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OXFORD CITY COUNCIL
MINUTES OF MEETING

DATE: June 25, 2019
TIME: 6:29 P.M.
PLACE: Oxford City Hall
PRESENT: Mayor Alton Craft
Mr. Chris Spurlin, Council President
Mr. Steven Waits, Council President Pro Tempore
Mrs. Charlotte Hubbard, Council Member
Mr. Phil Gardner, Council Member
Mr. Mike Henderson, Council Member

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, June 25, 2019, at approximately 6:29 o'clock p.m. Council President Spurlin called the meeting to order.

Ron Allen, City Attorney, was present.

Alan Atkinson, City Clerk, was present.

Lem Burel, Lakeview Baptist Church, prayed the Invocation.

PLEDGE OF ALLEGIANCE

Council President Spurlin led the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES

Council President Spurlin stated each member of the Council had previously received a copy of the minutes of the June 11, 2019 meeting. Council Member Henderson made a motion that the minutes be approved as presented. The motion was seconded by Council Member Hubbard.

Council President Spurlin 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, Henderson and Spurlin; nays: none. The motion carried.

Mayor Craft presented the following proclamation to Michael (M.J.) Reaves, Jr.

Proclamation – Commending Michael (M.J.) Reaves, Jr.

Mayor Craft presented the following proclamation to Bill Bunn

Proclamation – Keep Alabama Beautiful

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NEW BUSINESS

Council President Spurlin announced that was the time for the public hearing to receive comments on the condemnation notice sent to Deedric and Tonja Brown for a structure located at 348 Shade Crest Drive to show cause, if any, as to why the structure located on the property should not be condemned, declared the hearing open and asked if anyone wished to address the Council concerning said structure located at 348 Shade Crest Drive to show cause, if any, as to why the structure located on the property should not be condemned.

Ronnie Hale, attorney, addressed the Council on behalf of Deedric and Tonja Brown and stated that their house had been damaged by a runaway truck and they had tried to work with the insurance company of the trucking company and there was now litigation with the trucking company. He stated there was mediation scheduled for August and they hoped something would be resolved at that time. He stated they would like to try and save the home. He stated the insurance company needs to do more inspection and evaluation to determine if the house can be saved. He stated the Browns wanted to ask for 90 days and he thought these issues would probably be resolved in less than 90 days. He stated they were keeping the grass cut and the house was locked and secured. He stated they did still have personal property in the house and were still making the mortgage payment on the house. He stated they realized the house needed to either be fixed or torn down. He stated if the Council would consider postponing the condemnation of the property until at least after August it would be very helpful to the Browns.

Joey Stay, Inspections Department, addressed the Council and stated the roof was collapsing and they were concerned about public safety. He asked if someone was hurt on the property who would be responsible. He stated there was separation at the back corner of the foundation. He stated that he understood the Browns were struggling with the insurance problem but the City was concerned with the possibility of someone being injured on the property.

Council President Spurlin stated that they could wait two or three months and the insurance company could still say that the structure was not salvageable. He asked what was the objection to going forward with the demolition to make the property safe and they could still settle with the insurance company and rebuild.

Mr. Hale stated the insurance company still had people they needed to send out and do further evaluation and inspection to determine exactly what needs to be done to the house.

Council President Spurlin stated this problem had been going on for a year.

Council Member Hubbard asked if a structural engineer had looked at the house.

Mr. Hale stated he did not know if a structural engineer had looked at the house. He stated that it was his understanding that the insurance company had already admitted that the trucking company was at fault. He stated they did not know if the insurance company planned to try and repair the home or just make a payment for the damages. He stated the City would be notified as soon as they knew if the home was to be repaired or demolished.

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Council President Spurlin stated the City's Building Inspectors had deemed the structure unsafe. He stated that parts of the structure are collapsing and the foundation is getting wider. He stated that it is the recommendation of the Inspections Department to the Council that for the safety of everyone involved the structure be demolished.

Joey Stay, Inspections Department, stated that if the insurance company stated they were going to repair the house the City's Inspections Department would not allow that without a structural engineer.

Council President Spurlin asked if anyone else wished to address the Council concerning said structure located at 348 Shade Crest Drive to show cause, if any, as to why the structure located on the property should not be condemned.

No one else addressed the Council concerning said structure located at 348 Shade Crest Drive to show cause, if any, as to why the structure located on the property should not be condemned.

Council President Spurlin declared the public hearing to receive comments on the condemnation notice sent to Deedric and Tonja Brown for a structure located at 348 Shade Crest Drive to show cause, if any, as to why the structure located on the property should not be condemned, closed.

Resolution No. 2019- 59 – Resolution condemning the structure at 348 Shade Crest Drive.

Council Member Waits made a motion to approve Resolution No. 2019-59. The motion was seconded by Council Member Henderson.

Council President Spurlin stated that he felt the Council understood and empathized with the situation that the Browns were in but the Council had to look at the safety issue and the liability issue if something happened during this time they were in litigation.

On call of the roll on Council Member Waits' motion to approve Resolution No. 2019-59 and Council Member Henderson's second to said motion the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried and Resolution No. 2019-59 was approved.

Ordinance No. 2019 – 17 – Amending Chapter 2, Article IV, Division 3, Section 2.327 of the City Code to rename the Beautification Board.

Council Member Henderson made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 2019-17. The motion was seconded by Council Member Gardner; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried.

Unanimous consent of the Council having been given for the immediate consideration of Ordinance Number 2019-17, Council Member Gardner made a motion to approve Ordinance Number 2019-17. The motion was seconded by Council Member Waits; and on call of the roll the

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following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried and Ordinance Number 2019-17 was approved.

Ordinance No. 2019 – 18 – Addressing and regulating non-domestic users that discharge into the publicly owned treatment works at the Tull C. Allen Wastewater Treatment Plant.

Council Member Henderson made a motion for the unanimous consent of the Council for the immediate consideration of Ordinance Number 2019-18. 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, Henderson and Spurlin; nays: none. The motion carried.

Unanimous consent of the Council having been given for the immediate consideration of Ordinance Number 2019-18, Council Member Hubbard made a motion to approve Ordinance Number 2019-18. The motion was seconded by Council Member Gardner; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried and Ordinance Number 2019-18 was approved.

CONSENT AGENDA:

Resolution No. 2019- 60 – Resolution reappointing Jimmy Ogburn to the Civil Service Board.

Resolution No. 2019- 61 – Resolution reappointing Billy Grizzard to the Regional Medical Center Board.

Resolution No. 2019 – 62 – Resolution granting a one time additional holiday for City employees on July 5, 2019.

Resolution No. 2019- 63 – Resolution for the placement of a Municipal Lien on the property located at 2031 Barry Street.

Resolution No. 2019- 64 – Resolution for the placement of a Municipal Lien on the property located at 1480 U. S. Highway 78 W.

Resolution No. 2019- 65 – Resolution for the placement of a Municipal Lien on the property located at 282 Shade Crest Drive.

Resolution No. 2019- 66 – Resolution for the placement of a Municipal Lien on the property located at 1328 Easterwood Drive.

Resolution No. 2019- 67 – Resolution for the placement of a Municipal Lien on the property located at 1510 Parker Lane.

Resolution No. 2019- 68 – Resolution for the placement of a Municipal Lien on the property located at 162 Tolbert Street.

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Resolution No. 2019- 69 – Resolution for the placement of a Municipal Lien on the property located at 95 Jerrie Dale Drive.

Resolution No. 2019- 70 – Resolution appointing Election Officials for the Special Municipal Election on July 23, 2019.

Resolution No. 2019- 71 – Resolution cancelling the July 23, 2019 Council Meeting and scheduling a Council Meeting for July 29, 2019.

Resolution No. 2019- 72 – Resolution reappointing Michael Watts to the Commercial Development Authority.

Resolution No. 2019- 73 – Resolution authorizing the Mayor to execute an agreement with Calhoun County for certain election services.

Resolution No. 2019- 74 – Resolution authorizing the Mayor to execute an agreement with Kimberly Appraisal for appraisal services.

Resolution No. 2019- 75 – Resolution authorizing the Mayor to execute an agreement with CDG Engineers & Associates for site evaluation of a certain parcel of City owned property.

Council Member Henderson made a motion to approve the Consent Agenda, Resolution Numbers 2019-60 through 2019-75. The motion was seconded by Council Member Waits; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried and the Consent Agenda, Resolution Numbers 2019-60 through 2019-75, was approved.

Resolution No. 2019- 76 – Resolution authorizing an appropriation to the Oxford Emergency Medical Services Board in the amount of \$155,000.00

Council Member Waits made a motion to add to the agenda and approve Resolution No. 2019-76. The motion was seconded by Council Member Gardner; and on call of the roll the following vote was recorded: ayes: Council Members Hubbard, Gardner, Waits, Henderson and Spurlin; nays: none. The motion carried and Resolution Number 2019-76 was approved.

Council Member Henderson stated there would be a special feature of the Atlanta Pops Orchestra performing at this year's 4th of July celebration.

Mayor Craft stated that on the 4th of July in the Civic Center from 11:00 to 12:00 they would be having Sal Gardner Appreciation Day.

Council Member Henderson stated that the kayaking excursions were now available at Choccolocco Park.

Council President Spurlin stated they needed to set public hearings for July 9th, 2019, to consider the following requests which were approved by the Oxford Planning Commission at

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their June 4, 2019 meeting: Zoning request from Lance Turner to rezone property located at 1863 Hwy. 78 East from General Manufacturing District (M-2) to General Business District (GB); and a Zoning request from PAC Enterprises LLC to rezone property located at 111 and 115 Mattison Road from Residential District (R-1) to Light Manufacturing District (M-1).

Council President Spurlin stated they needed to set a public hearing for July 9th, 2019, to consider the CDBG Program and the proposed applications the City plans to submit to the Alabama Department of Economic & Community Affairs (ADECA) for funding consideration.

There being no further business to come before the Council, Council Member Henderson made a motion to adjourn. Council President Spurlin declared the meeting adjourned at approximately 7:02 o'clock p.m.

APPROVED
CITY COUNCIL OF THE CITY OF
OXFORD, ALABAMA

Chris Spurlin, Council President

AUTHENTICATED:

Alan B. Atkinson, City Clerk
June 25, 2019: Regular Meeting