

OXFORD CITY COUNCIL
MINUTES OF MEETING

DATE: December 9, 2014
TIME: 6:30 P.M.
PLACE: Oxford City Hall
PRESENT: Mr. Steven Waits, Council President
Mr. Phil Gardner, Council Member
Mr. Mike Henderson, Council President Pro Tempore
Mrs. Charlotte Hubbard, Council Member
Mr. Chris Spurlin, Council Member

ABSENT: Mayor Leon Smith

The meeting was called to order by Council President Steven Waits and Shirley Henson, City Clerk of the City, served as the Clerk of the meeting.

John Ross of Betta View Hills Church of Christ gave the invocation.

PLEDGE OF ALLEGIANCE

Mr. Waits stated we like to recognize students in our school system who have excelled in academics and character. Tonight we recognize Kaylee Hayden. Kaylee is a senior at Oxford High School. Her parents are Tonia and David Hayden. Kaylee enjoys giving to those in need, helping within her community, and dancing. Last December Kaylee went on a mission trip to Orlando to "Give Kids The World Village," a place for children with life threatening illnesses to go and relax and enjoy the resort with their families. She witnessed amazing things at the Village and got to achieve her top goal: to make a difference in someone's life. At OHS Kaylee is a member of the OHS Writing Team and Color Guard. Her favorite subject is English and her favorite teacher is Mrs. Dickert. Upon graduating from Oxford High, Kaylee plans to be a missionary.

Miss Kaylee Hayden led the Pledge of Allegiance.

Mr. Waits stated thank you Kaylee and congratulations.

APPROVAL OF MINUTES

Mr. Waits stated each member of the Council had previously received a copy of the minutes of the November 24, 2014 regular meeting. Mr. Henderson made a motion that the minutes be approved as presented. The motion was seconded by Mr. Spurlin.

Mr. Waits called for any comments or questions; there being none, on roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried.

OLD BUSINESS

Mr. Waits called for any old business; there was none.

NEW BUSINESS

Recognize Casey Ramey with the Muscular Dystrophy Association for a presentation to the Oxford Fire Department.

Mr. Waits recognized Casey Ramey for a presentation to the Fire Department. Ms. Ramey thanked the Council for letting her be a part of tonight's meeting. Ms. Ramey stated it is a special time for me to come by. As you know the Oxford Fire Department has worked with us for several years and this is the 60th year for fire firefighters to support the Muscular Dystrophy Association. Ms. Ramey asked for a round of applause for the firefighters. When I met with the Oxford Fire Department at the beginning of the year our goal was to raise \$8,000.00 and I am happy to report that they have raise almost \$19,000.00 for the Muscular Dystrophy Association. It will be paid through local services as well as research. I would like to present a plaque to the Oxford Fire Department. Ms. Ramey thanked the Fire Department for their service.

Fire Chief Gary Sparks stated this is because of Donnie Adams. We raised \$11,000.00 because Donnie stayed in the bucket. A lot of hard work.

Mr. Waits stated there are a lot of firefighters here tonight. Please stand and let us recognize you. We appreciate what you do.

Ms. Ramey thanked them for their work and stated that the money goes to local services and funding.

Recognize Fire Chief Gary Sparks for the presentation of the Earl P. Haynes Awards of Excellence.

Chief Sparks stated as you all well know we lost Earl Haynes a few months ago. We were trying to think of a way to honor Earl and we got to talking about ways to recognize people that go above and beyond. So we came up with this award called the Earl Haynes Excellence Award. It may be given to a firefighter, someone in the community, someone who goes above and beyond their call of duty, protect lives, prevent fires or what not.

The first Earl Haynes Award of Excellence goes to Mark McCurdy. Mark was the bus driver whose bus caught on fire on September 7, 2014. His quick actions and training kicked in and did exactly what he was supposed to do. He got those kids off the bus and made sure they were safe. We lost a bus but we didn't lose any lives and no one was hurt. We want to give this award to Mark and thank him for the job he did.

Then every so often you have one of your guys that does something. It is our job to protect lives and to go into a burning building when no one else will. On October 10, 2014 Captain Rodney Pate arrived on scene at a trailer fire and there was a victim inside that trailer. The lady's husband was sitting outside and had been trying to get her out. Rodney went inside by himself with no protection and got the lady out. Unfortunately the lady passed away a couple of days later but like I told Rodney that night she wouldn't have had that chance had he not have done

what he did. That is the kind of people that we have working for us. The second award goes to Captain Rodney Pate.

Mr. Waits stated I don't know what to say after that. We appreciate each and every one of you for what you do each day knowing you could be called to do something amazing. Rodney you are a hero man and thank you for what you do. Thank you to all of you for what you do every day. It doesn't go unnoticed and I am grateful for you. I think we have some great men who represent our community extremely well. I think you are great men in addition to being great firefighters. It is just an honor to have you representing our community. Chief Partridge I would say the same thing about the Police Department. We are grateful for your service.

Ordinance No. 2014-19 – Ordinance annexing the property of Baker Reynolds of 2779 U.S. Highway 78 East, Calhoun County, containing 1.73 acres, more or less.

Mr. Gardner made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-19 to be adopted at this meeting. The motion was seconded by Mr. Henderson.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mrs. Hubbard made a motion to approve Ordinance No. 2014-19. The motion was seconded by Mr. Spurlin.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Public Hearing

Mr. Waits opened the public hearing to receive comments on the request of Baker Reynolds to zone the property located at 2779 U.S. Highway 78 East to LM (Light Manufacturing). Mr. Waits declared the public hearing open.

Mr. Waits asked if there was anyone here to speak for or against this. There were none.

Mr. Waits declared the public hearing closed.

Ordinance No. 2014-20 – Ordinance to zone the property located at 2779 U.S. Highway 78 East to LM (Light Manufacturing).

Mrs. Hubbard made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-20 to be adopted at this meeting. The motion was seconded by Mr. Gardner.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Spurlin made a motion to approve Ordinance No. 2014-20. The motion was seconded by Mr. Gardner.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Ordinance No. 2014-21 – Ordinance annexing the property of Daniel and Christie Hagan of 98 West Drive, Talladega County, containing 3.5 acres, more or less.

Mrs. Hubbard made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-21 to be adopted at this meeting. The motion was seconded by Mr. Gardner.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Gardner made a motion to approve Ordinance No. 2014-21. The motion was seconded by Mr. Spurlin.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Public Hearing

Mr. Waits opened the public hearing to receive comments on the request of Daniel and Christie Hagan to zone the property located at 98 West Drive to R-1 (Residential). Mr. Waits declared the public hearing open.

Mr. Waits asked if there was anyone here to speak for or against this. Mr. Waits asked if Mr. and Mrs. Hagan were here. Mr. Waits asked if Mr. Hagan would like to say anything.

Mr. Waits declared the public hearing closed.

Ordinance No. 2014-22 – Ordinance to zone the property located at 98 West Drive to R-1 (Residential).

Mr. Henderson made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-22 to be adopted at this meeting. The motion was seconded by Mrs. Hubbard.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Spurlin made a motion to approve Ordinance No. 2014-22. The motion was seconded by Mrs. Hubbard.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Ordinance No. 2014-23 – Ordinance annexing the property of McIntosh, LLC off Reaves Drive, Talladega County, containing 0.53 acres, more or less.

Mr. Henderson made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-23 to be adopted at this meeting. The motion was seconded by Mrs. Hubbard.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Gardner made a motion to approve Ordinance No. 2014-23. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Public Hearing

Mr. Waits opened the public hearing to receive comments on the request of McIntosh, LC to zone the 0.53 acres off Reaves Drive to R-1 (Residential). Mr. Waits declared the public hearing open.

Mr. Waits asked if there was anyone here to speak for or against this. Mr. Waits stated that Kenny Stratton has done a good job on the developments that he has worked on.

Mr. Waits declared the public hearing closed.

Ordinance No. 2014-24 – Ordinance to zone the property located off Reaves Drive to R-1 (Residential).

Mrs. Hubbard made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-24 to be adopted at this meeting. The motion was seconded by Mr. Henderson.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Gardner made a motion to approve Ordinance No. 2014-24. The motion was seconded by Mr. Spurlin.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Resolution No. 2014-105 – Authorizing the Mayor to sign an agreement with East Alabama Regional Planning and Development Commission to provide transit services through a fixed route system for the residents of the City of Oxford and to continue to provide Americans with Disabilities Act (ADA) Paratransit Services for Fiscal Year 2015.

Mr. Spurlin made a motion to approve Resolution No. 2014-105. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions.

Mr. Waits stated the City of Oxford actually provides funding to help with this paratransit system that comes through Oxford and picks up our residents.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Resolution No. 2014-106 – Resolution approving an additional holiday for all City employees.

Mr. Waits stated this is a one time paid additional holiday for Friday, December 26, 2014.

Mr. Spurlin made a motion to approve Resolution No. 2014-106. The motion was seconded by Mrs. Hubbard.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Resolution No. 2014-107 – Resolution approving a one time pay raise for all City employees.

Mr. Waits stated this is a one time pay raise of \$50.00.

Mrs. Hubbard made a motion to approve Resolution No. 2014-107. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Waits stated there are a couple of Ordinances and Resolutions that we will be adding to the agenda.

Resolution No. 2014-108 – Approval of Maynard, Cooper and Gale, P.C. as a bond disclosure counsel.

Mr. Waits stated this is an agreement to retain disclosure counsel for our bonds.

Mr. Henderson made a motion to approve Resolution No. 2014-108. The motion was seconded by Mr. Spurlin.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard “Yea”, Mr. Gardner “Yea”, Mr. Spurlin “Yea”, Mr. Henderson “Yea” and Mr. Waits “Yea”. The motion carried unanimously.

Resolution No. 2014-109 – Approval of Adam Maniscalco as City Prosecutor.

Mrs. Hubbard made a motion to approve Resolution No. 2014-109. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions.

Mr. Waits stated Mr. Maniscalco does a good job for the City. Mrs. Hubbard stated his practice is in downtown Oxford.

On roll call the votes of the Council were as follows: Mrs. Hubbard “Yea”, Mr. Gardner “Yea”, Mr. Spurlin “Yea”, Mr. Henderson “Yea” and Mr. Waits “Yea”. The motion carried unanimously.

Resolution No. 2014-110 – Naming Bill Miller as the City of Oxford’s Public Defender.

Mr. Gardner made a motion to approve Resolution No. 2014-110. The motion was seconded by Mrs. Hubbard.

Mr. Waits called for comments or questions.

Mr. Waits stated Bill will do a great job for the City.

On roll call the votes of the Council were as follows: Mrs. Hubbard “Yea”, Mr. Gardner “Yea”, Mr. Spurlin “Yea”, Mr. Henderson “Yea” and Mr. Waits “Yea”. The motion carried unanimously.

Mr. Waits recognized Mr. Henderson for a resolution.

Resolution No. 2014-111 – Resolution between the City of Oxford and Alabama Power Company for costs to provide underground distribution service to the Oxford Recreational Complex located on Leon Smith Parkway in the amount of \$216,331.58.

Mr. Henderson made a motion to approve Resolution No. 2014-111. The motion was seconded by Mrs. Hubbard.

Mr. Waits stated this is to get power to the Sports Complex on Leon Smith Parkway. This is an item we had budgeted for and it came in significantly under budget.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Ordinance No. 2014-25 – Approval of an easement for Alabama Power at the Bynum Fire Station.

Mr. Gardner made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-25 to be adopted at this meeting. The motion was seconded by Mr. Spurlin.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mrs. Hubbard made a motion to approve Ordinance No. 2014-25. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Ordinance No. 2014-26 – Approval of an easement for Alabama Power at the Oxford Recreational Complex.

Mrs. Hubbard made a motion to suspend the rules for immediate consideration permitting Ordinance No. 2014-26 to be adopted at this meeting. The motion was seconded by Mr. Spurlin.

On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Gardner made a motion to approve Ordinance No. 2014-26. The motion was seconded by Mr. Henderson.

Mr. Waits called for comments or questions. On roll call the votes of the Council were as follows: Mrs. Hubbard "Yea", Mr. Gardner "Yea", Mr. Spurlin "Yea", Mr. Henderson "Yea" and Mr. Waits "Yea". The motion carried unanimously.

Mr. Waits stated we have a new fire station that is about ready in Bynum. We are proud of it and it will be a fantastic facility. This is an easement to get them power and an easement for the sports complex off Leon Smith Parkway.

COUNCIL REPORTS/COMMENTS

Mr. Waits called for Council Comments. There were none.

MAYOR'S COMMENTS

Mayor Smith was absent. Mr. Waits stated Mayor Smith is a little under the weather and we wish him well.

Visitors

Mr. Waits called for any comments or questions from anyone present. There were none.

There being no further business to come before the Council, Mr. Spurlin made a motion to adjourn. The motion was seconded by Mr. Gardner.

Shirley Henson, City Clerk

Steven Waits, Council President