

UNITED STATES OF AMERICA

STATE OF MISSISSIPPI

COUNTY OF LAFAYETTE

CITY OF OXFORD

REGULAR MEETING

March 4, 2008

6:00 p.m.

CALL TO ORDER:

The meeting of the Mayor and Board of Aldermen of the City of Oxford, Mississippi, was called to order by Mayor Howorth at 6:00 p.m. on Tuesday, March 4, 2008, in the court room of City Hall when and where the following were present:

Richard Howorth – Mayor
 Pat Patterson – Alderman Ward I
 E.O. Oliver – Alderman Ward II
 Janice Antonow – Alderman Ward III
 Ulysses Howell – Alderman Ward IV
 Preston Taylor – Alderman Ward V
 Jon Fisher – Alderman Ward VI
 Dr. Bill Baker- Alderman At-Large

Mayo Mallette PLLC – Of Counsel
 Lisa Carwyle – City Clerk
 Tim Akers- Director of Planning
 David Bennett- Chief Operating Officer
 Randy Russell- Director of Solid Waste
 Randy Barber- Building Department
 Lynn Robbins – Superintendent of Elec Dept
 Al Hope – Personnel Director
 Mike Martin– Chief Oxford Police Dept
 Jerry Johnson- Chief of Oxford Fire Dept

AGENDA:

It was moved by Alderman Howell, seconded by Alderman Antonow to adopt the agenda for the meeting. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

MAYOR'S REPORT:

Our annual appropriations visit to our Congressional delegation this year was canceled due to scheduling complications, but Megan Taylor and I did submit, with David and Bart's help, a request for support on Toby Tubby Parkway to the good offices of Senators Cochran and Wicker. I also sent up the annual plea for progress on the Hwy 6 – Jackson Ave. intersection.

I understand the compensation committee has met, and of course I don't know what they discussed, but I do want the board to know they are apparently underway.

I believe most Vista III customers in our area have received notice from Metro cast that it is a new cable service provider in our area. Metro cast has retained the services of Rick Ferrall, formerly of Vista, and he will remain in our area as service coordinator. We look forward to improved service from this new company.

At the suggestion of University officials, I have asked a number of citizens to form as a steering committee to meet and discuss the Sept. 26 presidential debate in terms of how it may affect the community outside the University, and to liaise with University officials. We want to anticipate and plan for this event thoughtfully, and encourage community participation, in order for people here, children especially, to benefit from the event.

This group has met twice, as recently as this morning, and I have asked Whitney Byers, Judith Thompson (Oxford and Lafayette School Board members, respectively), John Adams, Mary Ann Fruge, Melissa Hall, Jim Pryor, and Katie Snodgrass to help. Staff included in these meetings are, from the City, Mike Hill, Hugh Stump, and Megan Taylor, and Pam Swain from the Chamber of Commerce. Gloria Kellum and Patricia Huggins have attended both meetings thus far. Ron Hipp and Whitney Byers are co-chairing the steering committee.

Hugh and I also met last week with Max Hipp, Christy Knapp, Gloria Kellum and Pam Swain to discuss the Debate's lodging issues, and the Chamber is working on that. The steering committee has discussed such things as local school involvement, local debate-related events, media packages, and decorative banners, programs, signs, etc., that brand Oxford and the University in a coordinated way. There is an entirely separate

committee that works on direct services, and some of our public works and safety staff are involved in that.

Anyone who has ideas or questions about the debate, in terms of Oxford's involvement, at any rate, is welcome to contact Megan Taylor, who will relay messages to the steering committee.

MINUTES: It was moved by Alderman Antonow, seconded by Alderman Taylor to authorize the approval of minutes for February 19, 2008. All the aldermen voting aye, Mayor Howorth declared the motion carried.

ACCOUNTS: It was moved by Alderman Baker, seconded by Alderman Howell to authorize the approval of all City accounts including the electric department. All the aldermen voting aye, Mayor Howorth declared the motion carried.

Alderman Howell recused himself from the meeting at this time.

SCHOOL BOARD: It was moved by Alderman Antonow, seconded by Alderman Baker to appoint Marion Barksdale to another term to the Oxford School Board. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

Alderman Howell returned to the meeting at this time.

TREE BOARD: It was moved by Alderman Patterson, seconded by Alderman Fisher to appoint Ron Shapiro to the Tree Board. All the aldermen voting aye, Mayor Howorth declared the motion carried.

ORDINANCE 2008-2: It was moved by Alderman Patterson, seconded by Alderman Antonow to adopt Ordinance 2008-2, "AN ORDINANCE AMENDING SECTION 126.01 USES BY TEMPORARY PERMIT IN ALL DISTRICTS, LAND DEVELOPMENT CODE, OF THE CODE OF ORDINANCES OF THE CITY OF OXFORD, MISSISSIPPI". Said Ordinance is recorded in Book No. 7 of the City of Oxford Code of Ordinances. All the aldermen voting aye, Mayor Howorth declared the motion carried.

AMERICAN RED CROSS PROCLAMATION: It was moved by Alderman Baker, seconded by Alderman Antonow to adopt the following proclamation. All the aldermen voting aye, Mayor Howorth declared the motion carried.

**HISTORIC PRESERVATION
CONFERENCE:**

It was moved by Alderman Patterson, seconded by Alderman Howell to authorize the conference registration for Planning & Zoning staff, Historic Preservation Commission, Planning Commission and Board of Aldermen for the Historic Preservation Convention on April 10-11, 2008. All the aldermen voting aye, Mayor Howorth declared the motion carried.

CODE OF ORDINANCES:

This was the first reading of a proposed ordinance which would adopt the new code of ordinances for the City of Oxford. The public hearing will be held at the next board meeting.

LAMAR PARK:

It was moved by Alderman Patterson, seconded by Alderman Baker to adopt the following resolution authorizing the change order for Lamar Park. The vote was as follows:

Voting Aye – Baker, Oliver, Patterson,
Howell, Antonow and
Taylor

Voting No- Fisher

Mayor Howorth declared the motion carried.

**RESOLUTION OF OXFORD, MISSISSIPPI
REGARDING CHANGE ORDER TO CONSTRUCTION CONTRACT FOR
LAMAR PARK**

The Board took up for consideration a request for approval of change order items on the construction contract for Lamar Park, and the following Resolution, having first been reduced to writing, was introduced:

**RESOLUTION OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI,
AUTHORIZING CHANGE ORDER ITEMS**

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, entered into a construction contract with Harvey C. Green Construction Company, Inc. for the Lamar Park project; and

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, has received the attached request from Harvey C. Green Construction for changes and/or modifications to that construction contract; and

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, has determined that such changes and/or modifications to the original contract are necessary or would better serve the purpose of the City; and

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, has received assurance from David Bennett, Engineer, that such changes and/or modifications shall be made in a commercially reasonable manner and are not made to circumvent the public purchasing statutes; and

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, has further determined that the Mayor and Board of Aldermen have the authority to authorize such changes and/or modifications pursuant to Miss. Code Ann. § 31-7-13 (g), as amended, the cost of such changes or modifications being greater than one percent (1%) of the original contract price.

NOW, THEREFORE, BE IT RESOLVED BY the Mayor and Board of Aldermen of the City of Oxford, Mississippi, as follows:

The City hereby accepts the changes and/or modifications proposed by Harvey C. Green Construction, Inc. in the attached letter and authorizes such changes and/or modifications to be incorporated into the construction contract for the Lamar Park project.

After full discussion of this matter, Alderman _____ moved that the foregoing Resolution be adopted and said motion was seconded by Alderman _____, and upon the question being put to a vote, the vote was as follows:

Alderman Patterson _____

Alderman Oliver _____

Alderman Antonow _____

Alderman Howell _____

Alderman Taylor _____

Alderman Fisher _____

Alderman Baker _____

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of the City of Oxford, Mississippi; on this, 4th day of March, 2008.

RICHARD HOWORTH, MAYOR

LISA CARWYLE, CITY CLERK

Alderman Fisher recused himself from the meeting at this time.

PARKING LEASE: It was moved by Alderman Patterson, seconded by Alderman Howell to accept the bids for parking space lease at the old dog pound and to award the bid to FNC. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

Alderman Fisher returned to the meeting at this time.

MAINTENANCE FACILITY AND RECYCLING BUILDING: It was moved by Alderman Baker, seconded by Alderman Howell to authorize the readvertisement for bids for a maintenance facility for Building & Grounds Department and the Recycling Building. All the aldermen voting aye, Mayor Howorth declared the motion carried.

WHEEL LOADER: It was moved by Alderman Baker, seconded by Alderman Antonow to accept the low bid from Power Equipment for the wheel loader at the transfer station in the amount of \$133,636.84. All the aldermen voting aye, Mayor Howorth declared the motion carried.

OXFORD SUBSTATION:

It was moved by Alderman Patterson, seconded by Alderman Fisher to accept the low bid from Siemens in the amount of \$193,582.00. All the aldermen voting aye, Mayor Howorth declared the motion carried.

**TRAFFIC LIGHTS AT HIGHWAY
7 AND HIGHWAY 6:**

It was moved by Alderman Antonow, seconded by Alderman Patterson to ask Baptist Memorial Hospital, MDOT and Lafayette County to contribute to the cost of the sensors required to allow emergency vehicles to control the traffic lights at Highway 7 and Highway 6. All the aldermen voting aye, Mayor Howorth declared the motion carried.

ELECTRIC RATES:

It was moved by Alderman Baker, seconded by Alderman Patterson to authorize the new rates for City of Oxford electric customers. All the aldermen voting aye, Mayor Howorth declared the motion carried.

- DARE FUND DONATIONS:** It was moved by Alderman Fisher, seconded by Alderman Howell to accept the following donations for the DARE Fund. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- INTERN:** It was moved by Alderman Howell, seconded by Alderman Patterson to authorize Randle McCain as an intern with the Oxford Police Department. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- RESERVES:** It was moved by Alderman Patterson, seconded by Alderman Antonow to approve Ronald Biggs and Leighton Harrington as reserves with the Oxford Police Department. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- METRO NARCOTICS:** It was moved by Alderman Antonow, seconded by Alderman Baker to authorize John Butts as an officer with the Metro Narcotics Unit. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- TRAINING INSTRUCTOR:** It was moved by Alderman Howell, seconded by Alderman Patterson to move this item to after the executive session. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- FIRE ACT GRANT:** It was moved by Alderman Howell, seconded by Alderman Fisher to grant permission for Chief Johnson to apply for the FIRE Act Grant for 2008. All the aldermen voting aye, Mayor Howorth declared the motion carried.
- CABLE TELEVISION
MANAGEMENT
SERVICES:** It was moved by Alderman Baker, seconded by Alderman Antonow to authorize Mayor Howorth to

sign addendum to agreement between the City of Oxford and Local Government Services, LLC for Cable television Management Services. All the aldermen voting aye, Mayor Howorth declared the motion carried.

EMPLOYEE HANDBOOK: It was moved by Alderman Antonow, seconded by Alderman Baker to adopt the revised employee handbook. All the aldermen voting aye, Mayor Howorth declared the motion carried.

RESIGNATION: It was moved by Alderman Patterson, seconded by Alderman Fisher to accept the resignation of Davy Russell in the Police Department. All the aldermen voting aye, Mayor Howorth declared the motion carried.

EXECUTIVE SESSION: It was moved by Alderman Fisher, seconded by Alderman Howell to consider executive session for potential litigation and personnel issue. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

It was moved by Alderman Antonow, seconded by Alderman Fisher to go into executive session. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

REGULAR SESSION: It was moved by Alderman Fisher, seconded by Alderman Antonow to go into regular session. All the aldermen voting aye, Mayor Howorth declared the motion carried.

Alderman Baker left the meeting at this time.

SUSPENSION: It was moved by Alderman Antonow, seconded by Alderman Patterson to approve the recommendation of a one day suspension of a Solid Waste employee, presented by Al Hope with discussion by Randy Russell. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

TRAINING OFFICER: It was moved by Alderman Patterson; seconded by Alderman Antonow to advertise for a part time Training Officer in the Oxford Police Department, twenty-four hours maximum, pay to be decided by Chief Martin and Al Hope with no benefits. The vote was as follows:

Voting Aye – Patterson, Oliver, Antonow,
Fisher

Abstention- Taylor

Voting No – Howell

Mayor Howorth declared the motion carried.

- TERMINATION: It was moved by Alderman Antonow, seconded by Alderman Patterson to approve the recommended termination in the Electric Department. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- TERMINATION: It was moved by Alderman Howell, seconded by Alderman Patterson to authorize a termination in the Oxford Fire Department. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- SUSPENSION: It was moved by Alderman Patterson, seconded by Alderman Fisher to authorize the change in rank of a captain to lieutenant in the Fire Department and authorize a three day suspension with out pay. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- ADVERTISE: It was moved by Alderman Antonow, seconded by Alderman Fisher to advertise for a right of way laborer in the Electric Department. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- PROMOTIONS: It was moved by Alderman Antonow, seconded by Alderman Fisher to authorize Allen Brown, Jeff Roy and Larry McKinney be promoted to captains in the Fire Department. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- PROMOTIONS: It was moved by Alderman Fisher, seconded by Alderman Antonow to authorize Ethan Peterson, Jon Cullen, Kevin Black, Christopher Abernathy, Jody Black, Larry Gillespie, and Jason Gossett be promoted to lieutenants in the Fire Department. All the aldermen present voting aye, Mayor Howorth declared the motion carried.
- ADJOURN: It was moved by Alderman Patterson, seconded by Alderman Fisher to adjourn the meeting sine-die. All the aldermen present voting aye, Mayor Howorth declared the motion carried.

 Richard Howorth, Mayor

 Lisa Carwyle, City Clerk

