

**OFFICIAL MINUTES OF THE OXFORD MAYOR AND COUNCIL MEETING
REGULAR SESSION
MONDAY, DECEMBER 5, 2011 – 7:00 P.M.
COMMUNITY CENTER, OXFORD, NEWTON, GEORGIA**

MEMBERS PRESENT: JERRY D. ROSEBERRY, MAYOR; FRANK DAVIS, MAYOR PRO-TEM; COUNCIL MEMBERS JIM WINDHAM; TERRY SMITH; HOYT P. OLIVER; DAVID EADY; GEORGE HOLT

OTHERS PRESENT: Clark Miller, City Manager; Chief, Dave Harvey; Erik Oliver; LaTrelle Oliver; Anderson Wright; J.P. Godfrey

The meeting was called to order by the Honorable Jerry D. Roseberry, Mayor, and the invocation given by Council member Hoyt P. Oliver.

Pledge of Allegiance

Mayor Roseberry asked for an Amendment be made to the Agenda to add a motion for the approval to request The Center enter an agreement for the City with UGA and Oxford College to do work on the Comprehensive Plan at the cost of \$7500 with the City paying \$3750 and the College paying \$3750.

A motion was made by Holt seconded by Windham for approval of the December 5th agenda as amended. The council vote was unanimous.

A motion was made by Davis seconded by Oliver for the approval of the Minutes of the November 7, 2011 meeting. The Council vote was unanimous.

A motion was made by Smith seconded by Oliver for the approval of the Minutes of the November 21, 2011 Public Hearing/Ordinances. The Council vote was unanimous.

A motion was made by Windham seconded by Holt for the approval of the Minutes of the November 21, 2011 Public Hearing/Community Park. The Council vote was unanimous.

A motion was made by Windham seconded by Smith for the approval of the Minutes of the Special Called Meeting/Roofing Contract, November 21, 2011. Council vote was unanimous.

A motion was made by Oliver seconded by Windham to accept the Planning Commission Minutes of September 13, 2011 with a correction to change wording under Old Business #4. "Existing Drainage Ordinance" to existing "Storm-water Ordinance". The Council vote was unanimous.

Attachment A

CITIZEN COMMENTS OR CONCERNS:

Erik Oliver reminded the council there are two positions on the planning commission which will expire the end of December. Jonathan Eady and Brandon McDonald have both expressed an interest in becoming members.

MAYOR'S REPORT

Jerry D. Roseberry

Emory University will be celebrating their 175th Anniversary on December 7, 2011. Mayor Roseberry will present a Proclamation Making December 10, 2011 "Emory University Day". Everyone is invited to attend.
Attachment B

Mayor Roseberry announced there will be a Public Hearing at 6:00 on December 19, 2011 for the first reading of a revision to zoning Ordinance Chapter 41, "Subdivision and Land Development Regulations".

CITY MANAGERS REPORTS

Clark Miller

In reference to changes to the speed limits in Chapter 11. Due to budget cuts the state will no longer survey the city streets. We will need to hire a traffic engineer. Miller recommended leaving the streets with the most problems (East Richardson, Bonnell and 81). He suggested talking to DOT to take a look at East Richardson. Miller asked the council for input because the change limits the city's ability to address complaints with radar. You cannot use radar on any non-designated street for any purpose it's a violation of the city's radar permit.

Oliver: Seems you have listed the ones where it will be most useful and most necessary.

Windham: I think you would be correct to put a stop sign at Collingsworth at Asbury.

Miller: If we do lose Richardson there are two opportunities for three way stop signs to use for traffic calming as it goes through the city limits. There is an alternative. Anything that is 25 mph that is currently on our list will remain on our list.

Windham: Would like to revisit the speed bumps at the trail intersection with city streets.

Miller: I have been working with Erik Oliver. We are looking at newer designs and to see if we can find funding if the council wants to move forward with that.

Miller: We are proceeding with our storm water report. We are in the process of checking all our storm drains. We did put in a new section of drain pipe on Haygood Street where we had a complaint on a tree stump we couldn't get down.

Miller: It has been discovered in the new Chapter 40 Zoning Ordinance, Section 40-711 Home Occupation, Article VII, Item number 9-Approval. It states "All home occupations shall be subject to the Planning Commission's review and recommendation, based on the provisions within this Chapter, and then the City Council's review and approval". It is suggested this be changed to "All home occupations shall be

Manager's reports continued:

Reviewed and approved by the Zoning Administrator/City Manager, based on the provisions within this Chapter.

Upon further discussion it was agreed this would require a Public Hearing to proceed with this change. All council and mayor were in favor.

FINANCE/OVERSIGHT/PERSONNEL

George Holt, Chairman

A motion was made by Holt seconded by Windham to approve the second reading and to adopt an Ordinance to amend Chapter 4: Revenue and Finance: Article I: "Taxes" section 4-108 " Gross Direct Premiums Tax"; To repeal all conflicting ordinances and for other purposes. And to Repeal Chapter 32, Article I, "Businesses Regulated" Section 32-104 "Insurance Businesses", To Provide for the repeal of conflicting ordinances; to provide for severability; to provide for an effective Date; and for other lawful purposes. The council vote was unanimous.

Attachment C & D

A motion was made by Holt seconded by Windham to approve the second reading and to adopt the Defined Benefit Retirement Plan for the City of Oxford and Resolutions and Motions to adopt the 401(a) Defined Contribution Plan for the City of Oxford, GA, the General Addendum to the GMEBS Defined Benefit Retirement Plan Adoption Agreement for the City of Oxford, and Amendment 1 to the 401(a) Defined Contribution Plan Resolution and Adoption Agreement, with such plans to be effective January 1, 2012. The council vote was unanimous.

Attachment E

A motion was made by Holt seconded by Oliver to approve for a 2.5% Cost of Living increase for all employees effective January 1, 2012. The council vote was unanimous.

PLANNING/STORM WATER/CEMETERY

Hoyt Oliver, Chairman

A motion was made by Oliver seconded by Holt for the approval of the second reading and adoption of an ordinance to amend Chapter 11 – Traffic Control in the code of the City of Oxford, to repeal, revoke and supersede all ordinances in conflict, to provide for severability, to provide for an effective date, and for other lawful purposes. The council vote was unanimous.

Attachment F

A motion was made by Oliver seconded by Davis for the approval of the second reading and adoption of an ordinance to amend Chapter 19 – Conservation Subdivision in the code of the City of Oxford, to repeal, revoke and supersede all ordinances in conflict, to provide for severability, to provide for an effective date, and for other lawful purposes. The council vote was unanimous.

Attachment G

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Planning continued:

A motion was made by Oliver seconded by Holt for the approval of the second reading and adoption of an ordinance to amend Chapter 37 – Buffers and Screening in the code of the City of Oxford, to repeal, revoke and supersede all ordinances in conflict, to provide for severability, to provide for an effective date, and for other lawful purposes. The council vote was unanimous. Attachment H

A motion was made by Oliver seconded by Windham for the approval of the second reading and adoption of an ordinance to amend Chapter 39 – Tree Ordinance in the code of the City of Oxford, to repeal, revoke and supersede all ordinances in conflict, to provide for severability, to provide for an effective date, and for other lawful purposes. The council vote was unanimous. Attachment I

A motion was made by Oliver seconded by Windham to revise the comprehensive zoning ordinance and the comprehensive zoning map of the City of Oxford for a zoning change request to property described as Lot #7 of Block “D” Oxford Square from R-15 (Single Family Residential) to INST/For a Community Park. The motion was seconded by Smith to be opened for the purpose of discussion only:

Eady – I think it is one issue to rezone a property if the community that would be affected would like a beautification project for that property and take it out of the inventory for residential. I would separate that from the second motion on whether it would involve any funding from the city for purchases.

Holt – I do not think at this point that we should rezone that property until we decide what we would like to put there since the residents are not in favor of a park. Nor do I think we should spend \$7,500 for that property.

Windham- I agree with Holt. I was one of the ones advocating a park in Oxford Square. The responses have been all negative and no positive response at these meetings. In that regard I will change my position on it due to new information.

Mayor Roseberry: We could table this motion while we consider the next one.

A motion was made by Holt seconded by Windham to revise the comprehensive zoning ordinance and the comprehensive zoning map of the City of Oxford for a zoning change request to property described as Lot #7 of Block “D” Oxford Square from R-15 (Single Family Residential) to INST/For a Community Park. Motion failed.

A motion was made by Oliver seconded by Davis to authorize the mayor to proceed with a negotiation for the purchase of the property in the amount of \$7,500. Motion failed.

Davis requested a vote on the motion.

Eady, I don't support spending our money for this. I do not feel this is in the best interest of the city nor of the community we intended to serve based on the feedback. I will not support this motion.

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Planning continued:

Windham – I agree with Eady. Without knowing exactly what we want to do with the property.

Roseberry – I agree. This started when several people who lived in Oxford Square came to me and said they need a park. Now it appears they have changed their minds.

After further discussion a motion was made by Holt seconded by Windham for those in favor of a park. The Motion failed with all voting no.

A motion was made by Oliver seconded by Windham for the approval to allow the Mayor request The Center enter an agreement for the City with UGA and Oxford College to do work on the Comprehensive Plan at the cost of \$7500 with the City paying \$3750 and the College paying \$3750. The council vote was unanimous.

STREETS/SIDEWALKS/SOLID WASTE

Frank Davis, Chairman

A motion was made by Davis seconded by Holt to authorize Newton County tax assessors' office to process applications as designee by the governing body of the City of Oxford for residents of the city seeking a homestead exemption as provided in the Chapter 4, Section 4-101.8 of the code of Ordinances of the City of Oxford. The council vote was unanimous.

Attachment J

UTILITIES/PUBLIC WORKS

Terry Smith

A motion was made by Smith seconded by Holt to approve for the City of Oxford to enter into an agreement with Newton County Water and Sewer Authority for an upgrade to the Cook Road Water Line. The council vote was unanimous.

JAMES H. WINDHAM

Building/Grounds

INVOICES OVER 1000
Routine Monthly Bills Paid

VENDOR	DESCRIPTION	AMOUNT
Newton County W&S	PLO PLANT O&M – Oct	7,872.45
Newton County BOC	Cornish Creek Water Fund - Oct	2,775.00
GMEBS/RTF	Retirement, Trust Fund – November	7, 049.59
Newton County BOC	Land Fill Fees – Oct	1,183.70
United Healthcare	December	6,814.68
U. S. Dept. of Energy	Purchase Power	2,977.95
Wagner Services	November	1,473.00
BB & T	City Hall Loan Payment	6,146.25

PURCHASES/CONTRACT LABOR

Sewah Studios, Inc.	Historical Marker Rosenwald School	2,115.00
Associated Staffing	Temp Service 10/31 – 11/04	1,828.56
Associated Staffing	Temp Service 11/7 – 11/11	1,732.32
Alexander Royston, LLP	Legal Services October	1, 125.00

APPROVED CONTRACTS

Robert & Company	Rewrite of Subdivision & Land Regulations	1,850.00
Steven A Hathorn	Legal Services Oct-Dec	1,250.00

A Motion was made by David, seconded by Oliver for the approval of the December 2011 Invoices. The council vote was unanimous.

A Motion was made by Windham, seconded by Davis to adjourn the meeting at 8:35. The council vote was unanimous.

Respectfully Submitted

Lauran S. Willis
 City Clerk

Attachments: A - J