rusty Adams, James Richardson and Chris Hodges. City Attorney Brian Causey attended the meeting as did City Clerk Telina Allred and City Administrator Tiffany Sandefur.

OPEN SESSION: Motion was made by James Richardson, seconded by Chris Hodges to return to open session at 6:28 PM. Unanimous.

COURT ADMINISTRATOR APPOINTMENT: Motion made by Rusty Adams, seconded by James Richardson to approve the appointment of a Court Administrator. Unanimous.

DEPUTY CLERK APPOINTMENT: Motion made by James Richardson, seconded by Chris Hodges to approve the appointment of a Deputy City Clerk. Unanimous.

ADMINISTRATION LUNCH HOURS: Motion made by Rusty Adams, seconded by James Richardson to approve closing the administrative department/City Hall offices daily for lunch from 12:00-1:00pm. Unanimous.

ADJOURNMENT: Motion was made by Chris Hodges, seconded by James Richardson to adjourn the meeting at 6:31 PM. Unanimous.

Telina Allred  
Clerk of Council

