

City of Byron
Mayor and Council Minutes
August 12, 2024

The City of Byron Mayor and Council met in regular session in the Council Chambers of the Municipal Complex. Mayor Michael Chidester and Council Members James Richardson, Rusty Adams, Michael Chumbley, and Chris Hodges were in attendance. Council Member Alan Dorsey was absent. City employees that attended were City Administrator Tiffany Sandefur, City Clerk Telina Allred, Assistant to the City Administrator Melanie Bickford, Fire Chief Josh Riley, Fire Captain Mark Gernscheid, Director of Building, Planning and Zoning Tiffany Bibb, Captain Bryan Hunter, and Chief Court Clerk Dede Thibodeaux. City Attorney Brian Causey attended the meeting as did 14 visitors. A representative from the Leader Tribune was also in attendance.

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

APPROVAL OF MINUTES: Motion made by Michael Chumbley, seconded by Chris Hodges to approve the minutes of the Mayor and Council Meetings held on July 8 and July 22, 2024. Unanimous.

CITIZEN TIME TO ADDRESS COUNCIL: Scouts of America Troop 919 approached Mayor and Council to obtain permission to build picnic benches in the park for an Eagle Project. Mayor Chidester requested that bolts be used instead of nails to be stronger. It was unanimously approved. An update was given on the flag box that is being made as well. Council was informed it was at the welders and will stand 3-feet tall when complete. Lastly, with the closing of Camp Ben Hawkins, arrow men are without a service project which is normally clearing brush and overgrowth. Troop 919 had asked that the city keep them in mind for projects in the near future and thanked them for their time.

RESOLUTION REGARDING 2024 CHIP GRANT AWARD DOCUMENTS: Motion made by Michael Chumbley, seconded by Rusty Adams to approve the following Resolution to authorize the Mayor to execute all award documents as they pertain to the 2024 Community Home Incentive Program. (CHIP) Grant. 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 ALL AWARD DOCUMENTS PERTAINING TO THE 2024 COMMUNITY HOME INCENTIVE PROGRAM (CHIP)

GRANT; 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 the following award documents pertaining to the 2024 Community HOME Investment Program:

1. CHIP Grant Agreement as the attached Exhibit "A", attached and incorporated herein.
2. Resolution for the 2024 CHIP Administrative Manual as Exhibit "B", attached and incorporated herein.
3. Resolution for Local Policies and Procedures as Exhibit "C", attached and incorporated herein.
4. Resolution for Eligibility Requirements as Exhibit "D", attached and incorporated herein.
5. Resolution for Georgia State Statutes as Exhibit "E", attached and incorporated herein.
6. Resolution for Section 3 Policies as Exhibit "F", attached and incorporated herein.

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 12th DAY OF AUGUST, 2024.

RESOLUTION REGARDING ADMINISTRATIVE SERVICES FOR THE 2024 CHIP GRANT:

Motion made by James Ricardson, seconded by Michael Chumbley to approve the following Resolution to authorize hiring Grant Specialists of Georgia, Inc for technical and administrative services regarding the 2024 Community HOME Investment Program (CHIP) Grant. 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 GRANT SPECIALISTS OF GEORGIA, INC. REGARDING THE 2024 COMMUNITY HOME INCENTIVE PROGRAM (CHIP) GRANT; 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 between the City of Byron and Grant Specialists of Georgia, 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 12th DAY OF AUGUST, 2024.

RESOLUTION REGARDING THE BYRON SKATE PARK LWCF GRANT: Motion made by Chris Hodges, seconded by James Richardson to approve the following Resolution authorizing the Mayor to execute the acceptance of the terms of the Lad and Water Conservation Fund (LWCF) Grant regarding the Byron Skate Park. 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 THE GEORGIA DEPARTMENT OF NATURAL RESOURCES; AND FOR OTHER PURPOSES.

WHEREAS, at the regular council meeting of the City of Byron, Georgia, held on the 12th day of August, 2024 a motion was made and duly seconded that the City of Byron agrees to the terms of the contract for a state grant between the Georgia Department of Natural Resources and the City of Byron for a grant of financial assistance to design, construct, and build the Byron Skate Park, authorize the Mayor to execute said contract on behalf of the City of Byron, and accept the grant provided for in said contract in the amount of \$250,000.00.

NOW, THEREFORE BE IT RESOLVED by the City of Byron, Georgia, that the terms and conditions of the contract between the Georgia Department of Natural Resources and the City of Byron are hereby agreed to, the Mayor is authorized and empowered to execute said contract and any subsequent amendments thereto on behalf of the City of Byron, and the grant provided for in said contract in the amount of \$250,000.00 is hereby accepted to be used under the terms and conditions of said contract, and that sufficient funds have been designated to assure the acquisition and /or development, operation and maintenance of the facilities and /or delivery of services as identified in said contract.

SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 12th DAY OF AUGUST, 2024.

RESOLUTION FOR A MORATORIUM REGARDING GAS STATIONS: Motion made by Chris Hodges, seconded by Michael Chumbley to approve the following Resolution to approve a temporary moratorium regarding gas stations, travel centers, and convenience stores in the City of Byron. The moratorium ends on February 12, 2025. Unanimous. (Resolution on file in the City Clerk's office at the Municipal Complex.)

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A RESOLUTION PURSUANT TO THE CHARTER AND CODE OF BYRON, ESTABLISHING A TEMPORARY MORATORIUM ON THE APPLICATIONS, ZONING, PERMITTING, DEVELOPMENT, CONSTRUCTION, AND LAND USE IN ALL ZONES FOR GAS STATIONS, TRAVEL CENTERS, AND CONVENIENCE STORES, WITHIN THE TERRITORIAL LIMITS OF THE CITY OF BYRON UNTIL FEBRUARY 12, 2025; AND FOR OTHER PURPOSES.

SO RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA ON THE 12th DAY OF August 2024.

BANK ACCOUNT FOR 2024 CHIP GRANT: Motion made by Chris Hodges, seconded by James Richardson to approve a new bank account to be opened regarding the 2024 Community HOME Incentive Program (CHIP) Grant. Unanimous.

ORDINANCE (#2024-6) REGARDING CREATION OF A NEW STREET: First reading was held of AN ORDINANCE (#2024-6) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO CREATE AND NAME A STREET PURSUANT TO ITS POWERS UNDER THE BYRON CITY CHARTER AS AMENDED BY ITS ENTIRETY AND ADOPTED DEC. 10, 2018, ARTICLE I-INCORPORATION AND POWERS, AND FOR OTHER PURPOSES.

ORDINANCE (#2024-7) CHAPTER 10, REGARDING VAPE AND HOOKAH SHOPS: First reading was held of AN ORDINANCE (#2024-7) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND CHAPTER 10-BUSINESSES AND BUSINESS REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF BYRON TO ADD A NEW ARTICLE RELATING TO VAPING AND HOOKAH BY ADDING, AMENDING, INSERTING, MODIFYING, AND/OR ASSERTING A NEW ARTICLE, NEW DIVISIONS, AND NEW SECTIONS, AND FOR OTHER PURPOSES.

ORDINANCE (#2024-8) CHAPTER 10, REGARDING NUMBER OF WRECKERS ON CALL AT A TIME: First reading was held of AN ORDINANCE (#2024-8) OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND CHAPTER 10-BUSINESSES AND BUSINESS REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF BYRON CONCERNING ARTICLE IV OF CHAPTER 10, WRECKER AND TOWING

SERVICES, BY AMENDING, INSERTING, DELETING, MODIFYING, AND/OR ASSERTING IN THEIR PLACE THE FOLLOWING PROVISIONS, AND FOR OTHER PURPOSES.

ORDINANCE (#2024-9) REGARDING STORM WATER: First reading was held of AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BYRON, GEORGIA, TO AMEND CHAPTER 40-UTILITIES, ARTICLE VI-STORMWATER UTILITY, AND TO AMEND CHAPTER 16-ENVIRONMENT, ARTICLES IV, V, AND VIII, OF THE CODE OF ORDINANCES OF THE CITY OF BYRON, BY AMENDING, INSERTING, DELETING, MODIFYING, AND/OR ASSERTING IN THEIR PLACE THE FOLLOWING PROVISIONS, AND FOR OTHER PURPOSES.

AWARD SOLID WASTE BID: Motion made by Michael Chumbley, seconded by Chris Hodges to TABLE item until the September council meeting. Unanimous.

FIREWORKS DISPLAY PERMIT APPLICATION: Motion made by Chris Hodges, seconded by James Richardson to approve a permit application for fireworks displays in the City of Byron in accordance with House Bill 417, O.C.G.A. 25-10-4. Unanimous.

RESOLUTION REGARDING AMENDED BUILDING, PLANNING & ZONING SCHEDULE OF FEES: Motion made by Chris Hodges, seconded by Rusty Adams to TABLE item until the September council meeting. Unanimous. (Resolution on file in the City Clerk's office at the Municipal Complex.)

BMP MAINTENANCE AGREEMENT: Motion made by James Richardson, seconded by Chris Hodges to approve the Mayor to authorize a Permanent BMP Maintenance Agreement with Early Estates Subdivision regarding property located at Tax Map 052 014CA and 025 014C. Unanimous.

CLOSED SESSION: At 6:24pm, Motion was made by Chris Hodges, seconded by Michael Chumbley that the Mayor and Council go into closed session all allowed by O.C.G.A. 50-14-2 for the purpose of discussing possible threatening litigation.

MOTION APPROVED

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Those voting in favor of the motion for closure: Council Members Michael Chumbley, James Richardson, Rusty Adams, and Chris Hodges. 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, and Chris Hodges. City Attorney Brian Causey, City Clerk Telina Allred, Police Captain Bryan Hunter, Assistant to the City Administrator Melanie Bickford, and City Administrator Tiffany Sandefur.

OPEN SESSION: Motion was made by Chris Hodges, seconded by James Richardson to return to open session at 6:34 pm. Unanimous.

ADJOURNMENT: Motion was made by Michael Chumbley, seconded by Chris Hodges to adjourn the meeting at 6:35 pm. Unanimous.

Telina Allred
Clerk of Council