

2/12/2019

OXFORD CITY COUNCIL  
MINUTES OF MEETING

DATE: February 12, 2019  
TIME: 6:30 P.M.  
PLACE: Oxford City Hall  
PRESENT: Mayor Alton Craft  
Steven Waits, Council President Pro Tempore  
Charlotte Hubbard, Council Member  
Phil Gardner, Council Member  
Mike Henderson, Council Member

ABSENT: Chris Spurlin, Council President

The City Council of the City of Oxford, Alabama, met in Regular Session in the Council Chamber in the City Hall of the City of Oxford, Alabama, on Tuesday, February 12, 2019, at approximately 6:30 o'clock p.m. Council President Pro Tempore Waits called the meeting to order.

Ron Allen, City Attorney, was present.

Alan Atkinson, City Clerk, was present.

Jerry Patterson, Calvary Baptist Church, gave the invocation.

PLEDGE OF ALLEGIANCE

Council President Pro Tempore Waits stated tonight we have Trevor Lentz to lead us in our pledge. Trevor is a 4<sup>th</sup> grader at Oxford Elementary School. His parents are Mark and Cheryl Lentz. Trevor enjoys using his imagination, basketball and running. At school, he is a member of the Broadcast Team. His favorite subject is math and his favorite teacher is Mrs. Wilson. When Trevor grows up, he wants to be a Technology Teacher.

Trevor Lentz led the Pledge of Allegiance to the Flag.

Council President Pro Tempore Waits thanked Jay Trevor Lentz for leading the Pledge of Allegiance and thanked him for being an outstanding student.

APPROVAL OF MINUTES

Council President Pro Tempore Waits stated each member of the Council had previously received a copy of the minutes of the January 22, 2019 and January 24, 2019 meetings. Council Member Henderson made a motion that the minutes be approved as presented. The motion was seconded by Council Member Gardner.

2/12/2019

Council President Pro Tempore Waits called for any comments or questions; there being none, on roll call the votes of the Council were as follows: ayes: Council Members Hubbard, Gardner, Waits and Henderson; nays: none; absent: Council Member Spurlin. The motion carried.

### NEW BUSINESS

Council President Pro Tempore Waits announced that was the time for the public hearing to consider a rezoning request from Patrick S. Payne to rezone the property located at 140 Mahaffey Road from Commercial to Agricultural (AG-1), declared the hearing open and asked if anyone wished to address the Council either in favor of or in opposition to said proposed rezoning request from Patrick S. Payne to rezone the property located at 140 Mahaffey Road from Commercial to Agricultural (AG-1).

No one addressed the Council either in favor of or in opposition to said proposed rezoning request from Patrick S. Payne to rezone the property located at 140 Mahaffey Road from Commercial to Agricultural (AG-1).

Council President Pro Tempore Waits declared the public hearing to consider a rezoning request from Patrick S. Payne to rezone the property located at 140 Mahaffey Road from Commercial to Agricultural (AG-1), closed.

### Ordinance No. 2019 – 05 – Rezoning property located at 140 Mahaffey Road from Commercial to Agricultural (AG-1)

#### ORDINANCE NUMBER 2019-05

An Ordinance to Amend the Zoning Laws of the City of Oxford, Alabama, a Municipal Corporation.

BE IT ORDAINED by the City Council of the City of Oxford, Alabama, as follows:

Section 1. The following described real estate lying and being in the City of Oxford, Alabama, shall be rezoned from General Business District (GB) to Agricultural (AG-1).

Beginning where the public road crosses the north line of the SW ¼ of the NW ¼ of Section 31, Township 16, Range 7, thence west approximately 600 feet along said north line to the NW corner of the above said SW ¼ of the NW ¼ thence south approximately 400 feet along the west line of said SW ¼ of the NW ¼ to the Bagley farm boundary line, thence east approximately 600 feet along said Bagley farm line to the west boundary line of the public road, thence north approximately 400 feet along the west boundary line of the public road to the point of beginning, and being in the northwest corner of the SW ¼ of the NW ¼ of Section 31, Township 16, Range 7, and containing 6 acres, more or less, situated in Calhoun County, Alabama.

2/12/2019

Also:

A part of the SW ¼ of the NW 1/4, Section 31, Township 16, Range 7, Calhoun County, Alabama, more particularly described as follows: Beginning at a point 440 feet south and 420 feet east, NW corner of the SW ¼ of the NW 1/4 , Section 31, Township 16, Range 7, thence east 555 feet to the public road; thence in a southwesterly direction along the west side of said public road to the north side of another public road for a distance of 97 feet; thence in a southwesterly direction along the north line of said public road for a distance of 569 feet to a point; thence north 300 feet to the point of beginning.

SECTION TWO: This Ordinance shall become effective upon passage by the Council and by advertising as required by law.

APPROVED and ADOPTED this 12th day of February, 2019.

CITY COUNCIL OF THE CITY OF  
OXFORD, ALABAMA

By: /s/ Charlotte Hubbard, Council Member

By: /s/ Phil Gardner, Council Member

By: /s/ Steven Waits, Council Pro Tempore

By: /s/ Mike Henderson, Council Member

APPROVED:

By: /s/ Alton Craft, Mayor

ATTEST:

/s/ Alan B. Atkinson, City Clerk

Council Member Gardner made a motion for the unanimous consent of the Council Members present for the immediate consideration of Ordinance Number 2019-05. The motion was seconded by Council Member Hubbard; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, and Henderson; nays: none; absent: Council Member Spurlin. The motion carried.

Unanimous consent of the Council Members present having been given for the immediate consideration of Ordinance Number 2019-05, Council Member Hubbard made a motion to approve Ordinance Number 2019-05. The motion was seconded by Council Member Henderson; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, and Henderson; nays: none; absent: Council Member Spurlin. The motion carried and Ordinance Number 2019-05 was approved.

Council President Pro Tempore Waits stated the next item on the agenda was the Consent Agenda.

2/12/2019

CONSENT AGENDA:

Resolution No. 2019- 07 – Resolution reappointing Ty Corban to the Zoning Board of Adjustments.

Resolution No. 2019- 08 – Resolution reappointing David Mayfield to the Zoning Board of Adjustments.

Resolution No. 2019- 09 – Resolution awarding bid for a Heavy Duty Lowboy Tractor to Nextran Truck Center in the total amount of \$113,679.00.

Resolution No. 2019- 10 – Resolution awarding bid for a Heavy Duty Chassis with Dump Body and Third Axle to Nextran Truck Center in the total amount of \$148,217.00.

Resolution No. 2019- 11 – Resolution for an appropriation to the Tyler Center in the amount of \$17,600.00 for Hepatitis A vaccinations.

Resolution No. 2019- 12 – Resolution authorizing the Mayor to execute an agreement with Long Engineering, Inc. for consultant services related to the replacement of the Airport Road bridge at Coldwater Creek.

Council Member Henderson made a motion to approve the Consent Agenda, Resolution Numbers 2019-07 through 2019-12. The motion was seconded by Council Member Hubbard; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, and Henderson; nays: none; absent: Council Member Spurlin. The motion carried and the Consent Agenda, Resolution Numbers 2019-07 through 2019-12, was approved.

Council Member Henderson made a motion to recess into Executive Session to discuss the possible sale or purchase of real estate. The motion was seconded by Council Member Hubbard; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, and Henderson; nays: none; absent: Council Member Spurlin. The motion carried and the Council Members present recessed into Executive Session at approximately 6:36 o'clock p.m.

The Council Members present reconvened in the Council Chambers at approximately 7:00 o'clock p.m. Council President Pro Tempore Waits called the meeting back to order.

Council President Pro Tempore Waits stated the next item on the agenda was:

Resolution No. 2019- 13 – Resolution authorizing the Mayor to execute a Memorandum of Understanding with Oxford Mall LLC.

Council Member Henderson made a motion to approve Resolution No. 2019-13 subject to alterations in Article 5(a)(i) and Articles 6.1 and 6.2 and these specific issues will be dealt with in the project funding and development agreement. The motion was seconded by Council Member Hubbard; and on call of the roll the following vote was recorded: ayes: Council Members

2/12/2019

Hubbard, Gardner, Waits, and Henderson; nays: none; absent: Council Member Spurlin. The motion carried and Resolution No. 2019-13 was approved.

Doug Neil, Daniel Communities, addressed the Council and stated this MOU would provide a framework for the redevelopment of the mall property with Hull Property Group and the City of Oxford. He stated Hull Property Group would acquire the Sears property from the City. He stated there would be some demolition and then construction of outward facing stores and development of outparcel properties. He stated when all phases are completed it is estimated that the developer will have cost of upwards of \$35 million.

There being no further business to come before the Council, Council Member Henderson made a motion to adjourn. Council President Pro Tempore Waits declared the meeting adjourned at approximately 7:03 o'clock p.m.

APPROVED  
CITY COUNCIL OF THE CITY OF  
OXFORD, ALABAMA

---

Steven Waits, Council President Pro Tempore

AUTHENTICATED:

---

Alan B. Atkinson, City Clerk  
February 12, 2019: Regular Meeting