

City of Byron
Mayor and Council Minutes
September 13, 2021

The City of Byron Mayor and Council met in regular session in the Auditorium at the Municipal Complex. Mayor Michael Chidester, Council Members James Richardson, Rusty Adams, Michael Chumbley, Alan Dorsey and Chris Hodges were in attendance. City employees that attended were City Clerk Telina Allred, City Administrator Tiffany Sandefur, Public Works Director Tiffany Bibb, Police Chief Wesley Cannon, Court Administrator Dede Thibodeaux, Stormwater Manager April Cunard and Fire Chief Josh Riley. City Attorney Brian Causey attended the meeting as well. There were four (4) visitors 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.

AGENDA AMENDED: Mayor Chidester asked that the agenda be amended to add as item #16 consideration to lift the hiring freeze and to remove from the agenda items #11 and #14 requiring further study.

APPROVAL OF MINUTES: Motion made by Michael Chumbley, seconded by Chris Hodges to approve the minutes of the Mayor and Council Meetings held on August 16 and August 23, 2021. Unanimous.

PLANNING & ZONING COMMISSION MINUTES: Motion made by Chris Hodges, seconded by Rusty Adams to approve the minutes of the Planning & Zoning Commission meeting held on September 21, 2021. Unanimous.

RESOLUTION REGARDING GEORGIA CITIES WEEK: City Clerk Telina Allred spoke on the festivities for Georgia Cities Week this year and the many goodies and items to share with the citizens and visitors to the Municipal Complex during that week. Motion made by Alan Dorsey, seconded by Chris Hodges to approve a Resolution to recognize Georgia Cities Week during October 3-9, 2021. Unanimous.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA RECOGNIZING GEORGIA CITIES WEEK, OCTOBER 3-9, 2021 AND ENCOURAGING ALL RESIDENTS TO SUPPORT THE CELEBRATION AND CORRESPONDING ACTIVITIES.

WHEREAS, city government is the closest to most citizens, and the one with the most direct daily impact upon its residents; and

WHEREAS, city government is administered for and by its citizens, and is dependent upon public commitment to and understanding of its many responsibilities; and

WHEREAS, city government officials and employees share the responsibility to pass along their understanding of public services and their benefits; and

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WHEREAS, Georgia Cities Week is a very important time to recognize the important role played by city government in our lives; and

WHEREAS, this week offers an important opportunity to spread the word to all the citizens of Georgia that they can shape and influence this branch of government which is closest to the people; and

WHEREAS, the Georgia Municipal Association and its member cities have joined together to teach students and other citizens about municipal government through a variety of different projects and information; and

WHEREAS, Georgia Cities Week offers an important opportunity to convey to all the citizens of Georgia that they can shape and influence government through their civic involvement.

NOW, THEREFORE BE IT RESOLVED that the City of Byron declares October 3-9, 2021 as Georgia cities week.

BE IT FURTHER RESOLVED that the City of Byron encourages all citizens, city government officials and employees to do everything possible to ensure that this week is recognized and celebrated accordingly.

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 13th day of September, 2021.

GENERAL ELECTION RETURNS: Elections Superintendent Betty Sims gave the following Election Returns for the election scheduled for November 2, 2021. The election was cancelled due to the candidates qualified for office and were unopposed and deemed to have voted for themselves.

For City Council Post 3: Michael S. Chumbley

For City Council Post 4: Chris Hodges

For City Council Post 5: Alan C. Dorsey

Michael S. Chumbley is elected to serve in Council Post 3, term to expire December 31, 2025.

Chris Hodges is elected to serve in Council Post 4, term to expire December 31, 2025.

Alan Dorsey is elected to serve in Council Post 5, term to expire December 31, 2025.

BOARD APPOINTMENTS: Motion made by James Richardson, seconded by Michael Chumbley to approve the reappointment of Jeff Owens to the Planning & Zoning Board, term to expire September 13, 2021, and also to approve the appointment of David Sams to the Planning & Zoning Board to replace Willie Frank Hamlin, term to expire September 13, 2021. Unanimous.

ORDINANCE (#2021-11) REGARDING CHAPTER 15, CIVIL EMERGENCIES: First reading was held of AN ORDINANCE (#2021-11) OF THE CITY OF BYRON, GEORGIA TO ENACT CERTAIN SECTIONS AND/OR SUBSECTIONS OF CHAPTER 15, CIVIL EMERGENCIES, OF THE CODE OF ORDINANCES OF THE CITY OF BYRON, AND FOR OTHER PURPOSES.

WATERFIRST COMMUNITY: David Gipson and Mandy DeVore from Georgia Environmental Finance Authority (GEFA) presented a WaterFirst Designation to the City of Byron as the 41st designee having achieved the nine criteria needed. He further said the designation also helps with getting a reduction on water related loans in the future. Mayor Chidester then presented local 4-H member Kloey Cummings with a certificate of appreciation for all of her help at a recent banquet presentation and for helping the city achieve its designation. Kloey said she had a lot of fun doing it.

GEFA THIRD LOAN MODIFICATION: Motion made by Alan Dorsey, seconded by Michael Chumbley to approve the following Resolution authorizing the Mayor to execute a third modification of promissory note and loan agreement on CW2016048. Unanimous.

A RESOLUTION AUTHORIZING THE CITY OF BYRON TO INCREASE THE LOAN AMOUNT UNDER THE BELOW-DESCRIBED PROMISSORY NOTE WITH THE GEORGIA ENVIRONMENTAL FINANCE AUTHORITY, TO ADOPT A MODIFICATION OF PROMISSORY NOTE AND LOAN AGREEMENT, AND FOR OTHER PURPOSES.

**EXTRACT OF MINUTES
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 the 13th day of September, 2021.

WHEREAS, the Borrower has borrowed \$2,500,000 from the GEORGIA City of Byron

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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 desires to increase the loan amount by \$475,000; 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 Modification of Promissory Note and Loan Agreement (the "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 Modification are hereby approved and authorized.

BE IT FURTHER RESOLVED by the governing body of the Borrower that the terms of the 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 Modification, and any related documents necessary to the consummation of the transactions contemplated by the Modification.

SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 13th DAY OF SEPTEMBER 2021.

LMIG FY2022: Motion made by Chris Hodges, seconded by Michael Chumbley to authorize the Mayor to approve the Local maintenance & Improvement Grant (LMIG) FY2022 streets list and the 30% match. Those voting in favor: Chumbley, Hodges, Richardson and Dorsey. Rusty Adams abstained. MOTION PASSED.

OPB GRANT: Michael Chumbley made a motion, seconded by Chris Hodges to authorize the Mayor to approve Option C regarding the Governor's Office of Planning & Budget Grant for the Benjamin Hawkins water tower and the funding as discussed in the previous Budget, Charter and Legislative Committee. Unanimous.

RESOLUTION REGARDING AMENDED POLICY REGARDING COVID 19 PANDEMIC:
ITEM TABLED UNTIL OCTOBER.

RESOLUTION REGARDING PERSONNEL POLICY 6.1: Motion made by Michael Chumbley, seconded by Alan Dorsey to approve the following Resolution authorizing the Mayor to approve an amendment to the Personnel Policy 6.1 Annual Leave. Unanimous.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA TO APPROVE A REVISED PERSONNEL POLICY CONCERNING ANNUAL LEAVE; 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. 6.1 Annual Leave

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 September 14, 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 13TH DAY OF September, 2021.

RESOLUTION REGARDING PERSONNEL POLICY 6.3: Motion made by Michael Chumbley, seconded by Rusty Adams to approve the following Resolution authorizing the Mayor to approve an amendment to the Personnel Policy 6.3 Sick Leave. Unanimous.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA TO APPROVE A REVISED PERSONNEL POLICY CONCERNING SICK LEAVE; 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. 6.3 Sick Leave

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 September 14, 2021.

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

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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 13TH DAY OF September, 2021.

BLIGHT/NUISANCE LETTER: ITEM TABLED UNTIL OCTOBER.

MUNICIPAL COMPLEX ROOF REPAIRS: Motion made by Rusty Adams, seconded by Chris Hodges to approve hiring Jody Usry of Edifice Consulting, Inc to put the RFP together for needed roof repairs for the City of Byron. Unanimous.

EMPLOYEE STAFFING: Motion made by Michael Chumbley, seconded by Rusty Adams to lift the hiring freeze for the City of Byron. Unanimous.

ADJOURNMENT: Motion was made by Michael Chumbley, seconded by Chris Hodges to adjourn the meeting at 6:22 PM. Unanimous.

Telina Allred
Clerk of Council