

City of Byron
Mayor and Council Minutes
September 11, 2023

The City of Byron Mayor and Council met in regular session in the Council Chambers of 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, Major Bill Lavender, Investigator Melanie Bickford, Chief Court Clerk Dede Thibodeaux and Public Works Director Tiffany Bibb. City Attorney Brian Causey attended the meeting as did five (5) visitors. Representatives from the Leader Tribune and The Byron Buzz were also at the meeting.

Mayor Michael Chidester called the meeting to order at 6:00pm, Asked James Richardson to give the invocation and led the audience in the Pledge of Allegiance.

ADD TO AGENDA: Mayor Chidester asked that the agenda be amended to add as item 14, the consideration of appointment of Amie Grace to the Byron Housing Authority.

APPROVAL OF MINUTES: Motion made by Michael Chumbley, seconded by Alan Dorsey to approve the minutes of the Mayor and Council Meeting held on August 14, 2023. Unanimous.

REZONING REQUEST: At 6:03pm, a public hearing was held regarding the request to rezone property located at Tax Map 055B 001, 3.36 acres, from R-3 to C-1. Those to speak in favor: David McCrory spoke in favor of the rezoning. Those to speak against the rezoning request: None. The public hearing closed at 6:10pm. Motion made by Michael Chumbley, seconded by Chris Hodges to approve the rezoning request. Unanimous.

PLANNING & ZONING COMMISSION MINUTES: Motion made by Michael Chumbley, seconded by Chris Hodges to approve the Planning & Zoning Commission Meeting minutes held on August 28, 2023. Unanimous.

CITIZEN TIME TO ADDRESS COUNCIL: Joy Moten Thomas from Atrium Health Navicent spoke regarding the burial of a time capsule on October 12th and asked if the City of Byron would like to add any items to it. Mayor Chidester agreed as Byron is approaching its 150th year.

RESOLUTION REGARDING TAC/DEPUTY CLERK JOB DESCRIPTION: Motion was made by Chris Hodges, seconded by Rusty Adams to approve the following amended job description for a Court Terminal Agency Coordinator/Deputy Clerk. Unanimous.

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA TO APPROVE AN AMENDED CITY OF BYRON JOB DESCRIPTION; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia to approve an amended City of Byron Job Description as set out in the 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 THIS 11TH DAY OF SEPTEMBER, 2023.

RESOLUTION REGARDING AN EPD HAZARD ACKNOWLEDGEMENT FORM: Motion made by Chris Hodges, seconded by Alan Dorsey to approve the following Resolution for an EPD Hazard Acknowledgement Form. 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 AN EPD HAZARD ACKNOWLEDGEMENT FORM; AND FOR OTHER PURPOSES.

BE IT RESOLVED by the Mayor and Council of the City of Byron, Georgia to approve an EPD Hazard Acknowledgement Form as set out in the 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 THIS 11TH DAY OF SEPTEMBER, 2023.

PLANNING & ZONING BOARD APPOINTMENTS: Motion made by Chris Hodges, seconded by James Richardson to approve the reappointment of Jeff Owens and David Sams to the Byron Planning & Zoning Board, both terms to expire September 13, 2025. Unanimous.

ORDINANCE (#2023-6) REGARDING ROADS APPROVED FOR SPEED DETECTION DEVICES: Second reading was held and to consider the adoption of AN ORDINANCE (#2023-6) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND SUBSECTION 38.2 OF CHAPTER 38, TRAFFIC AND VEHICLES, OF THE CODE OF ORDINANCES OF THE CITY OF BYRON, AND FOR OTHER PURPOSES. Motion made by Alan Dorsey, seconded by Chris Hodges to adopt Ordinance (#2023-6). Unanimous.

ORDINANCE (#2023-7) REGARDING CHAPTER 6, ANIMALS: Second reading was held and to consider the adoption of AN ORDINANCE (#2023-7) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND CHAPTER 6 ANIMALS, ARTICLE 1-IN GENERAL, BY ADDING A SECTION 6-7, AND TO AMEND CHAPTER 6 ANIMALS, ARTICLE 2-DOGS, DIVISION 1-GENERALLY, BY REPEALING AND DELETING SECTION 6-41 IN ITS ENTIRETY AND MARKING SECTION 6-41 AS RESERVED, AND FOR OTHER PURPOSES. Motion made by Rusty Adams, seconded by Michael Chumbley to adopt Ordinance (#2023-7). Unanimous.

ORDINANCE (#2023-8) REGARDING CHAPTER 36, TAXATION: First reading was held of AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND CHAPTER 36-TAXATION, ARTICLE IV HOTEL/MOTEL TAX, SECTION 36-161-DEFINITIONS, AND FOR OTHER PURPOSES.

BYRON RECYCLING CENTER: Motion made by Chris Hodges, seconded by James Richardson to table the item until the October 9th council meeting. Unanimous. TABLED.

GRANT ADMINISTRATION SERVICES: Motion made by Chris Hodges, seconded by Alan Dorsey to approve the recommendation of Carter & Sloope for grant administration services for the City of Byron. Unanimous.

ENGINEERING SERVICES: Motion made by Chris Hodges, seconded by Alan Dorsey to approve the recommendation of Carter & Sloope for engineering services for the City of Byron. Unanimous.

BYRON HOUSING AUTHORITY BOARD APPOINTMENT: Motion made by James Richardson, seconded by Chris Hodges to approve appointing Amie Grace to the Byron Housing Authority Board, term to expire May 1, 2028. Unanimous.

CLOSED SESSION: At 6:23 PM, Motion was made by Michael Chumbley, seconded by Chris Hodges that the Mayor and Council go into closed session all allowed by O.C.G.A. 50-14-2 for the purpose of discussing pending litigation and land acquisition.

MOTION APPROVED

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

Those attending the Closed Session were Mayor Michael Chidester, Council Members Rusty Adams, James Richardson, Michael Chumbley, Chris Hodges, and Alan Dorsey. City Attorney Brian Causey attended the meeting as did City Clerk Telina Allred, Major Bill Lavender, Captain Bryan Hunter, Public Works Director Tiffany Bibb, and City Administrator Tiffany Sandefur.

OPEN SESSION: Motion was made by Chris Hodges, seconded by Michael Chumbley to return to open session at 7:01 PM. Unanimous.

ANIT-LITEM CLAIM: Motion made by Chris Hodges, seconded by Rusty Adams to acknowledge the claim, forward to the insurer, and reserve all defenses to the adequacy of the anti litem notice. Unanimous.

ANIT-LITEM CLAIM: Motion made by Chris Hodges, seconded by Alan Dorsey to acknowledge receipt of the claim and forward to our insurer even though the city appears to have no involvement in the claim. Unanimous.

CITIZEN LETTER: Motion made by Michael Chumbley, seconded by Chris Hodges to authorize the City Attorney to write a letter to the constituent in response to his letter regarding the civil matter. Unanimous.

ACQUISITION OF LAND: Motion made by Michael Chumbley, seconded by Chris Hodges to authorize condemnation if other negotiations fail concerning the Benjamin Hawkins waterline easement. Unanimous.

Mayor and Council Minutes
September 11, 2023
Page 5, cont'd.

ADJOURNMENT: Motion was made by Michael Chumbley, seconded by Chris Hodges to adjourn the meeting at 7:05 PM. Unanimous.

Telina Allred
Clerk of Council