

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Paq

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March 28, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

5. Authorize the approval of accounts for all city departments.

It was moved by Alderman Howell, seconded by Alderman Morgan to approve the payment of all accounts for the city including a docket with claims numbered 3281 thru 3519 and totaling \$928,893.82. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

6. Consider the consent agenda:

It was moved by Alderman Howell, seconded by Alderman Addy to approve the following consent agenda. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

- a. Request permission to authorize the travel of the Mayor, Board of Aldermen, City Counsel, Department Heads, and OCC Personnel for the 86th Annual MML Conference in Biloxi, MS on July 24-26, 2017. (Ashley Atkinson)
 - b. Recommend approval for Glory Thompson to own and operate Glory Taxi. (Joey East)
 - c. Request approval for Jacques Roberts and Je'Michael Handy to intern with the Oxford Police Department for the 2017 Summer semester. (Joey East)
 - d. Request permission to accept the resignation of Officer Jordan Montgomery in the Oxford Police Department. (Braxton Tullos)
 - e. Request permission to accept the resignation of communications officer, Joshua Glasz, in the Oxford Police Department. (Braxton Tullos)
 - f. Request permission to advertise for a full-time communications officer in the Oxford Police Department. (Braxton Tullos)
 - g. Request permission to approve a promotion for Whitney Atkinson at FNC Park, from concession stand employee to Shift Lead, with a new hourly rate of \$10.00. (Braxton Tullos)
 - h. Request permission for one officer to attend Defensive Tactics Training in Cullman, AL on April 12, 2017 at an estimated cost of \$335.00. (Joey East)
 - i. Request permission for Randy Barber to attend training on 2012 International Building Code in Bay St. Louis, MS on June 12th-16th, 2017 at an estimated cost of \$895.00. (Randy Barber)
 - j. Request permission to employ Keelix Winters, Nyigel Curry, Jessie Dunn, Patrick Hodges, Robert Boone, and Malik Vaughn as seasonal employees in the Buildings & Grounds Department with an hourly wage of \$9.00. (Braxton Tullos)
 - k. Request permission to employ Adam Shaw, Quayellis Wilson, Cortez Herod, and Michael McBarn as seasonal employees in the Environmental Services Department with an hourly wage of \$9.00. (Braxton Tullos)
 - l. Request approval of a promotion for Corey Moody in the Environmental Services Department, from Part-time Recycling Laborer to Full-time Recycling Laborer with a new annual salary of \$27,029.11 (G6-6) effective April 5, 2017. (Braxton Tullos)
 - m. Request permission to employ Samantha Howard and Jonathan Page as concessions workers at FNC Park with an hourly rate of \$8.25 each; and Reed Robinson and Barry Flowers as grounds workers at FNC Park with an hourly wage of \$9.00 each. (Braxton Tullos)
 - n. Request permission for Mark Levy to attend the Landscape Architecture Conference in Birmingham, AL on April 6th-8th, 2017 to obtain CEU's, at an estimated cost of \$630.00. (Bart Robinson)
7. Request permission to adopt a proclamation declaring April as Parkinson's Disease Awareness Month.

It was moved by Alderman Addy, seconded by Alderman Antonow to adopt a

MINUTES MINUTE BOOK No. 72, CITY OF OXFORD
**THE CITY OF
OXFORD**
SAFEGUARD - DEMENT 61-8863

City of Oxford
Board of Aldermen
Regular Meeting
Tuesday, April 4, 2017, 5:00 pm - 7:00 pm
City Hall Courtroom

1. Call to order.

The meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 5:00pm on Tuesday, April 4, 2017, in the courtroom of Oxford City Hall when and where the following were present:

George G. Patterson, Mayor
 Rick Addy, Alderman Ward I
 Robyn Tannehill, Alderman Ward II
 Janice Antonow, Alderman Ward III
 Ulysses Howell, Alderman Ward IV
 Preston Taylor, Alderman Ward V
 Jason Bailey, Alderman Ward VI
 John Morgan, Alderman At Large

Mayo Mallette, PLLC-Of Counsel
 Ashley Atkinson, City Clerk
 Bart Robinson, Director of Public Works
 Reanna Mayoral, Assistant Director of Public Works-absent
 Judy Daniel, City Planner
 Ben Requet, Senior Planner
 Joey East, Chief of Police
 Sheridan Maiden-Major, Oxford Police Department-absent
 Matt Davis, Director of Parking Enforcement
 Braxton Tullos, Human Resources Director
 Mark Heath, Fire Chief
 Joey Gardner, Deputy Fire Chief
 Seth Gaines, Director of Oxford Park Commission
 Randy Barber, Director of Building Department
 Rob Neely, Superintendent of Oxford Electric Department
 Bo Ragon, Superintendent of City Shop
 Jimmy Allgood, Director of Emergency Management
 Amberlyn Liles, Environmental Services Director
 Gray Parker, Planning Department
 Billy Lamb, Buildings & Grounds Department
 Greg Pinion-Interim Director, Buildings & Grounds Dept.
 Hollis Green, Director-Oxford Conference Center
 Johnny Sossaman-Code Enforcement Officer

2. Adopt the agenda for the meeting.

It was moved by Alderman Howell, seconded by Alderman Bailey to adopt the agenda for the meeting with the following changes: the deletion of item 12, a discussion of holiday pay policy, the addition of item 18, results of the RFQ for a design professional for the parking garage, and the addition of item 7, the adoption of a proclamation for Parkinson's Disease Month. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

3. Mayor's Report

4. Authorize the approval of the minutes of the regular meeting on March 21, 2017 and the recess meeting on March 28, 2017.

It was moved by Alderman Antonow, seconded by Alderman Tannehill to approve the minutes from the regular meeting on March 21, 2017 and the recess meeting on

MINUTES

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March 28, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

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It was moved by Alderman Howell, seconded by Alderman Morgan to approve the payment of all accounts for the city including a docket with claims numbered 3281 thru 3519 and totaling \$928,893.82. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

6. Consider the consent agenda:

It was moved by Alderman Howell, seconded by Alderman Addy to approve the following consent agenda. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

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7. Request permission to adopt a proclamation declaring April as Parkinson's Disease

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It was moved by Alderman Addy, seconded by Alderman Antonow to adopt a

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MINUTES

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Board of Aldermen
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It was moved by Alderman Howell, seconded by Alderman Bailey to adopt the agenda for the meeting with the following changes: the deletion of item 12, a discussion of holiday pay policy, the addition of item 18, results of the RFQ for a design professional for the parking garage, and the addition of item 7, the adoption of a proclamation for Parkinson's Disease Month. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

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6. Consider the consent agenda:

It was moved by Alderman Howell, seconded by Alderman Addy to approve the following consent agenda. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

- a. Request permission to authorize the travel of the Mayor, Board of Aldermen, City Counsel, Department Heads, and OCC Personnel for the 86th Annual MML Conference in Biloxi, MS on July 24-26, 2017. (Ashley Atkinson)
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7. Request permission to adopt a proclamation declaring April as Parkinson's Disease Awareness Month.

It was moved by Alderman Addy, seconded by Alderman Antonow to adopt a

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proclamation declaring April as Parkinson's Disease Awareness Month. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

8. Request permission to adopt an interlocal agreement regarding the funding of an early childhood and reading development director. (Brian Harvey)

It was moved by Alderman Antonow, seconded by Alderman Morgan to approve an interlocal agreement between the City of Oxford, Lafayette County, Oxford Separate School District and the Lafayette County School District to fund an early childhood and reading development director to serve both school districts. The annual payment of \$25,000.00 will come from the Community Promotions budget. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

9. Request approval of quote to repair the roof over the rifle range area at the Oxford Conference Center and to amend the Conference Center budget for the cost. The University of MS has agreed to reimburse one-half of the cost of the repairs. (Hollis Green)

It was moved by Alderman Taylor, seconded by Alderman Tannehill to accept the quote from Marchbanks Specialty Co., Inc. in the amount of \$34,759.00 for the replacement of the rifle range roof. The University of MS has agreed to reimburse the city for half the cost, in the amount of \$17,379.50. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

10. Discuss a request for donation of property for LOU Homes on South 16th Street.

Pope Mallette presented a request from LOU Homes regarding property on South 16th Street. Though there is a "home-rule" statute that allows cities to donate surplus property to a non-profit entity for use as affordable/low-income housing; there are many questions to be answered before a decision is made to donate the property. Some of those questions related to deed restrictions, leasing instead of selling the properties to owners, a reverting clause, reservation of ingress/egress and ROW issues, the plan for development as related to current zoning, and whether or not the property needed to be appraised. Gray Parker, in the Planning Department, was charged with getting the Board's questions answered and report back at a future meeting.

11. Request permission to declare equipment surplus at the Oxford Conference Center. (Hollis Green)

It was moved by Alderman Howell, seconded by Alderman Antonow to declare equipment surplus at the Oxford Conference Center. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

12. Request permission to declare equipment surplus in the Emergency Management Department, and authorize its sale on Gov Deals. (Jimmy Allgood)

It was moved by Alderman Morgan, seconded by Alderman Bailey to declare the old mosquito sprayer surplus in the Emergency Management Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

13. Request permission to apply for the FY2018 154 Alcohol grant for statewide training from the Mississippi Office of Highway Safety in the amount of \$211,050.00. (Joey East)

It was moved by Alderman Howell, seconded by Alderman Bailey to grant permission to the Oxford Police Department to apply for the FY2018 154 Alcohol grant for statewide training from the Mississippi Office of Highway Safety in the amount of \$211,050.00. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

14. Request permission to apply for the FY 2018 405d Alcohol grant for statewide training from the Mississippi Office of Highway Safety in the amount of \$97,386.00. (Joey East)

It was moved by Alderman Howell, seconded by Alderman Bailey to grant permission to the Oxford Police Department to apply for the FY2018 405d Alcohol grant for statewide training from the Mississippi Office of Highway Safety in the amount of \$97,386.00. All the aldermen present voting aye, Mayor Patterson declared the

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motion carried.

15. Third reading and vote on a proposed ordinance amending the Sec. 87-21 of the Weed & Grass Ordinance, penalties. (Joey East)

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve an Ordinance amending Section 87-21 of the Weed & Grass; Penalties. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

16. Second reading and public hearing of proposed Ordinance changes to Chapter 102, Article XX, Section 102-642, Parades, Public Assemblies and Special Events. (Joey East)

The third reading and vote on this proposed ordinance will be on April 18, 2017.

17. Second reading and public hearing of proposed Ordinance changes in Chapter 14-Alcohol, Articles I & II. (Joey East)

The third reading and vote on this proposed ordinance will be on April 18, 2017.

18. Discuss the short list for design professionals for the downtown parking garage. (Matt Davis)

The four design firms on the short list for the downtown parking garage are: Eley, Guild & Hardy, Cooke, Douglas, Farr & Lemons, Howorth & Associates, and A2H.

The firms will be interviewed again and will present their ideas on April 18, 2017. A recommendation from the Parking Commission will be included on the agenda for the regular meeting on April 18, 2017.

19. Request permission to adopt a resolution for city water and sewer utilities outside the city limits of Oxford. (Judy Daniel/Bart Robinson)

It was moved by Alderman Howell, seconded by Alderman Addy to adopt a resolution to authorize the use of the attached requirements and guidelines for provision of city water and sewer services to properties located outside the municipal limits. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

20. Request permission to approve the agreement with ICM for the Parking Garage Project. (Bart Robinson)

It was moved by Alderman Morgan, seconded by Alderman Tannehill to approve the agreement with ICM for the Parking Garage Project. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

21. Request permission to accept bids for a mini-excavator for the Public Works Department. (Bart Robinson)

It was moved by Alderman Bailey, seconded by Alderman Antonow to accept the bid from Williams Equipment and Supply, Inc., in the amount of \$40,083.12 for a Bobcat Mini-Excavator for the Public Works Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

22. Request permission to accept Oxford Square ADA Improvement Project and approve final change order. (Bart Robinson)

It was moved by Alderman Antonow, seconded by Alderman Taylor to accept maintenance on the Oxford Square ADA Improvement Project and to approve the final change order in the amount of (\$4,907.55). All the aldermen present voting aye, Mayor Patterson declared the motion carried.

23. Discuss change order for Oxford WWTP Lagoon Improvement Project, Contract No. 1. (Bart Robinson)

It was moved by Alderman Howell, seconded by Alderman Bailey to approve a change order for the Oxford WWTP Lagoon Improvement Project, Contract No.1, in the amount of \$346,185.00. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

24. Consider an executive session.

It was moved by Alderman Morgan, seconded by Alderman Bailey to consider an executive session for a matter related to property acquisition and a matter of potential

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litigation. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Howell, seconded by Alderman Antonow to enter an executive session for a matter related to property acquisition on Sisk Avenue and a matter of potential litigation regarding property acquisition on West Oxford Loop. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Howell to retain Spencer Turner as an appraiser for the eminent domain proceedings. All the alderman present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Addy, seconded by Alderman Tannehill to authorize Bart Robinson to make an offer to the Waller Family for their property located on Sisk Avenue, with said offer subject to approval by counsel and if required as part of an agreement, arrange for an appraisal of said property. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


It was moved by Alderman Howell, seconded by Alderman Tannehill to return to regular session. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Morgan, seconded by Alderman Tannehill to amend the motion made on item 20 to include the wording "subject to approval by counsel". All the aldermen present voting aye, Mayor Patterson declared the motion carried.

25. Adjourn.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to adjourn Sine-Die. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

MINUTE BOOK No. 72, CITY OF OXFORD**Proclamation**

SAFEGUARD - DEMENT 61-8863

Parkinson's Awareness Month

WHEREAS, Parkinson's disease is a chronic, progressive, neurological disease and is the second most common neurological disease in the United States; and

WHEREAS, Parkinson's disease is estimated to affect 500,000 to 1,500,000 people in the United States and the prevalence will more than double by 2040; and

WHEREAS, Parkinson's disease is the 14th leading cause of death in the United States according to the Center for Disease Control and Prevention; and

WHEREAS, it is estimated that the economic burden of Parkinson's disease is at least \$14.4 billion annually, including indirect costs to patients and family members of \$6.3 billion; and

WHEREAS, there is no cure or drug to halt the progression of the disease; and

WHEREAS, volunteers, researchers, caregivers, and medical professionals are working to improve the quality of life of persons living with Parkinson's disease and their families; and

WHEREAS, research, education, and community support services are needed to find effective more treatments and to provide access to quality care for those living with the disease today;

NOW, THEREFORE, I, GEORGE G. "PAT" PATTERSON, MAYOR OF OXFORD, MISSISSIPPI to hereby proclaim April as Parkinson's Disease Awareness Month in 2017.

Adopted this, the 4th day of April, 2017.

MINUTE BOOK No. 72, CITY OF OXFORD
INTERLOCAL AGREEMENT FOR FUNDING OF EARLY
CHILDHOOD AND READING DEVELOPMENT DIRECTOR

SAFEGUARD - DEMENT 61-8863

THIS AGREEMENT is entered into by and between the Lafayette County School District ("LCSD"), the Oxford School District ("OSD"), the City of Oxford, Mississippi ("the City"), and Lafayette County, Mississippi ("the County"), for the purpose of creating and funding the position of Early Childhood and Reading Development Director to support the educational missions of LCSD and OSD.

WHEREAS, the Interlocal Cooperation Act of 1974 authorizes any two or more local governmental units to enter into a written contractual agreement with one another to jointly provide services and facilities and to jointly exercise and carry out power, authority, or responsibility exercised or capable of being exercised by a local governmental unit; and

WHEREAS, OSD, LCSD, the City, and the County are local governmental units as defined by MISS. CODE ANN. § 17-13-5(a) and are each governed by a Governing Authority as defined by MISS. CODE ANN. § 17-13-5(b).

NOW, THEREFORE, pursuant to the provisions of the Interlocal Cooperation Act of 1974, and the approval of the parties' respective governing authorities, the parties do hereby adopt this Agreement:

1. The parties hereby agree to jointly provide for the creation of an Early Childhood and Literacy Development Program ("the Program") for the purpose of improving educational outcomes for children in Lafayette County, creating an early intervention program to promote child growth and development, expanding early learning opportunities in the Oxford and Lafayette County community, and developing strategies to address school readiness, school attendance, and summer learning.

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2. The parties agree that the Oxford School District shall be responsible for the supervisory and administrative oversight of operations and personnel of the Program and shall serve as its fiscal agent. The parties each agree to provide \$25,000 per school year to fund the operation of the Program. As fiscal agent, OSD will annually invoice LCSD, the City, and the County, for their respective contributions. The City and the County shall have no further obligations or responsibilities under this Agreement.

3. The parties anticipate that OSD will hire a Director of Early Childhood and Reading Development ("Director") based on recommendations brought forth by a joint search committee appointed by the superintendents of OSD and LCSD. The Director will be employed provided appropriate facilities by OSD.

4. This agreement shall be effective on the date the agreement is approved by the Attorney General and shall expire on June 30th, 2018. If the parties desire to renew the agreement, each party shall give written notice of its intent to exercise its option to renew the agreement sixty (60) days before expiration of the initial term of the agreement.

5. This agreement is effective subject to the approval of the Attorney General of the State of Mississippi.

SIGNED and AGREED to, this the _____ day of _____, 2017.

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LAFAYETTE COUNTY SCHOOL DISTRICT

President

Secretary

MINUTE BOOK No. 72, CITY OF OXFORD
SIGNED and AGREED to, this the _____ day of _____, 2017.

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OXFORD SCHOOL DISTRICT

President

Secretary

SIGNED and AGREED to, this the _____ day of _____, 2017.

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CITY OF OXFORD, MISSISSIPPI

Mayor

City Clerk

LAFAYETTE COUNTY, MISSISSIPPI

President, Board of Supervisors

County Administrator

Ashley Atkinson **MINUTE BOOK No. 72, CITY OF OXFORD**

SAFEGUARD - DEMENT 61-8863

From: Hollis Green <hgreen@oxfordconferencecenter.com>
Sent: Friday, March 24, 2017 11:08 AM
To: ncanyock@olemiss.edu
Cc: Ashley Atkinson; Mayorpat@oxfordms.net; Mallette, Pope (PMallette@MayoMallette.Com)
Subject: Rifle Range Roof
Attachments: Oxford Conference Center - Rifle Range, Oxford, MS.doc

Nick,

Attached is the lowest bid for the replacement of the rifle range roof. The bid is \$34,759.00. As per our discussion at the meeting on February 2nd the university agreed to pay one half of the replacement cost.

Please confirm that the university will reimburse the City of Oxford \$17,379.50 for this project.

As soon as I get confirmation from you I will present this to the mayor and board of alderman for final approval.

Thanks

Hollis Green

Hollis Green
 Director
 Oxford Conference Center
 102 Ed Perry Blvd.
 Oxford MS, 38655
 662-232-2367
www.oxfordconferencecenter.com

Ashley Atkinson MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

From: ncanyock@olemiss.edu
Sent: Friday, March 24, 2017 12:37 PM
To: Hollis Green
Cc: Ashley Atkinson; Mayorpat@oxfordms.net; Mallette, Pope (PMallette@MayoMallette.Com)
Subject: Re: Rifle Range Roof

Hollis,

We agree to pay half of the cost as discussed in the meeting.

Thank you for setting this up.

Nick Canyock
 Assistant Director of Facilities
 662-816-4348
 Ole Miss Athletics

Sent from my iPhone

On Mar 24, 2017, at 11:12 AM, Hollis Green <hgreen@oxfordconferencecenter.com> wrote:

Nick,

Attached is the lowest bid for the replacement of the rifle range roof. The bid is \$34,759.00. As per our discussion at the meeting on February 2nd the university agreed to pay one half of the replacement cost.

Please confirm that the university will reimburse the City of Oxford \$17,379.50 for this project.

As soon as I get confirmation from you I will present this to the mayor and board of alderman for final approval.

Thanks

Hollis Green

Hollis Green
 Director
 Oxford Conference Center
 102 Ed Perry Blvd.
 Oxford MS, 38655
 662-232-2367
www.oxfordconferencecenter.com

<Oxford Conference Center - Rifle Range, Oxford, MS.doc>

Ashley Atkinson

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

From: Hollis Green <hgreen@oxfordconferencecenter.com>
Sent: Tuesday, March 28, 2017 10:06 AM
To: Ashley Atkinson
Subject: RE: Rifle Roof

Is this ok?

From: ncanyock@olemiss.edu [mailto:ncanyock@olemiss.edu]
Sent: Tuesday, March 28, 2017 9:32 AM
To: Hollis Green <hgreen@oxfordconferencecenter.com>
Subject: Rifle Roof

Hollis,

When it comes time to pay for the roof we would like you to cover the cost and we will then get you paid from the Athletics Foundation. Can you invoice us when it is time?

NICK CANYOCK**ASSISTANT DIRECTOR OF FACILITIES**

908 ALL-AMERICAN DRIVE
UNIVERSITY, MS 38677
NCANYOCK@OLEMISS.EDU
OLEMISSSPORTS.COM
662.915.2779 OFFICE
662.816.4348 CELL

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

MARCHBANKS**SPECIALTY CO., INC.**

INNOVATIVE ROOFING SOLUTIONS — SINCE 1971

P.O. BOX 747

WATER VALLEY, MS 38965

Phone (662) 473-1463 Fax (662) 473-1468

marchbanks@watervalley.net

March 24, 2017

Oxford Conference Center
 102 Ed Perry Boulevard
 Oxford, MS 38655

Re: Oxford Conference Center – Rifle Range @ 102 Ed Perry Boulevard Oxford, MS 38655
 Roof Area: 7,576 Square Feet Parapet Walls: 1,299 Square Feet

PROPOSAL

We will provide labor, materials, taxes, and insurance to perform the work described:

1. Mechanically attach a layer of ½" duro-guard EPS insulation and 50-mil white Duro-Last membrane over the existing roof to the metal deck.
2. Flash up north parapet wall and terminate behind existing counter flashing using Duro-Last terminate bar.
3. Remove existing wall coping, flash up and over with Duro-Last parapet material, and terminate using Duro-Last 6" two-piece compression system with prefinished steel cover -color to match existing.
4. Flash all penetrations with Duro-Last prefabricated flashings.
5. Terminate into existing gutters using Duro-Last termination bar.
6. Leave roof and working area clean of working debris.
7. Provide Marchbanks Specialty Co., Inc. 2-year workmanship warranty.
8. Provide Duro-Last 15-year NDL full replacement warranty.

MARCHBANKS SPECIALTY CO., INC.

Keith Marchbanks
 President

We propose hereby to furnish labor, taxes, materials, and insurance – complete in accordance with above specifications, for the total sum of:

Thirty-Four Thousand, Seven Hundred Fifty-Nine and 00/100 _____ (\$34,759.00)

Page 2 – Oxford Conference Center – Rifle Range
102 Ed Perry Boulevard Oxford, MS 38655
Roof Area: 7,576 Square Feet Parapet Walls: 1,299 Square Feet

Note: This quote includes costs for a mechanical contractor to rework existing duct work in two areas where it has fallen and is laying on the roof.

Payment should be made monthly or 100% upon completion of job.

If I default on payments, I will be responsible for paying any Interest & attorney fees incurred.

Acceptance of Proposal:

The above price, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Authorized Signature _____

Date of Acceptance _____

This proposal may be withdrawn by us if not accepted within 30 days.

If you would like for Marchbanks Specialty Co., Inc. to perform this work, please sign, date, and mail the original proposal back to our office.
Original Copy



ADVANCED RESTORATION TECH. INC.

MASONRY RESTORATION • WATERPROOFING • FOUNDATION REPAIR • GENERAL CONTRACTING
LICENSED • INSURED • DEPENDABLE CONTRACTORS SERVING THE MID-SOUTH
WWW.ADVANCEDRESTORE.NET
3310 PEARSON
MEMPHIS, TN 38118

LICENSE NO. 41699
BETTER BUSINESS
BUREAU MEMBER

TELEPHONE 901-369-7177
FAX 901-369-7449

PROPOSAL AND AGREEMENT

TO: **MR. JED KNIGHT**
UNIVERSITY OF MISSISSIPPI ATHLETICS
908 ALL AMERICAN DRIVE
UNIVERSITY MS 38677

MARCH 16, 2017

RE: **NEW STRUCTO-DECK & NEW 45 MIL WHITE THERMOPLASTIC POLY-OLEFIN
ROOF SYSTEM (TPO ROOF) INSTALLATION OVER EXISTING BUILT-UP ROOF @
102 ED PERRY BLVD OXFORD MS**

ADVANCED RESTORATION PROPOSES TO FURNISH LABOR, MATERIALS, AND EQUIPMENT
TO PERFORM THE FOLLOWING DESCRIBED WORK IN THE REFERENCED PROJECT.

SCOPE OF WORK:

CLEAN AND DRY THE SURFACE OF THE REFERENCED 58FT
X 150 FT MODIFIED ROOF. CLEAN AND REMOVE ANY LOOSE
ROOFING FROM THE PARAPET WALLS TO CREATE A SOUND
SUBSTRATE.

REMOVE THE TOPCAP. COVER THE PARAPET WALLS WITH
45 MIL TPO TOP SHEETS FASTENED WITH SCEWS/BARB PLATES
AND ADHERED WITH CONTACT CEMENT. EXTEND THE MEMBRANE
OVER THE TOP OF THE PARAPET WALL AND INSTALL A
TERMINATION BAR ON THE FRONT OF THE WALL. REPLACE THE
TOPCAP OVER THE TERMINATION BARS AND BACK TO THE
ORIGINAL OR INTENDED POSITIONS.

SCREW DOWN 1/2 INCH STRUCTODECK HI-DENSITY
INSULATION BOARD WITH BARB PLATES OVER THE ENTIRE ROOF
FOR A SOUND BASE.

SCREW DOWN AND WELD TOGETHER 45 MIL TPO TOP
SHEETS OVER THE PREPARED SURFACES OF THE ROOF STARTING
FROM THE LOWEST POINT OF EACH ROOF SECTION. ALL THE ENDS
WILL BE STAGGARD.

FLASH OUT ALL THE VENT PIPES, ROOF PENETRATIONS,
AND ROOF TOP UNITS WITH PREFORMED TPO FLASHINGS. RESEAL
ALL THE JOINTS OF THE TOPCAPS WITH DOW CORNING 795
BUILDING SEALANT WITH COLOR TO MATCH THE EXISTING
TOPCAP COLOR.

OWNER TO PROVIDE 220 ELECTRICAL HOOK-UP AT
BREAKER BOX FOR WELDER(ADVANCED RESTORATION CAN
INSTALL PIGTAIL IN BREAKER BOX). \$34,822.00

WARRANTY STATEMENT: ADVANCED RESTORATION WILL INVESTIGATE AND REPAIR
ANY REPORTED DEFECTS IN THE LABOR AND MATERIALS FROM
THE AREAS THAT THE ABOVE WORK WAS PERFORMED ON AT NO
COST TO THE OWNER WITH THE FOLLOWING TIME LIMITS.
THE LABOR WILL BE GUARANTEED BY ADVANCED
RESTORATION FOR A PERIOD OF FIVE YEARS FROM THE DATE OF
COMPLETION OF THE PROJECT. THE MATERIALS WILL BE
GUARANTEED BY THE MANUFACTURE FOR A PERIOD OF TWENTY
YEARS.

ADVANCED RESTORATION PROPOSES TO FURNISH LABOR, MATERIALS AND EQUIPMENT
AS SET FORTH ABOVE FOR THE SUM OF: \$34,822.00
THIRTY-THREE THOUSAND EIGHT HUNDRED TWENTY-TWO DOLLARS AND NO
CENTS

TO BE PAID AS FOLLOWS:

PROGRESS DRAWS IF NEEDED; REMAINDER DUE
IN FULL AT COMPLETION

AUTHORIZED
SIGNATURE


MARK HOLLARS
CONTRACTOR

PRESIDENT

TITLE

ADVANCED RESTORATION AGREES TO COMPLETE THE ABOVE DESCRIBED PROJECT IN A
WORKMAN LIKE MANNER ACORDING TO STANDARD BUILDING PRACTICES. ALL LABOR
AND MATERIALS TO BE GUARENTEED FOR FIVE YEARS ON LABOR/15 YEARS ON
MATERIALS FROM COMPLETION WITH LIMITATION AS STATED. THE OWNER OF THE
PROJECT IS TO CARRY FIRE, TORNADO, LIABILITY AND OTHER NECESSARY INSURANCE.
ADVANCED RESTORATION WILL BE RESPONSIBLE FOR WORKMENS COMPENSATION AND
GENERAL LIABILITY INSURANCE.

ADVANCED RESTORATION ASSUMES WITHOUT KNOWLEDGE THAT THE EXISTING
STRUCTURE, PLUMBING AND UTILITIES ARE STRONG UNOUGH TO WITHSTAND THESE
METHODS OF REPAIR. ADVANCED RESTORATION WILL NOT BE RESPONSIBLE FOR
FAILURE OF THE STRUCTURE. PLUMBING AND UTILITIES.

THIS AGREEMENT WILL BE CONTINGENT UPON STRIKES, ACCIDENTS, ACTS OF GOD OR
OTHER DELAYS BEYOND THE CONTROL OF ADVANCED RESTORATION.

ACCEPTANCE OF PROPOSAL - THE ABOVE PRICES, SPECIFICATIONS AND CONDITIONS
ARE SATISFACTORY AND ARE HEREBY ACCEPTED. YOU ARE AUTHORIZED TO DO THE
WORK AS SPECIFIED. PAYMENT WILL BE MADE AS OUTLINED ABOVE.

SIGNATURE

PURCHASER

PRINT NAME

DATE

Hollis Green

From: ncanyock@olemiss.edu
Sent: Friday, March 24, 2017 12:37 PM
To: Hollis Green
Cc: Ashley Atkinson; Mayorpat@oxfordms.net; Mallette, Pope (PMallette@MayoMallette.Com)
Subject: Re: Rifle Range Roof

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662-816-4348
Ole Miss Athletics

Sent from my iPhone

On Mar 24, 2017, at 11:12 AM, Hollis Green <hgreen@oxfordconferencecenter.com> wrote:

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Thanks

Hollis Green

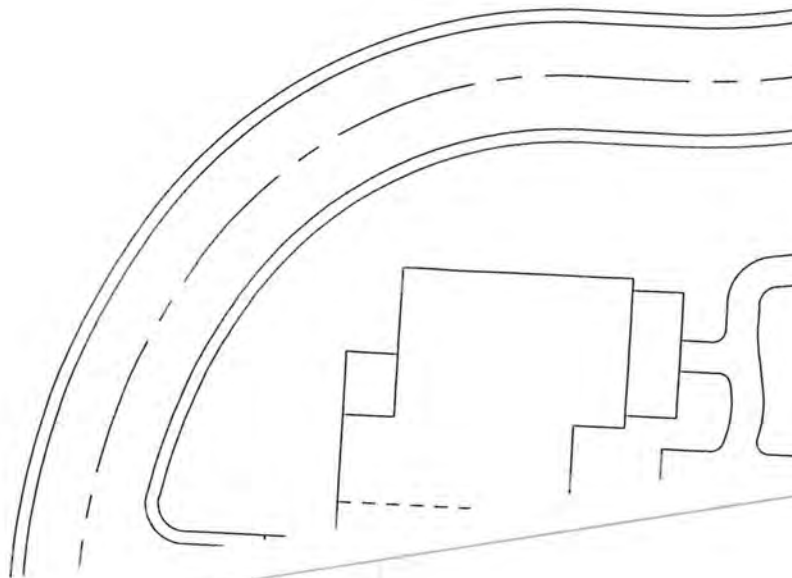
Hollis Green
Director
Oxford Conference Center
102 Ed Perry Blvd.
Oxford MS, 38655
662-232-2367
www.oxfordconferencecenter.com

<Oxford Conference Center - Rifle Range, Oxford, MS.doc>

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

LANDS





From: CLINT WILLIFORD [mailto:drwill@olemiss.edu]
 Sent: Wednesday, March 29, 2017 4:27 PM
 To: derail@dixie-net.com; Bart@oxfordms.net; Fred Laurenzo; fredlaurenzo99@gmail.com
 Cc: CLINT WILLIFORD; drwill@olemiss.edu
 Subject: Development on City Property and Other Parcels Behind Beanland

Dear Darryail and Bart

Hope you are doing well. My purpose in writing is to have input to decisions on development behind Beanland Dr and to request you keep me informed as these progress.

As you may know, I live on Beanland and we have had the pleasure of a forested setting behind. I always assumed there would be eventual development, and it seems we are at that point.

Fred Laurenzo has kindly shared the attached diagrams, (his email included) and he and I have talked about them. His efforts on affordable housing laudable and I appreciate the intention to have some green-space barrier along the property line.

My input is that every practical effort be made to enhance that space. It would be great if the city facilitated the planting of trees, given the otherwise considerable deforestation. On a more definite note, it appears that there may be an intention of access from the planned apartment development directly onto Beanland. There is a narrow right of way between parcels 7 and 8. This is adequate to provide access for city work crews, for example to remove dead trees. But, it is completely inadequate for access for a major development. It would no doubt harm values of immediate adjacent properties and unnecessarily direct traffic down Beanland and other streets toward the east end of University Ave. The proposed street through parcel 116 is far better as it provides street frontage for the houses that Fred plans and a more direct route to the east. I can only speak for myself at this point. However, a similar development (and access) proposed about 25 years ago brought up the same concerns and some public pushback.

As an aside, there is a water course along my property line leading into the city property. This has caused a problem with standing water and erosion. Hopefully these concerns can be resolved along with the development.

Fred told me there will be discussion on his plan this coming April 4. Unfortunately, I will be out of town. Hopefully this suffices for my input. Please feel free to contact me, if you have any questions. And, likewise, please keep me in the loop.

Best regards,

Clint Williford
 1223 Beanland Dr
 816-0109

Sent from my iPad

Begin forwarded message:

From: Fred Laurenzo <fredlaurenzo99@gmail.com>

Date: March 11, 2011 at 4:26 PM CDT

To: Clint Williford <drwill@olemiss.edu>

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD : DEMENT 61-8863

Subject: Attachments

Clint,

Attached are two drawings showing what might happen. Mark Levy in the Public Works office did the layout as a sort of guesstimate of what might be possible. You will note the large complex adjacent to the city land which is what is on the drawing board for Mike Bridge. Maybe we can talk by phone tomorrow. I would prefer to meet but don't know whether that will be possible. Will talk with you in the morning.
Fred

Fred Laurenzo

Chief Administrative Officer

LOU-HOME, Inc., P.O. Box 1626, Oxford, MS 38655 (Phone 662-380-3921)

Home Address: 410 Meadowlawn Dr., Oxford, MS 38655 (Phone: 662-234-8530; cell:662-801-5280)

Oxford Conference Center Old Inventory MINUTE BOOK NO. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Routers and Modems:

(1) D-Link Wireless Internet Router

(3) Belkin Wireless Internet Routers

(1) Hawking ADSL Router / Modem

Radios and Communication Devices:

(26) HYT-TC500 Two-way Radios (each in box) with Batteries, Chargers, (tested as non-functioning)

(1) Personal PA Transmitter with

(4) Williams Sound Remote Control Receivers

Desktop Computers and Accessories:

(1) Dell Optiplex GX520 PC with Dell Monitor, Keyboard and Mouse

(1) Dell Optiplex 210L PC with Viewsonic Monitor, Keyboard and Mouse

(1) Dell Optiplex GX280 PC with Dell Monitor, Keyboard and Mouse

(4) Dell PC Monitors

(1) Dell Mouse

(4) Dell Keyboards

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Confidential Information - For Board Use Only - Do not Redistribute

Page 22 of 22

BMA Surplus Equipment

E0 01

One heavy duty thermogger mosquito sprayer, model number 3901.

E0 01

Sec. 87-21. - Weeds prohibited.

- (a) *Prohibited conditions.* It shall be unlawful for any person owning or occupying any lot, parcel or property abutting, or within 200 feet of any public street within the city to permit weeds, grass, brush or other undesirable vegetation to grow to a height in excess of 12 inches. If found to be in excess of 12 inches by enforcement personnel, a citation can be issued. Violations of this section shall be punished in accordance with chapter 1, General Provisions, Section 1-8, General Penalties, Continuing Violation; Abatement of Nuisances, Continuing Violations.
- (b) *Adjudication of uncleanliness.* To determine whether property or parcel of land within a municipality is in such a state of uncleanliness as to be a menace to the public health, safety and welfare of the community, the board of aldermen shall conduct a hearing, on its own motion or upon the receipt of a petition signed by the majority of the residents within 300 feet of any property or parcel of land alleged to be in need of the cleaning. Notice shall be provided to the property owner by:
 - (1) United States mail two weeks before the date of the hearing mailed to the address of the subject property and to the address where the ad valorem tax notice for such property is sent by the office charged with collecting ad valorem tax; and
 - (2) Posting notice for at least two weeks before the date of a hearing on the property or parcel of land alleged to be in need of cleaning and at city hall.
- (c) *Notice to owner; hearing abatement; costs adjudicated.* Any notice required by this section shall include language that informs the property owner that an adjudication at the hearing that the property or parcel of land is in need of cleaning will authorize the municipality to reenter the property or parcel of land for a period of one year after the hearing without any further hearing if notice is posted on the property or parcel and at city hall at least seven days before the property or parcel of land is reentered for cleaning. A copy of the required notice mailed and posted as required by this section shall be recorded in the minutes of the governing authority in conjunction with the hearing required by this section.

If, at such hearing the mayor and board of aldermen shall, in its resolution, adjudicate such parcel of land in its then condition to be a menace to the public health and safety of the community, the mayor and board of aldermen, shall, if the owner does not do so himself, proceed to clean the land, by the use of municipal employees or by contract, by cutting weeds; removing rubbish, dilapidated fences, dilapidated buildings and other debris; and draining cesspools and standing water therefrom. Thereafter, the mayor and board of aldermen may by resolution adjudicate the actual cost of cleaning the property and may also impose a penalty not to exceed \$1,500.00 or 50 percent of the actual cost, whichever is more. The cost and any penalty may become a civil debt against the property owner, or, at the option of the governing authority an assessment against the property. The "cost assessed against the property" means either the cost to the municipality of using its own employees to do the work or the cost of any contract executed by the municipality to have the work done, and administrative costs and legal cost of the municipality.

For subsequent cleaning within one-year period after the date of the hearing at which the property or parcel of land was adjudicated in need of cleaning, upon seven days notice posted both on the property or parcel of land adjudicated in need of cleaning and at city hall as authorized in subsection (b) a municipality may reenter the property or parcel of land to maintain cleanliness without further notice or hearing no more than six times in any 12-month period with respect to removing dilapidated buildings, dilapidated fences and no more than 12 times in any 24-month period with respect to cutting grass and weeds and removing rubbish, personal property and other debris on the land, and the expense of cleaning the property shall not exceed an aggregate amount of \$20,000.00 per year or fair market value of the property subsequent to cleaning, whichever is less. The city may assess the same penalty for each time the property or land is cleared as otherwise provided this section.

- (d) *Civil debt; institution of suit.* If the board of aldermen declares by resolution, that the cost and any penalty shall be collected as a civil debt, the board of aldermen may authorize the institution of a suit on open account against the owner of the property in a court of competent jurisdiction in the manner provided by law for the cost and any penalty, plus court costs, reasonable attorney's fees and interest from the date the property was cleaned.

- (e) *Lien; assessment enrolled.* If the board of aldermen does not declare that the cost and any penalty shall be collected as a civil debt, then the assessment provided for in subsection (c) of this section shall be a lien against the property and may be enrolled in the office of the circuit clerk of the court as other judgments are enrolled, and the tax collector of the city shall, upon order of the board of aldermen, proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes.

(Ord. No. 2015-19, § II.1, 5-5-2015)



Joseph B. East
Chief of Police
jeast@oxfordpolice.net

To: Mayor and Board of Aldermen
From: Jbey East, Chief
Date: March 3, 2017
Re: Amendments to Weed Ordinance, Sec. 87-21

In working with the Code Enforcement Division Officers, we have some concerns about the enforcement of the current regulation as written. We are proposing a change to the regulation, which will assist in our enforcement efforts.

The proposed changes to the ordinance are to add in Section 87-21(a), the following:

"If found to be in excess of 12 inches by enforcement personnel, a citation can be issued. Violations of this section shall be punished in accordance with chapter 1, General Provisions, Section 1-8, General Penalties, Continuing Violation; Abatement of Nuisances, Continuing Violations."

This change is requested to provide an enforcement action for a person owning or occupying a property who is allowing their grass to grow to a height in excess of 12 inches but does not need an adjudication of uncleanliness and abatement as outlined in Section 87-21(b). The penalties are consistent with other enforcement actions in this section.

Oxford Police Department
715 Molly Barr Rd.
Oxford, MS 38655
Phone: (662) 232-2400
Fax: (662) 232-2314

Confidential Information - For Board Use Only - Do not Redistribute Page 25 of 58

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-6863

Sec. 102-642. - Standards for issuance.

- (a) The chief of police shall issue a permit as provided for herein when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:
- (1) The conduct of the parade or public assembly will not substantially interrupt the safe and orderly movement of other pedestrian or vehicular traffic contiguous to its route or location;
 - (2) The conduct of the parade or public assembly will not require the diversion of so great a number of city police officers to police properly the line of movement and the areas contiguous thereto as to prevent normal police protection of the city;
 - (3) The concentration of person, animals, and vehicles at public assembly points of the parade or public assembly will not unduly interfere with property, fire and police protection of, or ambulance service to, areas contiguous to such public assembly areas;
 - (4) The conduct of the parade or public assembly is not reasonably likely to cause injury to persons or property;
 - (5) The parade or public assembly is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
 - (6) Adequate sanitation and other required health facilities are or will be made available in or adjacent to any public assembly areas;
 - (7) There are sufficient parking places near the site of the parade or public assembly to accommodate the number of vehicles reasonably expected;
 - (8) The applicant has secured the police protection, if any, required under ~~subsection (a) (7);~~ Section 102-641(a). The total cost of the police protection must be paid in full 10 days prior to the event or the event will be canceled. The applicant may make a deposit of 25% of this amount in order to secure the date of the event, prior to making payment in full.
 - (9) Such parade or public assembly is not for the primary purpose of advertising any product, goods or event that is primarily for private profit, and the parade itself is not primarily for profit. The prohibition against advertising any product, goods or event shall not apply to signs identifying organizations or sponsors furnishing or sponsoring exhibits or structures used in the parade;
 - (10) No parade or public assembly permit application for the same time and location is already granted or has been received and will be granted;
 - (11) No parade or public assembly permit application for the same time but not location is already granted or has been received and will be granted, and the police resources required for that prior parade or public assembly are so great that in combination with the subsequent proposed application, the resulting deployment of police services would have an immediate and adverse effect upon the welfare and safety of persons and property;
 - (12) No event is scheduled elsewhere in the city where the police resources required for that event are so great that the deployment of police services for the proposed parade or public assembly would have an immediate and adverse effect upon the welfare and safety of persons and property; and
 - (13) The parade, if it takes the form of cruising, has the approval in writing of the owner or an authorized agent of the owner for the use of the parking lot which is the site of the parade.
- (b) No permit shall be granted that allows for the erection or placement of any structure, whether permanent or temporary, on a city street, sidewalk, or right-of-way unless advance approval for the erection or placement of the structure is obtained from the board of aldermen.

(Ord. No. 2008-12, § I, 7-15-2008)



Joseph B. East
Chief of Police
jeast@oxfordpolice.net

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

From: Jbey East, Chief
Date: March 15, 2017
Re: Amendments to Parades, Public Assemblies and Special Events
Chapter 102 -- Article XX Section 102-642

Based upon some concerns in the manner of managing and collecting fees for the police protection for parades or events. We are proposing some changes to the ordinance to assist in our efforts to work with the sponsoring groups to secure payments.

1) Modification of Sec. 102-642(a)(8):

- a. Remove the reference to subsection (a)(7) and replace it with the correct cross reference of 'Section 102-641(a)'.
- b. Clarify the procedure for payment for police protection as follows:
 - i. The total cost must be paid in full 10 days prior to the event or the event will be canceled.
 - ii. Allow prior to making payment in full the applicant to pay a 25% refundable deposit to secure the date / time of the event.

Our Staff recommends approval of the proposed changes.

Oxford Police Department
715 Molly Barr Rd.
Oxford, MS 38655
Phone: (662) 232-2400
Fax: (662) 232-2314



Joseph B. East
Chief of Police
jeast@oxfordpolice.net

To: Mayor and Board of Aldermen
From: Joey East, Chief
Date: March 15, 2017
Re: Amendments to Alcohol Ordinance
Chapter 14, Article I and II

In working with the Code Enforcement Division Officers, we have some concerns about the enforcement of the current regulation as written. We are proposing some changes to the regulation which will assist in our enforcement efforts.

- 1) Modification of Sec. 14-9 (b)
 - a. Remove the reference to beer and/or light wine in sections (1), (2), (3), (4), (5), (6) and (7) as this is referenced in Section 14-47.
- 2) Modification of Sec. 14-43 (b)
 - a. Clarify the current requirement for a business to have an on-premises retailer's permit issued by the Mississippi Alcohol Beverage Control, in order to obtain a City of Oxford beer and light wine privilege license by adding an item (4) to this section. This requirement is currently stated in Sec. 14-44 (8), under the regulation language.
- 3) Modification of Sec. 14-44 (8)
 - a. Re-word this section to clarify the current requirement for the business to 'maintain' the on-premises retailer's permit required in Section 14-43.
 - b. Add the appropriate Mississippi Criminal statute reference.
- 4) Modification of Sec. 14-47 (b)
 - a. Remove the reference to alcoholic beverages in sections (1), (2), and (3) as this is referenced in Section 14-9.
 - b. Add to this section to have it 'mirror' Section 14-9 for exceptions to the municipal buildings. Proposed to add sections (4) L.Q.C. House, (5) Cedar Oaks, (6) Visitor's Center, and (7) Pavilion as exceptions
- 5) Modification of Sec. 14-51(2)
 - a. Delete from this regulation the current wording allowing a business to provide alcoholic beverages to customers, free of charge, as this in in conflict with the State of Mississippi statutes.
- 6) Modification of Sec. 14-51(3)
 - a. Add wording to this regulation referring the reader to the correct section for the process and requirements for obtaining the appropriate permit.

Our Staff recommends approval of the proposed changes.

Oxford Police Department
715 Molly Barr Rd.
Oxford, MS 38655
Phone: (662) 232-2400
Fax: (662) 232-2314

ARTICLE I. - IN GENERAL

Sec. 14-1. - Intoxication.

It shall be unlawful for any person to be or to become drunk in any public place in the city in the presence of two or more persons. Any person found guilty of violating this section shall be fined in any amount not exceeding \$100.00.

(Code 1968, § 5-1; Ord. No. 2007-10, § 1(5.1), 7-3-2007)

State Law reference— Public drunkenness prohibited, MCA 1972, § 97-29-47.

Sec. 14-2. - Persons who may not be sold to and persons who may not purchase.

- (a) It shall be unlawful for any persons to sell, furnish, dispose of, give or cause to be sold, furnished, disposed of, or given, any alcoholic beverage to any person under the age of 21 years.
- (b) It shall be unlawful for any person to sell or furnish any alcoholic beverage to any person who is known to be insane or mentally defective, or to any person who is visibly intoxicated, or to any person who is known to habitually drink alcoholic beverages to excess, or to any person who is known to be an habitual user of narcotics or other habit-forming drugs.
- (c) It shall be unlawful for any person under the age of 21 years to purchase, receive, or have in his possession in any public place, any alcoholic beverages.
- (d) It shall be unlawful for any person under the age of 21 years to knowingly make a false statement to the effect that he is 21 years old or older to any person engaged in the sale of alcoholic beverages for the purpose of obtaining the same.

(Code 1968, § 5-2; Ord. No. 1981-21, § 1, 9-1-1981)

Sec. 14-3. - Presence of minors.

It shall be unlawful for any owner, proprietor, manager or any employee of any establishment which has an on-premises retailer's permit, issued by the Office of Alcohol Beverage Control of the State Tax Commission, to allow or permit any minor under the age of 18 years to enter or be present in the lounge area or bar area of any such establishment, unless such minor is accompanied by parents or guardians, or under proper supervision of a responsible person 21 years of age or older.

(Code 1968, § 5-5; Ord. No. 1981-21, § 2, 9-1-1981)

Sec. 14-4. - Entertainment, conduct of patrons.

It shall be unlawful for any retailer of alcoholic beverages to permit within his premises any lewd, entertainment or conduct or practices by his patrons, such conduct and practices being defined in Code Miss. R. 48 080 001 (Regulation 16).

Sec. 14-5. - Disturbance of the peace.

It shall be unlawful for any retailer of alcoholic beverages to allow or permit loud, boisterous or disorderly conduct of any kind upon his premises or to allow or permit the use of loud musical instruments so as to disturb the peace of the community wherein such premises is located.

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(Code 1968, § 5-7)

Sec. 14-6. - Undesirable persons.

It shall be unlawful for any retailer of alcoholic beverages to permit or allow known criminals or prostitutes to frequent his premises.

Sec. 14-7. - Gambling.

It shall be unlawful for any retailer of alcoholic beverages to permit or allow gambling or the operation of any game of chance upon or within his premises.

(Code 1968, § 5-9)

Sec. 14-8. - Employment of certain persons.

A person who is at least 18 years of age but under the age of 21 years who waits on tables by taking orders for or delivering orders of alcoholic beverages shall not be deemed to unlawfully possess or furnish alcoholic beverages if in the scope of his employment by the holder of an on-premises retailer's permit pursuant to MCA 1972, § 67-1-1 et seq. However, this exception shall not authorize a person under the age of 21 to tend bar or act in the capacity of a bartender.

(Code 1968, § 5-10; Ord. No. 2007-10, § 1(5-10), 7-3-2007)

Sec. 14-9. - Consumption in public buildings, parks, etc.

- (a) *Unlawful to serve alcoholic beverage in public buildings.* It shall be unlawful for any person to have in his possession, or to consume any alcoholic beverage in the city hall, municipal buildings, municipal school buildings, stadiums, any public playgrounds, or public parks, or clubhouses situated therein, or any fire station, or any golf course, or on any public grounds, buildings, parks, and places owned, maintained and operated directly by the city.
- (b) *Exceptions.* Nonetheless, due to the unique nature and purpose of certain municipal buildings and related activities required therein, the following limited exceptions to this section are hereby granted:
 - (1) *Oxford Conference Center.* The management of the Oxford Conference Center may, at its discretion, allow events to be held at the Oxford Conference Center at which alcoholic beverages, ~~including beer and/or light wine~~ are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (2) *Powerhouse Cultural Center.* In order to enhance the promotion and enjoyment of cultural arts programs and activities as defined by the state arts commission, the board of directors of the Yoknapatawpha Arts Council (YAC), either directly or by or through its authorized building manager, shall be authorized to designate certain specific events, clearly defined as to date and hourly duration, wherein alcoholic beverages, ~~including light wine and/or beer~~ may be served on its premises through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (3) *Oxford Police Department.* The Oxford Police Department shall be authorized, at a designated site on its premises, to serve alcoholic beverages, ~~including light wine and/or beer~~, only during the established instructional period of the National Highway Traffic Safety Administration (NHTSA)-accepted curriculum for standardized field sobriety testing and/or drug abuse recognition under the direction of the state law enforcement liaison office.

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- (4) *L.Q.C. Lamar House.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of the L.Q.C. Lamar House may, at their discretion, allow events to be held at the L.Q.C. Lamar House at which alcoholic beverages, ~~including beer and/or light wine~~ are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~ shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (5) *Cedar Oaks.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of Cedar Oaks may, at their discretion, allow events to be held at Cedar Oaks at which alcoholic beverages, ~~including beer and/or light wine~~ are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~ shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (6) *Visitor's Center.* The board of aldermen, the Oxford Tourism Council, or any other designated management of Visitors Center may, at their discretion, allow events to be held at Visitor's Center at which alcoholic beverages, ~~including beer and/or light wine~~ are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~ shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (7) *Pavilion on Bramlett Boulevard (old National Guard Armory).* The board of aldermen, the Yoknapawpha Arts Council, or any other designated management of the Pavilion may, at their discretion, allow events to be held at the Pavilion at which alcoholic beverages are served and consumed, until 10:00 p.m. Monday—Saturday and from 11:00 a.m.—9:00 p.m. on Sunday, ~~including beer and/or light wine~~. Service of alcoholic beverages, ~~including beer and/or light wine~~ shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

(Code 1968, § 5-13; Ord. No. 1976-14, § 1, 2-7-1976; Ord. No. 2003-6, 6-17-2003; Ord. No. 2009-12, § I, 11-17-2009; Ord. No. 2010-11, § I, 10-5-2010; Ord. No. 2013-17, 9-3-2013; Ord. No. 2015-33, 12-1-2015)

Sec. 14-10. - On-premises retailer's permit holder regulated; hours of sale.

It shall be unlawful in the city, for the holder of an on-premises retailer's permit to sell, give or dispense or permit to be consumed in or upon a licensed premises, any alcoholic beverages during the days, Monday through Saturday between the hours of 12:00 midnight and 7:00 a.m. the following morning, and on Sundays, excluding the hours of 11:00 a.m. until 9:00 p.m. or such other times as the mayor or board may designate with the approval of the state tax commission.

(Code 1968, § 5-14; Ord. No. 1977-7, § 1, 5-3-1977; Ord. No. 1981-21, § 3, 9-1-1981; Ord. No. 2014-3, § I, 2-18-2014)

Sec. 14-11. - Definitions.

When used herein, the words and terms "alcoholic beverage," "person," and "retailer" shall have the definitions as defined and described in MCA 1972, § 67-1-5, as amended, which said definitions as contained in said section are hereby adopted for the purpose of this article or any other article.

(Code 1968, § 5-15; Ord. No. 1981-21, § 4, 9-1-1981)

Secs. 14-12—14-40. - Reserved.

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ARTICLE II. - LIGHT WINE AND BEER⁽²⁾

Footnotes:

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State Law reference— Powers of local government concerning regulation of light wines and beer, MCA 1972, § 67-3-65.

Sec. 14-41. - Sale regulated.

It will promote the public health, morals and safety to provide reasonable rules and regulations governing the sale of light wine and beer as provided in this article.

(Code 1968, § 5-21; Ord. No. 1973-11, § 1, 5-28-1973)

Sec. 14-42. - Definitions.

When used herein the words and terms "person," "consumer," "retailer," "wholesaler," "sale," "light wines or beer," and "distributor," shall have the definitions as defined and describe in MCA 1972, § 27-71-301, which said definitions as contained in said section of said act are hereby adopted for the purposes of this article. For the purposes of this article, the term "bartender/server" shall mean any person whose employment requires him to sell or serve beer and/or light wine or alcohol directly to the public. However, persons whose employment requires only that he clear or bus tables that have glasses or other containers that contain or did contain alcoholic beverages, or stocking, bagging or otherwise handling purchases of alcoholic beverages, and/or that he wait on tables by taking orders for or delivering orders of alcoholic beverages, shall not be included in the definition of "bartender/server."

(Code 1968, § 5-22; Ord. No. 1973-11, § 2, 5-28-1973; Ord. No. 2007-10, § 1(5.22), 7-3-2007)

State Law reference— Sales to minors forbidden, penalties, MCA 1972, § 67-1-81(2).

Sec. 14-43. - Beer and light wine privilege license.

- (a) *Privilege license required.* Any person or entity desiring to engage in the business of selling beer and light wine at retail shall pay the city a privilege license tax in the amount as that imposed by MCA 1972, §§ 27-71-303, 27-71-345, and 67-3-27 for the purpose of engaging in such business and shall file with the city clerk an application showing that such person possesses all the requirements provided for in this article. Such applicants shall exhibit a permit as required by MCA 1972, §§ 67-3-17 and 67-3-23. All such city privilege licenses shall be applied for and renewed annually. It shall be unlawful for any person to engage in the business of the retail sale of beer and light wine without having first applied for and obtained from the city clerk a privilege license to engage in such business.
- (b) *Application for privilege license.* Any person or entity desiring a license to sell beer at retail or desiring to renew such a license to sell beer and/or light wine shall file an application with the city clerk in the form of a sworn statement giving the name of the business, its location, the mailing address, and if a partnership or firm, the name and address of each partner or member and, if a corporation, the names of two principal officers and the nature of business in which engaged. In case any business is conducted by the same person or entity at two or more separate places, a separate license for each

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place of business shall be required. The applicant shall further show in the sworn application for a license that the applicant and/or its principals (as identified below) possess the following qualifications:

- (1) Over 21 years of age and a person of good moral character;
- (2) No convictions in this or any other state of a felony or of pandering, or of keeping or maintaining a house of prostitution; and
- (3) No revocation of any license or permit to sell alcoholic liquors, beer, or light wine, pursuant to the laws of this city, this state or any other state, or of the United States, within two years preceding the date of application.
- (4) *On-premises retailer's permit.* Holds an on-premises retailer's permit issued by the alcoholic beverage control division of the state tax commission as provided in MCA 1972, §§ 27-71-5 and 87-1-51.

If the applicant is a partnership, firm, or limited liability company, all members of the partnership, firm, or limited liability company must be named and must meet the above-listed qualifications. If the applicant is a corporation, all officers and directors thereof, and any stockholder owning more than five percent of the stock of such corporation, and the person who shall conduct and maintain the licensed premises for the corporation shall possess all the qualifications required herein for an individual licensee.

- (c) *False statements.* Discovery of any false statement made on the application or during the application process shall be grounds for immediate revocation of the privilege license. The licensee shall retain a list, of all person employed by the licensee who sell and/or serve beer and/or light wine, including with the list the name, address and age of each such employee, and such list shall be made available upon request of municipal authorities.
- (d) *Compliance representative.* As a condition precedent to the issuance of a privilege license, the licensee must agree to appoint a compliance representative, who shall apply for a compliance representative permit with the city clerk. Each applicant must meet the following requirements in order to receive a permit:
 - (1) Must be 21 years of age or older;
 - (2) Must agree to complete within two months of the date of the application a required training course, for a fee to be set by the city police department, to be conducted by the city police department pursuant to the training guidelines of the state alcoholic beverage commission.
- (e) *Compliance representative permit time limit.* Each compliance representative permit shall be issued for a period of one year, which can be renewed for the following two years with no additional requirements, if neither the privilege licensee nor the compliance representative is convicted of a violation of this section or section 14-44 during the prior year.
- (f) *Necessity for new compliance representative.* If the permitted compliance representative is either no longer employed by the privilege licensee or has his compliance representative permit revoked, then the licensee must appoint a new representative who must meet the requirements of this section.
- (g) *Optional training of employees.* Although only the compliance representative of each licensee shall be required to attend the training course conducted by the city police department, said training course shall be made available to all who wish to attend, subject to payment of the registration fee for the same, and all privilege licensees are encouraged to offer such training to their employees.
- (h) *Nonretail sale or distribution of beer and/or light wine.* Each wholesaler or distributor of light wine or beer and each person or entity engaged in the business of brewing, manufacturing, or producing beer or light wine shall comply with the requirements of section 14-54 in order to obtain a privilege license to engage in such business within the city.

(Ord. No. 2007-10, § 1(5-22.5), 7-3-2007)

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Sec. 14-44. - Permit or license holder regulated.

It shall be unlawful in the city, for any owner, proprietor, manager or employee of any establishment which has a privilege license authorizing the sale of light wine or beer at retail to violate any of the following provisions:

- (1) *Hours regulated.* Sell, give or dispense or permit to be consumed in or upon a licensed premises, any light wine or beer during the days, Monday through Saturday between the hours of 12:00 midnight and 7:00 a.m. the following morning, and on Sundays or such other times as the mayor and board of aldermen may designate with the approval of the state tax commission, except that retail sales of light wine and beer sold for off-premise consumption shall be permitted between the hours of 11:00 a.m. and 9:00 p.m. on Sundays.
- (2) *Reserved.*
- (3) *Distance requirements.* Sell or store light wine or beer within 400 feet of any church, school, kindergarten or funeral home, except within an area zoned commercial, business or industrial, or an area bearing like designations, such minimal distance shall not be less than 100 feet, except where separated by an intervening street. Such distances shall be measured along a straight line between the nearest points of the building in which such light wine and beer is sold or stored and the building housing such church, school, kindergarten or funeral home.
- (4) *Advertising signs.* Display any outside sign or signs advertising the sale of light wine or beer within the city.
- (5) *Furnishing to minors.* Sell, give or furnish in any manner any light wine or beer at any time or place to any person under 21 years of age, or to knowingly sell, furnish or give the same to any person for delivery to such minors, unless authorized pursuant to MCA 1972, § 67-3-54.
- (6) *Selling, giving to mentally incompetent or intoxicated persons.* Sell, give, or furnish in any manner any light wine or beer at any time or place to any person who is known to be insane or mentally incapacitated, or to any person who is visibly intoxicated, or to knowingly sell, furnish or give the same to any person for delivery to such persons.
- (7) *Employing persons with violations of this article.* Employ as a bartender/server any person who has been convicted of two or more violations of this article or article III of this chapter within the last six months. It shall be the responsibility of the licensee/employer to conduct routine background checks of its bartenders/servers to ensure compliance with this section.
- (8) *On-premises retailer's permit.* ~~Permit the consumption of light wine or beer on the premises of any retail establishment where such establishment holds an on-premises retail privilege permit issued by the alcoholic beverage control division of the state tax commission.~~ Must maintain their on-premises retailer's permit as issued by the alcoholic beverage control division of the state tax commission as provided in MCA 1972, §§ 27-71-5 and 67-1-51.
- (9) *Lewd, immoral practices.* Permit in his presence any lewd, immoral or improper entertainment, conduct or practices.
- (10) *Disorderly conduct; disturbing the peace.* Permit loud, boisterous or disorderly conduct of any kind upon his premises or to permit the use of loud musical instruments as to disturb the peace and quietude of the community wherein such business is located.
- (11) *Gambling operations.* Permit or suffer gambling or the operation of games of chance upon the licensed premises.

(Code 1968, § 5-23; Ord. No. 1973-11, § 3, 5-28-1973; Ord. No. 1981-21, § 5, 9-1-1981; Ord. No. 2007-10, § 1(5-23), 7-3-2007; Ord. No. 2013-12, 8-20-2013)

Sec. 14-45. - Discontinuing operations during emergency.

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In the event of any disturbance, uprising or riot, or any other emergency of life, property or public safety, the mayor may require the chief of police to promptly order any and all places in the city where any light wine or beer is consumed, sold or otherwise dispensed to discontinue the sale of light wine and/or beer for the period of such emergency.

(Code 1968, § 5-24; Ord. No. 1973-11, § 4, 5-28-1973)

Sec. 14-46. - Public drunkenness.

It shall be unlawful for any person to appear in any public place or on any public street in a drunken condition, and it shall be the duty of the police officers to immediately remove and jail any such person.

(Code 1968, § 5-25; Ord. No. 1973-11, § 5, 5-28-1973)

Sec. 14-47. - Consumption in public buildings, parks, etc.

- (a) *Unlawful to possess or consume alcoholic beverages in public buildings.* It shall be unlawful for any person to have in his possession, or to consume light wine or beer in the city hall, municipal buildings, municipal school buildings, stadiums, any public playgrounds, public parks, or clubhouses situated therein, or any fire station, or any golf course, or on any public grounds, buildings, parks, and places owned, maintained and operated directly by the city.
- (b) *Exceptions.* Nonetheless, due to the unique nature and purpose of certain municipal buildings and related activities required therein, the following limited exceptions to this section are hereby granted:
 - (1) *Oxford Conference Center.* The management of the Oxford Conference Center may, at its discretion, allow events to be held at the Oxford Conference Center at which ~~alcoholic beverages, including~~ beer and/or light wine, are served and consumed. Service of ~~alcoholic beverages, including~~ beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (2) *Powerhouse Cultural Center.* In order to enhance the promotion and enjoyment of cultural arts programs and activities as defined by the state arts commission, the board of directors of the Yonnapatawpha Arts Council (YAC), either directly or by or through its authorized building manager, shall be authorized to designate certain specific events, clearly defined as to date and hourly duration, wherein ~~alcoholic beverages, including~~ light wine and/or beer, may be served on its premises through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (3) *Oxford Police Department.* The Oxford Police Department shall be authorized, at a designated site on its premises, to serve ~~alcoholic beverages, including~~ light wine and/or beer, only during the established instructional period of the National Highway Traffic Safety Administration (NHTSA)-accepted curriculum for standardized field sobriety testing and/or drug abuse recognition under the direction of the state law enforcement liaison office.
 - (4) *L.Q.C. Lamar House.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of the L.Q.C. Lamar House may, at their discretion, allow events to be held at the L.Q.C. Lamar House at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caters), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (5) *Cedar Oaks.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of Cedar Oaks may, at their discretion, allow events to be held at Cedar Oaks at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caters), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

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- (6) *Visitor's Center.* The board of aldermen, the Oxford Tourism Council, or any other designated management of Visitors Center may, at their discretion, allow events to be held at Visitor's Center at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (7) *Pavilion on Bramlett Boulevard (old National Guard Armory).* The board of aldermen, the Yoknapawapha Arts Council, or any other designated management of the Pavilion may, at their discretion, allow events to be held at the Pavilion at which beer and/or light wine are served and consumed, until 10:00 p.m. Monday—Saturday and from 11:00 a.m.—9:00 p.m. on Sunday. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

(Code 1968, § 5-26; Ord. No. 1973-11, § 6, 5-28-1973; Ord. No. 2003-7, 6-17-2003)

Sec. 14-48. - Consumption on streets, sidewalks and other public ways.

It shall be unlawful within the corporate limits for any person to consume or have in his possession any open container containing alcoholic beverages, light wine or beer on any street, sidewalk, alley or other public way.

(Code 1968, § 5-27; Ord. No. 1973-11, § 7, 5-28-1973; Ord. No. 1986-15, § 2, 10-7-1986; Ord. No. 2007-10, § 1(5.27), 7-3-2007)

Sec. 14-49. - Possession by minors.

- (a) It shall be unlawful for any person under the age of 21 years to purchase, consume or have in his possession any light wine or beer, unless authorized by MCA 1972, § 67-3-54. The penalty for violating this provision shall be a fine of not less than \$200.00 nor more than \$500.00 and a sentence to not more than 30 days of community service.
- (b) The judge may, in his discretion, accept, in lieu of community service, a certificate indicating the individual has successfully completed an alcohol and/or drug education program or treatment program, at the expense of the individual.

(Code 1968, § 5-28; Ord. No. 1973-11, § 8, 5-28-1973; Ord. No. 1986-15, § 3, 10-7-1986; Ord. No. 2007-10, § 1(5.28), 7-3-2007)

State Law reference— Age of purchaser, penalties, conviction, MCA 1972, § 67-3-70.

Sec. 14-50. - Minors giving false identification.

- (a) It shall be unlawful for any person under the age of 21 years to make a false statement as to his age for the purpose of obtaining light wine or beer. The penalty for violating this provision shall be a fine of not less than \$200.00 nor more than \$500.00 and a sentence to not more than 30 days community service.
- (b) The judge may, in his discretion, accept, in lieu of community service, a certificate indicating the individual has successfully completed an alcohol and/or drug education program or treatment program, at the expense of the individual.

(Code 1968, § 5-29; Ord. No. 1973-11, § 9, 5-28-1973; Ord. No. 2007-10, § 1(5.29), 7-3-2007)

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Sec. 14-51. - Permit and/or license required.

- (a) *Business premises.* It is unlawful for any person to sell, give or dispense or permit to be consumed or possessed in or upon any premises operated as a business for profit, any alcoholic beverage, light wine, or beer without first having secured a permit and/or license authorizing the sale of such alcoholic beverage, light wine, or beer at retail.
- (1) The premises described in subsection (a) of this section and secured by a permit and/or license shall be defined as the premises approved by the alcoholic beverage control division of the state tax commission. A copy of said approved premises (floor plan) shall be filed with the chief of police; provided, further, it shall be unlawful for any person to consume alcoholic beverages, light wine or beer outside of the approved premises of the business holding a permit and/or license.
 - (2) Any premises operated as a business for profit shall not include a clubhouse, game room or similar facility made available without cost to the renter and/or owners of individual units within the premises wherein alcoholic beverages, light wine or beer may be furnished free of charge by said owners or renters to their guests. ~~provided, further, that the owner or manager of any business other than a restaurant may promote and advertise on the premises the serving/sale of said beverages by furnishing for at charge to its customers of legal age any alcoholic beverage, light wine or beer.~~
 - (3) Provided, however, the management of any restaurant that does not possess such a permit and/or license may allow its customer to bring on the premises and consume with meals only in the restaurant area only light wine or beer or alcoholic beverages during the hours applicable to licensed on-premises retailers; provided, further, that the management, including the owner of any such restaurant, shall abide by and comply with all applicable chapters pertaining to on-premises retailers and the permit process outlined in section (b) below.
- (b) *Restaurants without on-premises retailer's permit.* The owner of any restaurant that does not possess on-premises retailer's permit before complying with subsection (a) of this section shall make application to be provided by the city clerk and pay an annual fee of \$10.00 for a "restaurant consumption permit." Said permit shall be approved by the board of aldermen before said permit is valid. Any violation of any of the chapters applicable to such restaurants shall result in a revocation of the permit by said board.
- (c) *Occupancy capacity limitations.* The number of occupants of any building or portion thereof shall not be permitted to exceed the allowed or posted capacity. In addition, no person shall permit overcrowding or admittance of any person beyond the approved capacity of any place of public assembly. Any police official, upon finding any overcrowding conditions or obstructions in aisles, passageways, or other means of egress, or upon finding any conditions which constitute a serious menace to life, shall cause the performance, presentation, spectacle or entertainment to be stopped until such conditions or obstructions are corrected.

(Code 1968, § 5-30; Ord. No. 1973-11, § 10, 5-28-1973; Ord. No. 1981-21, § 6, 9-1-1981; Ord. No. 1983-10, § 1, 8-16-1983; Ord. No. 1984-16, § 1, 11-20-1984; Ord. No. 1986-15, § 4, 10-7-1986; Ord. No. 1995-15, § 1, 10-20-1995; Ord. No. 2007-10, § 1(5.30), 7-3-2007)

Sec. 14-52. - Compliance with state law requirements.

No permit or license required by this article shall issue to any person unless satisfactory evidence is furnished to the tax collector that such person has complied with the requirements of state law, and if the permit required by state law is at any time revoked, said revocation shall operate as a cancellation and forfeiture of the rights of the person holding a permit or license under the terms hereof.

(Code 1968, § 5-31; Ord. No. 1973-11, § 11, 5-28-1973)

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Sec. 14-53. - Violations; revocation of license.

- (a) *Individuals or entities holding retail beer and light wine privilege licenses.* In addition to any other penalties prescribed by law, any business entities violating the provisions of section 14-44 shall be subject to the following penalties:
- (1) *First offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 may have such license suspended for a period of up to two weeks.
 - (2) *Second offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 a second time within 365 calendar days of the first offense may have such license suspended for a period of up to three weeks.
 - (3) *Third offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 a third time within 365 calendar days of the first offense shall have its license revoked. The licensee may reapply for such license, pursuant to the requirements of section 14-43(b)(3), after two years from the date of the third violation that led to such revocation.
- (b) *Bartenders/servers.* In addition to any other penalties prescribed by law, any bartender or server who in any way violates the provisions of this article in his capacity as a bartender or server, shall be guilty of a misdemeanor and may be fined not exceeding the sum of \$500.00, or sentenced to serve not exceeding 90 days in jail, or both. Further, any violation of a bartender or server of any establishment holding a privilege license pursuant to section 14-43 shall also be considered an offense of the establishment as defined in subsection (a) of this section.
- (c) *Compliance representatives.* In addition to any other penalties prescribed by law, any compliance representative who does not comply with the permit requirements of this article, or in any way violates the provisions of this article in his capacity as a compliance representative and/or bartender/server, shall be guilty of a misdemeanor and may be fined not exceeding the sum of \$500.00, or sentenced to serve not exceeding 90 days in jail, or both, and in addition any compliance representative permit issued to such person by the city shall be revoked. Further, any violation of a compliance representative of any establishment holding a privilege license pursuant to section 14-43 shall also be considered an offense of the establishment as defined in subsection (a) of this section.

(Code 1968, § 5-32; Ord. No. 1973-11, § 12, 5-28-1973; Ord. No. 2007-10, § 1(5-32), 7-3-2007)

Sec. 14-54. - Schedule of privilege taxes.

There is hereby imposed, levied and assessed to be collected and paid to the tax collector annual privilege taxes on persons engaged in the sale or distribution of light wines or beer for the privilege of engaging in or continuing in such business in accordance with MCA 1972, §§ 27-71-303, 27-71-345, and 67-3-27.

(Code 1968, § 5-33; Ord. No. 1973-11, § 13, 5-28-1973; Ord. No. 2007-10, § 1(5.33), 7-3-2007)

State Law reference—Municipal authority to impose privilege tax on retailers of light wine and beer, MCA 1972, § 27-71-345.

Sec. 14-55. - Leasing of property for a gathering of 40 or more people at which alcoholic beverages will be consumed.

If any owner of an interest in property (the property owner) shall lease, rent, or otherwise temporarily convey for profit that property (the premises or the property) to any individual, group, business entity, organization or other association (the lessee), for the purpose of a gathering of 40 or more people at which beer, light wine, and/or alcoholic beverages are consumed (an event), then the property owner must apply

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for a permit (an event permit) from the city five days in advance of the event and pay an application fee of \$75.00. The property owner must apply for an event permit and pay the application fee for each event. The application will be reviewed by the city police department and may be denied on the basis of prior criminal convictions of either the property owner or the lessee. If the application is denied, the \$75.00 application fee will be refunded. Furthermore, upon request, the city may waive the application fee if the city makes a determination that the primary purpose of the event will directly benefit the city.

- (1) Any property owner applying for an event permit under this section must supply, at minimum, the following information: property owner's name, residential address and telephone number; the location of the premises; the name of the lessee; the name of an individual (either the property owner, the lessee, or an agent of either the property owner or the lessee) who shall be present on the premises for the duration of the event and who shall be responsible for conduct of the lessee and the lessee's guests on the premises, the date and time of the event, the number of expected guests and the type of entertainment planned (i.e., live music, disc jockey, etc.).
- (2) If beer, light wine, and/or alcoholic beverages are present in any type of drinking container or in any bottle, can or other container upon which the seal, cork or cap has been opened ("an open container"), on premises that are leased for an event and the property owner has not obtained an event permit under this section, then the property owner shall be in violation of this section. The property owner shall be strictly liable for the failure to apply for an event permit under this section and it shall be no defense that the property owner was unaware that beer, light wine, and/or alcoholic beverages would be consumed or would be present on the premises in open containers.
- (3) This section shall in no way allow the sale of beer, light wine, and/or alcoholic beverages by any individual or business entity not licensed to do so by the alcoholic beverage control division of the state tax commission. This section does not apply to establishments which allow the consumption or sale of beer, light wine, and/or alcoholic beverages under the authority of any other state law or local code.
- (4) The property owner who leases property for an event shall comply with all state laws and local codes that govern the operation of an establishment which has an on-premises retailer's permit issued by the alcoholic beverage control division, including, but not limited to, chapters governing the hours of operation, the consumption of alcohol by minors, the presence of minors on the premises, entertainment, the conduct of patrons, and any disturbance of the peace. In addition to complying with all applicable chapters pertaining to on-premises retailers, no person may possess any beer, light wine, or alcoholic beverage in an open container, upon the premises permitted under this section (including the land, buildings, parking lot or other improvement under the possession or control of the property owner) except during the hours that establishments with on-premises retailer's permits are allowed to sell beer, light wine, or alcoholic beverages. Outside of the hours that establishments with on-premises retailer's permits are allowed to sell beer, light wine, or alcoholic beverages, no open container may be stored upon premises permitted under this section unless the open container is the personal property of the property owner and its contents not for consumption by the lessee or by the lessee's guests. When property is permitted for an event under this section, the city may hold either the property owner and/or the lessee liable for a violation of this chapter and/or for a violation of any state law or local code governing the operation of an establishment which has an on-premises retailer's permit issued by the alcohol beverage control division. This section in no way limits or abrogates any other chapter.
- (5) Any person violating the provisions of this section shall be guilty of a misdemeanor and may be fined not exceeding a sum of \$500.00 for the first offense, or \$1,000.00 for any subsequent offense, and/or sentenced to serve up to 90 days in jail for the first offense, or up to six months for any subsequent offense. Furthermore, the property owner may lose the right to apply for an event permit under this chapter for up to six months for the first offense and up to a period of one year for any subsequent violation.
- (6) In order to promote the health, safety and welfare of the citizens, this chapter shall be effective immediately.

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(Code 1968, § 5-34; Ord. No. 2002-7, 6-18-2002)

Secs. 14-56—14-83. - Reserved.

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The City

of

Oxford

MISSISSIPPI

Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Director of Planning
Date: April 4, 2017
Re: Amendments to Resolution Regarding Extension of Water and Sewer to Developments Outside City Limits

In February of 2006 the City adopted a resolution establishing requirements and guidelines for providing water and sewer service to development outside the city limits. The requirements and guidelines are established in an Exhibit A. The resolution, adopted February 2, 2006, includes a provision that the requirements and guidelines be considered for modification as needed. To the best of our ability to determine, they have never been modified.

Planning staff now believes the resolution must be modified for two purposes. First, the standards for evaluation relate only to residential subdivisions; but the City has been authorizing extension of water and sewer for nonresidential development. Second, the City last year adopted a new comprehensive plan that included a Future Land Use map that includes land use recommendations for the Urban Growth Boundary. Staff believes that the densities and land uses envisioned in that map are a better guide for determining extension of water and sewer than some of the criteria noted in Exhibit A of the resolution.

Exhibit A consists of a Requirement Checklist and Planning Guidelines. Modifications are only recommended for the Planning Guidelines, as follows:

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The City
of**Oxford**
MISSISSIPPI

Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Director of Planning
Date: April 4, 2017
Re: Amendments to Resolution Regarding Extension of Water and Sewer to Developments Outside City Limits

In February of 2006 the City adopted a resolution establishing requirements and guidelines for providing water and sewer service to development outside the city limits. The requirements and guidelines are established in an Exhibit A. The resolution, adopted February 2, 2006, includes a provision that the requirements and guidelines be considered for modification as needed. To the best of our ability to determine they have never been modified.

Planning staff now believes the resolution must be modified for two purposes. First, the standards for evaluation relate only to residential subdivisions; but the City has been authorizing extension of water and sewer for nonresidential development. Second, the City last year adopted a new comprehensive plan that included a Future Land Use map that includes land use recommendations for the Urban Growth Boundary. Staff believes that the densities and land uses envisioned in that map are a better guide for determining extension of water and sewer than some of the criteria noted in Exhibit A of the resolution.

Exhibit A consists of a Requirement Checklist and Planning Guidelines. Modifications are only recommended for the Planning Guidelines, as follows:

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Planning Guidelines

The City of Oxford has established planning guidelines to manage residential development requesting city water and sewer outside its city limits. The purpose of these guidelines are to ensure that future residential development located on the periphery of the City of Oxford is compatible with the land use patterns envisioned in the City of Oxford Vision 2037 Comprehensive Plan. environmentally sensitive and sustains Oxford's unique quality of life. The guiding principles for future residential development are as follows; and the proposed development requesting use of city utilities must be found to:

- Be compatible with intended uses noted in the Vision 2037 Comprehensive Plan Future Land Use Map.
- In appearance and design enhance Oxford's gateways, where applicable, and is
- Be compatible with surrounding development.
- To the greatest possible extent:
 - Protect and utilize natural topography is utilized and protected.
 - Retain significant trees and/or vegetation are retained.
 - Retain natural vegetation buffers along roadways and within and between developments are retained.
 - Preserve wetlands, natural drainage, and scenic vistas are preserved.
- Provide amenities appropriate to the scale of the proposed development are provided.
- Meet all other applicable standards for development in the City of Oxford Land Development Code.

To help ensure that future development will comply with these guidelines, residential development outside the City of Oxford requesting city water and sewer service will be allowed to develop up to 4 units per gross acre in land use types recommended and to the density recommended for the use in the zoning district that corresponds to the land use recommendation for the property in the Vision 2037 Future Land Use Map Urban Growth Boundary. Residential property outside the Urban Growth Boundary will be allowed to develop at up to 4 units per acre; and non-residential property will be considered in regard to the appropriateness of the proposed use to the rural location and the capacity of city utilities at the proposed location. This requirement may be revised shall be reconsidered if and when the Lafayette County Board of Supervisors adopts a land use plan.

These guidelines may be modified in the future for land that is located outside the areas certified by the City of Oxford for water and sewer service but within Oxford's Urban Growth Boundary as identified in Oxford's Comprehensive Plan.

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A RESOLUTION TO AUTHORIZE THE USE OF THE ATTACHED
REQUIREMENTS AND GUIDELINES FOR PROVISION OF CITY WATER
AND SEWER

WHEREAS, THE CITY OF OXFORD, MISSISSIPPI, after study and consultation with its city planners and engineers, has determined that specific requirements should be put in place for the health, safety, and welfare of the citizens of the City of Oxford and the citizens of Lafayette County to whom water and sewer is provided; and

WHEREAS, the specific requirements adopted in 2005 have been determined to be in need of revision by the city planners and engineers; and

WHEREAS, such revisions to the requirements have been proposed by the City of Oxford city planners and engineers; and

WHEREAS, a copy of such revised requirements and guidelines are attached hereto as Exhibit "A,"

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI, AS FOLLOWS:

Section 1. The City of Oxford adopt the Requirements and Guidelines attached as Exhibit "A" as a requirement for all individuals and/or entities seeking the provision of water and sewer from the City of Oxford to a development outside the City limits; and

Section 2. The planning department, in conjunction with the engineering department for the City of Oxford, shall periodically review these Requirements and Guidelines and make reports and recommendations as may be required to the Mayor and Board of Aldermen of the City of Oxford for future revisions of Exhibit "A."

After a 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:

Mayor Patterson	voted	_____
Alderman Addy	voted	_____
Alderman Tannehill	voted	_____
Alderman Antonow	voted	_____
Alderman Howell	voted	_____
Alderman Taylor	voted	_____
Alderman Bailey	voted	_____
Alderman Morgan	voted	_____

APPROVED, this day the _____ of _____, 2017

GEORGE G. PATTERSON, MAYOR

ASHLEY ATKINSON, CITY CLERK

REQUIREMENTS AND GUIDELINES FOR THE PROVISION OF WATER AND SEWER TO DEVELOPMENTS OUTSIDE THE CITY LIMITS

City of Oxford, Mississippi

REQUIREMENTS CHECKLIST:

1. Receive referral from Lafayette County Planning Commission.
2. Apply to Oxford Public Works Dept. for City Water & Sewer service.
3. Submit petition or letter requesting annexation.
4. Receive water/sewer capacity approval from Public Works.
5. Traffic study determination is made by Public Works.
6. Planning guidelines are approved by City Planner
7. City of Oxford development codes and ordinances are compiled with thorough site plan review.
8. Receive approval from City of Oxford Planning Commission.
9. Receive approval from Mayor and Board of Aldermen.

PLANNING GUIDELINES

The City of Oxford has established planning guidelines to manage development requesting city water and sewer outside its city limits. The purpose of these guidelines are to ensure that future development located on the periphery of the City of Oxford is compatible with the land use patterns envisioned in the City of Oxford Vision 2037 Comprehensive Plan. The guiding principles for future development are as follows; and the proposed development requesting use of city limits must be found to:

- ☐ Be compatible with intended uses noted in the Vision 2037 Comprehensive Plan Future Land Use Map.
- ☐ In appearance and design enhance Oxford's gateways, where applicable.
- ☐ Be compatible with surrounding development.
- ☐ To the greatest possible extent:
 - ☐ Protect and utilize natural topography.
 - ☐ Retain significant trees and/or vegetation.
 - ☐ Retain natural vegetation buffers along roadways and within and between developments.
 - ☐ Preserve wetlands, natural drainage, and scenic vistas.
- ☐ Provide amenities appropriate to the scale of the proposed development.
- ☐ Meet all other applicable standards for development in the City of Oxford Land Development Code.

To help ensure future development will comply with these guidelines, development outside the City of Oxford requesting city water and sewer services will be allowed to develop in land types recommended and to the density recommended for the use in the zoning district that corresponds to the land use recommendation for the property in the Vision 2037 Future Land Use Map Urban Growth Boundary. Residential property outside the Urban Growth Boundary will be allowed to develop at up to 4 units per acre; and non-residential property will be considered in regard to the appropriateness of the proposed use to the rural location and capacity of city utilities at the proposed location.

Exhibit "A"

MINUTE BOOKING 72 CITY OF OXFORD

INNOVATIVE CONSTRUCTION MANAGEMENT

SAFEGUARD - DEMENT 51-8863

CONTRACT BETWEEN INNOVATIVE CONSTRUCTION MANAGEMENT, LLC AND OWNER

Construction Professional:	Owner:	Project:	Architect:
Innovative Construction Management, LLC P. O. Box 1515 Oxford, MS 38655 Ph: (662) 816-7326 Email: Casey@ICMLLCMS.com	City of Oxford 107 Courthouse Square Oxford, MS 38655	Parking Garage Oxford, MS	TBD

This Contract for Professional Services ("Contract") is entered into this, the 15th day of February, 2017, between INNOVATIVE CONSTRUCTION MANAGEMENT, LLC, hereinafter referred to as the "Construction Professional," and the City of Oxford hereinafter referred to as the "Owner." This Contract is for the provision of professional, construction-related services by the Construction Professional in connection with the Owner's construction of the Project identified as Parking Garage, located in Oxford, MS, hereinafter the "Project". The Project is estimated to be a 500 vehicle capacity parking garage constructed in near square in Oxford.

The Construction Professional is a Mississippi Limited Liability Company qualified and doing business in the State of Mississippi. The Construction Professional agrees to provide professional, construction-related services to the Owner for the Project as outlined below for the agreed upon Contract Price, as set forth below. The Construction Professional and the Owner agree upon the following terms and conditions:

ARTICLE 1 CONSTRUCTION PROFESSIONAL'S RESPONSIBILITIES

§ 1.1 The Construction Professional's services consist of those services performed by the Construction Professional, the Construction Professional's employees, and the Construction Professional's consultants, as enumerated in Articles 2 and 3 of this Contract.

§ 1.2 The Construction Professional shall provide sufficient organization, personnel and management to carry out the requirements of this Contract in an expeditious and economical manner, consistent with and to further the interests of the Owner.

§ 1.3 The Construction Professional shall serve as the communication link between the Owner and the Architect during the Pre-Construction Phase and between the Owner, the Architect, and the Contractor during the Construction Phase. As of the time of entering into this Contract, the Contractor for the Project has not been selected. The Contractor will be hired by the Owner using the bid process as required by the Mississippi Procurement Statute.

§ 1.4 The services of the Construction Professional are in no way intended to be a substitute for the services required by the Architect under the Architect's contract with the Owner. The Architect is the only design professional for the Project. The services of the Construction Professional are provided in addition to the services of the Architect and are meant to enhance communications between the parties and increase overall efficiencies and economies in construction of the Project.

§ 1.5 The Construction Professional's services shall be performed in accordance with this Contract and the Project Plans and Specifications, which have been prepared by the Architect and are dated TBD(the "Plans and Specifications").

ARTICLE 2 SCOPE OF CONSTRUCTION PROFESSIONAL'S SERVICES

§ 2.1 The Construction Professional's Services consist of those described in Sections 2.2 and 2.3.

§ 2.2 PRE-CONSTRUCTION PHASE

§ 2.2.1 The Construction Professional's services during the Pre-Construction phase shall commence upon execution of this Contract and shall end at the commencement of the Construction Phase services, defined below.

§ 2.2.2 The Construction Professional shall review and evaluate the program furnished by the Owner to ascertain the requirements of the Project and shall arrive at a mutual understanding of such requirements with the Owner.

§ 2.2.3 The Construction Professional shall provide input, including but not limited to design review and cost management, to the Architect for use in the Architect's development of the Project Plans and Specifications in an effort to improve the Owner's management of the construction phase of the Project.

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§ 2.2.4 The Construction Professional shall establish a proposed Project schedule to assist the Owner and Architect during the pre-construction phase. The proposed Project schedule will assist in defining critical submittal submission dates, critical milestone dates and critical activity durations. The proposed Project schedule shall not to take the place of or detract from the Contractor's responsibility to provide and manage the Project Schedule as defined by and referenced in the Contract Documents. The proposed Project schedule shall only be utilized during the pre-construction phase of the Project.

§ 2.2.5 The Construction Professional shall define schedule milestone dates and activity durations that are critical to completing the Project on time and provide to the Architect to incorporate into the Project Plans and Specifications. This will allow the Owner and Architect to identify and define schedule delays early in the construction phase.

§ 2.2.6 The Construction Professional shall develop submittal processes and submittal submission dates that will be critical to the effort of eliminating material delivery delays and shall provide the same to the Architect for use in preparation of the Project Plans and Specifications. The Construction Professional shall also review and evaluate the Project schedule to identify critical long lead items in the Project that could potentially cause delays.

§ 2.2.7 The Construction Professional shall identify material tracking logs that must be submitted and updated by the Contractor and provide the same to the Architect for use in preparation of the Specifications. This will require the Contractor to provide lead times for all major material items for the Project. This information will allow the Owner and Architect to ensure that materials are being tracked properly to avoid potential delays to the Project.

§ 2.2.8 The Construction Professional shall assist with the development of quality control requirements that the Contractor must adhere to that will be implemented in the Project Plans and Specifications by the Architect. This shall include defining pre-construction coordination processes, structural, MEP, interior finishes and weather barrier quality control measures. The quality control requirements developed by the Construction Professional shall be in addition to and not in lieu of the quality control requirements set forth or required by the Architect.

§ 2.2.9 The Construction Professional shall consult with the Owner and Architect regarding the Construction Documents and make recommendations whenever design details adversely affect constructability, cost, or schedules.

§ 2.2.10 The Construction Professional shall assist the Owner in selecting, retaining and coordinating the professional services of surveyors, special consultants, and testing laboratories required for the Project.

§ 2.3 CONSTRUCTION PHASE-ADMINISTRATION OF THE CONSTRUCTION CONTRACT

§ 2.3.1 The Construction Phase will commence with the award of the initial Construction Contract or purchase order to the Contractor and, together with the Construction Professional's obligation to provide Services under this Agreement, will end 30 days after Completion of Construction. Completion of Construction is defined herein as the earlier of either the final payment due the Contractor or completion of all punch list work defined in the Substantial Completion letter issued by the Architect.

§ 2.3.2 The Construction Professional shall assist with the administration of the Contracts for Construction in cooperation with the Architect as set forth below.

§ 2.3.3 The Construction Professional shall provide management services to coordinate activities and responsibilities of the Contractor, the Owner, and the Architect to endeavor to manage the Project in accordance with the latest approved estimate of Construction Cost, the Project Schedule, and the Contract Documents, including the Plans and Specifications.

§ 2.3.4 The Construction Professional shall schedule and conduct meetings to discuss matters such as procedures, progress and scheduling. The Construction Professional shall prepare and promptly distribute minutes to the Owner, Architect, and Contractor.

§ 2.3.5 The Construction Professional shall monitor the Project schedule to help ensure that the Project milestone dates and activity durations defined in the Project Plans and Specifications are being met by the Contractor. The Construction Professional shall also advise the Owner and Architect in the instance that the Contractor fails to meet defined Project milestone dates and activity durations.

§ 2.3.6 The Construction Professional shall endeavor to obtain satisfactory performance from the Contractor. The Construction Professional Service shall recommend courses of action to the Owner when requirements of the Contractor are not being fulfilled.

§ 2.3.7 The Construction Professional shall monitor the approved estimate of Construction Cost and advise the Owner and Architect on deviations from the estimated Construction Cost.

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§ 2.3.8 The Construction Professional shall conduct an initial review of the Contractor's applications for payment before submitting same to Architect for final review and processing. The Construction Professional's initial review of the Contractor's applications for payment does not replace or preclude the Architect's responsibility to review and approve such applications for payment.

§ 2.3.9 The Construction Professional's recommendation for payment shall constitute a representation to the Owner, based on the Construction Professional's determinations and on the data comprising the Contractor's Applications for Payment, that, to the best of the Construction Professional's knowledge, information and belief, the Work has progressed to the point indicated and, at the time of the application for payment, the quality of the Work appears to be in accordance with the Contract Documents. The foregoing representations are subject to subsequent evaluations of the Work for conformance with the Contract Documents upon Substantial Completion, to results of subsequent tests and inspections, to minor deviations from the Contract Documents correctable prior to completion and to specific qualifications expressed by the Construction Professional. The Construction Professional shall not be deemed to represent that a Contractor's work is free of all defects.

§ 2.3.10 The Construction Professional shall endeavor to ensure that the quality control requirements in the contract documents are being met and determine in general that the Work of the Contractor is being performed in accordance with the requirements of the Contract Documents, endeavoring to guard the Owner against defects and deficiencies in the Work. As appropriate, the Construction Professional shall have authority, upon written authorization from the Owner, to require additional inspection or testing of the Work in accordance with the provisions of the Contract Documents, whether or not such Work is fabricated, installed or completed. The Construction Professional, in consultation with the Architect, may reject Work which does not conform to the requirements of the Contract Documents.

§ 2.3.11 With respect to the Contractor's Work, the Construction Professional shall not have control over or charge of and shall not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and programs in connection with the Work of the Contractor, since these are solely the Contractor's responsibility under the Contract for Construction. The Construction Professional shall not be responsible for a Contractor's failure to carry out the Work in accordance with the respective Contract Documents. The Construction Professional shall not have control over or charge of acts or omissions of the Contractor, Subcontractors, or their agents or employees, or any other persons performing portions of the Work not directly employed by the Construction Professional.

§ 2.3.12 The Construction Professional shall transmit to the Architect requests for interpretations of the meaning and intent of the Plans and Specifications and assist in the resolution of questions that may arise.

§ 2.3.13 The Construction Professional shall review requests for changes, assist in negotiating Contractor's proposals, submit recommendations to the Architect and Owner, and, if they are accepted, assist the Architect with the preparation of Change Orders and Construction Change Directives to incorporate the Architect's modifications to the Documents and the Construction Professional's comments.

§ 2.3.14 The Construction Professional shall assist the Architect in the review, evaluation, and documentation of claims made by the Contractor.

§ 2.3.15 In collaboration with the Architect, the Construction Professional shall establish and implement procedures for expediting the processing and approval of Shop Drawings, Product Data, Samples and other submittals. The Construction Professional shall review critical, but not all, Shop Drawings, Product Data, Samples and other submittals from the Contractor for general conformance with the Contract Documents. The Construction Professional's actions shall be taken with such reasonable promptness as to cause no delay in the Work or in the activities of the Owner or Contractors.

§ 2.3.16 The Construction Professional shall record the progress of the Project. The Construction Professional shall submit progress reports to the Owner and Architect showing percentages of completion.

§ 2.3.17 The Construction Professional shall assist the Owner with coordination of the delivery, storage, protection and security of Owner-supplied materials, systems and equipment that are a part of the Project until such items are incorporated into the Project.

§ 2.3.18 With the Architect and the Owner's maintenance personnel, the Construction Professional shall observe the Contractor's final testing and start-up of utilities, operational systems, and equipment.

§ 2.3.19 Duties, responsibilities and limitations of authority of the Construction Professional as defined herein shall not be restricted, modified or extended without written consent of the Owner and the Construction Professional.

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§ 2.3.20 The Construction Professional shall facilitate constant coordination amongst the Owner, Architect, and Contractor and shall facilitate weekly meetings with all parties to expedite the flow of information, RFI's, submittals, owner direction.

§ 2.3.21 The Construction Professional shall assist the Owner in coordinating the Owner-supplied materials and equipment to facilitate the sequence and completion before and after substantial completion is achieved.

§ 2.3.22 The Construction Professional shall assist the Owner/user during move in and operational training for the occupancy of the Project building.

ARTICLE 3 OWNER'S RESPONSIBILITIES

§ 3.1 The Owner shall provide full information regarding requirements for the Project, including a program which shall set forth the Owner's objectives, schedule, constraints and criteria, including space requirements and relationships, flexibility, expandability, special equipment, systems, and site requirements.

§ 3.2 The Owner shall establish and update an overall budget for the Project based on consultation with the Construction Professional and Architect, which shall include the Construction Cost, the Owner's other costs and reasonable contingencies related to all of these costs.

§ 3.3 The Owner shall furnish structural, mechanical, chemical, air and water pollution tests, tests for hazardous materials, and other laboratory and environmental tests, inspections and reports required by law or the Contract Documents.

§ 3.4 The Owner shall furnish all legal, accounting and insurance counseling services as may be necessary at any time for the Project, including auditing services the Owner may require to verify the Contractors' Applications for Payment or to ascertain how or for what purposes the Contractors have used the money paid by or on behalf of the Owner.

§ 3.5 The services, information and reports required by Sections 3.1 through 3.4 shall be furnished at the Owner's expense, and the Construction Professional shall be entitled to rely upon the accuracy and completeness thereof.

ARTICLE 4 CONSTRUCTION COST

§ 4.1 For purposes of this Contract, the Construction Cost shall be the total cost to the Owner to construct all elements of the Project designed or specified by the Architect.

§ 4.2 The Construction Cost shall include the cost at current market rates of labor and materials furnished by the Contractor and equipment designed, specified, selected or specially provided for by the Architect, including the costs of management or supervision of construction or installation thereof, plus a reasonable allowance for the Contractor's overhead and profit. In addition, a reasonable allowance for contingencies shall be included for market conditions and for changes in the Project during construction.

§ 4.3 Construction Cost does not include the compensation of the Architect and Architect's consultants, costs of the land, rights-of-way, financing or other costs which are the responsibility of the Owner as provided in Article 3. If any portion of the Construction Professional's compensation is based upon a percentage of Construction Cost, then Construction Cost, for the purpose of determining such portion, shall not include the compensation of the Construction Professional or Construction Professional's consultants.

§ 4.4 Evaluations of the Owner's Project budget, preliminary estimates of Construction Cost and detailed estimates of Construction Cost prepared by the Construction Professional, if any, represent the Construction Professional's best judgment as a person or entity familiar with the construction industry. It is recognized, however, that neither the Construction Professional nor the Owner has control over the cost of labor, materials or equipment, over Contractors' methods of determining bid prices, or over competitive bidding, market or negotiating conditions. Accordingly, the Construction Professional cannot and does not warrant or represent that bids or negotiated prices will not vary from the Project budget proposed, established or approved by the Owner, or from any cost estimate or evaluation prepared by the Construction Professional.

ARTICLE 5 PAYMENTS TO THE CONSTRUCTION PROFESSIONAL

§ 5.1 Payments for the Construction Professional's Services shall be made monthly and shall be in proportion to services performed within each phase of service. Payments are due and payable upon presentation of the Construction Professional's invoice. Amounts unpaid forty-five (45) days after the invoice date shall bear interest at the rate of 1.5% per month until said invoice is fully paid.

§ 5.2 No deductions shall be made from the Construction Professional's compensation on account of penalty, liquidated damages or other sums withheld from payments to Contractor or on account of the cost of changes in Work other than those for which the Construction Professional has been found to be solely liable.

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ARTICLE 6 BASIS OF COMPENSATION TO CONSTRUCTION PROFESSIONAL

The Owner shall compensate the Construction Professional Service as follows:

For Pre-Construction as described in Article 2.2 above, the Construction Professional shall receive a fee equal to \$25,000.00. For the Construction Phase Services described in Article 2.3 above, the Construction Professional shall receive a fee equal to one and a half percent (1.5%) of the Construction Cost as defined above. In addition to the fee the Construction Professional shall receive Reimbursable Expenses anticipated by the Construction Professional as scheduled, listed and budgeted in the Exhibit 'A' for the construction duration of the project.

ARTICLE 7 INSURANCE AND INDEMNIFICATION

§ 7.1 The Construction Professional shall maintain the following insurance for the duration of the Contract. If any of the requirements set forth below exceed the types and limits that the Construction Professional normally maintains, the Owner shall reimburse the Construction Professional for any additional costs:

- .1 General Liability
Per occurrence: \$1,000,000.00 limit; \$2,000,000.00 annual aggregate
- .2 Automobile Liability
Hired and Non-owned autos: \$1,000,000.00 limit (each accident)
- .3 Workers' Compensation
State required minimums
- .4 Professional Liability
Per occurrence: \$1,000,000.00 limit; \$1,000,000.00 annual aggregate

§ 7.2 Neither the Construction Professional, the Construction Professional's consultants, the Construction Professional's affiliated business entities, nor their agents or employees shall be jointly or individually liable to the Owner for an amount in excess of the proceeds of the available insurance coverages listed in sections 7.1.1 through 7.1.4.

§ 7.3 Owner shall obtain all insurance necessary to protect it against loss during construction of the Project and otherwise, including but not limited to a standard Builder's Risk insurance policy insuring the full value of the Project and naming Construction Professional as an additional insured, without any deductible assessable against Construction Professional, and general liability insurance with limits covering the full value of the Work. The Owner shall name the Construction Professional as an additional insured on any insurance policies retained by the Owner with respect to the Project.

§ 7.4 To the fullest extent permitted by law, Owner agrees to defend, indemnify, and hold Construction Professional and its agents, employees, and affiliates harmless from and against any and all claims, damages, losses, expenses, liabilities, actions, judgments, and decrees of any and every nature whatsoever, including without limitation, court costs and attorneys' fees, in any manner caused by, resulting from, arising out of, or relating to the acts or omissions of the Owner, any of the Owner's representatives, consultants, or agents, including the Architect, any guest of the Owner, or any third party not affiliated with the Construction Professional or requested to be on the work site by the Construction Professional. Likewise, the Construction Professional shall defend, indemnify and hold Owner harmless from any and all claims or causes of action made against Owner resulting solely from the acts or omissions of the Construction Professional or the Construction Professional's employees.

ARTICLE 8 TERMINATION, SUSPENSION OR ABANDONMENT

§ 8.1 This Contract may be terminated by either party upon not less than seven days' written notice should the other party fail substantially to perform in accordance with the terms of this Contract through no fault of the party initiating the termination.

§ 8.2 If the Project is suspended by the Owner for more than 30 consecutive days, the Construction Professional shall be compensated for services performed prior to notice of such suspension. When the Project is resumed, the Construction Professional's compensation shall be equitably adjusted to provide for expenses incurred in the interruption and resumption of the Construction Professional's services.

§ 8.3 This Agreement may be terminated by the Owner upon not less than seven days' written notice to the Construction Professional in the event that the Project is permanently abandoned. If the Project is abandoned by the Owner for more than 90 consecutive days, the Construction Professional may terminate this Agreement by giving written notice.

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§ 8.4 Failure of the Owner to make payments to the Construction Professional in accordance with this Agreement shall be considered substantial nonperformance and cause for termination.

§ 8.5 If the Owner fails to make payment when due the Construction Professional for services and expenses, the Construction Professional may, upon seven days' written notice to the Owner, suspend performance of services under this Contract. Unless payment in full is received by the Construction Professional within seven days of the date of the notice, the suspension shall take effect without further notice. In the event of a suspension of services, the Construction Professional shall have no liability to the Owner for delay or damage caused to the Owner because of such suspension of services.

§ 8.6 In the event of termination not the fault of the Construction Professional, the Construction Professional shall be compensated for services performed prior to termination, together with all costs directly attributable to the termination, plus a penalty of 5% of the remaining amount due under this Contract at the time of termination.

ARTICLE 9 DISPUTE RESOLUTION

§ 9.1 All claims, disputes, and other matters in question arising out of or related to this Contract or the breach hereof shall be decided by first submitting the dispute to mediation before a mediator mutually agreed upon by the parties. If the dispute is not resolved through mediation, then the dispute shall be resolved by a single arbitrator pursuant to the American Arbitration Association Construction Industry Arbitration Rules then in effect, unless the Construction Professional or the owner chooses to litigate the dispute in a court of law. The parties may also mutually agree to have the dispute arbitrated by an agreed-upon arbitrator outside the requirements of the American Arbitration Association. Any mediation, arbitration, or litigation shall be conducted in Oxford, Mississippi. If the dispute is submitted to arbitration, the award of the arbitrator shall be final and binding and judgment may be entered upon such award by any court having jurisdiction. The prevailing party in any dispute arising out of or relating to this Contract or the breach hereof shall be entitled to recover its reasonable attorneys' fees and expenses incurred in pursuing or defending said claim.

ARTICLE 10 MISCELLANEOUS PROVISIONS

§ 10.1 The Owner and Construction Professional waive any and all claims against each other for consequential damages arising out of or related to this Contract. This mutual waiver includes any and all damages incurred by the Owner for losses of use of the Project, losses of use of other facilities, income, losses of profit, losses of financing, losses of business opportunities, and losses of management, productivity, and the like.

§ 10.2 The Construction Professional is providing a service to the Owner and is not supplying material or labor to be used directly in the construction of the Project. Thus, the Construction Professional provides no warranty for its services.

§ 10.3 This Contract shall be governed exclusively by the laws of the State of Mississippi.

§ 10.4 Waivers of Subrogation. The Owner and Construction Professional waive all rights against each other and against the Contractor, Architect, consultants, agents and employees of any of them, for damages, but only to the extent covered by property insurance during construction, except such rights as they may have to the proceeds of such insurance. The Owner and Construction Professional each shall require similar waivers from their Contractors, Architect, consultants, agents, and persons or entities awarded separate contracts administered under the Owner's own forces.

§ 10.5 The Construction Professional's actions shall be taken with such reasonable promptness as to cause no delay in the Work or in the activities of the Owner or Contractors. Notwithstanding anything in this Contract, the Owner shall have no right of recovery against the Construction Professional for any damages for Project delays, whether such damages are liquidated or otherwise.

§ 10.6 Nothing contained in this Contract shall create a contractual relationship with or a cause of action in favor of a third party against either the Owner or Construction Professional.

§ 10.7 The Construction Professional and the Construction Professional's consultants shall have no responsibility for the discovery, presence, handling, removal or disposal of or exposure of persons to hazardous materials in any form at the Project site, including but not limited to asbestos, asbestos products, polychlorinated biphenyl (PCB) or other toxic substances.

§ 10.8 Each of the undersigned parties to this Contract acknowledges that he or she has read and understands this Contract and hereby acknowledges receipt of a copy of this Contract.

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SAFE GUARD DOCUMENT 61-8863

§ 10.9 This Contract represents the entire and integrated agreement between the Owner and Construction Professional and supersedes all prior negotiations, representations or agreements, either written or oral. This Contract may be amended only by written instrument signed by both Owner and Construction Professional.

§ 10.10 Written notice shall be deemed to have been given if delivered in person, or when delivered if sent by e-mail with confirmation of receipt, or by mail to the above-listed addresses of the parties.

§ 10.11 The invalidity or unenforceability of any provision in this Contract shall not extend beyond such provision and no other provision shall be affected thereby. Any provision declared void or unenforceable shall be severed and the remainder of this Contract shall continue to be in effect.

§ 10.12 The provisions of this Contract and all covenants hereof shall apply to and bind the heirs, executors, administrators, successors and assigns of the respective parties hereto. Neither Owner nor Construction Professional shall have the right to assign, transfer, or sublet his interest or obligations hereunder without written consent of the other party.

The following have agreed to the terms of this Contract and have signed this Contract with full authorization to do so.

WITNESS OUR SIGNATURES, on this the _____ day of _____, 20_____.

OWNER:
City Of Oxford

Signature: _____

Print Name: _____

Title: _____

CONSTRUCTION PROFESSIONAL:
Innovative Construction Management, LLC

Signature: Casey B. Rogers

Print Name: Casey B. Rogers

Title: President

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Exhibit 'A'			
Qty of Oxford Parking Garage			
Direct Personnel & Reimbursible Expenses			
Item Code	Description	Unit	Unit Rate
2.0	CONSTRUCTION SERVICES		
0103.105	PROJECT MANAGER	WEEK	\$1,339.04
0103.142	PROJECT ENGINEER	WEEK	\$748.85
0103.143	PROFESIONAL & GENERAL LIABILITY INSURANCE	MONTH	\$516.00

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

BID TABULATION FOR
One (1) Compact Excavator

<u>NAME</u>	<u>BID PRICE</u>
Williams Equipment & Supply	40,083.12

NOTE: This was the only bid that we received.

T.W. ELLIOTT, PE/PS (1963-2011)

ELLIOTT & BRITT ENGINEERING, P.A.

TEL (662) 234-1763

L.L. BRITT, PE/PS

ENGINEERS, CONSULTANTS, SURVEYORS

FAX (662) 234-3835

KEVIN W. McLEOD, PE

823-N. LAMAR BLVD. - P.O. BOX 308

SAFEGUARD - DEMENT 61-8863

OXFORD, MISSISSIPPI 38655

eb@elliottbritt.com

March 30, 2017

Mr. Bart Robinson, P.E., City Engineer
 City of Oxford
 107 Courthouse Square
 Oxford, MS 38655

Sent via e-mail

Re: Oxford Square A.D.A. Improvements
 Final Acceptance Letter

Mr. Robinson:

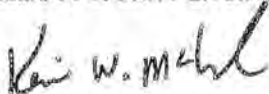
I have inspected the project and it is my opinion that the project was constructed in substantial compliance with the Construction Plans and Contract Documents. Therefore, I am recommending final acceptance of the referenced project.

Enclosed please find Contract Change Order No. 1 as well as Application and Certification for Payment No. 2 & Final.

If you have any questions, please let me know.

Yours truly,

ELLIOTT & BRITT ENGINEERING, P.A.



Kevin W. McLeod, PE
 Consulting Engineer

Enclosures

828A HIGHWAY 178 EAST
 HOLLY SPRINGS, MISSISSIPPI 38635
 (662) 232-1302

511 MOSS HILL DRIVE
 NEW ALBANY, MISSISSIPPI 38652
 Phone: (662) 334-6205
 Fax: (662) 534-6801

113 PUBLIC SQUARE
 BATESVILLE, MISSISSIPPI 38606
 Phone: (662) 563-1762
 Fax: (662) 563-1771

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SAFEGUARD - DEMENT 61-8863

CONTRACT CHANGE ORDER

Change Order No. 1

Date: March 8, 2017State: MississippiCounty: LafayetteCONTRACT FOR: Oxford Square A.D.A. ImprovementsOWNER: City of Oxford, MississippiTo: Colom Construction Co., Inc.

(Contractor)

You are hereby requested to comply with the following changes from the Contract Plans and Specifications:

Description of Changes (Supplemental Plans and Specifications Attached)	Decrease in Contract Price	Increase in Contract Price
See attached breakdown sheet	\$20,159.25	\$15,251.70

TOTALS:		
Net Change in Contract Price:	\$20,159.25	\$15,251.70
	\$4,907.55	

JUSTIFICATION: See attached breakdown sheet.

The amount of the Contract will be (Decreased) (Increased) (Unchanged) by the Sum of Four Thousand Nine Hundred Seven and 55/100 Dollars (\$4,907.55)The Contract Total including this and previous Change Orders will be One Hundred and Twenty Nine Thousand Five Hundred Fourteen 95/100 Dollars (\$129,514.95)The Contract Period for Completion will be (Decreased) (Increased) (Unchanged) by 0 Days

This document will become a supplement to the Contract and all provisions will apply hereto.

Requested:

(Owner)

(Date)

Recommended:

(Owner's Engineer)

(Date)

Accepted:

(Contractor)

(Date)

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Oxford Square ADA Improvements
Oxford, Mississippi

SAFEGUARD - DEMENT 61-8863

Change Order No. 1 Attachment

Additions:

S-202-C	Removal of Concrete Combination Curb & Gutter	47.00 LF @	\$17.00	\$799.00
S-202-D	Removal of Concrete Sidewalks, All Depths	0.10 SY @	15.00	1.50
S-608-A	Concrete Sidewalk (Exposed Aggregate Finish)	196.90 SY @	48.00	9,451.20
S-609-B	Concrete Curb, Type Header	100.0 LF @	50.00	5,000.00
Subtotal Additions:				\$15,251.70

Deletions:

S-202-D	Removal of Asphalt Pavement, All Depths	2.50 SY @	\$15.00	\$37.50
S-203-E	Borrow Excavation, LVM	70.00 CY @	12.00	840.00
S-203-H	Excess Excavation, FM	85.00 CY @	1.00	85.00
S-226-A	Solid Sodding	150.00 SY @	9.00	1,350.00
S-229-A	Portland Cement Concrete Paved Ditch	0.5000 CY @	350.00	175.00
901-S-237-1	Wattles, 12"	160.00 LF @	20.00	3,200.00
S-304-A	Granular Material (Crushed Stone)	75.00 CY @	58.00	4,350.00
S-601-B	Class "B" Structural Concrete, Minor Structures	2.200 CY @	1,200.00	2,640.00
S-602-A	Reinforcing Steel	65.00 LB @	1.75	113.75
S-603-PVC	4" Corrugated Poly Vinyl Chloride Pipe	4.00 LF @	12.00	48.00
S-608-A	Concrete Sidewalk (Broom Finish)	180.0 SY @	30.00	5,400.00
S-609-C	Combination Concrete Curb and Gutter, Type 1 Modified	22.00 LF @	60.00	1,320.00
S-630-B	Reflectorized Traffic Regulatory Sign (Encapsulated Lens)	1.00 EA @	600.00	600.00
Subtotal Deletions:				\$20,159.25

Reasons:

- Site "A" was removed out of the project scope.
- It was decided that all proposed sidewalk was to be exposed aggregate finish instead of broom finish.
- Due to the City of Oxford using their own resources for filling the areas behind the concrete islands, borrow excavation, excess excavation, and solid sodding was decreased.
- The remaining pay items were field measured.

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CHANGE ORDER

SAFEGUARD - DEMENT 61-8863

Order No. 1Date: 3-24-2017Agreement Date: September 20, 2016NAME OF PROJECT: Oxford WWTP Lagoon Improvement Project. Contract No. 1 - Sludge and Liner Removal/DisposalOWNER: City of Oxford, MSCONTRACTOR: Denali Water Solutions, LLC

The following changes are hereby made to the CONTRACT DOCUMENTS:

An additional 700 dry tons will be added to the BASE BID quantity in Item 3 (Lagoon Sludge Removal/Disposal). Removal operations shall be focused toward removing sludge from the Eastern side of the Western Lagoon. After removing the bulk of the sludge on the Eastern side of the lagoon, back dragging shall be performed in other areas where needed and/or as directed by the ENGINEER.

Justification:

The Sludge Volume remaining in the lagoon is greater than the quantity of sludge outlined in the BASE BID. Also, the liner is of such poor condition that the liner at the base of the lagoon is being peeled up during dozer operations and soil from the subbase of the lagoon is mixing with the sludge and driving up the solids and/or sludge volume.

Change to CONTRACT PRICE:

Original CONTRACT PRICE \$ 748,566.25Current CONTRACT PRICE adjusted by previous CHANGE ORDER(S) \$ N/A

The CONTRACT PRICE due to this CHANGE ORDER will be ☒ increased ☐ decreased by \$ 346,185.00 or 700 tons at contract rate of \$ 494.55/dry ton

The CONTRACT PRICE including this change order will be \$ 1,094,751.25

Change to CONTRACT TIME:

The CONTRACT TIME will be ☒ increased ☐ decreased by 60 calendar days.The date for completion of all work will be on or before August 18, 2017 [Date].

Approvals Required:

To be effective this Order must be approved by the OWNER if it changes the scope or objective of the PROJECT, or as may otherwise be required to by the SUPPLEMENTAL GENERAL CONDITIONS.

Requested by: [Signature] W.L. Burle, Engineers, P.A.Recommended by: [Signature] W.L. Burle, Engineers, P.A.Ordered by: [Signature] W.L. Burle, Engineers, P.A.Accepted by: [Signature] Denali Water Solutions, LLC.

OWNER Approval: _____ City of Oxford, MS

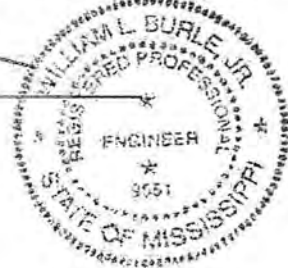


OXFORD WASTEWATER TREATMENT PLANT (WWTP) LAGOON IMPROVEMENT PROJECT
CONTRACT NO. 1 - SLUDGE AND LINER REMOVAL/DISPOSAL PROJECT
CITY OF OXFORD, MISSISSIPPI

Bid Opening Date: August 22, 2016
 Bid Opening Time: 2:00 P.M. (CST)
 Bid Opening Location: City Clerk's Office, Oxford, MS

ITEM NO.	DESCRIPTION	UNITS	EST. QTY.	Engineer's Opinion		Denali Water Solutions, LLC		Merrell Bros., Inc.		Synagro-WWT, Inc.		White Construction & Assoc., Inc.	
				UNIT	AMOUNT	UNIT	AMOUNT	UNIT	AMOUNT	UNIT	AMOUNT	UNIT	AMOUNT
1	Mobilization/Demobilization	L.S.	1	\$150,000.00	\$150,000.00	\$15,830.00	\$15,830.00	\$29,410.00	\$29,410.00	\$49,650.00	\$49,650.00	\$88,996.50	\$88,996.50
2	Construction Storm Water Pollution Prevention Plan Installation and Monitoring	L.S.	1	\$30,000.00	\$30,000.00	\$52,130.00	\$52,130.00	\$7,200.00	\$7,200.00	\$6,300.00	\$6,300.00	\$179,244.50	\$179,244.50
	Lagoon Sludge Removal/Disposal	Dry Ton	1,175	\$600.00	\$705,000.00	\$494.55	\$581,096.25	\$709.20	\$833,310.00	\$733.00	\$861,275.00	\$857.90	\$1,008,032.50
	Lagoon Liner Removal/Disposal	L.S.	1	\$146,750.00	\$146,750.00	\$99,510.00	\$99,510.00	\$23,220.00	\$23,220.00	\$60,055.00	\$60,055.00	\$296,924.50	\$296,924.50
BASE BID SUBTOTAL:				\$1,031,750.00		\$748,566.25		\$893,140.00		\$977,280.00		\$1,573,198.00	

William L. Burle, Jr.
W. L. Burle Engineers, P.A.
100 Commerce Dr., Suite A
Oxford, MS 38655
662/36-6776



8/23/14
Date

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

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MINUTES

City of Oxford
Board of Aldermen
Regular Meeting
Tuesday, April 18, 2017, 5:00 pm - 7:00 pm
City Hall Courtroom



THE CITY OF
OXFORD

Notice that certain aldermen will be included in the meeting via teleconference, subject to the City of Oxford Code of Ordinances, Section 2-82.

1. Call to order.

The meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 5:00pm on Tuesday, April 18, 2017, in the courtroom of Oxford City Hall when and where the following were present:

George G. Patterson, Mayor
Rick Addy, Alderman Ward I
Robyn Tannehill, Alderman Ward II
Janice Antonow, Alderman Ward III
Ulysses Howell, Alderman Ward IV
Preston Taylor, Alderman Ward V
Jason Bailey, Alderman Ward VI
John Morgan, Alderman At Large

Mayo Mallette, PLLC-Of Counsel
Ashley Atkinson, City Clerk
Bart Robinson, Director of Public Works
Reanna Mayoral, Assistant Director of Public Works-absent
Judy Daniel, City Planner
Ben Requet, Senior Planner
Joey East, Chief of Police
Sheridan Maiden-Major, Oxford Police Department-absent
Matt Davis, Director of Parking Enforcement
Braxton Tullos, Human Resources Director
Mark Heath, Fire Chief
Joey Gardner, Deputy Fire Chief-absent
Seth Gaines, Director of Oxford Park Commission
Randy Barber, Director of Building Department
Rob Neely, Superintendent of Oxford Electric Department-absent
Bo Ragon, Superintendent of City Shop
Jimmy Allgood, Director of Emergency Management
Amberlyn Liles, Environmental Services Director
Gray Parker, Planning Department
Billy Lamb, Buildings & Grounds Department
Greg Pinion-Interim Director, Buildings & Grounds Dept.
Hollis Green, Director-Oxford Conference Center-absent
Johnny Sossaman-Code Enforcement Officer-absent

2. Adopt the agenda for the meeting.

It was moved by Alderman Antonow, seconded by Alderman Howell to adopt the agenda for the meeting with the following additions: item 6o. A travel request for the Oxford Fire Department and item 24. An agreement for Wetland Mitigation for the West Oxford Loop Project. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

3. Mayor's Report

4. Authorize the approval of the minutes of the regular meeting on April 4, 2017.

It was moved by Alderman Antonow, seconded by Alderman Addy to approve the

minutes from the regular meeting on April 4, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

MINUTE BOOK No. 72, CITY OF OXFORD

5. Authorize the approval of accounts for all city departments.

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It was moved by Alderman Morgan, seconded by Alderman Howell to approve all the accounts for the city including a docket showing claim numbers 3565 thru 3824 and totaling \$1,549,903.02. All the alderman present voting aye, Mayor Patterson declared the motion carried.

6. Consider the consent agenda:

It was moved by Alderman Morgan, seconded by Alderman Taylor to approve the following consent agenda items. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

- a. Request permission to employ Rachel Ratcliff as a full-time patrol officer with an annual salary of \$34,927.91 (G-5), Alex Moffett as a full-time patrol officer with an annual salary of \$40,491.02 (G9-10), and Zach Anderson as a full-time patrol officer with an annual salary of \$42,956.92 (G9-12). (Braxton Tullos)
- b. Request permission to advertise for a data entry/records clerk in the Oxford Police Department. (Braxton Tullos)
- c. Request permission to accept the retirement of Luster King in the Oxford Electric Department. (Braxton Tullos)
- d. Request permission to promote Mark Moore, in the Oxford Electric Department, to Inventory Control Manager with a new annual salary of \$41,983.33 effective July 1, 2017. (Braxton Tullos)
- e. Request permission to advertise for an Inventory Control Assistant in the Oxford Electric Department. (Braxton Tullos)
- f. Request permission to employ Mary Clark Hayward and Kyle Gordon as concession workers at FNC Park with an hourly rate of \$8.25 and Quentin Wilfawn, Grant Morgan, and Jonathan Page as grounds workers at FNC Park with an hourly rate of \$9.00. (Braxton Tullos)
- g. Request permission to adjust the pay of Yoshika Draper and Marquel Smith in the Environmental Services Department due to receiving their CDL. Their new hourly rate will be \$15.00. (Braxton Tullos)
- h. Request permission to adjust the pay of Shawn Williams in the Environmental Services Department due to receiving Rubbish Site Certification, his new salary will be \$33,788.89 (G4-20). (Braxton Tullos)
- i. Request approval for Brian Eakle and Shundarrius Williams to intern with the Oxford Police Department for the Full Summer 2017 semester. (Joey East)
- j. Request permission for one officer to attend Criminal Investigations Techniques training in Tupelo, MS from May 8-9, 2017 at an estimated cost of \$200.00. (Joey East)
- k. Request permission for two officers to attend the DUI STORM training and conference in Vicksburg, MS on May 2-4, 2017 at an estimated cost of \$246.00. (Joey East)
- l. Request permission for one officer to attend Investigation of Social Network Sites training in Byram, MS on April 19-20, 2017 at an estimated cost of \$182.00. (Joey East)
- m. Request permission for two officers to attend social media and technical skills training in Corinth, MS on April 20-21, 2017 at no cost. (Joey East)
- n. Request permission to approve a step raise for Austin Spence in the Buildings & Grounds Department due to completing six months of employment, his new salary will be \$26,241.85 (G6-5). (Braxton Tullos)
- o. Request permission for Chief Heath to attend the North Trauma Care Region Annual Trauma Conference in Tupelo, MS on April 24-26, 2017 at an estimated cost of \$100.00. (Mark Heath)

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SAFEGUARD - DEMENT 61-8863

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7. Request permission to adopt a resolution proclaiming April 28th, 2017 as Arbor Day.
It was moved by Alderman Howell, seconded by Alderman Tannehill to adopt a resolution proclaiming April 28th, 2017 as Arbor Day. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
8. Request approval of an appointment to the Mayor's Commission on Disability Issues.
It was moved by Alderman Antonow, seconded by Alderman Addy to appoint Christy Knapp to the Mayor's Commission on Disability Issues. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
9. Request permission to adopt a resolution authorizing and directing the issuance of City of Oxford, Mississippi General Obligation Bonds, Series 2017A in an amount not to exceed \$7.5 million dollars. (Sue Fairbank)
It was moved by Alderman Antonow, seconded by Alderman Morgan to adopt a resolution authorizing and directing the issuance of City of Oxford, Mississippi General Obligation Bonds, Series 2017A, in an amount not to exceed \$7.5 million dollars. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
10. Consider an amendment to the Parking Division budget for the replacement of broken parking meters. (Matt Davis)
It was moved by Alderman Howell, seconded by Alderman Bailey to increase the Parking Division budget by \$4,500.00 to allow for the replacement of damaged parking meters on the west side of the square. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
11. Discuss recommendation from the Parking Garage Design Team Selection Committee for the design professional for the Downtown Parking Garage. (Matt Davis)
It was moved by Alderman Tannehill, seconded by Alderman Morgan to accept the recommendation of the Parking Garage Design Team Selection Committee and approve Ely, Gylid and Harding as the design professional for the Downtown Parking Garage Project and to direct Bart Robinson to negotiate a contract for their services to present to the board at a future meeting. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
12. Third reading and vote on a proposed Ordinance changes to Chapter 102, Article XX, Section 102-642, Parades, Public Assemblies and Special Events. (Joey East)
It was moved by Alderman Antonow, seconded by Alderman Bailey to adopt Ordinance 2017-6, An ordinance amending Chapter 102, Article XX, Section 102-642, Parades, Public Assemblies, and Special Events. All the alderman present voting aye, Mayor Patterson declared the motion carried.
13. Third reading and vote on a proposed Ordinance changes in Chapter 14-Alcohol, Articles I & II. (Joey East)
It was moved by Alderman Morgan, seconded by Alderman Howell to approve Ordinance 2017-7, A proposed Ordinance changing Chapter 14-Alcohol, Articles I & II. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
14. Request permission for the Oxford Police Department to apply for a Bulletproof Vest Program grant in the anticipated amount of \$5,000.00. (Joey East)
It was moved by Alderman Bailey, seconded by Alderman Tannehill to grant permission to the Oxford Police Department to apply for a Bulletproof Vest Program grant in the anticipated amount of \$5,000.00. All the aldermen present voting aye, Mayor Patterson declared the motion carried.
15. Request permission for the Oxford Police Department to apply for the Edward Byrne Memorial grant in the amount of \$3,750.00 with a local match of \$1,250.00, which may be waived upon request at the time of application. (Joey East)
It was moved by Alderman Tannehill, seconded by Alderman Antonow to grant

permission to the Oxford Police Department to apply for the Edward Byrne Memorial grant in the amount of \$3,750.00 with a local match of \$1,250.00, which may be waived upon request at the time of application. All the aldermen present voting aye. Mayor Patterson declared the motion carried.

16. Request permission to accept bids on Equipment-Trucks. (Amberlyn Liles)

It was moved by Alderman Morgan, seconded by Alderman Taylor to accept the bid from Ingram Freightliner for a street sweeper, in the amount of \$212,373.00, to be paid from the 2% Food and Beverage Funds. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Howell, seconded by Alderman Antonow to accept the bid from Stribling Equipment for a wheel loader, in the amount of \$195,691.58, to be paid from the General Fund, with 39% of the cost being reimbursed by Lafayette County. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

17. Request permission to approve a final plat (amended) for Case #2179, submitted by Deborah Little, Jennifer Poole, and Lisa Hickman-Tollison for lots 110 and 111 and the West 1/2 of lot 109 in the Country Club Subdivision for property located at 206 St. Andrews Circle. (Gray Parker)

It was moved by Alderman Howell, seconded by Alderman Bailey to approve a final plat (amended) for Case #2179, submitted by Deborah Little, Jennifer Poole, and Lisa Hickman-Tollison for lots 110 and 111 and the West 1/2 of lot 109 in the Country Club Subdivision for property located at 206 St. Andrews Circle. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

18. Request permission to grant water and sewer service to JW McCurdy for Case #2134, Oakmont Subdivision, Phases I-V for property located at 480 CR 101 further described as PPINs 3325, 3332, and 28481. (Judy Daniel)

It was moved by Alderman Antonow, seconded by Alderman Morgan to grant permission to provide water and sewer service to JW McCurdy for Case #2134, Oakmont Subdivision, Phase I-V for property located at 480 CR 101, further described as PPINs 3325, 3332, and 28481. This approval is contingent on the satisfaction of the recommendations made by the Planning Department and the contingencies made by the Public Works Department. All the alderman present voting aye, Mayor Patterson declared the motion carried.

19. Request permission to approve a final plat (amended) for Case #2165, Kenlan Development-Oxford, LLC for the Oxford Commons, Phase I for property located at 701 Sisk Avenue further identified as PPINs 26627, 26628, 26629, 26630, 26631, 34467, 35118 and 36017. (Ben Requet)

It was moved by Alderman Howell, seconded by Alderman Addy to approve a final plat (amended) for Case #2165, Kenlan Development-Oxford, LLC for the Oxford Commons, Phase I for property located at 701 Sisk Avenue, further identified as PPINs 26627, 26628, 26629, 26630, 26631, 34467, 35118, and 36017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

20. Request permission to hire an appraiser for property on South 16th Street. (Judy Daniel)

It was moved by Alderman Antonow, seconded by Alderman Tannehill to authorize Bart Robinson to select an appraiser for the city-owned property located on South 16th Street. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

21. Request permission to accept payment from the University of MS for the 2016 Game Day Shuttle Service.

It was moved by Alderman Howell, seconded by Alderman Bailey to accept a payment of \$22,979.20, from the University of Mississippi, as a settlement of the invoice for services for the 2016 Game Day Shuttle service. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

22. Discussion of banked holiday policy. (Braxton Tullos)

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Paq

<https://www.boardpaq.com/admin>

It was moved by Alderman Morgan, seconded by Alderman Bailey to accept the recommendation of the Human Resources Director and approve the holiday pay policy as presented. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

23. Discuss amending Tree Mitigation Fund Budget for replacing trees along Woodlawn Drive. (Bart Robinson)

It was moved by Alderman Bailey, seconded by Alderman Addy to increase the Tree Escrow Fund budget by \$16,000.00 to allow for the replacement of dead trees along Woodlawn Drive. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

24. Request approval of agreement for Wetland Mitigation from Upper Coldwater Mitigation, LLC for the West Oxford Loop Extension Project. (Bart Robinson)

It was moved by Alderman Morgan, seconded by Alderman Tannehill to approve the agreement with Upper Coldwater Mitigation, LLC for the purchase of wetland mitigation credits in the amount of approximately \$135,940.00 as related to the West Oxford Loop Extension Project. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

25. Consider an executive session.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to consider an executive session for matters related to potential litigation and property acquisition. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to enter into an executive session for a matter of potential litigation regarding property ownership and two matters related to property acquisition on West Oxford Loop. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Addy to approve the proposal from the Waller family agreeing to accept the appraised value for their property located on Sisk Avenue. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


It was moved by Alderman Morgan, seconded by Alderman Addy to approve the proposal from Heritage Development, which includes the placement of up to 8 casings for future utilities as notated on a road plan of the West Oxford Loop project; with the agreement that Lafayette County will pay one-half the cost of the installation of said casings. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Morgan, seconded by Alderman Tannehill to return to regular session. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

26. Adjourn.

It was moved by Alderman Morgan, seconded by Alderman Bailey to adjourn Sine-Die. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

If you need special assistance related to a disability, please contact the ADA Coordinator or visit the office at: 107 Courthouse Square, Oxford, MS 38655. (662) 232-2450 (Voice) (662) 232-2300 (Voice/TTY) braxton@oxfordms.net

MINUTE BOOK RESOLUTION CITY OF OXFORD

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Whereas, Arbor Day has been recognized Nation-wide since 1882 with the last Friday in April being the official National Day of Celebration, and

Whereas, It is recognized that the preservation of trees enhances scenic beauty, sustains long term increases in property values, encourages quality development, enhances the economic vitality of business areas, reduces erosion, reduces heating and cooling costs, moderates the temperature and cleans the air, and

Whereas, The public policy of the city of Oxford favors the preservation of large, mature trees which are a vital component of the beauty, charm and character of the city, and

Whereas, The stewardship of our urban forest not only requires planting of trees, but as importantly, the care and preservation of existing trees, especially since it is virtually impossible to replace heritage trees for the present generation of our citizens, and

Whereas, All citizens of the City of Oxford are urged to do their part to protect our urban forest canopy and to care for our trees in such a way as to preserve and promote their well-being for this and all future generations, so

Therefore, be it resolved on behalf of the citizens of the City of Oxford that this 28th day of April, 2017 is hereby recognized and celebrated in Oxford as

Arbor Day

George "Pat" Patterson, Mayor

Aldermen: Dr. Janice Antonow
Ulysses "Coach" Howell

Jason Bailey
Rick Addy
John Morgan

Robyn Tannehill
Preston Taylor

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There came on for consideration the matter of the issuance of general obligation bonds of the City of Oxford, Mississippi and, after a discussion of the subject matter, Alderwoman Janice Antonow offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI AUTHORIZING AND DIRECTING THE ISSUANCE OF CITY OF OXFORD, MISSISSIPPI GENERAL OBLIGATION BONDS, SERIES 2017A (CAPITAL IMPROVEMENTS ISSUE) IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$7,500,000) TO RAISE MONEY FOR THE PURPOSE OF FINANCING A PORTION OF THE COST OF (A) ERECTING MUNICIPAL BUILDINGS, AUDITORIUMS AND COMMUNITY CENTERS, PREPARING AND EQUIPPING ATHLETIC FIELDS, AND PURCHASING BUILDINGS OR LAND THEREFOR, AND FOR REPAIRING, IMPROVING, ADORNING AND EQUIPPING THE SAME, AND FOR ERECTING, EQUIPPING AND FURNISHING OF BUILDINGS TO BE USED AS A MUNICIPAL OR CIVIC ARTS CENTER, (B) ERECTING WATERWORKS SYSTEMS AND REPAIRING, IMPROVING AND EXTENDING THE SAME, (C) ESTABLISHING SANITARY, STORM, DRAINAGE OR SEWERAGE SYSTEMS, AND REPAIRING, IMPROVING AND EXTENDING THE SAME, (D) CONSTRUCTING, IMPROVING OR PAVING STREETS, SIDEWALKS, DRIVEWAYS, PARKWAYS, WALKWAYS OR PUBLIC PARKING FACILITIES, AND PURCHASING LAND THEREFOR, (E) CONSTRUCTING BRIDGES AND CULVERTS, (F) PURCHASING LAND FOR PARKS AND PUBLIC PLAYGROUNDS, AND IMPROVING, EQUIPPING AND ADORNING THE SAME, INCLUDING THE CONSTRUCTING, REPAIRING AND EQUIPPING OF RECREATIONAL FACILITIES, AND (G) A PROJECT FOR WHICH A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY HAS BEEN OBTAINED BY SAID CITY PURSUANT TO THE REGIONAL ECONOMIC DEVELOPMENT ACT; PROVIDING THE FORM OF AND AUTHORIZING THE PUBLICATION OF A NOTICE OF SALE OF SAID BONDS; APPROVING THE FORM OF AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT IN CONNECTION WITH SAID BONDS; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen of the City of Oxford, Mississippi (the "Governing Body"), acting for and on behalf of the City of Oxford, Mississippi (the "City"), are authorized by Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "City Bond Act"), to issue general obligation bonds for the purposes set forth therein, including, but not limited to, (a) erecting municipal buildings, auditoriums and community centers, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, and for erecting, equipping and furnishing of buildings to be used as a municipal or civic arts center, (b) erecting waterworks systems and repairing, improving and extending the same, (c) establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and

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extending the same, (d) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, (e) constructing bridges and culverts, and (f) purchasing land for parks and public playgrounds, and improving, equipping and adorning the same, including the constructing, repairing and equipping of recreational facilities (the "City Bond Project"); and

WHEREAS, pursuant to Sections 57-64-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "REDA Act" and together with the City Bond Act, the "Act"), the Governing Body, acting for and on behalf of the City, adopted resolutions on November 4, 2014 and June 16, 2015, authorizing the City to enter into a Regional Economic Development Act Agreement, as the same may be amended and supplemented from time to time (the "Agreement"), with Lafayette County, Mississippi (the "County"), pursuant to which the City and County will jointly participate in the financing and construction of an extension of Sisk Avenue to Highway 6 and an extension of the West Oxford Loop and related improvements, all as more fully described in the Agreement (the "REDA Project"), a portion of which will be located in the City and all of which will be located in the County; and

WHEREAS, the Agreement and the Act authorize the City to fund its portion of the REDA Project through the issuance of bonds, notes or other evidences of indebtedness; and

WHEREAS, the Governing Body has determined that it is in the best interest of the City to provide financing for the City Bond Project and the REDA Project (together, the "Project"); and

WHEREAS, the Governing Body, acting for and on behalf of the City, is authorized by the City Bond Act to issue general obligation bonds of the City for the purpose of providing financing for the Project; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the Act; and

WHEREAS, on February 7, 2017, the Governing Body adopted a resolution (the "Intent Resolution") declaring its intention to, among other things, issue and sell general obligation bonds of the City in a total aggregate principal amount not to exceed Fifteen Million and No/100ths Dollars (\$15,000,000) for the purpose of providing financing for the Project; and

WHEREAS, as required by the Intent Resolution and Section 21-33-307 of the City Bond Act, a Notice of Resolution of Intent (the "Notice of Intent") was published in *The Oxford Eagle*, a newspaper published in and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, on February 9, 16 and 23 and March 2, 2017, said publication being for at least three (3) consecutive weeks, with the first publication of the Notice of Intent being made not less than twenty-one (21) days prior to March 7, 2017, and the last publication being made not more than seven (7) days prior to such date; and

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WHEREAS, as of the hour of 5:00 p.m. on March 7, 2017, no qualified elector of the City had filed a written protest or objection of any kind or character against the Project or the issuance of such general obligation bonds with the Clerk of the City (the "Clerk") or any member of the Governing Body; and

WHEREAS, as of the hour of 5:00 p.m. on March 7, 2017, at the usual meeting place of the Governing Body, in the Board Room, located in the City Hall at 107 Courthouse Square in the City, all persons present or represented by counsel or otherwise were given the opportunity to be heard concerning the Project or the issuance of such general obligation bonds and no protest or objection of any kind or character against the Project or the issuance of such general obligation bonds was presented; and

WHEREAS, on March 7, 2017, the Governing Body adopted a resolution (the "No Protest Resolution") finding and determining that the Notice of Intent was duly published as required by law and that no written protest or other objection of any kind or character against the issuance of such general obligation bonds was filed by qualified electors of the City; and

WHEREAS, pursuant to the No Protest Resolution, the Governing Body authorized and approved the issuance of such general obligation bonds of the City, in one or more series, in an amount not to exceed Fifteen Million and No/100ths Dollars (\$15,000,000), to raise money for the Project, all in accordance with the Act; and

WHEREAS, the Governing Body is now authorized and empowered by the provisions of the Act to issue such general obligation bonds of the City without an election on the question thereof and is authorized to issue such general obligation bonds registered as to principal and interest in the form and manner provided for by the Act and Sections 31-21-1 through 31-21-7, Mississippi Code of 1972, as amended and supplemented from time to time; and

WHEREAS, the Governing Body has determined that it is in the best interest of the City at this time to issue City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) in an aggregate principal amount not to exceed Seven Million Five Hundred Thousand and No/10ths Dollars (\$7,500,000) (the "Bonds") for the purpose of providing financing for a portion of the Project; and

WHEREAS, the issuance of the Bonds does not exceed any statutory or constitutional limitation; and

WHEREAS, there are no other available funds on hand or from regular sources of income for such purposes; and

WHEREAS, there has been submitted to this meeting the form of a preliminary official statement (the "Preliminary Official Statement") describing the Bonds, the sale of the Bonds, the City and other related matters; and

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WHEREAS, it appears that the Preliminary Official Statement which is now before the Governing Body is in appropriate form and is an appropriate document for the purposes identified.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI, ACTING FOR AND ON BEHALF OF SAID CITY, AS FOLLOWS:

SECTION 1. Each and all of the facts and findings set forth in the premises clauses of this resolution are hereby found and determined to be true and accurate and are incorporated herein by this reference thereto as though set forth again in words and figures.

SECTION 2. The Governing Body does hereby authorize and direct the sale and issuance of not to exceed Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount General Obligation Bonds, Series 2017A (Capital Improvements Issue) of the City pursuant to the Act to raise money for the purpose of providing financing for a portion of the Project and to pay the costs incident to the sale and issuance of the Bonds.

SECTION 3. The Bonds will be general obligations of the City payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City.

SECTION 4. The Bonds shall be registered as to both principal and interest; shall be dated June 1, 2017; shall be issued in the denomination of \$5,000 each, or integral multiples thereof up to the amount of a single maturity; shall be numbered from one upward in the order of issuance; shall bear interest from the date thereof at a rate or rates of interest not to exceed eleven percent (11%) per annum, payable semiannually on June 1 and December 1 of each year (each an "Interest Payment Date"), commencing June 1, 2018; and shall mature and become due and payable, with option of prior payment, on June 1 in the years and principal amounts as follows:

Year	Principal Amount	Year	Principal Amount
2018	\$270,000	2028	\$375,000
2019	280,000	2029	385,000
2020	290,000	2030	400,000
2021	300,000	2031	410,000
2022	310,000	2032	425,000
2023	320,000	2033	440,000
2024	330,000	2034	455,000
2025	340,000	2035	470,000
2026	350,000	2036	485,000
2027	365,000	2037	500,000

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SECTION 5. The Bonds maturing June 1, 2028 and thereafter will be subject to redemption prior to their respective maturities, at the option of the City, on and after June 1, 2027, either in whole or in part on any date, as selected by the City among maturities, and by lot within each maturity, at the principal amount thereof, together with accrued interest to the date fixed for redemption and without premium.

SECTION 6. The Bonds shall be offered for sale on sealed bids pursuant to the Notice of Bond Sale set forth in Section 7 of this resolution and shall be sold pursuant to a subsequent resolution of the Governing Body. In no event shall the Bonds be issued at a rate of interest in excess of that allowed under applicable law and the Bonds shall in all other respects comply with the requirements of the Act.

SECTION 7. The City shall offer the Bonds for sale subject to the provisions of Section 14 hereof, the date, time and terms of sale to be as set forth in the "Notice of Bond Sale" relating to the Bonds, which Notice of Bond Sale and the "Official Bid Form" shall be in substantially the following forms:

NOTICE OF BOND SALE

\$7,500,000

CITY OF OXFORD, MISSISSIPPI GENERAL OBLIGATION BONDS, SERIES 2017A (CAPITAL IMPROVEMENTS ISSUE)

NOTICE IS HEREBY GIVEN that the Mayor and Board of Aldermen (the "Governing Body") of the City of Oxford, Mississippi (the "City") will receive sealed bids in the Office of the City Clerk in the City Hall of the City located at 107 Courthouse Square in the City until the hour of _____ p.m. on May 16, 2017, at which time said bids will be publicly opened by the City Clerk and read for the purchase at not less than par plus accrued interest to the date of delivery of \$7,500,000 aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds").

The Bonds will be dated and bear interest from June 1, 2017, will be delivered in definitive form as fully registered Bonds, will be in the denominations of \$5,000 or any integral multiple thereof, will be payable as to principal at a bank or banks to be named by the City (the "Paying and Transfer Agent") and will bear interest, payable semiannually on June 1 and December 1 of each year, commencing on June 1, 2018, at the rate or rates of interest specified in the bid submitted by the successful bidder in accordance with this Notice of Bond Sale.

The Bonds will be issued in registered, book-entry-only form and all bidders for the Bonds must be participants of The Depository Trust Company, New York, New York ("DTC"), or affiliated with its participants. The Bond certificates will be deposited with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants and for the transfer of the interests among its participants. The participants will be responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of the

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individual purchasers. Individual purchases may be made in the principal amount of \$5,000 or any multiple thereof through book entries made on the books and records of DTC and its participants. Unless the book-entry-only system is discontinued, Bond principal and interest payments will be made by the City to DTC through the Paying and Transfer Agent. DTC will then be responsible for distributing such payments to DTC participants for subsequent remittance to the owners of beneficial interests in the Bonds. Payment of principal and interest on the Bonds to DTC is the responsibility of the City, disbursement of such payments to DTC participants shall be the responsibility of DTC, and disbursements of such payments to the owners of beneficial interests shall be the responsibility of DTC participants and not the responsibility of the City. The City will have no responsibility or obligation to DTC participants or owners of beneficial interests in the Bonds, with respect to the payment by DTC or any DTC participants, of the principal of or interest on the Bonds or the providing of notice to DTC participants or owners of beneficial interests in the Bonds or with respect to: (a) the accuracy of any records maintained by DTC or any DTC participant; or (b) any consent given or other action taken by DTC as owner of the Bonds.

The Bonds will mature on June 1 in the years and in the principal amounts shown below:

Year	Principal Amount
2018	\$270,000
2019	280,000
2020	290,000
2021	300,000
2022	310,000
2023	320,000
2024	330,000
2025	340,000
2026	350,000
2027	365,000
2028	375,000
2029	385,000
2030	400,000
2031	410,000
2032	425,000
2033	440,000
2034	455,000
2035	470,000
2036	485,000
2037	500,000

The Bonds maturing June 1, 2028 and thereafter will be subject to redemption prior to their respective maturities, at the option of the City, on and after June 1, 2027, either in whole or in part on any date, as selected by the City among maturities, and by lot within each maturity, at

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the principal amount thereof, together with accrued interest to the date fixed for redemption and without premium.

The Bonds will be issued pursuant to the provisions of Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time, and Sections 57-64-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (together, the "Act") and resolutions adopted or to be adopted by the Governing Body. The Bonds are being issued to raise money for the purpose of financing a portion of the cost of (a) erecting municipal buildings, auditoriums and community centers, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, and for erecting, equipping and furnishing of buildings to be used as a municipal or civic arts center, (b) erecting waterworks systems and repairing, improving and extending the same, (c) establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same, (d) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, (e) constructing bridges and culverts, (f) purchasing land for parks and public playgrounds, and improving, equipping and adorning the same, including the constructing, repairing and equipping of recreational facilities, and (g) a project for which a certificate of public convenience and necessity has been obtained, and paying the costs incident to the sale and issuance of the Bonds.

The Bonds shall be general obligations of the City and the full faith, credit and taxing power of the City shall be pledged to secure the payment of the principal of and interest on the Bonds.

The Bonds are to be sold at not less than \$7,500,000 aggregate par plus interest on the Bonds accrued to the date of delivery, and are to be awarded to the bidder complying with the terms hereof and offering to purchase all of the Bonds at the lowest net interest cost to the City. The net interest cost will be determined by computing the aggregate interest on the Bonds over the life of the issue at the rate or rates of interest specified by the bidder, less premium offered, if any. It is requested that each bid be accompanied by a statement of the net interest cost (computed to six decimal places), but such statement will not be considered a part of the bid. No Bond shall bear more than one (1) rate of interest; each Bond shall bear interest from its date to its stated maturity date at the interest rate specified in the bid; all Bonds of the same maturity shall bear the same rate of interest from their date to maturity; the lowest rate of interest specified for any of the Bonds shall not be less than seventy percent (70%) of the highest rate of interest specified for any of the Bonds; and the highest rate of interest specified for any of the Bonds shall not exceed eleven percent (11%) per annum. Each interest rate specified in any bid must be a multiple of one-eighth of one percent (1/8 of 1%) or a multiple of one-tenth of one percent (1/10 of 1%) and a zero rate of interest cannot be named.

Bidders must acknowledge in their respective bids that they have received and reviewed the City's preliminary official statement in connection with the issuance of the Bonds (the "Preliminary Official Statement"). The City deems the Preliminary Official Statement to be "final" as described in SEC Rule 15c2-12(b)(1) for the purposes of such Rule. Upon award of

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the Bonds to the successful bidder, the City will prepare a final official statement in connection with the Bonds (the "Official Statement") in substantially the form of the Preliminary Official Statement, subject to minor amendments and supplementations. A reasonably sufficient number of Official Statements will be made available to the successful bidder at the expense of the City within seven (7) business days of the award of the Bonds to such bidder. Copies of the Preliminary Official Statement may be obtained from Ashley Atkinson, City Clerk, City of Oxford, 107 Courthouse Square, Oxford, Mississippi 38655, telephone: (662)232-2312 or the City's financial advisor, Government Consultants, Inc., 116 Village Boulevard, Madison Mississippi 39110, telephone: (601)982-0005, attention: Mr. Demery Grubbs.

In order to assist bidders in complying with SEC Rule 15c2-12(b)(5), the City, pursuant to a resolution of the Governing Body and a continuing disclosure agreement, will agree to provide annual reports and notices of certain events. A summary of the City's procedures with regard to continuing disclosure is set forth in the Preliminary Official Statement and will also be set forth in the Official Statement.

All bids must be enclosed in a sealed envelope and should be addressed to the Governing Body, at their offices located at City Hall, 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, City of Oxford and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A". **ALL BIDS MUST BE UNCONDITIONAL AND, AS A CONDITION PRECEDENT TO THE CONSIDERATION OF ITS BID, EACH BIDDER MUST ENCLOSE WITH IT, AS A GOOD FAITH DEPOSIT, A CERTIFIED OR CASHIER'S CHECK DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI PAYABLE TO THE ORDER OF THE CITY OF OXFORD, MISSISSIPPI FOR ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00).** No interest will be allowed on any good faith deposit. Bids will be accepted or rejected by the Governing Body on the date above shown for the sale of the Bonds. When a bid is rejected by the Governing Body, the good faith deposit accompanying said bid will be returned to the bidder. When a bid is accepted by the Governing Body, the good faith deposit accompanying said bid will be applied as part payment for the Bonds or, if the successful bidder fails to comply with this agreement to purchase the Bonds, will be retained as liquidated damages. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

The Governing Body reserves the right to reject any or all bids as well as the right to waive any irregularity or informality in any bid. All bids shall be submitted on the Official Bid Form which may be obtained from Ashley Atkinson, City Clerk, City of Oxford, 107 Courthouse Square, Oxford, Mississippi 38655 telephone: (662)232-2312, or the City's financial advisor, Government Consultants, Inc., 116 Village Boulevard, Madison Mississippi 39110, telephone: (601)982 0005, attention: Mr. Demery Grubbs.

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In the opinion of Butler Snow LLP ("Bond Counsel"), assuming compliance by the City with certain tax covenants, under existing statutes, regulations, rulings and court decisions, interest on the Bonds is excludable from gross income for federal income tax purposes. Furthermore, interest on the Bonds is not an item of tax preference for purposes of the federal alternative minimum tax imposed on individuals and corporations; however, interest on the Bonds is taken into account in determining adjusted current earnings for purposes of computing the alternative minimum tax imposed on corporations. Bond Counsel will express no other opinion regarding other federal tax consequences resulting from the ownership, receipt or accrual of interest on or disposition of the Bonds. In addition, Bond Counsel is further of the opinion that under and pursuant to the Act, the Bonds and interest thereon are exempt from income taxation in the State of Mississippi.

The Bonds are **NOT** being issued as "qualified tax exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended and supplemented from time to time.

The final approving opinion of Bond Counsel, relating to the validity and tax exemption of the Bonds, together with a non-litigation certificate of the City dated the date of delivery of the Bonds, and a transcript of the proceedings relating to the Bonds will be delivered to the successful bidder without charge.

It is anticipated that CUSIP identification numbers will be secured and printed on the Bonds, but neither the failure to secure or print such numbers on any Bond nor any error with respect thereto shall constitute cause for failure or refusal by the successful bidder to accept delivery of and pay for the Bonds in accordance with its agreement to purchase the Bonds. All expenses in relation to the printing of CUSIP numbers on the Bonds shall be paid for by the City; provided, however, that the CUSIP Global Services charge for the assignment of said numbers shall be paid for by the successful bidder.

The successful bidder will be given at least seven (7) business days advanced notice of the proposed date of delivery of the Bonds when that date has been tentatively determined. It is expected that the Bonds will be delivered in New York, New York and payment therefor shall be made in federal or other immediately available funds.

The successful bidder is required to submit to the City not less than seventy-two (72) hours prior to closing a certification to the effect that (a) all of the Bonds have been the subject of a bona fide initial offering to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at prices no higher than those shown on the cover of the Official Statement, (b) to the best of their knowledge, and based on their records and other information available to use which they believe to be correct, at least ten percent (10%) of each maturity of the Bonds, aggregating at least \$750,000 principal amount of the Bonds, were sold to the public (excluding bond houses, brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at initial offering prices not greater than the respective prices shown on the cover of the Official Statement, and (c) at the time they agreed to purchase the Bonds, based upon their assessment of the then prevailing

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market conditions, they had no reason to believe any of the Bonds would be initially sold to the public (excluding bond houses, brokers or similar persons acting in the capacity of underwriters or wholesalers) at prices greater than the prices shown on the cover of the Official Statement, including interest accrued on the Bonds. However, if the successful bidder offers Bonds of the same maturity at one price to the general public and at a discount from that price to institutions or other investors, the successful bidder is required to, in addition, provide the City with the sale price of each of the Bonds on the basis of actual facts and its reasonable expectations as of the closing date.

The successful bidder shall have the right, at its option, to cancel its agreement to purchase the Bonds if the Bonds to be delivered by the City in accordance with the preceding paragraph are not tendered for delivery within sixty (60) days from the date of sale thereof, and in such event the City shall return to said bidder its good faith deposit without interest. The City shall have the right, at its option, to cancel its agreement to sell the Bonds if within five (5) days after the tender of the Bonds for delivery the successful bidder shall not have accepted delivery of and paid for the Bonds, and in such event the City shall retain the successful bidder's good faith deposit as liquidated damages.

Further information may be obtained from Ashley Atkinson, City Clerk, City of Oxford, 107 Courthouse Square, Oxford, Mississippi 38655, telephone: (662) 232-2312 and the City's financial advisor, Government Consultants, Inc., 116 Village Boulevard, Madison Mississippi 39110, telephone: (601)982 0005, attention: Mr. Demery Grubbs.

DATED: April 18, 2017

CITY OF OXFORD, MISSISSIPPI

By /s/Ashley Atkinson
City Clerk

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SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$_____ and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated May 16, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	_____ %	2028	\$375,000	_____ %
2019	280,000	_____	2029	385,000	_____
2020	290,000	_____	2030	400,000	_____
2021	300,000	_____	2031	410,000	_____
2022	310,000	_____	2032	425,000	_____
2023	320,000	_____	2033	440,000	_____
2024	330,000	_____	2034	455,000	_____
2025	340,000	_____	2035	470,000	_____
2026	350,000	_____	2036	485,000	_____
2027	365,000	_____	2028	500,000	_____

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in

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the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

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Gross Interest Cost..... \$ _____

Less Premium _____

Net Interest Cost _____

Average Annual Net Interest Rate %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May ____, 2017, prepared in connection with the Bonds.

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder¹ _____

By _____
(Print Name)

(Signature)

Address _____

Telephone Number _____

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of

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Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before _____ o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By _____

Title _____

¹ Please list on an exhibit all members, if any, of your syndicate.

SECTION 8. The Mayor of the City (the "Mayor" and together with the Clerk, the "Representatives") and the Clerk, Butler Snow LLP ("Bond Counsel"), Mayo Mallette PLLC ("City Counsel") and Government Consultants, Inc. ("Financial Advisor") are hereby authorized and directed to carry out their respective responsibilities as set forth in this resolution.

SECTION 9. The Representatives are hereby authorized and directed (a) to take such actions and do such things as they shall deem appropriate and lawful to expedite the sale and issuance of the Bonds, (b) to authorize Bond Counsel, City Counsel and Financial Advisor to take such actions and do such things the Representatives shall deem appropriate and lawful to expedite the sale of the Bonds, and (c) to take such actions and do such things as the Representatives shall deem appropriate to comply with the applicable requirements of the Act.

SECTION 10. Bond Counsel is hereby authorized and directed to cause the Notice of Bond Sale to be published at least two (2) times, the first of which shall not be less than ten (10)

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days prior to the date of the sale of the Bonds, in *The Oxford Eagle*, Oxford, Mississippi, a newspaper published in and having a general circulation in the City.

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SECTION 11. The Clerk shall obtain from the publisher of the aforesaid newspaper the customary publisher's affidavit proving publication of said Notice of Bond Sale for the time and in the manner required by law, and such proof of publication shall be filed in the Clerk's office and exhibited before the Governing Body on the date fixed for the receipt of bids for the purchase of the Bonds.

SECTION 12. Pursuant to SEC Rule 15c2-12(b)(5), the City covenants and agrees to provide to the original purchaser of the Bonds a continuing disclosure agreement, dated the date of issuance and delivery of the Bonds, setting forth the City's agreement with regard to continuing disclosure (the "Continuing Disclosure Agreement"), and to comply with the covenants set forth therein and carry out all of the provisions of the Continuing Disclosure Agreement. In the event the City fails to comply with the provisions of the Continuing Disclosure Agreement, any registered owner may take such actions as may be necessary and appropriate, including mandamus or specific performance by court order, to cause the City to comply with its obligations set forth in the Continuing Disclosure Agreement and this Section.

SECTION 13. The form of the Preliminary Official Statement in the form submitted to this meeting and attached to this resolution as Exhibit A and made a part hereof as though set forth in full herein, shall be, and the same hereby is, approved in substantially said form. The Representatives are hereby authorized and directed to make all final determinations necessary to prepare the Preliminary Official Statement for distribution and to distribute and furnish to prospective bidders for the Bonds, and to other interested persons, the Preliminary Official Statement and such other materials and information convenient to the public advertising of the sale and the sale of the Bonds and, to the successful bidder for the Bonds, a final Official Statement relating to the Bonds. The City deems the Preliminary Official Statement to be "final" as described in SEC Rule 15c2 12(b)(1) for the purposes of such Rule.

SECTION 14. The Mayor, upon the advice of the Financial Advisor and Bond Counsel, is hereby authorized and directed to make all final determinations necessary to prepare (a) the Notice of Bond Sale for publication, including the date of sale, the dated date of the Bonds, the maturity schedule relating to the Bonds, the redemption terms of the Bonds and any other terms thereof, and (b) the Official Bid Form; provided, however, that such determinations shall be subject to ratification by the Governing Body.

SECTION 15. The proper officers and members of the Governing Body are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of this resolution and are further authorized to take any and all further actions and execute and deliver any and all other documents and certificates as may be necessary or desirable in connection with the issuance of the Bonds, the Preliminary Official Statement, a final Official Statement or other documents necessary to conclude the sale and issuance of the Bonds and to document the City's

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SAFEGUARD - DEMENT 61-8863

compliance with the Act and the Internal Revenue Code of 1986, as amended and supplemented from time to time.

SECTION 16. All acts and doings of the officers and members of the Governing Body which are in conformity with the purposes and intents of this resolution and in furtherance of the sale and issuance of the Bonds and the execution, delivery and performance of the Official Statement, shall be, and the same hereby are, in all respects approved and confirmed.

SECTION 17. The Bonds shall be sold and issued pursuant to this and subsequent resolutions of the Governing Body.

SECTION 18. All resolutions or parts thereof in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 19. This resolution shall become effective immediately upon the adoption hereof.

SECTION 20. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

Alderman John Morgan seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman Rick Addy voted:	Aye
Alderwoman Robyn Tannehill voted:	Aye
Alderwoman Janice Antonow voted:	Aye
Alderman Ulysses Howell voted:	Aye
Alderman Preston E. Taylor voted:	Aye
Alderman Jason Bailey voted:	Aye
Alderman John Morgan voted:	Aye

The motion having received the affirmative vote of a majority of the members of the Governing Body present, being a quorum of said Governing Body, the Mayor declared the motion carried and the resolution adopted this the 18th day of April, 2017.

MINUTE BOOK No. 72, CITY OF OXFORD
EXHIBIT A

SAFEGUARD - DEMENT 61-8863

PRELIMINARY OFFICIAL STATEMENT

35989327v1

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SAFEGUARD - DEMENT 61-8863



Board of Alderman Agenda

4/18/2017

- Consider an amendment to the Parking Division budget for the replacement of broken parking meters. (*Matt Davis*)

Memo

To: Mayor and Board of Aldermen
From: Matt Davis, Director of Parking
Date: 4/11/2017
Re: Request Amendment to Current Budget

I am requesting that the Mayor and Board of Aldermen amend the Parking Division 2016-2017 budget.
I'm asking that the Board of Aldermen amend:

Line Item 730 – Machinery and Equipment from \$5,000 to \$10,000.

The increase is for the purchase of four (4) new parking meters. The cost to purchase and to install 4 meters is \$4500.

I recommend approval of this budget amendment.

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SAFEGUARD - DEMENT 61-8863



Joseph B. East
 Chief of Police
 jeast@oxfordpolice.net

To: Mayor and Board of Aldermen
From: Joey East, Chief
Date: March 15, 2017
Re: Amendments to Parades, Public Assemblies and Special Events
 Chapter 102 -- Article XX Section 102-642

We are proposing changes to the ordinance regarding the payment for police protection for events. We want to establish a clear time frame for full payment and establish a payment deposit option for applicants to secure their event date / time prior to payment in full.

- 1) Modification of Sec. 102-642(a)(8):
 - a. Remove the reference to subsection (a)(7) and replace it with the correct cross reference of "Section 102-641(a)".
 - b. Clarify the procedure for payment for police protection as follows:
 - i. The total cost must be paid in full 10 days prior to the event or the event will be canceled.
 - ii. Allow prior to making payment in full the applicant to pay a 25% refundable deposit to secure the date / time of the event.

Our Staff recommends approval of the proposed changes.

Oxford Police Department
 715 Molly Barr Rd.
 Oxford, MS 38655
 Phone: (662) 232-2400
 Fax: (662) 232-2314

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SAFEGUARD - DEMENT 61-8863

ARTICLE XX. - PARADES, PUBLIC ASSEMBLIES AND SPECIAL EVENTS

Sec. 102-642. - Standards for issuance.

- (a) The chief of police shall issue a permit as provided for herein when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:
- (1) The conduct of the parade or public assembly will not substantially interrupt the safe and orderly movement of other pedestrian or vehicular traffic contiguous to its route or location;
 - (2) The conduct of the parade or public assembly will not require the diversion of so great a number of city police officers to police properly the line of movement and the areas contiguous thereto as to prevent normal police protection of the city;
 - (3) The concentration of person, animals, and vehicles at public assembly points of the parade or public assembly will not unduly interfere with property, fire and police protection of, or ambulance service to, areas contiguous to such public assembly areas;
 - (4) The conduct of the parade or public assembly is not reasonably likely to cause injury to persons or property;
 - (5) The parade or public assembly is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
 - (6) Adequate sanitation and other required health facilities are or will be made available in or adjacent to any public assembly areas;
 - (7) There are sufficient parking places near the site of the parade or public assembly to accommodate the number of vehicles reasonably expected;
 - (8) The applicant has secured the police protection, if any, required under ~~Subsection (a) (7)~~ Section 102-641(a). The total cost of the police protection must be paid in full 10 days prior to the event or the event will be canceled. Prior to making payment in full, the applicant may make a refundable deposit of 25% of this amount in order to secure the date / time of the event.
 - (9) Such parade or public assembly is not for the primary purpose of advertising any product, goods or event that is primarily for private profit, and the parade itself is not primarily for profit. The prohibition against advertising any product, goods or event shall not apply to signs identifying organizations or sponsors furnishing or sponsoring exhibits or structures used in the parade;
 - (10) No parade or public assembly permit application for the same time and location is already granted or has been received and will be granted;
 - (11) No parade or public assembly permit application for the same time but not location is already granted or has been received and will be granted, and the police resources required for that prior parade or public assembly are so great that in combination with the subsequent proposed application, the resulting deployment of police services would have an immediate and adverse effect upon the welfare and safety of persons and property;
 - (12) No event is scheduled elsewhere in the city where the police resources required for that event are so great that the deployment of police services for the proposed parade or public assembly would have an immediate and adverse effect upon the welfare and safety of persons and property; and
 - (13) The parade, if it takes the form of cruising, has the approval in writing of the owner or an authorized agent of the owner for the use of the parking lot which is the site of the parade.
- (b) No permit shall be granted that allows for the erection or placement of any structure, whether permanent or temporary, on a city street, sidewalk, or right-of-way unless advance approval for the erection or placement of the structure is obtained from the board of aldermen.

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SAFEGUARD - DEMENT 61-8863



Joseph B. East
Chief of Police
jeast@oxfordpolice.net

Oxford Police Department
715 Molly Barr Rd.
Oxford, MS 38655
Phone: (662) 232-2400
Fax: (662) 232-2314

To: Mayor and Board of Aldermen
From: Joey East, Chief
Date: March 15, 2017
Re: Amendments to Alcohol Ordinance
Chapter 14, Article I and II

In working with the Code Enforcement Division Officers, we have some concerns about the enforcement of the current regulation as written. We are proposing some changes to the regulation which will assist in our enforcement efforts.

- 1) Modification of Sec. 14-9 (b)
 - a. Remove the reference to beer and/or light wine in sections (1), (2), (3), (4), (5), (6) and (7) as this is referenced in Section 14-47.
- 2) Modification of Sec. 14-43 (b)
 - a. Clarify the current requirement for a business to have an on-premises retailer's permit issued by the Mississippi Alcohol Beverage Control, in order to obtain a City of Oxford beer and light wine privilege license by adding an item (4) to this section. This requirement is currently stated in Sec. 14-44 (8), under the regulation language.
- 3) Modification of Sec. 14-44 (8)
 - a. Re-word this section to clarify the current requirement for the business to 'maintain' the on-premises retailer's permit required in Section 14-43.
 - b. Add the appropriate Mississippi Criminal statute reference.
- 4) Modification of Sec. 14-47 (b)
 - a. Remove the reference to alcoholic beverages in sections (1), (2), and (3) as this is referenced in Section 14-9.
 - b. Add to this section to have it 'mirror' Section 14-9 for exceptions to the municipal buildings. Proposed to add sections (4) L.Q.C. House, (5) Cedar Oaks, (6) Visitor's Center, and (7) Pavilion as exceptions
- 5) Modification of Sec. 14-51(2)
 - a. Delete from this regulation the current wording allowing a business to provide alcoholic beverages to customers, free of charge, as this in conflict with the State of Mississippi statutes.
- 6) Modification of Sec. 14-51(3)
 - a. Add wording to this regulation referring the reader to the correct section for the process and requirements for obtaining the appropriate permit.

Our Staff recommends approval of the proposed changes.

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ARTICLE I. - IN GENERAL

SAFEGUARD - DEMENT 61-8863

Sec. 14-1. - Intoxication.

It shall be unlawful for any person to be or to become drunk in any public place in the city in the presence of two or more persons. Any person found guilty of violating this section shall be fined in any amount not exceeding \$100.00.

(Code 1968, § 5-1; Ord. No. 2007-10, § 1(5.1), 7-3-2007)

State Law reference— Public drunkenness prohibited, MCA 1972, § 97-29-47.

Sec. 14-2. - Persons who may not be sold to and persons who may not purchase.

- (a) It shall be unlawful for any persons to sell, furnish, dispose of, give or cause to be sold, furnished, disposed of, or given, any alcoholic beverage to any person under the age of 21 years.
- (b) It shall be unlawful for any person to sell or furnish any alcoholic beverage to any person who is known to be insane or mentally defective, or to any person who is visibly intoxicated, or to any person who is known to habitually drink alcoholic beverages to excess, or to any person who is known to be an habitual user of narcotics or other habit-forming drugs.
- (c) It shall be unlawful for any person under the age of 21 years to purchase, receive, or have in his possession in any public place, any alcoholic beverages.
- (d) It shall be unlawful for any person under the age of 21 years to knowingly make a false statement to the effect that he is 21 years old or older to any person engaged in the sale of alcoholic beverages for the purpose of obtaining the same.

(Code 1968, § 5-2; Ord. No. 1981-21, § 1, 9-1-1981)

Sec. 14-3. - Presence of minors.

It shall be unlawful for any owner, proprietor, manager or any employee of any establishment which has an on-premises retailer's permit, issued by the Office of Alcohol Beverage Control of the State Tax Commission, to allow or permit any minor under the age of 18 years to enter or be present in the lounge area or bar area of any such establishment, unless such minor is accompanied by parents or guardians, or under proper supervision of a responsible person 21 years of age or older.

(Code 1968, § 5-5; Ord. No. 1981-21, § 2, 9-1-1981)

Sec. 14-4. - Entertainment, conduct of patrons.

It shall be unlawful for any retailer of alcoholic beverages to permit within his premises any lewd, entertainment or conduct or practices by his patrons, such conduct and practices being defined in Code Miss. R. 48 080 001 (Regulation 16).

Sec. 14-5. - Disturbance of the peace.

It shall be unlawful for any retailer of alcoholic beverages to allow or permit loud, boisterous or disorderly conduct of any kind upon his premises or to allow or permit the use of loud musical instruments so as to disturb the peace of the community wherein such premises is located.

Page 1

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SAFEGUARD - DEMENT 61-8863

(Code 1968, § 5-7)

Sec. 14-6. - Undesirable persons.

It shall be unlawful for any retailer of alcoholic beverages to permit or allow known criminals or prostitutes to frequent his premises.

Sec. 14-7. - Gambling.

It shall be unlawful for any retailer of alcoholic beverages to permit or allow gambling or the operation of any game of chance upon or within his premises.

(Code 1968, § 5-9)

Sec. 14-8. - Employment of certain persons.

A person who is at least 18 years of age but under the age of 21 years who waits on tables by taking orders for or delivering orders of alcoholic beverages shall not be deemed to unlawfully possess or furnish alcoholic beverages if in the scope of his employment by the holder of an on-premises retailer's permit pursuant to MCA 1972, § 67-1-1 et seq. However, this exception shall not authorize a person under the age of 21 to tend bar or act in the capacity of a bartender.

(Code 1968, § 5-10; Ord. No. 2007-10, § 1(5-10), 7-3-2007)

Sec. 14-9. - Consumption in public buildings, parks, etc.

- (a) *Unlawful to serve alcoholic beverage in public buildings.* It shall be unlawful for any person to have in his possession, or to consume any alcoholic beverage in the city hall, municipal buildings, municipal school buildings, stadiums, any public playgrounds, or public parks, or clubhouses situated therein, or any fire station, or any golf course, or on any public grounds, buildings, parks, and places owned, maintained and operated directly by the city.
- (b) *Exceptions.* Nonetheless, due to the unique nature and purpose of certain municipal buildings and related activities required therein, the following limited exceptions to this section are hereby granted:
 - (1) *Oxford Conference Center.* The management of the Oxford Conference Center may, at its discretion, allow events to be held at the Oxford Conference Center at which alcoholic beverages, ~~including beer and/or light wine~~, are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (2) *Powerhouse Cultural Center.* In order to enhance the promotion and enjoyment of cultural arts programs and activities as defined by the state arts commission, the board of directors of the Yoknapatawpha Arts Council (YAC), either directly or by or through its authorized building manager, shall be authorized to designate certain specific events, clearly defined as to date and hourly duration, wherein alcoholic beverages, ~~including light wine and/or beer~~, may be served on its premises through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (3) *Oxford Police Department.* The Oxford Police Department shall be authorized, at a designated site on its premises, to serve alcoholic beverages, ~~including light wine and/or beer~~, only during the established instructional period of the National Highway Traffic Safety Administration (NHTSA)-accepted curriculum for standardized field sobriety testing and/or drug abuse recognition under the direction of the state law enforcement liaison office.

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- (4) *L.Q.C. Lamar House.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of the L.Q.C. Lamar House may, at their discretion, allow events to be held at the L.Q.C. Lamar House at which alcoholic beverages, ~~including beer and/or light wine~~, are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (5) *Cedar Oaks.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of Cedar Oaks may, at their discretion, allow events to be held at Cedar Oaks at which alcoholic beverages, ~~including beer and/or light wine~~, are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (6) *Visitor's Center.* The board of aldermen, the Oxford Tourism Council, or any other designated management of Visitors Center may, at their discretion, allow events to be held at Visitor's Center at which alcoholic beverages, ~~including beer and/or light wine~~, are served and consumed. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (7) *Pavilion on Bramlett Boulevard (old National Guard Armory).* The board of aldermen, the Yoknapawapha Arts Council, or any other designated management of the Pavilion may, at their discretion, allow events to be held at the Pavilion at which alcoholic beverages are served and consumed, until 10:00 p.m. Monday—Saturday and from 11:00 a.m.—9:00 p.m. on Sunday, ~~including beer and/or light wine~~. Service of alcoholic beverages, ~~including beer and/or light wine~~, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

(Code 1968, § 5-13; Ord. No. 1976-14, § 1, 2-7-1976; Ord. No. 2003-6, 6-17-2003; Ord. No. 2009-12, § I, 11-17-2009; Ord. No. 2010-11, § I, 10-5-2010; Ord. No. 2013-17, 9-3-2013; Ord. No. 2015-33, 12-1-2015)

Sec. 14-10. - On-premises retailer's permit holder regulated; hours of sale.

It shall be unlawful in the city, for the holder of an on-premises retailer's permit to sell, give or dispense or permit to be consumed in or upon a licensed premises, any alcoholic beverages during the days, Monday through Saturday between the hours of 12:00 midnight and 7:00 a.m. the following morning, and on Sundays, excluding the hours of 11:00 a.m. until 9:00 p.m. or such other times as the mayor or board may designate with the approval of the state tax commission.

(Code 1968, § 5-14; Ord. No. 1977-7, § 1, 5-3-1977; Ord. No. 1981-21, § 3, 9-1-1981; Ord. No. 2014-3, § I, 2-18-2014)

Sec. 14-11. - Definitions.

When used herein, the words and terms "alcoholic beverage," "person," and "retailer" shall have the definitions as defined and described in MCA 1972, § 67-1-5, as amended, which said definitions as contained in said section are hereby adopted for the purpose of this article or any other article.

(Code 1968, § 5-15; Ord. No. 1981-21, § 4, 9-1-1981)

Secs. 14-12—14-40. - Reserved.

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SAFEGUARD - DEMENT 61-8863

ARTICLE II. - LIGHT WINE AND BEER^[2]

Footnotes:

--- (2) ---

State Law reference— Powers of local government concerning regulation of light wines and beer, MCA 1972, § 67-3-65.

Sec. 14-41. - Sale regulated.

It will promote the public health, morals and safety to provide reasonable rules and regulations governing the sale of light wine and beer as provided in this article.

(Code 1968, § 5-21; Ord. No. 1973-11, § 1, 5-28-1973)

Sec. 14-42. - Definitions.

When used herein the words and terms "person," "consumer," "retailer," "wholesaler," "sale," "light wines or beer," and "distributor," shall have the definitions as defined and describe in MCA 1972, § 27-71-301, which said definitions as contained in said section of said act are hereby adopted for the purposes of this article. For the purposes of this article, the term "bartender/server" shall mean any person whose employment requires him to sell or serve beer and/or light wine or alcohol directly to the public. However, persons whose employment requires only that he clear or bus tables that have glasses or other containers that contain or did contain alcoholic beverages, or stocking, bagging or otherwise handling purchases of alcoholic beverages, and/or that he wait on tables by taking orders for or delivering orders of alcoholic beverages, shall not be included in the definition of "bartender/server."

(Code 1968, § 5-22; Ord. No. 1973-11, § 2, 5-28-1973; Ord. No. 2007-10, § 1(5.22), 7-3-2007)

State Law reference— Sales to minors forbidden, penalties, MCA 1972, § 67-1-81(2).

Sec. 14-43. - Beer and light wine privilege license.

- (a) *Privilege license required.* Any person or entity desiring to engage in the business of selling beer and light wine at retail shall pay the city a privilege license tax in the amount as that imposed by MCA 1972, §§ 27-71-303, 27-71-345, and 67-3-27 for the purpose of engaging in such business and shall file with the city clerk an application showing that such person possesses all the requirements provided for in this article. Such applicants shall exhibit a permit as required by MCA 1972, §§ 67-3-17 and 67-3-23. All such city privilege licenses shall be applied for and renewed annually. It shall be unlawful for any person to engage in the business of the retail sale of beer and light wine without having first applied for and obtained from the city clerk a privilege license to engage in such business.
- (b) *Application for privilege license.* Any person or entity desiring a license to sell beer at retail or desiring to renew such a license to sell beer and/or light wine shall file an application with the city clerk in the form of a sworn statement giving the name of the business, its location, the mailing address, and if a partnership or firm, the name and address of each partner or member and, if a corporation, the names of two principal officers and the nature of business in which engaged. In case any business is conducted by the same person or entity at two or more separate places, a separate license for each

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place of business shall be required. The applicant shall further show in the sworn application for a license that the applicant and/or its principals (as identified below) possess the following qualifications:

- (1) Over 21 years of age and a person of good moral character;
- (2) No convictions in this or any other state of a felony or of pandering, or of keeping or maintaining a house of prostitution; and
- (3) No revocation of any license or permit to sell alcoholic liquors, beer, or light wine, pursuant to the laws of this city, this state or any other state, or of the United States, within two years preceding the date of application.
- (4) *On-premises retailer's permit.* Holds an on-premises retailer's permit issued by the alcoholic beverage control division of the state tax commission as provided in MCA 1972, §§ 27-71-5 and 67-1-51.

If the applicant is a partnership, firm, or limited liability company, all members of the partnership, firm, or limited liability company must be named and must meet the above-listed qualifications. If the applicant is a corporation, all officers and directors thereof, and any stockholder owning more than five percent of the stock of such corporation, and the person who shall conduct and maintain the licensed premises for the corporation shall possess all the qualifications required herein for an individual licensee.

- (c) *False statements.* Discovery of any false statement made on the application or during the application process shall be grounds for immediate revocation of the privilege license. The licensee shall retain a list, of all person employed by the licensee who sell and/or serve beer and/or light wine, including with the list the name, address and age of each such employee, and such list shall be made available upon request of municipal authorities.
- (d) *Compliance representative.* As a condition precedent to the issuance of a privilege license, the licensee must agree to appoint a compliance representative, who shall apply for a compliance representative permit with the city clerk. Each applicant must meet the following requirements in order to receive a permit:
 - (1) Must be 21 years of age or older;
 - (2) Must agree to complete within two months of the date of the application a required training course, for a fee to be set by the city police department, to be conducted by the city police department pursuant to the training guidelines of the state alcoholic beverage commission.
- (e) *Compliance representative permit time limit.* Each compliance representative permit shall be issued for a period of one year, which can be renewed for the following two years with no additional requirements, if neither the privilege licensee nor the compliance representative is convicted of a violation of this section or section 14-44 during the prior year.
- (f) *Necessity for new compliance representative.* If the permitted compliance representative is either no longer employed by the privilege licensee or has his compliance representative permit revoked, then the licensee must appoint a new representative who must meet the requirements of this section.
- (g) *Optional training of employees.* Although only the compliance representative of each licensee shall be required to attend the training course conducted by the city police department, said training course shall be made available to all who wish to attend, subject to payment of the registration fee for the same, and all privilege licensees are encouraged to offer such training to their employees.
- (h) *Nonretail sale or distribution of beer and/or light wine.* Each wholesaler or distributor of light wine or beer and each person or entity engaged in the business of brewing, manufacturing, or producing beer or light wine shall comply with the requirements of section 14-54 in order to obtain a privilege license to engage in such business within the city.

(Ord. No. 2007-10, § 1(5-22.5), 7-3-2007)

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Sec. 14-44. - Permit or license holder regulated.

It shall be unlawful in the city, for any owner, proprietor, manager or employee of any establishment which has a privilege license authorizing the sale of light wine or beer at retail to violate any of the following provisions:

- (1) *Hours regulated.* Sell, give or dispense or permit to be consumed in or upon a licensed premises, any light wine or beer during the days, Monday through Saturday between the hours of 12:00 midnight and 7:00 a.m. the following morning, and on Sundays or such other times as the mayor and board of aldermen may designate with the approval of the state tax commission, except that retail sales of light wine and beer sold for off-premise consumption shall be permitted between the hours of 11:00 a.m. and 9:00 p.m. on Sundays.
- (2) *Reserved.*
- (3) *Distance requirements.* Sell or store light wine or beer within 400 feet of any church, school, kindergarten or funeral home, except within an area zoned commercial, business or industrial, or an area bearing like designations, such minimal distance shall not be less than 100 feet, except where separated by an intervening street. Such distances shall be measured along a straight line between the nearest points of the building in which such light wine and beer is sold or stored and the building housing such church, school, kindergarten or funeral home.
- (4) *Advertising signs.* Display any outside sign or signs advertising the sale of light wine or beer within the city.
- (5) *Furnishing to minors.* Sell, give or furnish in any manner any light wine or beer at any time or place to any person under 21 years of age, or to knowingly sell, furnish or give the same to any person for delivery to such minors, unless authorized pursuant to MCA 1972, § 67-3-54.
- (6) *Selling, giving to mentally incompetent or intoxicated persons.* Sell, give, or furnish in any manner any light wine or beer at any time or place to any person who is known to be insane or mentally incapacitated, or to any person who is visibly intoxicated, or to knowingly sell, furnish or give the same to any person for delivery to such persons.
- (7) *Employing persons with violations of this article.* Employ as a bartender/server any person who has been convicted of two or more violations of this article or article III of this chapter within the last six months. It shall be the responsibility of the licensee/employer to conduct routine background checks of its bartenders/servers to ensure compliance with this section.
- (8) *On-premises retailer's permit.* ~~Permit the consumption of light wine or beer on the premises of any retail establishment within such establishment or hold on premises for future permit issued by the alcoholic beverage control division of the state tax commission.~~ Must maintain their on-premises retailer's permit as issued by the alcoholic beverage control division of the state tax commission as provided in MCA 1972, §§ 27-71-5 and 67-1-51.
- (9) *Lewd, immoral practices.* Permit in his presence any lewd, immoral or improper entertainment, conduct or practices.
- (10) *Disorderly conduct; disturbing the peace.* Permit loud, boisterous or disorderly conduct of any kind upon his premises or to permit the use of loud musical instruments as to disturb the peace and quietude of the community wherein such business is located.
- (11) *Gambling operations.* Permit or suffer gambling or the operation of games of chance upon the licensed premises.

(Code 1968, § 5-23; Ord. No. 1973-11, § 3, 5-28-1973; Ord. No. 1981-21, § 5, 9-1-1981; Ord. No. 2007-10, § 1(5-23), 7-3-2007; Ord. No. 2013-12, 8-20-2013)

Sec. 14-45. - Discontinuing operations during emergency.

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In the event of any disturbance, uprising or riot, or any other emergency of life, property or public safety, the mayor may require the chief of police to promptly order any and all places in the city where any light wine or beer is consumed, sold or otherwise dispensed to discontinue the sale of light wine and/or beer for the period of such emergency.

(Code 1968, § 5-24; Ord. No. 1973-11, § 4, 5-28-1973)

Sec. 14-46. - Public drunkenness.

It shall be unlawful for any person to appear in any public place or on any public street in a drunken condition, and it shall be the duty of the police officers to immediately remove and jail any such person.

(Code 1968, § 5-25; Ord. No. 1973-11, § 5, 5-28-1973)

Sec. 14-47. - Consumption in public buildings, parks, etc.

- (a) *Unlawful to possess or consume alcoholic beverages in public buildings.* It shall be unlawful for any person to have in his possession, or to consume light wine or beer in the city hall, municipal buildings, municipal school buildings, stadiums, any public playgrounds, public parks, or clubhouses situated therein, or any fire station, or any golf course, or on any public grounds, buildings, parks, and places owned, maintained and operated directly by the city.
- (b) *Exceptions.* Nonetheless, due to the unique nature and purpose of certain municipal buildings and related activities required therein, the following limited exceptions to this section are hereby granted:
 - (1) *Oxford Conference Center.* The management of the Oxford Conference Center may, at its discretion, allow events to be held at the Oxford Conference Center at which ~~alcoholic beverages, including~~ beer and/or light wine, are served and consumed. Service of ~~alcoholic beverages, including~~ beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (2) *Powerhouse Cultural Center.* In order to enhance the promotion and enjoyment of cultural arts programs and activities as defined by the state arts commission, the board of directors of the Yonnapatawpha Arts Council (YAC), either directly or by or through its authorized building manager, shall be authorized to designate certain specific events, clearly defined as to date and hourly duration, wherein ~~alcoholic beverages, including~~ light wine and/or beer, may be served on its premises through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (3) *Oxford Police Department.* The Oxford Police Department shall be authorized, at a designated site on its premises, to serve ~~alcoholic beverages, including~~ light wine and/or beer, only during the established instructional period of the National Highway Traffic Safety Administration (NHTSA)-accepted curriculum for standardized field sobriety testing and/or drug abuse recognition under the direction of the state law enforcement liaison office.
 - (4) *L.Q.C. Lamar House.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of the L.Q.C. Lamar House may, at their discretion, allow events to be held at the L.Q.C. Lamar House at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
 - (5) *Cedar Oaks.* The board of aldermen, the Oxford Convention and Visitors Bureau, or any other designated management of Cedar Oaks may, at their discretion, allow events to be held at Cedar Oaks at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

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- (6) *Visitor's Center.* The board of aldermen, the Oxford Tourism Council, or any other designated management of Visitors Center may, at their discretion, allow events to be held at Visitor's Center at which beer and/or light wine, are served and consumed. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.
- (7) *Pavilion on Bramlett Boulevard (old National Guard Armory).* The board of aldermen, the Yoknapawapha Arts Council, or any other designated management of the Pavilion may, at their discretion, allow events to be held at the Pavilion at which beer and/or light wine are served and consumed, until 10:00 p.m. Monday—Saturday and from 11:00 a.m.—9:00 p.m. on Sunday. Service of beer and/or light wine, shall be through permittees only (licensed caterers), within the provisions of MCA 1972, §§ 67-1-81 and 67-3-53.

(Code 1968, § 5-26; Ord. No. 1973-11, § 6, 5-28-1973; Ord. No. 2003-7, 6-17-2003)

Sec. 14-48. - Consumption on streets, sidewalks and other public ways.

It shall be unlawful within the corporate limits for any person to consume or have in his possession any open container containing alcoholic beverages, light wine or beer on any street, sidewalk, alley or other public way.

(Code 1968, § 5-27; Ord. No. 1973-11, § 7, 5-28-1973; Ord. No. 1986-15, § 2, 10-7-1986; Ord. No. 2007-10, § 1(5.27), 7-3-2007)

Sec. 14-49. - Possession by minors.

- (a) It shall be unlawful for any person under the age of 21 years to purchase, consume or have in his possession any light wine or beer, unless authorized by MCA 1972, § 67-3-54. The penalty for violating this provision shall be a fine of not less than \$200.00 nor more than \$500.00 and a sentence to not more than 30 days of community service.
- (b) The judge may, in his discretion, accept, in lieu of community service, a certificate indicating the individual has successfully completed an alcohol and/or drug education program or treatment program, at the expense of the individual.

(Code 1968, § 5-28; Ord. No. 1973-11, § 8, 5-28-1973; Ord. No. 1986-15, § 3, 10-7-1986; Ord. No. 2007-10, § 1(5.28), 7-3-2007)

State Law reference— Age of purchaser, penalties, conviction, MCA 1972, § 67-3-70.

Sec. 14-50. - Minors giving false identification.

- (a) It shall be unlawful for any person under the age of 21 years to make a false statement as to his age for the purpose of obtaining light wine or beer. The penalty for violating this provision shall be a fine of not less than \$200.00 nor more than \$500.00 and a sentence to not more than 30 days community service.
- (b) The judge may, in his discretion, accept, in lieu of community service, a certificate indicating the individual has successfully completed an alcohol and/or drug education program or treatment program, at the expense of the individual.

(Code 1968, § 5-29; Ord. No. 1973-11, § 9, 5-28-1973; Ord. No. 2007-10, § 1(5.29), 7-3-2007)

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Sec. 14-51. - Permit and/or license required.

- (a) *Business premises.* It is unlawful for any person to sell, give or dispense or permit to be consumed or possessed in or upon any premises operated as a business for profit, any alcoholic beverage, light wine, or beer without first having secured a permit and/or license authorizing the sale of such alcoholic beverage, light wine, or beer at retail.
- (1) The premises described in subsection (a) of this section and secured by a permit and/or license shall be defined as the premises approved by the alcoholic beverage control division of the state tax commission. A copy of said approved premises (floor plan) shall be filed with the chief of police; provided, further, it shall be unlawful for any person to consume alcoholic beverages, light wine or beer outside of the approved premises of the business holding a permit and/or license.
 - (2) Any premises operated as a business for profit shall not include a clubhouse, game room or similar facility made available without cost to the renter and/or owners of individual units within the premises wherein alcoholic beverages, light wine or beer may be furnished free of charge by said owners or renters to their guests. ~~provided, further, that the owner or manager of any business other than a restaurant may provide and revitalize on the premises the service/produce of said business by furnishing free of charge to its customers of legal age any alcoholic beverages, light wine or beer.~~
 - (3) Provided, however, the management of any restaurant that does not possess such a permit and/or license may allow its customer to bring on the premises and consume with meals only in the restaurant area only light wine or beer or alcoholic beverages during the hours applicable to licensed on-premises retailers; provided, further, that the management, including the owner of any such restaurant, shall abide by and comply with all applicable chapters pertaining to on-premises retailers and the permit process outlined in section (b) below.
- (b) *Restaurants without on-premises retailer's permit.* The owner of any restaurant that does not possess on-premises retailer's permit before complying with subsection (a) of this section shall make application to be provided by the city clerk and pay an annual fee of \$10.00 for a "restaurant consumption permit." Said permit shall be approved by the board of aldermen before said permit is valid. Any violation of any of the chapters applicable to such restaurants shall result in a revocation of the permit by said board.
- (c) *Occupancy capacity limitations.* The number of occupants of any building or portion thereof shall not be permitted to exceed the allowed or posted capacity. In addition, no person shall permit overcrowding or admittance of any person beyond the approved capacity of any place of public assembly. Any police official, upon finding any overcrowding conditions or obstructions in aisles, passageways, or other means of egress, or upon finding any conditions which constitute a serious menace to life, shall cause the performance, presentation, spectacle or entertainment to be stopped until such conditions or obstructions are corrected.

(Code 1968, § 5-30; Ord. No. 1973-11, § 10, 5-28-1973; Ord. No. 1981-21, § 6, 9-1-1981; Ord. No. 1983-10, § 1, 8-16-1983; Ord. No. 1984-16, § 1, 11-20-1984; Ord. No. 1986-15, § 4, 10-7-1986; Ord. No. 1995-15, § 1, 10-20-1995; Ord. No. 2007-10, § 1(5.30), 7-3-2007)

Sec. 14-52. - Compliance with state law requirements.

No permit or license required by this article shall issue to any person unless satisfactory evidence is furnished to the tax collector that such person has complied with the requirements of state law, and if the permit required by state law is at any time revoked, said revocation shall operate as a cancellation and forfeiture of the rights of the person holding a permit or license under the terms hereof.

(Code 1968, § 5-31; Ord. No. 1973-11, § 11, 5-28-1973)

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Sec. 14-53. - Violations; revocation of license.

- (a) *Individuals or entities holding retail beer and light wine privilege licenses.* In addition to any other penalties prescribed by law, any business entities violating the provisions of section 14-44 shall be subject to the following penalties:
- (1) *First offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 may have such license suspended for a period of up to two weeks.
 - (2) *Second offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 a second time within 365 calendar days of the first offense may have such license suspended for a period of up to three weeks.
 - (3) *Third offense.* A beer and light wine privilege licensee that violates the provisions of section 14-44 a third time within 365 calendar days of the first offense shall have its license revoked. The licensee may reapply for such license, pursuant to the requirements of section 14-43(b)(3), after two years from the date of the third violation that led to such revocation.
- (b) *Bartenders/servers.* In addition to any other penalties prescribed by law, any bartender or server who in any way violates the provisions of this article in his capacity as a bartender or server, shall be guilty of a misdemeanor and may be fined not exceeding the sum of \$500.00, or sentenced to serve not exceeding 90 days in jail, or both. Further, any violation of a bartender or server of any establishment holding a privilege license pursuant to section 14-43 shall also be considered an offense of the establishment as defined in subsection (a) of this section.
- (c) *Compliance representatives.* In addition to any other penalties prescribed by law, any compliance representative who does not comply with the permit requirements of this article, or in any way violates the provisions of this article in his capacity as a compliance representative and/or bartender/server, shall be guilty of a misdemeanor and may be fined not exceeding the sum of \$500.00, or sentenced to serve not exceeding 90 days in jail, or both, and in addition any compliance representative permit issued to such person by the city shall be revoked. Further, any violation of a compliance representative of any establishment holding a privilege license pursuant to section 14-43 shall also be considered an offense of the establishment as defined in subsection (a) of this section.

(Code 1968, § 5-32; Ord. No. 1973-11, § 12, 5-28-1973; Ord. No. 2007-10, § 1(5-32), 7-3-2007)

Sec. 14-54. - Schedule of privilege taxes.

There is hereby imposed, levied and assessed to be collected and paid to the tax collector annual privilege taxes on persons engaged in the sale or distribution of light wines or beer for the privilege of engaging in or continuing in such business in accordance with MCA 1972, §§ 27-71-303, 27-71-345, and 67-3-27.

(Code 1968, § 5-33; Ord. No. 1973-11, § 13, 5-28-1973; Ord. No. 2007-10, § 1(5.33), 7-3-2007)

State Law reference— Municipal authority to impose privilege tax on retailers of light wine and beer, MCA 1972, § 27-71-345.

Sec. 14-55. - Leasing of property for a gathering of 40 or more people at which alcoholic beverages will be consumed.

If any owner of an interest in property (the property owner) shall lease, rent, or otherwise temporarily convey for profit that property (the premises or the property) to any individual, group, business entity, organization or other association (the lessee), for the purpose of a gathering of 40 or more people at which beer, light wine, and/or alcoholic beverages are consumed (an event), then the property owner must apply

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for a permit (an event permit) from the city five days in advance of the event and pay an application fee of \$75.00. The property owner must apply for an event permit and pay the application fee for each event. The application will be reviewed by the city police department and may be denied on the basis of prior criminal convictions of either the property owner or the lessee. If the application is denied, the \$75.00 application fee will be refunded. Furthermore, upon request, the city may waive the application fee if the city makes a determination that the primary purpose of the event will directly benefit the city.

- (1) Any property owner applying for an event permit under this section must supply, at minimum, the following information: property owner's name, residential address and telephone number; the location of the premises; the name of the lessee; the name of an individual (either the property owner, the lessee, or an agent of either the property owner or the lessee) who shall be present on the premises for the duration of the event and who shall be responsible for conduct of the lessee and the lessee's guests on the premises, the date and time of the event, the number of expected guests and the type of entertainment planned (i.e., live music, disc jockey, etc.).
- (2) If beer, light wine, and/or alcoholic beverages are present in any type of drinking container or in any bottle, can or other container upon which the seal, cork or cap has been opened ("an open container"), on premises that are leased for an event and the property owner has not obtained an event permit under this section, then the property owner shall be in violation of this section. The property owner shall be strictly liable for the failure to apply for an event permit under this section and it shall be no defense that the property owner was unaware that beer, light wine, and/or alcoholic beverages would be consumed or would be present on the premises in open containers.
- (3) This section shall in no way allow the sale of beer, light wine, and/or alcoholic beverages by any individual or business entity not licensed to do so by the alcoholic beverage control division of the state tax commission. This section does not apply to establishments which allow the consumption or sale of beer, light wine, and/or alcoholic beverages under the authority of any other state law or local code.
- (4) The property owner who leases property for an event shall comply with all state laws and local codes that govern the operation of an establishment which has an on-premises retailer's permit issued by the alcoholic beverage control division, including, but not limited to, chapters governing the hours of operation, the consumption of alcohol by minors, the presence of minors on the premises, entertainment, the conduct of patrons, and any disturbance of the peace. In addition to complying with all applicable chapters pertaining to on-premises retailers, no person may possess any beer, light wine, or alcoholic beverage in an open container, upon the premises permitted under this section (including the land, buildings, parking lot or other improvement under the possession or control of the property owner) except during the hours that establishments with on-premises retailer's permits are allowed to sell beer, light wine, or alcoholic beverages. Outside of the hours that establishments with on-premises retailer's permits are allowed to sell beer, light wine, or alcoholic beverages, no open container may be stored upon premises permitted under this section unless the open container is the personal property of the property owner and its contents not for consumption by the lessee or by the lessee's guests. When property is permitted for an event under this section, the city may hold either the property owner and/or the lessee liable for a violation of this chapter and/or for a violation of any state law or local code governing the operation of an establishment which has an on-premises retailer's permit issued by the alcohol beverage control division. This section in no way limits or abrogates any other chapter.
- (5) Any person violating the provisions of this section shall be guilty of a misdemeanor and may be fined not exceeding a sum of \$500.00 for the first offense, or \$1,000.00 for any subsequent offense, and/or sentenced to serve up to 90 days in jail for the first offense, or up to six months for any subsequent offense. Furthermore, the property owner may lose the right to apply for an event permit under this chapter for up to six months for the first offense and up to a period of one year for any subsequent violation.
- (6) In order to promote the health, safety and welfare of the citizens, this chapter shall be effective immediately.

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(Code 1968, § 5-34; Ord. No. 2002-7, 6-18-2002)

Secs. 14-56—14-83. - Reserved.

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OXFORD

PLANNING
DEPARTMENT

Memorandum

To: Mayor and Board of Aldermen

From: Gray Parker, Planner I

Date: April 10, 2017

Re: Planning Commission Case 2179

Request Approval of Final Plat (Amended) for Lots 111, 110, and West ½ of 109
in 'Country Club Subdivision' (PPIN #17343)

Zoning: (RE) Residential Estate

Please consider this request for Final Plat (Amended) approval for Lots 111, 110, and West ½ of 109 in 'Country Club Subdivision'. The subject lots are located within Part III of the 'Country Club Subdivision' located on St. Andrews Circle. As indicated in the survey, a house is built crossing the lot lines of Lots 110 and 111. This home was built in 1970, and an official plat amendment to correct this situation and combine these lots was never filed. In addition, at some time since 1970 the owners of this home purchased half of Lot 109. (The other half is owned by the owners of Lot 108, who are not a part of this request.) The applicants, who have inherited these properties, are now seeking to have these lots combined. They propose to combine Lot 110, Lot 111, and the western half of Lot 109 to create a +/- 1.49 acre Lot 111. The residual portion of Lot 109, will remain as Lot 109. Through this modification, Lot 111 will become approximately +/- 1.49 acres.

At the regular Planning Commission meeting on April 10, 2017, the applicants provided the Commission with signatures of all surrounding lot owners in 'Country Club Subdivision, Part III' (Also included in the packet). The Commission recommended approval with conditions for a Final Plat (Amended) for Lots 111, 110, and West ½ of 109 for 'Country Club Subdivision'. The conditions of approval by the Planning Commission are as follows:

1. Approval of 'Country Club Subdivision' Final Plat by the Mayor and Board of Alderman.
2. Approval is for the plat as submitted.

If you need additional information or have further questions, please feel free to contact the Planning Department.

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OXFORD

PLANNING
DEPARTMENT

Case 2179

To: Oxford Planning Commission
 From: Gray Parker, Planner I
 Date: April 10, 2017

Applicant: Deborah Little, Jennifer Poole, and Lisa Hickman-Tollison
 Owner: Same
 Request: Final Plat Approval (Amended) for Lots 111, 110, and West ½ of 109 in 'Country Club Subdivision'
 Location: 206 St. Andrews Circle (PPIN #17343)
 Zoning: (RE) Residential Estate

Surrounding Zoning:

North: (RE) Residential Estate
 South: (RE) Residential Estate
 East: (RE) Residential Estate
 West: (RE) Residential Estate

Planners Comments:

The subject properties are located within the Country Club Subdivision, Part III. The proposed Lot 111 property is approximately +/- 1.49 acres. As indicated in the survey, a house is built crossing the lot lines of Lots 110 and 111. This home was built in 1970, and an official plat amendment to correct this situation and combine these lots was never filed. In addition, at some time since 1970 the owners of this home purchased half of Lot 109. (The other half is owned by the owners of Lot 108, who are not a part of this request.) The applicants, who have inherited these properties, are now seeking to have these lots combined. They propose to combine Lot 110, Lot 111, and the western half of Lot 109 to create a +/- 1.49 acre Lot 111. The residual portion of Lot 109, will remain as Lot 109.

Recommendation: Staff supports this proposal to clear up this subdivision situation and recommend approval of the Final Plat (Amended) for 'Country Club Subdivision' with the following conditions:

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- 1. Approval of 'Country Club Subdivision' Final Plat by the Mayor and Board of Alderman.
- 2. Approval is for the plat as submitted.

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SAFEGUARD - DEMENT 61-8863



**CITY OF OXFORD, MISSISSIPPI
FINAL PLAT APPLICATION FOR SUBDIVISION**

Project Name Lot 111 (Amended) - Country Club Subdivision Phase IIIPhysical Address of Site 206 St. Andrews CircleTax Parcel # 134L-19-048.00 PPIN # 17343Name of Applicant Deborah Little, Jennifer Poole, & Lisa Hickman-TollisonApplicant's Address 206 St. Andrews Circle, Oxford, MS 38655Phone # 662 816 5147 Email Address debbie.little9@gmail.comName of Property Owner Deborah Little, Jennifer Poole, & Lisa Hickman-TollisonName of Professional Submitting Kevin W. McLeodEngineer for Project Kevin W. McLeod Phone # (662) 234-1763Architect for Project N/A Phone # N/ACurrent Zoning N/A Proposed Units N/A Proposed Bedrooms N/AProposed Parking N/A Proposed Total Square Footage N/AProposed Number of Stories N/A Proposed Height N/A

Deborah H Little
Signature of Owner

3/4/17
Date

Kevin W. McLeod
Signature of Submitting Professional

3/6/17
Date

FORM 2016.002

G:\Department of Planning and Development Documents\Planning Applications\Current Applications

MINUTE BOOK No. 72, CITY OF OXFORD

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March 6, 2017

Judy Daniel, Oxford City Planner
107 Courthouse Square
Oxford, MS 38655

Re: Lot 111 (Amended)
Country Club Subdivision Part III
Plat Amendment Submittal and Narrative

Country Club Subdivision Part III was recorded in October of 1967 and can be found in the Chancery Clerk's office in Plat Cabinet A, Slide 39. Previously, one owner purchased half of lot 109 and all of lots 110 and 111 and a house was situated on said combination of lots. This was done many years ago and without an official plat amendment.

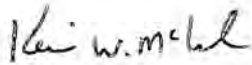
The lot owner is now seeking to make this official and desires to get approval from the Planning Commission to combine half of lot 109 and all of lots 110 and 111 into a single lot denoted lot number 111 Amended. Attached you will find a copy of the entire Country Club Subdivision Part III plat showing the location of these lots. Also you will find a survey of the three (3) lots showing the combination of two and a half (2 ½) of them. Letters of support will be presented to the Planning Commission when the case is presented to them.

If approved, the attached survey will be filed in Plat Cabinet A in Slide 39 with the original 1967 subdivision plat, and will be noted in the Plat Book as Country Club Subdivision Part III - Lot 111 Amended.

If you have any questions, please don't hesitate to contact me.

Yours truly,

ELLIOTT & BRITT ENGINEERING, P.A.

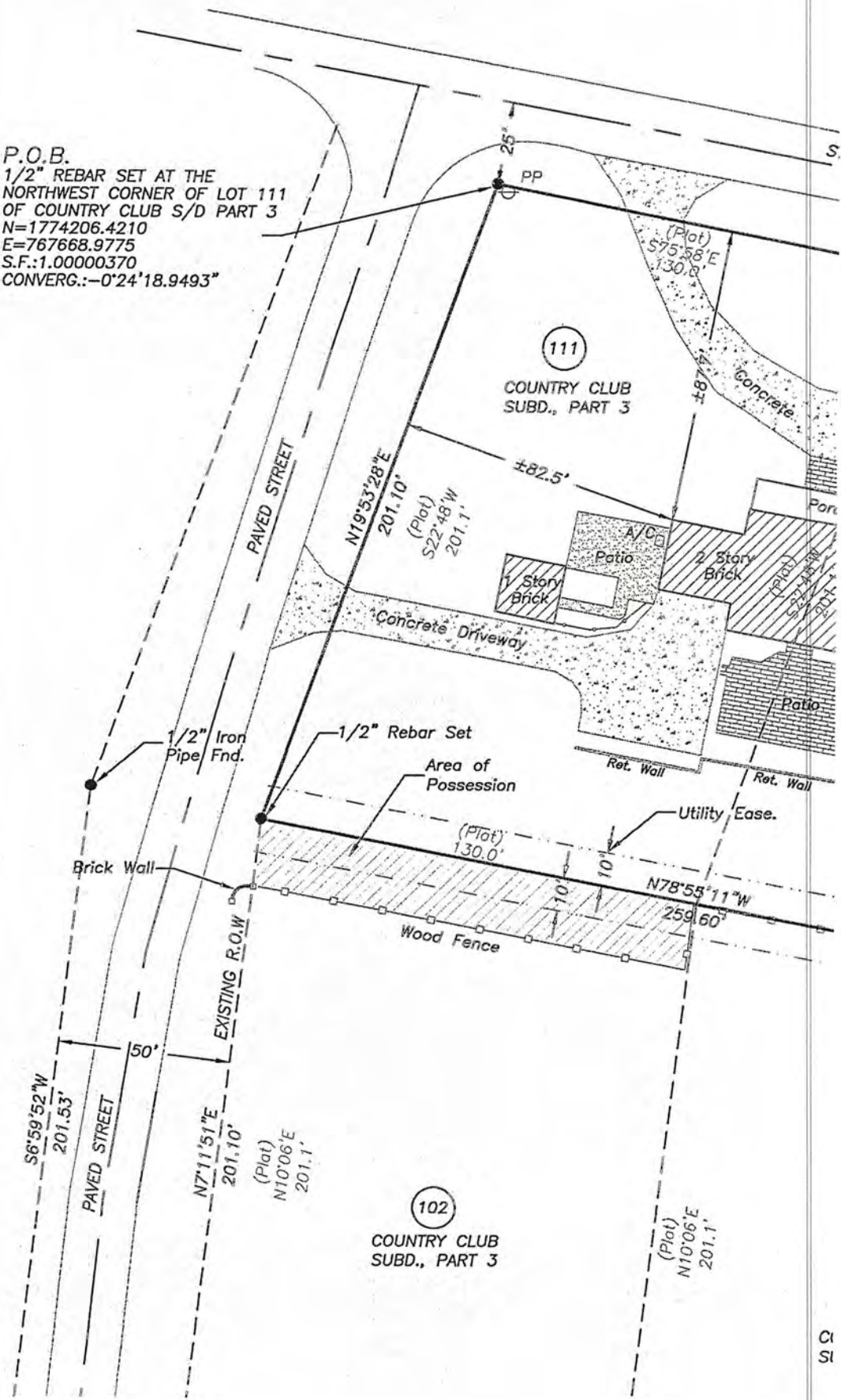


Kevin W. McLeod, P.E.
Consulting Engineer

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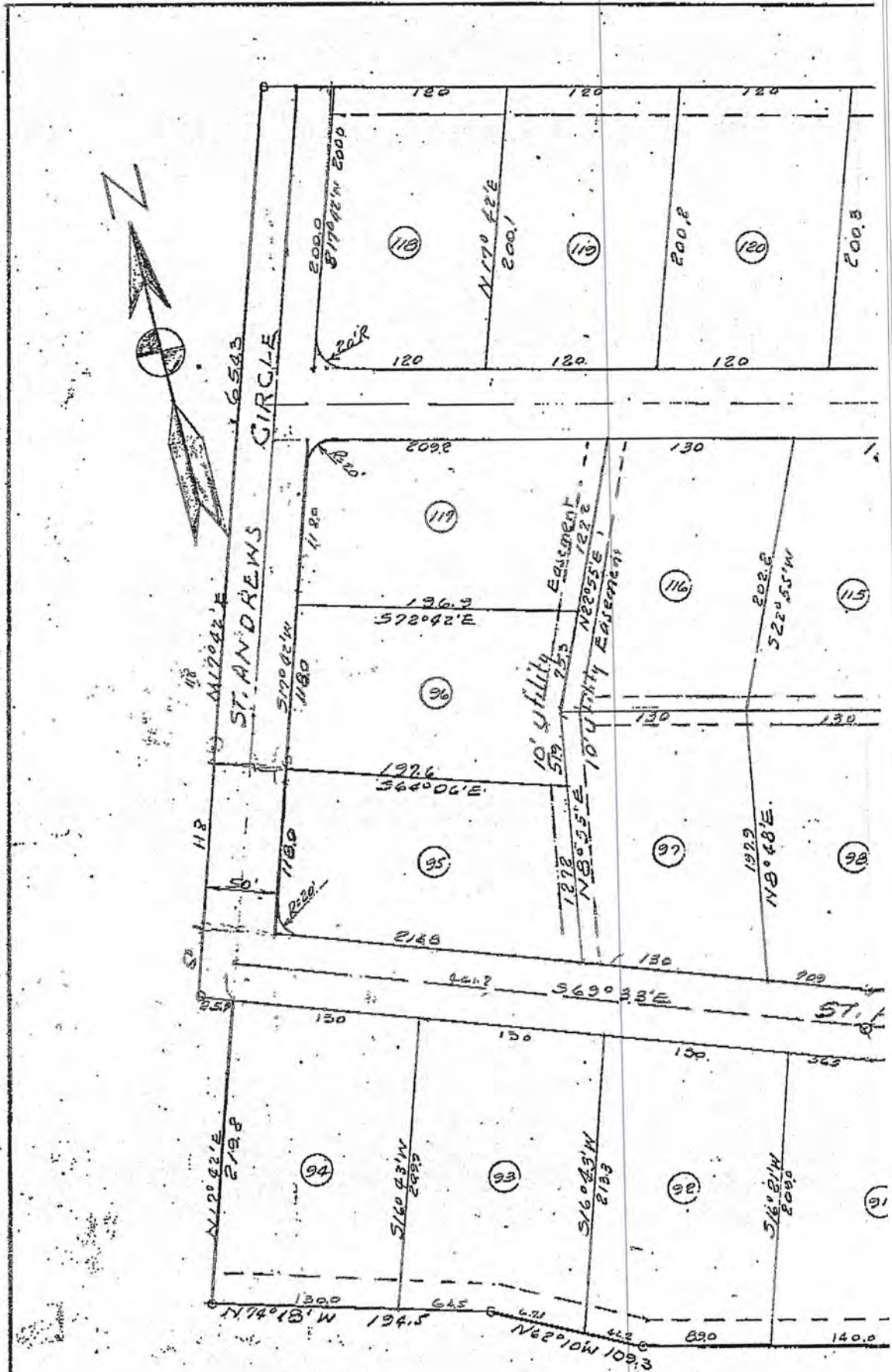
P.O.B.
1/2" REBAR SET AT THE
NORTHWEST CORNER OF LOT 111
OF COUNTRY CLUB S/D PART 3
N=1774206.4210
E=767668.9775
S.F.:1.00000370
CONVERG.: -0°24'18.9493"



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A 39



SURVEYOR'S CERTIFICATE

I, R. S. Myers, Professional Engineer, hereby certify that I have surveyed and subdivided the property laid down on plat of title COUNTRY CLUB SUBDIVISION, PART 3, same being located in the Northeast Quarter and the Northwest Quarter Sec. 19, T 8 S, R 3 W, Lafayette County, Mississippi, and more particularly described as follows:

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As Lot 101 Owner(s), we:

☒

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

☐

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

☐

Request more information at a neighborhood meeting

SIGNED:

DATE:


GARY L. SPEARS

Feb 17, 2017


MARILYN R. SPEARS

Feb 17, 2017

As Lot 102 Owner, I **MINUTE BOOK No. 72, CITY OF OXFORD**

SAFEGUARD - DEMENT 61-8863

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Lot 10

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Deborah H Little
DEBORAH H. LITTLE

2/15/2017

MINUTE BOOK No. 72, CITY OF OXFORD

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As Lot 103 Owner(s), we:

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Mary Ann Connell
MARY ANN CONNELL

2-12-17

MINUTE BOOK No. 72, CITY OF OXFORD

As Lot 104 Owner(s), we:

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✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Bela J. Chain, Jr.
BELA J. CHAIN, JR.

2/13/17

Barbara S. Chain
BARBRA S. CHAIN

2/13/17

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As Lot 105 Owner(s), we:

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

George Edwin Smith

GEORGE EDWIN SMITH

3-6-17

Susan H. Smith

SUSAN HERGET SMITH

3-6-17

As Lot 106 Owner(s), we: **MINUTE BOOK No. 72, CITY OF OXFORD**

SAFEGUARD - DEMENT 61-8863

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Martha V. Kelley
MARTHA V. KELLEY

2/13/17

MINUTE BOOK No. 72, CITY OF OXFORD

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As Lot 107 Owner(s), we:

X

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Dwain K. Acker
DWAINE K. ACKER

3/16/17

Jo Murray Acker
JO MURRAY ACKER

3/16/17

As Lot 108 and E 1/2 of 109 Owner(s), we. **MINUTE BOOK No. 72, CITY OF OXFORD**

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- ✓? Approve of the Proposed Amended Plat for Lots 111, 110 and W 1/2 of Country Club Subdivision
- Disapprove of the Proposed Amended Plat for Lots 111, 110 and W 1/2 of Country Club Subdivision
- ✓ Request more information at a neighborhood meeting
or a phone call 4-9661

SIGNED:

DATE:

R. Harter Crutcher
RUTH HARTER CRUTCHER

2/13/17

R. P. Crutcher
ROBERT P. CRUTCHER
Co.
A. W. Crutcher

"

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SAFEGUARD - DEMENT 61-8863

As Lot 112 Owner(s), we:

X

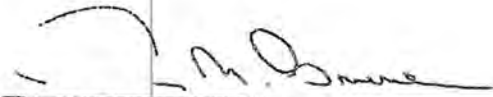
Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

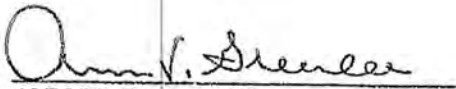
Request more information at a neighborhood meeting

SIGNED:

DATE:


JIM M. GREENLEE

2/12/2017


ANN V. GREENLEE

2/13/2017

MINUTE BOOK No. 72, CITY OF OXFORD

As Lot 124 Owner(s), we:

SAFEGUARD - DEMENT 61-8863

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Jimmy R. Chambless
JIMMY R. CHAMBLESS

2-13-17

Martha S. Chambless
MARTHA S. CHAMBLESS
213 St. Andrews Circle

2-13-17

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 125 Owner(s), we:

☒

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

☐


Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

☐

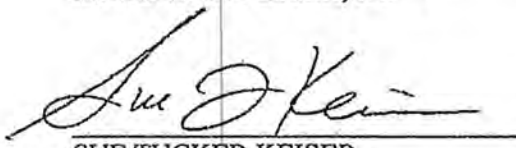
Request more information at a neighborhood meeting

SIGNED:

DATE:


EDMUND D. KEISER, JR.

Feb 23 2017


SUE TUCKER KEISER

2-23-17

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 126 Owner(s), we:

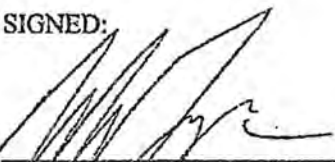
X

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

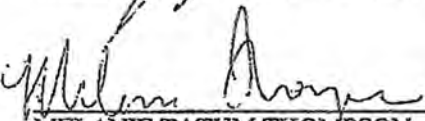
Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:



WILLIAM WRIGHT THOMPSON, IV



MELANIE TATUM THOMPSON

DATE:

2/21/2017

2/21/2017

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 127 Owner(s), I:

 X

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

 Jean M. Shaw
JEAN M. SHAW REVOCABLE LIVING TRUST

 13 Jan 2017

As Lot 128 Owner(s), we:

We are very excited about the new neighborhood
MINUTE BOOK No. 72, CITY OF OXFORD

REWARD - DEMENT 61-8863

X

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:


T. ALLEN LIGON

2/12/17


KENDALL J. LIGON

2/12/17

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SAFEGUARD • DEMENT 61-8863

As Lot 129 Owner(s), we:

✓

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Edward Russell McNeess
EDWARD RUSSELL MCNEES

2/13/17

Jennifer Kate McNeess
JENNIFER KATE MCNEES

2/13/17

As Lot 130 Owner(s), we: **MINUTE BOOK No. 72, CITY OF OXFORD**

SAFEGUARD - DEMENT 61-8863

X

Approve of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Disapprove of the Proposed Amended Plat for Lots 111, 110 and W ½ of Country Club Subdivision

Request more information at a neighborhood meeting

SIGNED:

DATE:

Eddie H. Gatlin
EDDIE H. GATLIN

3-3-17

Linda G. Gatlin
LINDA G. GATLIN

3-3-17

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, Director of Planning
Date: April 18, 2017

Re: Planning Commission Case 2134
Preliminary Approval to Extend Water and Sewer to the 'Oakmont Subdivision'
480 CR 101 (PPINS a part of #3325, #3332, #28481)

Zoning: Outside of City Limits

Please consider this request for preliminary approval of city water and sewer service to the Oakmont Subdivision, to include 108 residential lots, located on +/- 40.5 acres off CR 101 outside the Oxford city limits. This property, currently pasture land, is north of the Oxmoor and Northpointe subdivisions is proposed to be built in five phases with a proposed density of approximately 4 dwellings per acre, and lots averaging 10,500 to 11,000 sq ft. in size. This development has already received preliminary plat approval from Lafayette County.

Oxford City Policy is to review development in Lafayette County requesting city utilities to evaluate how well it conforms or not to the recommendations on the Future Land Use Map in the Vision 2037 Master Plan. The Oakmont Subdivision is in full compliance with the recommendation for single family residential development on that map. Subdivisions are also reviewed to ensure that they meet all other standards for subdivisions in the city.

Primary access to this subdivision is proposed to be via connections to existing roads in the Oxmoor and Northpointe subdivisions. The developer states that because Oakmont will tie into these two existing subdivisions, covenants are being proposed with input from, and an intent to have approval from, those subdivisions. One concern with this subdivision related to what was shown as an "emergency" connection" (not built to city standards) proposed in what is Phase 5 to the west, that would provide only limited future access to CR 101 (North Lamar Extended) through another subdivision, Briarwood, still under review.

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The developer stated that this related to concerns from residents of Oxmoor and Northpointe about a future direct connection from Oakmont (and thus Oxmoor and Northpointe) to CR 101 through the Briarwood Subdivision; and Oakmont was approved by Lafayette County with only this limited "emergency access" to the west. Briarwood has not been approved by the County.

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Staff felt that allowing only the "emergency connection" would be contrary to good planning principles, as such connectivity is always preferable when subdivisions would otherwise end in long cul-de-sacs. In the long run, such a decision would create both safety and congestion issues; and thus did not meet City standards for approval. Since a request for city utilities requires a petition for future annexation, staff believes any development approved to use city utilities should meet City approval standards. Therefore the staff felt this road "stub" must be built to meet city standards to allow for future connectivity if or when this area is annexed.

The Planning Commission agreed with that concern and made connectivity a part of their approval conditions. The preliminary plat submitted for this consideration now indicates on the plan profile sheet (in the construction plans) a "temporary turnaround, future street to meet city minimum requirements"; but on the Phase 5 sheet for the Preliminary Plat, it states that the connection is a "temporary construction easement" with an "all weather turnaround". Staff believes the intent of the Planning Commission recommendation is that the same statement should be on both pages.

Planning Commission Recommendation: At the regular Planning Commission meeting on December 12, 2016, the Commission recommended approval with the following conditions (as recommended by the staff):

1. Approval is contingent on final approval of the water and sewer plans by Public Works.
2. Direct future road connectivity between Oakmont and the future Briarwood Subdivision should be anticipated.
3. The applicant shall provide the City of Oxford with an executed Petition for Annexation.
4. Approval is contingent on the Lafayette County Planning Commission approving the Final Plat.
5. Approval is contingent on the Board of Alderman agreeing to provide water and sewer services outside of the City limits; and the Board of Alderman will not hear the request for water and sewer until conditions 1, 2, and 3 above have been met.
6. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:

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- a. *All common property/detention pond shall be maintained in perpetuity and cannot be developed for any other use which would limit or cause to limit the use of the common area/detention pond. The common area/detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.*
 - b. *The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorated basis as part of each lot owner's total assessment.*
 - c. *Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.*
 - d. *A lot owner's interest in the common area may not be severed from the interest in the lot.*
7. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
 8. Approval is for the preliminary plat as submitted.
 9. Approval is contingent on expansion of the certificated area by the Public Service Commission.
 10. Approval is contingent on final approval of the design of the sanitary and storm sewer systems.
 11. Prior to the issuance of any building permits, payments to the Tree Escrow Account.

Staff Addendum: Given the discrepancy between the construction plans and the preliminary plat sheet for Phase 5, staff recommends a further condition of approval for this preliminary approval request for extension of city utilities:

12. Modification of the preliminary plat for Phase 5 to state: "Temporary turnaround with all weather pavement, future street to meet city minimum requirements."

Without this note, there is the potential that there will be confusion in the future as to the intent for this road stub.

Also, as the Final Plats are prepared for this subdivision, they will return to you for review and final authorization for the use of city water and sewer, allowing the Public Works Department to ensure that they meet city standards.

If you need additional information or have further questions, please feel free to contact the Planning Department.

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OXFORD

PLANNING
DEPARTMENT

Case 2134

To: Oxford Board of Adjustment
From: Judy Daniel, AICP; Director of Planning
Date: December 12, 2016

Applicant: J.W. McCurdy
Owner: Same
Request: Preliminary Plat approval for 'Oakmont Subdivision Phase 1-5'
Location: 480 CR 101 (PPINS a part of #3325, #3332, #28481)
Zoning: Outside of City Limits

Surrounding Zoning:

North: Outside of City Limits
South: Outside of City Limits
East: Outside of City Limits
West: Outside of City Limits

Planners Comments: This is a Preliminary Plat for a proposed single-family subdivision located on +/- 40.5 acres outside the limits of Oxford. The property is currently pasture land. Because the developer proposes to connect to city water and sewer, the City is reviewing the project. The property is north of the Oxmoor and Northpointe subdivisions and is proposed to have 108 lots and built in five phases. The density is proposed to be approximately 4 per acre, with lots averaging 10,500 to 11,000 sq ft., meeting Lafayette County requirements. This development has already received preliminary plat approval from Lafayette County.

Primary access to this subdivision is proposed to be via connections to existing roads in the Oxmoor and Northpointe subdivisions. The developer states that because Oakmont will tie into these two existing subdivisions, covenants are being proposed with input from, and an intent to have approval from, those subdivisions. Staff has one area of concern, related to an "emergency" connection" (not built to city standards) proposed to the west that would provide only limited future access to CR 101 (North Lamar Extended) through another subdivision currently under review, Briarwood.

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The developer stated that because of concerns from residents of Oxmoor and Northpointe about a future direct connection from Oakmont (and thus Oxmoor and Northpointe) to CR 101 via Briarwood; the subdivision was approved by Lafayette County with only this limited "emergency access" to the west although a connecting road at that location would provide the potential for a more direct route to CR 101. (Their decision, not the developer.) This decision seems to derive from fears of future cross traffic between the subdivisions (Briarwood is planned to have somewhat less expensive homes than those in Oxmoor, Northpointe, and Oakmont).

That decision is contrary to good planning principles. Such connectivity is always preferable when subdivisions such as Oxmoor and Northpointe, and now Oakmont will end in long cul-de-sacs. In the long run, such a decision would create both safety and congestion issues; and thus does not meet City standards for approval. Since a request for city utilities requires a petition for future annexation, staff believes any development approved to use city utilities should meet City approval standards. Therefore, while the County may wish to keep a gate between Oakmont and a future subdivision to the west; staff believes this road "stub" must be built to meet city standards. This will allow for future connectivity if or when this area is annexed.

Public Works staff is still evaluating this application and will provide full comments and a memo at the meeting; but they concur with the Planning Department's concerns.

Recommendation: Staff recommends approval of the Preliminary Plat for the 'Oakmont Subdivision Phase 1-5' as submitted with the following conditions:

1. Approval is contingent on final approval of the water and sewer plans by Public Works.
2. Direct road connectivity between Oakmont and the future Briarwood Subdivision should be anticipated.
3. The applicant shall provide the City of Oxford with an executed Petition for Annexation.
4. Approval is contingent on the Lafayette County Planning Commission approving the Final Plat.
5. Approval is contingent on the Board of Alderman agreeing to provide water and sewer services outside of the City limits.
6. The Board of Alderman will not hear the request for water and sewer until conditions 1, 2, and 3 above have been met.
7. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:

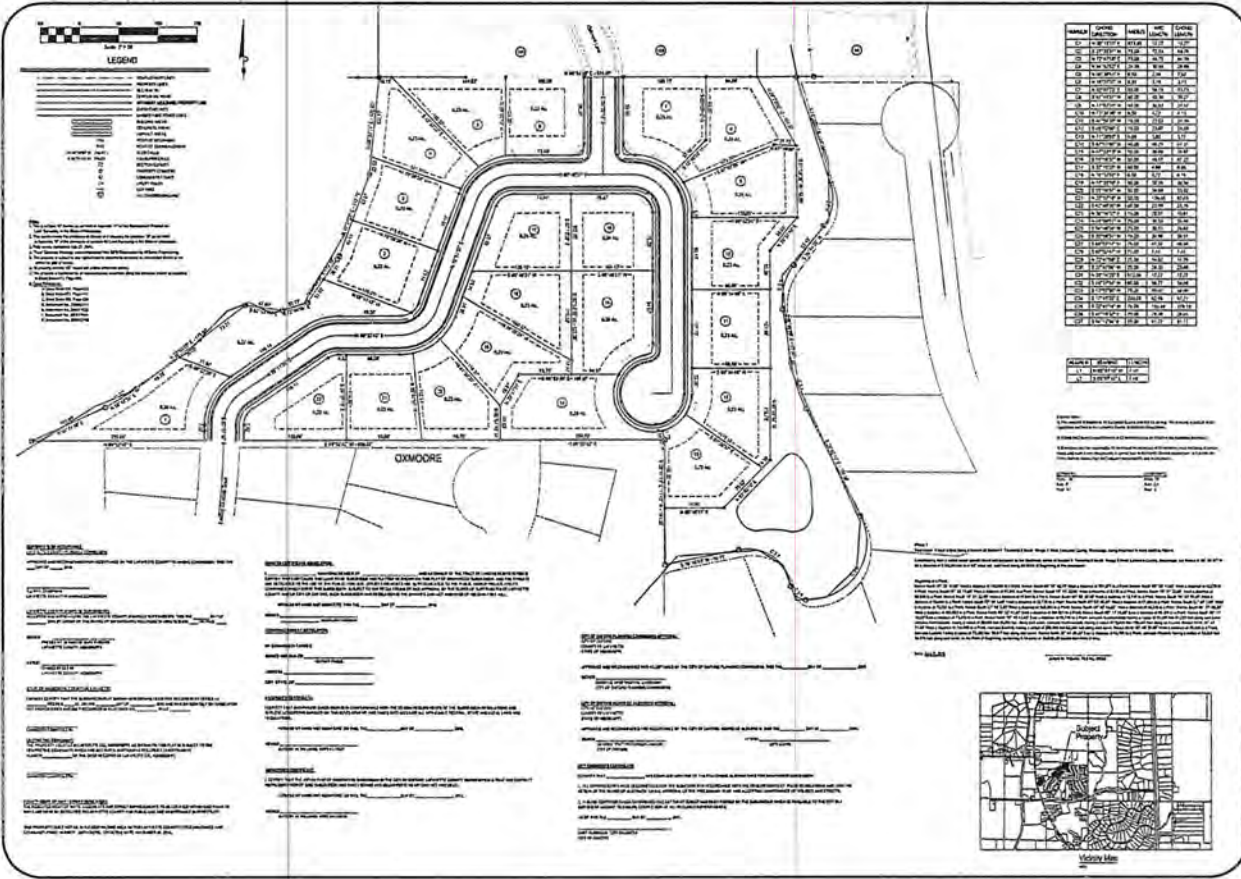
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- a. ~~All common property/detention pond shall be maintained in perpetuity and~~
cannot be developed for any other use which would limit or cause to limit the use of the common area/detention pond. The common area/detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.
 - b. *The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorated basis as part of each lot owner's total assessment.*
 - c. *Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.*
 - d. *A lot owner's interest in the common area may not be severed from the interest in the lot.*
8. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
 9. Approval is for the preliminary plat as submitted.

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LOT	AREA (AC)	AREA (SQ FT)	AREA (SQ YD)
1	0.10	6,913	1.00
2	0.10	6,913	1.00
3	0.10	6,913	1.00
4	0.10	6,913	1.00
5	0.10	6,913	1.00
6	0.10	6,913	1.00
7	0.10	6,913	1.00
8	0.10	6,913	1.00
9	0.10	6,913	1.00
10	0.10	6,913	1.00
11	0.10	6,913	1.00
12	0.10	6,913	1.00
13	0.10	6,913	1.00
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15	0.10	6,913	1.00
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27	0.10	6,913	1.00
28	0.10	6,913	1.00
29	0.10	6,913	1.00
30	0.10	6,913	1.00
31	0.10	6,913	1.00
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60	0.10	6,913	1.00
61	0.10	6,913	1.00
62	0.10	6,913	1.00
63	0.10	6,913	1.00
64	0.10	6,913	1.00
65	0.10	6,913	1.00
66	0.10	6,913	1.00
67	0.10	6,913	1.00
68	0.10	6,913	1.00
69	0.10	6,913	1.00
70	0.10	6,913	1.00
71	0.10	6,913	1.00
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73	0.10	6,913	1.00
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99	0.10	6,913	1.00
100	0.10	6,913	1.00

WILLIAMS ENGINEERING CONSULTANTS, INC.
Professional Engineers, Professional Land Surveyors
12211 104th Avenue, Suite 100
Edmonton, Alberta T6E 4C4
Canada

Subdivision Plat for
Oakmont Subdivision, Phase 1
Fraction of the Southeast Quarter (SE 1/4) of Section 4,
Township 8 South, Range 3 West
Letayette County, Minnesota

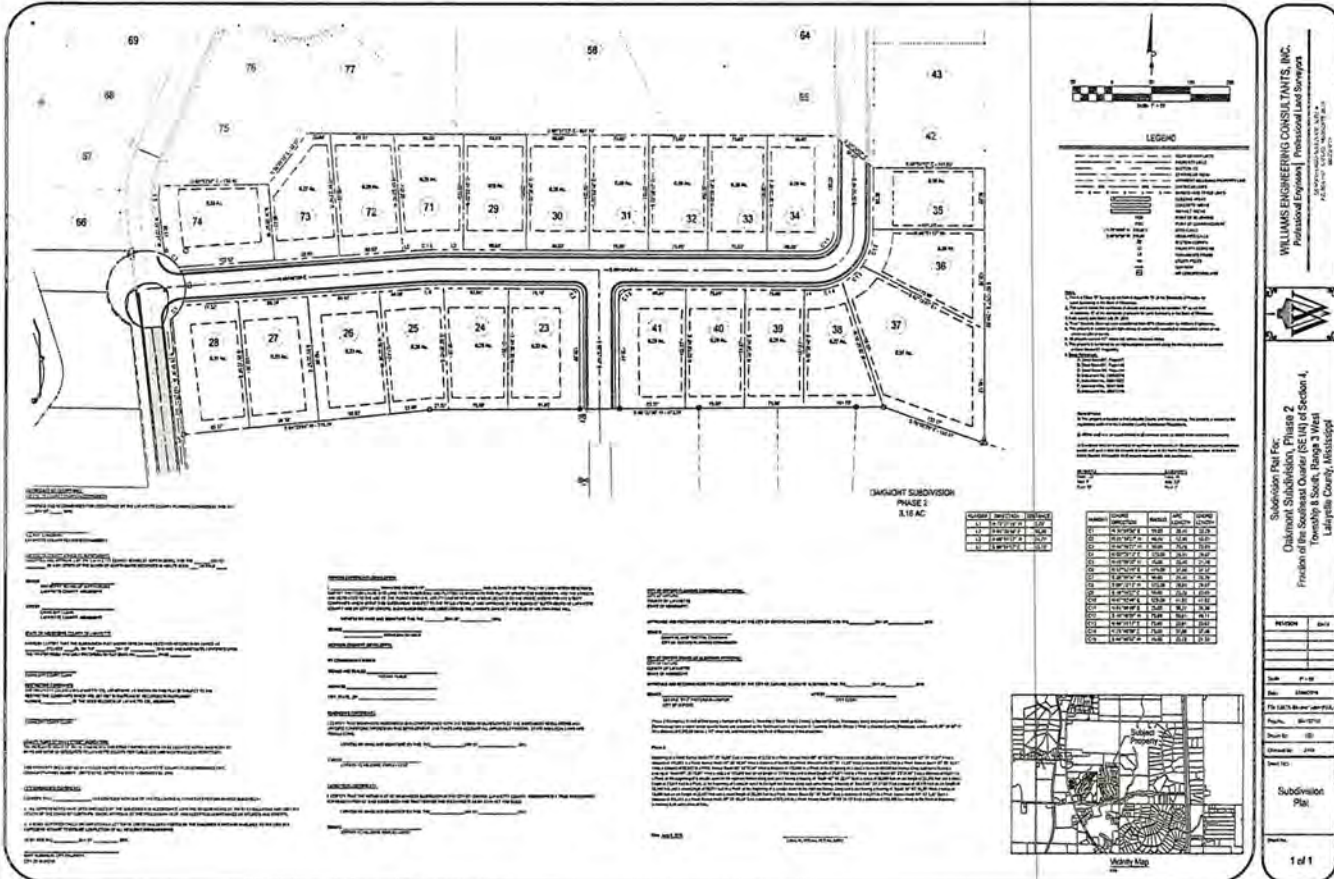
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Subdivision Plat

1 of 1

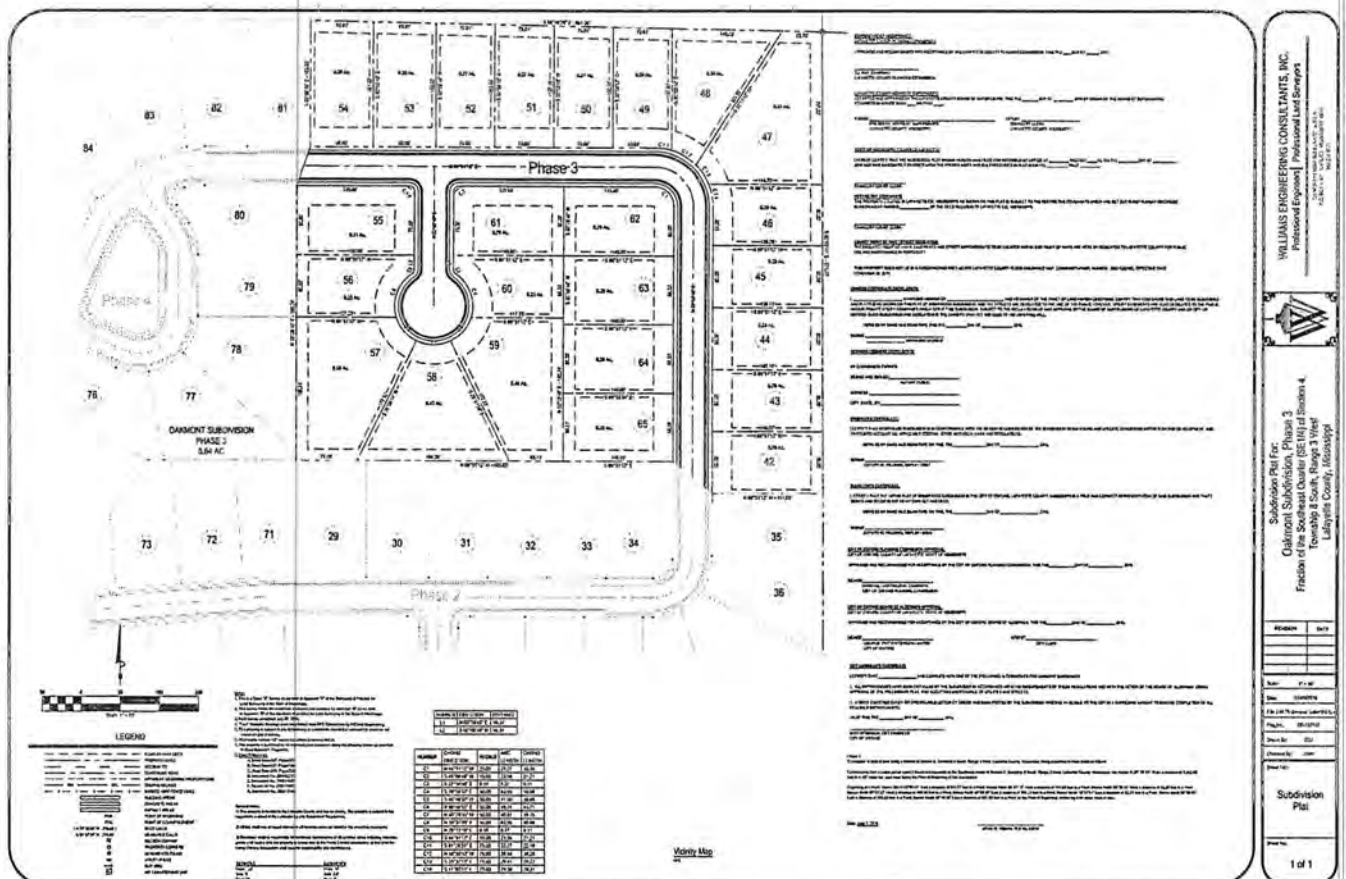
MINUTE BOOK No. 72, CITY OF OXFORD

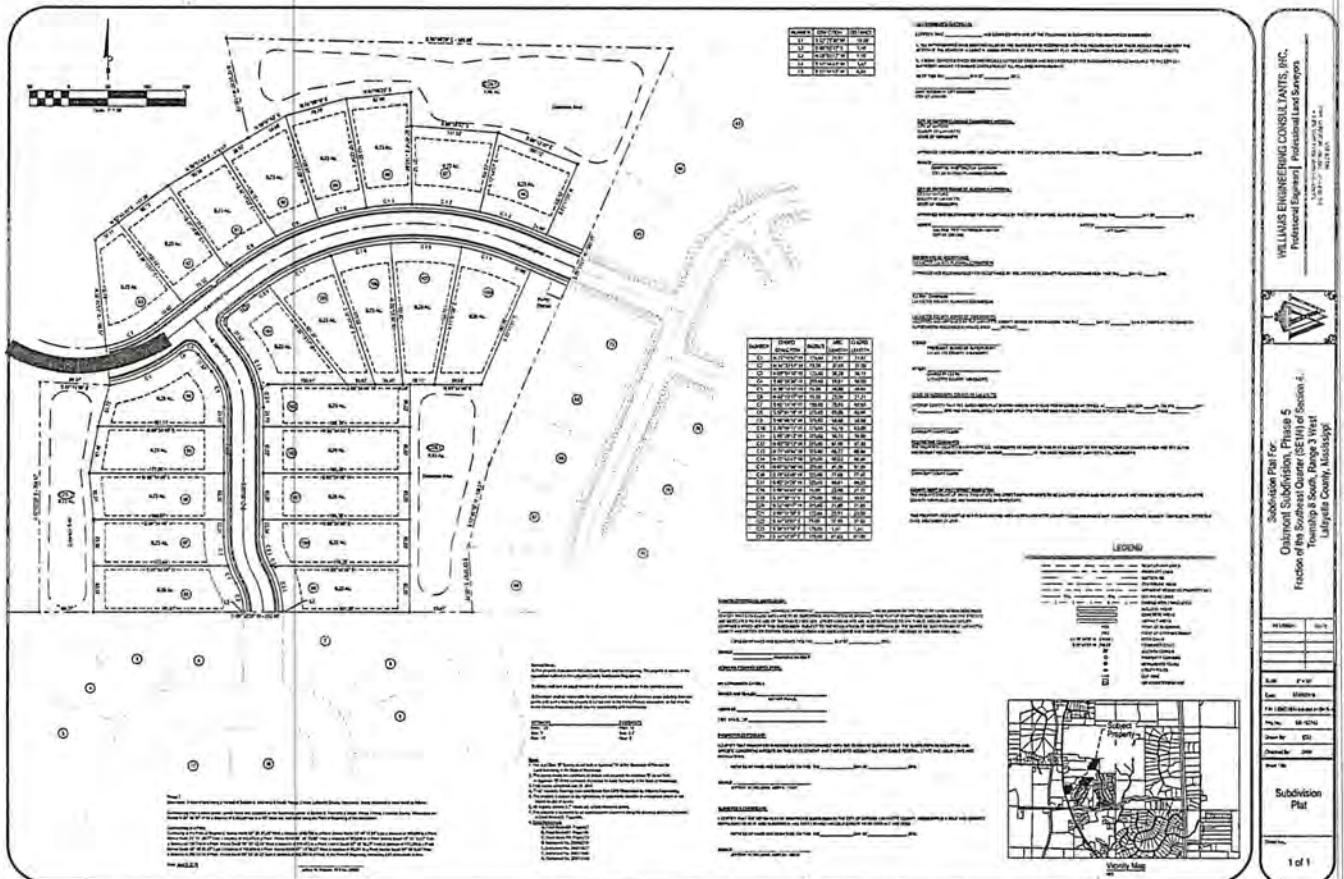
SAFEGUARD - DEMENT 61-8863



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863





MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

CONSTRUCTION PLANS FOR:


Oakmont Subdivision

Lafayette County, Mississippi

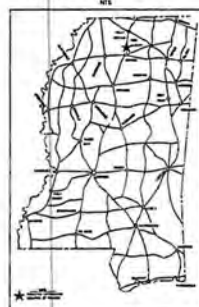
INDEX OF DRAWINGS

Sheet #	Sheet Name
C.1.0	COVER
C.2.0	OVERALL SITE LAYOUT
C.3.0	OVERALL GRADING PLAN
C.4.0	OVERALL UTILITY LAYOUT
C.4.1	OVERALL SEWER PLAN
C.4.2	OVERALL WATER PLAN
C.4.3	OVERALL STORM SEWER PLAN
C.5.0	PLAN AND PROFILE
C.5.1	PLAN AND PROFILE
C.5.2	PLAN AND PROFILE
C.5.3	PLAN AND PROFILE
C.5.4	PLAN AND PROFILE
C.9.0	AREA MAPS
C.10.0	SITE DETAILS
C.10.1	WATER DETAILS
C.10.2	SEWER DETAILS
C.10.3	STORM DRAIN DETAILS
C.10.4	EROSION CONTROL DETAILS
C.10.5	VEGETATION & LANDSCAPE PLAN



VICINITY MAP

 ★ INDICATES APPROXIMATE LOCATION OF PROJECT.

LOCATION MAP



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Professional Engineers | Professional Land Surveyors

10000 W. 10th Ave. Suite 400
Denver, CO 80231-1000

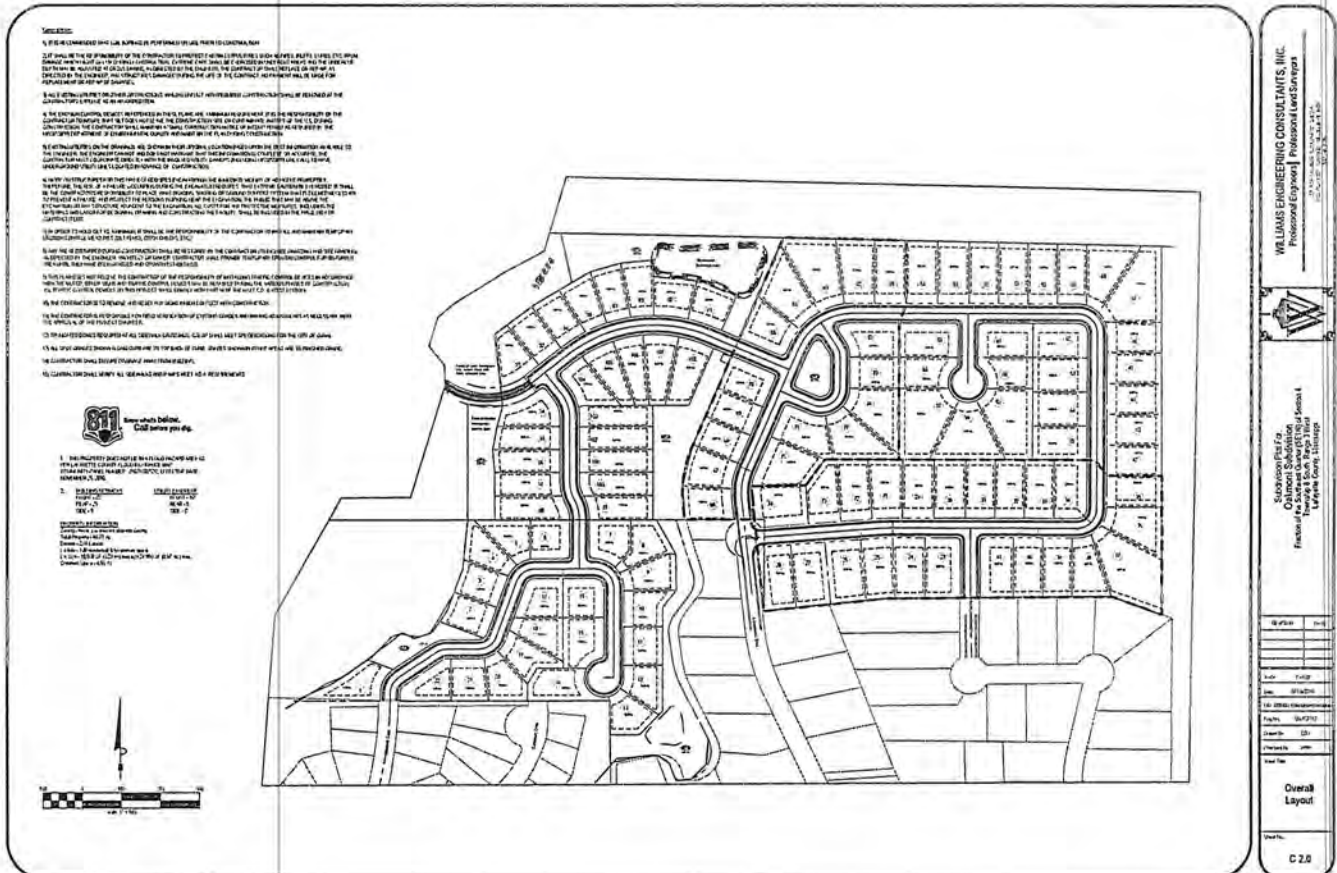


Subdivision Plat For
Oakmont Subdivision
Tract of the Southeast Quarter (SE 1/4) of Section 8,
Township 36 North, Range 13 West

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Cover

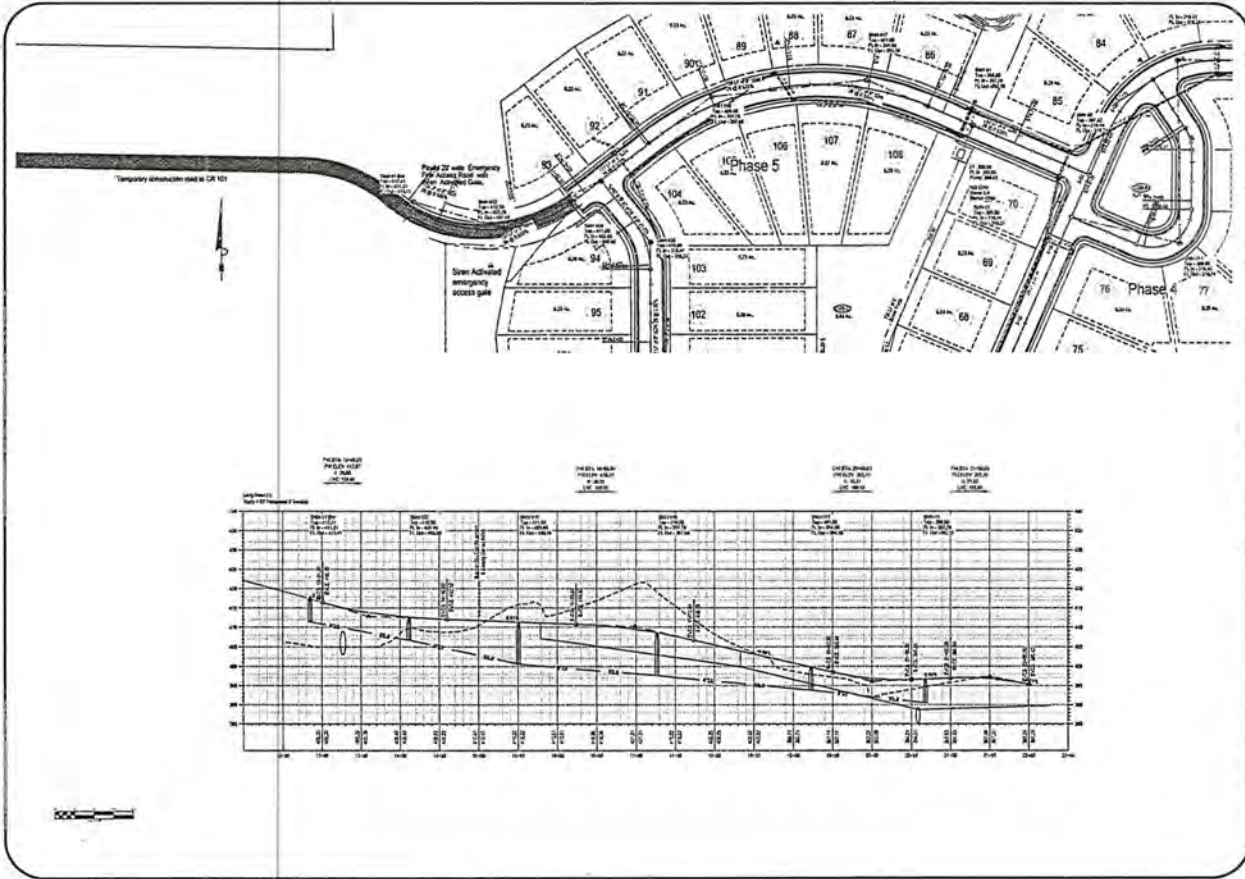
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SAFEGUARD - DEMENT 61-8863



WILLIAMS ENGINEERING CONSULTANTS, INC.
Professional Engineer - Professional Land Surveyor



William R. Williams, Inc.
Professional Engineer - Professional Land Surveyor
1000 North Main Street, Suite 100
Oxford, Ohio 45057

Scale	1" = 40'
Date	02/01/04
By	W.R. Williams
Check	W.R. Williams
Project	CR 101
Sheet	1 of 1

Plan & Profile

C 56

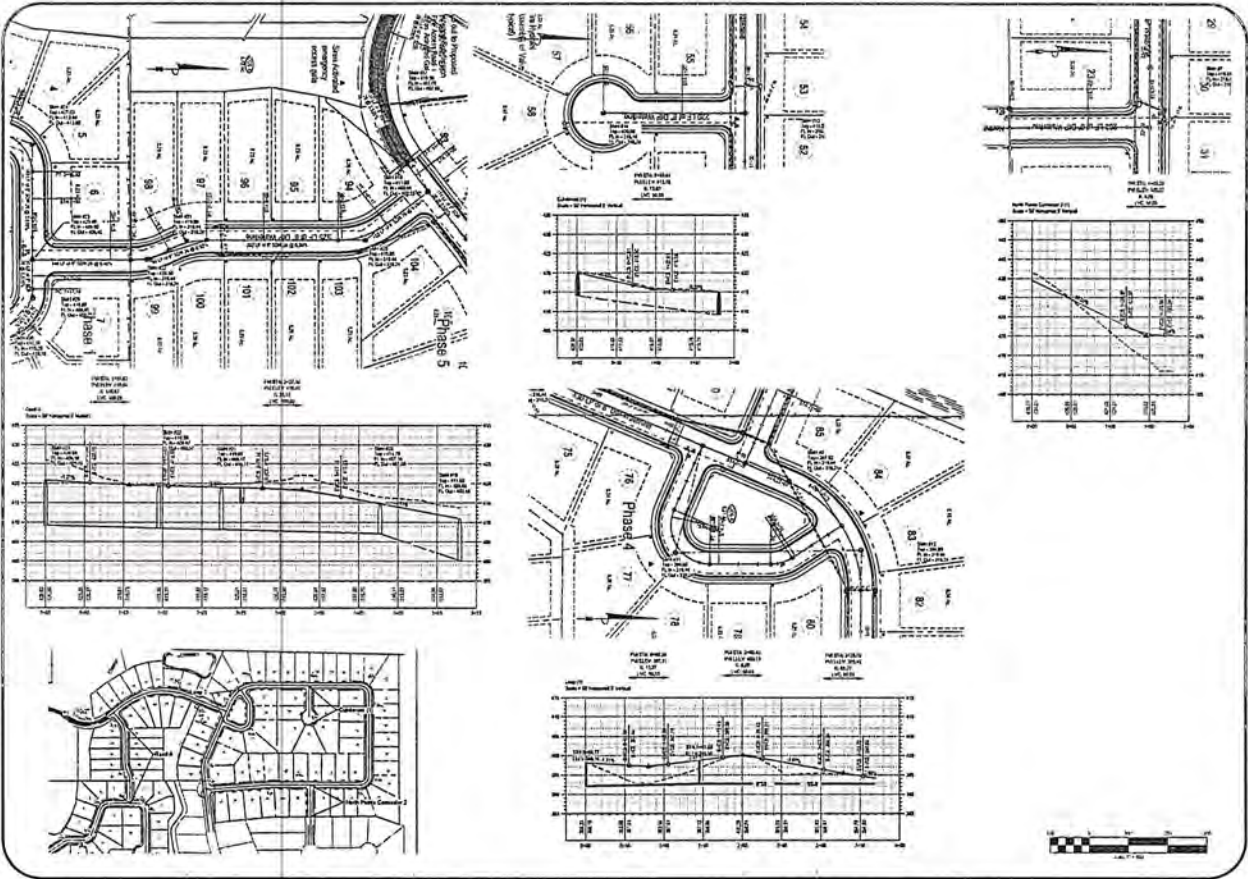
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Subcontracting for
Oakwood Subdivision
Traverse of South Branch 100
Lafayette County, Missouri

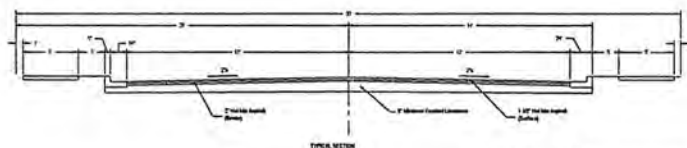
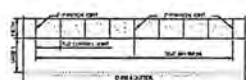
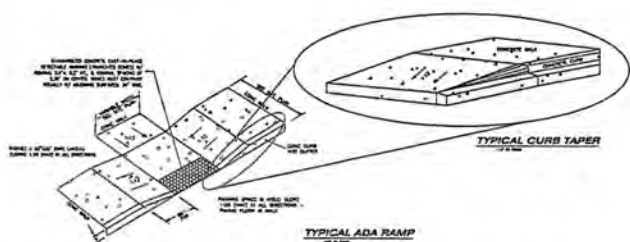
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Plan & Profile

C-54

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

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CONCRETE SIDEWALK NOTES:

PAVEMENT EDGE CONCRETE SIDEWALK DETAIL.

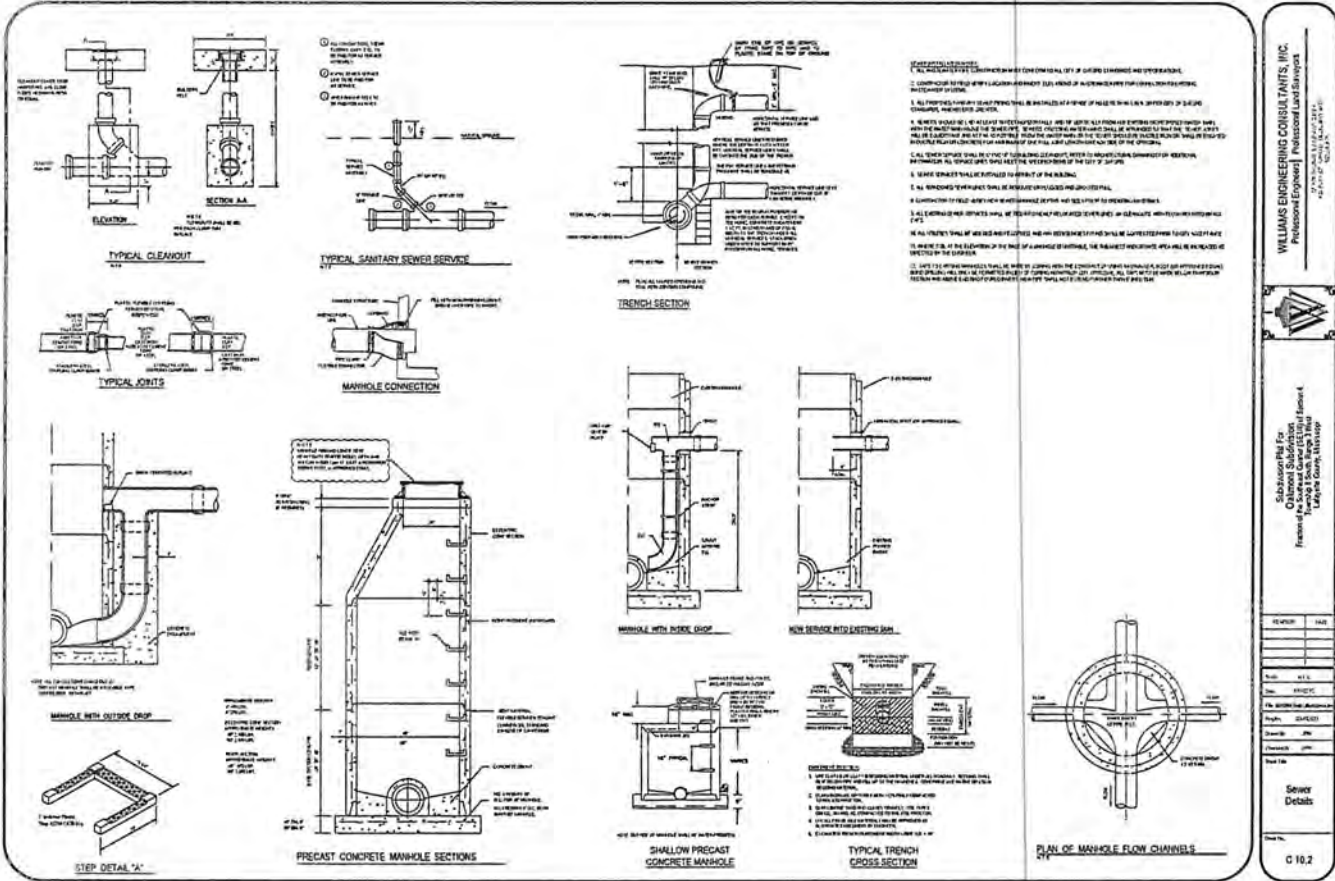
WILLIAMS ENGINEERING CONSULTANTS, INC.
Professional Engineers | Professional Land Surveyors

Subdivision Plat For:
Oakmont Subdivision
Fraction of the Southeast Quarter (SE 1/4) of Section 4

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Date:	07/12/19
File Name:	07/12/19
Page No.	001
Created By:	0000
Print Date:	

Site
Detail

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WILLIAMS ENGINEERING CONSULTANTS, INC.
Professional Engineers
1000 South Main Street
Oxford, Ohio 45050



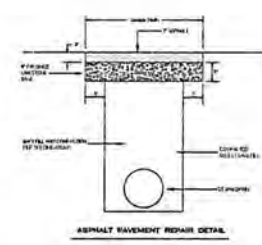
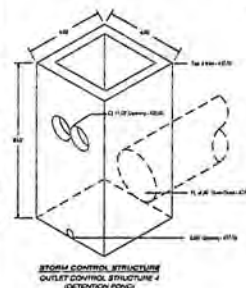
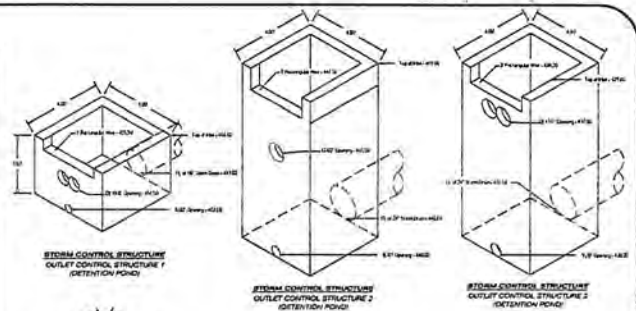
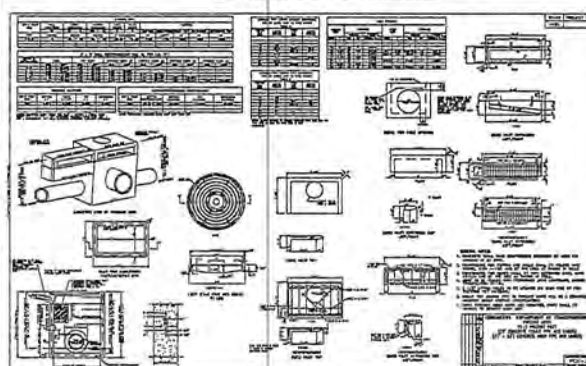
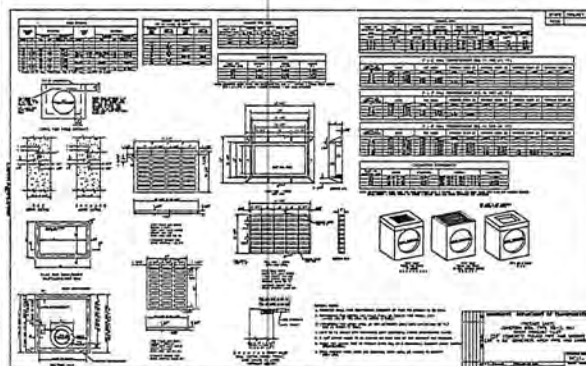
Stationing Map For
City of Oxford, Ohio
Project No. 61-8863
Sheet No. 1 of 1

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Sewer
Details

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SAFEGUARD - DEMENT 61-8863



WILLIAMS ENGINEERING CONSULTANTS, INC.
Professional Engineers | Professional Land Surveyors

Subdivision Plat For
Oakmont Subdivision
Tract of 64.50 Acres Corner (SE 1/4) of Section 4,
Township 8 South, Range 3 West
In Adams County, Missouri

1

male	
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• 976

1992

100

Monthly	2000
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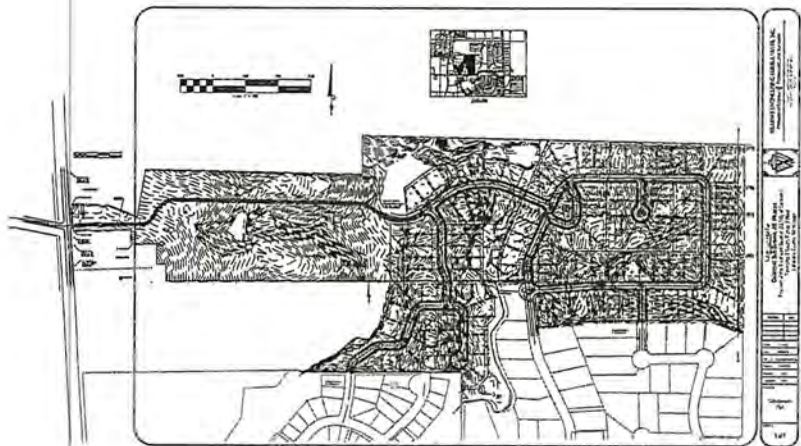
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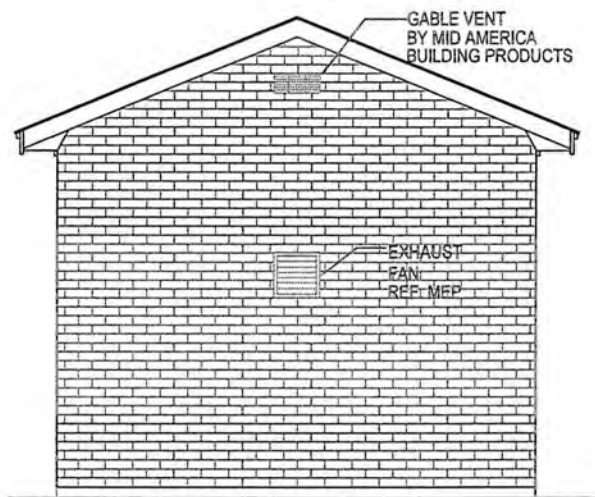
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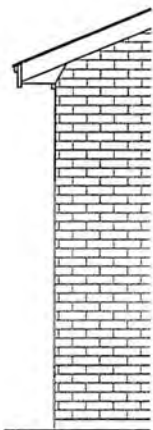
MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



SOUTH ELEVATION

SCALE: 1/4" = 1'



NO

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



OXFORD

PLANNING
DEPARTMENT

Memorandum

To: Mayor and Board of Aldermen
From: Benjamin Requet, Senior Planner
Date: April 18, 2017

Re: Planning Commission Case 2165
 Request Approval of Final Plat Approval (Amended) for 'Oxford Commons, Phase 1' located at 701 Sisk Avenue (PPINS #26627, #26628, #26629, #26630, #26631, #34467, #35118, & #36017)

Zoning: (RC) Multi-Unit Residential

Please consider this request for Final Plat (Amended) approval for 'Oxford Commons, Phase 1'. The subject property is located within the Oxford Commons Planned Unit Development and consists of approximately +/- 24.082 acres. A four lot subdivision was previously approved by the Planning Commission and the Mayor and Board of Alderman in August 2005 (Exhibit B) (September 14, 2005) and an amended six lot subdivision was approved by the Planning Commission in November 2006 and approved by the Mayor and Board of Alderman in December 2006 (Exhibit C) (but was never recorded). Since the subdivision was approved in 2006, this portion of Oxford Commons has seen additional development including a fast food restaurant, a convenience store and several other developments have been approved including a restaurant, a hotel and a retail center.

At the regular Planning Commission meeting on April 10, 2017, the applicant provided the Commission with signatures of all lot owners in the 'Oxford Commons, Phase 1 Subdivision' (Also included in the packet). The Commission recommended approval with conditions for a Final Plat (Amended) for the 'Oxford Commons, Phase 1 subdivision'. The conditions of approval by the Planning Commission are as follows:

1. Approval of 'Oxford Commons Phase 1' by the Mayor and Board of Alderman.
2. Approval is for the plans as submitted.

If you need additional information or have further questions, please feel free to contact the Planning Department.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



OXFORD
PLANNING
DEPARTMENT

Case 2165

To: Oxford Planning Commission
From: Benjamin Requet, Senior Planner
Date: April 10, 2017

Applicant: Kenlan Development – Oxford, LLC.
Owner: Same
Request: Final Plat Approval (Amended) for the 'Oxford Commons, Phase 1'
Location: 701 Sisk Avenue (PPINS #26627, #26628, #26629, #26630, #26631, #34467, #35118, & #36017)
Zoning: (SC) Shopping Center (PUD Overlay)

Surrounding Zoning:

North: (SC) Shopping Center / Planned Unit Development
South: Agriculture / Planned Unit Development
East: (SC) Shopping Center / Planned Unit Development
West: (RE) Residential Estate

Planners Comments: The subject property is located within the Oxford Commons Planned Unit Development and consists of approximately +/- 24.082 acres. A four lot subdivision was previously approved by the Planning Commission and the Mayor and Board of Alderman in August 2005 (Exhibit B) (September 14, 2005) and an amended six lot subdivision was approved by the Planning Commission in November 2006 and approved by the Mayor and Board of Alderman in December 2006 (Exhibit C) (but was never recorded). Since the subdivision was approved in 2006, this portion of Oxford Commons has seen additional development including a fast food restaurant, a convenience store and several other developments have been approved including a restaurant, a hotel and a retail center.

The applicant is proposing an amendment to the subdivision plat that will remain a six lot subdivision, however, the lot configuration is different from the recorded subdivision plat. The proposed subdivision configuration accommodates lots for the existing convenience store / liquor store/ fueling station, and the proposed (site plan approved) hotel and restaurant at the corner of Oxford Commons Boulevard and Sisk Avenue.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Recommendation: Presuming that all other owners in the subdivision agree to the proposed change, and no other persons object and are found to be sufficiently adversely affected by the Planning Commission, staff recommends approval of this amendment to the Final Plat with the conditions stated below. The pertinent language to be considered follows:

If the owner of any land which shall have been laid off, mapped or platted as a city, town or village, or addition thereto, or subdivision thereof, or other platted area, whether inside or outside a municipality, desires to alter or vacate such map or plat, or any part thereof, he may petition the board of supervisors of the county or the governing authorities of the municipality for relief in the premises, setting forth the particular circumstances of the case and giving an accurate description of the property, the map or plat of which is to be vacated or altered and the names of the persons to be adversely affected thereby or directly interested therein. However, before taking such action, the parties named shall be made aware of the action and must agree in writing to the vacation or alteration. Failure to gain approval from the parties named shall prohibit the board of supervisors or governing authorities from altering or vacating the map or plat, or any part thereof. Any alterations of a plat or map must be recorded in the appropriate location and a note shall be placed on the original plat denoting the altered or revised plat.

1. Approval of 'Oxford Commons Phase 1' by the Mayor and Board of Alderman.
2. Approval is for the plans as submitted.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



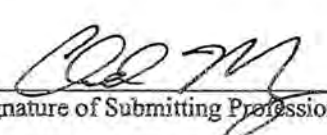
OXFORD
PLANNING
DEPARTMENT

CITY OF OXFORD, MISSISSIPPI
FINAL PLAT APPLICATION FOR SUBDIVISION

Project Name Oxford Commons Subdivision, Phase I Amended
 Physical Address of Site 701 Sisk Avenue, Oxford, MS 38655
1353-22-003.01 - 26627, 26628, 26629, 26630,
 Tax Parcel # 1353-22-003.08 PPIN # 26631, 34467, 35118, 36017
 Name of Applicant Kearlan Development-Oxford, LLC
 Applicant's Address 5100 Wheelis Dr. Suite 210 Memphis, TN
 Phone # 901-491-4489 Email Address lance@graceconstructioncompany.com
 Name of Property Owner See Attached List
 Name of Professional Submitting Precision Engineering Corporation
 Engineer for Project Chad Mayer Phone # 662-538-4764
 Architect for Project _____ Phone # _____
 Current Zoning PUD Proposed Units N/A Proposed Bedrooms N/A
 Proposed Parking N/A Proposed Total Square Footage N/A
 Proposed Number of Stories N/A Proposed Height N/A

Signature of Owner

Date


 Signature of Submitting Professional

Date

FORM 2016.002

G:\Department of Planning and Development Documents\Planning Applications\Current Applications

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Geotechnical Engineering
Hydraulic Engineering
Civil Engineering
Surveying

276 County Road 101
Oxford, MS 38655
oxford@pecorpms.com



Land Planning/Subdivisions
Road and Bridge Design
Utility System Design
Materials Testing

Phone 662-234-8539
Fax 662-234-8639
www.pecorpms.com

Tax Map Number

Property Owner

- 135J-22-003.01
- 135J-22-003.02
- 135J-22-003.03
- 135J-22-003.04
- 135J-22-003.05
- 135J-22-003.06
- 135J-22-003.07
- 135J-22-003.08

- Jay 2 Investments, LLC
- Jay 2 Investments, LLC
- Valenti Mid-South Realty, LLC
- Oxford Commons Phase I Retail, LLC
- Kenlan Development-Oxford, LLC
- Mission Estates, LLC
- Ramiro Aguirre-Munoz
- Marketplace At Oxford Commons, LLC

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Oxford, MS 38655
oxford@pecorpms.com



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Fax 662-234-8639
www.pecorpms.com

March 06, 2017

Mrs. Judy Daniel, AICP
City Planner
City Of Oxford
107 Courthouse Square
Oxford, MS 38655

RE: Oxford Commons, Phase I Plat Amendment
Lafayette County, MS

Dear Mrs. Daniel,

As we have discussed, our client Mr. Lance Forsdick, has requested that we prepare a plat amendment reflecting the changes to lots as shown on the attached drawings.

The intent is to modify the lot lines to match the lines that were created when these parcels were sold.

We are gathering the signature of the owners of the lots located in this subdivision phase. These owners have been made aware of the plat modification and do not object.

Please let me know if you have any questions or if you need additional information and thanks as always for your help.

Sincerely,

Chad Mayer, P.S.
Precision Engineering Corporation

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oxford@pecorpm.com



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Utility System Design
Materials Testing

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Fax 662-234-8639
www.pecorpm.com

Lot 1 Owner

Jay 2 Investments, LLC

Lot 1A Owner

Ramiro Munoz Aguirre

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Mission Estates, LLC

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oxford@pecorpm.com



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Road and Bridge Design
Utility System Design
Materials Testing

Phone 662-234-8539
Fax 662-234-8639
www.pecorpm.com

Lot 1 Owner

Jay 2 Investments, LLC

Lot 1A Owner

Ramiro Munoz Aguiar
Ramiro Munoz Aguiar

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Mission Estates, LLC

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oxford@pecorpms.com



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Fax 662-234-8639
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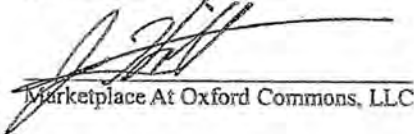
Lot 1 Owner

Jay 2 Investments, LLC

Lot 1 A Owner

Ramiro Munoz Aguirre

Lot 1B Owner


Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Mission Estates, LLC

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oxford@pecorpnis.com



Land Planning/Subdivisions
Road and Bridge Design
Utility System Design
Materials Testing

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Fax 662-234-8639
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Lot 1 Owner

Jay 2 Investments, LLC

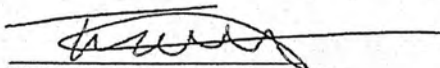
Lot 1A Owner

Ramiro Munoz Aguirre

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner


Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Mission Estates, LLC

MINUTE BOOK No. 72, CITY OF OXFORD

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oxford@pecorpnis.com



Land Planning/Subdivisions
Road and Bridge Design
Utility System Design
Materials Testing

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Fax 662-234-8639
www.pecorpnis.com

Lot 1 Owner

Jay 2 Investments, LLC

Lot 1A Owner

Ramiro Munoz Aguirre

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Block Tenth
Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Mission Estates, LLC

MINUTE BOOK No. 72 CITY OF OXFORD

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Hydraulic Engineering
Civil Engineering
Surveying

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Fax 662-234-8639
www.pecorpms.com

Lot 1 Owner

Jay 2 Investments, LLC

Lot 1A Owner

Ramiro Munoz Aguirre

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

J. L. Lane
Kenlan Development-Oxford, LLC

Mission Estates, LLC

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SAFEGUARD - DEMENT 61-8863

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Geotechnical Engineering
Hydraulic Engineering
Civil Engineering
Surveying

276 County Road 101
Oxford, MS 38655
oxford@pecorpms.com



Land Planning/Subdivisions
Road and Bridge Design
Utility System Design
Materials Testing

Phone 662-234-8539
Fax 662-234-8639
www.pecorpms.com

Lot 1 Owner

Jay 2 Investments, LLC

Lot 1A Owner

Ramiro Munoz Aguirre

Lot 1B Owner

Marketplace At Oxford Commons, LLC

Lot 2 Owner

Valenti Mid-South Realty, LLC

Lot 3 Owner

Oxford Commons Phase I Retail, LLC

Lot 4 Owner

Kenlan Development-Oxford, LLC

Margaret Hamilton
Mission Estates, LLC
Mission Estates, LLC

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SAFEGUARD • DEMENT 61-8863

Part of the Northeast Quarter of Section 22, Township 8 South, Range 3 West, Lafayette County, Mississippi, being 25.46 acres, more or less, and more particularly described as follows:

Commencing at a 24" oak tree commonly accepted as the Southeast corner of the Northeast Quarter of Section 22, Township 8 South, Range 3 West, run thence North a distance of 705.20' to a point, thence West a distance of 822.84' to a 1/2" steel tube set on the North R.O.W. line of Sink Avenue said, steel tube also being the Point of Beginning of this description.

From said Point of Beginning run thence West along said R.O.W. a distance of 1481.25' to a 1/2" steel tube set, thence leaving said R.O.W. N 07°34'53" W a distance of 32.18' to a 1/2" steel tube set, thence S 88°23'50" W a distance of 350.00' to a concrete (16") of map marker found at the East R.O.W. line of Mississippi Hwy. 81, thence along said R.O.W. N 38°25'58" W a distance of 83.74' to a 1/2" steel tube set, thence N 25°31'13" E a distance of 324.83' to a concrete right of way marker found, thence N 05°44'33" E a distance of 71.42' to a 1/2" steel tube set, thence leaving said R.O.W. East a distance of 303.73' to a 1/2" steel tube set, thence S 02°02'00" E a distance of 305.30' to a 1/2" steel tube set, thence East a distance of 562.07' to a 1/2" steel tube set, thence North a distance of 8.00' to a 1/2" steel tube set at the P.C. of a 720.00' radius curve to the left, thence along said curve a distance of 555.48' to a 1/2" steel tube set said curve having a chord bearing of N 21°18'22" W and a chord length of 553.22', thence N 42°00'00" E a distance of 85.89' to a 1/2" steel tube set at the P.C. of a 170.00' radius curve to the right, thence along said curve a distance of 88.38' to a 1/2" steel tube set said curve having a chord bearing of N 59°33'25" E and a chord length of 85.46', thence N 74°05'31" E a distance of 175.55' to a 1/2" steel tube set at the P.C. of a 230.00' radius curve to the left, thence along said curve a distance of 95.93' to a 1/2" steel tube set said curve having a chord bearing of N 62°09'56" E and a chord length of 95.24', thence N 50°13'01" E a distance of 246.53' to a 1/2" steel tube set at the P.C. of a 170.00' radius curve to the right, thence along said curve a distance of 41.03' to a 1/2" steel tube set said curve having a chord bearing of N 37°07'49" E and a chord length of 40.83', thence N 64°02'37" E a distance of 104.45' to a 1/2" steel tube set at the P.C. of a 230.00' radius curve to the left, thence along said curve a distance of 125.13' to a 1/2" steel tube set said curve having a chord bearing of N 47°37'24" E and a chord length of 127.46', thence N 31°32'11" E a distance of 25.90' to a 1/2" steel tube set, thence South a distance of 1327.24' to the Point of Beginning of this description.

OWNER'S CERTIFICATE

We, Joy 2 Investments, LLC, Valenti Mid-South Realty, LLC, Oxford Commons Phase I Retail, LLC, Kenan Development-Oxford, LLC, Mission Estates, LLC, Ramiro Aguirre-Munoz, & Marketplace At Oxford Commons, LLC, of Land Herein Described, Certify That We Did Cause Said Land To Be Subdivided And Plotted, As Shown On The Attached Of The Oxford Commons Subdivision, Phase I Amended And The Streets Are Dedicated To The Use Of The Public Forever. Streets Are Hereby Dedicated To The Use By The Public And/Or Private Utility Companies Which Serve This Subdivision. Utility Easements Are Also Dedicated To The Public And/Or Private Utility Companies Which Serve This Subdivision. Such Subdivision And Dedication Is The Owner's Own Act And Deed Of Their Own Free Will.

Witness My Hand And Signature This _____ Day Of _____, 2017.

Joy 2 Investments, LLC	Notary Public
Valenti Mid-South Realty, LLC	Notary Public
Oxford Commons Phase I Retail, LLC	Notary Public
Kenan Development-Oxford, LLC	Notary Public
Mission Estates, LLC	Notary Public
Ramiro Aguirre-Munoz	Notary Public
Marketplace At Oxford Commons, LLC	Notary Public

SURVEYOR'S CERTIFICATE

I Certify That The Within Plat Of The Oxford Commons Subdivision, Phase I Amended in Lafayette County, Mississippi Is A True And Correct Representation Of Said Subdivision And That I Signed And Delivered It As My Own Act And Deed.

Witness My Hand And Signature This _____ Day Of _____, 2017.

Joseph Chad Mayer
Mississippi PS No. 3125

CITY OF OXFORD, COUNTY OF LAFAYETTE, STATE OF MISSISSIPPI

Approved And Recommended For Acceptance By The City Of Oxford Planning Commission, This
The _____ Day Of _____, 2017.

Chairman,
City Of Oxford Planning Commission

CITY OF OXFORD, COUNTY OF LAFAYETTE, STATE OF MISSISSIPPI

Approved And Accepted By The City Of Oxford Board Of Aldermen,
This The _____ Day Of _____, 2017.

George G. Patterson
Mayor, City Of Oxford

CITY ENGINEER CERTIFICATE

I Certify that Joy 2 Investments, LLC, Valenti Mid-South Realty, LLC, Oxford Commons Phase I Retail, LLC, Kenan Development-Oxford, LLC, Mission Estates, LLC, Ramiro Aguirre-Munoz, & Marketplace At Oxford Commons, LLC has complied with one of the following alternatives for Oxford Commons, Phase I Amended:

1. All improvements have been installed by the sub-divider in accordance with the requirements of these regulations and with the action of the Board of Aldermen, giving approval of the preliminary plat, and accepting maintenance of all time and streets.

2. A bond, certified check or irrevocable letter of credit has been posted by the sub-divider which is available to the city in a sufficient amount to ensure completion of all required improvements.

As of this the _____ day of _____, 2017.

SART ROBINSON, PE
CITY ENGINEER, CITY OF OXFORD

COUNTY OF LAFAYETTE, STATE OF MISSISSIPPI

Personally Appeared Before Me, Sherry Wall, Chancery Clerk, in And For Lafayette County, Mississippi, Joy 2 Investments, LLC, Valenti Mid-South Realty, LLC, Oxford Commons Phase I Retail, LLC, Kenan Development-Oxford, LLC, Mission Estates, LLC, Ramiro Aguirre-Munoz, & Marketplace At Oxford Commons, LLC Who Executed The Hereto Before's Certificate That Was Signed And Delivered Of His Own Free Act And Deed. And Also Appeared Joseph Chad Mayer, Professional Surveyor, Who Executed The Attached Surveyor's Certificate And Acknowledged That It Was Signed And Delivered As His Own Free Act And Deed.

Witness My Hand And Signature This The _____ Day Of _____, 2017.

Sherry Wall
Chancery Clerk

COUNTY OF LAFAYETTE, STATE OF MISSISSIPPI

I, Sherry Wall, Chancery Clerk, in And For Lafayette County, Mississippi, Hereby Certify That This Instrument Was Filed For Record in My Office At _____ O'clock On The _____ Day Of _____, 2017, And Was Duly Recorded in Plat Cabinet _____, Slide _____.

Witness My Hand And Signature This The _____ Day Of _____, 2017.

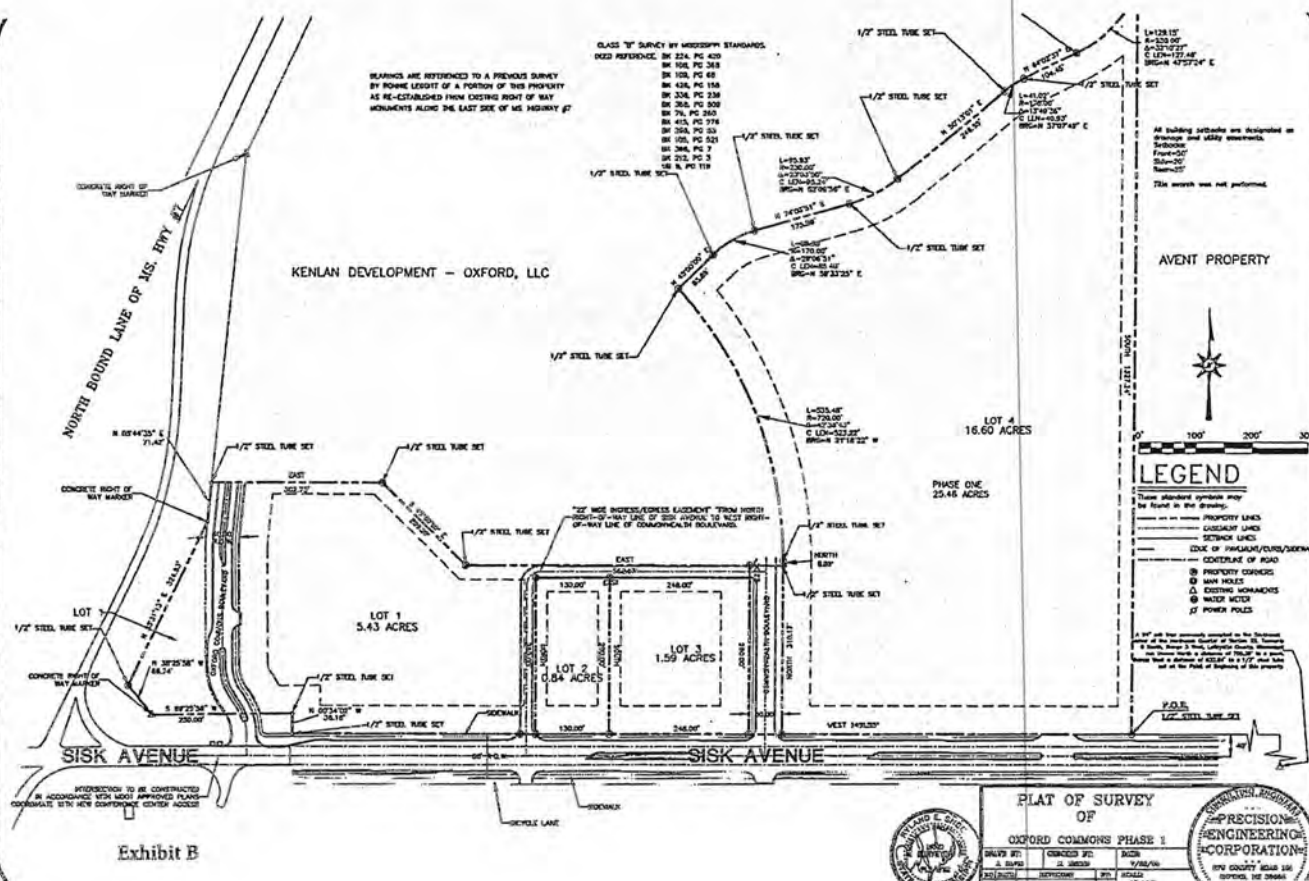
Sherry Wall
Chancery Clerk

RESTRICTIVE COVENANTS

Recorded in Instrument No. _____, Of The Land Records in The
Chancery Clerk's Office Of Lafayette County, Mississippi.

CERTIFICATE SHEET OF OXFORD COMMONS PHASE I, AMENDED			
DATE	BY	DATE	BY
FILED	RECORDED	FILED	RECORDED
INDEXED	INDEXED	INDEXED	INDEXED
SERIALIZED	SERIALIZED	SERIALIZED	SERIALIZED
FILED	FILED	FILED	FILED

PRECISION ENGINEERING CORPORATION
704 COUNTY ROAD 60
OXFORD, MS 38655
731-779-1100



The City
of
Oxford
MISSISSIPPI

Subject: City Holidays

Date: April 3, 2017

Purpose: To provide City of Oxford recognized paid holidays for eligible employees.

Policy: The City of Oxford recognizes the following days during the year as paid holidays for its regular, benefits-eligible employees: New Year's Day (the first day of January), Martin Luther King Jr.'s Birthday (the third Monday of January), President's Day (the third Monday of February), Good Friday (the Friday before Easter), Memorial Day (the last Monday of May), Independence Day (the fourth day of July), Labor Day (the first Monday of September), Veterans' Day (the eleventh day of November), Thanksgiving Day (the day fixed by proclamation by the Governor of Mississippi as a day of Thanksgiving), and Christmas Day (the twenty-fifth day of December).

If the Governor of the State of Mississippi designates additional days as paid holidays by proclamation, the City may likewise designate such additional days as paid holidays for eligible employees.

Guidelines:

1. All fulltime equivalent employees are eligible.
2. Holiday pay is the regular straight time rate for the number of hours in an average workday.
3. An employee must work the day before the holiday and the day following the holiday to be eligible for holiday pay unless granted prior approval.
4. When a regular holiday falls on Saturday, the preceding Friday shall be recognized as a City holiday. When the regular holiday falls on Sunday, the following Monday shall be recognized as a City holiday.
5. If a City holiday occurs on an eligible employee's vacation day, it may be counted as a holiday instead of a vacation day.
6. Employees required to work on holidays shall, in addition to straight time pay for the period worked on the holiday, receive a day's straight time pay or one full floating

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holiday to use on a later date as approved by the department head. All floating holidays leave must be used within one year of accrual. Any unused floating holidays will be lost one year from date accrued.

7. When a holiday falls on an employee's day off, the employee shall receive one full floating holiday, which must be used within one year of accrual.
8. Unused floating holidays is lost at the time of termination.
9. Holiday pay is not to be considered hours worked in the computation of overtime.
10. Floating holidays shall be used prior to exhausting any vacation or sick leave.

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SAFEGUARD - DEMENT 61-8863

Agenda Report

<https://www.boardpaq.com/admin>

AGENDA

City of Oxford
Board of Aldermen
Special Meeting
Monday, April 24, 2017, 4:00 pm - 5:00 pm
City Hall Conference Room



THE CITY OF
OXFORD

NOTICE OF SPECIAL MEETING
OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF OXFORD

- Pursuant to Section 21-3-21, Mississippi Code of 1972 Annotated, I, George G. Patterson, Mayor of the City of Oxford, Mississippi, do hereby call the Mayor and Board of Aldermen of Oxford, MS, to a SPECIAL MEETING to be held on **Monday, April 24, 2017 at 2:00pm**, for the transaction of important business. The meeting will be held at the Oxford City Hall. The business to be acted upon at the Special Meeting is the consideration of the following:
 1. Call to order.
 2. Adopt the agenda for the meeting.
 3. Consider an executive session.
 4. Adjourn.

- This the 24th day of April, 2017.


George G. Patterson, Mayor

- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman Rick Addy of the foregoing meeting on 4/24/17 at 9:38am.



- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman Robyn Tannehill of the foregoing meeting on 4/24/17 at 9:38am.



- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby

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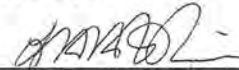
Agenda Report

<https://www.boardpaq.com/admin>

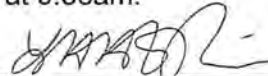
certify that I have notified Alderman Janice Antonow of the foregoing meeting on 4/24/17 at 9:38am.



- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman Ulysses Howell of the foregoing meeting on 4/24/17 at 9:38am.



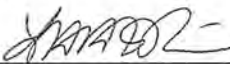
- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman Preston Taylor of the foregoing meeting on 4/24/17 at 9:38am.



- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman Jason Bailey of the foregoing meeting on 4/24/17 at 9:38am.



- I, City Clerk of the City of Oxford, Mississippi, or a Deputy Clerk, do hereby certify that I have notified Alderman John Morgan of the foregoing meeting on 4/24/17 at 9:38am.



MINUTES MINUTE BOOK No. 72, CITY OF OXFORD

THE CITY OF
OXFORD

SAFEGUARD - DEMENT 61-8863

City of Oxford
Board of Aldermen
Special Meeting
Monday, April 24, 2017, 2:00 pm - 3:00 pm
City Hall Conference Room

NOTICE OF SPECIAL MEETING
OF THE MAYOR AND BOARD OF
ALDERMEN OF THE CITY OF OXFORD

- Pursuant to Section 21-3-21, Mississippi Code of 1972 Annotated, I, George G. Patterson, Mayor of the City of Oxford, Mississippi, do hereby call the Mayor and Board of Aldermen of Oxford, MS, to a SPECIAL MEETING to be held on **Monday, April 24, 2017 at 2:00pm**, for the transaction of important business. The meeting will be held at the Oxford City Hall. The business to be acted upon at the Special Meeting is the consideration of the following:

1. Call to order.

The special meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 2:00pm on Tuesday, April 24, 2017, in the conference room of Oxford City Hall when and where the following were present:

George G. Patterson, Mayor
Rick Addy, Alderman Ward I
Robyn Tannehill, Alderman Ward II
Janice Antonow, Alderman Ward III
Ulysses Howell, Alderman Ward IV-absent
Preston Taylor, Alderman Ward V
Jason Bailey, Alderman Ward VI
John Morgan, Alderman At Large

Mayo Mallette, PLLC-Of Counsel
Ashley Atkinson, City Clerk
Bart Robinson, Director of Public Works-absent
Joey East, Chief of Police
Braxton Tullos, Human Resources Director-absent

2. Adopt the agenda for the meeting.

It was moved by Alderman Tannehill, seconded by Alderman Addy to adopt the agenda for the meeting. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

3. Consider an executive session.

It was moved by Alderman Addy, seconded by Alderman Tannehill to consider an executive session for a personnel matter and a matter of potential litigation. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Antonow, seconded by Alderman Bailey to enter into an executive session for a personnel matter in the Metro Narcotics Unit and a matter of potential litigation related to trademark infringement. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

Mayor Patterson recused himself and left the meeting at this time.

It was moved by Alderman Addy, seconded by Alderman Antonow to seek injunctive

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relief and all other relief allowed against Oxford T-Shirt Co. for violation of city-owned marks and copywritten material related to the Double Decker Arts Festival; pending their response to a cease and desist order issued by the City. All the aldermen present voting aye, Alderman Antonow declared the motion carried.


Mayor Patterson returned to the meeting at this time.


It was moved by Alderman Addy, seconded by Alderman Tannehill to return to regular session. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to hire Paige Barnum as a Planner II with an annual salary of \$48,994.13 (G11-10). All the aldermen present voting aye, Mayor Patterson declared the motion carried.

4. Adjourn.

It was moved by Alderman Tannehill, seconded by Alderman Addy to adjourn Sine-Die. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 81-8863

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MINUTES

City of Oxford
Board of Aldermen
Regular Meeting
Tuesday, May 2, 2017, 5:00 pm - 7:00 pm
City Hall Courtroom



1. Call to order.

The meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 5:00pm on Tuesday, May 2, 2017, in the courtroom of Oxford City Hall when and where the following were present:

George G. Patterson, Mayor
Rick Addy, Alderman Ward I-absent
Robyn Tannehill, Alderman Ward II
Janice Antonow, Alderman Ward III
Ulysses Howell, Alderman Ward IV
Preston Taylor, Alderman Ward V-absent
Jason Bailey, Alderman Ward VI
John Morgan, Alderman At Large

Mayo Mallette, PLLC-Of Counsel
Ashley Atkinson, City Clerk
Bart Robinson, Director of Public Works
Reanna Mayoral, Assistant Director of Public Works
Judy Daniel, City Planner
Ben Requet, Senior Planner
Joey East, Chief of Police
Sheridan Maiden-Major, Oxford Police Department-absent
Matt Davis, Director of Parking Enforcement-absent
Braxton Tullos, Human Resources Director
Mark Heath, Fire Chief
Joey Gardner, Deputy Fire Chief-absent
Seth Gaines, Director of Oxford Park Commission
Randy Barber, Director of Building Department
Rob Neely, Superintendent of Oxford Electric Department
Bo Ragon, Superintendent of City Shop
Jimmy Allgood, Director of Emergency Management
Amberlyn Liles, Environmental Services Director
Gray Parker, Planning Department
Billy Lamb, Buildings & Grounds Department
Greg Pinion-Interim Director, Buildings & Grounds Dept.
Hollis Green, Director-Oxford Conference Center-absent
Johnny Sossaman-Code Enforcement Officer-absent

2. Adopt the agenda for the meeting.

It was moved by Alderman Howell, seconded by Alderman Bailey to adopt the agenda for the meeting with the following changes: add item q. Authorization to hire an employee in the Oxford Fire Department, and to delete items 10. Request approval for a contract for consulting services for the Parking Garage Project and 12. Discuss LOU Homes, and add item 14. Request approval of grants in the Oxford Police Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

3. Mayor's Report

4. Authorize the approval of the minutes of the regular meeting on April 18, 2017 and the special meeting on April 24, 2017.

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It was moved by Alderman Antonow, seconded by Alderman Tannehill to approve the minutes from the regular meeting on April 18, 2017 and the special meeting on April 24, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

5. Authorize the approval of accounts for all city departments.

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve the accounts for all city departments including a docket showing claims numbered 3857 thru 4103 and totaling \$958,273.85. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

6. Consider the consent agenda:

It was moved by Alderman Tannehill, seconded by Alderman Bailey to approve the following consent agenda items. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

- a. Request permission for Teresa Faust, the Director of Volunteer Oxford, to attend the National Conference of Volunteering and Community Service in Seattle, WA, on June 19-21, 2017, at an estimated cost of \$1,953.00. (Seth Gaines)
- b. Request approval of the following taxi drivers: Bobby J. Blackburn (Oxford Taxi), Joshua Webb (Q's Taxi), Kejair Sparks (Flying Tuk), Jessee Louwerens (Flying Tuk), Johnathon Hillhouse (Flying Tuk), Joseph Robinson (Flying Tuk), and Austen Adcock (Flying Tuk). (Joey East)
- c. Request approval for Colin Mitsuoaka and Jake Williford to intern with the Oxford Police Department for the Full Summer 2017 semester. (Joey East)
- d. Request permission for one officer to attend interview and interrogation tactics training on May 22-27, 2017, in Brandon, MS, at an estimated cost of \$870.14 plus per diem. (Joey East)
- e. Request permission for one employee to attend the CSA User Education Conference on June 26- 29, 2017, in Orange Beach, AL, at an estimated cost of \$1,759.44. (Rob Neely)
- f. Request permission to accept the resignations of Gage Vance, effective April 24, 2017, and Jacob Bramlett, effective May 6, 2017, in the Oxford Police Department. (Braxton Tullos)
- g. Request approval to hire Demarrius Coleman, Vincent Street, Vincent Sims, and Lucas Hickinbottom as seasonal workers in the Environmental Services Department with an hourly wage of \$9.00. (Braxton Tullos)
- h. Request approval to hire Robert Liggins and Alexander Owens as seasonal workers in the Buildings & Grounds Department with an hourly wage of \$9.00. (Braxton Tullos)
- i. Request approval of a commitment with the National Caucus and Center on Aging, Inc. for the continued employment of James C. Smiley in the Human Resources Department. (Braxton Tullos)
- j. Request permission to accept the resignation of Collins Mounger in the Mayor's Office, effective June 1, 2017. (Braxton Tullos)
- k. Request approval to hire Cynthia Semmes as an Executive Assistant/Communications Coordinator to the Mayor in the Mayor's office with an annual salary of \$48,202.42 (G13-3). (Braxton Tullos)
- l. Request permission to accept the resignation of Part-time Communications Officer, James Cooper, in the Oxford Police Department. (Braxton Tullos)
- m. Request approval to hire Lakeoda Kisse as a reserve officer in the Oxford Police Department with an hourly wage of \$7.25. (Braxton Tullos)
- n. Request approval to hire Benjamin Kirkland as a grounds worker with an hourly wage of \$9.00 and Katie Parker as a concessions worker with an hourly wage of \$8.25 at FNC Park. (Braxton Tullos)
- o. Request approval to hire Demarkous Dennis a seasonal worker in the Public

Works Department with an hourly rate of \$9.00. (Braxton Tullos)

- p. Request approval of the retirement of Robert Updike in the Public Works Department, effective June 30, 2017, and advertise for a replacement. (Braxton Tullos)

- q. Request permission to hire Madison McClendon as a Firefighter in the Oxford Fire Department with an annual salary \$35,975.69 (G9-6). (Braxton Tullos)

7. Request approval of an appointment to the Oxford Housing Authority.

It was moved by Alderman Howell, seconded by Alderman Bailey to re-appoint John Bounds to the Oxford Housing Authority. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

8. Request permission to re-schedule the Regular meeting on July 4th, 2017 to Wednesday, July 5, 2017.

In accordance with state statute, it was moved by Alderman Antonow, seconded by Alderman Morgan to re-schedule the July 4, 2017 regular board meeting to July 5, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

9. Request approval of a budget amendment in the General Fund. (Ashley Atkinson)

It was moved by Alderman Morgan, seconded by Alderman Antonow to amend the Executive Budget in the General Fund by \$12,000.00 for the purchase of office furniture. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

10. Request permission to accept bid on recycling truck. (Amberlyn Liles)

It was moved by Alderman Tannehill, seconded by Alderman Antonow to re-allocate approximately \$52,000 of budgeted funding in the Baptist Proceeds to the General Fund and accept the low bid from Tag Truck Center for \$251,654.97 to purchase a recycling truck. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

11. Request approval of the 2017 TVA Joint Cost Study. (Rob Neely)

It was moved by Alderman Antonow, seconded by Alderman Morgan to approve the 2017 TVA Joint Cost Study for the Oxford Electric Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

12. Request permission to accept a Community Grant in the amount of \$2,500.00 from Wal-mart. (Joey East)

It was moved by Alderman Bailey, seconded by Alderman Howell to accept a Community Grant from Wal-Mart in the amount of \$2,500.00. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

13. Request permission to accept a donation in the amount of \$1,500.00 from Community Church Oxford for Crime Prevention. (Joey East)

It was moved by Alderman Bailey, seconded by Alderman Antonow to accept a donation from Community Church Oxford in the amount of \$1,500.00 for the Crime Prevention Fund. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

14. Request permission to accept the 154 Alcohol Grant for FY 17 and the 405D Alcohol and Drug Grant for FY17 for the Oxford Police Department. (Joey East)

It was moved by Alderman Tannehill, seconded by Alderman Howell to accept the 154 Alcohol Grant for FY17 in the amount of \$79,004.39 and the 405D Alcohol and Drug Grant for FY17 in the amount of \$35,102.53. Both of these grants are for the statewide DUI Training that will be administered by the Oxford Police Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

15. Request approval for a Preliminary Plat for "Cedar Bend Subdivision" for property located at 910 Old Taylor Rd., further described as PPINs 8424 & 8571. (Judy Daniel)

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It was moved by Alderman Morgan, seconded by Alderman Bailey to approve a preliminary plat for "Cedar Bend Subdivision" for property located at 910 Old Taylor Road, further described as PPINs 8424 and 8571. There was discussion regarding the trees located along the edge of the development (notated at Lot 1) and the aldermen expressed their desire for the developer to maintain as many trees as possible, asking that Lot 1 remain undeveloped to preserve said trees. There is also the issue of a detention area near the road that will be addressed at the next meeting, and the aldermen also discussed the possibility of waiving the requirement for sidewalks in the area along the road that might further damage the trees there as well. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

16. Authorize the extension of the ROW agreement with BMH-NMS for one year. (Bart Robinson)

It was moved by Alderman Tannehill, seconded by Alderman Morgan to extend the ROW agreement with Baptist Memorial Hospital-North Mississippi for a period of one year, May 16, 2017-May 15, 2018. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

17. Consider a request from William Rogers to allow sewer extension along Sandy Cove to serve existing structures. (Bart Robinson)

It was moved by Alderman Bailey, seconded by Alderman Antonow to allow a sewer extension along Sandy Cove, for existing structures owned by William Rogers. These extensions/connections will be made at Mr. Rogers' expense. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

18. Consider contract for Design and Construction Services with Eley Guild Hardy Architects for the Downtown Parking Garage. (Bart Robinson)

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve a contract with Eley Guild Hardy Architects for the Downtown Parking Garage, pending approval by counsel. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

19. Authorize design team to proceed with design of the Activity Center at the Price Street/Molly Barr location. (Bart Robinson)

It was moved by Alderman Antonow, seconded by Alderman Tannehill to authorize the design team to proceed with the design phase of the proposed Activity Center at the Price Street/Molly Barr location. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

20. Consider an executive session.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to consider an executive session for three matters of potential litigation and one matter related to property acquisition. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Bailey, seconded by Alderman Morgan to enter an executive session for a matter of potential litigation related to billboards, a matter of potential litigation related to trademark infringement, and a matter of potential litigation related to land use and a matter regarding property acquisition on West Oxford Loop. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Morgan, seconded by Alderman Bailey to authorize the Mayor to sign the settlement agreement regarding the Watson/Blackburn development issue on Hwy 314. All the alderman present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to return to regular session. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

21. Recess to meet May 12, 2017 at 9:00am at the Oxford Electric Department.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to recess the meeting until May 12, 2017 at 9:00 am. All the aldermen present voting aye. Mayor Patterson declared the motion carried.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

MEMO:

DATE: 4-27-17
TO: MAYOR PATTERSON & BOARD OF ALDERMEN
CC: BART ROBINSON & ASHLEY ATKINSON
FROM: ROB NEELY
RE: AGENDA ITEMS

I have the following agenda items for the Tuesday, May 2, 2017 Board Meeting.

1. Permission for employee to attend the CSA User Education Conference in Orange Beach, AL June 26-29, 2017. (\$1,759.44) (Rob Neely)
2. Approve 2017 TVA Joint Cost Study. (Rob Neely)

Please find a description for the agenda item on the following page. If you have any questions, please feel free to contact me.

Thanks

Robert M. Neely III, P.E., C.P.E.
Superintendent



OXFORD
ENVIRONMENTAL
SERVICES

Bids for Recycling Truck

Option 1 Side Load (1 person operation)

- Tag Truck Center \$251,654.97 – Best Bid Option
http://www.g-sproducts.com/split_body_sideloader.html
- Crows \$290,626.21

Option 2 Rear Load (3 man truck-Driver, 2 Riders)

- McNeilus \$228,473.64
did not meet bid requirements
- Tag Truck Center \$244,304.85
- Crows \$293,233

During budget session we budgeted for recycling truck and a garbage truck rear loader single axel trucks to save money. Unfortunately the hills and weight of our loads are too much for a single axle truck. We need a tandem axle truck.

Budgeted for the recycling truck was \$203,000 and garbage truck rear loader was \$152,500. I ask for permission to use 51,354 of the rear loader balance to make it possible to purchase the recycling truck. Due to the cost of the tandem axle trucks we will be unable to purchase a rear loader (\$300,000)

Env. Svcs	Street Sweeper	\$ 225,000.00	Y	2%	\$ -	\$ 225,000.00	\$ 212,373.00	Bid
Env. Svcs	Recycling truck (1)	\$ 203,000.00	Y	GF	\$ 203,000.00		\$ 251,654.97	Bid
Env. Svcs	Garbage truck rear loader (2)	\$ 152,500.00	Y	BMH	\$ -	\$ -	No	Bid
Env. Svcs	Loader/Transfer station (39% reimb by county) (3)	\$ 200,000.00	Y	GF	\$ 200,000.00	\$ -	\$ 195,691.58	Bid

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

2. Approve 2017 TVA Joint Cost Study. (Rob Neely)

TVA recently completed the update of the 2010 Joint Cost Study (JCS) which analyzes and defines how OED and the City should allocate the cost of shared employees and expenses. The purpose of the JCS is to ensure that electric funds are not being used to subsidize other lines of business (water, sewer, sanitation, etc.). It is recognized that where other lines of business are in operation, and for economic purposes and convenience, some LPC's share joint expenses for the use of building, management, customer services, meter reading, sharing of transportation vehicles, office personnel, and other expenses. The purpose of the joint cost allocation is to ensure that electric ratepayers only pay for electric expenses and do not subsidize other city departments or other lines of business.

Summary: According to the study, the changes in percentages paid for shared employees will change the amount the CITY pays OED an additional \$2,752/month. However, the amount that the CITY pays for customer billing, etc. will change from 81% to 60% (figured using the Adjusted Customer Ratio), which will reduce the CITY payment approximately \$3,000/month. So the net change will result in OED paying approximately \$250/month more than we currently pay. Additionally, the customer ratio changed from 19% to 22% which will also reduce the amount that the CITY pays for customer billing. See Appendix I for details on how the Adjusted Customer Ratio and Customer Ratio were calculated.

I recommend approval of the JCS, as it is required by TVA.

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SAFEGUARD - DEMENT 61-8863



Oxford Electric Department
Oxford, MS
Joint Cost Study

Distributor Assurance

A study of expenses which the Electric Department incurs jointly with other departments of the utility and / or city, present methods of allocating such expenses, and recommended methods.

Date of Field Work: February 2017
Date of Implementation: July 1st, 2017
Prepared by: TVA Distributor Assurance

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Joint Cost Study Executive Summary
Oxford Electric Department-February 2017

Distributor Assurance

Purpose

Joint Cost Allocation: In order to fulfill the provision set forth in **Section 1 (a) of the TVA Power Contract**, Distributor Assurance performs a review and/or assists the Local Power Company (LPC) in the development of a cost allocation methodology described in a Joint Cost Study (JCS). The purpose of the JCS is to ensure that electric funds are not being used to subsidize other lines of business. It is recognized that where other lines of business are in operation (i.e. water, waste water, gas, fiber), and for economic purposes and convenience, some LPC's share joint expenses for the use of building, management, customer services, meter reading, sharing of transportation vehicles, office personnel, and other expenses. The purpose of the Joint Cost Allocation is to ensure that electric ratepayers only pay for electric expenses and do not subsidize other city departments or other lines of business.

Overview

Oxford Electric Department is a utility comprised of only electric service, with the exception of the collection of revenues for the Water and Sewer and Sanitation departments, serving the citizens of the City of Oxford, MS and a portion of Lafayette County, MS. The Electric department serves approximately 9,500 customers. The last joint cost study was performed in 2010 and is followed today. This study is to update ratios where needed and also add any additional jointly used items, employees, etc.

Study Results

		Parameters	Background/Results
Background		Self-Study / TVA Assisted	TVA Assisted
		Date of Study (Field Work):	February 2017
		Date of Prior Joint Study:	July 2010
Operations		Ownership of Major Properties:	Electric
		Other Lines of Business:	Water and Sewer and Sanitation
		Primary Allocation Methods:	Direction of Effort; Customer Ratio; Adjusted Customer Ratio
General Information		Interdivisional Loan:	None
		LPC Revenue:	\$22,664,688
		Number of Customers:	9,500
		Number of Electric Employees:	29
Results		Results – Due to (from) Electric of known amounts (excludes operating expenses such as utilities, O&M, insurance, other expenses, and fringe benefits)	\$2,752.07
Key Contacts		Reviewed with LPC:	Rob Neely, Superintendent; Chasity Carwile, Accountant
		TVA Representative:	Bill Wilburn, TVA Distributor Analyst
		LPC Contact:	Rob Neely, Superintendent; Chasity Carwile, Accountant

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SAFEGUARD - DEMENT 61-8863



Joint Cost Study Executive Summary
Oxford Electric Department-February 2017
Results Pertaining to Joint Cost Allocations

Distributor
Assurance

Expense Allocations

Recommendations: As a result of reviewing company's business methodology, management philosophy, and current costs allocations, the following items were identified:

Summary of Recommended Changes – Monthly*

General Information (Monthly Amounts)	Allocation Methodology Recommended / Used	Current Allocation	Recommended Allocation per Joint Cost	Change-Due to (from) Electric	Agreed Upon Implementation
Payroll	DOE / Customer Ratio / Adjusted Customer Ratio	\$31,351	\$28,599	\$ 2,752.07	7/1/2017
Total		\$31,351	\$28,599	\$ 2,752.07	

**Allocations effective as of (July 1st, 2017). Actual monthly allocations could vary as operating expenses such as utilities, O&M, insurance, other expenses, and fringe benefits are not included in the changes presented above and not quantified in the study as these costs are more variable in nature and thus are sensitive to more frequent fluctuation and thus could skew presentation.*

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Joint Cost Study Executive Summary

Oxford Electric Department-February 2017

Distributor Assurance

Reference - TVA Power Contract

TVA Power Contract Section 1. Financial and Accounting Policy. Distributor agrees to be bound by the following statement of financial and accounting policy:

(a) Except as hereinafter provided, Distributor shall administer, operate, and maintain the electric system as a separate department in all respects, shall establish and maintain a separate fund for the revenues from electric operations, and shall not directly or indirectly mingle electric system funds or accounts, or otherwise consolidate or combine the financing of the electric system, with those of any other of its operations. The restrictions of this subsection include, but are not limited to, prohibitions against furnishing, advancing, lending, pledging, or otherwise diverting electric system funds, revenues, credit or property to other operations of distributor, the purchase or payment of, or providing security for, indebtedness or other obligations applicable to such other operations, and payment of greater than standardized or market prices for property or services from other departments of distributor. In the interest of efficiency and economy, distributor may use property and personnel jointly for the electric system and other operations, subject to agreement between distributor and TVA as to appropriate allocations, based on direction of effort, relative use, or similar standards, of any and all joint investments, salaries and other expenses, funds, or use of property or facilities.

Operations Expense, Allocation Methodologies				
Allocation Methodology	Definition	Methodology Used	Electric	Other Departments
Customer Ratio	Based on the number of customers per department as a percentage of all customers across departments. Example: Customer Service Dept. labor costs.	X	22%	78%
Direction of Effort	Determined by a specific allocation of time and effort used, typically in the administration of a department. Example: Board member compensation.	X	VAR	VAR
Adjusted Customer Ratio	Based on the weighted number of customers per department as a percentage of all customers across departments. Example: Customer Service Dept. labor costs.	X	40%	60%

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- B. Other Expenses
- C. Fringe Benefits
- D. Management
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- H. Summary-Percents
- I. Summary-Dollars

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A. Transportation

Transportation costs associated with meter reading and other services for all departments are spread to open work orders each month by the CSA Work Order Management System. We believe this to be the most equitable allocation method and do not recommend any change in accounting for these joint expenses. All other transportation expenses follow the individual employee's salary allocation.

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B. Other Expenses

For current and recommended allocation methodologies for the following other expenses, please see the tables below.

Central Service Association (CSA) in Tupelo, Mississippi does the billing for electric, water, sewer, and sanitation services. Other related joint costs of billing are postage on bills and other miscellaneous charges. Postage costs are incurred as a result of mailing consumer monthly bills, delinquent notices, and disconnect notices.

The City of Oxford maintains one website for all city departments. While there are some joint cost implications, the city chooses not charge the electric department for these costs.

Current Allocations

Category	Cur. EL %	Cur. OLB %
Audit Expense	100%	0%
Actuary Expense	100%	0%
Attorney Expenses	Actual	Actual
Website Expense	0%	100%
Billing and Accounting System	19%	81%
Print Bills / Postage	19%	81%
Bad Debt	Actual	Actual
Forfeited Discounts	Actual	Actual
Credit Card Fees	Actual	Actual

Recommended Allocations

Category	Rec. EL %	Rec. OLB %	Basis
Audit Expense	100%	0%	Actual
Actuary Expense	100%	0%	Actual
Attorney Expenses	Actual	Actual	Based on Actual Billable Hours
Website Expense	0%	100%	City of Oxford
Billing and Accounting System	40%	60%	Adjusted Customer Ratio
Print Bills / Postage	22%	78%	Customer Ratio
Bad Debt	Actual	Actual	Based on actual departmental bad debts per billing system
Forfeited Discounts	Actual	Actual	Based on actual departmental forfeited discounts per billing system
Credit Card Fees	Actual	Actual	Based on actual 3% charge to customers paying with a credit card

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C. Fringe Benefits

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Fringe Benefits, including but not limited to the employer's costs for accrued leave, health insurance, dental insurance, life insurance, personnel allowances (as applicable), Other Post-Employment Benefits (OPEB), and GASB 68-related net pension expense and liabilities, should be allocated among departments in the same manner as the employee's payroll distribution.

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SAFEGUARD - DEMENT 61-8863

D. Management

The Mayor and Board of Aldermen are the governing body for all municipal departments of the City of Oxford. The departments of the city are: (1) Electric (2) Water and Sewer (3) Sanitation (4) Recreation (5) Fire (6) Police (7) Street (8) Zoning and Planning, and (9) General City.

The Mayor and Board are responsible for setting department policy, approving budgets, and approval for all monthly expenditures for all departments. Based on discussion with electric department management, the 15 percent now paid would continue to be a reasonable amount for the electric department to contribute toward the governing board's salaries based on an estimate of their direction of effort toward the electric department.

The Mayor and Board do not usually incur travel related expenses for the electric department; however, if travel expenses related to the electric department should occur, we recommend these expenses be directly charged to the electric department.

The Superintendent directs the operation of the electric department. All of his salary is to be borne by the electric department, since his responsibility lies mainly within that department. We recommend that compensation to the Mayor and Board and General Manager be allocated based on direction of effort as shown below:

The details of the anticipated impact of the changes in allocations are detailed below.
For Fringe Benefits please see section "C." of this report.

Current Allocations					
Position	Annual Amount	Cur. EL %	Cur. OLB %	Cur. EL \$	Cur. OLB \$
Superintendent		100%	0%		
Mayor		15%	85%		
Alderman (1)		15%	85%		
Alderman (2)		15%	85%		
Alderman (3)		15%	85%		
Alderman (4)		15%	85%		
Alderman (5)		15%	85%		
Alderman (6)		15%	85%		
Alderman (7)		15%	85%		
Total					

Position	Annual Amount	Rec. EL %	Rec. OLB	Recommended EL \$	Recommended OLB \$	Change-Due to (from) Electric
Superintendent		100%	0%			\$ -
Mayor		15%	85%			\$ -
Alderman (1)		15%	85%			\$ -
Alderman (2)		15%	85%			\$ -
Alderman (3)		15%	85%			\$ -
Alderman (4)		15%	85%			\$ -
Alderman (5)		15%	85%			\$ -
Alderman (6)		15%	85%			\$ -
Alderman (7)		15%	85%			\$ -
Total						\$ -

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E. General Office

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The office manager, accounting manager, and general accountant support the electric department's joint operations with the city. Their duties include supervising office personnel involved in the customer accounting and collection process, making revenue payments to other city departments, closing service orders, and payroll responsibilities.

We recommend the compensation to the General Office staff be allocated based on the direction of effort as shown below:

Current Allocations

Position	Annual Amount	Cur. EL %	Cur. OLB %	Cur. EL \$	Cur. OLB \$
Office Manager		75%	25%		
Accounting Manager		90%	10%		
Accountant		90%	10%		
Total					

Recommended Allocations

Position	Annual Amount	Rec. EL %	Rec. OLB	Recommended EL \$	Recommended OLB \$	Change-Due to (from) Electric
Office Manager		60%	40%			\$ 8,030.55
Accounting Manager		90%	10%			\$ -
Accountant		90%	10%			\$ -
Total						\$ 8,030.55

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F. Customer Service

Six employees collect all bills, perform customer accounting, and provide customer service for the electric, water and sewer, and sanitation departments. The electric department is currently paying 50 percent of the salaries for these employees, except for the Director of Customer Service, for which they are paying 75 percent. The main duties of the Director of Customer Service are field checking of all water meters, closing service orders for all departments, and handling all customer complaints. After reviewing her duties and responsibilities, we determined the Director of Customer Service spends 40 percent of her time assisting the customers for the other departments. Additionally, we determined the other customer service employees' salaries should follow the adjusted customer ratio.

It is recognized that there could be some rental allocation of the electric department building for the space occupied by shared employees; however, the electric department has agreed not to charge the city rentals charges as it would be an immaterial amount.

We recommend that compensation to the CS staff be allocated based on direction of effort as shown below:

Current Allocations					
Position	Annual Amount	Cur. EL %	Cur. OLB %	Cur. EL \$	Cur. OLB \$
Billing Supervisor		50%	50%		
Customer Service Director		75%	25%		
Cashier (1)		50%	50%		
Cashier (2)		50%	50%		
Cashier (3)		50%	50%		
Cashier (4)		50%	50%		
Total					

Recommended Allocations						
Position	Annual Amount	Rec. EL %	Rec. OLB	Recommended EL \$	Recommended OLB \$	Change-Due to (from) Electric
Billing Supervisor		40%	60%			\$ 4,899.50
Customer Service Director		60%	40%			\$ 6,486.45
Cashier (1)		40%	60%			\$ 3,270.50
Cashier (2)		40%	60%			\$ 3,597.60
Cashier (3)		40%	60%			\$ 3,270.50
Cashier (4)		40%	60%			\$ 3,469.70
Total						\$ 24,994.25

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G. Meter Reading & Service

SAFEGUARD • DEMENT 61-8863

As of the date of this study, the electric department has fully implemented an Automated Meter Information (AMI) system on all electric accounts. All costs, including salaries, associated with meter reading and service are spread to all open work orders each month by the CSA Work Order Management System. We believe this to be the most equitable allocation and do not recommend any change in accounting for these joint expenses.

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SAFEGUARD - DEMENT 61-8863

H. Summary-Percents

FOR MANAGEMENT USE ONLY!

Category	Avg.* Current EL %	Avg.* Recomm. EL %	Percent Change-Due to (from) Electric
D. Management	24%	24%	0%
E. General Office	85%	80%	5%
F. Customer Service	54%	43%	11%

** These percentages represent non-weighted averages of allocation rates by category. Because these percentages are representative of entire categories and not individual contributing items within those categories, these allocation rates are for presentation purposes only and should not be used for implementation of allocation rates of individual contributing items. For allocation rates specific to individual contributing items, refer to the respective corresponding sections within the Joint Cost Study, itself.*

FOR MANAGEMENT USE ONLY!

Monthly Estimated Impact*			
Category	Total Current EL \$	Total Recomm. EL \$	Change due to (from) Electric
D. Management	\$ 10,212.17	\$ 10,212.17	\$ -
E. General Office	\$ 10,725.01	\$ 10,055.80	\$ 669.21
F. Customer Service	\$ 10,414.27	\$ 8,331.42	\$ 2,082.85
MONTHLY ESTIMATED TOTAL	\$ 31,351.45	\$ 28,599.38	\$ 2,752.07

**Allocations effective as of February 2017. Actual monthly allocations could vary as operating expenses such as utilities, O&M, insurance, other expenses, and fringe benefits are not included in the changes presented above and not quantified in the study as these costs are more variable in nature and thus are sensitive to more frequent fluctuation and thus could skew presentation.*

***The change due to (from) electric only represents the currently applicable joint cost categories, and does not include a comparison between all applicable joint cost categories from the prior Joint Cost Study.*

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Appendix I - Ratios					
A.) Adjusted Customer Ratio					
Department	Number of Customers	Ratio by Department	Factor	Adjusted Number of Customers	Adjusted Ratio by Department
Electric	9,500	22%	1.50	14,250	40%
Water	12,865	29%	1.00	12,865	37%
Sewer	10,695	24%	0.50	5,348	15%
Sanitation	11,009	25%	0.25	2,752	8%
Total	44,069	100%		35,215	100%
*A factor and a half was used as it is generally recognized that electric takes more time due to larger bills, more questions, complications, etc. **Half factors were used since generally there are limited customer service related issues. ***Quarter factors were used since there are generally minimal customer service interactions.					
B.) Customer Ratio					
Department	Number of Customers	Ratio by Department	Factor	Adjusted Number of Customers	Adjusted Ratio by Department
Electric	9,500	22%	1.00	9,500	22%
Water	12,865	29%	1.00	12,865	29%
Sewer	10,695	24%	1.00	10,695	24%
Sanitation	11,009	25%	1.00	11,009	25%
Total	44,069	100%		44,069	100%
D.) Direction of Effort					

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SAFEGUARD - DEMENT 61-8863

MEMO:

DATE: 4-27-17
TO: MAYOR PATTERSON & BOARD OF ALDERMEN
CC: BART ROBINSON & ASHLEY ATKINSON
FROM: ROB NEELY
RE: AGENDA ITEMS

I have the following agenda items for the Tuesday, May 2, 2017 Board Meeting.

1. Permission for employee to attend the CSA User Education Conference in Orange Beach, AL June 26-29, 2017. (\$1,759.44) (Rob Neely)
2. Approve 2017 TVA Joint Cost Study. (Rob Neely)

Please find a description for the agenda item on the following page. If you have any questions, please feel free to contact me.

Thanks

Robert M. Neely III, P.E., C.P.E.
Superintendent

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SAFEGUARD - DEMENT 61-8863



Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, Director of Planning
Date: May 2, 2017

Re: Planning Commission Case 2180
Preliminary Plat for Cedar Bend Subdivision
910 Old Taylor Road (PPINS#8424 & #8571)

Zoning: (RA) Single Family Residential

Planners Comments: Please consider this preliminary plat for an eight lot single-family residential subdivision on approximately 5.62 acres, to be developed in two phases. The property is located on Old Taylor Road just across the street from the entrance to Rowan Oak. The property consists of two parcels, the first approximately 3 acres, the second approximately 2.62 acres; neither in a subdivision. The northern parcel contains a historic home, the Jacob Thompson house. The proposed subdivision is to be built in two phases and all proposed lots exceed the minimum lot size in the RA zoning district. When homes are proposed on these lots they will require a Certificate of Appropriateness from the Historic Preservation Commission. Land subdivision is not, however, reviewed by that Commission.

The majority of subdivision requirements are reviewed by Public Works. The proposed subdivision is located within an existing neighborhood, with utilities established to serve the needs at that time. Public Works has determined that separate sewer lines need to be installed to ensure service to the new lots. Public Works initially thought the sewer lines would be located within the right-of-way and will be maintained by the City, but it has now been determined that the sewer line to provide service to Phase 1 will be located off of the Right-of-Way and will remain private to the point it connects to the existing sewer manhole. The revised and approved version of the Preliminary Plat is attached. Public Works is also working with Legal Counsel to determine the appropriate language regarding ownership of the stormwater systems.

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Recommendation: While the loss of the open lawn in front of the historic home is unfortunate, the subdivision meets all applicable regulations. And while the lawn is a visual part of the historic setting of the historic home, the setting is not reflected in the Historic Resources Survey. The proposed new lots are larger than allowed, and the property is not part of any subdivision, so a subdivision modification procedure is not required. Staff therefore recommended approval of the Preliminary Plat for the Cedar Bend Subdivision, and at their regular meeting on April 10, 2017; the Planning Commission recommended approval of the subdivision as submitted with the following conditions:

1. Approval is contingent on final approval of the water and sewer plans by Public Works.
2. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:
 - a. All common property/detention pond shall be maintained in perpetuity and cannot be developed for any other use which would limit or cause to limit the use of the common area/detention pond. The common area/detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.
 - b. The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorated basis as part of each lot owner's total assessment.
 - c. Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.
 - d. A lot owner's interest in the common area may not be severed from the interest in the lot.
3. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
4. Approval is for the preliminary plat as submitted.

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OXFORD

PLANNING
DEPARTMENT

Case 2180

To: Oxford Planning Commission
 From: Judy Daniel, AICP, Planning Director
 Date: April 10, 2017

Applicant: Old Taylor Development, LLC
 Owner: Howorth Family Trust (#8424) and Beckett Howorth (#8571)
 Request: Preliminary Plat Approval for 'Cellar Ben Sub Division'
 Location: 910 Old Taylor Road (PPINS#8424 & #8571)
 Zoning: (RA) Single Family Residential

Surrounding Zoning:

North: (RA) Single Family Residential
 South: (RA) Single Family Residential
 East: (RA) Single Family Residential
 West: (RB) Two Family Residential

Planners Comments: This preliminary plat proposes an eight lot single-family residential subdivision on approximately 5.62 acres, on property on Old Taylor Road just across the street from the entrance to Rowan Oak. The property consists of two parcels, the first approximately 3 acres, the second approximately 2.62 acres; neither in a subdivision. The northern parcel contains a historic home. The proposed subdivision is to be built in two phases. The first contains 4 lots of .5 acre, .5 acre, .6 acre, and 1.9 acre. The second contains lots of .5 acre, .5 acre, .36 acre, .46 acre, and a common area of .21 acre (for underground detention). All proposed lots exceed the minimum 9,500 square feet for a lot in the RA zoning district. When homes are proposed on these lots they will require a Certificate of Appropriateness from the Historic Preservation Commission. Land subdivision is not, however, reviewed by that Commission.

The majority of subdivision requirements are reviewed by Public Works. At the time of this report, Public Works is still working with the applicant's engineer to finalize various engineering design details but expects to grant approval to a set of construction plans and revised plat prior to the Planning Commission meeting. The proposed subdivision is located within an existing neighborhood, with utilities established to serve the needs at that time. Public Works has determined that separate sewer lines need to be installed to ensure service to the new lots. These lines are proposed to be located within the right-of-way and will be maintained by the City, but will be built in a way that

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minimizes impact to the existing streets. Public Works is also working with Legal Counsel to determine the appropriate language regarding ownership of the stormwater systems. DEMENT 61-8861

Recommendation: The loss of the open lawn at this location is sad to contemplate. The corner opposite the entrance to Rowan Oak is emotionally a part of that historic space which is so important to this City. It is also an integral part of the historic setting of this home, known as the Jacob Thompson House, although the setting is not reflected in the Historic Resources Survey. As such, there is no legal reason to deny this subdivision if it meets all technical standards. The lots are larger than allowed, and the property is not part of any subdivision, so a subdivision modification procedure is not required. Staff therefore, albeit with reluctance, recommends approval of the Preliminary Plat for the Cedar Bend Subdivision (Phase 1 and 2) as submitted with the following conditions:

1. Approval is contingent on final approval of the water and sewer plans by Public Works.
2. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:
 - a. All common property/ detention pond shall be maintained in perpetuity and cannot be developed for any other use which would limit or cause to limit the use of the common area/ detention pond. The common area/ detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/ detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.
 - b. The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorated basis as part of each lot owner's total assessment.
 - c. Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.
 - d. A lot owner's interest in the common area may not be severed from the interest in the lot.
3. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
4. Approval is for the preliminary plat as submitted.
5. This case will not be heard by the Board of Alderman until the City has had time to review and approve revised construction plans for water, sewer, sidewalk and stormwater; and the plat is revised according to Public Works requirements regarding identification and ownership of the common open space and subsurface detention areas.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



CITY OF OXFORD, MISSISSIPPI
PRELIMINARY PLAT APPLICATION FOR SUBDIVISION

Project Name Cedar Bend Subdivision

Physical Address of Site 910 Old Taylor Road Oxford, MS 38655

Tax Parcel # 138D-28-087.00, 138E-28-184.00 PPIN # 8424 and 8571

Name of Applicant Old Taylor Development, LLC Tim Smith

Applicant's Address 105 South Front Street Tupelo, MS 38802

Phone # 662-801-4502 Email Address ttsvnsmith@gmail.com

Name of Property Owner Howorth Family Trust

Name of Professional Submitting Precision Engineering Corporation

Engineer for Project Paul Koshenina Phone # 662-816-4123

Architect for Project _____ Phone # _____

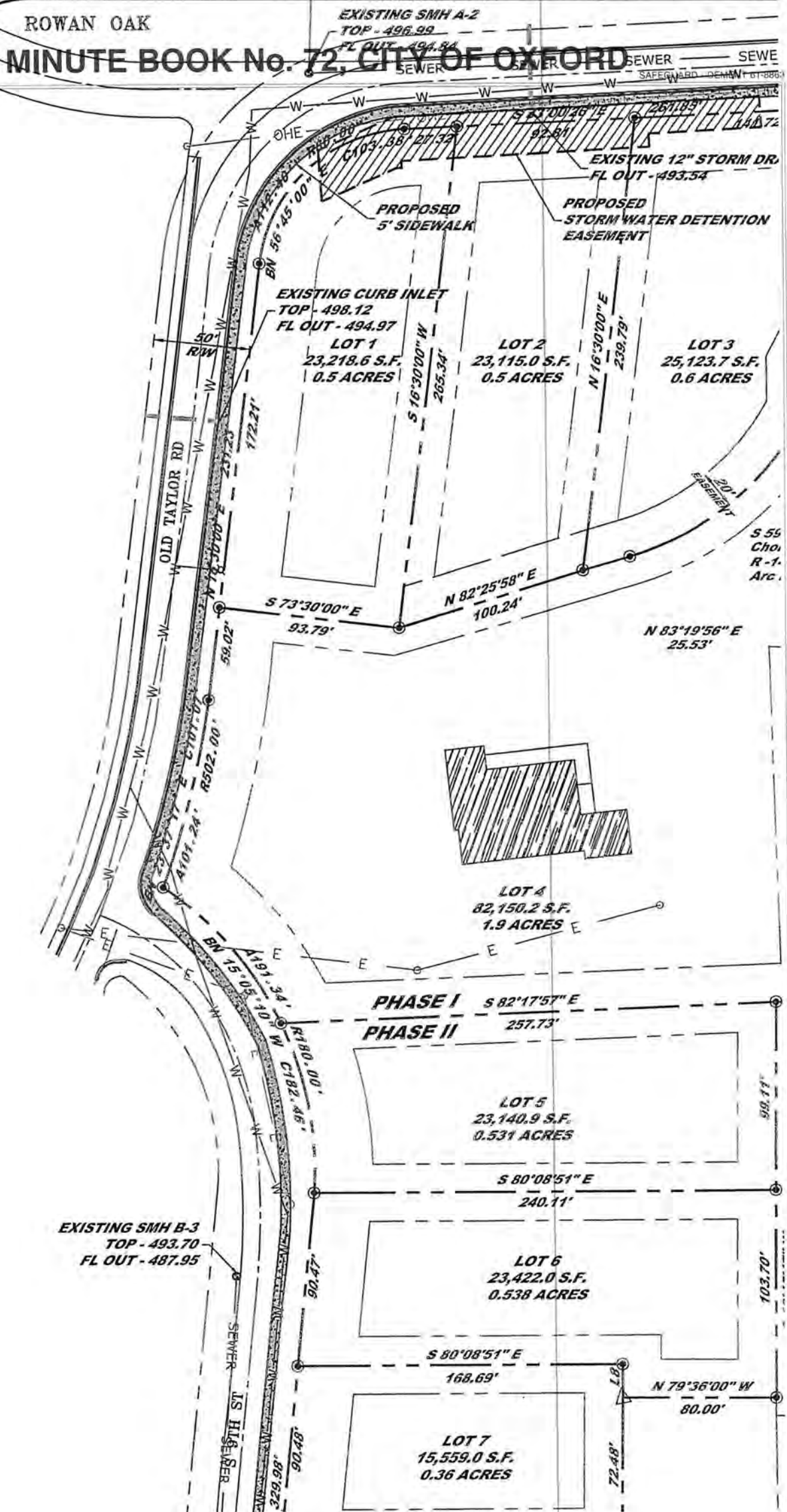
Current Zoning R1A Proposed Units 8 Lots Proposed Bedrooms NA

Proposed Parking NA Proposed Total Square Footage NA

Proposed Number of Stories NA Proposed Height NA

Tim Smith 1/23/2017
Signature of Owner Date

Paul Koshenina 1/24/17
Signature of Submitting Professional Date



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SAFEGUARD - DEMENT 61-8863

~DESCRIPTION OF TRACT I~

A Fraction Of City Lots 85, 86, 89, And 90 As Recorded On The Official Map Of The City Of Oxford, As Recorded In The Office Of Chancery Clerk Of Lafayette County, MS. Also, A Fraction Of The Southwest And Northwest Quarter Of Section 28, Township 8 South, Range 3 West, C Of Oxford, Lafayette County, Mississippi, And Containing 5.61 Acres, More Or Less. This Description Being In More Detail As Follows:

Commencing At A Concrete Monument Designated And Accepted As Being The Northwest Corner Of The Southwest Quarter Of Section 28, Township 8 South, Range 3 West; Run Thence Due South A Distance Of 474.25 Ft To A Point, Thence Due East A Distance Of 711.55 Ft To A Cotton Picker Spindle Set At The Intersection Of The North Right-Of-Way Line Of Cleveland Street And The East Right-Of-Way Line Of South 9th Street, Said Cotton Picker Spindle Being The **POINT OF BEGINNING**; Run Thence N 15° 43' 50" E Along Said East Right-Of-Way Line A Distance Of 329.98 Ft To A Point, Thence Following Said East Right-Of-Way Line Along A Circular Curve To The Left Having A Radius Of 180.00 Ft, An Arc Length Of 191.34 Ft, A Chord Bearing Of N 15° 05' 10" W And A Chord Distance Of 182.46 Ft To A Point At The Intersection Of The Said East Right-Of-Way Line Of South 9th Street And The Southeast Right-Of-Way Line Of Old Taylor Road, Thence Following Said Southeast Right-Of-Way Line Of Old Taylor Road Along A Circular Curve To The Left Having A Radius Of 502.00 Ft, An Arc Length Of 101.24 A Chord Bearing Of N 23° 37' 17" E And A Chord Distance Of 101.07 Ft To A Point, Thence 16° 30' 00" E Along Said Southeast Right-Of-Way Line A Distance Of 231.23 Ft To A Point, Thence Following Said Southeast Right-Of-Way Line Along A Circular Curve To The Right Having A Radius Of 80.00 Ft, An Arc Length Of 112.40 Ft, A Chord Bearing Of N 56° 45' 00" E And A Chord Distance Of 103.38 Ft To A Point, Thence S 83° 00' 26" E Along Said Southeast Right-Of-Way A Distance Of 261.85 Ft To A ½" Iron Rod Found, Thence S 25° 49' 12" W Leaving Said Southeast Right-Of-Way Line And Roughly Following The East Side Of A Concrete Driveway A Distance Of 26.09 Ft To A ½" Iron Rod Set, Thence S 29° 11' 57" W Following Said Concrete Drive A Distance Of 44.38 Ft To A Chiseled "x" In The Concrete, Thence S 33° 05' 43" W Following Said Concrete Drive A Distance Of 53.99 Ft To A Chiseled "x" In The Concrete, Thence S 37° 08' 45" W Following Said Concrete Drive A Distance Of 23.13 Ft To A ½" Iron Rod Set, Thence S 09° 36' 28" W Leaving Said Concrete Drive A Distance Of 14.24 Ft To A Iron Rod Set, Thence S 80° 23' 06" E A Distance Of 61.00 Ft To A ½" Iron Rod Set, Thence 09° 37' 21" W A Distance Of 158.64 Ft To A ½" Iron Pipe Found, Thence N 77° 16' 15" W A Distance Of 59.71 Ft To A 1" Iron Pipe Found, Thence S 08° 02' 38" W A Distance Of 165. Ft To A 1" Iron Pipe Found, Thence N 82° 17' 57" W A Distance Of 23.21 Ft To A Fence Corner In A 17" Bodock Tree, Thence S 10° 15' 47" W A Distance Of 207.40 Ft To A ½" Iron Rod Set, Thence N 79° 36' 00" W A Distance Of 80.00 Ft To A ½" Iron Rod Found, Thence 10° 25' 16" W A Distance Of 230.50 Ft To A ½" Iron Rod Found, Thence N 78° 35' 51" W A Distance Of 191.30 Ft To The **POINT OF BEGINNING** Of This Description.

This Description Was Taken From A Plat Of Survey For M.B. And Mary Howorth Estate, LLC, Dated 03-05-2013, Performed By PRECISION ENGINEERING CORPORATION.

SURVEYOR'S CERTIFICATE

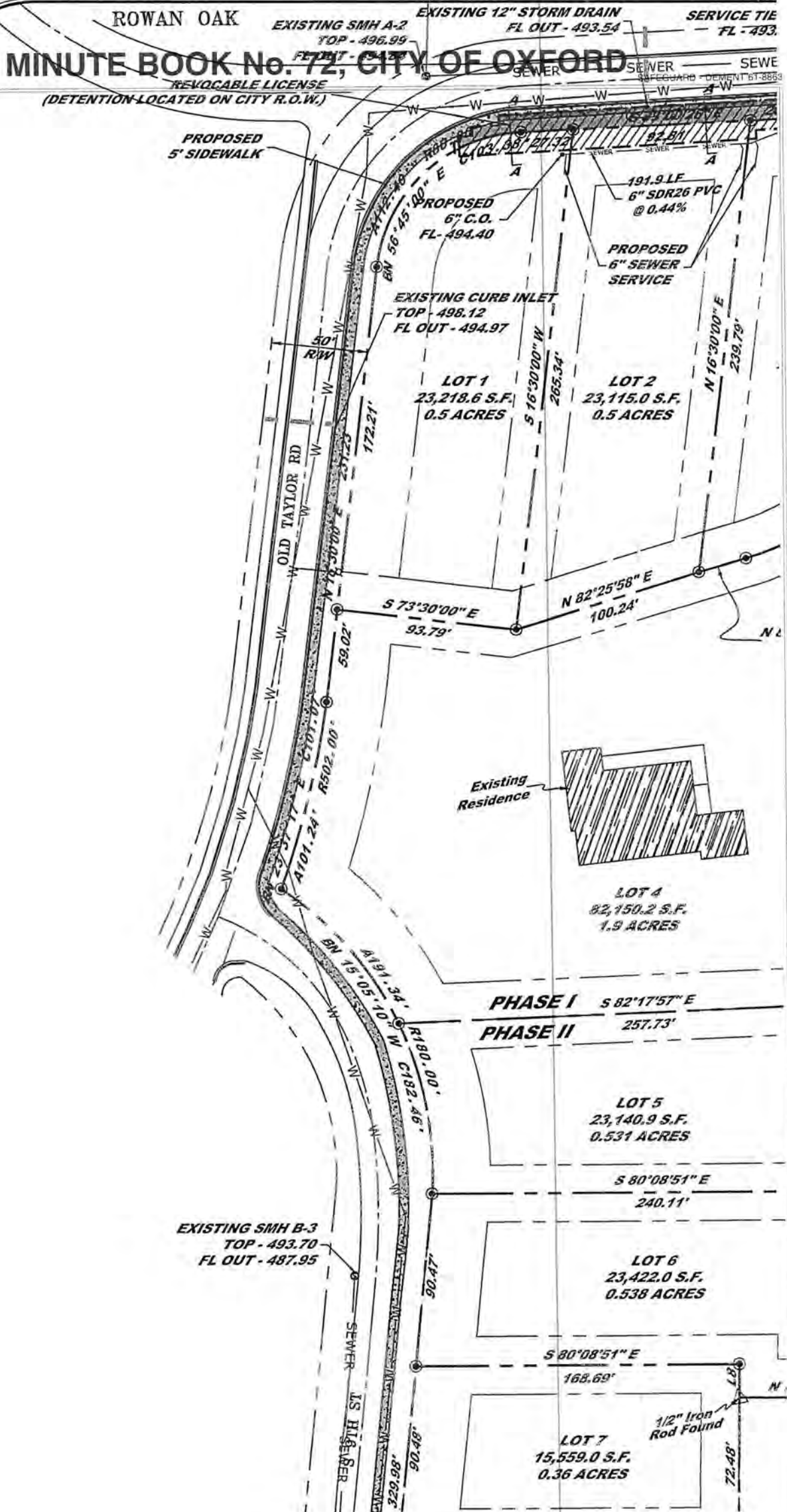
I certify that the within plat of CEDAR BEND SUBDIVISION, in Lafayette County Mississippi, is a true and correct representation of said subdivision and that signed and delivered it as my own act and deed.

Witness my hand and signature this the _____ day of _____, 2017.

JOSEPH CHAD MAYER
MISSISSIPPI PS. #3125

ENGINEER'S CERTIFICATE

I certify that CEDAR BEND SUBDIVISION, is in conformance with the design requirements of the subdivision regulations and specific conditions imposed by development, and takes into account all applicable federal, state and local regulations.



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SAFEGUARD - DEMENT 61-8863

Lisa Carwyle - City Clerk
Office of the City Clerk



George "Pat" Patterson
Mayor of Oxford

May 17, 2012

Don Ruby
Baptist Memorial Hospital -- North Mississippi

Dear Mr. Ruby:

The City of Oxford would like to extend the current Right-of-Way agreement with Baptist Memorial Hospital-North Mississippi for another five years, May 15, 2012- May 15, 2017. If you need additional information, please do not hesitate to contact me.

Sincerely,

Lisa D. Carwyle
City Clerk
City of Oxford

107 Courthouse Square
Oxford, MS 38655

www.oxfordma.net

Phone (662) 236-1310
Fax (662) 232-2337

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

City of Oxford

107 Courthouse Square • Oxford, Mississippi 38655 • Phone (662) 232-1310 • Fax (662) 232-2317



June 6, 2007

Don Ruby
Baptist Memorial Hospital-North Mississippi
P O Box 946
Oxford MS 38655

RE: PUBLIC RIGHT OF WAY USE AGREEMENT

The City of Oxford extends the effective dates of the Public Right-of-Way Use Agreement between Baptist Memorial Hospital and the City of Oxford from May 15, 2007 until May 15, 2012.

Please feel free to contact me if you have any questions.

Sincerely,

Lisa D. Carwyle
City Clerk
City of Oxford
107 Courthouse Square
Oxford MS 38655
662.232.2312
lcawyle@oxfordms.net

MAYOR
RICHARD HOWARTH
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SAFEGUARD - DEMENT 61-8863

**Specific Route
Public Rights-of-Way Use Agreement
(Telecommunications)**

1. PURPOSE AND INTENT.

THIS PUBLIC RIGHTS-OF-WAY USE AGREEMENT (the "Agreement") is made and entered into as of 5/15/02 (the "Effective Date") by and between the **CITY OF OXFORD ELECTRIC DEPARTMENT** by and through the City of Oxford, a Municipal Corporation of the State of Mississippi, (hereinafter referred to as "City"), and **BAPTIST MEMORIAL HOSPITAL-NORTH MISSISSIPPI, INC.**, a Mississippi Corporation ("Provider");

WHEREAS, the City, pursuant to federal law, state statutes, and local ordinances, is authorized to consent to one or more nonexclusive agreements to construct, operate, and maintain a Telecommunication Network in the Public Rights-of-Way within the municipal boundaries of the City as designated in Exhibit "A" (City Area)" and,

WHEREAS, the City, after due consideration, analysis and deliberation, has approved and found sufficient the technical, financial and legal qualifications of the Provider to place a Telecommunication Network on or in the Public Rights-of-Way; and,

WHEREAS, the City had also considered and analyzed the plans of the Provider for the construction and operation of a Telecommunication Network and found the same to be adequate, feasible and in the public interest; and,

WHEREAS, the terms of the Agreement are nondiscriminatory and competitively neutral, and that the compensation required herein, is fair and reasonable; and,

WHEREAS, the City and the Provider have agreed to be bound by the conditions hereinafter set forth;

NOW, THEREFORE, in consideration of the foregoing and the mutual promises contained herein, the parties agree as follows:

2. DEFINITIONS.

- a. "Chief Administrative Officer or CAO." The CAO of the City of Oxford Electric Department, or the person designated by the Mayor to carry out the duties and responsibilities of the Chief Administrative Officer. Chief Administrative Officer shall also mean the person under the CAO's management and control designated by the CAO to administer the provisions of this Agreement.

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- b. "City." City shall mean the City of Oxford and/or the City of Oxford Electric Department.
- c. "City Engineer" shall mean the position of City Engineer created by the City Charter or a successor position, or an acting City Engineer or the designee of the City Engineer.
- d. "City Property." All real property owned by the City, other than Public Rights-of-Way as that term is defined herein, and all other property held in a proprietary capacity by the City, which are not subject to right-of-way licensing and franchising as provided in this Agreement.
- e. "City Requirements." All laws, rules, regulations, policies and directives of general application of the City, in effect at present or to be adopted in the future by the City Council, pursuant to its police powers or otherwise, provided same is consistent with Federal and State law.
- f. "Counsel for the City." Counsel for the City shall be O'Donnell Walsh PLLC, or such other attorney as the City may designate from time to time.
- g. "Federal Communication Commission" or "FCC." The federal agency or its successor agency that is the regulatory authority over the Telecommunication Provider.
- h. "Person." An individual, corporation, association, partnership, joint venture or other entity.
- i. "Public Rights-of-Way." The surface, the air space above the surface, and the area below the surface of any public street, highway, lane, path, alley, sidewalk, boulevard, drive, bridge, tunnel, easement or similar property in which the City holds any property interest (fee title, easement or otherwise) or exercises any rights of management or control and which, consistent with the purposes for which it was acquired or dedicated, may be used for the installation and maintenance of a Telecommunications Network.
- j. "Telecommunications Network or Network." All facilities of any kind placed in, on or above the Public Rights-of-Way and used to provide Telecommunications Services.
- k. "Telecommunications Services." All transmissions between or among points specified by the user, of information of the user's choosing (whether voice, video, or data), without change in the content of the information as sent and received, where such transmissions are accomplished by means of a Telecommunications Network.

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Telecommunications Services also include any ancillary or adjunct services which may be rendered in conjunction with transmissions described in the preceding sentence. Telecommunications Services does not include Cable Service or an open video system, as defined by federal law.

1. "Utility Infrastructure." All City electric utility distribution poles, transmission structures, ducts and all other City owned or operated transmission structures, distribution conduit, building entry conduit, utility tunnels, manholes, vaults, radio towers, other radio equipment, fiber optic cable capacity and active communications capacity, together with all appurtenant facilities.

3. SCOPE OF CITY CONSENT.

3.1 The city hereby consents to authorize the Provider, for a period of five (5) years from and after the Effective Date of the Agreement (the "Term"), the nonexclusive right to construct, use, operate, own and maintain a Telecommunication Network in, on, under and over the Public Rights-of-Way described in paragraph 3.2 below, subject to applicable Federal, State, and local law, and this Agreement.

3.2 Without reducing its police powers to adopt and enforce ordinances necessary to the health, safety and welfare of the public, the City hereby grants to Provider authority to use the City's Public Rights-of-Way in the City Area described in Exhibit "A" for the purposes of this Agreement, and this such Agreement shall be constructed to authorize the construction of a Telecommunication Network along such Public Rights-of-Way as limited to those Public Rights-of-Way described in Exhibit "A" in accordance with applicable federal, state and local law. This use is limited to underground use as described in Exhibit A. The City makes no representation or warranty with respect to ownership of said Right-of-Way. The Provider agrees to make an independent investigation of the Right-of-Way ownership and shall hold the City harmless should the City have no Public Right-of-Way Rights along the property described in Exhibit A.

3.3 Notwithstanding anything in this Agreement, Providers may only interconnect its Telecommunications Network and/or facilities with other users of the Public Rights-of-Way affiliated with the provider as are authorized by the City. The Provider is not authorized by this Agreement to use the Public Rights-of-Way as a reseller or "rebundler" of local exchange telecommunications services.

4. AUTHORITY NOT EXCLUSIVE.

This Agreement and the consent of authority conferred in Section 3 above are not exclusive. The Provider shall respect the rights and property of the City and other authorized users of the public Rights-of-Way. Except as otherwise required by law, by agreement and request of the Provider disputes between Provider and parties other than

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the City over the use, of the Public Rights-of-Way may be submitted to the City for resolution. Decisions rendered by the City shall be final and binding.

5. FEES AND COMPENSATION.

5.1 From and after the Effective Date of this Agreement and throughout the full term of this Agreement, the Provider shall promptly pay to the City all fees and compensation pursuant to the following:

(a) **Filing Fee and Administrative Fee-** To reimburse the city for its initial administrative costs in processing the application of the Provider, provider shall submit a \$350.00 nonrefundable application fee. Upon acceptance of this Agreement granted by the City, a provider shall pay a cost based administrative fee of no more than \$350.00. Such administrative fee is to defray the cost to the City in preparing and entering into this Agreement.

(b) **Recording Fee-** Provider agrees to pay for the recordation of this Agreement and any plats or plans that may be attached. Checks are to be made payable to the Lafayette County Chancery Court Clerk.

(c) The Provider shall pay the City an annual Public Rights-of-Way Use Fee of \$0.75 per linear foot for each four (4) diameter inch or less of underground conduit or wire that is in the public Rights-of-Way per annum, and if with the consent of the City, in the event that the surface of the public rights-of-way, other than soil removal for boring, is to be altered or cut, to include sidewalks, curbs, and roadbeds, there will be a separate annual charge of \$400.00 for the first street crossing and \$240.00 for every street crossing thereafter.

This fee shall be due on _____ (Effective Date) of every year of the term of this Agreement, prorated as applicable. A report shall be provided with each annual payment showing the calculation of the payment, including the length of the network and number and names of each street crossing. Such fees may be adjusted once every three (3) years to insure reasonable compensation to the City for the use of the Public Rights-of-Way and to recoup administrative cost to the City.

5.2 **Default.** In the event that full and proper payments, due the City under this Agreement, have not been made by the Provider, an event of default shall have occurred, in which case the City may terminate this Agreement as set forth herein in Section 11.

5.3 **No Release.** No acceptance of any payment shall be construed as a release of, any claim that the City might have for further or additional sums payable under the terms of the Agreement, or for any other performance or obligations of Provider.

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5.4 **Permit and Inspection Charges.** All permit and inspection charges related to a provider's construction in the public Rights-of-Way shall be paid by the Provider as they are usual and customarily assessed by the City Engineer.

5.5 **Other City Fees, Taxes, and Charges.** Payments of compensation made by a Provider to the City pursuant to this Agreement shall be considered in addition to, and exclusive of, any and all authorized taxes, business license fees, other fees, other levies or assessments presently in effect, or subsequently adopted, to the extent provided under the applicable law.

5.6 **Books and Records.**

(a) Upon written request from the CAO, Provider shall report to the City such other information as the CAO may reasonably require as to the linear feet of the Telecommunications Network in the Public Rights-of-Way to ensure correct payments to the City are made and shall comply with the City's reasonable determination of forms for reports, the time for reports, the frequency with which any reports are to be made, and if reports are to be made under oath. Such reports may include a report prepared by an independent certified public accountant or certified engineer, as appropriate.

(b) The CAO may, at any time, make inquiries pertaining to provider's performance of the terms and conditions of this Agreement. Provider shall respond to such inquiries on a timely basis.

5.7 **City's Right to Audit.**

(a) The City reserves the right to review and audit the Provider's books and records concerning the Telecommunications Network in the Public Rights-of-Way to the extent necessary in order to determine if the appropriate fee has been paid to the City. If such audit discovers an underpayment due the City that exceeds five (5) percent of the total amount paid for any quarterly or annual reporting period, as applicable, then the Provider shall promptly reimburse the City for the actual and reasonable cost of such an audit. Provider shall also pay the City all actual amounts of the underpayments as determined by the audit.

(b) If an audit, or other research discovers that fees or charges have been either underpaid or not paid for any period in addition to all other remedies under this Agreement and at law, the City also may seek full recovery of the underpaid or non-paid fees or charges, plus interest at a 10% annual percentage rate, from the original due date.

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6. CONSTRUCTION OF THE TELECOMMUNICATION NETWORK.**6.1 Obligations of Provider Regarding the Public Rights-of-Way.**

(a) Compliance with law. Provider is explicitly subject to the police powers of the City, any other governmental powers, and the City's rights as a property owner under state and federal laws. All work done by Provider in connection with the construction, expansion, reconstruction, maintenance or repair of its facilities in the Public Rights-of-Way shall be subject to and governed by all City Requirements, and applicable federal and state rules and regulations. Provider shall place all facilities underground consistent with applicable City Requirements. For this Section, the term "Provider" shall also mean a Person who controls or manages physical transmission facilities, and all appurtenant equipment, installed in the Public Rights-of-Way.

(b) Upon request, Provider shall provide the City timely information as to all matters in connection with or affecting the construction, reconstruction, removal, maintenance, operation and repair of facilities performed by provider in the Public Rights-of-Way.

(c) Construction Work Regulation, Maintenance and Underground Conduit Use.

(1) All excavation and other construction in the Public Rights-of-Way shall be performed in accordance with all applicable City Requirements, including the obligation to use trenchless technology whenever possible. Furthermore, all such construction shall be undertaken so as to minimize interference with the use of public and private property and in accordance with any direction given by the City under the police and regulatory powers of the City.

(2) Provider may be required by the City to attach portions of their facilities to duct trench space maintained by any other person or entity authorized by the City to the extent reasonable. A. Provider shall not be required to attach its facilities to the duct space of any other person or entity authorized by the City if it can be shown to the City's satisfaction that such Provider shall be subjected thereby to increased risks of interruption to its service or to increased liability for accidents, or unreasonably delay construction or availability of service, or if the facilities of such other person or entity are not of character, design and construction required by, or are not being maintained in accordance with current practice, or are not available to the Provider on reasonable terms, including, without limitation, a reasonable fee.

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(3) In furtherance of the public interest in safety, health and public welfare and to facilitate the safe management of Public Rights-of-Way, the construction, expansion, reconstruction, excavation, use, maintenance and operation of Provider's Telecommunications Network and property shall be subject to all generally applicable City Requirements as determined by the City Engineer.

(4) In addition to any other City Requirements, except in an emergency, fourteen (14) days prior to the commencement of construction which involves any alteration to the surface or the sub-surface of the Public Rights-of-Way, to the extent generally required, Provider shall furnish the City Engineer (or such other officials as the city may designate from time to time) with construction plans and maps showing the routing of any new construction and construction plans. Provider shall not commence construction until the plans and drawings have been approved in writing by the city Engineer. Such approval shall not be unreasonably withheld or delayed.

(5) Upon request by written notice of the City, Provider shall promptly remove and abate any facility that is declared an emergency by the City. Provider and the City shall cooperate to the extent possible to assure continuity of service during the removal. If any Provider, after notice, fails or refuses to act, the city may remove or abate the same, at the sole cost and expense of such Provider which shall be promptly paid to the City, all without compensation or liability for damages to the Provider.

(6) Upon completion of initial or any subsequent construction work, Provider shall promptly restore the public Rights-of-Way in accordance with applicable City Requirements. Provider may excavate only for the construction, installation, expansion, repair, removal, and maintenance of all or a portion of its Telecommunications Network.

(7) Except in an emergency, Provider shall not excavate any pavement in any public alley or street or significant amounts of any unpaved Public Rights-of-Way without first complying with all applicable City Requirements.

(8) Without one hundred twenty (120) days of completion of each segment of Provider's Telecommunications Network, the Provider shall supply the City with a complete set of "as built" drawings for that segment in a format to be prescribed by the City

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SAFEGUARD - DEMENT 61-8863

Engineer. The Provider shall provide the City a complete set of "as-built" drawings every six (6) months incorporating any changes to Provider's Telecommunications Network in the Public Rights-of-Way, in a format to be prescribed by the City Engineer. Provider shall also obtain the City's approval before any relocation of Provider's Telecommunications Network in the Public Rights-of-Way. Such approval shall not be reasonably withheld. In addition, Provider shall provide annually to the city a map of its Telecommunications Network to the extent any changes have occurred in Telecommunications network in the Public Rights-of-Way.

(9) Provider shall participate in the Mississippi One-Call (Area Utility Coordination) meetings and coordinate all new construction with the Mississippi One-Call. Provider's Telecommunications Network shall bear identification marks as may be established by the Mississippi One-Call, to the extent such Telecommunications Network is installed after the Mississippi One-Call establishes such identification marks.

6.2 Work by Others, construction by Abutting Owners and Alterations to Conform with Public Improvements.

(a) The City reserves the right to lay and permit to be laid, sewer, gas, water, and other pipe lines or cables and conduits, and to do and permit to be done, any underground and overhead work, and any attachment, restructuring or changes in aerial facilities that may be deemed necessary or proper by the City in, across, along, over or under any public street, alley or right-of-way occupied by Provider, and to change any curb or sidewalk or the grade of any street. In permitting such work to be done, the City shall not be liable to Provider for any damages not directly caused by the willful misconduct or gross negligence of the City; provided, however, that nothing herein shall relieve any other person or entity, including any contractor, subcontractor, or agent from liability for damage to Provider's facilities.

(b) In the event that, during the term of this Agreement, the City authorizes abutting landowners to occupy space under the surface of any public street, alley, or right-of-way, such grant to an abutting landowner shall be subject to the rights herein granted to Provider. In the event that the City shall close or abandon any Public Right-of-Way, which contains any portion of Provider's facilities, any conveyance of land contained in such closed or abandoned Public Right-of-Way shall be subject to the rights herein granted.

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(c) During the term of all Agreements, Provider shall be liable for the acts or omissions of any entity used by Provider (including an Affiliate) when such entity is involved directly or indirectly in the construction and installation of Provider's facilities to the same extent as if the acts or omissions of such entity were the acts or omissions of a Provider.

(d) Relocation or Removal of Facilities: Within one hundred twenty (120) days following written notice from the City, the Provider shall, at its expense, temporarily or permanently remove, relocate, change or alter the position of any of its facilities or Telecommunications Network that is in the Public Rights-of-Way whenever the City shall have determined that such removal, relocation, change or alteration is reasonably necessary for:

(i) The construction, repair, maintenance or installation of any City or other public improvement in or upon the Public Rights-of-Way; or

(ii) The operations of the City of Oxford affiliated governmental entities, to include, but not be limited to, the City of Oxford Electric Department (so long as it is municipally owned) in or upon the Public Rights-of-Way.

(iii) This subsection 6.2(d) does not apply as to any private, non-governmental third party or other governmental entities unaffiliated with the City requesting relocation or removal of Telecommunications Network in the public Rights-of-Way.

6.3 Permits Required - Provider shall not construct, reconstruct, or relocate the Telecommunication Network (or parts thereof) within the Public Rights-of-Way or on City Property unless authority has been obtained in accordance with other applicable City Ordinances.

6.4 Installations on City Property and Private Property - No cable line, wire, amplifier, converter, or other piece of equipment owned by the Provider shall be installed by the Provider on any City property or private property without first securing the written permission of the City or property owner and/or lawful occupant of any property involved.

7. PERFORMANCE BONDS.

7.1 Due to the nature of the specific route and the financial condition of the Provider, the City would request, within thirty (30) days after the effective date of this Agreement, Provider shall file with the City Engineer's Office a performance bond in the amount of Two Hundred Thousand dollars (\$200,000) in favor of the City. The corporate surety on such bond will be authorized to do business in Mississippi and acceptable to Counsel for the City. (A copy of said bond shall be provided to Counsel for the City.)

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The bond shall be maintained throughout any construction and any reconstruction period and until such time as determined by the CAO, but in no event shall such bond have a term longer than the term of this Agreement.

7.2 In the event Provider fails to comply with any law, ordinance or regulation governing use of Public Rights-of-Way or fails to properly construct Provider's Telecommunication Network, there shall be recoverable, jointly and severally, from the principle and surety of the bond, any damages or loss suffered by the City as a result, including the full amount of any compensation, indemnification, or cost of removal or abandonment of any property of Provider plus a reasonable allowance for attorney fees, including the City's legal staff, and costs, up to the full amount of the bond.

7.3 The City may, upon completion of construction or reconstruction of the Network as approved by the CAO, waive or reduce the requirement of Provider for any construction subsequent to the completion of the initial Network, in a reasonable amount and upon such terms as determined by the CAO.

7.4 The bond shall contain the following endorsement: "It is hereby understood and agreed that this bond may not be cancelled by the surety. Furthermore the intention not to renew or to cancel may not be stated by the surety until thirty (30) days after receipt by the City Attorney, by registered mail, of a written notice of such intent to cancel or not to renew."

8. INSURANCE.

(a) Provider shall obtain and maintain in full force and effect throughout the term of this Agreement insurance with an insurance company licensed to do business in the State of Mississippi and acceptable to the City designated by its representative. All companies will be required to be rated A-VI or better by A.M. Best or A or better by Standard and Poors. Provider shall furnish the City with proof of such insurance so required at the time of filing the acceptance of this Agreement. The City reserves the right to review these insurance requirements during the effective period of this Agreement, and to reasonably adjust insurance coverage and their limits when deemed necessary and prudent by the City's designated representative, based upon changes in statutory law, court decisions, or the claims history of the industry or the Provider.

(b) Subject to Provider's right to maintain reasonable deductibles in such amounts as is approved by the City's designated representative, Provider shall obtain and maintain in full force and effect for the duration of this Agreement, at the Provider's sole expense, insurance coverage in the following type and minimum amounts:

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<u>Type</u>	<u>Amount</u>
1. Workers' Compensation: and Statutory Employers Liability:	(Minimum Statutory Limits, as Amended) \$100,000/\$500,000/ \$100,000
2. Commercial General (public) Liability- Including Independent Contractors; Blanket Contractual; and Explosion, Collapse and Underground Property Damage	
(i) General Aggregate per Project Location	\$10,000,000
(ii) Products/Completed Operations	\$10,000,000
(iii) Personal and Advertising Injury	\$10,000,000
(iv) Each Occurrence	\$10,000,000
(v) Medical Expense	\$5,000
3. Comprehensive Automobile insurance coverage for loading and unloading hazards, for:	
(i) Owned/leased automobiles	Combined single limit for bodily injury and property damage \$2,000,000 per occurrence or its equivalent
(ii) Non-owned automobiles	
(iii) Hired Automobiles	
4. Pollution Liability Insurance	\$1,000,000 per occurrence
(i) Bodily injury	
(ii) Property Damage	
(iii) Clean-up Cost	

(c) The CAO shall be entitled, upon request and without expense, to receive copies of insurance evidencing coverage stated above. The CAO also may make any reasonable requests for deletion, revision or modification of particular policy terms, conditions, limitations or exclusions, except where policy provisions are established by law or regulation binding upon either City or a Provider or upon the underwriter for any of such policies. Upon request for deletion, revision or modification by the CAO, Provider shall exercise reasonable efforts to accomplish the changes and shall pay the cost thereof.

(d) Provider shall agree that with respect to the above-required insurance, all insurance certificates will contain the following required provisions:

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- (i) Name the City and its officers, employees, board members and elected representatives as additional insured (as the interests of each insured may appear) as to all applicable coverage;
- (ii) Provide for thirty (30) days notice to the City for cancellation, non-renewal, or material change;
- (iii) Provide for notice to both the CAO and the City Clerk by certified mail or overnight delivery service; and
- (iv) Provide that all provisions of this Agreement, as amended, concerning liability, duty, and standard of care, including the Indemnity Section, shall be underwritten by contractual coverage sufficient to include such obligations within applicable policies, subject to policy terms and conditions.

8.2 The insurance certificates obtained by Provider in compliance with this Section shall be subject to approval by the City's designated representative, and such proof of insurance shall be filed and maintained with the CAO during the term of this Agreement, or any extension or renewal thereof, and may be changed from time to time to reflect changing liability limits, as required by the City. Provider shall immediately advise the City Attorney of any actual or potential litigation that may develop that would affect insurance coverage related to any Agreement.

8.3 Insurers shall have no right of recovery against the City, it being the intention that the insurance policies shall protect the Provider and the City and shall be primary coverage for all losses covered by the policies.

8.4 The policy clause "Other Insurance" shall not apply to the City where the City is an insured on the policy.

8.5 Companies issuing the insurance policies shall have no recourse against the City for payment of any premiums or assessments which all are set at the sole risk of the Provider. Insurance policies obtained by Provider shall provide that the issuing company waives all right of recovery by way of subrogation or assignment against the City in connection with any damage covered by these policies.

8.6 Self Insurance. At the CAO's reasonable discretion, and with adequate financial documentation from the Provider and in compliance with applicable state laws, the CAO may accept in lieu of the insurance requirements described above, a self-insurance which provides substantially similar protection to the above requirements.

9. INDEMNITY.

9.1 Provider agrees to defend, indemnify and hold City harmless from and against all damages, costs, losses or expenses (i) for the repair, replacement, or restoration of City property, equipment, materials, structures, and facilities which are

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damaged, destroyed or found to be defective as a result of such Provider's acts of omissions, (ii) from and against any and all claims, demands, suits, causes of action, and judgments for: (a) damage to or loss of the property of any person (including, but not limited to such Provider, its agents, officers, employees and subcontractors, City's agents, officers and employees, and third parties); and/or (b) death, bodily injury, illness, disease, worker's compensation, loss of services, or loss of income or wages to any Person (including but not limited to the agents, officers and employees of such Provider, Provider's subcontractors and City, and third parties), arising out of, incident to, concerning or resulting from the act or omissions of such Provider, its agents, employees, and/or subcontractors, in the performance or activities pursuant to this Agreement, no matter how, or to whom, such loss may occur.

9.2 Notwithstanding the above the Provider shall not indemnify the City for any negligence or intentional act of the City or its contractors, agents, officers and employees.

10. PROVIDER DEFAULT AND REMEDIES.

10.1 If Provider fails to comply with this Agreement, Provider will be subject to termination and/or penalties as stipulated as follows:

10.2 The City shall reserve the right to terminate this Agreement and any rights or privileges granted under it in the event of a material breach of the terms and conditions of this Agreement, subject to a thirty day written notice and the opportunity to cure the breach during that thirty (30) day period.

10.3 Material breaches of this Agreement specifically include, but are not limited to, continuing violations of Sections 5 and 6, failure to provide, upon written request data, documents, reports or information, and failure to provide bond or insurance, and any use of the Public Rights-of-Way. Any interconnection in violation of this Agreement is a material breach that allows termination of this Agreement as provided herein.

10.4 A material breach shall not be deemed to have occurred if the violation occurs without the fault of Provider or occurs as a result of circumstances beyond its control. Provider shall not be excused from performance of any of its obligations under this Agreement by economic hardship, not misfeasance or malfeasance of their directors, officers, or employees.

10.5 A termination shall be declared only by a written decision of the City Administration, which shall accord the Provider due process and full opportunity to be heard and to respond to any notice of grounds to terminate. All notice requirements shall be met by giving the Provider at least fifteen (15) days prior written notice of any hearing concerning the proposed termination of this Agreement. Such notice shall state the grounds for termination alleged by City.

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10.6 Nothing in this Paragraph shall preclude or be deemed a waiver by either party to exercise any other remedies at law or to seek judicial relief.

11. COMPLIANCE WITH LAWS; SEVERABILITY.

11.1 Notwithstanding any other provisions of this Agreement to the contrary, the Provider and the City shall at all times comply with all applicable laws and regulations of the Federal, state, county, and city governments and all administrative agencies thereof, including but not limited to judicial orders; provided however, that if any such Federal, state, city, or county law or other applicable regulation shall prevent the Provider from performing any service, in conflict with the terms of this Agreement or of any law or regulation of the City, then as soon as possible following knowledge thereof, the Provider shall notify the City of the point of conflict believed to exist between such regulation or law and the laws or regulations of the City of this Agreement, and the Provider and City shall negotiate a reasonable accommodation to such charge.

11.2 If any provision of this Agreement or any related agreement is held by any court or by any Federal, state, or county agency of competent jurisdiction to be invalid as conflicting with any Federal, state, or county law, rule or regulation now or hereafter in effect, or is held by such court or agency to be modified in any way in order to conform to the requirements of any such law, rule or regulation, said provision shall be considered as a separate, distinct and independent part of this or such other Agreement, and such holding shall not affect the validity and enforceability of all other provisions hereof of thereof. On the event that such law, rule or regulation is subsequently repealed, rescinded, amended or otherwise changed, so that the provision hereof or thereof which has been held invalid or modified is no longer in conflict with the law, rules and regulations then in effect, said provision shall thereupon return to full force and effect and shall thereafter be binding on the parties hereto, provided that the City shall give the Provider sixty (60) days' written notice of such change before requiring compliance with said provision.

11.3 If the City determines that a material provision of this Agreement or any related Agreement is affected by such action of a court or of the Federal, state, or county government, the City and Provider shall have the right to modify any of the provisions hereof or in such related agreements to such reasonable extents as may be necessary to carry out the full intent and purpose of this Agreement and all related agreements.

12. TAXES AND PERMIT FEES.

Nothing contained in the Agreement shall be construed to exempt the Provider from any tax levy, permit fee or assessment which is or may be hereafter lawfully imposed on all entities engaged in the same business as the Provider, or as are generally applicable in the City or State.

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13. SALE OR TRANSFER.

13.1 No rights or privileges of the Provider under this Agreement, either separately or collectively, shall be sold, resold, assigned, transferred or conveyed by the Provider to any other person, without the prior written consent of the City. Such approval shall not be unreasonably withheld. Should the Provider sell, assign, transfer, convey or otherwise dispose of any of its rights or interests under this Agreement, including such Provider's Telecommunications Network, or attempt to do so, without the City's prior consent, the City may revoke this Agreement for default, in which event all rights and interest of the Provider shall cease.

13.2 Any transfer in violation of this Section shall be null and void and unenforceable. Any change of Control of a Provider shall constitute a transfer under this Section.

13.3 There shall be a rebuttable presumption of a change of Control of the Provider upon a change of 15% or greater in the ownership of a Provider. Such a change in Control shall be deemed a transfer which requires consent of the City.

13.4 A mortgage or other pledge of assets to a bank or lending institution in a bona fide lending transaction shall not be considered an assignment or transfer.

14. SERVICE OF NOTICE.

14.1 All notices required or permitted to be given to either party by the other party under any provisions of this Agreement shall be in writing and shall be deemed served:

- (a) When deliveries by hand or Federal Express or similar service to that party's address set forth below during normal business hours; or
- (b) When mailed to any other person designated by that party in writing herein to receive such notice, via certified mail, return receipt requested.

14.2 Notice shall be given to the following:

- (a) If to City;

City of Oxford
Mayor's Office
City Hall
Courthouse Square
Oxford, MS 38655

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With a copy to:

Counsel for the City
O'Donnell Walsh PLLC
C/o Brad Walsh, Esq.
P.O. Box 676
Oxford, MS 38655

City Of Oxford Engineer
City Hall
Courthouse Square
Oxford, MS 38655

(b) If to Provider:

Jim Vandersteeg
Baptist Memorial Hospital-North Mississippi
2301 S. Lamar Blvd.
Oxford, MS 38655

With a copy to:

Joe Eaton, Plant Operations
Baptist Memorial Hospital-North Mississippi
2301 S. Lamar Blvd.
Oxford, MS 38655

15. FORCE MAJEURE.

Any delay, preemption, or other failure to perform caused by factor beyond the parties' reasonable control, such as an act of God, labor dispute, non-delivery by non-affiliated suppliers, war, riot, technical breakdown, or government administrative or judicial order or regulation, shall not result in a default of this Agreement. Each party shall exercise its reasonable efforts to cure any such delays and the cause thereof, and performance under the terms of this Agreement shall be excused for the period of time during which such factor continues.

16. CONSTRUCTION AND JURISDICTION.

This Agreement is made and performed in the State of Mississippi and it shall be construed in accordance with laws in the State of Mississippi and the City.

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17. ACKNOWLEDGEMENT THAT TERMS ARE UNDERSTOOD.

The Provider acknowledges that it has read and fully understood the terms of this Agreement and agrees to be bound by the same.

This Agreement is subject to the approval by the City Administration, said approval to be indicated by their respective signatures below.

IN WITNESS THEREOF, the parties have signed below, effective as of the Effective Date, by their duly authorized representatives.

City of Oxford/City of
Oxford Electric Department
(City)

Richard Howarth
By: Richard Howarth
Its: Mayor of City

Attest:

Virginia H. Chastin
City Clerk

Approved:

Counsel for the City

Baptist Memorial Hospital-
North Mississippi, Inc.
(Provider)

Dana Williams
By: Dana Williams
Its: Chief Financial Officer

Attest:

Kathy J. Sneed

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STATE OF MISSISSIPPI
COUNTY OF LAFAYETTE

Before me Kathy J. Sneed, the undersigned, a Notary Public,
within and for said State and County, duly commissioned and qualified,
personally appeared Dana Williams with whom I am personally
acquainted and who upon oath acknowledge himself to be the
CEO of BAPTIST MEMORIAL HOSPITAL-NORTH
MISSISSIPPI, INC., a Mississippi Corporation, within named bargainer, a
corporation and that he as such CEO, being authorized to do so,
execute the foregoing instrument for the purposes therein contained, by
signing the name of the corporation himself as Chief Financial Officer
thereunto affixing the seal of said corporation, all of which was duly
attested by Kathy J. Sneed Notary Public for said corporation.

WITNESS my hand and Notarial Seal, at BMH-NM in the
county aforesaid, this 15th day of May, 2012

My Commission Expires:

Notary Public State of Mississippi At Large
My Commission Expires: November 28, 2014
Bonded Through Helden, Brooks & Garland, Inc.

Kathy J. Sneed
Notary Public

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EXHIBIT "A"CITY AREA AUTHORIZED TO BE USED
FOR TELECOMMUNICATION NETWORK

Description of Area

Fiber optic conduit starting in the North right-of-way of Belk Drive and going South along the East right-of-way of South Lamar Boulevard for 3,750 feet. Fiber optic conduit then bearing West within the South right-of-way of Azalea Drive for 952 feet.

---4,702 feet underground x \$0.75 = \$3,526.50 ---

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Baptist Memorial Health Care Corporation
 Corporate Legal Services
 899 Madison Avenue
 Memphis, Tennessee 38146
 Telephone (901) 227-6688
 Facsimile (901) 227-6684

April 30, 2002

VIA FACSIMILE TRANSMISSION
 TO (662) 234-3557
 AND REGULAR MAIL

Mr. Brad Walsh, Esq.
 P.O. Box 676
 Oxford, Mississippi 38655

Re: City of Oxford/Baptist Hospital Right of Way

Dear Brad:

I enjoyed speaking with you again today and I hope that we can soon begin the cable project.

As we discussed, Baptist is prepared to offer an affidavit of self-insurance for the Workman's Compensation and General Liability coverage requirements of the Specific Route Public Rights-of-Way Use Agreement. I have enclosed my executed affidavit as the person responsible for oversight of Baptist's insurance.

However, as I also mentioned, Baptist has commercial Automobile liability coverage through Traveler's Insurance. Traveler's informed us Friday afternoon that they will not, under the current circumstances, add the City of Oxford as an additional insured. Also, Baptist's policy is a combined single limit of \$1,000,000.00 as opposed to the \$2,000,000.00 required by the agreement. Baptist's pollution policy is through Reciprocal of America (ROA). ROA also objects to naming the City as an additional insured. ROA has, as a result of the current national insurance crisis, been downgraded from an A- company to a B- company in Best's. Also, Baptist's policy is \$500,000.00 per occurrence and not \$1,000,000.00 per occurrence.

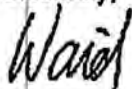
Although Baptist's coverage differs from what the City of Oxford requires in the agreement, I am certain that the coverage we can put together is more than adequate given the nature of project. My certainty is reinforced given that Baptist will purchase the bond required in Section 7 of the agreement. Accordingly, I ask that the City kindly waive the strict requirements of the agreement and allow Baptist to proceed under the more relaxed insurance

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coverages described above. If this is the case, I would appreciate your forwarding a letter to me authorizing Baptist to proceed. Unfortunately, we are in a position where time is of the essence. I would appreciate hearing from you on a final determination by Friday, May 3 if at all possible.

Sincerely,



H. Wald Ray
Senior Staff Attorney

Enclosure

cc: Jim VanderSteege

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AFFIDAVIT OF H. WAID RAY

STATE OF TENNESSEE)
)
 COUNTY OF SHELBY)

COMES NOW THE AFFIANT, H. Waid Ray and avers as follows:

1. My name is H. Waid Ray. I am of legal age and a resident of Shelby County, Tennessee.
2. I am employed by Baptist Memorial Health Care Corporation as its Senior Staff Attorney and have been so employed since June 1998.
3. In my capacity as Senior Staff Attorney, I am personally aware of the facts set forth in this affidavit.
4. Baptist Memorial Health Care Corporation provides certain services for hospitals in which Baptist Memorial Health Care Corporation is the sole corporate member. These services include risk management and insurance procurement. Baptist Memorial Health Care Corporation is the sole corporate member of Baptist Memorial Hospital - North Mississippi.
5. At the time of execution of this affidavit, Baptist Memorial Hospital - North Mississippi is self-insured for purposes of Workman's Compensation, general and professional liability. Annual actuarial reviews are performed to assess the funding of the trust.

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6. I have reviewed the proposed contract between the City of Oxford Electric Department and Baptist Memorial Hospital - North Mississippi with particular attention to Section Eight. It is my opinion that the level of funding is satisfactory to cover the Corporation's incurred liability pursuant to the Workman's Compensation and general liability requirements of Section Eight of the Agreement.
7. This affidavit is submitted in lieu of a commercial certificate of insurance.

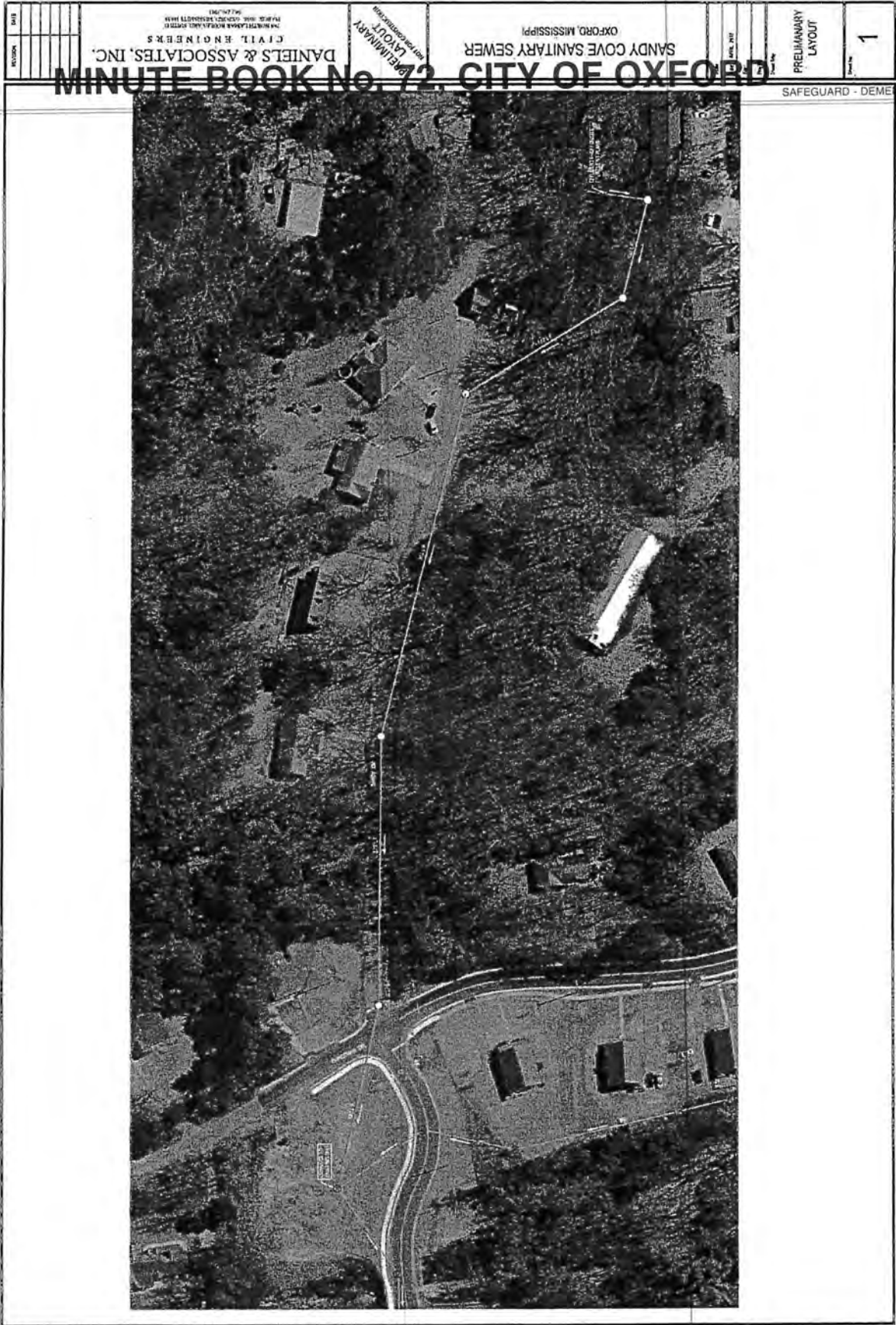
FURTHER AFFIANT SAITH NOT


H. WAIO RAY

SWORN TO and subscribed before me this 30th day of April 2002.


NOTARY PUBLIC

My Commission Expires:
My Commission Expires Oct. 11, 2005



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The City
of
Oxford
MISSISSIPPI

Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Director of Planning
Date: May 2, 2017
Re: Consideration of Request from LOU Homes

In April, the Mayor and Board of Aldermen requested that staff work with LOU Homes to provide answers to a range of questions regarding the LOU plans for the City owned property off South 16th Street. The following are the prepared answers:

LOU Homes Questions

1. What is the exact amount of land we are talking about giving to LOU Homes?

A total of 2.67 acres – the landlocked 2.28 acres, and a .39 acre lot on S. 16th.

2. Do we not want an appraisal to make an informed decision about this property?

The Mayor and Aldermen have requested staff to arrange an appraisal.

3. What is the zoning of the property, and how many dwelling units could be constructed on the property?

FB – Two unit dwellings, and also in a Neighborhood Conservation Overlay Zone (NCOZ). A minimum lot size of 7,500 sf is required in FB for detached dwellings, and 3,200sf in a zero lot line development. In the NCOZ, a zero lot line development also requires a minimum 7,500sf lot.

This would result in 10 to 15 dwellings, depending on lot configuration, clustering with smaller lots, vs. larger lots, and land needed for roads or other public requirements. If the NCOZ requirements were changed to keep the same density, but allow smaller lot sizes (as contemplated in the revised zoning code), they would be able to build more homes (up to the 15 dwellings) and also create a larger buffer area of retained vegetation, over half the land area.

- 4. What total projected development cost is LOU anticipating for developing this land? What will be your sources of capital to complete these units? On what schedule are these funds available? Are these funds issued on the basis of matching funds or will there be a gap between grant/federal funds and what the actual costs are? Will these houses be purchased or rented?

What does LOU propose to ensure that this land is, in fact, reserved for affordable and workforce housing? There are different models of how this is implemented; and several indicate a percentage of the AMI the residents must make to qualify. We need to be able to be clear to the public about the parameters that will be in place so that people know what income level these houses will be available to. The key phrase that we are looking at is how one determines if the individuals wishing to purchase a home "are persons who otherwise can afford to live only in substandard housing".

LOU estimates a per unit cost of about \$150,000. This would be met by a Federal Grant contributing \$50,000 per units and a commercial mortgage of \$100,000. The units are to be sold, not rented.

LOU anticipates that buyers will be able to obtain zero down payment loans through programs that LOU has used in the past. If the Aldermen vote to donate the land, they will apply for HOME program funds annually provided through the Department of Housing and Urban Development (HUD) administered by the Mississippi Home Corporation. Applications for those funds would be made by July 1. The grants through the HOME program do not require any matching funds. Their purpose is to help bridge the gap between home cost and affordability for households earning 80% or less of median family income.

Median Family Income (MFI) is a calculated number for each county annually published by HUD. This scale is used by all HUD programs to determine eligibility. Eligibility is determined by size of household and household income. The current scale for Lafayette County is:

Household size	1	2	3	4	5	6	7	8
LOW INCOME	35350	40400	45450	50500	54550	58600	62650	66700
(80 % of MFI)								

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LOU's goal is to provide housing for families in the income bracket of a 3-bedroom and 2-bath house which would require a mortgage of \$100,000 or less. LOU believes that in the current local market, working families in this income bracket could not afford standard single family homes and, as a Mississippi statute phrases the matter, would be limited to buying "a home or no home at all." Income eligibility is verified by tax and income records as well as disclosure of assets.

5. If they are purchased, is there something to prevent them from being rented? If a resident ends up earning more than the established parameters, will the resident be kicked out or get to remain in the house? Another concern of the City is that the property and houses constructed remain in the affordable and workforce housing pool for a set number of years. Also, who will be the governing board to oversee that these remain in workforce pool?

The purpose of the HOME program is to build home ownership in the community but certain restrictions are placed on those who are assisted. If the buyer sells the home within 15 years, he or she is obligated to pay back to HUD a pro-rated proportion of the funds granted. In other words, the amount which would be returned would decrease over time. These terms are secured by a promissory note and a deed of trust which would trigger enforcement at sale.

Further restrictions on grant funds include that the property is owner-occupied and is not used as a rental. Violation of terms would be reported to HUD for enforcement. The stipulation that the property may not be rented will also be written into the subdivision covenants as will the requirement that the buyer be a member of the home owners association (HOA) created by the covenants. Other provisions of the covenants will be designed to maintain the appearance and value of the neighborhood. After 15 years the primary enforcer of covenants would be the HOA.

6. Reversionary Clause - What is reasonable? A time frame of possibly 2 years for funding to be secured and engineering done is needed. And then possibly moving dirt by the 3 year mark. Does that seem possible? Of course, we should have wording that states that we will evaluate the progress at these times and may extend the timeline as necessary.

LOU believes that the requirements to have funding secured within two years and site preparation beginning in the third year are reasonable restrictions on the donation. These deadlines could be lengthened depending on circumstances and reports to the Planning Department by LOU-HOME, Inc.

7. Easement for the City - Is this needed and where?

LOU will certainly grant any needed easement for public facilities (roads, water, and sewer service to the City.)

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8. Can it be done within our Land Development Code?

The Code certainly provides guidance for dwellings within the RB District. We would need to work on the details of what will be needed with them once a decision on the type of develop is reached. The easiest form of development would be single family lots, but given the lot sizes required, that would not allow the full development potential of the property. A zero lot line type of development would allow smaller lots, and also provide deeper buffers from adjoining single family development on Beanland, which is in the R1A single family district.

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Paq

<https://www.boardpaq.com/admin>

MINUTES

City of Oxford
Board of Aldermen
Recess Meeting
Friday, May 12, 2017, 9:00 am - 10:00 am
Oxford Electric Department



THE CITY OF
OXFORD

1. Call to order.

The recess meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 9:00am on Friday, May 12, 2017, in the conference room of the Oxford Electric Department, when and where the following were present:

George G. Patterson, Mayor
Rick Addy, Alderman Ward I
Robyn Tannehill, Alderman Ward II
Janice Antonow, Alderman Ward III
Ulysses Howell, Alderman Ward IV-absent
Preston Taylor, Alderman Ward V
Jason Bailey, Alderman Ward VI
John Morgan, Alderman At Large

Ashley Atkinson, City Clerk
Bart Robinson, Director of Public Works
Braxton Tullos, Human Resources Director
Rob Neely, Director Oxford Electric Department
Chasity Carwile, Accountant

2. Adopt the agenda for the meeting.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to adopt the agenda for the meeting. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

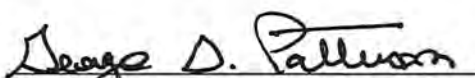
3. Discuss the Oxford Electric Department budget for FY1718.

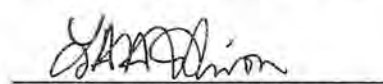
Rob Neely, Director of the Oxford Electric Department, went over the proposed FY2018 budget. The Electric Department has experienced positive growth and continues to do well. The board thanked Rob for his hard work in keeping the Electric Department in good financial shape.

Alderman Antonow and Alderman Morgan left at this time.

4. Adjourn.

It was moved by Alderman Tannehill, seconded by Alderman Bailey to adjourn. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

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FY | 2018



OXFORD

ELECTRIC

Operating and Capital Budget

Mayor

George "Pat" Patterson

Board of Aldermen

Rick Addy

Robyn Tannehill

Dr. Janice Antonow

Ulysses "Coach" Howell

Preston E. Taylor

Jason Bailey

John Morgan

Oxford Electric Department

Rob Neely, Superintendent

300 McElroy Drive Oxford, MS 38655

www.oxfordms.net

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SAFEGUARD - DEMENT 61-8863

Budget Message

The Oxford Electric Department (OED) is excited to provide a comprehensive look at OED financials with the FY2018 budget, as well as, a closer look at the day to day operations. I hope the information provided in this document will be useful to the Board as you consider OED's financial priorities.

This budget includes written descriptions, charts and graphs summarizing OED's financial strengths and operational responsibilities. The first several sections describe the OED organizational and operational functions. Later sections present financial details comparing FY2016 data to FY2017 year-to-date (YTD) data. Capital spending is listed separately, with descriptions of proposed special capital projects.

The budget for FY2018 proposes total spending of \$23,292,267 offset by expected revenues of \$23,388,963. The largest expense, by far, is purchased power. The greatest challenge when preparing an annual budget is projecting electric sales revenue and purchased power expense. I spend a considerable amount of time preparing estimates for FY2018's energy costs, which causes the expenses and income of OED to rise and fall.

This year we undertook an extensive budget preparation process. For that reason, I feel confident that actual spending will not exceed the budgeted amounts requested. Also, I am excited that in FY2018 we are planning to implement new projects that should improve our operations and allow us to better serve our customers.

The FY2018 Budget is based on a conservative outlook of expenses and revenues. OED's FY2018 Operating Expenses are projected to rise by approximately 3% when compared to the projected FY2017 figures. FY2018 revenues are projected to also rise, with an increase (4%) in margin. OED's purchased power cost as a percentage of total revenue has remained fairly consistent over the last 5 years (77.2%) and is projected to remain stable.

Highlights for OED in FY2017 are as follows:

- FY
17 The Automated Metering Infrastructure (AMI) began in February, 2016 and was completed in FY2017. The benefits of AMI are being observed in FY2017, which include reduced truck rolls for disconnecting/reconnecting electric service, meter reading accuracy, reduced time and money spent manually reading electric meters and customer service. High bill complaints are being effectively handled with hourly meter read data. The impact of utility theft and meter tampering have been reduced, as we now know immediately if a customer tampers with an electric meter.
- FY
17 According to TVA CEO, Bill Johnson, Local Power Companies (LPC's) can expect another 1.5% wholesale rate increase in October 2017, to offset increased costs associated with new TVA generation and paying down TVA debt. According to TVA we can expect these incremental rate increases for another 5 years or so.
- FY
17 In FY2017, customer use of the online payment option for utility bills has increased to nearly 5,500 payments per month. This payment method is a useful and reliable tool for

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our customer base. We are constantly looking for ways to improve customer satisfaction and offer convenient payment and bill presentment options for customers. CONFIDENTIAL - DEMENT 61-8863

- FY
17 In FY2017 OED implemented an updated set of Rules and Regulations to govern electric service. This involved changing OED's deposit structure, disconnect policies and other small modifications. The changes to the rules and regulations were due to TVA taking a more active role in regulation of LPC's. The implementation has gone well and no issues have arisen from the changes.
- FY
18 In FY2018 TVA will begin regulating pole attachment rates, and OED will be required to modify our current rates to come into compliance. According to research completed by OED staff and the rate consultant, our current rates will not have to change substantially to meet new requirements. This issue is affecting other LPC's in a much more dramatic way and they're going to have to stagger implementation over a number of years.
- FY
18 OED hopes to add a 24hr payment kiosk to the new lobby area in FY2018.
- FY
18 Numerous construction projects were completed in FY2017 that improve utility service throughout the OED system. These areas include Oxford Square Condominiums, North Lamar at Midtown Shopping Center, 17th Street and Stone Subdivision. Additional projects will be undertaken in FY2018. (Scott St., Haley St., Phillip Rd., Leighton Rd., Douglass/Williams, etc.)
- FY
18 OED completed a substation modification project in FY2017 that allowed OED to take our substation transformer off-line to perform maintenance and repairs. Numerous repairs have been made to improve the performance and longevity of the transformer. Currently, contractors are working to seal a nitrogen leak and clean the transformer's oil which will hopefully add many more years of useful life to this 50 year old transformer.
- FY
18 OED is working to install voltage control devices along the electric circuit that serves the business district along West Jackson Avenue. These devices will improve the service and reliability of that area of the OED service territory.

I hope this document provides useful data and demonstrates OED's desire to effectively manage the resources entrusted by our ratepayers.

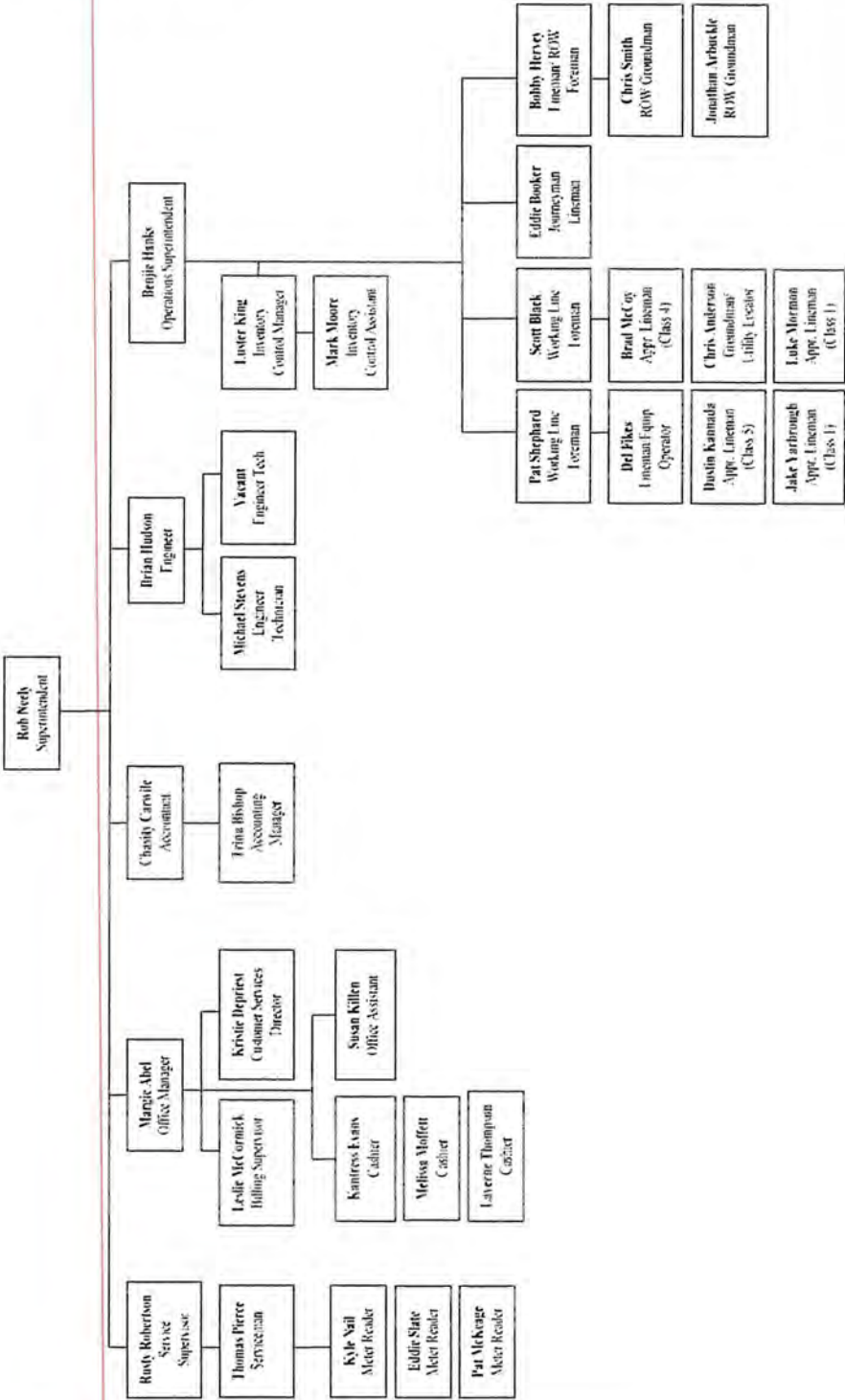
Regards,

Robert M. Neely III, P.E., C.P.E.,
Superintendent

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OED Organizational Chart



As of March 31, 2017, OED provides electric service to 9,490 electric customers (7,495 residential, 1,699 small commercial, 231 medium commercial, 2 large commercial, 15 street and athletic customers and 48 lighting installations). This marks a 2% increase in electric customers over the calendar year. OED provides this service through 3 substations and over 100 miles of primary electric line. The average residential electric usage for FY2017 is approximately 1,016 kWh per month, a 1.8% increase from FY2016. OED also provides meter reading, billing and customer service to approximately 12,827 water, 10,641 sewer and 10,948 sanitation customers.

Administrative and General

The administrative staff of OED consists of the OED Superintendent, Service Department Supervisor, Business Manager, Accountant, Engineer and Operations Superintendent. Weekly meetings of the administrative staff are held to stay on top of projects and issues that arise. Ultimately responsible for the administration of all OED functions, the OED Superintendent directs OED's organizational goals and objectives.

The largest cost for OED, outside of purchased power, is employee labor and benefits. While it is common for these costs to rise annually, OED strives to keep these increases manageable. At the time of this budget, OED has 32 full-time employees, and 2 part-time employees.

Maintaining a safe workplace is one of OED's top priorities. The entire organization has contributed to creating a culture of safety. Monthly safety meetings are conducted in the Electric Operations Division, which helps add to employee's safety awareness. Over time, this helps control insurance costs and, more importantly, helps avoids a potentially devastating accident. Due to this commitment to safety, OED employees have not registered a "time loss" worker's compensation claim in FY2014, FY2015, FY2016 or YTD2017.

Electric Operations

Currently seventeen (17) employees work in Electric Operations. This division is responsible for designing, operating and maintaining OED's electric distribution system. One of Electric Operation's most important responsibilities is providing safe and reliable electric power to our customers. With the new AMI system, OED is now able to implement an outage notification system that tracks customer outages and restoration events. This system also notifies OED employees when customers tamper with meters. OED is now able to better track customer outages and plan system maintenance to improve reliability and customer service.

Through the first nine months of FY2017, OED Electric Operations has issued/completed 149 construction projects. Construction projects are tracked through work orders that allow OED to accurately keep up with capital improvements to our electric plant. Electric Operations is on track in FY2017 to match or exceed the totals from last year. Construction has picked up dramatically since FY2015, and this can clearly be seen in the table below.

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WORK ORDERS ISSUED AND/ OR COMPLETED

FISCAL YEAR	FY2011	FY2012	FY2013	FY2014	FY2015	FY2016	YTD2017
SECURITY LIGHTING	16	10	11	8	17	13	6
STREET LIGHTING	8	10	17	4	4	7	8
CONVERT/ REMOVES VCOH TO UG	22	28	37	55	65	54	44
INSTALLATIONS	28	38	45	56	75	73	68
REPAIR/ MAINTENANCE	31	18	6	9	17	16	12
IMPROVEMENTS	8	7	1	6	16	21	11
TOTAL W/ O'S ISSUED	113	111	117	138	194	184	149

Service Department

The Service Department at OED, consisting of five (5) employees, is responsible for meter reading duties and service orders. The three (3) full time meter readers are responsible for reading over 22,300 meters per month, which includes water and electric meters. One meter reader position was eliminated in FY2017 due to the installation of AMI electric meters.

The Service Department processes approximately 800 service orders per month. Service orders include such tasks as hooking up electric service at an existing location, disconnecting for non-payment, etc. The largest portion of the service orders are completed during July and August, due to students moving around. OED completed approximately 3000 service orders during a two-week period in FY2017, which put a strain on OED personnel. In FY2017, the AMI network allowed service department personnel to read, disconnect and reconnect customer's electric service from the office, saving time and money by eliminating truck rolls.

Customer Support

Currently, seven (7) full time employees work in Customer Support. This department is responsible for marketing, billing and assisting customers with electric, water, sewer and sanitation services. The customer service staff answers approximately 600 telephone calls per day during OED's peak times (May, June, July and August) from customers needing information or assistance, or wanting to make a payment.

OED lost two long-time employees to retirement at the end of FY2016. Current employees were promoted to those positions at the beginning of FY2017 and the transition has gone well. Some duties were shifted, and one position was eliminated. The OED cashing software, ORBIT Cashier, offered by our billing system, CSA, was updated in FY2017.

On average, Customer Support processes approximately 800 service orders per month. A large majority of these service orders are disconnection and reconnection of water and/or electric service.

Customer Support also provides specialized assistance associated with our larger commercial services through the TVA Comprehensive Services program. This includes technical consulting services and energy audits, among other things.

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Finance

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Currently, two (2) employees work in the area of Finance. This division is responsible for supporting other divisions by providing accounting, purchasing, warehousing, fleet maintenance, and human resource oversight for OED.

The warehousing and fleet maintenance duties are critical to the overall efficiency and effectiveness of OED. All construction and maintenance material used by electric operations are purchased and managed by the Finance Division. Also, this division is responsible for maintaining a fleet of 22 vehicles and other specialty equipment. The OED Work Order software, Orbit Works, offered by our billing system CSA, was updated in FY2017.

The Finance staff is responsible for processing both payroll and accounts payable. On average, around 75 paychecks are issued per month. Also, Finance processes over 200 checks per month to OED vendors and for deposit refunds. The Finance division is also responsible for rate reviews, regulatory compliance, and most anything tied to dollars and cents.

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Financial and Operational Statistics and Ratios

	FY2012	FY2013	FY2014	FY2015	FY2016
Revenue (cents) per KWH	10.28	10.29	10.29	10.35	10.27
Purchased Power Cost (cents) Per KWH	8.05	7.99	8.01	8.16	8.10
Net Income per Revenue Dollar	0.0793	0.0793	0.0637	0.0552	0.0479
Revenue less Power Cost %	22.5%	23.6%	23.3%	22.4%	22.4%
O&M Expense per MWH Sold	\$7.84	\$8.33	\$8.73	\$8.36	\$8.87
O&M Expense per Customer	\$193.48	\$203.32	\$218.27	\$204.07	\$206.03
Assets	\$37,028,373	\$35,429,848	\$36,788,421	\$37,944,418	\$39,125,690
Debt	\$5,240,000	\$2,380,000	\$2,010,000	\$1,625,000	\$1,235,000
%Debt/ Assets	14.2%	6.7%	5.5%	4.3%	3.2%
Assets minus Debt	\$31,788,373	\$33,049,848	\$34,778,421	\$36,319,418	\$37,890,690
General Cash & Temp Investments	\$7,098,287	\$8,012,322	\$9,026,507	\$9,411,755	\$7,574,832
# of Electric Customers	8734	8758	8891	8975	9346
No Of Employees	34	33	33	33	32

Observations:

- FY16

 The table contains data pulled from the TVA FY2016 End of Year report, which summarizes the trends of key indicators of OED's financial health
- FY16

 FY2016 wholesale rates were effectively lower than FY2015 (Purchased Power Cost/kWh) due to TVA fuel cost falling (natural gas and nuclear production increasing)
- FY16

 Debt is decreasing
- FY16

 O&M Expenses per customer are down
- FY16

 Revenue is consistently increasing
- FY16

 Revenue less power cost is stable
- FY16

 Due to electric system maintenance activities, assets are increasing annually
- FY16

 General Cash dropped in FY2017 due to replacement of old electric meters with AMI using reserve funds
- FY16

 Even with customer growth, the number of employees has dropped over 5 years due to streamlining processes and workload

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Comparison to Nearby Utilities (FY2016 Financials)

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	Oxford	Starkville	NEMEPA	West Point	Tupelo
Number of Customers	9,346	13,230	25,176	3,927	15,173
Miles of Line	112	254	1994	71	385
Customers / Mile of Line	83	52	13	55	39
Commercial Customers (>50 kW)	227	269	126	96	530
Average Residential Bill (@1,000 kWh)	\$105	\$108	\$121	\$110	\$95
Net Income	\$1,066,852	\$2,232,343	\$3,868,233	\$391,110	\$223,618
O&M Expense	\$1,925,515	\$3,073,078	\$6,570,867	\$1,460,160	\$2,867,933
O&M / Customer	\$206	\$232	\$261	\$372	\$189
Total Plant Value	\$26,751,503	\$33,286,371	\$93,964,359	\$6,070,377	\$26,648,880
Long Term Debt	\$1,235,000	\$3,327,248	\$43,326,208	\$1,668,250	\$0
Line Losses	5.06%	3.15%	5.14%	3.97%	2.88%
Tax Payment/ Customer	\$113	\$99	\$3	\$227	\$218

Observations:

- F0
F1

The table contains data pulled from the TVA FY2016 MUNI-COOP Report, which provides details for each utility within the TVA region
- F0
F1

OED's residential rates are in line with similar LPC's in the region
- F0
F1

OED's Operation and Maintenance Expense per customer is lower than most comparable utilities
- F0
F1

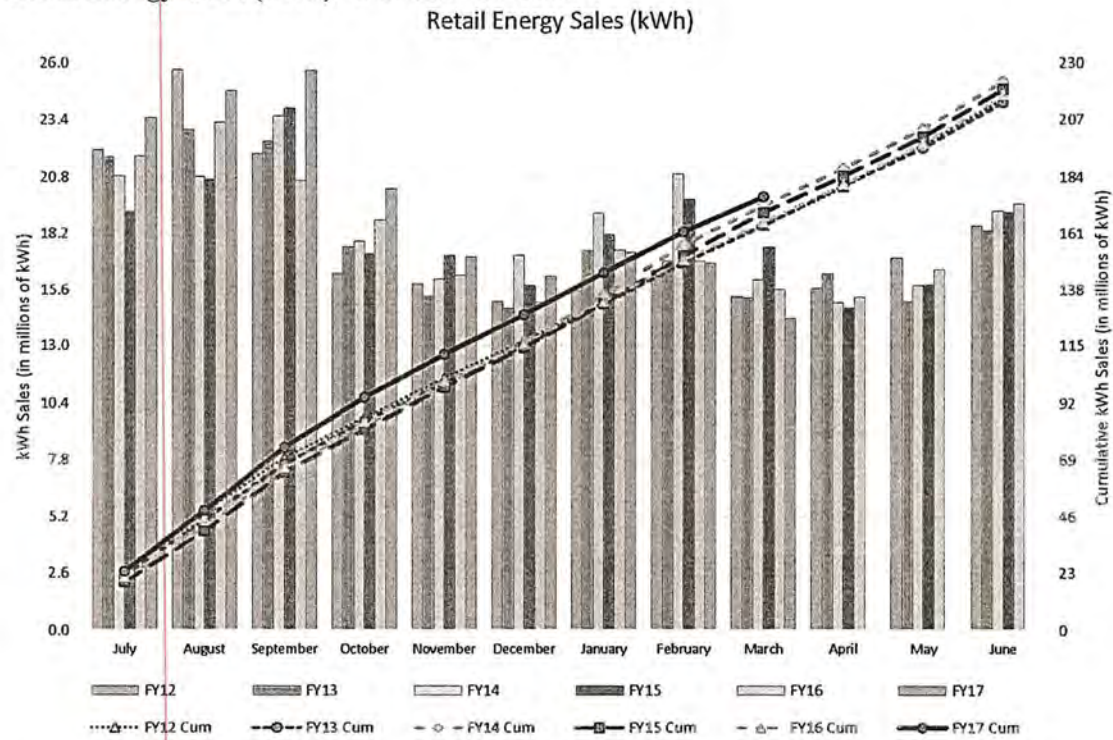
Line losses are a little high and should come down with the addition of AMI meters (FY2017 cumulative line losses are currently 2.6%)
- F0
F1

Summary: OED has a very healthy electric system, with low residential rates, and is growing faster than most utilities in the TVA region

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Retail Energy Sales (kWh) - FY2012 - Present



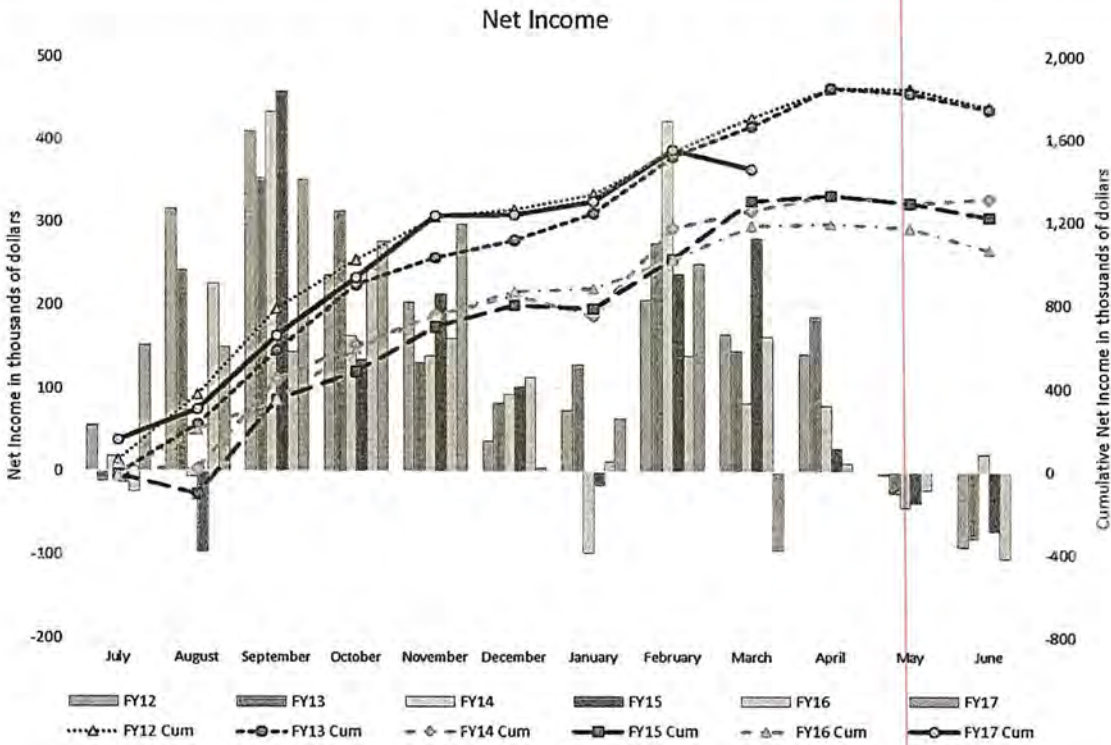
Observations:

- The chart above displays Retail Energy Sales (kWh) both monthly and cumulatively for FY2012 to present
- FY2017 Cumulative-to-date kWh sales volume is higher by 6.2% compared to FY2016 and higher by 3.8% compared to FY2016
- While sales volume may vary month to month due to weather conditions, cumulative annual purchase volume is stable and reliable
- Due to the extended summer (July-October) in FY2017, energy sales are up and holding firm
- AMI was introduced in late FY2016/FY2017 and newer, more accurate meters are likely responsible for reduced line losses and increased sales overall

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Margin Analysis - FY2012 - YTD2017

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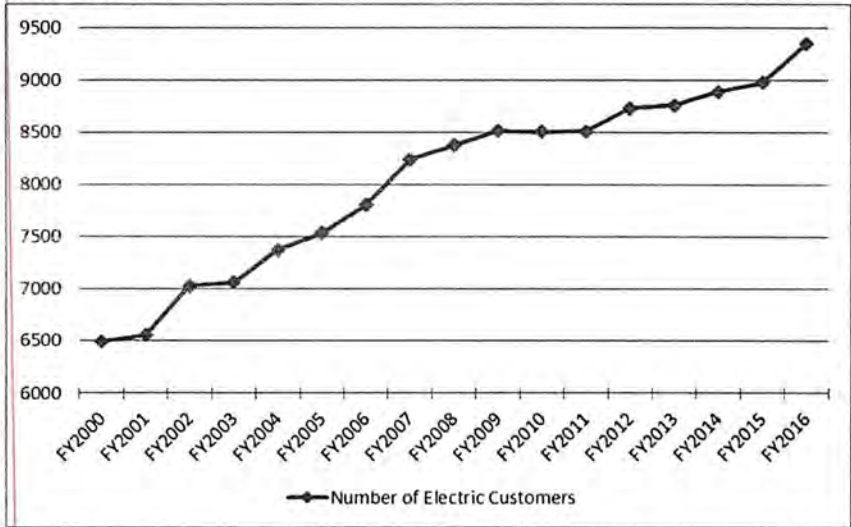
Observations:

- The chart above compares Net Income, both monthly and cumulatively for FY2012 - present.
- FY2017 cumulative-to-date net income is higher: \$1,455,824 compared to \$1,181,855 for the same period in FY16 and is on pace to exceed FY2014, FY2015 and FY2016
- Net Income can vary month to month depending on how the billing cycle and weather events fall out. For example, some months show a loss due to the way OED and other LPC's pay their wholesale power bill to TVA (January 1 – January 31) and bill their customers (December 7 – January 6) for the same revenue month.

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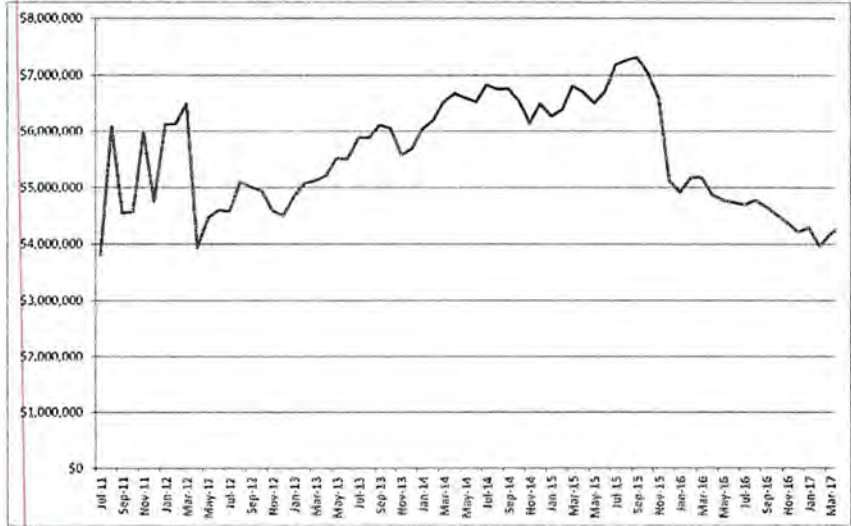
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OED Customer Growth



The chart above shows that the customer base has increased 44% over the past 16 years.

OED Cash on Hand - FY2012 - Present



The chart above shows Cash on Hand from FY2012 through YTD2017, excluding customer deposits. This is cash available for OED's Power Bill, Water, Sewer and Sanitation Payment, Capital Projects and O&M. This is a snapshot of the balance at the beginning of each month and varies month to month depending on when the TVA bill is paid. The drop in FY2016-FY2017 was due to purchasing AMI meters and various other capital projects, for which OED used reserve funds.

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FY2018 Budget Comparison

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	FY2016 ACTUALS	FY2017 YTD	FY2017 PROJECTED	FY2017 BUDGET	FY2017 O&M P	FY2018 BUDGET	%CHANGE FY2017
OPERATING REVENUE							
Electric Sales	\$22,285,896	\$18,610,399	\$23,821,859	\$22,568,600	5.55%	\$22,992,250	1.88%
Late Payment Revenue	\$119,212	\$93,213	\$115,417	\$125,000	-7.67%	\$115,000	-8.00%
Miscellaneous Service Revenue	\$168,602	\$151,583	\$200,055	\$155,000	29.07%	\$185,000	19.35%
Total	\$22,573,710	\$18,855,195	\$24,137,331	\$22,848,600	5.64%	\$23,292,250	1.94%
OTHER REVENUE							
Rent From Electric Property	\$90,918	\$65,646	\$88,376	\$90,918	-2.80%	\$90,918	0.00%
Other Electric Revenue	\$60	\$45	\$60	\$60	0.00%	\$60	0.00%
Total	\$90,978	\$65,691	\$88,436	\$90,978	-2.79%	\$90,978	0.00%
TOTAL REVENUE	\$22,664,688	\$18,920,886	\$24,225,767	\$22,939,578	5.61%	\$23,383,228	1.93%
PURCHASED POWER	\$17,579,814	\$14,353,467	\$18,770,643	\$17,709,354	5.99%	\$17,934,936	1.27%
MARGIN	\$5,084,873	\$4,567,419	\$5,455,124	\$5,230,224	4.30%	\$5,448,292	4.17%
OPERATING AND MAINTENANCE EXPENSE	\$1,925,515	\$1,560,568	\$1,983,297	\$1,958,860	1.25%	\$2,073,750	5.87%
OTHER OPERATING EXPENSE							
Depreciation	\$946,407	\$703,050	\$932,922	\$965,000	-3.32%	\$970,000	0.52%
Taxes and Tax Equivalents	\$1,053,027	\$785,937	\$1,051,384	\$1,050,000	0.13%	\$1,056,500	0.62%
Total	\$1,999,434	\$1,488,988	\$1,984,306	\$2,015,000	-1.52%	\$2,026,500	0.57%
TOTAL OPERATING EXPENSES	\$3,924,949	\$3,049,556	\$3,967,603	\$3,973,860	-0.16%	\$4,100,250	3.18%
REINVESTED EARNINGS							
Operating Income	\$1,159,924	\$1,517,863	\$1,487,521	\$1,256,364	18.40%	\$1,348,042	7.30%
Other Income	\$7,670	\$1,719	\$4,655	\$5,735	-18.84%	\$5,735	0.00%
Total Misc. Income	\$1,167,595	\$1,519,582	\$1,492,175	\$1,262,099	18.23%	\$1,353,777	7.26%
Deductions	-\$19,208	-\$7,800	-\$19,598	\$10,000	-295.98%	\$5,000	-50.00%
Total Before Debt Expense	\$1,186,803	\$1,527,382	\$1,511,773	\$1,252,099	20.74%	\$1,348,777	7.72%
LONG TERM DEBT INTEREST EXPENSE	\$81,536	\$55,958	\$66,288	\$77,081	-14.00%	\$67,081	-12.97%
REINVESTED EARNINGS	\$1,105,267	\$1,471,423	\$1,445,485	\$1,175,018	23.02%	\$1,281,696	9.08%
PRINCIPAL ON DEBT	\$390,000	\$395,000	\$395,000	\$395,000	0.00%	\$410,000	3.80%
AVAILABLE FOR CAPITAL PROJECTS	\$715,267	\$1,076,423	\$1,050,485	\$780,018	13.66%	\$871,696	5.54%

Observations:

- F0B1

 OED projects increases for electric sales revenue (1.88%), purchased power (1.27%) and margin (4.17%) in FY2018, compared to the FY2017 budget
- F0B1

 Total operating expense is also expected to increase slightly (3.18%)
- F0B1

 Long Term Debt Interest Expense will decrease approximately 13%
- F0B1

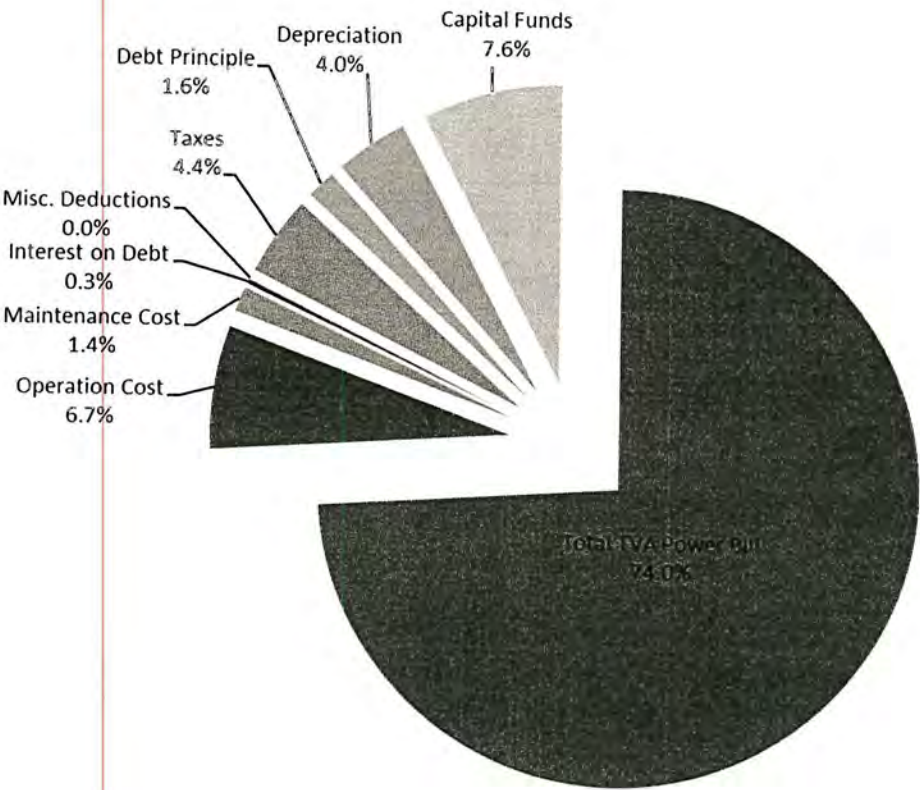
 Margin and Net Income are expected to remain sufficient to cover O&M increases and future capital projects
- F0B1

 According to our rate consultant, OED rates are performing well and the system, as a whole, is in excellent financial shape

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Use of Funds - FY2018



Observations:

- ☒ OED's largest expense by far is the TVA Power Bill (74% of all expenses)
- ☒ Capital projects make up 7.6% of OED's FY2018 budget, as we are investing in the maintenance and reliability of the grid

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Capital Budget

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A sizeable portion of OED’s budget is spent on capital work. Capital work includes any improvement (or removal) that has a significant impact on the organization’s plant value. Most of this work is related to routine system improvements and extensions or conversions. In FY2018, we project that OED will require \$1,841,000 for capital work such as line extensions, routine distribution upgrades, and special, non-recurring electric capital. Below is a listing of the Capital Budget for FY2018.

FY2018 CAPITAL EXPENDITURES		
ITEM #	EXPENSE	BUDGET AMOUNT
1	UTILITY SYSTEM UPGRADES/RELOCATIONS	\$550,000
2	DIGGER DERRICK TRUCK	\$230,000
3	DISTRIBUTION IMPROVEMENTS	\$225,000
4	18TH STREET SUBSTATION PANEL/ RELAY UPGRADE	\$200,000
5	CONFERENCE CENTER SUBSTATION PANEL/ RELAY UPGRADE	\$180,000
6	DISTRIBUTION EXTENSIONS	\$125,000
7	FIBER INSTALLATION PROJECT	\$90,000
8	SERVICE TRUCKS	\$65,000
9	BOBCAT MINI EXCAVATOR	\$45,000
10	COMPUTER REPLACEMENT	\$35,000
11	KIOSK	\$30,000
12	IT UPGRADES (OUTAGE MAP, GIS, ETC)	\$25,000
13	SINGLE ROLL WIRE TRAILERS	\$17,000
14	OFFICE RE-PAINTING (INTERIOR)	\$10,000
15	OFFICE FURNITURE/ EQUIPMENT	\$6,000
16	ROW TREE REPLACEMENT	\$5,000
17	WAREHOUSE EQUIPMENT/ TOOLS	\$3,000
GRAND TOTAL		\$1,841,000

Descriptions of Capital Projects

Each year, OED takes on a number of capital projects to improve reliability, increase system value or contribute to efficient operations.

For FY2018, total proposed capital spending is \$1,841,000. These costs do not include the use of OED personnel and equipment. Labor and vehicle expenses are accounted for in the O&M or recurring capital budgets. The following is a description of the proposed capital projects listed above:

1. UTILITY SYSTEM UPGRADES/RELOCATIONS\$550,000
- Upgrading the electric distribution system by relocating electric lines from overhead to underground is one of the highest priorities at OED, due to increased reliability, reduction of ROW issues, and customer satisfaction. In FY2017, OED has developed a priority list of critical lines

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that will be converted in FY2018 and beyond. These factors include ROW trimming problems, access issues, outage frequency, etc. The list currently includes Joel Lane, Zilla-Avent, Phillip, Leighton, Douglas/Williams, Haley and Scott Streets. In FY2017, the major projects OED completed were Price St. (near Activity Center), Garner Rd, Beacon Point, 17th Street and Oxford Square Apartments.

2. DIGGER DERRICK TRUCK \$230,000

OED has a 1999 GMC 7H4 Digger Derrick, that is on its last leg. The cost to replace this essential piece of equipment is approximately \$230,000 and is needed in FY2018.

3. DISTRIBUTION IMPROVEMENTS \$225,000

This Capital Expense is designed to cover distribution system improvements that come along during FY2018. A distribution improvement that's currently planned is the installation of voltage regulators on the west side of town to more reliably support the growth and demand in that area. Another improvement that's planned is the replacement of a circuit breaker at the Conference Center substation that is beginning to cause problems.

4. 18TH ST. SUBSTATION PANEL/RELAY UPGRADE \$215,000

This Capital Expense will be used to remove and replace 30-year-old, non-communicating equipment at the 18th Street Substation and with updated equipment that can be communicated with remotely. This will allow OED to feed data into SCADA and monitor circuits. OED can then operate equipment remotely instead of onsite for safer workflow.

5. CONFERENCE CENTER SUBSTATION PANEL/RELAY UPGRADE \$150,000

This Capital Expense will be used to remove and replace 25-year-old, non-communicating equipment at the Conference Center Substation and with updated equipment that can be communicated with remotely. This will allow OED to feed data into SCADA and monitor circuits. OED can then operate equipment remotely instead of onsite for safer workflow.

6. DISTRIBUTION EXTENSIONS \$125,000

Extensions are routinely needed when someone develops a property that was previously undeveloped. Typically, the developer is required to pay aid-to-construction to aid the installation, but if OED doesn't have facilities near the property line, this Capital Expense is necessary to pay those costs.

7. FIBER INSTALLATION PROJECT \$90,000

OED plans to upgrade the panels and relays at the Conference Center substation and 18th Street substation. Once the substations have been updated, fiber can be installed to allow communications between substations and the main office using SCADA technology. This expense is necessary to allow for switching operations, data download, equipment monitoring and many other tasks which would be beneficial to OED.

8. SERVICE TRUCKS \$65,000

OED needs two service trucks. One truck would replace the service truck driven used by the Engineering Staff, which is 13 years old and over 115,000 miles. The staff is regularly required to travel to meetings out of town and requires a more dependable truck in the future as this one is

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starting to have problems. The other service vehicle would be a stand by and used for travel by OED staff when the need arises. - DEMENT 61-8863

9. BOBCAT MINI EXCAVATOR \$45,000
OED needs a mini excavator in order to more effectively perform construction associated with relocating overhead to underground utility lines.

10. COMPUTER REPLACEMENT \$35,000
Computer replacement is occasionally necessary due to failure of equipment or software requirements. This Capital Expense is necessary to cover those instances.

11. KIOSK \$30,000
This item is for the purchase of a service/payment kiosk, which will be installed in the vestibule area, and available for customer payments 24 hours/day. This item will improve our customer service dramatically.

12. IT UPGRADES (OUTAGE MAP, GIS, ETC.) \$25,000
OED plans to use this capital expense to provide an outage map that's publically viewable and upgrade GIS technology.

13. SINGLE ROLL WIRE TRAILERS \$17,000
OED Operations crew needs two (2) single roll wire trailers for utility construction. The trailers are approximately \$8,500 each.

14. OFFICE REPAINTING (INTERIOR) \$10,000
The interior of the OED main office is in need of repainting. It hasn't been painted since it was constructed, approximately 15 years ago, and it's starting to show. OED planned to repaint in FY2017 but decided to wait due to numerous factors. \$20,000 was budgeted in FY2017 and will be carried over to use, if needed to fund this expense.

15. OFFICE FURNITURE/EQUIPMENT \$6,000
This item is needed when replacement of office chairs, desks, file cabinets or other furniture is required.

16. ROW TREE REPLACEMENT \$5,000
Occasionally it is necessary to replace trees that are causing problems due to being planted directly beneath utility lines. This situation is unsafe for residents in vicinity of the trees and cause system losses and outages for customers. This capital expense is needed to pay for the removal of the "problem" tree and installation of a suitable replacement.

17. WAREHOUSE EQUIPMENT/TOOLS \$3,000
This item is in place should a need arise for a certain tool or equipment. Various types of tools are required for utility work, and technology is ever-advancing.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

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MINUTES

City of Oxford
Board of Aldermen
Regular Meeting
Tuesday, May 16, 2017, 5:00 pm - 7:00 pm
City Hall Courtroom



THE CITY OF
OXFORD

1. Call to order.

The meeting of the Mayor and Board of Alderman of the City of Oxford, Mississippi, was called to order by Mayor Patterson at 5:00pm on Tuesday, May 16, 2017, in the courtroom of Oxford City Hall when and where the following were present:

George G. Patterson, Mayor
Rick Addy, Alderman Ward I
Robyn Tannehill, Alderman Ward II
Janice Antonow, Alderman Ward III
Ulysses Howell, Alderman Ward IV
Preston Taylor, Alderman Ward V
Jason Bailey, Alderman Ward VI
John Morgan, Alderman At Large

Mayo Mallette, PLLC-Of Counsel
Ashley Atkinson, City Clerk
Bart Robinson, Director of Public Works
Reanna Mayoral, Assistant Director of Public Works-absent
Judy Daniel, City Planner
Ben Requet, Senior Planner
Joey East, Chief of Police-absent
Sheridan Maiden-Major, Oxford Police Department
Matt Davis, Director of Parking Enforcement-absent
Braxton Tullos, Human Resources Director
Mark Heath, Fire Chief
Joey Gardner, Deputy Fire Chief
Seth Gaines, Director of Oxford Park Commission
Randy Barber, Director of Building Department
Rob Neely, Superintendent of Oxford Electric Department
Bo Ragon, Superintendent of City Shop
Jimmy Allgood, Director of Emergency Management
Amberlyn Liles, Environmental Services Director
Gray Parker, Planning Department
Billy Lamb, Buildings & Grounds Department
Greg Pinion-Interim Director, Buildings & Grounds Dept.
Hollis Green, Director-Oxford Conference Center-absent
Johnny Sossaman-Code Enforcement Officer

2. Adopt the agenda for the meeting.

It was moved by Alderman Howell, seconded by Alderman Morgan to adopt the agenda for the meeting, deleting item 17. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

3. Mayor's Report

4. Authorize the approval of the minutes of the regular meeting on May 2, 2017 and the recess meeting on May 12, 2017.

It was moved by Alderman Antonow, seconded by Alderman Morgan to approve the minutes from the regular meeting on May 2, 2017 and the recess meeting on May 12, 2017. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

5. Authorize the approval of accounts for all city departments.

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve the accounts for all city departments including a docket showing claims numbered 4164 to 4431 totaling \$2,050,451.47. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

6. Consider the consent agenda:

It was moved by Alderman Howell, seconded by Alderman Taylor to approve the following consent agenda. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

- a. Request approval to hire Michael Schiller and Gene Rowzee as seasonal workers in the Environmental Services Department with an hourly wage of \$9.00. (Braxton Tullos)
- b. Request approval to open and advertise for a pool of Full-Time Patrol Officers for the Oxford Police Department. (Braxton Tullos)
- c. Request approval to hire Kimberly Richardson, as a part-time administrative assistant, to be paid for by the recently approved DUI Training Grant. Her hourly rate will be \$20.00. (Braxton Tullos)
- d. Request approval to accept the resignation of the part-time barn attendant, Selby Entrekin, at the Oxford Police Department and advertise for a replacement. (Braxton Tullos)
- e. Request approval to hire Jeremy Keenum, as a Street Operator I, in the Public Works Department with an annual salary of \$31,032.99 (G9-1). (Braxton Tullos)
- f. Request permission for Michelle Robinson, the Recycling Coordinator, to attend the Keep Mississippi Beautiful Great American Clean Up Event training on May 18-19, 2017 in Flora, MS at an estimated cost of \$82.00. (Amberlyn Liles)
- g. Request approval of Aulyshia Booker and Lindsey Murray as interns in the Oxford Police Department for the 2017 Summer semester. (Joey East)
- h. Request permission for two officers to attend Current Drug Trend training in Oxford, MS on May 16, 2017 at no cost. (Joey East)
- i. Request permission for two employees to attend annual ARMS training and conference June 14-16, 2017 in Memphis, TN at an estimated cost of \$1,208.00 plus per diem. (Joey East)
- j. Request permission for one officer to attend the MS Association of Chiefs of Police summer training conference in Biloxi, MS on June 19-23, 2017 at an estimated cost of \$325.00 plus per diem. (Joey East)

7. Consider a request for a refund of vehicle towing fees.

Berry Brannon had made a request for a refund of tow fees from Double Decker weekend. Emails to and from city counsel related to the matter are included as part of the record. This item died for lack of a motion.

8. Announce a vacancy on the Planning Commission.

Mayor Patterson announced a vacancy on the Planning Commission. Interested citizens may submit a letter of interest and a resume to the City Clerk's Office or the Office of the Mayor.

9. Request approval to adopt a resolution awarding the sale of GO Bonds, Series 2017A, in the amount of \$7.5 million dollars and directing the issuance of said bonds. (Sue Fairbank)

It was moved by Alderman Tannehill, seconded by Alderman Morgan to adopt a resolution awarding the sale of GO Bonds, Series 2017A, in the amount of \$7.5 million dollars and directing the issuance of said bonds. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

10. Consider an appeal from Flying Tuk regarding the suspension of their taxi license. (Danny Klimetz/Ferriday Mansel McClatchy)

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Pdq

<https://www.boardpdq.com/admin>

Ferriday McClatchy and Danny Klimetz, owners of Flying Tuk Taxi, addressed the board regarding their 30-day suspension. It was found that they had used an unapproved driver, they also admitted such. The Mayor called for a motion to grant the appeal, but received none, and the item died for lack of a motion.

11. Consider a request for an extension of the 5-year tax abatement for Ganesh Investments, LLC. (Matt Moore)

Matt Moore, attorney for Ganesh Investments, LLC, addressed the board regarding an extension of the 5 year tax abatement given in 2012 for the Hampton Inn, located at 103 Ed Perry Blvd. The abatement covers the municipal ad valorem taxes, not the school taxes. After some discussion, the Mayor called for a motion but received none, and the item died for lack of a motion.

12. Consider a request for a 5-year tax abatement from G2 Investments, LLC. (Matt Moore)

Matt Moore, Attorney for G2 Investments, LLC, addressed the board regarding a request for tax abatement for the Marriott Towneplace Suites Hotel, located at 105 Ed Perry Blvd. This request had been made previously in 2015 and was denied by the Board. The abatement covers only the municipal ad valorem taxes, not the school taxes. After some discussion, Mayor Patterson called for a motion to grant the abatement but received none, and the item died for lack of a motion.

13. Request approval of the Official Capitulation of the Democratic Primary Election held on May 2, 2017, as certified by the Municipal Democratic Executive Committee. (Ashley Atkinson)

It was moved by Alderman Bailey, seconded by Alderman Howell, to approve the Official Capitulation of the Democratic Primary Election Results of the election held on May 2, 2017 as certified by the Municipal Democratic Executive Committee. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

14. Request permission to declare a bus surplus in the Oxford University Transit department.

It was moved by Alderman Bailey, seconded by Alderman Antonow to declare a 2008 Ford Bus with the VIN 1FD4E45P78DA88237 surplus in the Oxford-University Transit Department. MDOT has approved the request for the "End of Useful Life", sale of said vehicle. The vehicle will be listed on govdeals.com and will be sold to the highest bidder. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

15. Request permission to advertise for bids for electric transformers. (Rob Neely)

It was moved by Alderman Morgan, seconded by Alderman Addy to advertise for bids for electric transformers for the Oxford Electric Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

16. Request approval for a Final Plat (Amended) for Case #2164, Kenlan Development-Oxford, LLC, for the Oxford Commons, Phase II at 206 Commonwealth Boulevard, being further described as PPINs 27714, 27715, 27716, 27717, 27718, 27719, 27720, and 27721. (Judy Daniel)

It was moved by Alderman Tannehill, seconded by Alderman Addy to approve a Final Plat (amended) for Case #2164, Kenlan Development-Oxford, LLC for the Oxford Commons, Phase II at 206 Commonwealth Boulevard, being further described as PPINs 27714, 27715, 27716, 27717, 27718, 27719, 27720, and 27721; as it applies to lots 5, 6 & 7 only, being the lots on which the Malco building sits; and with the finding that no interested or effected party has provided written objection to the combination of said lots. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

17. Request approval for a Final Plat (Amended) for Case #2184, Rebel Hospitality, LLC, for Oxford Commons Phase I, Tract C, Part 2 (Lots 16 & 17) for property located in the Oxford Commons PUD, being further described as PPINs 33597 and 33598. (Judy Daniel)

This item was deleted from the agenda.

Pope Mallette recused himself from this item and left the meeting at this time.

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18. Request approval for a Final Plat (Amended) for Case #2185, Cynthia B. Allgood, for Country Club Subdivision Phase I (Lot 14) for property located at 207 Colonial Road, being further described as PPIN 5701. (Judy Daniel)

It was moved by Alderman Antonow, seconded by Alderman Bailey to approve a Final Plat (amended) for Case #2185, Cynthia B. Allgood, for Country Club Subdivision Phase I (Lot 14) for property located at 207 Colonial Road, being further described as PPIN 5701 and notating all conditions as presented by staff. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

Pope Mallette returned to the meeting at this time.

19. Request approval for a Preliminary Plat (Amended) for Case #2187, LT2, LLC, for The Grove at Grand Oaks, Phase V, for property located at 3025 Fazio Drive, being further described at PPIN 8949. (Judy Daniel)

Larry Britt addressed the board regarding an amendment to the preliminary plat for Case #2187, The Grove at Grand Oaks, Phase V, for property located at 3025 Fazio Drive. The planning commission approved the request which would allow a gate to be placed on Palmer Drive as it connects to Bell River Road. After some discussion, Mayor Patterson called for a motion to approve the plat amendment allowing the gate; but received none, and the item died for lack of a motion.

20. Request approval to grant permission for city utilities for Case #2189, Walker and Walker Enterprises, for Old Oaks, a development outside the City limits of Oxford in Lafayette County, for property located at the intersection of CR 217 and CR 238, being further described as PPINs 17092 and 17093. (Judy Daniel)

It was moved by Alderman Antonow, seconded by Alderman Taylor to approve a request for city utilities for Case #2189, Walker and Walker Enterprises, for Old Oaks, a development outside the City limits of Oxford in Lafayette County, for property located at the intersection of CR 217 and CR 238, being further described as PPINs 17092 and 17093. Said approval is contingent on the approval of the City of Oxford Public Works Department and City Counsel. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

21. Request approval for a Final Plat for Case #2186, Old Taylor Development, LLC, for Cedar Bend Subdivision, for property located at 910 Old Taylor Road, being further described as PPINs 8424 and 8571. (Judy Daniel)

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve a Final Plat for Case #2186, Old Taylor Development, LLC, for Cedar Bend Subdivision, for property located at 910 Old Taylor Road, being further described as PPINs 8424 and 8571. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

22. Consider a request from Cedar Bend for a revocable license to install underground detention along the right of Old Taylor Road to minimize disturbance near existing trees. (Bart Robinson)

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve a revocable license, for the Cedar Bend development, to install underground detention along the right side of Old Taylor Road to minimize the disturbance of nearby trees. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

23. Consider a request from the Office of Sustainability for a Pop-Up Project along Gertrude Ford Boulevard. (Bart Robinson)

It was moved by Alderman Antonow, seconded by Alderman Howell to approve a Pop-Up Project along Gertrude Ford Boulevard, contingent on approval by the City of Oxford Public Works Department. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

24. Authorize the Mayor to sign an agreement with A2H for Structural Assessment of Bridges and Pier at Lamar Park. (Bart Robinson)

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SAFEGUARD - DEMENT 61-8863

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It was moved by Alderman Howell, seconded by Alderman Tannehill to authorize the Mayor to sign an agreement with A2H for the Structural Assessment of Bridges and Pier at Lamar Park. The bridges and pier were built approximately 15 years ago and are showing signs of age. The assessment would reveal whether or not the structures simply need repairing or replacing all together. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

25. Request approval of bid tabulation for Pressure Control Valve Replacement Project and award contract. (Bart Robinson)

It was moved by Alderman Morgan, seconded by Alderman Bailey to approve the bid tabulation for the Pressure Control Valve Replacement Project and award the contract to Cleveland Construction. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

26. Consider an executive session.

It was moved by Alderman Antonow, seconded by Alderman Addy to consider an executive session for matters related to personnel, matters related to police security measures, and matters related to potential litigation. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Howell to enter into an executive session for a personnel matter in the RSVP Department, a matter of potential litigation regarding tree mitigation, a matter of potential litigation related to land acquisition, a discussion of police security measures, and a matter of potential litigation related to ambulance services. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Morgan, seconded by Alderman Tannehill to return to regular session. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

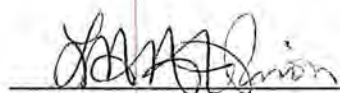
It was moved by Alderman Tannehill, seconded by Alderman Morgan to follow the recommendation of the Human Resources Director and suspend Helen Downs in the RSVP Department for a period of 1 week without pay for the violation of City policy regarding vehicle accidents. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

It was moved by Alderman Tannehill, seconded by Alderman Morgan to authorize Bart Robinson to hire an appraiser for property located on Hwy 314, in relation to an easement needed for the replacement of sewer lines. All the aldermen present voting aye, Mayor Patterson declared the motion carried.

27. Adjourn.

It was moved by Alderman Bailey, seconded by Alderman Tannehill to adjourn Sine-Die. All the aldermen present voting aye, Mayor Patterson declared the motion carried.


George G. Patterson, Mayor


Leigh A. Atkinson, City Clerk

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

From: Pope Mallette
To: bberry@maronmarvel.com
Subject: Towed Vehicle
Date: Friday, May 12, 2017 2:38:15 PM

Brannon:

I've left you a couple of messages, the most recent one earlier today. The City has no direct authority to pay you the amount you requested based on the content of your letter, but you may request payment directly from the Board of Aldermen at its next scheduled meeting on Tuesday, May 16, 2017. That meeting begins at 5:00. I have asked the Clerk to place you on the agenda. Let me know if you wish to be removed.

Regards,
Pope

Pope S. Mallette
Mayo Mallette PLLC
5 University Office Park
2094 Old Taylor Road, Suite 200
Oxford, Mississippi 38655
662.236.0055 p
662.513.4898 d
662.236.0035 f

mayomallette.com

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

From: Pope Mallette
To: Paul Watkins
Cc: Jillian Steptoe
Subject: Fwd: Towed Vehicle
Date: Friday, May 12, 2017 3:17:25 PM

Begin forwarded message:

From: Brannon Berry <BBerry@maronmarvel.com>
Date: May 12, 2017 at 3:10:04 PM CDT
To: Pope Mallette <pmallette@mayomallette.com>
Subject: Re: Towed Vehicle

Hey Pope, thanks for touching base. Sorry I have been out of touch. I'm out of town until tomorrow. That's fine, but I can not be in Oxford Tuesday. They are free to address the issue there. Hope the right thing is done without a needless and unnecessary MTCA claim. It's a trivial set of facts -- no more content or context is needed.

Sent from my iPhone

Brannon Berry

Maron Marvel Bradley Anderson & Tardy LLC

PO Box 22803

Jackson, MS 39225-2803

601-812-6630 (Main)

601-974-8732 (Direct)

601-206-0119 (Fax)

bberry@maronmarvel.com

www.maronmarvel.com

This email is covered by the Electronic Communications Privacy Act, 18 U.S.C. §§ 2510-2521 and is legally privileged. The information contained in this communication is confidential, is subject to the attorney-client privilege, may constitute inside information, and is intended only for the use of the addressee. It is the property of Maron Marvel Bradley Anderson & Tardy LLC. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify us immediately by return e-mail, and destroy this communication and all copies thereof, including all attachments. On May 12, 2017, at 2:38 PM, Pope Mallette

<pmallette@mayomallette.com<<mailto:pmallette@mayomallette.com>>> wrote:
Brannon:

I've left you a couple of messages, the most recent one earlier today. The City has no direct authority to pay you the amount you requested based on the content of your letter, but you may request payment directly from the Board of Aldermen at its next scheduled meeting on Tuesday, May 16, 2017. That meeting begins at 5:00. I have asked the Clerk to place you on the agenda. Let me know if you wish to be removed.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

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MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Pope Mallette

From: Pope Mallette
Sent: Tuesday, May 16, 2017 4:22 PM
To: Pope Mallette
Subject: Parades/assemblies

Sec. 102-641. - Police protection.

(a)

The chief of police shall determine whether and to what extent additional police protection is reasonably necessary for the parade or public assembly for traffic control and public safety. The chief of police shall base this decision on the size, location, duration, time and date of the event, the number of streets and intersections blocked, and the need to detour or preempt citizen travel and use of the streets and sidewalks. The speech content of the event shall not be a factor in determining the amount of police protection necessary. If possible, without disruption of ordinary police services or compromise of public safety, regularly scheduled on-duty personnel will police the event. If additional police protection for the public assembly is deemed necessary by chief of police, he shall so inform the applicant for the permit. The applicant then shall have the duty to secure the police protection deemed necessary by the chief of police at the sole expense of the applicant.

(b)

Persons engaging in parades or public assemblies conducted for the sole purpose of public issue speech protected under the First Amendment are not required to pay for any police protection provided by the city.

(Ord. No. 2008-12, § 1, 7-15-2008)

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MINUTE BOOK No. 72. CITY OF OXFORD

From: Pope Mallette
Sent: Tuesday, May 16, 2017 4:23 PM
To: Pope Mallette
Subject: Parking during public assemblies

Sec. 102-651. - Public conduct during parades or public assemblies.

- (a)
No person shall unreasonably hamper, obstruct or impede or interfere with any parade or public assembly or with any person, vehicle or animal participating or used in a parade or public assembly.
- (b)
No driver of a vehicle, except a police car or other emergency vehicle, shall drive between the vehicles or persons comprising a parade or public assembly with such vehicles or persons are in motion and are conspicuously designated as a parade or public assembly.
- (c)
The chief of police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street constituting a part of the route of a parade or public assembly. The chief of police shall post signs to that effect, and it shall be unlawful for any person to work or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street unposted in violation of this article.
(Ord. No. 2008-12, § 1, 7-15-2008)

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MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Pope Mallette

From: Pope Mallette
Sent: Tuesday, May 16, 2017 4:20 PM
To: Pope Mallette
Subject: Designation of Streets/Signs Required/Disobeying Signs Prohibited

- **Sec. 102-545. - Designation of streets.**

The traffic engineer shall, from time to time, designate those streets, parts of streets or places where stopping, standing or parking shall be prohibited; or when stopping, standing or parking shall be prohibited during certain hours; or when stopping, standing or parking for longer than a specified time shall be prohibited. The traffic engineer may also designate those streets, parts of streets or places that vehicles will be towed, provided appropriate signs giving notice are erected. (Code 1968, § 28-301; Ord. No. 1992-9, § 1, 9-1-1992)

- **Sec. 102-546. - Signs required.**

Whenever any parking time limit is imposed or parking is prohibited on designated streets it shall be the duty of the traffic engineer to erect appropriate signs giving notice thereof and no such regulations shall be effective unless said signs are erected and in place at the time of any alleged offense. (Code 1968, § 28-302)

- **Sec. 102-547. - Disobeying signs prohibited.**

It shall be unlawful for any person to park, stop or stand any vehicle in violation of any sign installed pursuant to the provisions of this article. (Code 1968, § 28-303)

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MINUTE BOOK No. 72 CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

MARON MARVEL BRADLEY ANDERSON & TARDY LLC

May 4, 2017

Brannon L. Berry
 bberry@maronmarvel.com
 Telephone: 601-672-3254

The City of Oxford
 Attn: Mayor Pat Patterson, City of Oxford
 107 Courthouse Square
 Oxford, Mississippi 38655

VIA U.S. MAIL

RE: Towed Vehicle on April 28, 2017

Mr. Sossaman:

I write to request reimbursement in the amount of \$187.25, which was the fee I was charged to retrieve my vehicle (2010 Toyota Tundra) from Marquis Towing on the morning of April 29, 2017 -- Double Decker Weekend. I can find no statute or city ordinance giving the City of Oxford or the Oxford Police Department, the authority to tow my vehicle from the open and public parking space in which it was lawfully parked. Having said that, I was informed on the morning of April 29, 2017 that signs had been posted on and around The Square informing owners that their vehicles would be towed if left overnight. However, I never saw any such signs or notices. If I had, I would not have parked there. Clearly, they were not conspicuous, particularly to those who did not arrive until later that evening. All is good on my end, though -- as long as I receive reimbursement for the fee I was charged for being towed from an open, lawful, and public parking space. Attached hereto is a copy of the receipt.

Kindly,



Brannon L. Berry, Esq.
 (MSB No. 104811)
 Maron Marvel Bradley Anderson & Tardy LLC
 P.O. Box 22803
 Jackson, MS 39255

Cc: Matt Davis, Parking Division
 Johnny Sossaman, Code Enforcement
 Chief Joey East, Oxford Police Department

MARON MARVEL BRADLEY ANDERSON & TARDY LLC

DELAWARE LOUISIANA MISSISSIPPI NEW JERSEY
 NEW YORK PENNSYLVANIA SOUTH CAROLINA TEXAS
 WWW.MARONMARVEL.COM

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

MARQUIS TOWING LLC
2100 S I AMAR BLVD
OXFORD, MS 38655
662 234-4313
5436846567679718

Merchant ID: 1888
Term #: 0002 Store #: 0001
Ref #: 0019

Sale

XXXXXXXXXXXX1737
MASTERCARD Entry Method: Chip

Total: \$ 187.25

04/29/17 11:42:44
Inq#: 000019 Appr Code: 014250
Transaction ID: 0429NDJH09ETX
Apprvd: Online Batch#: 000076

Debit MasterCard
AID: A000000000000000
TSI: 6800
TVR: 0000000000

I agree to pay above total
amount according to card issuer
agreement (Merchant agreement if
credit voucher)

X 
HENRY BRAUN
Merchant Copy
THANK YOU!

MINUTE BOOK No. 72, CITY OF OXFORD
S&P Global
Ratings

SAFEGUARD - DEMENT 61-8863

500 North Akard Street
 Lincoln Plaza, Suite 3200
 Dallas, TX 75201
 tel (214) 871-1400
 reference no.: 1481994

May 10, 2017

City of Oxford
 107 Courthouse Square
 Oxford, MS 38655
 Attention: Ms. Ashley Atkinson, City Clerk

Re: *US\$7,500,000 City of Oxford, Mississippi, General Obligation Bonds, (Capital Improvement Issue), Series 2017A, dated: June 01, 2017, due: June 01, 2037*

Dear Ms. Atkinson:

Pursuant to your request for an S&P Global Ratings rating on the above-referenced obligations, S&P Global Ratings has assigned a rating of "AA". S&P Global Ratings views the outlook for this rating as stable. A copy of the rationale supporting the rating is enclosed.

This letter constitutes S&P Global Ratings' permission for you to disseminate the above-assigned ratings to interested parties in accordance with applicable laws and regulations. However, permission for such dissemination (other than to professional advisors bound by appropriate confidentiality arrangements) will become effective only after we have released the rating on standardandpoors.com. Any dissemination on any Website by you or your agents shall include the full analysis for the rating, including any updates, where applicable.

To maintain the rating, S&P Global Ratings must receive all relevant financial and other information, including notice of material changes to financial and other information provided to us and in relevant documents, as soon as such information is available. Relevant financial and other information includes, but is not limited to, information about direct bank loans and debt and debt-like instruments issued to, or entered into with, financial institutions, insurance companies and/or other entities, whether or not disclosure of such information would be required under S.E.C. Rule 15c2-12. You understand that S&P Global Ratings relies on you and your agents and advisors for the accuracy, timeliness and completeness of the information submitted in connection with the rating and the continued flow of material information as part of the surveillance process. Please send all information via electronic delivery to: pubfin_statelocalgovt@spglobal.com. If SEC rule 17g-5 is applicable, you may post such information on the appropriate website. For any information not available in electronic format or posted on the applicable website,

Please send hard copies to:

S&P Global Ratings
 Public Finance Department
 55 Water Street

MINUTE BOOK No. 72, CITY OF OXFORD

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cc: Mr. Demery F. Grubbs
Government Consultants
Ms. Toni Woodruff

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Ratings

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Summary:
**Oxford, Mississippi; General
Obligation**

Primary Credit Analyst:
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Secondary Contact:
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- Rationale
- Outlook
- Related Research

Summary:

Oxford, Mississippi; General Obligation

Credit Profile		
US\$7.5 mil GO bnds (Capital Improvement Issue) ser 2017A dtd 06/ 01/ 2017 due 06/ 01/ 2037		
Long Term Rating	AA/ Stable	New
Oxford spl assessment bnds ser 2014 dtd 05/ 15/ 2014 due 05/ 01/ 2015-2029		
Long Term Rating	AA/ Stable	Affirmed
Oxford GO		
Long Term Rating	AA/ Stable	Affirmed
Oxford GO rfdg bnds ser 2015 due 03/ 01/ 2027		
Long Term Rating	AA/ Stable	Affirmed

Rationale

S&P Global Ratings assigned its 'AA' long-term rating to the City of Oxford, Miss.'s series 2017A general obligation (GO) bonds. At the same time, S&P Global Ratings affirmed its 'AA' rating on the city's GO debt outstanding. The outlook is stable.

Oxford's full faith and credit pledge secures the bonds. Bond proceeds will be used to fund various capital projects. Oxford has bonds outstanding supported by both its full faith and credit pledge and special assessment revenues; however, we view the city's full faith and credit pledge as stronger, and thus rate base on the pledge.

The rating reflects our view of the following factors for Oxford:

- Strong economy, with a local stabilizing institutional influence;
- Adequate management, with "standard" financial policies and practices under our financial management assessment (FMA) methodology;
- Strong budgetary performance, with operating surpluses in the general fund and at the total governmental fund level in fiscal 2016;
- Very strong budgetary flexibility, with an available fund balance in fiscal 2016 of 40% of operating expenditures;
- Very strong liquidity, with total government available cash at 81.8% of total governmental fund expenditures and 10.4x governmental debt service, and access to external liquidity we consider strong;
- Very strong debt and contingent liability position, with debt service carrying charges at 7.9% of expenditures and net direct debt that is 69.6% of total governmental fund revenue, as well as low overall net debt at less than 3.0% of market value and rapid amortization, with 78.5% of debt scheduled to be retired in 10 years; and
- Strong institutional framework score.

Strong economy

We consider Oxford's economy strong. The city, with an estimated population of 22,761, is located in Lafayette County. The city benefits, in our view, from a stabilizing institutional influence. The city has a projected per capita effective buying income of 96.0% of the national level and per capita market value of \$93,047. Overall, the city's

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market value grew by 4.0% in 2015 to \$2.1 billion in 2016. The county unemployment rate was 4.8% in 2016.

Oxford is located in central Mississippi, roughly 80 miles southeast of Memphis, Tenn. The University of Mississippi, which enrolls more than 21,000 students and employs 2,955, dominates the city's economy and while it is a stabilizing institution for the city, the large composition of students might be suppressing Oxford's wealth and income levels. The city's tax base has exhibited steady growth in the past five years, a trend city officials expect will continue over the next few years as the university continues to grow.

Adequate management

We view the city's management as adequate, with "standard" financial policies and practices under our FMA methodology, indicating the finance department maintains adequate policies in some but not all key areas.

Key practices include management's conservative revenue and expenditure assumptions based on historical trend analysis. Management provides monthly budget-to-actual reports to the board monthly and amends the budget as needed. While the city has not adopted an investment policy, management adheres to state guidelines and provides updates on Oxford's investment holdings to the board monthly. The city does not have an adopted fund balance policy, but management has a goal of maintaining at least 10% of expenditures in reserves, which the city is currently exceeding. Oxford does not have an adopted debt management policy, nor formal long-term capital or financial plans.

Strong budgetary performance

Oxford's budgetary performance is strong in our opinion. The city had operating surpluses of 7.8% of expenditures in the general fund and of 11.1% across all governmental funds in fiscal 2016. Our assessment accounts for the fact that we expect budgetary results could deteriorate somewhat from 2016 results in the near term.

General fund expenditures have been adjusted for fiscal years 2015 and 2016, and total governmental funds expenditures have been adjusted for fiscal years 2014 through 2016, for capital projects funded with bond proceeds.

The city has exhibited very strong budgetary performance, with surpluses in the general fund and total governmental funds in each of the past three audited fiscal years. Management attributes the positive results to growth in assessed value and sales tax revenues. For fiscal 2017, management notes that revenues are trending well, and is expecting positive results at fiscal year-end. While we expect the city's budgetary performance will be strong in the future, we also expect that general fund operating performance could be lower than 5% of expenditures over fiscal years 2017 and 2018.

Very strong budgetary flexibility

Oxford's budgetary flexibility is very strong, in our view, with an available fund balance in fiscal 2016 of 40% of operating expenditures, or \$11.2 million. We expect the available fund balance to remain above 30% of expenditures for the current and next fiscal years, which we view as a positive credit factor.

With the city's very strong budgetary performance, Oxford's available fund balance has increased to \$11.2 million in fiscal 2016 from \$7 million in fiscal 2014. In addition, the city has \$34 million in a reserve and trust fund, which can be made available with a unanimous vote of the board, or with a three-fourths majority board vote in the event of:

- A state of emergency or local emergency being declared under federal, state, or local law; or

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Summary: Oxford, Mississippi; General Obligation

- Overall budgeted collections of the city are more than 5% below budgeted estimates for at least three calendar months.

Given the city's expectations for positive results in fiscal 2017, we expect Oxford's budgetary flexibility to remain very strong.

Very strong liquidity

In our opinion, Oxford's liquidity is very strong, with total government available cash at 81.8% of total governmental fund expenditures and 10.4x governmental debt service in 2016. In our view, the city has strong access to external liquidity if necessary.

The city's access to external liquidity is evidenced by its frequent issuing of GO bonds and notes over the past 10 years. Oxford does not invest aggressively, with most holdings in cash (outside of the reserve and trust fund). The city has three GO notes that are privately placed, which account for 4% of the city's debt outstanding; however, we do not view these as a contingent liquidity risk as the notes do not contain any acceleration or cross-default provisions. We expect the city's liquidity to remain very strong.

Very strong debt and contingent liability profile

In our view, Oxford's debt and contingent liability profile is very strong. Total governmental fund debt service is 7.9% of total governmental fund expenditures, and net direct debt is 69.6% of total governmental fund revenue. Overall net debt is low at 3.0% of market value, and approximately 78.5% of the direct debt is scheduled to be repaid within 10 years, which are in our view positive credit factors.

The city expects to issue about \$7.5 million in additional debt later in the calendar year. We also note that Oxford's debt score will likely weaken if the city's overall net debt were to exceed 3% of market value.

Oxford's pension contributions totaled 7.3% of total governmental fund expenditures in 2016. The city made its full annual required pension contribution in 2016.

The city contributes to the Public Employees Retirement System of Mississippi (PERS), a cost-sharing, multi-employer, defined-benefit pension plan administered by the state. As per Government Accounting Standards Board Statement No. 68, employers with benefits administered through cost-sharing, multi-employer pension plans such as PERS must report their proportionate share of the net pension liability. Oxford's proportionate share of net pension liability as of the most recent actuarial date (June 30, 2015) was \$45.2 million, and the plan fiduciary net position as a percent of net pension liability was 57%. The city does not offer other postemployment benefits.

Strong institutional framework

The institutional framework score for Mississippi municipalities is strong.

Outlook

The stable outlook reflects our view of the city's very strong budgetary performance and budgetary flexibility, as well as the university's stabilizing presence. As such, we do not expect to change the rating over the two-year outlook horizon.

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Upside scenario

If economic indicators were to improve to levels commensurate with higher rated peers, or if more formal management practices were to be adopted, we could consider raising the rating.

Downside scenario

If Oxford's financial position were to significantly deteriorate, we could consider lowering the rating.

Related Research

- S&P Public Finance Local GO Criteria: How We Adjust Data For Analytic Consistency, Sept. 12, 2013
- Incorporating GASB 67 And 68: Evaluating Pension/ OPEB Obligations Under Standard & Poor's U.S. Local Government GO Criteria, Sept. 2, 2015
- Alternative Financing: Disclosure Is Critical To Credit Analysis In Public Finance, Feb. 18, 2014
- 2016 Update Of Institutional Framework For U.S. Local Governments

Certain terms used in this report, particularly certain adjectives used to express our view on rating relevant factors, have specific meanings ascribed to them in our criteria, and should therefore be read in conjunction with such criteria. Please see Ratings Criteria at www.standardandpoors.com for further information. Complete ratings information is available to subscribers of RatingsDirect at www.globalcreditportal.com. All ratings affected by this rating action can be found on the S&P Global Ratings' public website at www.standardandpoors.com. Use the Ratings search box located in the left column.

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There came on for consideration the matter of the issuance of general obligation bonds of the City of Oxford, Mississippi and, after a discussion of the subject matter, Alderwoman Robyn Tannehill offered and moved the adoption of the following resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI AWARDDING THE SALE OF SEVEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$7,500,000) CITY OF OXFORD, MISSISSIPPI GENERAL OBLIGATION BONDS, SERIES 2017A (CAPITAL IMPROVEMENTS ISSUE); DIRECTING THE ISSUANCE OF SAID BONDS; PRESCRIBING THE FORM AND DETAILS OF SAID BONDS; PROVIDING CERTAIN COVENANTS OF SAID CITY IN CONNECTION WITH SAID BONDS; DIRECTING THE PREPARATION, EXECUTION AND DELIVERY THEREOF; AUTHORIZING THE PREPARATION AND DISTRIBUTION OF A FINAL OFFICIAL STATEMENT IN CONNECTION WITH SAID BONDS; PROVIDING FOR THE LEVY OF TAXES FOR THE PAYMENT THEREOF; AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen of the City of Oxford, Mississippi (the "Governing Body"), acting for and on behalf of the City of Oxford, Mississippi (the "City"), are authorized by Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "City Bond Act"), to issue general obligation bonds for the purposes set forth therein, including, but not limited to, (a) erecting municipal buildings, auditoriums and community centers, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, and for erecting, equipping and furnishing of buildings to be used as a municipal or civic arts center, (b) erecting waterworks systems and repairing, improving and extending the same, (c) establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same, (d) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, (e) constructing bridges and culverts, and (f) purchasing land for parks and public playgrounds, and improving, equipping and adorning the same, including the constructing, repairing and equipping of recreational facilities (collectively, the "City Bond Project"); and

WHEREAS, pursuant to Sections 57-64-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "REDA Act" and together with the City Bond Act, the "Act"), the Governing Body, acting for and on behalf of the City, adopted resolutions on November 4, 2014 and June 16, 2015, authorizing the City to enter into a Regional Economic Development Act Agreement, as the same may be amended and supplemented from time to time (the "Agreement"), with Lafayette County, Mississippi (the "County"), pursuant to which the City and County will jointly participate in the financing and construction of an extension of Sisk Avenue to Highway 6 and an extension of the West Oxford Loop and related improvements, all as more fully described in the Agreement (the "REDA Project"), a portion of which will be located in the City and all of which will be located in the County; and

WHEREAS, the Agreement and the Act authorize the City to fund its portion of the REDA Project through the issuance of bonds, notes or other evidences of indebtedness; and

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WHEREAS, the Governing Body has determined that it is in the best interest of the City to provide financing for the City Bond Project and the REDA Project (together, the "Project"); and

WHEREAS, the Governing Body, acting for and on behalf of the City, is authorized by the City Bond Act to issue general obligation bonds of the City for the purpose of providing financing for the Project; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the Act; and

WHEREAS, on February 7, 2017, the Governing Body adopted a resolution (the "Intent Resolution") declaring its intention to, among other things, issue and sell general obligation bonds of the City in a total aggregate principal amount not to exceed Fifteen Million and No/100ths Dollars (\$15,000,000) for the purpose of providing financing for the Project; and

WHEREAS, as required by the Intent Resolution and Section 21-33-307 of the City Bond Act, a Notice of Resolution of Intent (the "Notice of Intent") was published in *The Oxford Eagle*, a newspaper published in and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, on February 9, 16 and 23 and March 2, 2017, said publication being for at least three (3) consecutive weeks, with the first publication of the Notice of Intent being made not less than twenty-one (21) days prior to March 7, 2017, and the last publication being made not more than seven (7) days prior to such date; and

WHEREAS, as of the hour of 5:00 p.m. on March 7, 2017, no qualified elector of the City had filed a written protest or objection of any kind or character against the Project or the issuance of such general obligation bonds with the Clerk of the City (the "Clerk") or any member of the Governing Body; and

WHEREAS, as of the hour of 5:00 p.m. on March 7, 2017, at the usual meeting place of the Governing Body, in the Board Room, located in the City Hall at 107 Courthouse Square in the City, all persons present or represented by counsel or otherwise were given the opportunity to be heard concerning the Project or the issuance of such general obligation bonds and no protest or objection of any kind or character against the Project or the issuance of such general obligation bonds was presented; and

WHEREAS, on March 7, 2017, the Governing Body adopted a resolution (the "No Protest Resolution") finding and determining that the Notice of Intent was duly published as required by law and that no written protest or other objection of any kind or character against the issuance of such general obligation bonds was filed by qualified electors of the City; and

WHEREAS, pursuant to the No Protest Resolution, the Governing Body authorized and approved the issuance of such general obligation bonds of the City, in one or more series, in an amount not to exceed Fifteen Million and No/100ths Dollars (\$15,000,000), to raise money for the Project, all in accordance with the Act; and

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WHEREAS, on April 18, 2017, the Governing Body adopted a resolution (the "Sale Resolution") authorizing the sale and issuance of not to exceed \$7,500,000 City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds"), approving the form of and authorizing the publication of a Notice of Bond Sale (the "Notice of Sale") in connection with the Bonds and approving the form of and authorizing the distribution of a Preliminary Official Statement (the "Preliminary Official Statement") in connection with the Bonds and a final Official Statement (the "Official Statement") relating thereto; and

WHEREAS, pursuant to the direction of the Sale Resolution, the Notice of Sale was published in *The Oxford Eagle*, a newspaper published in and having a general circulation in the City and qualified under the provisions of Section 13-3-31, Mississippi Code of 1972, as amended and supplemented from time to time, on May 3, 2017 and May 11, 2017, in the form attached hereto as Exhibit A and made a part hereof; and

WHEREAS, at or prior to the hour of 3:30 o'clock p.m., Mississippi time, on this 16th day of May, 2017, there were filed with the Clerk, acting for and on behalf of the Governing Body seven (7) sealed bids for the purchase of all of the Bonds as follows:

Name	Net Interest Cost Rate
Crews & Associates, Inc.	3.109217%
Duncan-Williams, Inc.	3.007476
Stephens Inc.	3.073673
Piper Jaffray	2.929923
Morgan Stanley	2.984745
Robert W. Baird & Co.	3.000889
FTN Financial	2.807926

and a check payable to the City in the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) as evidence of the good faith of each bidder accompanied each of said bids; and

WHEREAS, copies of each of said bids are attached hereto as Exhibit B and made a part hereof; and

WHEREAS, the Governing Body has read and considered each of said bids at length and determined that said bids are in accordance with the terms and provisions of the Notice of Sale; and

WHEREAS, the Governing Body directed Government Consultants, Inc. (the "Financial Advisor") to verify which bid produced the lowest net interest cost rate (as defined in the Notice of Sale) for the Bonds; and

WHEREAS, the bid of FTN Financial (the "Purchaser") produces the lowest net interest cost rate for the Bonds and said bid computes to a net interest rate of 2.807926%; and

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WHEREAS, Butler Snow LLP ("Bond Counsel") has examined the bid of the Purchaser and declared it to be in legal form and in accordance with the terms and provisions of the Notice of Sale; and

WHEREAS, it is the opinion of the Governing Body that the best interest of the City will be served by the acceptance of the aforesaid bid of the Purchaser; and

WHEREAS, the issuance of the Bonds for the purpose of raising money to finance the Project will result in a substantial public benefit to the citizens of the City; and

WHEREAS, it has now become necessary that the Governing Body proceed to make provision for the preparation, execution, issuance and delivery of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF OXFORD, MISSISSIPPI, ACTING FOR AND ON BEHALF OF SAID CITY, AS FOLLOWS:

SECTION 1. The bid of the Purchaser is hereby declared to be the best responsible bid and the one offering to purchase the City's \$7,500,000 General Obligation Bonds, Series 2017A (Capital Improvements Issue) at such price and such rates of interest as will produce the lowest net interest cost rate for the City.

SECTION 2. The bid of the Purchaser be and the same is hereby accepted, subject to the conditions of the Notice of Sale, and in accordance with said bid the Bonds shall bear interest at the following rates:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	3.000%	2028	\$375,000	3.000%
2019	280,000	3.000	2029	385,000	3.000
2020	290,000	3.000	2030	400,000	3.000
2021	300,000	3.000	2031	410,000	3.000
2022	310,000	3.000	2032	425,000	3.000
2023	320,000	3.000	2033	440,000	3.000
2024	330,000	3.000	2034	455,000	3.000
2025	340,000	3.000	2035	470,000	3.000
2026	350,000	3.000	2036	485,000	3.000
2027	365,000	3.000	2037	500,000	3.000

The Mayor of the City (the "Mayor") and the Clerk are hereby empowered and directed to accept said bid in the manner provided in the bid, and the good faith check received with said bid, in the sum of One Hundred Fifty Thousand Dollars (\$150,000.00), shall be collected, deposited and invested by the City in accordance with the terms of the Notice of Sale, and shall be applied in part payment for the Bonds or to secure the City from any loss resulting from the failure of the Purchaser to comply with the terms of its bid. All other good faith checks shall be returned to the respective unsuccessful bidders by the Clerk.

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SECTION 3. Proceeding under the authority of the Act, there shall be and there are hereby authorized and directed to be issued General Obligation Bonds, Series 2017A (Capital Improvements Issue) of the City in the aggregate principal amount of Seven Million Five Hundred Thousand Dollars (\$7,500,000). In consideration of the purchase and acceptance of any and all of the Bonds by the registered owners thereof, this resolution shall constitute a contract between the City and the registered owners from time to time of the Bonds. The pledge made herein and the covenants and agreements herein set forth to be performed on behalf of the City shall be for the equal benefit, protection and security of the registered owners of any and all of the Bonds, all of which, regardless of the time or times of their authentication and delivery or maturity, shall be of equal rank without preference, priority or distinction. Pursuant to the Act, the Bonds shall be general obligations of the City, and the full faith, credit and taxing power of the City are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds. For the purposes of effectuating and providing for the payment of the principal of and interest on the Bonds, as the same shall respectively mature and accrue, there shall be, and is hereby, levied to the extent necessary therefore a direct, continuing special tax upon all of the taxable property within the geographical limits of the City, adequate and sufficient, after allowance shall have been made for the expenses of collection and delinquencies in the payment of taxes, to produce sums required for the payment of the principal of and the interest on the Bonds; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Bond Fund (as hereinafter defined), or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Bonds due during the ensuing fiscal year of the City. When necessary, said tax shall be extended upon the tax rolls and collected in the same manner and at the same time as other taxes of the City are collected, and the rate of tax which shall be so extended shall be sufficient in each year fully to produce the sums required as aforesaid, without limitation as to rate or amount. The avails of said tax are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds as the same shall respectively mature and accrue. Should there be a failure in any year to comply with the requirements of this Section 3, such failure shall not impair the right of the registered owners of any of the Bonds in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Bonds, both as to principal and interest.

SECTION 4. The Bonds shall be dated June 1, 2017; shall bear interest from said date at the rates per annum set forth in Section 2 above (computed on the basis of a three hundred sixty (360) day year of twelve (12), thirty (30) day months), payable on June 1 and December 1 of each year, commencing June 1, 2018; and shall mature on June 1 in the years and in the principal amounts set forth in Section 2 above.

SECTION 5. The Bonds shall be issued as fully registered bonds in the denominations of \$5,000 or any integral multiple thereof and shall be numbered from R-1 upwards without regard to maturity.

SECTION 6. The Bonds maturing June 1, 2028 and thereafter will be subject to redemption prior to their respective maturities, at the option of the City, on and after June 1, 2027, either in whole or in part on any date, as selected by the City among maturities, and by lot

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within each maturity, at the principal amount thereof, together with accrued interest to the date fixed for redemption and without premium.

Notice of each such redemption shall be mailed, postage prepaid, not less than thirty (30) days prior to the redemption date, to all registered owners of the Bonds to be redeemed at their addresses as they appear on the registration books of the City kept by the Paying and Transfer Agent (as hereinafter defined).

On the date designated for redemption, notice having been mailed to the registered owners of the Bonds to be redeemed as provided in the second paragraph of this Section 6, and monies sufficient for the payment of the redemption price of said Bonds being held by the Paying and Transfer Agent or an escrow agent, the Bonds so called for redemption shall become due and payable at the redemption price provided for the redemption of such Bonds on such date, interest on such Bonds shall cease to accrue, such Bonds shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder, and the registered owners shall have no rights in respect thereof except to receive payment of the redemption price thereof (including interest accrued to such redemption date) from the funds held for that purpose.

SECTION 7. (a) Notwithstanding anything to the contrary in this resolution, so long as the Bonds are being held under a book-entry system, transfers of beneficial ownership of the Bonds will be affected pursuant to rules and procedures established by the Securities Depository. For the purposes of this resolution, "Securities Depository" shall mean a recognized securities depository (or its successor or substitute) selected by the City to act as the securities depository maintaining a book-entry transfer system for the Bonds.

(b) As long as a book-entry system is in effect for the Bonds, the Securities Depository Nominee will be recognized as the registered owner of the Bonds for the purposes of (1) paying the principal of or interest on such Bonds, (2) giving any notice permitted or required to be given to registered owners under this resolution, (3) registering the transfer of such Bonds, and (4) requesting any consent or other action to be taken by the registered owners of such Bonds, and for all other purposes whatsoever, and neither the City nor the Paying and Transfer Agent (as hereinafter defined) shall be affected by any notice to the contrary. For the purposes of this resolution, "Securities Depository Nominee" shall mean, with respect to the Bonds and as to any Securities Depository, such Securities Depository or the nominee of such Securities Depository in whose name the Bonds shall be registered on the registration books of the City maintained by the Paying and Transfer Agent during the time such Bonds are held under a book-entry system through such Securities Depository.

(c) Neither the City nor the Paying and Transfer Agent shall have any responsibility or obligation to any participant, any beneficial owner or any other person claiming a beneficial ownership in any Bonds which are registered to a Securities Depository Nominee under or through the Securities Depository with respect to any action taken by the Securities Depository as registered owner of such Bonds.

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(d) The Paying and Transfer Agent shall pay all principal of and interest on the Bonds issued under a book-entry system, only to the Securities Depository, or the Securities Depository Nominee, as the case may be, for such Bonds, and all such payments shall be valid and effectual to fully satisfy and discharge the obligations with respect to the principal of and interest on such Bonds.

(e) In the event that the City determines that it is in the best interest of the City to discontinue the book-entry system of transfer for the Bonds, or that the interests of the beneficial owners of the Bonds may be adversely affected if the book-entry system is continued, then the City shall notify the Securities Depository and the Paying and Transfer Agent of such determination. In such event, the City shall execute and the Paying and Transfer Agent shall, pursuant to subsequent resolution of the City, authenticate, register and deliver physical certificates for the Bonds in exchange for the Bonds registered in the name of the Securities Depository Nominee. Such certificates shall be in fully registered form and transferable only upon the registration books of the City maintained by the Paying and Transfer Agent, by the registered owner thereof or by his attorney, duly authorized in writing, upon surrender thereof, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent, duly executed by the registered owner or his duly authorized attorney in accordance with this resolution.

(f) In the event that the Securities Depository for the Bonds discontinues providing its services, the City shall either engage the services of another Securities Depository or deliver physical certificates in the manner described in subparagraph (e) above.

(g) In connection with any notice or other communication to be provided to the registered owners of the Bonds by the City or by the Paying and Transfer Agent with respect to any consent or other action to be taken by the registered owners, the City or the Paying and Transfer Agent, as the case may be, shall establish a record date for such consent or other action and give the Securities Depository Nominee notice of such record date not less than fifteen (15) days in advance of such record date to the extent possible.

(h) The Bonds shall be issued initially under the book-entry system maintained by The Depository Trust Company, New York, New York ("DTC"), and shall be registered in the name of Cede & Co., as the initial Securities Depository Nominee for the Bonds. As long as the Bonds are maintained by DTC under its book-entry system, all payments with respect to the principal of and interest on the Bonds and notices shall be made and given, respectively, to DTC.

(i) As long as the book-entry-only system is used for the Bonds, any notice of redemption or any other notices required to be given to registered owners will be given only to DTC. Any failure of DTC to advise any DTC Participant, or of any DTC Participant to notify any Indirect Participant, or of any DTC Participant or Indirect Participant to notify any Beneficial Owner, of any such notice and its content or effect will not affect the validity of the redemption of the Bonds called for redemption or of any other action premised on such notice. Conveyance of notices and other communications by DTC to DTC Participants, by DTC Participants to Indirect Participants and by DTC Participants and Indirect Participants to Beneficial Owners will be governed by arrangements among them, subject to any statutory and

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regulatory requirements as may be in effect from time to time. Beneficial Owners may desire to make arrangements with a DTC Participant or Indirect Participant so that all notices of redemption or other communications to DTC which affect such Beneficial Owners will be forwarded in writing by such DTC Participant or Indirect Participant.

SECTION 8. The principal of the Bonds shall be payable in lawful money of the United States of America upon presentation and surrender thereof as the same shall become due at a bank or trust company located within or without the State to serve as paying agent, transfer agent and registrar of the Bonds (the "Paying and Transfer Agent"). Subject to the provisions of Section 7 hereof, interest will be payable by check or draft drawn upon the Paying and Transfer Agent, made payable to the registered owner named in, and mailed to the address of the registered owner as it shall appear on the registration books of the City for the Bonds as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding each interest payment date, which registration books shall be held by the Paying and Transfer Agent.

SECTION 9. Pursuant to the authority granted by the Act and the Registered Bond Act, being Section 31-21-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (the "Registered Bond Act"), the Bonds shall be executed by the manual or facsimile signature of the Mayor and the official seal of the City shall be affixed or lithographed or otherwise reproduced thereon, attested by the Clerk, and the Bonds shall be authenticated by the Paying and Transfer Agent. The Paying and Transfer Agent shall authenticate each Bond by executing the Paying and Transfer Agent's Certificate thereon and no Bond shall be valid or become obligatory for any purpose until such certificate shall have been duly executed by the Paying and Transfer Agent. Such certificate, when duly executed on behalf of the City, shall be conclusive evidence that the Bond so authenticated has been duly authenticated and delivered. The validation certificate, for which provision is hereinafter made, to appear on each Bond, shall be executed by the Clerk, and the said certificate may be executed by the manual or facsimile signature of the Clerk. The Bonds shall be delivered to the Purchaser upon payment of the purchase price therefore in accordance with the terms and conditions of their sale and award, together with a complete certified transcript of the proceedings had and done in the matter of the authorization, sale, issuance and validation of the Bonds, and the final, unqualified approving opinion of Bond Counsel. Prior to or simultaneously with the delivery by the Paying and Transfer Agent of any of the Bonds, the City shall file with the Paying and Transfer Agent: (a) a copy, certified by the Clerk, of the transcript of proceedings of the Governing Body in connection with the authorization, sale, issuance and validation of the Bonds; and (b) an authorization to the Paying and Transfer Agent, signed by the Mayor, to authenticate and deliver the Bonds to the Purchaser. At delivery, the Paying and Transfer Agent shall authenticate the Bonds and deliver them to the Purchaser upon payment of the purchase price of the Bonds to the City.

If the Bonds are no longer being held under a book-entry system as provided in Section 7 hereof, certificates, blank as to denomination, rate of interest, date of maturity and CUSIP number and sufficient in quantity in the judgment of the City to meet the reasonable transfer and reissuance needs on the Bonds, shall be printed and delivered to the Paying and Transfer Agent, and held by the Paying and Transfer Agent until needed for transfer or reissuance, whereupon the

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Paying and Transfer Agent shall imprint the appropriate information as to denomination, rate of interest, date of maturity and CUSIP number prior to the registration, authentication and delivery thereof to the transferee holder. The Paying and Transfer Agent is hereby authorized upon the approval of the Governing Body to have printed from time to time as necessary additional certificates bearing the facsimile seal of the City and facsimile signatures of the persons who were the officials of the Governing Body as of the date of original issue of the Bonds. When the Bonds shall have been validated and executed as herein provided, they shall be registered as an obligation of the City in a book maintained for that purpose, and the Clerk shall cause to be imprinted upon each of the Bonds, over her manual or facsimile signature and manual or facsimile seal, her certificate in substantially the form set out in Section 10.

SECTION 10. The Bonds of this issue, the certificates to appear thereon and the Paying and Transfer Agent's Certificate shall be in substantially the following forms:

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[FORM OF BOND]

UNLESS THIS CERTIFICATE IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY TRUST COMPANY, A NEW YORK CORPORATION ("DTC"), TO THE PAYING AND TRANSFER AGENT FOR REGISTRATION OF TRANSFER, EXCHANGE, OR PAYMENT, AND ANY CERTIFICATE ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

Number R- _____ \$ _____

UNITED STATES OF AMERICA

STATE OF MISSISSIPPI

CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

Interest Rate	Maturity Date	Dated Date	CUSIP
%		June 1, 2017	

REGISTERED OWNER:CEDE & CO.

PRINCIPAL SUM:

THE CITY OF OXFORD, MISSISSIPPI (the "City"), a body politic existing under the Constitution and laws of the State of Mississippi (the "State"), hereby acknowledges itself indebted and for value received hereby promises to pay to the registered owner named above or registered assigns, on the maturity date stated above, upon presentation and surrender of this Bond at the corporate trust office of BankPlus in the City of Ridgeland, Mississippi, (such bank and any successor thereto hereinafter called collectively, the "Paying and Transfer Agent"), the principal sum stated hereon in lawful money of the United States of America, and to pay to the registered owner hereof or registered assigns interest on such principal sum, in like money, from the dated date of this Bond until the maturity date thereof (or earlier redemption date), at the interest rate per annum stated hereon, payable on the first day of June and December of each year, commencing June 1, 2018, by check or draft drawn upon the Paying and Transfer Agent, made payable to the registered owner named in, and mailed to the address of the registered owner as it shall appear on the registration books held by the Paying and Transfer Agent as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business

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day) of the calendar month next preceding each interest payment date. Interest on this Bond will be computed on the basis of a 360-day year consisting of twelve (12) thirty (30) day months.

For the performance in apt time and manner of every official act herein required, and for the prompt payment of this Bond, both principal and interest, the full faith, credit and taxing power of the City is irrevocably pledged.

For the performance in apt time and manner of every official act herein required, and for the prompt payment of this Bond, both principal and interest, the full faith, credit and taxing power of the City are irrevocably pledged. The Bonds (as hereinafter defined) are and will continue to be payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the City. The City will levy annually a special tax upon all taxable property within the geographical limits of the City adequate and sufficient to provide for the payment of the principal of and the interest on the Bonds as the same falls due; provided, however, that such tax levy for any year shall be abated *pro tanto* to the extent the City on or prior to September 1 of that year has transferred money to the Bond Fund (as defined in the Resolution, as hereinafter defined), or has made other provisions for funds, to be applied toward the payment of the principal of and interest on the Bonds due during the ensuing fiscal year of the City, in accordance with the provisions of the Resolution.

This Bond is one of an authorized issue of General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of like date, tenor and effect, except as to rate of interest and date of maturity, issued by the City pursuant to and in conformity with the Constitution and laws of the State, including, among others, Sections 21-33-301 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time, and Sections 57-64-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time (together, the "Act"), and pursuant to resolutions duly adopted by the Mayor and Board of Aldermen of the City on November 4, 2014, June 16, 2015, February 7, 2017, March 7, 2017, April 18, 2017 and May 16, 2017 (collectively, the "Resolution"), to raise money for the purpose of financing a portion of the cost of (a) erecting municipal buildings, auditoriums and community centers, preparing and equipping athletic fields, and purchasing buildings or land therefor, and for repairing, improving, adorning and equipping the same, and for erecting, equipping and furnishing of buildings to be used as a municipal or civic arts center, (b) erecting waterworks systems and repairing, improving and extending the same, (c) establishing sanitary, storm, drainage or sewerage systems, and repairing, improving and extending the same, (d) constructing, improving or paving streets, sidewalks, driveways, parkways, walkways or public parking facilities, and purchasing land therefor, (e) constructing bridges and culverts, (f) purchasing land for parks and public playgrounds, and improving, equipping and adorning the same, including the constructing, repairing and equipping of recreational facilities, and (g) a project for which a certificate of public convenience and necessity has been obtained, and paying the costs of the sale and issuance of the Bonds, all in accordance with the Act. Reference is hereby made to the Resolution, copies of which are on file at the corporate trust office of the Paying and Transfer Agent and at the Office of the City Clerk in Oxford, Mississippi, to all of the provisions of which the registered owner hereof assents by acceptance of this Bond.

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This Bond is transferable only upon the books kept for that purpose at the corporate trust office of the Paying and Transfer Agent, upon surrender at said office, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent duly executed by the registered owner or his authorized attorney, and thereupon a new bond or bonds of like maturity, interest rate and aggregate principal amount shall be issued to the transferee. In like manner, this Bond may be exchanged for an equal aggregate principal amount of Bonds of any other authorized denominations. Bonds are issuable in the authorized denominations of \$5,000 or any integral multiple thereof. The issuance, transfer, exchange and replacement of the Bonds of this issue and other similar matters are governed by conditions on file at the corporate trust office of the Paying and Transfer Agent and at the Office of the City Clerk.

The Bonds maturing June 1, 2028 and thereafter will be subject to redemption prior to their respective maturities, at the option of the City, on and after June 1, 2027, either in whole or in part on any date, as selected by the City among maturities, and by lot within each maturity, at the principal amount thereof, together with accrued interest to the date fixed for redemption and without premium.

Notice of each such redemption shall be mailed, postage prepaid, not less than thirty (30) days prior to the redemption date, to all registered owners of the Bonds to be redeemed at their addresses as they appear on the registration books of the City kept and maintained by the Paying and Transfer Agent.

All Bonds for the payment or redemption of which sufficient monies, or, to the extent permitted by the laws of the State, (a) direct obligations of, or obligations the payment of the principal of and interest on which are unconditionally guaranteed by, the United States of America ("Government Obligations"), or (b) certificates of deposit or other securities fully secured by Government Obligations, or (c) evidences of ownership of proportionate interests in future interest or principal payments on Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the Government Obligations and which Government Obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated, or (d) municipal obligations, the payment of the principal of, interest and premium, if any, on which are irrevocably secured by Government Obligations and which Government Obligations are not subject to redemption prior to the date on which the proceeds attributable to the principal of such obligations are to be used and have been deposited in an escrow account which is irrevocably pledged to the payment of the principal of and interest and premium, if any, on such municipal obligations (all of which collectively, with Government Obligations, "Defeasance Securities"), shall have been deposited with an escrow agent appointed for such purpose, which may be the Paying and Transfer Agent, all to the extent provided in the Resolution, shall be deemed to have been paid, shall cease to be entitled to any lien, benefit or security under the Resolution and shall no longer be deemed to be outstanding thereunder, and the registered owners shall have no rights in respect thereof except to receive payment of the principal of, premium, if any, and interest on such Bonds from the funds held for that purpose. Defeasance Securities shall be considered sufficient under the Resolution if said investments,

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with interest, mature and bear interest in such amounts and at such times as will assure sufficient cash to pay currently maturing interest and to pay principal when due on such Bonds.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and to be performed precedent to and in the issuance of this Bond do exist, have happened and have been performed in due time, form and manner as required by law, and that the issuance of this Bond and the issue of which it forms a part, together with all other obligations of the City, does not exceed or violate any constitutional or statutory limitation.

This Bond shall not be valid or become obligatory for any purpose until this Bond shall have been authenticated by the execution by the Paying and Transfer Agent of the Paying and Transfer Agent's Certificate hereon.

The City and the Paying and Transfer Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the City nor the Paying and Transfer Agent shall be affected by any notice to the contrary.

IN WITNESS WHEREOF, the City of Oxford, Mississippi, acting by and through its Mayor and Board of Aldermen, has caused this Bond to be executed in its name by the manual or facsimile signature of the Mayor of the City, and has caused the official seal of the City to be affixed thereto, attested by the manual or facsimile signature of its Clerk.

(SEAL)

CITY OF OXFORD, MISSISSIPPI

By _____
Mayor

ATTEST:

City Clerk

PAYING AND TRANSFER AGENT'S CERTIFICATE

This Bond is one of the Bonds of the above designated issue of Bonds delivered in accordance with the terms of the within mentioned Resolution.

BANKPLUS, as Paying and Transfer Agent

By _____
Authorized Signature

STATE OF MISSISSIPPI)
) ss:
COUNTY OF LAFAYETTE)

I, Ashley Atkinson, City Clerk of the City of Oxford, Mississippi, do hereby certify that the issuance of the Bonds of which the within Bond is one has been duly registered by me as an obligation of said City pursuant to law in a book kept by said City for that purpose and has been validated and confirmed by decree of the Chancery Court of Lafayette County, Mississippi, rendered on the day of , 2017 pursuant to the Act.

City Clerk

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

the within Bond and does hereby irrevocably constitute and appoint _____ as registrar and transfer agent to transfer the said Bond on the records kept for registration thereof with full power of substitution in the premises.

Signature guaranteed:

(Bank, Trust Company or Paying Agent)

(Authorized Officer)

Date of Assignment:

Insert Social Security Number or other Tax Identification Number of Assignee

NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without any alteration whatever, and must be guaranteed by a commercial bank or trust company or a member of a national securities exchange who is a member of a Medallion Signature Guarantee Program.

[END OF FORM OF BOND]

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SECTION 11. The Governing Body hereby adopts, pursuant to the authority granted by the Act and the Registered Bond Act, the following conditions (the "Conditions") which are to apply to the transfer, exchange and replacement of the Bonds, and other similar matters.

**CONDITIONS AS TO THE ISSUANCE, TRANSFER,
EXCHANGE AND REPLACEMENT OF THE BONDS**

"Paying and Transfer Agent" as used in these Conditions means, as to Bonds designated herein, the bank or banks designated by action of the Governing Body as the Paying and Transfer Agent with respect to the Bonds and whose duties and responsibilities shall be as further limited or set forth in the form of Bonds for such issue of Bonds.

The terms and provisions of this Section shall be subject to the terms and provisions of Section 7 hereof.

The principal of all Bonds shall be payable at the corporate trust office of the Paying and Transfer Agent, and payment of the interest on each Bond shall be made by the Paying and Transfer Agent on each interest payment date to the person appearing on the registration books of the City (hereinafter provided for) as the registered owner thereof as of the close of business on the date which shall be the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding such interest payment date, by check or draft mailed to such registered owner at his address as it appears on such registration books. Payment of the principal of all Bonds shall be made upon the presentation and surrender for cancellation of such Bonds as the same shall become due and payable.

Bonds, upon surrender thereof at said corporate trust office of the Paying and Transfer Agent with a written instrument of transfer satisfactory to such Paying and Transfer Agent duly executed by the registered owner or his authorized attorney, may be exchanged for Bonds of like series, maturity and interest rate of any other authorized denominations. Each such Bond shall be dated as of the date six (6) months preceding the interest payment date thereon next following the date of delivery of such Bond in registered form, unless such date of delivery shall be an interest payment date in which case it shall be dated as of such date of delivery, and every such Bond in registered form shall bear interest from its date.

So long as the Bonds shall remain outstanding, the City shall cause the Paying and Transfer Agent to maintain and keep, at its corporate trust office, registration books for the registration and transfer of Bonds, and, upon presentation thereof for such purpose at such corporate trust office, the City shall cause the Paying and Transfer Agent to register or cause to be registered thereon, and permit to be transferred thereon, under such reasonable regulations as the Paying and Transfer Agent may prescribe, any Bond. So long as any of the Bonds remain outstanding, the City shall make all necessary provisions to permit the exchange of Bonds at the corporate trust office of the Paying and Transfer Agent.

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All Bonds shall be transferable only upon the registration books which shall be kept for that purpose at the corporate trust office of the Paying and Transfer Agent for the City, by the registered owner thereof in person or his authorized attorney, upon surrender thereof, together with a written instrument of transfer satisfactory to the Paying and Transfer Agent, duly executed by the registered owner or his authorized attorney, and upon such transfer there shall be issued in the name of the transferee a new Bond or Bonds in registered form of the same series in the same aggregate principal amount and of like maturity and interest rate as the Bond or Bonds surrendered. Bonds issued in connection with transfers shall be dated in the same manner provided above for the dating of Bonds issued in connection with exchanges.

Neither the City nor the Paying and Transfer Agent shall be required (a) to exchange or transfer Bonds for a period of fifteen (15) days next preceding an interest payment date on the Bonds or next preceding any selection of Bonds to be redeemed or thereafter until the first mailing of any notice of redemption, or (b) to transfer or exchange any Bond called for redemption.

All Bonds surrendered in any exchanges or transfers shall forthwith be canceled by the Paying and Transfer Agent and thereafter transmitted to the City.

Prior to the issuance or delivery of any Bond, whether upon original issuance, transfer, exchange or replacement, the Paying and Transfer Agent shall manually execute the certificate of authentication provided thereon. No Bond shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by the Paying and Transfer Agent. Such certificate of the Paying and Transfer Agent upon any Bond executed on behalf of the City shall be conclusive evidence that the Bond so authenticated has been duly authenticated and delivered.

Bonds bearing the facsimile signature of any person who shall have been the Mayor or Clerk at the time such Bonds were originally dated or delivered by the City shall bind the City notwithstanding the fact that he or she may have ceased to be such officer prior to the delivery of such Bonds or was not such officer at the date of such Bonds.

Except as otherwise required by law, if (a) any mutilated Bond is surrendered to the Paying and Transfer Agent at its corporate trust office, or the Paying and Transfer Agent receives evidence to its satisfaction of the destruction, loss or theft of any Bond and (b) there is delivered to the Paying and Transfer Agent such security or indemnity as may be required by it to save harmless the City and the Paying and Transfer Agent, and as otherwise required by law, then, in the absence of notice to the Paying and Transfer Agent that such Bond has been acquired by a bona fide purchaser as such term is defined in the Uniform Commercial Code as it is then in effect in the State of Mississippi, the Paying and Transfer Agent shall authenticate and deliver, in exchange for any such mutilated Bond, or in lieu of

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any such destroyed, lost or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding. The Paying and Transfer Agent shall thereupon cancel any Bond so surrendered.

In case any mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Paying and Transfer Agent in its discretion may, instead of issuing a new Bond, pay such Bond.

Each new Bond issued pursuant to this Section in lieu of any surrendered, destroyed, lost or stolen Bond shall constitute an additional contractual obligation of the City and shall be entitled to all benefits equally and proportionately with any and all other Bonds duly issued. All Bonds shall be held and owed upon the express condition that the foregoing provisions are exclusive with respect to the replacement or payment of mutilated, destroyed, lost or stolen Bonds, and shall preclude (to the extent lawful) all other rights or remedies with respect to the replacement or payment of mutilated, destroyed, lost or stolen Bonds or securities.

Notwithstanding the foregoing provisions of these Conditions, no Bonds shall be exchanged for other Bonds or be registered or transferred or issued or delivered by or on behalf of the City or the Paying and Transfer Agent pursuant to this Section at the request of a holder or owner of a Bond, except upon payment to such Paying and Transfer Agent by or on behalf of such holder or owner of a charge sufficient to reimburse the City and such Paying and Transfer Agent for any tax, fee, or other governmental charge required to be paid with respect to the transaction.

The City and the Paying and Transfer Agent may treat and consider the person in whose name any Bond shall be registered upon the registration books as herein provided as the holder and absolute owner thereof, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal thereof and interest thereon and for all other purposes whatsoever; provided, however, payment of, or on account of, the principal of and interest on such Bond shall be made only to, or upon the order of, such registered owner, and such payment so made shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor any Paying and Transfer Agent shall be affected by any notice to the contrary.

SECTION 12. (a) So long as any of the Bonds shall remain outstanding, the City shall maintain with the Paying and Transfer Agent records for the registration and transfer of the Bonds. The Paying and Transfer Agent is hereby appointed registrar for the Bonds, in which capacity the Paying and Transfer Agent shall register in such records and permit to be transferred thereon, under such reasonable regulations as may be prescribed, any Bond entitled to registration or transfer.

(b) The City shall pay or reimburse the Paying and Transfer Agent for reasonable fees for the performance of the services normally rendered and the incurring of normal expenses

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reasonably and necessarily paid as are customarily paid to paying agents, transfer agents and bond registrars, subject to agreement between the City and the Paying and Transfer Agent. Fees and reimbursements for extraordinary services and expenses, so long as not occasioned by the negligence, misconduct or willful default of the Paying and Transfer Agent, shall be made by the City on a case-by-case basis, subject, where not prevented by emergency or other exigent circumstances, to the prior written approval of the Governing Body.

(c) (i) A Paying and Transfer Agent may at any time resign and be discharged of its duties and obligations as Paying and Transfer Agent, by giving at least sixty (60) days written notice to the City, and may be removed as Paying and Transfer Agent at any time by resolution of the Governing Body delivered to the Paying and Transfer Agent. The resolution shall specify the date on which such removal shall take effect and the name and address of the successor Paying and Transfer Agent, and shall be transmitted to the Paying and Transfer Agent being removed within a reasonable time prior to the effective date thereof. Provided, however, that no resignation or removal of a Paying and Transfer Agent shall become effective until a successor Paying and Transfer Agent has been appointed pursuant to this resolution.

(ii) Upon receiving notice of the resignation of the Paying and Transfer Agent, the City shall promptly appoint a successor Paying and Transfer Agent by resolution of the Governing Body. Any appointment of a successor Paying and Transfer Agent shall become effective upon acceptance of appointment by the successor Paying and Transfer Agent. If no successor Paying and Transfer Agent shall have been so appointed and have accepted appointment within thirty (30) days after the notice of resignation, the resigning Paying and Transfer Agent may petition any court of competent jurisdiction for the appointment of a successor Paying and Transfer Agent, which court may thereupon, after such notice as it may deem appropriate, appoint a successor Paying and Transfer Agent.

(iii) In the event of a change of Paying and Transfer Agents, the predecessor Paying and Transfer Agent shall cease to be custodian of any funds held pursuant to this resolution in connection with its role as such Paying and Transfer Agent, and the successor Paying and Transfer Agent shall become such custodian; provided, however, that before any such delivery is required to be made, all fees, advances and expenses of the retiring or removed Paying and Transfer Agent shall be fully paid. Every predecessor Paying and Transfer Agent shall deliver to its successor Paying and Transfer Agent all books of account, registration records, lists of holders of the Bonds and all other records, documents and instruments relating to its duties as such Paying and Transfer Agent.

(iv) Any successor Paying and Transfer Agent appointed under the provisions hereof shall be a bank, trust company or national banking association having Federal Deposit Insurance Corporation insurance of its accounts, duly authorized to exercise corporate trust powers and subject to examination by and in good standing with the federal and/or state regulatory authorities under the jurisdiction of which it falls.

(v) Every successor Paying and Transfer Agent appointed hereunder shall execute, acknowledge and deliver to its predecessor Paying and Transfer Agent and to the City an instrument in writing accepting such appointment hereunder, and thereupon such successor

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Paying and Transfer Agent, without any further act, shall become fully vested with all the rights, immunities and powers, and be subject to all the duties and obligations, of its predecessor.

(vi) Should any transfer, assignment or instrument in writing be required by any successor Paying and Transfer Agent from the City to more fully and certainly vest in such successor Paying and Transfer Agent the estates, rights, powers and duties hereby vested or intended to be vested in the predecessor Paying and Transfer Agent, any such transfer, assignment and written instruments shall, on request, be executed, acknowledged and delivered by the City.

(vii) The City will provide any successor Paying and Transfer Agent with certified copies of all resolutions, orders and other proceedings adopted by the Governing Body relating to the Bonds.

(viii) All duties and obligations imposed hereby on a Paying and Transfer Agent or successor Paying and Transfer Agent shall terminate upon the accomplishment of all duties, obligations and responsibilities imposed by law or required to be performed by this resolution.

(d) Any corporation or association into which a Paying and Transfer Agent may be converted or merged, or with which it may be consolidated or to which it may sell or transfer its assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer to which it is a party, shall be and become successor Paying and Transfer Agent hereunder and vested with all the powers, discretions, immunities, privileges and all other matters as was its predecessor, without the execution or filing of any instrument or any further act, deed or conveyance on the part of either the City or the successor Paying and Transfer Agent, anything herein to the contrary notwithstanding, provided only that such successor Paying and Transfer Agent shall be satisfactory to the City and eligible under the provisions of Section 12(c)(iv) hereof.

SECTION 13. The Bonds shall be prepared and executed as soon as may be practicable after the adoption of this resolution and shall be delivered thereafter to the Purchaser.

SECTION 14. If (a) the City shall pay or cause to be paid to the owners of the Bonds the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, (b) all fees and expenses of the Paying and Transfer Agent shall have been paid, and (c) the City shall have kept, performed and observed all and singular the covenants and promises in the Bonds and in this resolution expressed as to be kept, performed and observed by it or on its part, then the Bonds shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder. If the City shall pay or cause to be paid to the owners of outstanding Bonds of a particular maturity, the principal of, and interest to become due thereon at the times and in the manner stipulated therein and herein, such Bonds shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder.

All Bonds for the payment or redemption of which sufficient monies, or, to the extent permitted by the laws of the State, (a) direct obligations of, or obligations the payment of the

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principal of and interest on which are unconditionally guaranteed by, the United States of America ("Government Obligations"), or (b) certificates of deposit or other securities fully secured by Government Obligations, or (c) evidences of ownership of proportionate interests in future interest or principal payments on Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor on the Government Obligations and which Government Obligations are not available to satisfy any claim of the custodian or any person claiming through the custodian or to whom the custodian may be obligated, or (d) municipal obligations, the payment of the principal of, interest and premium, if any, on which are irrevocably secured by Government Obligations and which Government Obligations are not subject to redemption prior to the date on which the proceeds attributable to the principal of such obligations are to be used and have been deposited in an escrow account which is irrevocably pledged to the payment of the principal of and interest and, premium, if any, on such municipal obligations (all of which collectively, with Government Obligations, are hereinafter called "Defeasance Securities"), shall have been deposited with an escrow agent appointed for such purpose, which may be the Paying and Transfer Agent, (whether upon or prior to the maturity or the redemption date of such Bonds) shall be deemed to have been paid within the meaning of this Section, shall cease to be entitled to any lien, benefit or security under this resolution and shall no longer be deemed to be outstanding hereunder, and the registered owners shall have no rights in respect thereof except to receive payment of principal of, premium, if any, and interest on such Bonds from the funds held for that purpose; provided, however, that if such Bonds are to be redeemed prior to the maturity thereof, notice of such redemption shall have been duly given as provided herein or arrangements shall have been made for the giving thereof. Defeasance Securities will be considered sufficient if said investments, with interest, mature and bear interest in such amounts and at such times as will assure sufficient cash to pay currently maturing interest and to pay principal when due on the Bonds. For the purpose of this Section, Defeasance Securities shall mean and include only (a) such Defeasance Securities which shall not be subject to redemption prior to their maturity other than at the option of the holder thereof or (b) Defeasance Securities which, if subject to redemption shall, nevertheless, in all events, regardless of when redeemed, provide sufficient and timely funds for payment of the principal of, premium, if any, and interest on the Bonds to be paid thereby.

SECTION 15. As authorized by the Act, the Bonds herein authorized to be issued have been submitted to validation in the Chancery Court of Lafayette County, Mississippi, in the manner and with the force and effect provided by Section 31-13-1 *et seq.*, Mississippi Code of 1972, as amended and supplemented from time to time. The actions of Bond Counsel and the Clerk in preparing a certified transcript of the proceedings of the Governing Body in connection with the issuance and sale of the Bonds for review by the State's Bond Attorney are hereby ratified and confirmed.

SECTION 16. (a) In the event the Purchaser shall fail to designate the names, addresses and social security or tax identification numbers of the registered owners of the Bonds within thirty (30) days of the date of sale, or at such other later date as may be designated by the City, one Bond registered in the name of the Purchaser may be issued in the full amount for each maturity. Ownership of the Bonds shall be in the Purchaser until the initial registered owner has made timely payment and, upon request of the Purchaser within a reasonable time of the initial

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delivery of the Bonds, the Paying and Transfer Agent shall re-register any such Bond upon its records in the name of the registered owner to be designated by the Purchaser in the event timely payment has not been made by the initial registered owner.

(b) Except as hereinabove provided, the person in whose name any Bond shall be registered in the records of the City kept and maintained by the Paying and Transfer Agent may be deemed the absolute owner thereof for all purposes, and payment of or on account of the principal of or interest on any Bond shall be made only to or upon the order of the registered owner thereof, or his legal representative, but such registration may be changed as herein provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

SECTION 17. (a) The City shall maintain with a qualified depository thereof a special fund, hereby created, in the name of the City designated the "2017A Capital Improvements Bond Fund" (the "Bond Fund") in its name for the payment of the principal of and interest on the Bonds and the payment of the Paying and Transfer Agents' fees in connection therewith. There shall be deposited into the Bond Fund as and when received:

- (i) the accrued interest and premium, if any, received upon delivery of the Bonds;
- (ii) the avails of any of the ad valorem taxes levied and collected pursuant to Section 3 hereof;
- (iii) any income received from investment of monies in the Bond Fund; and
- (iv) any other funds available to the City which may be lawfully used for payment of the principal of and interest on the Bonds, and which the Governing Body, in its discretion, may direct to be deposited into the Bond Fund.

(b) As long as any principal of and interest on the Bonds remains outstanding, the Clerk is hereby irrevocably authorized and directed to withdraw from the Bond Fund sufficient monies to make the payments herein provided for and to transfer same to the account of the Paying and Transfer Agent in time to reach said Paying and Transfer Agent at least five (5) days prior to the date on which said interest or principal and interest shall become due.

SECTION 18. (a) The principal proceeds received upon the sale of the Bonds shall be deposited with a qualified depository of the City in a special fund, hereby created, in the name of the City designated the "2017A Capital Improvements Construction Fund" from which there shall first be paid all expenses, premiums, fees and commissions incurred in connection with the authorization, issuance, sale, validation and delivery of the Bonds, including, but not limited to, the fees and expenses of Bond Counsel, the fees and expenses of counsel to the City, the fees and expenses of the Financial Advisor and the fees and expenses of the Paying and Transfer Agent.

(b) The balance of such proceeds shall be used (1) for the Project; (2) to pay engineering, fiscal, trustee, printing, accounting, financial advisory, construction manager,

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feasibility consultant, legal fees and expenses, and development expenses incurred in connection with the Project and the issuance of the Bonds; and (3) to pay the costs related to any suits and proceedings in connection with the Project, including any costs of settlement thereof.

SECTION 19. It is specifically provided, notwithstanding the dates set out in this resolution for the date of the Bonds and the payment dates for principal and interest, that in the event the delivery of the Bonds is delayed by a contest of the validation of the Bonds or otherwise and the Purchaser shall decline to take delivery of the Bonds, then the Bonds may be reoffered for sale. In such event, all principal maturities may be adjusted so that such maturities will fall due in the same amounts and intervals as herein provided, but beginning one (1) year from the actual date of the Bonds as provided by the subsequent resolution directing the offer for sale thereof and continuing through the twentieth (20th) year from such actual date of the Bonds. The interest payments may also be adjusted accordingly, with interest payments due semiannually, commencing twelve (12) months from such actual date of the Bonds. After the validation of the Bonds, no amendment, revision or supplement contemplated by this Section 19 shall be cause for the resubmission of the proceedings for the issuance of the Bonds, as amended, revised or supplemented, to any further validation proceedings, it being the intent of this resolution that any such amendments, revisions or supplements be covered by the initial validation proceeding.

SECTION 20. BankPlus, Ridgeland, Mississippi is hereby appointed as the Paying and Transfer Agent for the Bonds.

SECTION 21. Pursuant to SEC Rule 15c2-12(b)(5), the City covenants and agrees to provide to the Purchaser a continuing disclosure agreement, dated the date of issuance and delivery of the Bonds, setting forth the City's agreement with regard to continuing disclosure (the "Continuing Disclosure Agreement"), and to comply with the covenants set forth therein and carry out all of the provisions of the Continuing Disclosure Agreement. In the event the City fails to comply with the provisions of the Continuing Disclosure Agreement, any Bondholder may take such actions as may be necessary and appropriate, including mandamus or specific performance by court order, to cause the State to comply with its obligations set forth in the Continuing Disclosure Agreement and this Section 21.

SECTION 22. The Mayor, each member of the Board of Aldermen and the Clerk are hereby authorized to execute such documents, instruments and papers, and do such acts and things as may be necessary or advisable in connection with the authorization, sale, preparation, execution, issuance and delivery of the Bonds.

SECTION 23. The decisions and determinations made by the Mayor and the Clerk, relating to the Bonds, and the actions taken by them in connection with the preparation of the Preliminary Official Statement and the Notice of Sale are hereby approved and ratified by the Governing Body. The Mayor be, and is hereby authorized and directed to prepare, execute and distribute a final Official Statement in connection with the Bonds substantially in the form of the Preliminary Official Statement, with such changes, omissions, insertions and revisions from the Preliminary Official Statement as he shall deem necessary and approve, said execution being

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conclusive evidence of such approval, and to deliver a reasonably sufficient number of such Official Statement to the Purchaser.

SECTION 24. The City covenants and certifies to and for the benefit of the Purchaser and subsequent holders of the Bonds that it will neither take any action nor omit to take any action nor make any investment or use of the proceeds from the issue and sale of the Bonds, including amounts treated as proceeds, if any, which will cause the Bonds to be classified as arbitrage Bonds within the meaning of Section 148 of the Code, and the regulations thereunder as such may be applicable to the Bonds at the time of such action, investment or use. In addition, the City further covenants to maintain the excludability of interest on the Bonds from gross income for federal income tax purposes under the Code, and in furtherance thereof, to comply with the covenants concerning arbitrage rebate contained in a certificate of the Mayor to be executed and delivered concurrently with the issuance and delivery of the Bonds, or such other covenants as may, from time to time, be required to be complied with in order to maintain such excludability of interest on the Bonds from gross income for federal income tax purposes. Notwithstanding any other provisions to the contrary, so long as necessary in order to maintain such excludability of interest on the Bonds from gross income for federal income tax purposes under the Code, the covenants contained in this Section 24 shall survive the payment of the Bonds and the interest thereon, including any payment or defeasance thereof.

SECTION 25. All resolutions or parts thereof in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 26. This resolution shall become effective immediately upon the adoption hereof.

SECTION 27. If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

Alderman John Morgan seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Alderman Rick Addy voted:	Aye
Alderwoman Robyn Tannehill voted:	Aye
Alderwoman Janice Antonow voted:	Aye
Alderman Ulysses Howell voted:	Aye
Alderman Preston E. Taylor voted:	Aye
Alderman Jason Bailey voted:	Aye
Alderman John Morgan voted:	Aye

The motion having received the affirmative vote of a majority of the members of the Board of Aldermen present, being a quorum of said Board of Aldermen, the Mayor declared the motion carried and the resolution adopted this 16th day of May, 2017.

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EXHIBIT A

PROOF OF PUBLICATION OF NOTICE OF BOND SALE

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EXHIBIT B
BIDS

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

<u>Name of Bidder</u>	<u>Interest Rate / NIC%</u>
<u>Crews</u>	<u>3.109217</u>
<u>Duncan Williams</u>	<u>3.007476</u>
<u>FTN</u>	<u>2.807926</u>
<u>Morgan Stanley</u>	<u>2.984745</u>
<u>Piper Jaffary</u>	<u>2.929923</u>
<u>RW Baird</u>	<u>3.000887</u>
<u>Stephens</u>	<u>3.073673</u>

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SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,500,010.60 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	<u>2.50</u> %	2028	\$375,000	<u>3.00</u> %
2019	280,000	<u>2.50</u>	2029	385,000	<u>3.00</u>
2020	290,000	<u>2.50</u>	2030	400,000	<u>3.00</u>
2021	300,000	<u>2.50</u>	2031	410,000	<u>3.00</u>
2022	310,000	<u>2.50</u>	2032	425,000	<u>3.125</u>
2023	320,000	<u>2.50</u>	2033	440,000	<u>3.25</u>
2024	330,000	<u>2.50</u>	2034	455,000	<u>3.25</u>
2025	340,000	<u>3.00</u>	2035	470,000	<u>3.25</u>
2026	350,000	<u>3.00</u>	2036	485,000	<u>3.375</u>
2027	365,000	<u>3.00</u>	2037	500,000	<u>3.375</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	<u>\$ 2,696,012.50</u>
Less Premium	<u>10.60</u>
Net Interest Cost	<u>2,696,001.90</u>
Average Annual Net Interest Rate	<u>3.109217</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder Crews + Associates, Inc.
 By Brent Whisnant
 (Print Name)
BW (Signature)
 Address 521 President Clinton Ave
Ste 800, Little Rock, AR 72201
 Telephone Number 501-978-8666

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
 Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By

Title

Mervin Adviser 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

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OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,754,461.20 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	4.00 %	2028	\$375,000	4.00 %
2019	280,000	4.00	2029	385,000	4.00
2020	290,000	4.00	2030	400,000	4.00
2021	300,000	3.00	2031	410,000	4.00
2022	310,000	3.00	2032	425,000	3.00
2023	320,000	3.00	2033	440,000	3.00
2024	330,000	3.00	2034	455,000	3.00
2025	340,000	3.00	2035	470,000	3.125
2026	350,000	3.00	2036	485,000	3.125
2027	365,000	3.00	2037	500,000	3.25

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	\$2,868,243.75
Less Premium	254,461.20
Net Interest Cost	2,607,782.55
Average Annual Net Interest Rate	3.007476 %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

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A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder: Duncan-L. Williams, Inc.
 By: Angela Hmelright
 (Print Name)
Angela Hmelright
 (Signature)
 Address: 6750 Poplar Ave. Suite 300
Memphis, TN 38138
 Telephone Number: 901-260-6819

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
 Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By: Demary Butler
 Title: Munic Advisor 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,666,547.35 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	<u>3.00</u> %	2028	\$375,000	<u>3.00</u> %
2019	280,000	<u>3.00</u>	2029	385,000	<u>3.00</u>
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2021	300,000	<u>3.00</u>	2031	410,000	<u>3.00</u>
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2025	340,000	<u>3.00</u>	2035	470,000	<u>3.00</u>
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2027	365,000	<u>3.00</u>	2037	500,000	<u>3.00</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	\$2,601,300.00
Less Premium	<u>166,547.35</u>
Net Interest Cost	<u>2,434,752.65</u>
Average Annual Net Interest Rate	<u>2.807926</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder¹ FTN Financial
By Vincent Pietanza
(Print Name)
Va [Signature]
Address 444 Madison Ave
New York, N.Y. 10022
Telephone Number 212-418-5005

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By _____

Title _____

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$ 43,883.93 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	<u>2.50</u> %	2028	\$375,000	<u>3.00</u> %
2019	280,000	<u>2.50</u>	2029	385,000	<u>3.00</u>
2020	290,000	<u>2.50</u>	2030	400,000	<u>3.00</u>
2021	300,000	<u>2.50</u>	2031	410,000	<u>3.00</u>
2022	310,000	<u>2.50</u>	2032	425,000	<u>3.00</u>
2023	320,000	<u>2.50</u>	2033	440,000	<u>3.125</u>
2024	330,000	<u>2.50</u>	2034	455,000	<u>3.125</u>
2025	340,000	<u>2.50</u>	2035	470,000	<u>3.25</u>
2026	350,000	<u>3.00</u>	2036	485,000	<u>3.25</u>
2027	365,000	<u>3.00</u>	2037	500,000	<u>3.25</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	\$ <u>2,631,956.25</u>
Less Premium	<u>43,883.93</u>
Net Interest Cost	<u>2,588,072.32</u>
Average Annual Net Interest Rate	<u>2.984745</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder: MORGAN STANLEY
 By: DANIEL KELLY
 (Print Name)
[Signature]
 (Signature)
 Address: 1585 BROADWAY
NEW YORK, NY 10036
 Telephone Number: 212/761-1541

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By: _____
 Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By: [Signature]
 Title: Meriv Advisor 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A, (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,640,001.35 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
2018	\$270,000	<u>3.00</u> %	2028	\$375,000	<u>3.50</u> %
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2025	340,000	<u>3.00</u>	2035	470,000	<u>3.125</u>
2026	350,000	<u>3.00</u>	2036	485,000	<u>3.25</u>
2027	365,000	<u>3.00</u>	2037	500,000	<u>3.25</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	\$ <u>2,680,537.50</u>
Less Premium <i>Discount</i>	<u>(140,001.35)</u>
Net Interest Cost	<u>2,540,536.15</u>
Average Annual Net Interest Rate	<u>2.929923</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder: Piper Jaffray
 By: Darci L. Deneff
 (Print Name)
[Signature]
 (Signature)
 Address: 800 Nicollet Mall
Suite 1000 Minneapolis, MN 55402
 Telephone Number: 612-303-2116

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By: _____
 Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By: [Signature]
 Title: Music Advisor 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,599,386.75 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

Year	Principal Amount	Interest Rate/ Coupon	Year	Principal Amount	Interest Rate/ Coupon
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2025	340,000	<u>3.00</u>	2035	470,000	<u>3.25</u>
2026	350,000	<u>3.00</u>	2036	485,000	<u>3.25</u>
2027	365,000	<u>3.00</u>	2038	500,000	<u>3.375</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	\$ <u>2,701,456.25</u>
Less Premium	<u>99,386.75</u>
Net Interest Cost	<u>2,602,069.50</u>
Average Annual Net Interest Rate	<u>3.000887</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder Robert W. Baird & Co.
By Peter Anderson
(Print Name)
(Signature)
Address 777 E Wisconsin Ave
25th Floor Milwaukee, WI 53202
Telephone Number 414-765-7331

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By Demary Double
Title Munic Advisor 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

OFFICIAL BID FORM

\$7,500,000
CITY OF OXFORD, MISSISSIPPI
GENERAL OBLIGATION BONDS, SERIES 2017A
(CAPITAL IMPROVEMENTS ISSUE)

May 16, 2017

Mayor and Board of Aldermen
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

Ladies and Gentlemen:

For Seven Million Five Hundred Thousand and No/100ths Dollars (\$7,500,000) aggregate principal amount City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue) (the "Bonds") of the City of Oxford, Mississippi (the "City"), bearing interest at the rate or rates specified below, we will pay you the aggregate par value thereof plus a premium of \$7,557,462.15 and plus accrued interest to the date of delivery of the Bonds to us. The Bonds will be dated and bear interest from June 1, 2017 and will mature on June 1 in the years set forth in the Notice of Bond Sale, dated April 18, 2017, in connection with the Bonds (the "Notice of Bond Sale").

The Bonds maturing on June 1 in the years indicated shall bear interest at the rates set opposite each, as follows:

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2025	340,000	<u>3.00</u>	2035	470,000	<u>3.25</u>
2026	350,000	<u>3.00</u>	2036	485,000	<u>3.375</u>
2027	365,000	<u>3.00</u>	2037	500,000	<u>3.375</u>

The following is a computation of the net interest cost and average annual net interest rate (calculated in accordance with the provisions of the Notice of Bond Sale), respectively, in the above bid and is submitted for information purposes only and is not a part of this bid unless it is in conformity with the above enumerated interest rates and premium, if any.

Gross Interest Cost	<u>\$2,722,643.75</u>
Less Premium	<u>57,462.15</u>
Net Interest Cost	<u>2,665,181.60</u>
Average Annual Net Interest Rate	<u>3.073673</u> %

This bid is subject to all of the terms and conditions of the Notice of Bond Sale, which Notice of Bond Sale by this reference thereto is hereby made a part hereof.

We hereby acknowledge that we have received and reviewed the Preliminary Official Statement of the City, dated May 5, 2017, prepared in connection with the Bonds.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

A CERTIFIED OR CASHIER'S CHECK, DRAWN UPON A BANK LOCATED WITHIN THE STATE OF MISSISSIPPI, PAYABLE TO THE ORDER OF THE CITY OF OXFORD, IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS DOLLARS (\$150,000.00) accompanies this bid as evidence of good faith and said good faith deposit shall be returned to the undersigned if this bid is not accepted, or if the City should fail to deliver said Bonds to the undersigned in accordance with the terms of the Notice of Bond Sale; otherwise said good faith deposit shall be held by the City and shall be applied as and when the Bonds are delivered and paid for under the terms of this bid, as part payment therefor, or be applied as and for liquidated damages in the event that the undersigned fails to take up and pay for the Bonds. Pending the application of the good faith deposit of the successful bidder as aforesaid, such deposit may be invested in direct obligations of, or obligations guaranteed by, the United States of America or in repurchase agreements with banks fully secured by such obligations, and the City shall be entitled to any income from any such investment.

This bid is for immediate acceptance.

Bidder¹ Stephens Inc.
 By Adam Ward
 (Print Name)
Adam Ward
 (Signature)
 Address 111 Center Street
Little Rock, AR 72201
 Telephone Number (501) 377-8217

(Note: No addition to or alteration in this bid is to be made, and any erasure may cause a rejection of this bid. Bids must be filed with the Mayor and Board of Aldermen of the City of Oxford, Mississippi in the Office of the City Clerk in the City Hall located at 107 Courthouse Square, Oxford, Mississippi 38655 attention: Ashley Atkinson, City Clerk, sealed and worded on the outside, in substance, "Bid for City of Oxford, Mississippi Capital Improvements Issue, Series 2017A", before 3:30 o'clock p.m., Mississippi time, on May 16, 2017. No interest will be allowed the bidder on the good faith deposit which accompanies this bid.)

ACCEPTANCE

The above bid accepted by the Mayor and Board of Aldermen of the City of Oxford, Mississippi, this 16th day of May, 2017, and receipt of the within mentioned check is hereby acknowledged.

CITY OF OXFORD, MISSISSIPPI

By _____
 Mayor

Attest:

City Clerk

Return of the good faith check is hereby acknowledged.

By Dorothy Hinkle
 Title Minor Advisor 5/16/17

¹ Please list on an exhibit all members, if any, of your syndicate.

Publisher's Certificate of Publication

MINUTE BOOK NO. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

STATE OF MISSISSIPPI COUNTY OF LAFAYETTE

[LEGAL TEXT]

David Magee, being duly sworn, on oath says he is and during all times herein stated has been an employee of The Oxford Newsmedia publisher and printer of the The Oxford Eagle (the "Newspaper"), has full knowledge of the facts herein stated as follows:

1. The Newspaper printed the copy of the matter attached hereto (the "Notice") was copied from the columns of the Newspaper and was printed and published in the English language on the following days and dates:

06/14/17

2. The sum charged by the Newspaper for said publication is the actual lowest classified rate paid by commercial customer for an advertisement of similar size and frequency in the same newspaper in which the Notice was published.

3. There are no agreements between the Newspaper, publisher, manager or printer and the officer or attorney charged with the duty of placing the attached legal advertising notice whereby any advantage, gain or profit accrued to said officer or attorney

David Magee, publisher

Subscribed and sworn to before me this
14th Day of June, 2017

Jessica Harwell



Jessica Harwell, Notary Public
State of Mississippi, County of Lafayette
My commission expires 05-07-2018

Account # ONL45101021
Ad # 270503

BUTLER SNOW LLP
PO BOX 6010
1020 HIGHLAND COLONY PARKWAY, SUITE
1400
RIDGELAND MS 39158

NOTICE OF BOND ISSUE

NOTICE IS HEREBY GIVEN that the City of Oxford, Mississippi (the "City") has entered into a Regional Economic Development Alliance with Lafayette County, Mississippi (the "County") pursuant to Sections 57-64.1 et seq., Mississippi Code of 1972, as amended and supplemented from time to time (the "REDA Act"), for the purpose of financing the cost of the construction of an extension of Sisk Avenue to Highway 6 and an extension of the West Oxford Loop and related improvements, a portion of which will be located in the City and all of which will be located in the County (the "Project").

The Mayor and Board of Aldermen of the City are authorized pursuant to the REDA Act and Sections 21-33-301 et seq., Mississippi Code of 1972, as amended and supplemented from time to time, to issue general obligation bonds of the City in an amount not to exceed \$7,000,000 (the "Bonds") in order to finance the City's portion of the costs of the Project.

As required by the REDA Act, notice is hereby given that the Mayor and Board of Aldermen of the City will authorize the use of the proceeds of the Bonds to finance the costs of the Project at their regular meeting to be held at 5:00 o'clock p.m., on the June 20, 2017 in the City Hall of the City located at 107 Courthouse Square, Oxford, Mississippi. The Bonds are part of a larger issuance of bonds by the City designated as the \$7,500,000 City of Oxford, Mississippi General Obligation Bonds, Series 2017A (Capital Improvements Issue).

This notice is being published in accordance with and as required by the REDA Act.

CITY OF OXFORD, MISSISSIPPI

By *W. Ashley Adkins*
City Clerk

Published June 14, 2017
in The Oxford Eagle

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



www.flyingtuk.com
662-205-6312
tukyeah@flyingtuk.com

To The City Board of Alderman,

We wanted to take this chance to offer our sincere apology. We messed up and we wanted to provide you with our assurances it will never happen again. A couple of weeks ago, we allowed a yet to be approved driver to operate one of our vehicles. We knew this wasn't right and should never have let it happen. We let the extenuating circumstances cloud our judgement, and we can assure you we have learned from our mistake.

This is our first year in business and we have learned so much and still have a lot to learn. The business has been a lot more challenging than any of us ever thought, especially in the field of hiring and maintaining quality employees, but hopefully the city and our patrons appreciate the service we are trying to offer.

We request your consideration in reducing our sentence. 30 days will considerably jeopardize our business, and more than likely put us on a path to closing our doors. We barely make enough to cover our expenses as it is and a month without any fares will hurt not only the business but we would most likely lose most of our drivers. Would you kindly consider reducing it to 7 days?

In the future we assure you we will ground the fleet rather than letting an unapproved driver operate one of our vehicles.

We again sincerely apologize for not following the rules and more so breaking your trust in us. We also thank you in advance for your consideration in this matter. We will never let it happen again. Honesty and integrity are some of the qualities we want Flying Tuk to be known for.

Thanks for your time,

Danny Klimetz & Ferriday Mansel McClatchy

Flying Tuk

MATTHEW M. MOORE, PLLC
MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

P.O. BOX 913
 OXFORD, MISSISSIPPI 38655-0913
 OFFICE: 662-234-1667
 FAX: 662-236-3021

May 11th, 2017

VIA HAND DELIVERY
 Ms. Ashley Atkinson
 Clerk for the City of Oxford
 107 Courthouse Square
 Oxford, Mississippi 38655

Re: Request for Tax Abatement Extension for
 Ganesh Investments, LLC, a Mississippi
 limited liability company for The Hampton
 Inn, 103 Ed Perry Blvd., Oxford, MS 38655.

Dear Ms. Atkinson:

On behalf of Ganesh Investments, LLC, I would like to humbly request that my client be placed upon the official agenda for the May 16th, 2017, Board of Alderman Meeting.

The purpose for our request is so we may petition the Board of Alderman for the extension of the five (5) year Ad Valorem Tax abatement as previously granted by the Board in 2012. My client would like to request said abatement be extended for an additional five (5) year period pursuant to the authority as granted to the Board of Alderman within Miss. Code Ann. §27-31-101. I have attached a copy of said code section for your convenient reference hereto as Exhibit "A".

I have also attached the Application for Ad Valorem Tax Exemption along with the Position Statement of the Lafayette County Tax Assessor, Mrs. Sylvia Baker, and the other supporting documents for the property taxes to be abated. Please note that the aforementioned statute does not allow for exemption of Ad Valorem Taxes for school district purposes and this request is only for the continuation of the Ad Valorem Taxes as abated and as requested in 2012.

My client is proud to continue to provide a beautiful and convenient location for visitors to our town when using the Oxford Conference Center and surrounding areas. It has been exciting to witness the increased activity in and around the Oxford Conference Center and we are excited for the future.

My client would like to express its appreciation of the time of the Board and Mayor in the consideration of this request and we look forward to seeing you on May 16th. Should you have any questions or need any information in this regard please do not hesitate to contact me.

Your truly,



Matthew M. Moore

MMM:abc
 Enclosures

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

§ 27-31-101. [Effective Until 7/1//2022] Enumeration of new enterprises which may be exempted.

Mississippi Statutes

Title 27. TAXATION AND FINANCE

Chapter 31. AD VALOREM TAXES-GENERAL EXEMPTIONS

NEW FACTORIES AND ENTERPRISES

Current through 2015 Regular Session

§ 27-31-101. [Effective Until 7/1//2022] Enumeration of new enterprises which may be exempted

- (1) County boards of supervisors and municipal authorities are hereby authorized and empowered, in their discretion, to grant exemptions from ad valorem taxation, except state ad valorem taxation; however, such governing authorities shall not exempt ad valorem taxes for school district purposes on tangible property used in, or necessary to, the operation of the manufacturers and other new enterprises enumerated by classes in this section, except to the extent authorized in Sections 27-31-104 and 27-31-105(2), nor shall they exempt from ad valorem taxes the products of the manufacturers or other new enterprises or automobiles and trucks belonging to the manufacturers or other new enterprises operating on and over the highways of the State of Mississippi. The time of such exemption shall be for a period not to exceed a total of ten (10) years which shall begin on the date of completion of the new enterprise for which the exemption is granted; however, boards of supervisors and municipal authorities, in lieu of granting the exemption for one (1) period of ten (10) years, may grant the exemption in a period of less than ten (10) years. When the initial exemption period granted is less than ten (10) years, the boards of supervisors and municipal authorities may grant a subsequent consecutive period or periods to follow the initial period of exemption, provided that the total of all periods of exemption shall not exceed ten (10) years. The date of completion of the new enterprise, from which the initial period of exemption shall begin, shall be the date on which operations of the new enterprise begin. The initial request for an exemption must be made in writing by June 1 of the year immediately following the year in which the date of completion of a new enterprise occurs. If the initial request for the exemption is not timely made, the board of supervisors or municipal authorities may grant a subsequent request for the exemption and, in such case, the exemption shall begin on the anniversary date of completion of the enterprise in the year in which the request is made and may be for a period of time extending not more than ten (10) years from the date of completion of the new enterprise. Any subsequent request for the exemption must be made in writing by June 1 of the year in which it is granted.



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- (2) ~~Any board of supervisors or municipal authority which has granted an exemption for a period of less than ten (10) years may grant subsequent periods of exemption to run consecutively with the initial exemption period, or a subsequently granted exemption period, but in no case shall the total of the exemption periods granted for a new enterprise exceed ten (10) years. Any consecutive period of exemption shall be granted by entry of an order by the board or the authority granting the consecutive exemption on its minutes, reflecting the granting of the consecutive exemption period and the dates upon which such consecutive exemption period begins and expires. The entry of this order granting the consecutive period of exemption shall be made before the expiration of the exemption period immediately preceding the consecutive exemption period being granted.~~
- (3) The new enterprises which may be exempt are enumerated as and limited to the following, as determined by the Department of Revenue:
- (a) Warehouse and/or distribution centers;
 - (b) Manufacturing, processors and refineries;
 - (c) Research facilities;
 - (d) Corporate regional and national headquarters meeting minimum criteria established by the Mississippi Development Authority;
 - (e) Movie industry studios meeting minimum criteria established by the Mississippi Development Authority;
 - (f) Air transportation and maintenance facilities meeting minimum criteria established by the Mississippi Development Authority;
 - (g) Recreational facilities that impact tourism meeting minimum criteria established by the Mississippi Development Authority;
 - (h) Data/information processing enterprises meeting minimum criteria established by the Mississippi Development Authority;
 - (i) Technology intensive enterprises or facilities meeting criteria established by the Mississippi Development Authority;
 - (j) Health care industry facilities as defined in Section 57-117-3; and
 - (k) Telecommunications enterprises meeting minimum criteria established by the Mississippi Development Authority. The term "telecommunications enterprises" means entities engaged in the creation, display, management, storage, processing, transmission or distribution for compensation of images, text, voice, video or data by wire or by wireless means, or entities engaged in the construction, design, development, manufacture, maintenance or distribution for compensation of devices, products, software or structures used in the above activities.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Companies organized to do business as commercial broadcast radio stations, television stations or news organizations primarily serving in-state markets shall not be included within the definition of the term "telecommunications enterprises."

Cite as Miss. Code § 27-31-101

Source: Codes, 1930, § 3109; 1942, § 9703; Laws, 1922, ch. 139; Laws, 1928, chs. 10, 100; Laws, 1928, Ex. ch. 57; Laws, 1930, ch. 67; Laws, 1932, ch. 293; Laws, 1936, ch. 159; Laws, 1936, 2nd Ex. ch. 17; Laws, 1938, Ex. ch. 76; Laws, 1942, ch. 132; Laws, 1944, ch. 135; Laws, 1946, chs. 208, 448; Laws, 1948, ch. 439; Laws, 1950, ch. 528; Laws, 1952, chs. 420 (§ 1), 422; Laws, 1954, chs. 363, 382; Laws, 1956, chs. 202 (§§ 1, 2), 203 (§§ 1, 2); Laws, 1958, chs. 566 (§ 1), 567 (§§ 1, 2); Laws, 1960, ch. 467; Laws, 1961, 2nd Ex. ch. 7, § 1; Laws, 1962, ch. 269, § 1; Laws, 1963, 1st Ex Sess. ch. 35, § 1; Laws, 1964, ch. 520, § 1; Laws, 1968, ch. 583, § 1; Laws, 1970, ch. 545, § 1; Laws, 1972, ch. 485, § 1; Laws, 1978, ch. 514, § 4; Laws, 1981, ch. 523, § 1; Laws, 1986, ch. 407, § 1; Laws, 1987, ch. 411, § 1; Laws, 1989, ch. 524, § 15; Laws, 1990, ch. 502, § 3; Laws, 1990 Ex Sess. ch. 71, § 1; Laws, 1992, ch. 518, § 2; Laws, 1994, ch. 571, § 1; Laws, 1994, ch. 558, § 18; Laws, 1995, ch. 355, § 1; Laws, 1995, ch. 527, § 1; Laws, 2000, ch. 591, § 1; Laws, 2005, ch. 513, § 1; Laws, 2005, 3rd Ex Sess. ch. 1, § 62; Laws, 2012, ch. 520, § 7, eff. 7/1/2012.

Note: This section is set out twice. See also § 27-31-101, eff. 7-1-2022.

Minimum Criteria Definitions

Enterprise	Code Section	Definition
Data or Information Processing Enterprises	§27-31-101	<p>Business enterprises engaged in account servicing, data entry, payment processing, customer service, information processing, or other business related functions where the facilities are not open to the public.</p> <p>To qualify, a data or information processing enterprise must create 10 or more jobs in the taxable year in a Tier Three County, 15 or more jobs in the taxable year in a Tier Two County, or 20 or more jobs in the taxable year in a Tier One County.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Corporate and Regional Headquarters	§27-31-101	<p>Business enterprises with multi-state activities must provide to the Mississippi Development Authority a letter of intent that outlines capital investment, job creation, payroll, and a project schedule related to the creation of a national or regional headquarters. Centralized activities such as financial, legal, technical, and personnel functions must be performed at the facilities. The function and purpose of the headquarters must be to plan, direct, and control all aspects of the organization's operations, either as a whole, or for a subdivided area of the United States.</p> <p>To qualify, the company must establish or transfer a national or regional office in the state that creates a minimum of 35 new full-time jobs. These jobs must include officers and other high level employees, along with the support staff normally associated with a headquarters. The support staff's duties must be in direct relationship to the functions of the office and not based on physical presence. Positions such as janitors, salesmen, and truck drivers do not qualify as headquarters positions. The Mississippi State Tax Commission will have final authority regarding whether a position will qualify when determining whether the minimum number of jobs are created. To be certified by the Mississippi Development Authority, the company must submit a request that provides a detailed explanation of the activities that will be conducted at the facility and shows that all minimum requirements will be met. The request must contain a listing of each job to be created, along with the duties associated with the job.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>

Enterprise	Code Section	Definition
Movie Industry Studios	§27-31-101	<p>Business entities engaged in providing motion picture and video services and/or producing motion pictures, videos, television programs, or television commercials.</p> <p>To qualify, the business must have a minimum private capital investment of \$1,000,000.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Air Transport and Maintenance Facilities	§27-31-101	<p>Business entities engaged in providing air transportation for passengers and/or cargo; and/or facilities operated to repair and maintain aircraft used for air transportation.</p> <p>To qualify, a commercial airline operation or a non-commercial operation (i.e., corporate fleet operations) must create 10 or more jobs in the taxable year in a Tier Three County, 15 or more jobs in the taxable year in a Tier Two County, or 20 or more jobs in the taxable year in a Tier One County.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Recreational Facilities that Impact Tourism	§27-31-101	<p>Facilities that provide entertainment, amusement, cultural, or scenic activities and promote or encourage out-of-state visitors for pleasure or education.</p> <p>To qualify, the business must have an initial capital investment of \$100,000, create 10 jobs, and show the impact that the facility will have on the community.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>

MINUTE BOOK No. 72, CITY OF OXFORD

EXHIBIT

SAFEGUARD - DEMO NT 61-8863

Form 60-970 (Rev. 10/01)

POSITION STATEMENT OF TAX ASSESSOR

TRADE NAME OF APPLICANT: Ganesh Investments
 LOCATION: 103 Ed Perry Blvd. Oxford, MS 38655 PARCEL # 135J-22-002.12 (21270)
 EXEMPTION RELATES TO MISS. CODE OF 1972, SECTION: 27-31-101
 TYPE OF BUSINESS: Hospitality Hotel (Hampton Inn)
 FINISHED PRODUCTS ARE: None
 HAS THIS ENTERPRISE ENJOYED AN EXEMPTION PREVIOUSLY? (YES-NO) Yes (1st 5 yrs)
 UNDER ANY OTHER TRADE NAME? (YES-NO) No
 ANY OTHER LOCATION? (YES-NO) No
 UNDER ANY OTHER OWNERSHIP? No
 NUMBER OF NEW JOBS? 29 ESTIMATED ANNUAL PAYROLL 478,998
 EXEMPTION TO BE ON:

LAND VALUE AS OF COMPLETION DATE: \$ 437,127.03
 IMPROVEMENT VALUE AS OF COMPLETION DATE: \$ 5,493,912.57

PERSONAL PROPERTY:

FURN. & FIX.	VALUE \$	<u>945,260.14</u>	(PPIN 3466)
MACH. & EQUIP.	VALUE \$	<u>-</u>	
RAW MATERIALS	VALUE \$	<u>-</u>	
WORK IN PROCESS	VALUE \$	<u>-</u>	
PERSONAL PROPERTY TOTAL AS OF COMPLETION DATE:		\$	<u>945,260.14</u>
EXEMPTION TOTAL VALUE AS OF COMPLETION DATE:		\$	<u>6,876,299.47</u>

LAND AND IMPROVEMENTS:

OWNER OF LAND: Ganish Investments LLC
 OWNER OF IMPROVEMENTS: same
 DATE OF IMPROVEMENTS: COMPLETED 08-01-2011 EXPANDED
 ANY PRIOR EXEMPTION: Yes (1st five years) Jan 2012 - Dec 2016
 YEARS OF EXEMPTION APPLIED FOR: Jan 2017 THRU Dec 2021
 APPLICANT'S REPRESENTATIVE: Matt Moore
 ADDRESS: P.O. Box 913 Oxford MS (1130 N Lamar) PHONE: 662,234,1667
 INVESTIGATED BY: _____
 COMMENTS: _____
 ***** 2nd FIVE YEAR EXEMPTION REQUEST

DATE: 05/10/2017TAX ASSESSOR: *[Signature]*

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

APPLICATION FOR AD VALOREM TAX EXEMPTION

AS AUTHORIZED BY SECTION 27-31-101, et seq., MISSISSIPPI CODE OF 1972, AS AMENDED

NAME OF ENTERPRISE Ganesh Investments, LLC
 PHYSICAL ADDRESS 103 Ed Perry Boulevard, Oxford, MS 38655
 TYPE OF INDUSTRY Hospitality PRODUCT/SERVICE hotel
 LOCATION - COUNTY Lafayette CITY Oxford
 DATE OF COMPLETION 8/29/2011 YEARS REQUESTED 2nd 5 year request
 NEW (SECTION 27-31-101) _____ EXPANSION (SECTION 27-31-105) _____
 NEW JOBS 29 ESTIMATED PAYROLL \$478,998
 TRUE VALUE OF PROPERTY EXEMPTED \$6,876,299.74 *Attach an
 itemized list of property to be exempted as Exhibit "A".

The applicant request that the Board approve this application by an order spread on its minutes declaring that the above property be exempt from all ad valorem taxation except school taxation for the period requested. The applicant further request that the application and certified approval of exemption be forwarded to the Department of Revenue and upon approval and certification by the Department, the Board enter a final order on its minutes granting the exemption. The above information is true and correct as certified by the applicant. This application is submitted on the 9th day of May, 20 17.




Applicant (Name of Taxpayer)

By: Chandresh Patel
 Title: President of Charter Road Hospitality, Inc.
GP of Sinoia Street Holdings, LP, Sole
owner of Ganesh Investments, LLC

ATTEST:




 Notary Public

GANESH INVESTMENTS, LLC
GL Account Ledger - Detail By Date Range (Current and History)
01/01/2009 through 12/31/2017

61-8863
SAFEGUARD - DEBIT
Date: 01/01/2017
Confidential Information
See General Ledger Code: 10 and 1000000000

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
185200	PAMEA	000				LAND - OXFORD CONFERENCE CENTER			\$0.00
* 2186	G	40843	01/01/10		beginning balance	1/1/10 transfer to: GANESH INV	\$1,005,000.00	\$-	\$1,005,000.00
* 2186	G	40845	01/01/10		beginning balance	1/1/10 transfer to: GANESH INV	-	142,279.43	862,720.57
* 2195	G	40897	08/25/10		CLOSE BANK LOA	HITT LAW FIRM CK # 1001	11,533.50	-	874,254.07
* 4189	G	75794	09/07/12			LAND TRANSFER TO Sinoia Street	-	437,127.03	437,127.04
* 6332	G	121569	12/31/14			CORRECT BALANCES	-	0.01	437,127.03
LAND - OXFORD CONFERENCE CENTER TOTAL:							\$1,016,533.50	\$579,406.47	\$437,127.03
TOTAL OF LEDGER:							\$1,016,533.50	\$579,406.47	\$437,127.03

MINUTE BOOK No. 72, CITY OF OXFORD

5/8/17
2:34:41 PM

GANESH INVESTMENTS, LLC

Page: 1

GL Account Ledger - Detail By Date Range (Current and History)

01/01/2009 through 12/31/2017

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
185100	LLW ARCH	2000				PROJECT COST - OXFORD CONFERENCE CENTER			\$0.00
* 2189	G	40858	03/30/10			Hilton Hotel ck# 105	\$50,000.00	\$-	\$50,000.00
* 2190	G	40864	04/05/10			LLW Architects ck# 104	12,500.00	-	62,500.00
* 2203	G	40962	05/18/10			Record Shlv payment to LLW Arc	12,500.00	-	75,000.00
* 2191	G	40968	05/08/10			LLW Architects ck# 1001	12,500.00	-	87,500.00
* 2204	G	40964	06/23/10			Record Shlv payment to LLW Arc	12,500.00	-	100,000.00
* 2192	G	40873	07/20/10			Precision Eng ck# 1002	7,200.00	-	107,200.00
* 2194	G	40890	08/04/10			LLW ARCHITECTS CK# 1003	862.50	-	108,052.50
* 2194	G	40881	08/04/10			PRECISION ENGINEERING CK# 1004	3,500.00	-	111,552.50
* 2194	G	40882	08/04/10		PROF FEES	JIM TAYLOR CK# 1005	300.00	-	111,852.50
* 2194	G	40883	08/04/10		PROF FEES	YOUNGHOON KIM CK# 1006	300.00	-	112,152.50
* 2194	G	40884	08/05/10		CITY OF OX LETT	BANK OF OXFORD CK# 1007	400.00	-	112,552.50
* 2194	G	40885	08/16/10		BUILDING PERMIT	CITY OF OXFORD CK# 1008	8,219.00	-	120,781.50
* 2195	G	40889	08/25/10		TAP FEES	CITY OF OXFORD CK# 1002	3,226.05	-	124,007.55
* 2233	AP	41479	09/13/10		1STBKDRAW	McMURRY CONSTRUCTION CO - 1ST BANK OF OX DRAW	147,319.20	-	271,326.75
* 2233	AP	41481	09/13/10		1STINSTALL	McMURRY CONSTRUCTION CO - 1ST INSTALLMENT PROMISARY NOTE	67,887.25	-	339,214.00
* 2233	AP	41471	09/13/10		24369	LLW ARCHITECTS - 24369	12,100.00	-	351,314.00
* 2233	AP	41473	09/13/10		24377	LLW ARCHITECTS - 24377	4,110.50	-	355,424.50
* 2233	AP	41475	09/13/10		BAL	LLW ARCHITECTS - 24377	1.00	-	355,425.50
* 2233	AP	41483	09/17/10		2655	PRECISION ENGINEERING - 2655	2,350.00	-	357,775.50
* 2233	AP	41477	09/21/10		092110	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION SLEEVING	1,350.00	-	359,125.50
* 2233	AP	41485	09/29/10		2913	PRECISION ENGINEERING - 2913	1,890.00	-	361,015.50
* 2266	AP	42101	10/01/10		OCT	MAGNOLIA GROUND MANAGEMENT LLC - ELECTRICAL SERVICES	1,476.60	-	362,492.10
* 2266	AP	42105	10/10/10		2NDINST	McMURRY CONSTRUCTION CO - 2ND INSTALLMENT	67,887.25	-	430,379.35
* 2266	AP	42103	10/14/10		2NDBK	McMURRY CONSTRUCTION CO - 2ND BANK DRAW	255,016.80	-	685,396.15
* 2304	AP	42958	11/09/10		24404	LLW ARCHITECTS - 24404	2,185.00	-	687,581.15
* 2304	AP	42962	11/09/10		2915	PRECISION ENGINEERING - 2915	2,262.50	-	689,843.65
* 2304	AP	42960	11/09/10		3	McMURRY CONSTRUCTION CO - INSTALLMENT	67,887.25	-	757,730.90
* 2304	AP	42864	11/09/10		3006	PRECISION ENGINEERING - 3006	1,875.00	-	759,605.90
* 2304	AP	42966	11/09/10		3011	PRECISION ENGINEERING - 3011	1,260.00	-	760,865.90
* 2304	AP	42968	11/09/10		3011-2	PRECISION ENGINEERING - 3011	1,700.00	-	762,565.90
* 2329	AP	43374	11/10/10		3RDBKDRAW	McMURRY CONSTRUCTION CO - 3RD BANK DRAW	389,166.30	-	1,151,732.20
* 2385	AP	44135	12/07/10		4THDRAW	McMURRY CONSTRUCTION CO - 4TH BANK DRAW	294,768.00	-	1,446,500.20
* 2385	AP	44137	12/07/10		NOTE	McMURRY CONSTRUCTION CO - 1ST OF 3	22,629.00	-	1,469,129.20
* 2418	AP	44741	12/28/10		1228	LEWIS SMITH - REBAR & WIRE MESH	580.00	-	1,469,689.20
* 2450	AP	45350	01/04/11		2NDINSTALLMENT	McMURRY CONSTRUCTION CO -	22,629.00	-	1,492,318.20
* 2450	AP	45354	01/04/11		3116	PRECISION ENGINEERING - 3116	2,970.00	-	1,495,288.20
* 2450	AP	45352	01/10/11		5TH	McMURRY CONSTRUCTION CO - 5TH BANK DRAW	329,463.00	-	1,824,751.20
* 2450	AP	45356	01/24/11		012411	Tri-State Skytracker - lights	500.00	-	1,825,251.20
* 2450	AP	45346	01/24/11		APPR	BANK OF OXFORD - Bullock/ Appraisal	5,000.00	-	1,830,251.20
* 2500	AP	46468	02/07/11		BANKDRAW	McMURRY CONSTRUCTION CO - FEB 11 BANK DRAW	419,634.00	-	2,249,885.20

* indicates a batch in the History file (batches in a closed General Ledger year)

GANESH INVESTMENTS, LLC
GL Account Ledger - Detail By Date Range (Current and History)
01/01/2009 through 12/31/2017

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
185100	W/MPA 1000					PROJECT COST - OXFORD CONFERENCE CENTER (CONTINUED)			
* 2500	AP	46468	02/07/11		LST	McMURRY CONSTRUCTION CO - LAST NOTE PYMT	\$22,529.25	\$-	\$2,272,514.45
* 2500	AP	46470	02/22/11		3203	PRECISION ENGINEERING - 3203	2,975.00	-	2,275,489.45
* 2510	AP	46868	02/23/11		1276	City Of Oxford Electric -	3,317.00	-	2,278,806.45
* 2536	AP	47090	03/08/11		MARDRAW	McMURRY CONSTRUCTION CO - MARCH 2011 DRAW BANK OF OXFORD	497,629.40	-	2,776,435.85
* 2599	AP	48407	03/25/11		0332	PRECISION ENGINEERING - 0332	1,275.00	-	2,777,710.85
* 2598	AP	48405	04/07/11		041111	McMURRY CONSTRUCTION CO - 8TH DRAW	511,905.60	-	3,289,616.45
* 2648	AP	49054	04/26/11		24448	LLW ARCHITECTS - 24448	225.00	-	3,289,841.45
* 2659	AP	49338	05/09/11		MAY11	McMURRY CONSTRUCTION CO - MAY 2011 DRAW	423,755.10	-	3,713,596.55
* 2659	AP	49340	05/09/11		WATERDEPOSIT	City of Oxford - WATER DEPOSIT	2,418.20	-	3,716,014.75
* 2674	AP	49546	05/10/11		1STDEP	COMMERCIAL PLANT WHOLESALERS - 1ST INSTALLMENT	6,128.13	-	3,722,142.88
* 2674	AP	49550	05/10/11		CR-0000001	City of Oxford - WATER DEPOSIT	-	2,418.20	3,719,724.68
* 2674	AP	49552	05/10/11		WATERDEP	City of Oxford - WATER DEPOSIT	2,374.15	-	3,722,098.83
* 2674	AP	49554	05/13/11		0424REV	PRECISION ENGINEERING - 0424-rev	630.00	-	3,722,728.83
* 2674	AP	49548	05/16/11		2NDINSTALLMENT	COMMERCIAL PLANT WHOLESALERS - 2ND INSTALLMENT	6,128.13	-	3,728,856.96
* 2674	AP	49556	05/16/11		CABLE	STARRETT ELECTRIC CO. LLC - CABLE PULLING	678.30	-	3,729,535.26
* 2684	AP	49982	05/19/11		3RDINSTAL	COMMERCIAL PLANT WHOLESALERS - 3RD INSTALLMENT	6,128.12	-	3,735,663.38
* 2737	AP	50887	06/08/11		HOTSGNCOM	AMERICAN EXPRESS - HOTELS.GS.COM ORDER	5,511.04	-	3,741,174.42
* 2737	AP	50893	06/08/11		JUNE11	McMURRY CONSTRUCTION CO - JUNE 2011 DRAW	297,600.80	-	4,038,775.22
* 2819	AP	52402	07/05/11		0705	GURUDEV LLC - CARPET INSTALLERS	624.42	-	4,039,399.64
* 2819	AP	52416	07/08/11		SIGNPER	City of Oxford - SIGN PERMIT	91.00	-	4,039,490.64
* 2819	AP	52412	07/10/11		JULYDRAW	McMURRY CONSTRUCTION CO - JULY 2011 DRAW	504,523.15	-	4,544,013.79
* 2819	AP	52410	07/11/11		MOBLIZA	MAGNOLIA GROUND MANAGEMENT LLC - DRAW FOR PROJECT	500.00	-	4,544,513.79
* 2819	AP	52404	07/15/11		119	MAGNOLIA GROUND MANAGEMENT LLC - 119 irrigation	1,845.75	-	4,546,359.54
* 2819	AP	52418	07/15/11		SIGNPERMIT	City of Oxford - SIGN PERMIT	61.00	-	4,546,420.54
* 2819	AP	52406	07/22/11		120	MAGNOLIA GROUND MANAGEMENT LLC - 120	2,016.95	-	4,548,437.49
* 2819	AP	52408	07/29/11		21	MAGNOLIA GROUND MANAGEMENT LLC - 121	535.00	-	4,548,972.49
* 3098	AP	57521	07/31/11		OCT/11	AMERICAN EXPRESS - 6-91006 CABLE	3,378.69	-	4,552,351.18
* 3098	AP	57522	07/31/11		OCT/11	AMERICAN EXPRESS - SPEAKER WIRE	315.40	-	4,552,666.58
* 3098	AP	57523	07/31/11		OCT/11	AMERICAN EXPRESS - EQUIP RENTAL	4,815.00	-	4,557,481.58
* 3098	AP	57524	07/31/11		OCT/11	AMERICAN EXPRESS - FIXTURE BULBS	867.94	-	4,558,349.52
* 2841	AP	52791	08/04/11		AUGDRAW	McMURRY CONSTRUCTION CO - August Draw	278,520.05	-	4,836,869.57
* 2841	AP	52784	08/10/11		081011	COMMERCIAL PLANT WHOLESALERS - INSTALLMENT	5,557.31	-	4,842,426.88
* 2846	AP	52891	08/12/11		126	MAGNOLIA GROUND MANAGEMENT LLC - 126	3,611.25	-	4,846,038.13
* 2846	AP	52885	08/17/11		0817	AMERICAN EXPRESS - JERRY PATE TURF	1,393.74	-	4,847,431.87
* 2869	AP	53508	08/19/11		1276	MAGNOLIA GROUND MANAGEMENT LLC - 127	4,532.52	-	4,851,964.39
* 2869	AP	53498	08/25/11		WF	AMERICAN EXPRESS - 3727 103578 29002 WATER FOUNTA	561.50	-	4,852,525.89
* 2869	AP	53508	08/26/11		082611	MAGNOLIA GROUND MANAGEMENT LLC - Landscapings	8,346.00	-	4,860,871.89
* 2907	AP	54131	08/31/11		6604AUG11	BANK OF AMERICA - TURF	1,294.70	-	4,862,166.59
* 2907	AP	54132	08/31/11		6604AUG11	BANK OF AMERICA - GRAPHICS FOR BLOG	1,660.53	-	4,863,827.12

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Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
185100	AMESA.000					PROJECT COST - OXFORD CONFERENCE CENTER (CONTINUED)			
* 2937	AP	54861	08/31/11		AUG11-AMEX	AMERICAN EXPRESS - RAILROAD CROSSTIES	\$112.21	\$-	\$4,863,839.33
* 2897	AP	54007	09/01/11		CONTR	COMMERCIAL PLANT WHOLESALERS - BAL OF CONTRACT	13,107.06	-	4,877,046.39
* 2897	AP	54017	09/02/11		129	MAGNOLIA GROUND MANAGEMENT LLC - 129	3,888.38	-	4,880,934.77
* 2897	AP	54021	09/07/11		SEPT	McMURRY CONSTRUCTION CO - SEPT BANK DRAW	283,203.60	-	5,174,138.37
* 2897	AP	54009	09/08/11		STONES	COMMERCIAL PLANT WHOLESALERS - REIMBURSE FOR SLATE	425.40	-	5,174,563.77
* 2897	AP	54019	09/09/11		131	MAGNOLIA GROUND MANAGEMENT LLC - 131	941.60	-	5,175,505.37
* 2908	AP	54141	09/13/11		OVERAGES	COMMERCIAL PLANT WHOLESALERS - OVERAGES ON CONTRACT	2,200.00	-	5,177,705.37
* 2960	AP	54917	09/27/11		1269-8	McMURRY CONSTRUCTION CO - 1ST INSTALLMENT	25,800.57	-	5,203,305.94
* 3012	AP	56061	09/30/11		0911AMEX	AMERICAN EXPRESS - GRAPHICS	471.68	-	5,203,777.62
* 3012	AP	56062	09/30/11		0911AMEX	AMERICAN EXPRESS - RELIABLE GLASS	1,008.01	-	5,204,785.63
* 3111	AP	57900	09/30/11		3RDINSTALL	McMURRY CONSTRUCTION CO - 3rd & LAST INSTALLMENT	25,600.56	-	5,230,386.19
* 2950	AP	54911	09/30/11		DIRT	HAYNIE'S DOZER WORK - 19 LOADS OF DIRT	1,728.05	-	5,232,114.24
* 2997	AP	55804	09/30/11		SEPT11BA	BANK OF AMERICA - TURF	117.70	-	5,232,231.94
* 2997	AP	55793	09/30/11		XTR	AMERICAN EXPRESS - 3727 103576 24000	2,500.00	-	5,234,731.94
* 2983	AP	55491	10/11/11		2ND	McMURRY CONSTRUCTION CO - 2ND INSTALLMENT	25,600.57	-	5,260,332.51
* 2988	AP	55814	10/12/11		BALPLANTINGS	COMMERCIAL PLANT WHOLESALERS - Balance of Plantings	1,000.00	-	5,261,332.51
* 3024	AP	56257	10/26/11		20114891686	COMMERCIAL PLANT WHOLESALERS - 2011489-1686	2,635.32	-	5,263,967.83
* 3060	AP	56772	10/28/11		102811	STEELMAN SERVICES - 10/28/11 STMT	1,200.00	-	5,265,167.83
* 3033	AP	56322	10/28/11		144	MAGNOLIA GROUND MANAGEMENT LLC - 144	1,883.20	-	5,267,051.03
* 3099	AP	57541	10/31/11		OCT/11	BANK OF AMERICA - GRAPHICS	686.43	-	5,267,737.46
* 3099	AP	57542	10/31/11		OCT/11	BANK OF AMERICA - TURF	606.16	-	5,268,343.62
* 3099	AP	57543	10/31/11		OCT/11	BANK OF AMERICA - SIGNS FOR HOTEL	639.96	-	5,268,983.58
* 3099	AP	57529	10/31/11		OCTAMX	AMERICAN EXPRESS - PLUMBING FIXTURES	7,000.00	-	5,275,983.58
* 3060	AP	57194	11/16/11		148	MAGNOLIA GROUND MANAGEMENT LLC - 148	1,478.74	-	5,277,462.32
* 3080	AP	57202	11/18/11		111811	STEELMAN SERVICES - 11/18/11 DIRT WORKS & ROCKS	2,000.00	-	5,279,462.32
* 3097	AP	57558	11/21/11		SHELV	GKG CONSTRUCTION - SHELVES	600.00	-	5,280,062.32
* 3110	AP	57896	11/23/11		501-502	COMMERCIAL PLANT WHOLESALERS - PARTIAL/TREES	1,846.62	-	5,282,008.94
* 3110	AP	57894	11/29/11		1686	COMMERCIAL PLANT WHOLESALERS - BAL #1686 /TREES	1,297.75	-	5,283,306.69
* 3202	AP	59185	11/30/11		AMEX1111	AMERICAN EXPRESS - PLUMBING FIXTURES	7,076.01	-	5,290,382.70
* 3176	AP	58774	12/20/11		NOV	BANK OF AMERICA - TURF	1,300.85	-	5,291,683.55
* 3406	G	62550	12/31/11			RECLASSIFY GUEST SUPPLIES	100,000.00	-	5,391,683.55
* 3406	G	62551	12/31/11			RECLASSIFY CONST INTEREST	85,805.00	-	5,487,488.55
* 4363	G	78625	01/01/12			CLOSE OUT PROJECT COST	-	5,491,494.37	(4,005.82)
* 3292	AP	60650	01/27/12		BAL2011	LUSH NURSERY - 2011 BAL	1,651.82	-	(2,354.00)
* 3529	AP	64831	03/31/12		MARCH2012	AMERICAN EXPRESS - 61 LAVATORY SINKS	2,354.00	-	-
PROJECT COST - OXFORD CONFERENCE CENTER TOTAL:							\$5,493,912.57	\$5,493,912.57	\$0.00

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Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
TOTAL OF LEDGER:							<u>\$5,493,912.57</u>	<u>\$5,493,912.57</u>	<u>\$0.00</u>

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MINUTE BOOK No. 72, CITY OF OXFORD

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153000.HAMEA.060					FURNITURE, FIXTURES, EQUIP				50.00
* 2674	AP	49544	05/10/11		DEPOSIT	BOSTON TRADE INT'L INC - FF & E DEPOSIT	\$50,000.00	\$-	\$50,000.00
* 2619	AP	52396	07/13/11		BAL	CENTRAL LAUNDRY - 2 Washers/3 Dryers & Install	19,535.52	-	69,535.52
* 2819	AP	52398	07/13/11		DN	CENTRAL LAUNDRY - Balance / Installation of W/D	19,535.53	-	89,071.05
* 3209	AP	59279	07/20/11		116758	BOSTON TRADE INT'L INC - FURNITURE & LAMPS	24,799.60	-	113,870.65
* 3216	AP	59365	07/20/11		116763-75	BOSTON TRADE INT'L INC - 116763	664.15	-	114,534.80
* 3216	AP	59366	07/20/11		116763-75	BOSTON TRADE INT'L INC - 116767	2,046.65	-	116,581.45
* 3216	AP	59367	07/20/11		116763-75	BOSTON TRADE INT'L INC - 116768	614.80	-	117,196.05
* 3216	AP	59368	07/20/11		116763-75	BOSTON TRADE INT'L INC - 116775	4,742.00	-	121,938.05
* 3133	AP	58175	07/20/11		2/116757	BOSTON TRADE INT'L INC - BAL OF INV# 116757	21,321.50	-	143,259.55
* 2819	AP	52400	07/25/11		0720	CHARLES REEVES - FF & E Installation	18,245.68	-	161,506.23
* 2819	AP	52390	07/25/11		EXE	AMERICAN EXPRESS - 2004 PRECOR Exercise Equip	20,000.00	-	181,506.23
* 2819	AP	52392	07/25/11		EXEQ	BANK OF AMERICA - 2063 PRECOR Exercise Equip	19,186.78	-	200,693.01
* 3216	AP	59370	07/28/11		116784	BOSTON TRADE INT'L INC - 116784	22,715.00	-	223,408.01
* 3216	AP	59372	07/28/11		116808-27	BOSTON TRADE INT'L INC - 116808	1,303.18	-	224,711.19
* 3216	AP	59373	07/28/11		116808-27	BOSTON TRADE INT'L INC - 116810	815.80	-	225,526.99
* 3216	AP	59374	07/28/11		116808-27	BOSTON TRADE INT'L INC - 116827	89.51	-	225,616.50
* 3216	AP	59376	07/29/11		116836	BOSTON TRADE INT'L INC - 116836	29,607.40	-	255,223.90
* 3216	AP	59378	07/29/11		116838-40	BOSTON TRADE INT'L INC - 116838	1,466.90	-	256,690.80
* 3216	AP	59379	07/29/11		116838-40	BOSTON TRADE INT'L INC - 116839	6,284.48	-	262,975.28
* 3216	AP	59380	07/29/11		116838-40	BOSTON TRADE INT'L INC - 116840	1,122.80	-	264,098.08
* 3216	AP	59382	07/29/11		116851-78	BOSTON TRADE INT'L INC - 116851	382.94	-	264,481.02
* 3216	AP	59383	07/29/11		116851-78	BOSTON TRADE INT'L INC - 116853	161.85	-	264,642.87
* 3216	AP	59384	07/29/11		116851-78	BOSTON TRADE INT'L INC - 116878	10,350.10	-	274,992.97
* 2819	AP	52414	07/29/11		NUKOH	NUKOH, INC - 89 LED Samsung TV's	61,569.00	-	336,561.97
* 2937	AP	54875	08/01/11		SERTA-1	AMERICAN EXPRESS - 3727 103576 24000 100 SERTA MA	19,099.50	-	355,661.47
* 2841	AP	52789	08/02/11		337801	HOTEL & RESTAURANT SUPPLY, INC - 2 Refrigerators/1 Freezer	11,887.70	-	367,549.17
* 2937	AP	54677	08/02/11		SERTA-2	AMERICAN EXPRESS - 3727 103576 24000 100 SERTA MA	19,099.50	-	386,648.67
* 2937	AP	54679	08/03/11		SETRTA-3	AMERICAN EXPRESS - 3727 103576 24000 88 SERTA MAT	18,511.59	-	405,160.28
* 2841	AP	52780	08/10/11		INSTALL	BOSTON TRADE INT'L INC - FF & E- Down	50,080.00	-	455,160.28
* 2846	AP	52888	08/12/11		SIGNAGE	BANK OF AMERICA - 2063 VPC Hotel Signs	9,215.50	-	464,375.76
* 2846	AP	52889	08/12/11		SIGNAGE	BANK OF AMERICA - 2063 VPC Hotel Signs	6,250.00	-	470,625.76
* 2846	AP	52881	08/15/11		081511	AMERICAN EXPRESS - 33002 Serta Bed Frames	3,044.87	-	473,670.63
* 2846	AP	52882	08/15/11		081511	AMERICAN EXPRESS - Mirror & Towel rack/ExerciseRM	3,932.00	-	477,602.63
* 2846	AP	52883	08/15/11		081511	AMERICAN EXPRESS - Moffat Convection Oven & Stand	2,020.00	-	479,622.63
* 2846	AP	52886	08/17/11		0817	AMERICAN EXPRESS - PUZZLE TILE-EX ROOM	5,477.76	-	485,100.39
* 3217	AP	59386	08/19/11		116892-904	BOSTON TRADE INT'L INC - 116892	934.80	-	486,035.19
* 3217	AP	59387	08/19/11		116892-904	BOSTON TRADE INT'L INC - 116894	399.94	-	486,435.13
* 3217	AP	59388	08/19/11		116892-904	BOSTON TRADE INT'L INC - 116896	799.72	-	487,234.85
* 3217	AP	59389	08/19/11		116892-904	BOSTON TRADE INT'L INC - 116900	1,326.78	-	488,561.63
* 3217	AP	59390	08/19/11		116892-904	BOSTON TRADE INT'L INC - 116904	2,047.55	-	490,609.18
* 2907	AP	54146	08/19/11		1266798	HILTON HOTEL CORP - 02022274 1266798 ON Q HARDWAR	503.39	-	491,112.57

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153000 HANNA 000						FURNITURE, FIXTURES, EQUIP (CONTINUED)			
* 2907	AP	54147	08/19/11		1266798	HILTON HOTEL CORP - 02022274 1264355 ON Q SOFTWARE	\$30,672.51	\$-	\$521,785.08
* 2869	AP	53504	08/23/11		269641	CITY AUTO SALES, INC. - 08 FORD E 150 VAN	11,500.00	-	533,285.08
* 3217	AP	59392	08/24/11		116933	BOSTON TRADE INT'L INC - 116933	36,178.84	-	569,461.92
* 3217	AP	59394	08/24/11		116934	BOSTON TRADE INT'L INC - 116934	39,771.76	-	609,233.68
* 3217	AP	59396	08/24/11		116940-55	BOSTON TRADE INT'L INC - 116940	2,170.70	-	611,404.38
* 3217	AP	59397	08/24/11		116940-55	BOSTON TRADE INT'L INC - 116942	2,731.66	-	614,136.04
* 3217	AP	59398	08/24/11		116940-55	BOSTON TRADE INT'L INC - 116946	6,000.00	-	619,136.04
* 3217	AP	59399	08/24/11		116940-55	BOSTON TRADE INT'L INC - 116948	51.56	-	619,187.60
* 3217	AP	59401	08/30/11		116955	BOSTON TRADE INT'L INC - 116955	31,999.80	-	651,187.40
* 3217	AP	59403	08/30/11		116965	BOSTON TRADE INT'L INC - 116965	10,338.12	-	661,525.52
* 3217	AP	59405	08/30/11		116969	BOSTON TRADE INT'L INC - 116969	6,506.19	-	668,031.71
* 2873	AP	53566	08/30/11		208HIOX	CHARLES REEVES - FF & E Installation	28,171.24	-	696,202.95
* 2873	AP	53568	08/30/11		525102	HILTON SUPPLY MANAGEMENT - 525102 5 Ice Machines	21,135.62	-	717,338.57
* 2907	AP	54143	08/31/11		2658AUG11	DISCOVER - 20 BOARD/OFFICE CHAIRS	2,188.85	-	719,519.42
* 2907	AP	54144	08/31/11		2658AUG11	DISCOVER - 111 CONFERENCE ROOM CHAIRS	2,693.70	-	722,213.12
* 2907	AP	54137	08/31/11		6604AUG11	BANK OF AMERICA - 6604 COMPUTER SOFTWARE	5,136.01	-	727,349.13
* 2997	AP	55812	08/01/11		ML	CITICARD - 32 CONFERENCE TABLES	6,245.51	-	733,594.64
* 2970	AP	55317	09/15/11		10223679	IBM CORPORATION - WORK ORDER 10223679 - SOFTWARE	2,013.59	-	735,608.23
* 2982	AP	55487	09/16/11		6109	AT&T - TELE EQUIP & INSTALLATION	27,555.17	-	763,163.40
* 3012	AP	56077	09/16/11		SIGNAL	BANK OF AMERICA - 5466 3210 1224 5458 VPC IMAGE	9,215.50	-	772,378.90
* 3012	AP	56073	09/19/11		90000722	AT & T WI-FI SERVICES - 90000722 ATT WIFI SYSTEM	1,926.00	-	774,304.90
* 2938	AP	54866	09/22/11		SEPTAMEX	AMERICAN EXPRESS - WHIRLPOOL REF/FREEZER	754.35	-	775,059.25
* 2938	AP	54667	09/22/11		SEPTAMEX	AMERICAN EXPRESS - SNACK MCH / DRINK MCH	8,596.38	-	783,655.63
* 2938	AP	54668	09/22/11		SEPTAMEX	AMERICAN EXPRESS - 4 LUGGAGE CARTS	1,231.05	-	784,886.69
* 2950	AP	54919	09/28/11		083111	SUNRISE ENTERPRISES - 200 PHONES/EQUIP/CABLE/PBX SYS	15,000.00	-	799,886.69
* 3111	AP	57904	09/28/11		BAL	SUNRISE ENTERPRISES - Balance Inv# 1251Teles/PBX/ Ca	14,750.00	-	814,636.69
* 3012	AP	56063	09/30/11		0911AMEX	AMERICAN EXPRESS - CONFERENCE TABLES-BALANCE	4,000.00	-	818,636.69
* 2997	AP	55800	09/30/11		SEPT11BA	BANK OF AMERICA - BAL VISUAL PROD/SIGNS	6,250.00	-	824,886.69
* 2997	AP	55792	09/30/11		XTR	AMERICAN EXPRESS - 3727 103576 24000 BAL OF SERTA	2,955.81	-	827,842.50
* 2983	AP	55489	10/11/11		116756	BOSTON TRADE INT'L INC - 116756	25,000.00	-	852,842.50
* 3013	AP	56081	10/21/11		116756/3	BOSTON TRADE INT'L INC - 116756 partial pymt	25,000.00	-	877,842.50
* 3051	G	56631	10/31/11			PRECOR - REFUND	-	118.29	877,724.21
* 3051	G	56632	10/31/11			VISUAL PROD - REFUND(SIGN)	-	1,048.04	876,676.17
* 3099	AP	57527	10/31/11		OCTAMEX	AMERICAN EXPRESS - DRAPEY SHEERS	250.47	-	876,826.64
* 3099	AP	57528	10/31/11		OCTAMEX	AMERICAN EXPRESS - MUSIC SYSTEM	3,997.01	-	880,823.65
* 3052	AP	56643	11/02/11		1442-1	AUDIO CENTRAL - 81442 PARTIAL, 81443, 81444,	13,860.77	-	894,684.42
* 3061	AP	56758	11/09/11		116756P	BOSTON TRADE INT'L INC - 116756 PARTIAL PYMT	25,000.00	-	919,684.42
* 3097	AP	57554	11/22/11		PATIAL	BOSTON TRADE INT'L INC - PARTIAL PYMT/ INV# 116757	5,542.00	-	925,426.42
* 3097	AP	57556	11/22/11		PYMT	BOSTON TRADE INT'L INC - BAL OF INV 116756	19,467.12	-	944,893.54
* 3110	AP	57892	11/23/11		BAL	AUDIO CENTRAL - BALANCE OF AUDIO SYSTEM	10,000.00	-	954,893.54

* indicates a batch in the History file (batches in a closed General Ledger year)

5/8/17
2:43:25 PM

GANESH INVESTMENTS, LLC

Page: 3

GL Account Ledger - Detail By Date Range (Current and History)

01/01/2009 through 12/31/2017

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
153000	HAMEA	000				FURNITURE, FIXTURES, EQUIP (CONTINUED)			
* 3202	AP	59188	11/30/11		AMEX1111	AMERICAN EXPRESS - SMOKING POST	\$727.41	\$-	\$955,620.95
* 4363	G	78626	01/01/12			ADJUST FF&E	-	106,793.12	848,827.83
* 4067	AP	74070	10/23/12		118348	BOSTON TRADE INT'L INC - 118348 OVAL LAMP SHADES	2,140.17	-	850,968.00
* 4408	AP	79467	02/22/13		TREEPLANT	MAGNOLIA GROUND MANAGEMENT LLC - PLANT TREES	450.00	-	851,418.00
* 4408	AP	79465	02/27/13		TREEBAL	MAGNOLIA GROUND MANAGEMENT LLC - TREE PLANTING	150.00	-	851,568.00
* 4498	AP	81045	02/28/13		FEB13	AMERICAN EXPRESS - TREES	1,267.95	-	852,835.95
* 4558	AP	82616	03/01/13		7338	SERTA MATTRESS - 00217338-001 QUEEN MATTRESS	468.66	-	853,304.61
* 4655	AP	82610	04/15/13		JDMOWER	OXFORD UNIVERSITY BANK - JOHN DEERE MOWER & EQUIP	10,000.00	-	863,304.61
* 4740	AP	86439	06/25/13		061713	R.H. PLUMBING, INC - REWORK FLUES/INTAKE-HOT WATER	3,210.00	-	866,514.61
* 4868	AP	89039	07/19/13		77120	SERTA MATTRESS - 00477130-001 KING MATTRESS& FO	522.16	-	867,036.77
* 4885	AP	89427	07/31/13		JULY13	BANK OF AMERICA - 4339 9314 4169 6604	715.04	-	867,751.81
* 4968	AP	90865	09/04/13		SEPT13	BANK OF AMERICA - MICROSOFT ULTRABOOK	2,478.11	-	870,229.92
* 5073	AP	92777	09/30/13		AMXSEPT13	AMERICAN EXPRESS - LOCKS	856.32	-	871,086.24
* 5074	AP	92791	10/18/13		OCT13AM/EX	AMERICAN EXPRESS - 10 GE AIR CONDITIONERS	6,587.78	-	877,674.02
* 5168	AP	94400	11/22/13		AMEXNOV13	AMERICAN EXPRESS - WALL ART	1,243.00	-	878,917.02
* 5376	AP	98951	02/08/14		020814	COAST TO COAST IMPORTS - 020814 DESK-TABLE-CHAIRS	2,405.00	-	881,322.02
* 5416	AP	99857	02/21/14		AMEXFEB14	AMERICAN EXPRESS - LAPTOP COMPUTER	568.10	-	881,890.12
* 6012	AP	113339	09/01/14		43818/43596	HOTEL EFFECTIVENESS - 43818 & 43596 TIME CLOCK	1,155.50	-	883,045.62
* 6335	AP	121596	01/28/15		JAN15	AMERICAN EXPRESS - I PAD	424.79	-	883,470.41
* 6410	AP	123347	01/31/15		3849	CARDMEMBER SERVICES - BREAKFAST DISPLAY	1,850.35	-	885,320.76
* 6865	AP	133863	07/10/15		1031	KORE RENOVATIONS - 1ST DRAW PAINT ROOMS & DOORS L	15,000.00	-	900,320.76
* 6865	AP	133843	07/15/15		731411	EYKON DESIGN RESOURCES - ORDER 731411	8,037.00	-	908,357.76
* 6828	AP	135520	07/31/15		JULY15	CARDMEMBER SERVICES - 4246 3152 0499 2000	118.62	-	908,476.38
* 6927	AP	135530	08/14/15		1034-10369	KORE RENOVATIONS - PAINT BATHROOM DOORS	2,200.00	-	910,676.38
* 6927	AP	135631	08/14/15		1034-10369	KORE RENOVATIONS - PAINT BATHROOM DOORS AND ROOMS	12,735.00	-	923,411.38
* 6948	AP	136012	08/21/15		AUG15	SHERWIN WILLIAMS - JOB 13 PIP HAMEA	7,565.63	-	930,977.01
* 7075	AP	139157	09/04/15		558295	RIVERA CONSTRUCTION SERVICES - PAINTING 2,3,4,5 AND LOBBY CEI	3,600.00	-	934,577.01
* 7075	AP	139159	09/08/15		558297	RIVERA CONSTRUCTION SERVICES - PIP GANESH RESTAIN LOBBY BASEB	800.00	-	935,377.01
* 7240	AP	143912	10/13/15		101315	SHERWIN WILLIAMS - PIP	363.48	-	935,740.49
* 7324	AP	146705	12/17/15		DEC15	CITICARD -	422.76	-	936,163.25
8631	AP	185302	01/31/17		012317	MISCELLANEOUS EXPENSE AMEX - led world lights	9,098.89	-	945,262.14
FURNITURE, FIXTURES, EQUIP TOTAL:							\$1,053,219.59	\$107,959.45	\$945,260.14
TOTAL OF LEDGER:							\$1,053,219.59	\$107,959.45	\$945,260.14

* Indicates a batch in the History file (batches in a closed General Ledger year)

MATTHEW M. MOORE, PLLC
 MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

P.O. BOX 913
 OXFORD, MISSISSIPPI 38655-0913
 OFFICE: 662-234-1667
 FAX: 662-236-3021

May 11th, 2017

VIA HAND DELIVERY
 Ms. Ashley Atkinson
 Clerk for the City of Oxford
 107 Courthouse Square
 Oxford, Mississippi 38655

Re: Request for Tax Abatement for
 G2 Investments, LLC, a Mississippi
 limited liability company for The Marriott
 Towneplace Suites, 105 Ed Perry Blvd., Oxford, MS 38655.

Dear Ms. Atkinson:

On behalf of G2 Investments, LLC, I would respectfully request that my client be placed upon the official agenda for the May 16th, 2017, Board of Alderman Meeting.

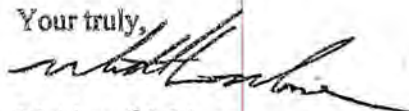
The purpose for our request is so we may petition the Board of Alderman and Mayor for the granting of an Ad Valorem Tax abatement pursuant to the authority as granted within Miss. Code Ann. §27-31-101. I have attached a copy of said code section for your convenient reference hereto as Exhibit "A".

I have also attached hereto the Application for Ad Valorem Tax Exemption along with the Minutes of the Lafayette County Board of Supervisors approving the requested exemption for a period of five (5) years on June 15th, 2015. Said documents are attached hereto as Exhibits "B" and "C", reference to which is hereby made. Additionally attached hereto is acknowledgment by the Mississippi Department of Revenue by correspondence to the Clerk of the Lafayette County Chancery Clerk, that my client qualifies for an ad valorem tax exemption in compliance with the aforementioned statute beginning in January of 2015, said correspondence being attached hereto as Exhibit "D".

My client would request that the Board and Mayor grant an abatement of the City Ad Valorem Taxes for a period of up to eight (8) years pursuant to the aforementioned Miss. Code Ann. §27-31-101. In support of this request, I have also attached the necessary supporting documents for the property taxes to be abated as Exhibit "E". Please note that the aforementioned statute does not allow for exemption of Ad Valorem Taxes for school district purposes and this request is only for the exemption of the City Ad Valorem Taxes.

My client is proud to provide convenient and beautiful lodging to serve the Oxford Conference Center and surrounding area and humbly requests that the Ad Valorem Tax Exemption be granted by the Board and the Mayor so that it may reinvest its savings in its development and our community. Should you have any questions please feel free to contact me.

Your truly,



Matthew M. Moore

MMM:abc
 Enclosures

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

§ 27-31-101. [Effective Until 7/1//2022] Enumeration of new enterprises which may be exempted.

Mississippi Statutes

Title 27. TAXATION AND FINANCE

Chapter 31. AD VALOREM TAXES-GENERAL EXEMPTIONS

NEW FACTORIES AND ENTERPRISES

Current through 2015 Regular Session

§ 27-31-101. [Effective Until 7/1//2022] Enumeration of new enterprises which may be exempted

- (1) County boards of supervisors and municipal authorities are hereby authorized and empowered, in their discretion, to grant exemptions from ad valorem taxation, except state ad valorem taxation; however, such governing authorities shall not exempt ad valorem taxes for school district purposes on tangible property used in, or necessary to, the operation of the manufacturers and other new enterprises enumerated by classes in this section, except to the extent authorized in Sections 27-31-104 and 27-31-105(2), nor shall they exempt from ad valorem taxes the products of the manufacturers or other new enterprises or automobiles and trucks belonging to the manufacturers or other new enterprises operating on and over the highways of the State of Mississippi. The time of such exemption shall be for a period not to exceed a total of ten (10) years which shall begin on the date of completion of the new enterprise for which the exemption is granted; however, boards of supervisors and municipal authorities, in lieu of granting the exemption for one (1) period of ten (10) years, may grant the exemption in a period of less than ten (10) years. When the initial exemption period granted is less than ten (10) years, the boards of supervisors and municipal authorities may grant a subsequent consecutive period or periods to follow the initial period of exemption, provided that the total of all periods of exemption shall not exceed ten (10) years. The date of completion of the new enterprise, from which the initial period of exemption shall begin, shall be the date on which operations of the new enterprise begin. The initial request for an exemption must be made in writing by June 1 of the year immediately following the year in which the date of completion of a new enterprise occurs. If the initial request for the exemption is not timely made, the board of supervisors or municipal authorities may grant a subsequent request for the exemption and, in such case, the exemption shall begin on the anniversary date of completion of the enterprise in the year in which the request is made and may be for a period of time extending not more than ten (10) years from the date of completion of the new enterprise. Any subsequent request for the exemption must be made in writing by June 1 of the year in which it is granted.



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

- (2) Any board of supervisors or municipal authority which has granted an exemption for a period of less than ten (10) years may grant subsequent periods of exemption to run consecutively with the initial exemption period, or a subsequently granted exemption period, but in no case shall the total of the exemption periods granted for a new enterprise exceed ten (10) years. Any consecutive period of exemption shall be granted by entry of an order by the board or the authority granting the consecutive exemption on its minutes, reflecting the granting of the consecutive exemption period and the dates upon which such consecutive exemption period begins and expires. The entry of this order granting the consecutive period of exemption shall be made before the expiration of the exemption period immediately preceding the consecutive exemption period being granted.
- (3) The new enterprises which may be exempt are enumerated as and limited to the following, as determined by the Department of Revenue:
- (a) Warehouse and/or distribution centers;
 - (b) Manufacturing, processors and refineries;
 - (c) Research facilities;
 - (d) Corporate regional and national headquarters meeting minimum criteria established by the Mississippi Development Authority;
 - (e) Movie industry studios meeting minimum criteria established by the Mississippi Development Authority;
 - (f) Air transportation and maintenance facilities meeting minimum criteria established by the Mississippi Development Authority;
 - (g) Recreational facilities that impact tourism meeting minimum criteria established by the Mississippi Development Authority;
 - (h) Data/information processing enterprises meeting minimum criteria established by the Mississippi Development Authority;
 - (i) Technology intensive enterprises or facilities meeting criteria established by the Mississippi Development Authority;
 - (j) Health care industry facilities as defined in Section 57-117-3; and
 - (k) Telecommunications enterprises meeting minimum criteria established by the Mississippi Development Authority. The term "telecommunications enterprises" means entities engaged in the creation, display, management, storage, processing, transmission or distribution for compensation of images, text, voice, video or data by wire or by wireless means, or entities engaged in the construction, design, development, manufacture, maintenance or distribution for compensation of devices, products, software or structures used in the above activities.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Companies organized to do business as commercial broadcast radio stations, television stations or news organizations primarily serving in-state markets shall not be included within the definition of the term "telecommunications enterprises."

Cite as Miss. Code § 27-31-101

Source: Codes, 1930, § 3109; 1942, § 9703; Laws, 1922, ch. 139; Laws, 1928, chs. 10, 100; Laws, 1928, Ex. ch. 57; Laws, 1930, ch. 57; Laws, 1932, ch. 293; Laws, 1936, ch. 159; Laws, 1936, 2nd Ex. ch. 17; Laws, 1938, Ex. ch. 76; Laws, 1942, ch. 132; Laws, 1944, ch. 135; Laws, 1946, chs. 208, 448; Laws, 1948, ch. 439; Laws, 1950, ch. 528; Laws, 1952, chs. 420 (§ 1), 422; Laws, 1954, chs. 363, 382; Laws, 1956, chs. 202 (§§ 1, 2), 203 (§§ 1, 2); Laws, 1958, chs. 566 (§ 1), 567 (§§ 1, 2); Laws, 1960, ch. 467; Laws, 1961, 2nd Ex. ch. 7, § 1; Laws, 1962, ch. 269, § 1; Laws, 1963, 1st Ex Sess. ch. 35, § 1; Laws, 1964, ch. 520, § 1; Laws, 1968, ch. 583, § 1; Laws, 1970, ch. 545, § 1; Laws, 1972, ch. 495, § 1; Laws, 1978, ch. 514, § 4; Laws, 1981, ch. 523, § 1; Laws, 1986, ch. 407, § 1; Laws, 1987, ch. 411, § 1; Laws, 1989, ch. 524, § 15; Laws, 1990, ch. 502, § 3; Laws, 1990 Ex Sess. ch. 71, § 1; Laws, 1992, ch. 518, § 2; Laws, 1994, ch. 571, § 1; Laws, 1994, ch. 558, § 18; Laws, 1995, ch. 355, § 1; Laws, 1995, ch. 527, § 1; Laws, 2000, ch. 591, § 1; Laws, 2005, ch. 513, § 1; Laws, 2005, 3rd Ex Sess. ch. 1, § 62; Laws, 2012, ch. 520, § 7, eff. 7/1/2012.

Note: This section is set out twice. See also § 27-31-101, eff. 7-1-2022.

Minimum Criteria Definitions

Enterprise	Code Section	Definition
Data or Information Processing Enterprises	§27-31-101	<p>Business enterprises engaged in account servicing, data entry, payment processing, customer service, information processing, or other business related functions where the facilities are not open to the public.</p> <p>To qualify, a data or information processing enterprise must create 10 or more jobs in the taxable year in a Tier Three County, 15 or more jobs in the taxable year in a Tier Two County, or 20 or more jobs in the taxable year in a Tier One County.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Corporate and Regional Headquarters	§27-31-101	<p>Business enterprises with multi-state activities must provide to the Mississippi Development Authority a letter of intent that outlines capital investment, job creation, payroll, and a project schedule related to the creation of a national or regional headquarters. Centralized activities such as financial, legal, technical, and personnel functions must be performed at the facilities. The function and purpose of the headquarters must be to plan, direct, and control all aspects of the organization's operations, either as a whole, or for a subdivided area of the United States.</p> <p>To qualify, the company must establish or transfer a national or regional office in the state that creates a minimum of 35 new full-time jobs. These jobs must include officers and other high level employees, along with the support staff normally associated with a headquarters. The support staff's duties must be in direct relationship to the functions of the office and not based on physical presence. Positions such as janitors, salesmen, and truck drivers do not qualify as headquarters positions. The Mississippi State Tax Commission will have final authority regarding whether a position will qualify when determining whether the minimum number of jobs are created. To be certified by the Mississippi Development Authority, the company must submit a request that provides a detailed explanation of the activities that will be conducted at the facility and shows that all minimum requirements will be met. The request must contain a listing of each job to be created, along with the duties associated with the job.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>

Enterprise	Code Section	Definition
Movie Industry Studios	\$27-31-101	<p>Business entities engaged in providing motion picture and video services and/or producing motion pictures, videos, television programs, or television commercials.</p> <p>To qualify, the business must have a minimum private capital investment of \$1,000,000.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Air Transport and Maintenance Facilities	\$27-31-101	<p>Business entities engaged in providing air transportation for passengers and/or cargo; and/or facilities operated to repair and maintain aircraft used for air transportation.</p> <p>To qualify, a commercial airline operation or a non-commercial operation (i.e., corporate fleet operations) must create 10 or more jobs in the taxable year in a Tier Three County, 15 or more jobs in the taxable year in a Tier Two County, or 20 or more jobs in the taxable year in a Tier One County.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>
Recreational Facilities that Impact Tourism	\$27-31-101	<p>Facilities that provide entertainment, amusement, cultural, or scenic activities and promote or encourage out-of-state visitors for pleasure or education.</p> <p>To qualify, the business must have an initial capital investment of \$100,000, create 10 jobs, and show the impact that the facility will have on the community.</p> <p>At the discretion of the County Board of Supervisors and/or Municipal Authorities, an exemption of not more than ten years may be granted from ad valorem taxes, except for taxes for school district purposes.</p>

MINUTE BOOK No. 72, CITY OF OXFORD



APPLICATION FOR AD VALOREM TAX EXEMPTION

AS AUTHORIZED BY SECTION 27-31-101, et seq., MISSISSIPPI CODE OF 1972, AS AMENDED

NAME OF ENTERPRISE G2 Investments, LLC
 PHYSICAL ADDRESS 105 Ed Perry Boulevard, Oxford, MS 38655
 TYPE OF INDUSTRY Hospitality PRODUCT/SERVICE hotel
 LOCATION - COUNTY Lafayette CITY Oxford
 DATE OF COMPLETION Sept. 11, 2014 YEARS REQUESTED 10
 NEW (SECTION 27-31-101) _____ EXPANSION (SECTION 27-31-105) _____
 NEW JOBS 31 ESTIMATED PAYROLL \$ 623,770.81
 TRUE VALUE OF PROPERTY EXEMPTED \$ 10,779,137.10 *Attach an
 itemized list of property to be exempted as Exhibit "A".

The applicant request that the Board approve this application by an order spread on its minutes declaring that the above property be exempt from all ad valorem taxation except school taxation for the period requested. The applicant further request that the application and certified approval of exemption be forwarded to the Department of Revenue and upon approval and certification by the Department, the Board enter a final order on its minutes granting the exemption. The above information is true and correct as certified by the applicant. This application is submitted on the 9th day of May, 2017.

Applicant (Name of Taxpayer)

By: Chandresh Patel
 Title: President of Charter Road Hospitality, Inc,
GP of Simco Street Holdings, LP, Sole
owner of G2 Investments, LLC

ATTEST:



Janet L. Watkins
 Notary Public

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



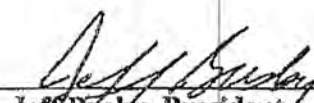
**ORDER: APPROVE FIVE (5) YEAR AD VALOREM EXEMPTION FOR
G2 INVESTMENTS, LLC**


Motion was made by Mike Pickens, duly seconded by Mike Roberts, to approve five (5) year Ad Valorem exemption for G2 Investments, LLC.

The vote on the motion was as follows:

Supervisor Mike Pickens, voted yes
 Supervisor Jeff Busby, voted yes
 Supervisor Robert Blackmon, voted no
 Supervisor Chad McLarty, voted no
 Supervisor Mike Roberts, voted yes

After the vote, President Busby, declared the motion carried, this the 15th day of June, 2015.


 Jeff Busby, President
 Board of Supervisors


 Sherry Wall, Chancery Clerk



— DEPARTMENT OF —
REVENUE
 MINUTE BOOK NO. 72
 STATE OF MISSISSIPPI

OFFICE OF PROPERTY TAX
 EXEMPTIONS & PUBLIC UTILITIES BUREAU
SALES AND RENTALS DEPARTMENT 8863

January 20, 2017



Ms. Sherry Wall
 Chancery Clerk
 Lafayette County
 P. O. Box 1240
 Oxford, MS 38655

RE: Ad Valorem Taxation Exemption - G2 Investment LLC.

Dear Ms. Walls:

In accordance with the authority conferred upon the MS Department of Revenue by Miss. Code Ann. Section 27-31-105, the Department hereby certifies that the above named enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

The exemption of the property is certified for a period of five years, from and after January 1, 2015, with a total true value of \$10,779,137.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

According to Miss. Code Ann. Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the MS Department of Revenue.

Sincerely,

Paul J. Foreman, Director
 Exemptions & Public Utilities Bureau

PJP: jt

Enclosures

cc: Mr. Scott Speights, Office of State Auditor
 Ms. Sylvia Baker, Tax Assessor Lafayette County



5/28/15
10:40:10 AM

G2 INVESTMENTS LLC
GL Account Ledger - Detail By Date Range (Current and History)
 01/01/2012 through 05/31/2015

Page: 1

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
150000.TPSOX.000						LAND - G2 INVESTMENTS, LLC			\$0.00
* 4271	G	77065	09/07/12			Record Land Value & Note	\$437,127.03	\$-	\$437,127.03
						LAND - G2 INVESTMENTS, LLC TOTAL:	\$437,127.03	\$0.00	\$437,127.03
						TOTAL OF LEDGER:	\$437,127.03	\$0.00	\$437,127.03

* indicates a batch in the History file (batches in a closed General Ledger year)

G2 INVESTMENTS LLC
GL Account Ledger - Detail By Date Range (Current and History)
01/01/2012 through 05/31/2015

Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
185100	PSOX.000					PROJECT COST - TOWNPLACE SUITES			50.00
* 4269	G	77052	06/12/12			ck# 1 Eley Guild Hardy Archite	\$24,000.00	\$-	\$24,000.00
* 4270	G	77056	07/27/12			ck# 1000 HRT Law/Eley Guild	11,375.00	-	35,375.00
* 4271	G	77062	09/04/12			ck# 1001 Michael Jones, Archit	8,250.00	-	43,625.00
* 4271	G	77064	09/21/12			ck# 1002 City of Oxford	450.00	-	44,075.00
* 4272	G	77071	10/09/12			ck# 1003 Michael Jones Archite	25,312.50	-	69,387.50
* 4272	G	77073	10/22/12			ck# 1004 Jerry Osborne & Assoc	9,000.00	-	78,387.50
* 4272	G	77080	11/09/12			ck# 1005 Michael Jones Architec	25,312.50	-	103,700.00
* 4272	G	77082	11/26/12			ck# 1006 Precision Engineering	14,880.00	-	118,580.00
* 4272	G	77084	11/29/12			ck# 1007 Precision Engineering	500.00	-	119,080.00
* 4272	G	77088	12/11/12			ck# 1008 Michael Jones Archite	20,000.00	-	139,080.00
* 4272	G	77089	12/11/12			ck# 1009 Rip Walker & Assoc	1,200.00	-	140,280.00
* 4438	AP	80018	01/24/13		JAN13	MICHAEL G. JONES, ARCHITECT - JAN 2013 PYMT	17,062.50	-	157,342.50
* 4438	AP	80016	02/21/13		FEB13	MICHAEL G. JONES, ARCHITECT - FEB 2013 INSTALLMENT	9,487.50	-	166,830.00
* 4488	AP	80777	03/18/13		MAR2013	MICHAEL G. JONES, ARCHITECT - MAR 2013	3,375.00	-	170,205.00
* 4568	AP	82805	04/03/13		4/1/13	SHACKELFORD INC - 4/1/13 DOC 702	11,505.10	-	181,710.10
* 4568	AP	82808	04/09/13		BAL	SHACKELFORD INC - BAL OF 1ST PAYMENT	6,395.80	-	188,106.90
* 4568	AP	82803	04/15/13		6057	PRECISION ENGINEERING - 6057 .01-3	1,920.00	-	190,026.90
* 4568	AP	82804	04/15/13		6057	PRECISION ENGINEERING - 6057 .01-4	4,651.00	-	194,677.90
* 4568	AP	82901	04/23/13		APR13	MICHAEL G. JONES, ARCHITECT - APR 13 INSTALLMENT	3,375.00	-	198,052.90
* 4584	AP	83084	04/29/13		BLDGPERMIT	City of Oxford - BUILDING PERMIT	11,419.00	-	209,471.90
* 4672	AP	84969	05/13/13		051313	SHACKELFORD INC - INSTALLMENT	4,735.80	-	214,207.70
* 4672	AP	84960	05/13/13		1STINSTALL	HERITAGE BUILDERS, LLC - 1ST INSTALLMENT	98,250.00	-	312,457.70
* 4672	AP	84962	05/20/13		MAY201	MICHAEL G. JONES, ARCHITECT - MAY 2013 INSTALLMENT	3,375.00	-	315,832.70
* 4672	AP	84967	05/21/13		6057041	PRECISION ENGINEERING - CMT/6057 04 1	2,854.00	-	318,796.70
* 4672	AP	84984	05/28/13		0201-0501	PRECISION ENGINEERING - 6057-02-1	2,147.24	-	320,943.94
* 4672	AP	84965	05/28/13		0201-0501	PRECISION ENGINEERING - 6057-05-1	1,160.00	-	322,103.94
* 4707	AP	85502	06/11/13		0613	SHACKELFORD INC - INSTALLMENT	3,758.40	-	325,862.34
* 4735	AP	86174	06/20/13		062013	MICHAEL G. JONES, ARCHITECT -	3,375.00	-	329,237.34
* 4735	AP	86178	06/25/13		04-2	PRECISION ENGINEERING - 6057-04-2	936.00	-	330,173.34
* 4735	AP	86176	06/25/13		REIMBURSE	MICHAEL G. JONES, ARCHITECT - REIMBURSE/PLANS	817.93	-	330,991.27
* 4764	G	86734	06/30/13			ANK OF OX-CLOSE LOAN	37,030.00	-	368,021.27
* 4825	AP	88110	07/09/13		DRAW1	CAROTHS CONSTRUCTION, INC. - #1	165,624.04	-	533,645.31
* 4922	AP	88112	07/22/13		JULY	MICHAEL G. JONES, ARCHITECT - JULY 2013 PYMT	3,575.00	-	537,220.31
* 4922	AP	89971	08/08/13		2NDINSTALL	CAROTHS CONSTRUCTION, INC. - #2 PAYMENT	270,984.09	-	808,184.40
* 4922	AP	89977	08/16/13		6057-04-3	PRECISION ENGINEERING - CONST MATERIAL TESTING 6057-04	2,625.00	-	810,809.40
* 4922	AP	89973	08/16/13		INSTALLMENT	JERRY OSBORNE & ASSOCIATES - 2ND INSTALLMENT	9,000.00	-	819,809.40
* 4922	AP	89975	08/19/13		AUG2013	MICHAEL G. JONES, ARCHITECT - AUGUST 2013	3,175.00	-	822,984.40
* 4996	AP	91453	09/09/13		3RDDRAW	CAROTHS CONSTRUCTION, INC. - 3RD DRAW	488,482.50	-	1,311,466.90
* 4996	AP	91460	09/13/13		091313DRAW	SHACKELFORD INC - INFRASTRUCTURE-WATER & SEWER	2,932.90	-	1,314,399.80

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185100.1	SOX.000					PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
5481	AP	101383	03/17/14		FRT	MDC WALL COVERINGS - 40710395/J OSBORNE PO# 14013 B	563.98	\$-	\$5,377,357.90
5481	AP	101375	03/17/14		MARINT	BANK OF OXFORD - CONST. INTEREST	16,273.02	-	5,393,630.92
5565	AP	103136	03/18/14		NANCE	BANK OF AMERICA - 6804 NANCE CARPET	4,182.50	-	5,397,813.42
5565	AP	103113	03/21/14		91906MAR14	AMERICAN EXPRESS - 6-91006 GLASS WALPAPER & PAINT	1,908.32	-	5,399,721.74
5500	AP	101744	03/28/14		003678QUOTE	INTERCERAMIC TILE & STONE - QUOTE 003678	10,049.15	-	5,409,770.89
5512	AP	101904	03/28/14		003678QUOTE	BOLICK DISTRIBUTORS - STONE	10,049.15	-	5,419,820.04
5512	AP	101906	03/28/14		CR-0000001	INTERCERAMIC TILE & STONE - STONE	-	10,049.15	5,409,770.89
5512	AP	101900	03/31/14		031814	BARNES LAW FIRM, P.A. - 3021542	364.00	-	5,410,134.89
5512	AP	101908	03/31/14		DOWNPYMT	RISING SIGNS - DOWN-INT. SIGNAGE PKG.	7,000.00	-	5,417,134.89
5565	AP	103115	03/31/14		MAR	AMERICAN EXPRESS - 3727 103576 25007-AVC ACCESSOR	15,497.89	-	5,432,632.77
5565	AP	103116	03/31/14		MAR	AMERICAN EXPRESS - ELECTRICAL COMPONENTS	47,995.24	-	5,480,629.01
5565	AP	103117	03/31/14		MAR	AMERICAN EXPRESS - TUBS & COMPONENTS	40,826.18	-	5,521,555.19
5565	AP	103146	04/02/14		PC	City Of Oxford Electric - WO 14-118 INSTALLATION	11,577.40	-	5,533,132.59
5565	AP	103142	04/07/14		033114	CAROTHERS CONSTRUCTION, INC. - DRAW	502,341.81	-	6,035,474.50
5565	AP	103140	04/07/14		040214	BRITT MOBILE HOMES - 4-2 DROP STORAGE	401.25	-	6,035,875.75
5541	AP	104934	04/14/14		1384	TURNER LAW, PLLC - 1384	250.00	-	6,036,125.75
5565	AP	103138	04/14/14		APRINT	BANK OF OXFORD - CONST. INTEREST	21,432.81	-	6,057,558.56
5565	AP	103148	04/15/14		6057.04-5	PRECISION ENGINEERING - CMT	6,300.00	-	6,063,858.56
5565	AP	103149	04/15/14		6057.04-5	PRECISION ENGINEERING - ADDITIONAL SERVICES	1,873.00	-	6,065,731.56
5565	AP	103144	04/15/14		SIGNPERMIT	City of Oxford - BLDG SIGN PERMIT	151.00	-	6,065,882.56
5565	AP	103426	04/28/14		POOLTILE	AMERICAN EXPRESS - 1-91006 POOL TILE	12,037.50	-	6,077,920.06
5547	AP	104918	05/05/14		1656	BARNES LAW FIRM, P.A. - 3021656	1,022.00	-	6,078,942.06
5547	AP	104932	05/08/14		518ORDER	TRITON STONE GROUP - TILE	1,155.04	-	6,080,097.10
5547	AP	104930	05/12/14		25147	RISING SIGNS - INTERIOR SIGNAGE	6,900.50	-	6,086,997.60
5547	AP	104924	05/12/14		MAY14	CAROTHERS CONSTRUCTION, INC. - 4/29/14	502,548.67	-	6,589,546.27
5547	AP	104912	05/19/14		6-91006	AMERICAN EXPRESS - 6-91006 MOSAIC TILE	337.32	-	6,589,883.59
5547	AP	104920	05/19/14		MAY14INT	BANK OF OXFORD - CONST. INTEREST	22,737.85	-	6,612,621.44
5547	AP	104914	05/22/14		AMEXAPR14	AMERICAN EXPRESS - 3727 103576 25007 ARZ - FLOOR	5,611.39	-	6,618,432.83
5547	AP	104915	05/22/14		AMEXAPR14	AMERICAN EXPRESS - POOL LIGHTING	6,509.88	-	6,624,942.71
5547	AP	104916	05/22/14		AMEXAPR14	AMERICAN EXPRESS - MOSIAC TILE	128.14	-	6,625,070.85
6001	G	113218	05/27/14			RECORD SINCLAIR CONTRIBUTION	717,848.98	-	7,342,919.83
5741	AP	107191	05/31/14		6-91006MAY14	AMERICAN EXPRESS - 6-91006 LIGHTING/LED WOOD TR	2,865.06	-	7,345,784.89
5695	AP	106083	06/05/14		RR	KENCO DIST. INC - RIVER ROCK	1,494.53	-	7,347,279.42
5855	G	109931	06/06/14			RECORD LOAN-BANK OF OXFORD	1,028.00	-	7,348,307.42
5695	AP	106085	06/06/14		14-105	MRC LANDSCAPE ARCHITECTURE - 14-105	1,500.00	-	7,349,807.42
5822	AP	109155	06/06/14		6589011	PRECISION ENGINEERING - 6589-01-1	945.00	-	7,350,752.42
5712	AP	106774	06/09/14		8049868-40%	TRANSWORLD SIGNS CO - 40% payment	12,385.60	-	7,363,138.02
5712	AP	106772	06/10/14		052014	BARNES LAW FIRM, P.A. -	832.00	-	7,364,074.02
5740	AP	107201	06/17/14		0617	LEXMARK - 1/2 DOWN/ CARPET	13,279.40	-	7,377,353.42

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185100.TPSOX.000						PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
5740	AP	107203	06/17/14		1402	TURNER LAW, PLLC - 1402	\$250.00	\$-	\$7,377,603.42
5792	AP	108449	06/17/14		8247	BULK TV - C6400 / 236247	238.04	-	7,377,833.46
5740	AP	107195	06/17/14		7906INT	BANK OF OXFORD - CONST. INTEREST	1,172.32	-	7,379,005.78
5740	AP	107197	06/17/14		8933INTJUNE14	BANK OF OXFORD - CONST. INTEREST	25,496.97	-	7,404,502.75
5792	AP	108445	06/18/14		2006	BARNES LAW FIRM, P.A. - 3022006	1,129.00	-	7,405,631.75
5740	AP	107176	06/23/14		6007JUNE14	AMERICAN EXPRESS - INTERNET CABLE INSTALL	3,610.34	-	7,409,242.09
5740	AP	107186	06/23/14		6007JUNE14	AMERICAN EXPRESS - MILLWORK: Breakfast Area, Bar,	40,850.28	-	7,450,092.37
5740	AP	107181	06/23/14		6007JUNE14	AMERICAN EXPRESS - ELECTRICAL COMPONENTS/SEQUEL	31,553.53	-	7,481,645.90
5740	AP	107180	06/23/14		6007JUNE14	AMERICAN EXPRESS - ELECTRONIC/INTERNET CABLE	2,343.93	-	7,484,189.83
5740	AP	107179	06/23/14		6007JUNE14	AMERICAN EXPRESS - J OSBORNE/CARPET INSTALL DWN	11,000.00	-	7,495,189.83
5740	AP	107178	06/23/14		6007JUNE14	AMERICAN EXPRESS - CONDUIT	151.28	-	7,495,341.11
5740	AP	107185	06/23/14		6007JUNE14	AMERICAN EXPRESS - VANITY MIRRORS / BAL	2,866.38	-	7,498,307.49
5740	AP	107182	06/23/14		6007JUNE14	AMERICAN EXPRESS - BAR DESIGN/DWN PYNT	2,500.00	-	7,500,807.49
5740	AP	107183	06/23/14		6007JUNE14	AMERICAN EXPRESS - POOL COPEING TILE	910.60	-	7,501,718.09
5740	AP	107184	06/23/14		6007JUNE14	AMERICAN EXPRESS - 102 GE AIR/HEAT UNITS	73,215.82	-	7,574,933.91
5751	AP	107469	06/27/14		062714IRRGATIC	MAGNOLIA GROUND MANAGEMENT LLC - START IRRIGATION- REFUND	615.00	-	7,575,548.91
5770	G	107810	06/30/14			REFUND	-	471.55	7,575,077.36
5770	G	107800	06/30/14			HOSP. STONE WIRE-FREIGHT	5,700.00	-	7,580,777.36
5799	AP	108598	06/30/14		JUNE14	BANK OF AMERICA - POOL INSTALL HRDWN	851.12	-	7,581,628.48
5791	AP	108465	07/01/14		DEPOSIT	METROCAST - DEPOSIT	2,004.56	-	7,583,633.04
5791	AP	108461	07/03/14		070314	MAGNOLIA GROUND MANAGEMENT LLC - TRENCH FOR ELEC/IRRIGATION	325.00	-	7,583,958.04
5791	AP	108443	07/03/14		JO	3-FORM - Jerry Osborne- Elevator wall P	8,421.04	-	7,592,379.08
5791	AP	108478	07/07/14		BAL	TRANSWORLD SIGNS CO - SIGN & INSTALL BALANCE	3,097.15	-	7,595,476.23
5791	AP	108451	07/07/14		DRAW12	CAROTHERS CONSTRUCTION, INC. - DRAW 12	395,239.47	-	7,990,715.70
5791	AP	108467	07/08/14		CLOSETINSTALL	PATRICK HERBERT - CLOSET SYSTEM INSTALL	265.50	-	7,990,972.20
5791	AP	108457	07/10/14		AUDIO	EXCITE COMMUNICATIONS - AUDIO SYSTEM EQUIP	5,905.22	-	7,996,877.42
5791	AP	108463	07/11/14		071114	MAGNOLIA GROUND MANAGEMENT LLC - 071114 IRRIGATION	3,142.00	-	7,910,019.42
5798	AP	108610	07/14/14		071414	MARLON ROCKETTE - TILE LABOR	459.00	-	7,910,469.42
5798	AP	108592	07/14/14		81008JULY14	AMERICAN EXPRESS - 81008 LED MODULE LIGHTS	988.77	-	7,911,458.19
5798	AP	108608	07/15/14		071514	MAGNOLIA GROUND MANAGEMENT LLC - SOIL CONDITIONER	1,785.00	-	7,913,243.19
5798	AP	108594	07/15/14		14054	ARKANSAS LAMP - ORDER# 57984 PO# 14054 REVISE	3,353.60	-	7,916,596.79
5798	AP	108604	07/15/14		SP	LEGGETT & PLATT COMPANY - SPONGE CUSHION INC 8941322	4,111.67	-	7,920,708.46
5798	AP	108608	07/17/14		BAL	LEXMARK - BAL/ CARPET	13,279.40	-	7,933,987.86
5821	AP	109151	07/18/14		071814	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION & TOP SOIL	2,912.00	-	7,936,899.86
5798	AP	108600	07/18/14		INTJULY14	BANK OF OXFORD - CONST. INTEREST	25,278.75	-	7,962,178.61
5798	AP	108602	07/18/14		JULY14	BANK OF OXFORD - CONST. INTEREST	1,674.75	-	7,963,853.36

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185100	PSOX.000					PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
5821	AP	109143	07/18/14		SHELF	AUSTIN WALLACE - STORAGE SHELVING- CONSTRUCTION	\$1,265.28	\$-	\$7,965,118.64
5821	AP	109157	07/21/14		1428	TURNER LAW, PLLC - 1428	749.00	-	7,985,867.64
5821	AP	109141	07/22/14		140548	ARKANSAS LAMP - ADDITIONAL WALL LIGHTS	1,697.89	-	7,967,565.53
5821	AP	109111	07/23/14		FLOORTILE	AMERICAN EXPRESS - 3727 103576 25007 FLOOR TILE &	10,632.64	-	7,976,398.17
5821	AP	109112	07/23/14		FLOORTILE	AMERICAN EXPRESS - 3727 103576 25007 CERAMIC FLOO	2,389.33	-	7,980,787.50
5821	AP	109114	07/23/14		GE	AMERICAN EXPRESS - 3727 103576 25007-RANGES, HOOD	87,315.43	-	8,078,102.93
5821	AP	109116	07/23/14		GMTILE	AMERICAN EXPRESS - 3727 103576 25007-GLASS TILE/G	7,891.90	-	8,085,994.83
5821	AP	109118	07/23/14		INSTALLCARPET	AMERICAN EXPRESS - CARPET & FF&E INSTALL	22,000.00	-	8,107,994.83
5821	AP	109122	07/23/14		MILLWORK	AMERICAN EXPRESS - 3727 103576 25007-PUBLIC AREAS	30,000.00	-	8,137,994.83
5821	AP	109127	07/23/14		MISC	AMERICAN EXPRESS - ELECTRICAL OUTLETS	144.54	-	8,138,139.37
5821	AP	109128	07/23/14		MISC	AMERICAN EXPRESS - IRRIGATION SUPPLIES	6,294.88	-	8,144,434.25
5821	AP	109130	07/23/14		MISCS	AMERICAN EXPRESS - 3727 103576 25007-STAIRWELL TR	6,031.25	-	8,150,465.50
5821	AP	109131	07/23/14		MISCS	AMERICAN EXPRESS - 3727 103576 25007-SHELF LUMBER	1,136.43	-	8,151,601.93
5821	AP	109134	07/23/14		PSBFB	AMERICAN EXPRESS - PENDANTS & SCONCES	3,309.11	-	8,154,911.04
5821	AP	109135	07/23/14		PSBFB	AMERICAN EXPRESS - 3727 103576 25007 - BULBS	149.65	-	8,155,060.69
5821	AP	109139	07/23/14		SOPIPE	AMERICAN EXPRESS - 3727 103576 25007 SHOWERHEADS,	36,316.42	-	8,191,377.11
5821	AP	109153	07/23/14		WATER/TAP	City Of Oxford Electric - 8" WATER FIRE TAP	3,226.05	-	8,194,603.16
5844	AP	109707	07/25/14		072514	MAGNOLIA GROUND MANAGEMENT LLC - 072514	4,365.00	-	8,198,968.16
5844	AP	109687	07/25/14		CONCRETE	HERITAGE BUILDERS, LLC - Concrete	30,000.00	-	8,228,968.16
5844	AP	109685	07/25/14		INSTALL	ARKANSAS HOTEL SUPPLY - INSTALL MICROWAVES	3,000.00	-	8,231,968.16
5907	AP	111167	07/29/14		072914	AMERICAN EXPRESS - J OSBORNE-FF&E INSTALL	11,000.00	-	8,242,968.16
5844	AP	109699	07/30/14		INSTALL	HUNG NGUYEN - INSTALL TILE & WALL PAPER	35,000.00	-	8,277,968.16
5844	AP	109695	07/31/14		6275LP	CITICARD - 6275 / 137 BED BASES & 14 BEDF	10,025.11	-	8,287,993.27
5888	AP	110580	07/31/14		JULY14	BANK OF AMERICA - 4339 9314 4169 6504 SUMP PUMP	223.07	-	8,288,216.34
5888	AP	110579	07/31/14		JULY14	BANK OF AMERICA - 4339 9314 4169 6504 TILE	453.23	-	8,288,669.67
5907	AP	111180	07/31/14		SP	AMERICAN EXPRESS - 3727 103576 25007 KITCHEN FAU	14,096.13	-	8,302,765.80
5907	AP	111189	07/31/14		SP	AMERICAN EXPRESS - 3727 103576 25007 LAVATORY FA	13,347.18	-	8,316,112.98
5888	AP	110025	08/01/14		08012014	MAGNOLIA GROUND MANAGEMENT LLC - 8/1/14 MULCH	2,525.00	-	8,318,637.98
5888	AP	110024	08/01/14		08012014	MAGNOLIA GROUND MANAGEMENT LLC - 8/1/14 IRRIGATION & TOP SOIL	4,168.00	-	8,322,825.98
5907	AP	112361	08/01/14		1456	TURNER LAW, PLLC - 1456	1,218.00	-	8,324,043.98
5955	AP	112349	08/01/14		3022136	BARNES LAW FIRM, P.A. - 3022136	338.00	-	8,324,381.98
5888	AP	110011	08/05/14		FINALDRAW	CAROTHERS CONSTRUCTION, INC. - DRAW	174,017.05	-	8,498,399.03
5860	AP	110019	08/05/14		REIMBURSE	JONATHAN WILLIAMS - REIMBURSE- TILE PURCH	262.07	-	8,498,661.10
5860	AP	110022	08/06/14		080614	LEXMARK - 1131365 ORDER CARPET	3,553.09	-	8,502,014.19
5860	AP	110015	08/07/14		N0018383	GOLDLEAF FARMS - TREES & SHRUBS	18,815.86	-	8,520,630.05

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185100.TPSOX.000						PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
5882	AP	110592	08/08/14		08082014	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION/SOD/TREES	\$4,965.00	\$-	\$8,525,585.05
5882	AP	110584	08/08/14		BAL	EXCITE COMMUNICATIONS - AUDIO SYSTEM INSTALL	3,839.68	-	8,529,534.73
5882	AP	110586	08/12/14		081214	HERITAGE BUILDERS, LLC - DRAW/CONCRETE	62,000.00	-	8,591,534.73
5908	AP	111175	08/14/14		MISC2	AMERICAN EXPRESS - BRICK CAST/WILLIAMS	547.31	-	8,592,082.04
5908	AP	111177	08/14/14		MISC2	AMERICAN EXPRESS - SPRINKLER TANK	810.00	-	8,592,892.04
5904	AP	111101	08/15/14		081514	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION/SOD & TREE PLANTING	4,290.00	-	8,597,182.04
5904	AP	111076	08/15/14		91006-8-7-14	AMERICAN EXPRESS - 6-91006 LIGHT PENDANTS	887.04	-	8,598,069.08
5904	AP	111077	08/15/14		91006-8-7-14	AMERICAN EXPRESS - 6-91006 TILE	339.62	-	8,598,408.70
5904	AP	111079	08/15/14		SOD	BANNER SOD, LLC - SOD - MAGNOLIA GROUNDS INSTALL	1,364.25	-	8,599,772.95
5904	AP	111103	08/18/14		1484	TURNER LAW, PLLC - 1484	250.00	-	8,600,022.95
5904	AP	111083	08/18/14		53179060INT	BANK OF OXFORD - CONST. INTEREST	1,730.58	-	8,601,753.53
5904	AP	111085	08/18/14		AUGINT	BANK OF OXFORD - CONST. INTEREST	26,712.02	-	8,628,465.55
5904	AP	111091	08/19/14		081914DRAW	HERITAGE BUILDERS, LLC - concrete job	40,000.00	-	8,668,465.55
5908	AP	111196	08/22/14		052214	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION/TREES/SLAND/BURM	3,988.00	-	8,672,453.55
5929	AP	111554	08/25/14		082514	LEXMARK - BAL	4,125.01	-	8,678,578.56
5908	AP	111194	08/25/14		082514	HERITAGE BUILDERS, LLC -	40,000.00	-	8,718,578.56
5988	AP	112822	08/25/14		959	ECOLAB FOOD SAFETY SPEC. - 93520959 TOOL HOLDER	113.58	-	8,718,692.14
5908	AP	111186	08/25/14		MISC3	AMERICAN EXPRESS - POOL	370.61	-	8,717,062.75
5908	AP	111183	08/25/14		MISC3	AMERICAN EXPRESS - STAIR TREADS	1,570.54	-	8,718,633.29
5908	AP	111185	08/25/14		MISC3	AMERICAN EXPRESS - IRRIGATION SUPPLIES	837.82	-	8,719,471.11
5908	AP	111187	08/25/14		MISC3	AMERICAN EXPRESS - IRRIGATION SUPPLIES	1,134.36	-	8,720,605.47
5908	AP	111182	08/25/14		MISC3	AMERICAN EXPRESS - COMMUNICATION/TV CABLE	3,730.38	-	8,724,335.85
5929	AP	111548	08/27/14		082714	HERITAGE BUILDERS, LLC -	20,000.00	-	8,744,335.85
5929	AP	111556	08/29/14		08292014	MAGNOLIA GROUND MANAGEMENT LLC - IRRIGATION/DRAINAGE-BURM	5,456.00	-	8,749,791.85
5929	AP	111550	08/29/14		BAL	HUNG NGUYEN - WALL PAPER & TILE INSTALL	4,493.00	-	8,754,284.85
5942	G	111686	08/31/14			LEXMARK CARPET	8,308.50	-	8,762,593.35
5967	AP	112351	09/05/14		09012014	BANNER SOD, LLC - DELIVERY 9/1/14 SOD	695.50	-	8,763,288.85
5967	AP	112355	09/05/14		090514	MAGNOLIA GROUND MANAGEMENT LLC - 9/5/14 FLAGSTONE	7,256.00	-	8,770,544.85
6076	AP	114975	09/08/14		090814	BANNER SOD, LLC - 9/8/14 SOD	80.25	-	8,770,625.10
5987	AP	112802	09/11/14		091114	BANK OF AMERICA - COVE BASE	581.98	-	8,771,307.08
5987	AP	112808	09/11/14		091114	BANK OF AMERICA - TV WALL MOUNTS	3,855.29	-	8,775,162.37
5987	AP	112807	09/11/14		091114	BANK OF AMERICA - J OSBORNE FF&E INSTALL	11,000.00	-	8,786,162.37
5987	AP	112825	09/11/14		091114	HERITAGE BUILDERS, LLC - 09/11/14 PYMT	56,083.70	-	8,842,246.07
5987	AP	112848	09/11/14		BALSEPT14	SHACKELFORD INC - bal	1,310.00	-	8,843,556.07
5987	AP	112835	09/12/14		081214	MAGNOLIA GROUND MANAGEMENT LLC - COMPLETE LANDSCAPING	3,326.00	-	8,846,882.07
5987	AP	112798	09/16/14		91006SEPT14	AMERICAN EXPRESS - TILE	1,553.94	-	8,848,436.01

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185100	SOX.000					PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
5987	AP	112818	09/16/14		SEPT14	BANK OF OXFORD - CONST. INTEREST	\$28,732.61	\$-	\$8,877,168.62
5987	AP	112843	09/17/14		02/03	PRECISION ENGINEERING - 6057-02 - 3	2,275.00	-	8,879,443.62
5987	AP	112844	09/17/14		02/03	PRECISION ENGINEERING - 6057-05 - 3	1,450.00	-	8,880,893.62
5987	AP	112824	09/17/14		657	H & H FABRICATION - 657	1,146.21	-	8,882,039.83
6020	AP	113562	09/19/14		091914	MAGNOLIA GROUND MANAGEMENT LLC - DRAINAGE	1,292.00	-	8,883,331.83
6020	AP	113541	09/22/14		SEPTAMX14	AMERICAN EXPRESS - SOD	232.43	-	8,883,564.26
6020	AP	113527	09/22/14		SEPTAMX14	AMERICAN EXPRESS - 3727 103576 25007 GE A/C	121.45	-	8,883,685.71
6020	AP	113531	09/22/14		SEPTAMX14	AMERICAN EXPRESS - SHUBBERY	1,682.45	-	8,885,368.16
6020	AP	113525	09/22/14		SEPTAMX14	AMERICAN EXPRESS - 3727 103576 25007 GE DW	589.80	-	8,885,957.96
6020	AP	113526	09/22/14		SEPTAMX14	AMERICAN EXPRESS - 3727 103576 25007 GE STOVE TO	896.66	-	8,886,854.62
6020	AP	113536	09/22/14		SEPTAMX14	AMERICAN EXPRESS - IRONING BOARD HOLDERS	-	81.21	8,886,773.41
6020	AP	113535	09/22/14		SEPTAMX14	AMERICAN EXPRESS - ART MIRROR	145.21	-	8,886,918.62
6020	AP	113536	09/22/14		SEPTAMX14	AMERICAN EXPRESS - SHUBBERY	3,568.75	-	8,890,487.37
6020	AP	113537	09/22/14		SEPTAMX14	AMERICAN EXPRESS - HAIOR DRYERS	259.22	-	8,890,746.59
6020	AP	113538	09/22/14		SEPTAMX14	AMERICAN EXPRESS - LOCKERS	498.52	-	8,891,245.11
6020	AP	113540	09/22/14		SEPTAMX14	AMERICAN EXPRESS - LIGHT FIXTURE	137.10	-	8,891,382.21
6020	AP	113564	09/26/14		092614	MAGNOLIA GROUND MANAGEMENT LLC - RENTENTION POND	1,964.00	-	8,893,346.21
6047	AP	114248	09/26/14		299/295/443	RISING SIGNS - 52295	335.00	-	8,893,679.21
6047	AP	114247	09/26/14		299/295/443	RISING SIGNS - 5299	385.00	-	8,894,064.21
6047	AP	114246	09/26/14		299/295/443	RISING SIGNS - 53443	1,311.32	-	8,895,375.53
6076	AP	114965	09/30/14		2083SEPT14	BANK OF AMERICA - LANDSCAPING	64.20	-	8,895,439.73
6076	AP	114972	09/30/14		SEPT14	AMERICAN EXPRESS - MIRRORS - BAR	513.60	-	8,895,953.33
6076	AP	114970	09/30/14		SEPT14	AMERICAN EXPRESS - IRRIGATION	54.16	-	8,896,007.49
6076	AP	114971	09/30/14		SEPT14	AMERICAN EXPRESS - MILLWORK-BAR	21,223.36	-	8,927,230.85
6076	AP	114965	09/30/14		SEPT14	AMERICAN EXPRESS - PLUMBING	1,710.67	-	8,928,941.52
6076	AP	114963	09/30/14		SEPT14	AMERICAN EXPRESS - ELECTRICAL	3,001.39	-	8,931,942.91
6076	AP	114967	09/30/14		SEPT14	AMERICAN EXPRESS - WATER FOUNTAIN	1,551.83	-	8,933,494.54
6076	AP	114973	09/30/14		SEPT14	AMERICAN EXPRESS - MIRRORS - GYM	1,016.50	-	8,934,511.04
6076	AP	114969	09/30/14		SEPT14	AMERICAN EXPRESS - IRRIGATION	842.76	-	8,935,353.80
6076	AP	114968	09/30/14		SEPT14	AMERICAN EXPRESS - MOP SINK	715.04	-	8,936,068.84
6076	AP	114962	09/30/14		SEPT14	AMERICAN EXPRESS - 3727 103576 25007 BUBLS	8,118.45	-	8,944,187.29
6076	AP	114966	09/30/14		SEPT14	AMERICAN EXPRESS - ICE MAKER	421.48	-	8,944,608.78
6076	AP	114964	09/30/14		SEPT14	AMERICAN EXPRESS - COAX CABLE	1,525.84	-	8,946,134.62
6048	AP	114240	10/07/14		1789	MDC WALLCOVERINGS - JERRY OSBORNE/237475 9/25/14 W	1,248.88	-	8,947,383.50
8059	AP	114708	10/10/14		101014	MAGNOLIA GROUND MANAGEMENT LLC - RENTENTION POND	1,480.00	-	8,948,863.50
6077	AP	114977	10/22/14		102214	HERITAGE BUILDERS, LLC - DRAW	43,402.00	-	8,992,275.50
6077	AP	114950	10/23/14		25007-93014	AMERICAN EXPRESS - LANDSCAPE-JOB	64.20	-	8,992,339.70
6077	AP	114948	10/23/14		25007-93014	AMERICAN EXPRESS - GE UNDER CT DW	628.82	-	8,992,968.52
6077	AP	114951	10/23/14		25007-93014	AMERICAN EXPRESS - RIVER ROCK	291.02	-	8,993,259.54
6077	AP	114949	10/23/14		25007-93014	AMERICAN EXPRESS - CONCRETE -JOB	308.23	-	8,993,567.77

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185100	TP50X-000					PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
6077	AP	114952	10/23/14		25007-93014	AMERICAN EXPRESS - SHUBBERY	\$4,869.37	\$-	\$8,998,437.14
6093	AP	115228	10/24/14		102414	MAGNOLIA GROUND MANAGEMENT LLC - retention pond	935.00	-	8,999,372.14
6137	AP	116504	10/30/14		1014C44	IBM CORPORATION - 1014C44 MARRIOTT TOWNEPLACE S	1,787.20	-	9,001,159.34
6113	AP	115759	10/30/14		10382014	MAGNOLIA GROUND MANAGEMENT LLC - POND/TREES PLANTED	1,334.00	-	9,002,493.34
6113	AP	115753	10/30/14		PIJ	GOLDFEAF FARMS - 6 REDBUD, 1 WILLOW TREE	1,000.45	-	9,003,493.79
6197	AP	118008	10/31/14		2NDCORRECTION	BANK OF AMERICA - 4339 9314 4169 6604	-	41.73	9,003,452.06
6197	AP	118013	10/31/14		2NDCORRECTION	BANK OF AMERICA - INSTALL INTERNET	-	1,926.00	9,001,526.06
6197	AP	118025	10/31/14		2NDCORRECTION	BANK OF AMERICA - PLANTS	-	716.20	9,000,809.86
6197	AP	115023	10/31/14		2NDCORRECTION	BANK OF AMERICA - 4339 9314 4169 6604	-	10,560.16	8,990,229.70
6197	AP	118012	10/31/14		2NDCORRECTION	BANK OF AMERICA - SHUBBERY	-	1,114.85	8,989,114.85
6182	AP	117657	10/31/14		OCT14	AMERICAN EXPRESS - PLANTS	716.20	-	8,989,831.05
6182	AP	117662	10/31/14		OCT14	AMERICAN EXPRESS - LANDSCAPE STAKES	41.73	-	8,989,872.78
6182	AP	117697	10/31/14		OCT14	BANK OF AMERICA - 4339 9314 4169 6604	41.73	-	8,989,914.51
6182	AP	117692	10/31/14		OCT14	BANK OF AMERICA - PLANTS	716.20	-	8,990,630.71
6182	AP	117668	10/31/14		OCT14	AMERICAN EXPRESS - INTERNET INSTALL	1,920.19	-	8,992,550.90
6182	AP	117664	10/31/14		OCT14	AMERICAN EXPRESS - DESIGN & MILLWORK	10,200.00	-	9,002,750.90
6182	AP	117666	10/31/14		OCT14	AMERICAN EXPRESS - SHUBBERY	1,114.85	-	9,003,865.75
6182	AP	117678	10/31/14		OCT14	AMERICAN EXPRESS - 96 SINKS	10,580.16	-	9,014,445.91
6182	AP	117703	10/31/14		OCT14	BANK OF AMERICA - 96 SINKS	10,580.16	-	9,025,026.07
6182	AP	117593	10/31/14		OCT14	BANK OF AMERICA - INSTALL INTERNET	1,926.00	-	9,026,952.07
6182	AP	117691	10/31/14		OCT14	BANK OF AMERICA - SHUBBERY	1,114.85	-	9,028,066.92
6135	AP	116510	11/07/14		110714	MAGNOLIA GROUND MANAGEMENT LLC - RETENTION POND	690.00	-	9,028,756.92
6156	AP	118028	11/18/14		CORRECTION	BANK OF AMERICA - WALLCOVERING	-	11,137.31	9,017,619.61
6156	AP	116928	11/19/14		OCT	METROCAST - 8282 40 021 0419010	1,131.75	-	9,018,751.36
6156	AP	116929	11/19/14		OCT	METROCAST - 8282 40 021 0419010	1,109.03	-	9,019,860.39
6156	AP	116926	11/19/14		TILE	MARLON ROCKETTE - TILE WORK	175.00	-	9,020,035.39
6156	AP	116932	11/21/14		04-6	PRECISION ENGINEERING - ENGINEERING CONTRACT-ADMIN SIT	325.00	-	9,020,360.39
6156	AP	116931	11/21/14		04-6	PRECISION ENGINEERING - ENGINEERING CONTRACT-MAT TEST	1,300.00	-	9,021,660.39
6181	AP	117681	11/24/14		NOV14	BANK OF AMERICA - MDC - WALLCOVERING	11,137.31	-	9,032,797.70
6181	AP	117706	11/24/14		REFUND	JERRY OSBORNE & ASSOCIATES - refund MAHARAM WALLCOVERING	8,935.00	-	9,041,732.70
6181	AP	117655	11/25/14		NOV14	AMERICAN EXPRESS - MDC- WALLCOVERING	11,137.31	-	9,052,870.01
6192	G	117971	11/30/14			REFUND ELECTRI-COM	-	2,598.97	9,050,271.04
6192	G	117970	11/30/14			REFUND HOTEL REST SUPPLY	-	3,108.29	9,047,162.75
6267	AP	119506	11/30/14		6604NOV14	BANK OF AMERICA - 4339 9314 4169 6604	-	8,935.00	9,038,227.75
6267	AP	119520	11/30/14		BAL	CAROTHERS CONSTRUCTION, INC. - BAL DRAW	112.80	-	9,038,340.55
6267	AP	119501	11/30/14		NOVAMX	AMERICAN EXPRESS - ELECTRICAL COMPONENTS	1,713.42	-	9

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185100.1	SOX.000					PROJECT COST - TOWNPLACE SUITES (CONTINUED)			
6267	AP	119498	11/30/14		NOVAMX	AMERICAN EXPRESS - BULBS	\$3,739.28	\$-	\$9,056,305.39
6208	AP	118377	12/01/14		08212014	EXCITE COMMUNICATIONS - bal of INV# 062014-02	5,838.29	-	9,051,943.68
6324	AP	121460	12/01/14		8659	AT & T WI-FI SERVICES - 91219659	54,711.20	-	9,116,654.88
6266	AP	119551	12/28/14		122314	KORE RENOVATIONS - INSTALLATION OF WALL COVERING-	10,000.00	-	9,128,654.88
6286	G	119892	12/31/14			IBM	-	1,787.20	9,124,867.68
6380	AP	122633	12/31/14		6890-1	GOLDLEAF FARMS - BAL OF INV#N0018890-1 / TREES	1,045.93	-	9,125,913.61
6312	AP	121072	01/16/15		BAL	HERITAGE BUILDERS, LLC - CONTRACT BALANCE	7,672.90	-	9,133,586.51
6419	AP	123685	01/31/15		3849JAN15	CARDMEMBER SERVICES - 4246 3152 0161 3849	830.06	-	9,134,416.57
6418	AP	123676	02/13/15		APP/DOC	BANK OF OXFORD -	2,355.00	-	9,138,772.57
6418	AP	123881	02/13/15		SBACLOSE	BANK OF OXFORD - SBA CLOSING	10,869.21	-	9,147,640.78
6418	AP	123715	02/17/15		021715CLOSING	THREE RIVERS LOCAL DEV CO INC - FEE	250.00	-	9,147,690.78
6418	AP	123713	02/17/15		6057-06-01	PRECISION ENGINEERING - SURVEY	2,322.50	-	9,150,213.28
6418	AP	123721	02/17/15		LOANCLOSING	TURNER LAW, PLLC - 3 RIVERS/SBA/LOAN CLOSING	3,182.40	-	9,153,395.68
6418	AP	123722	02/17/15		LOANCLOSING	TURNER LAW, PLLC - BANK OF OXFORD/LOAN CLOSING	4,919.40	-	9,158,315.08
6418	AP	123652	02/24/15		6-9100601312015	AMERICAN EXPRESS - 6-91006 CLOSET SYSTEMS	17,525.59	-	9,175,840.67
6556	G	127551	03/31/15			RECORD SBA CLOSING FEES	31,816.00	-	9,207,656.67
6589	AP	128109	04/28/15		6589-010-3	PRECISION ENGINEERING CORP - 6589-01-3	350.00	-	9,208,006.67
6619	G	128528	04/30/15			REFUND-WELLS FARGO	-	390.62	9,207,616.05
						PROJECT COST - TOWNPLACE SUITES TOTAL:	\$9,260,554.29	\$52,938.24	\$9,207,616.05
						TOTAL OF LEDGER:	\$9,260,554.29	\$52,938.24	\$9,207,616.05

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MINUTE BOOK No. 72, CITY OF OXFORD

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Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
153000.TPSOX.000						FURNITURE, FIXTURES, EQUIP			\$0.00
5322	AP	98011	01/16/14		048-517377	WINSTON - J OSBORNE POOL FURN.	\$5,110.74	\$-	\$5,110.74
5322	AP	97986	01/16/14		107629	GAR PRODUCTS - TABLE TOPS	1,180.68	-	8,291.42
5322	AP	98009	01/16/14		14026	WELLS INDUSTRIES - J OSBORNE - TABLES	1,884.50	-	8,275.92
5322	AP	97994	01/16/14		19972C	FRONTGATE CONTRACT - PO#14039- OUTDOOR FURN	4,208.88	-	12,476.80
5322	AP	97974	01/16/14		23532-0	DANIEL PAUL CHAIRS - GUEST ROOM TASK CHAIRS	3,034.50	-	16,511.30
5322	AP	98007	01/16/14		26715	URBANSCAPE - OSBORNE /OUTDOOR FURN	9,585.70	-	25,098.00
5322	AP	97980	01/16/14		360937	FABRICUT, INC. - FABRIC	9,710.16	-	34,808.16
5322	AP	97999	01/16/14		5193509	RICHLoom FABRICS GROUP - THROW PILLOWS	4,451.75	-	39,259.91
5322	AP	97966	01/16/14		879696	ARC-COM FABRICS, INC. - FABRIC	831.31	-	40,091.22
5322	AP	97976	01/16/14		B6	EATON CUSTOM SEATING - FURN	61,288.12	-	101,379.34
5322	AP	97992	01/16/14		WO342175	FABRIC-OUT HOSPITALITY - BEDSKIRTS AND WINDOW TREATMENT	40,793.04	-	142,172.38
5322	AP	97997	01/17/14		14043	P KAUFMANN - SHOWER CURTAINS	1,564.48	-	143,736.86
5350	AP	98333	01/27/14		JAN14	AMERICAN EXPRESS - 3727 103576 25007- FABRIC	4,643.62	-	148,380.48
5350	AP	98332	01/27/14		JAN14	AMERICAN EXPRESS - 3727 103576 25007 - VANITY MIR	2,237.25	-	150,617.73
5393	AP	99354	02/13/14		FF&EAMEX	AMERICAN EXPRESS - 5007 ECORE-PUZZLE TILE	3,388.05	-	154,005.78
5393	AP	99355	02/13/14		FF&EAMEX	AMERICAN EXPRESS - 5007 DESIGNTX-Fabric	24,112.83	-	178,118.67
5393	AP	99357	02/13/14		FF&EAMEX	AMERICAN EXPRESS - 5007 OFFICE STAR-DESK CHAIR	195.79	-	178,314.46
5393	AP	99358	02/13/14		FF&EAMEX	AMERICAN EXPRESS - 5007 MAHARAM-OTTOMANS	3,019.85	-	181,334.31
5393	AP	99359	02/13/14		FF&EAMEX	AMERICAN EXPRESS - 5007 WENDOVER ART-MIRROR ART	375.30	-	181,709.61
5412	AP	99817	02/25/14		DEPOSIT	THOMASVILLE - 50% DEP. ON FURNITURE PO# 1404	104,642.85	-	286,352.46
5481	AP	101378	03/14/14		Q22814	GOLDEN CHAIR - DECOR PILLOW ORDER	1,064.85	-	287,417.11
5481	AP	101373	03/14/14		FEB14	BANK OF AMERICA - OTTOMAN BASES	10,869.68	-	298,286.79
5481	AP	101385	03/24/14		BAL506776	WINSTON - J OSBORNE -POOL FURN.	2,725.67	-	301,012.46
5481	AP	101369	03/24/14		MARCH14	AMERICAN EXPRESS - 3727 103576 25007 SHOWER-HOOKS	1,547.88	-	302,560.34
5481	AP	101370	03/24/14		MARCH14	AMERICAN EXPRESS - GUEST ROOM - END TABLES	8,873.00	-	311,233.34
5500	AP	101746	03/27/14		BAL	URBANSCAPE - OSBORNE -PATIO/OUTDOOR FURN.	9,586.59	-	320,820.03
5565	AP	103119	03/31/14		MAR14	AMERICAN EXPRESS - 25007 FABRIC	1,238.11	-	322,058.14
5565	AP	103120	03/31/14		MAR14	AMERICAN EXPRESS - CONSOLE & END TABLE	1,716.00	-	323,774.14
5565	AP	103121	03/31/14		MAR14	AMERICAN EXPRESS - UPHOLSTERY FABRIC	18,259.29	-	342,033.43
5580	AP	103428	04/29/14		UTTERMOST	AVERITT EXPRESS - UTTERMOST-MIRRORS	641.07	-	342,674.50
5599	G	103919	04/30/14			FABRICUT REFUND FOR FABRIC	-	84.17	342,610.33
5647	AP	104928	05/08/14		BAL	GAR PRODUCTS - OSBORNE PO#14035-TABLE TOPS	1,180.67	-	343,791.00
5647	AP	104936	05/12/14		506897	WINSTON - POOL FURN	2,365.07	-	346,156.07
5647	AP	104911	05/19/14		6-91006	AMERICAN EXPRESS - 6-91006 GLASS&YART	6,000.00	-	352,156.07
5741	AP	107193	05/31/14		6-91006MAY14	AMERICAN EXPRESS - LUG RACKS, CARTS, ROLLAWAYS,	10,039.06	-	362,215.13
5685	AP	106081	06/01/14		14050701BAL	HOSPITALITY LIGHTING MGMT - 152 WALL SCONCES	4,881.15	-	366,896.28
5685	AP	106079	06/05/14		14027/BAL	BETTER DESIGNED LIGHTING, INC. - FLOOR LAMPS	8,908.50	-	375,804.78
5740	AP	107199	06/20/14		062014	JIM TAYLOR - CONSULTING	600.00	-	376,404.78
5740	AP	107177	06/23/14		5007JUNE14	AMERICAN EXPRESS - ADA SOL KIT	507.15	-	376,911.96

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Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
153000.00	SOX.000					FURNITURE, FIXTURES, EQUIP (CONTINUED)			
5740	AP	107187	06/23/14		5007JUNE14	AMERICAN EXPRESS - GUEST SUPPLY/LINENS	\$20,400.00	-	\$397,311.86
5740	AP	107188	06/23/14		5007JUNE14	AMERICAN EXPRESS - 96 KITCHEN-IN-A-BOX	37,081.82	-	434,393.88
5740	AP	107188	06/23/14		5007JUNE14	AMERICAN EXPRESS - GUEST SUPPLY /GUEST SUPPLIES	20,000.00	-	454,393.88
5751	AP	107497	06/27/14		EQUIPDEPOSIT	HOTEL & RESTAURANT SUPPLY, INC - 50% DEPOSIT	31,500.00	-	485,893.88
579	AP	108459	07/03/14		070314	JIM TAYLOR - CONSULT	600.00	-	486,493.88
579	AP	108471	07/07/14		BAL	P KAUFMANN - J OSBORNE PO# 14043 Shower Cur	1,584.47	-	488,058.35
579	AP	108476	07/07/14		BAL	THOMASVILLE - bal proforma-Furniture Guest R	104,642.84	-	592,701.19
579	AP	108480	07/07/14		BAL	WELLS INDUSTRIES - J OSBORNE PO# 14026 Iron C Tab	2,524.39	-	595,225.57
579	AP	108453	07/07/14		BAL	DANIEL PAUL CHAIRS - OR#23532-0/J OSBORNE	3,034.50	-	598,260.07
579	AP	108447	07/08/14		EATON	BANK OF AMERICA - 4339 9314 4169 6604 EATON CUS	57,099.84	-	655,359.91
579	AP	108474	07/10/14		BAL	RICHLoom FABRICS GROUP - J OSBORNE PO#14020 THROW PILL	3,625.00	-	658,984.91
579	AP	108473	07/10/14		BAL	RICHLoom FABRICS GROUP - J OSBORNE PO#14020 THROW PILL	826.75	-	659,811.66
579	AP	108455	07/10/14		TAX/SHIP	EATON CUSTOM SEATING - PRO# 63358 J OSBORNE 14021 BAL	10,037.16	-	869,848.82
579	AP	108469	07/11/14		4132	PCI COMMUNICATIONS, INC. - SO14004132 / 107-SAMSUNG TVFS	44,285.74	-	714,134.56
579	AP	108591	07/14/14		91006JULY14	AMERICAN EXPRESS - 91006 DECOR MIRRORS	510.96	-	714,645.52
579	AP	108590	07/14/14		91006JULY14	AMERICAN EXPRESS - 91006 ART WORK	7,578.00	-	722,223.52
579	AP	108589	07/14/14		91006JULY14	AMERICAN EXPRESS - 91006 WALL ART	7,135.02	-	729,358.54
582	AP	109147	07/18/14		071814	JIM TAYLOR - CONSULT	600.00	-	729,958.54
582	AP	109106	07/23/14		071414	AMERICAN EXPRESS - 3727 103576 25007 -4 OLD GAS G	5,427.74	-	735,386.28
582	AP	109107	07/23/14		071414	AMERICAN EXPRESS - 3727 103576 25007-TRAINING GUI	555.49	-	735,941.77
582	AP	109109	07/23/14		AMH-OTELREG	AMERICAN EXPRESS - 3727 103576 25007 - SHEET & BL	16,706.15	-	752,647.92
582	AP	109145	07/23/14		BAL	HOTEL & RESTAURANT SUPPLY, INC - BAL OF BAR, MARKET & PREP ROOM	28,830.99	-	781,478.91
582	AP	109120	07/23/14		LIFEFITNESS	AMERICAN EXPRESS - 3727 103576 25007 TREADMILL, T	14,915.98	-	796,394.89
582	AP	109126	07/23/14		MISC	AMERICAN EXPRESS - KITCHEN UTENSILS	1,821.76	-	798,216.65
582	AP	109125	07/23/14		MISC	AMERICAN EXPRESS - MARKET PLACE DISPLAY	245.62	-	798,462.27
582	AP	109132	07/23/14		MISCS	AMERICAN EXPRESS - 2 INDUCTION RANGES	887.03	-	799,329.30
582	AP	109136	07/23/14		PSBFB	AMERICAN EXPRESS - 3 BUFFET SERVERS	2,093.04	-	801,422.34
582	AP	109137	07/23/14		PSBFB	AMERICAN EXPRESS - 3727 103576 25007 - FABRIC	684.20	-	802,106.54
584	AP	109701	07/25/14		072514	JIM TAYLOR - CONSULT	600.00	-	802,706.54
584	AP	109690	07/25/14		23992	CENTRAL LAUNDRY - 23992 / 3 UNIMAC DRYERS	16,202.04	-	818,908.58
584	AP	109689	07/25/14		23992	CENTRAL LAUNDRY - 23992 / 2 UNIMAC WASHERS	22,195.66	-	841,104.24
584	AP	109693	07/25/14		23993	CENTRAL LAUNDRY - 23993 / 3 Huebsch Coin Washers	5,276.97	-	846,381.21
584	AP	109692	07/25/14		23993	CENTRAL LAUNDRY - 23993 / 3 Huebsch Coin Dryers	5,845.15	-	852,226.36
585	G	109923	07/31/14			REFUND FRONTGATE	-	327.64	851,898.72
5907	AP	111192	07/31/14		VAROUJ	AMERICAN EXPRESS - 3727 103576 25007 29 AVANTI RE	10,730.00	-	862,628.72
5860	AP	110013	08/01/14		BALANCE	FABRIC-QUILT, INC. - DRAPERIES/SHEERS & BEDSHIRTS	3,117.33	-	865,746.05

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153090.TPSOX.000						FURNITURE, FIXTURES, EQUIP (CONTINUED)			
5904	AP	111087	08/01/14		TPSOX	BRITT MOBILE HOMES - STORAGE UNITS - 4-24-14/8-1-1	\$2,273.75	\$-	\$868,019.80
5908	AP	111171	08/08/14		GS0714	AMERICAN EXPRESS - 3727 103576 25007 SAFES/BOOST	5,835.53	-	873,855.33
5908	AP	111169	08/08/14		GS0714	AMERICAN EXPRESS - 3727 103576 25007 LINENS	11,167.78	-	885,023.11
5908	AP	111170	08/08/14		GS0714	AMERICAN EXPRESS - 3727 103576 25007 GUEST SUPPL	9,500.24	-	894,523.35
5882	AP	110589	08/08/14		RELOCATION	JONATHAN WILLIAMS - RELOCATION REIMBURSEMENT	1,000.00	-	895,523.35
5908	AP	111174	08/14/14		MISC2	AMERICAN EXPRESS - WENDOVER ART	231.50	-	895,754.85
5908	AP	111178	08/14/14		MISC2	AMERICAN EXPRESS - MARKET PLACE	1,392.87	-	897,147.72
5908	AP	111178	08/14/14		MISC2	AMERICAN EXPRESS - KITCHEN ITEMS	1,199.05	-	898,346.77
5908	AP	111173	08/14/14		MISC2	AMERICAN EXPRESS - 3727 103576 25007 CLEANING TOO	1,853.62	-	900,200.39
5904	AP	111075	08/15/14		91006-8-7-14	AMERICAN EXPRESS - 6-91006 MOFFAT OVEN	3,012.00	-	903,212.39
5904	AP	111081	08/20/14		SERTA	BANK OF AMERICA - 4339 9314 4169 8604 SERTA/QUEE	19,044.93	-	922,257.32
5908	AP	111184	08/25/14		MISC3	AMERICAN EXPRESS - EXERCISE EQUIPMENT	3,734.35	-	925,991.67
6020	AP	113556	09/01/14		43826/43587	HOTEL EFFECTIVENESS - 43597 TIME CLOCK	1,155.50	-	927,147.17
6056	AP	114712	09/01/14		5653325	RICHLoom FABRICS GROUP - IV#5653325/J OSBORNE PO#14020/	81.19	-	927,228.36
6020	AP	113543	09/04/14		136/335	AMERICAN HOTEL REGISTRY CO. - 6230136 / 6234335 UNDERCOUN	315.64	-	927,544.00
6020	AP	113544	09/04/14		136/335	AMERICAN HOTEL REGISTRY CO. - 6230136 / 6234335 POSTING	130.84	-	927,674.84
5987	AP	112806	09/11/14		091114	BANK OF AMERICA - WARMER	234.88	-	927,909.72
5987	AP	112804	09/11/14		091114	BANK OF AMERICA - MICROWAVE	418.67	-	928,328.39
5987	AP	112805	09/11/14		091114	BANK OF AMERICA - TOASTER	365.17	-	928,693.56
5987	AP	112803	09/11/14		091114	BANK OF AMERICA - AVENDRA REFG.	909.63	-	929,603.19
5987	AP	112837	09/15/14		4737	MDC WALLCOVERINGS - 40754737/J OSBORNE WALLOVERI	2,657.52	-	932,260.71
5987	AP	112797	09/16/14		91006SEPT14	AMERICAN EXPRESS - SERTA MATTRESSES	5,457.00	-	937,717.71
5987	AP	112841	09/16/14		FREIGHT	P KAUFMANN - J OSBORNE /FREIGHT	319.72	-	938,037.43
6020	AP	113533	09/22/14		SEPTAMX14	AMERICAN EXPRESS - LINENS	4,003.39	-	942,040.82
6020	AP	113529	09/22/14		SEPTAMX14	AMERICAN EXPRESS - SERTA QUEEN MATTRESSES	19,044.93	-	961,085.75
6020	AP	113539	09/22/14		SEPTAMX14	AMERICAN EXPRESS - CARTS	2,128.23	-	963,213.98
6020	AP	113528	09/22/14		SEPTAMX14	AMERICAN EXPRESS - SERTA KING MATTRESSES	18,555.94	-	981,769.92
6020	AP	113524	09/22/14		SEPTAMX14	AMERICAN EXPRESS - 3727 103576 25007 GE REF	35,404.16	-	1,017,174.08
6020	AP	113534	09/22/14		SEPTAMX14	AMERICAN EXPRESS - MARKETPLACE	-	87.52	1,017,086.56
6020	AP	113532	09/22/14		SEPTAMX14	AMERICAN EXPRESS - PORT. CRIB	288.75	-	1,017,375.31
6020	AP	113560	09/30/14		2	JIM TAYLOR - consult	240.00	-	1,017,615.31
6155	AP	116934	10/01/14		FRT	RICHLoom FABRICS GROUP - IV#5193509/J OSBORNE PO#14020	81.19	-	1,017,696.50
6077	AP	114941	10/23/14		25007-93014	AMERICAN EXPRESS - BAR EQUIP/SUPPLIES	208.04	-	1,017,804.54
6077	AP	114942	10/23/14		25007-93014	AMERICAN EXPRESS - DELL-GUEST COMPUTER	2,904.13	-	1,020,808.67
6077	AP	114940	10/23/14		25007-93014	AMERICAN EXPRESS - 3727 103576 25007 OFF. DESK	526.39	-	1,021,335.06
6077	AP	114945	10/23/14		25007-93014	AMERICAN EXPRESS - LINENS	-	2,212.85	1,019,122.21

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Batch	Journal	Entry #	Date	Job	Document	Description	Debits	Credits	Balance
153000	PSQX.000					FURNITURE, FIXTURES, EQUIP (CONTINUED)			
6077	AP	114944	10/23/14		25007-93014	AMERICAN EXPRESS - GUEST IRONS	\$4,601.85	\$-	\$1,023,724.06
6077	AP	114943	10/23/14		25007-93014	AMERICAN EXPRESS - KEY ENCODER	2,250.00	-	1,025,974.06
6077	AP	114947	10/23/14		25007-93014	AMERICAN EXPRESS - HEADBOARD	161.89	-	1,026,135.95
6077	AP	114946	10/23/14		25007-93014	AMERICAN EXPRESS - WALL MAP	606.53	-	1,026,742.48
6093	AP	115238	10/28/14		344030	URBANScape - J OSBORNE / INV# 344030 BARSTO	843.80	-	1,027,586.28
6210	AP	118385	10/30/14		11302014	MARRIOTT INTERNATIONAL, INC. - 6696Z 10747815 TRAINING & SUPP	30,813.89	-	1,058,399.97
6197	AP	118009	10/31/14		2NDCORRECTION	BANK OF AMERICA - GE REF	-	4,439.43	1,053,980.54
6197	AP	118010	10/31/14		2NDCORRECTION	BANK OF AMERICA - DESIGN & MILLWORK	-	10,200.00	1,043,780.54
6197	AP	118011	10/31/14		2NDCORRECTION	BANK OF AMERICA - MICROS BAR SYSTEM	-	9,056.20	1,034,665.34
6137	AP	115514	10/31/14		3500	MARRIOTT INTERNATIONAL, INC. - 6896Z/0010743500 COMPUTER TECH	30,889.89	-	1,055,855.23
6182	AP	117665	10/31/14		OCT14	AMERICAN EXPRESS - MICROS BAR SYSTEM	9,095.20	-	1,074,750.43
6182	AP	117689	10/31/14		OCT14	BANK OF AMERICA - DESIGN & MILLWORK	10,200.00	-	1,084,950.43
6182	AP	117663	10/31/14		OCT14	AMERICAN EXPRESS - GE REFRIDGE.	4,439.43	-	1,089,389.86
6182	AP	117690	10/31/14		OCT14	BANK OF AMERICA - MICROS BAR SYSTEM	9,095.20	-	1,098,485.06
6182	AP	117688	10/31/14		OCT14	BANK OF AMERICA - GE REFRIDGERATORS	4,439.43	-	1,102,924.49
6157	AP	116905	10/31/14		OCT2014	BANK OF AMERICA - WALL ART	1,557.75	-	1,104,482.24
6197	AP	117985	11/01/14		DPC23532	DANIEL PAUL CHAIRS - J OSBORNE PO14022 / FREIGHT	737.84	-	1,105,230.08
6267	AP	119567	11/30/14		1349	SUNRISE ENTERPRISES - 1349- 100 PHONES, INSTALL, VOI	22,250.00	-	1,127,480.08
6267	AP	119500	11/30/14		NOVAMIX	AMERICAN EXPRESS - TRASH CONTAINERS	2,946.42	-	1,130,426.50
6267	AP	119499	11/30/14		NOVAMIX	AMERICAN EXPRESS - FREIGHT ON REF.	83.46	-	1,130,509.95
6266	AP	119480	12/30/14		NOV14AMX	AMERICAN EXPRESS - WALL ART	219.48	-	1,130,729.44
6343	AP	121780	12/31/14		1214	AMERICAN EXPRESS - CREDIT ON GE REF.	-	480.43	1,130,249.01
5419	AP	123661	01/31/15		JAN15B005	AMERICAN EXPRESS - 3727 103578 26005	120.00	-	1,130,369.01
6561	AP	127470	04/17/15		0417	FOGERTY BROS PAINTING - PAINT-WALLS, TRIM, SHOEMOLDIN	4,025.00	-	1,134,394.01
FURNITURE, FIXTURES, EQUIP TOTAL:							\$1,161,301.25	\$26,907.24	\$1,134,394.01
TOTAL OF LEDGER:							\$1,161,301.25	\$26,907.24	\$1,134,394.01

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MINUTE BOOK No. 72, CITY OF OXFORD

**Official Recapitulation
Municipal Primary Election**

The Municipal Election Officials will prepare three (3) Official Recapitulation Sheets containing the vote of the entire municipality by ward. They will forward one copy to Delbert Hosemann, Secretary of State, 401 MISSISSIPPI ST., JACKSON MS 39201, file one copy with the Municipal Clerk, and keep the third copy for their records.

Votes cast in the Municipality of City Of Oxford
At Large, Mississippi in the May 2nd, 2017
Election

Official Recapitulation of votes cast in the Municipal Primary Election held in the
Municipality of City Of Oxford At Large, Mississippi on the 2nd day of May, 2017.

We, the undersigned Municipal Election Officials, hereby certify that the foregoing is a true and complete recapitulation and statement of the results of the Municipal Primary Election held on the 2nd day of May, 2017, in the Municipality of City Of Oxford At Large, Mississippi, and that the foregoing correctly shows the votes cast for each person and for the office set opposite the respective names at said election.

In testimony whereof, witness our hands this 9th day of May, 2017.

Mary Harwell Epton

Election Official

[Signature]

Election Official

Ray Marshall

Election Official

Election Official

Election Official

Official Recapitulation City of Oxford 2017 Municipal Primary Election		The Municipal Election Officials will prepare three (3) Official Recapitulation Sheets containing the vote of the entire municipality by ward. They will forward one copy to Delbert Hosemann, Secretary of State, 401 MISSISSIPPI ST., JACKSON MS 39201, file one copy with the Municipal Clerk, and keep the third copy for their records.											
Names of Municipal Precincts													
Votes cast in the Municipality of City Of Oxford At Large, Mississippi In the May 2nd, 2017 Election		Oxford City Precinct	TOTAL										
City Ward Oxford 1-Oxford City Alderman Ward 1													
Rick Addy	Democrat	310	310										
Patrick Herbert	Democrat	38	38										
City Ward Oxford 5-Oxford City Alderman Ward 5													
Turessa Hilliard	Democrat	25	25										
Preston Taylor	Democrat	44	44										

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Melinda L. McGrath
Executive Director

P. O. Box 1850
Jackson, MS 39215-1850
Telephone (601) 359-7001
FAX (601) 359-7110
GoMDOT.com



James A. Williams, III
Deputy Executive Director/Chief Engineer
Lisa M. Hancock
Deputy Executive Director/Administration
Willie Huff
Director, Office of Enforcement
Charles R. Carr
Director, Office of Intermodal Planning

April 12, 2017

Mr. Ronald Biggs, General Manager
Oxford University Transit Management, Inc
409 McElroy Drive
Oxford, Mississippi 38655

Dear Mr. Biggs:

SUBJECT: REQUEST FOR "END OF USEFUL LIFE"

Approval is hereby granted to declare "End of Useful Life" for the following vehicle(s).

MDOT#	YEAR	MAKE	VIN #
A0116	2008	FORD	1FD4E45P78DA88237

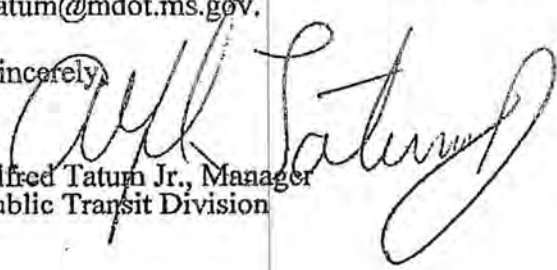
This approval is given in accordance with the vehicle disposition policy, as described in the Property Management Standards section of the State Management Plan dated September 2014. The policy requires that if the vehicle is sold, **such sale must be advertised**. The vehicle must subsequently be sold at the highest price obtainable via bids or public sale. All proceeds resulting from the sale revert to the project, if the proceeds remain in the **MDOT approved transportation project**. If the proceeds are to be used for any other purpose(s), the project will reimburse 80% of the proceeds to this Agency.

Please remember that all Agency logos and markings must be removed prior to the disposition of the vehicle. **The original title to this vehicle will not be released to your agency until photographic proof of this removal has been furnished to our division.** Failure to comply with this provision could result in the title not being released and/or suspension of the authority to operate other vehicles. A copy of your agency's EOUL request form will accompany the original title also.

Your agency has been approved to release these vehicles from the agencies insurance policy.

If you require additional information or further assistance, please contact Alfred Tatum Jr. at atatum@mdot.ms.gov.

Sincerely,


Alfred Tatum Jr., Manager
Public Transit Division

376

Melinda L. McGrath
Executive Director

P. O. Box 1850

Jackson, MS 39215-1850

Telephone (601) 359-7001

FAX (601) 359-7110

GoMDOT.com

MINUTE BOOK



James A. Williams, III

Deputy Executive Director/Chief Engineer

Lisa M. Hancock

Deputy Executive Director/Administration

Willie Huff

Director, Office of Enforcement

Charles R. Carr

Director, Office of Intermodal Planning

April 12, 2017

Mr. Ronald Biggs, General Manager
Oxford University Transit Management, Inc
409 McElroy Drive
Oxford, Mississippi 38655

Dear Mr. Biggs:

Subject: Lien Release; Oxford University Transit Management, Inc

<u>MDOT#</u>	<u>YEAR</u>	<u>MAKE</u>	<u>VIN #</u>
A0116	2008	FORD	1FD4E45P78DA88237

Enclosed you will find the original title(s) & key(s) for your above vehicle(s). The lien has been released in accordance with the Department of Transportation, Public Transit Division's 'vehicle disposition policy', as described in the property Management Standards section of the State Management Plan dated September 2014. The Commission approved release of this lien during the March 14TH, 2017 commission meeting, Book 20, Pages 412 and 413. The policy requires that if vehicles are sold, all proceeds remain in the MDOT approved transportation program. If the proceeds are to be used for any other purpose(s), the project must reimburse the 80% pro rata share of the proceeds to this Agency.

If you require additional information or further assistance, please contact me at (601)359-7800, or by email at atatum@mdot.ms.gov

Sincerely,

Alfred Tatum Jr., Manager
Public Transit Division

Enclosure(s)

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

CERTIFICATE OF TITLE

Form 79-001-05-7-1-000

STATE OF MISSISSIPPI

ORIGINAL

A-0-1-16

VEHICLE IDENTIFICATION NUMBER

MAKE

YEAR

MODEL

BODY

TITLE NUMBER

1FD4E45P78DA88237

FORD

2008

4DC

YY

F051266-01

TITLE DATE

DATE OF FIRST SALE
FOR USE NEW ONLY

NO. CYL

NEW / USED

TYPE OF VEHICLE OR GVW

PASS.

10142008

07252008

08

X

PASS

000

ODOMETER - TENTHS NOT INCLUDED

000250

ACTUAL MILEAGE

OWNER

CITY OF OXFORD

107 COURTHOUSE SQ
OXFORD

MS 38655

1ST LIENHOLDER (OR OWNER IF NO LIEN)

MISS DEPT OF TRANS PUB TRANSIT

P O BOX 1850-6101

JACKSON

MS 39215

DATE:

MONTH | DAY | YEAR

07/25/2008

DATE:

MONTH | DAY | YEAR

2ND LIENHOLDER

LIEN SATISFACTION: THE UNDERSIGNED HOLDER OF ABOVE DESCRIBED LIEN(S) ON THE MOTOR VEHICLE DESCRIBED HEREON HEREBY ACKNOWLEDGES SATISFACTION THEREOF.

MISSISSIPPI Dept. of Transportation

Executive Director

1ST LIEN

(LIENHOLDER)

BY

(SIGNATURE AND TITLE)

THIS

14TH

DAY OF

March

20

2017

2ND LIEN

(LIENHOLDER)

BY

(SIGNATURE AND TITLE)

THIS

DAY OF

20

IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND THIS

THE

10 DAY OF NOVEMBER 20 08

08315044045

01896

CONTROL NUMBER

85303540

STATE TAX COMMISSION

Joseph L. Blount

The Mississippi State Tax Commission hereby certifies that on application duly made, the person named herein is registered by this office as the lawful owner of the vehicle described subject to the liens of security interests as may subsequently be filed with the State Tax Commission. This certificate of title is issued pursuant to the Mississippi Motor Vehicle Title Law Section 63-21-1, Mississippi Code of 1972, and subject to the provisions thereof.

VOID IF ALTERED

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



OXFORD
ELECTRIC

MEMO:

DATE: 5-11-17
TO: MAYOR PATTERSON & BOARD OF ALDERMEN
CC: BART ROBINSON & ASHLEY ATKINSON
FROM: ROB NEELY
RE: AGENDA ITEM

I have the following agenda item for the Tuesday, May 16, 2017 Board Meeting.

1. Permission to advertise and bid electric transformers. (Rob Neely)

Please find a description for the agenda item on the following page. If you have any questions, please feel free to contact me.

Thanks

Robert M. Neely III, P.E., C.P.E.
Superintendent

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

1. Request permission to advertise and bid electric transformers. (Rob Neely)

Bi-Annually, OED has to advertise and seek bids for purchasing pad and pole-mounted electric transformers. As you know, construction is increasing and various transformers are required to complete these jobs. The previous transformer bid has expired and new bids are needed.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, Director of Planning
Date: May 16, 2017

Re: Planning Commission Case 2164
Final Plat Approval (Amended) for the 'Oxford Commons, Phase 2'
206 Commonwealth Boulevard (PPINS#27714, #27715, #27716, #27717,
#27718, #27719, #27720, & #27721)
Zoning: (SC) Shopping Center (PUD Overlay)

Planners Comments: As more fully noted on the attached staff report to the Planning Commission, this is a request for modifications to a subdivision plat that was originally approved in 2005. The request includes changes to lots 5, 6, and 7 located south of Commonwealth Blvd.; and changes to lots 10, 11, and 12 on the north side of that street.

The changes to lots 5, 6, and 7 result in a larger lot 5 (reflecting an already built structure that crosses current lot lines), and a larger lot 6 that combines the current lot 7 and the northern portion of the current lot 6. There is no opposition to this proposal and all property owners in the subdivision have agreed to the change.

The changes to lots 10, 11, and 12 would combine these lots into one larger lot (that includes a detention pond area). All property owners in the subdivision have agreed to this change; but property owners to the north object to the change. The stated intent of the lot combination is to increase marketing flexibility by eliminating the necessity of meeting required side yard setbacks between the three lots. There is opposition to this change from adjoining and nearby property owners not in the subdivision.

Those opposed to it state a concern about the impact of the potential for a somewhat larger (albeit no higher) structure that could block the views to the retail structures they hope to see

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

built on their property; or fear of a perceived intent on the part of the developer to build student housing. The applicant stated that those opposed were not a part of the subdivision, and the only change the proposal would bring would be a somewhat larger structure that would not block the views to the north any significantly more than the current configuration, so those opposed were not adversely affected.

The Planning Commission considered another proposed lot "merger" in another part of Oxford Commons recently, and it was denied as there were owners of lots in that subdivision who objected to the request and the Commission found them to be directly interested parties. In this instance the opposition is from adjoining property owners only.

Recommendation: From a planning perspective, there is no reason to oppose this change. The Planning Commission has recommended, however, that they found the persons objecting who were adjoining property owners to be sufficiently interested and their objections to be sufficiently interpretable as adversely affected to require that the subdivision be denied. The pertinent language regarding subdivision changes to be considered follows:

If the owner of any land which shall have been laid off, mapped or platted as a city, town or village, or addition thereto, or subdivision thereof, or other platted area, whether inside or outside a municipality, desires to alter or vacate such map or plat, or any part thereof, he may petition the board of supervisors of the county or the governing authorities of the municipality for relief in the premises, setting forth the particular circumstances of the case and giving an accurate description of the property, the map or plat of which is to be vacated or altered and the names of the persons to be adversely affected thereby or directly interested therein. However, before taking such action, the parties named shall be made aware of the action and must agree in writing to the vacation or alteration. Failure to gain approval from the parties named shall prohibit the board of supervisors or governing authorities from altering or vacating the map or plat, or any part thereof. Any alterations of a plat or map must be recorded in the appropriate location and a note shall be placed on the original plat denoting the altered or revised plat.

The Planning Commission has recommended denial of this modification request. Should the Mayor and Board of Aldermen make a different finding and decision, staff recommends the following conditions for approval:

1. Approval is for the plat as submitted.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

- 3. All persons determined by the Mayor and Board of Aldermen to be adversely affected or directly interested in the proposed change to the subdivision have been contacted and have agreed in writing to the change.

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SAFEGUARD - DEMENT 51-8863



OXFORD

PLANNING
DEPARTMENT

Case 2164

To: Oxford Planning Commission
 From: Judy Daniel, AICP, Planning Director
 Date: May 11, 2017

Applicant: Kenlan Development – Oxford, LLC
 Owner: Same
 Request: Final Plat Approval (Amended) for the 'Oxford Commons, Phase 2'
 Location: 206 Commonwealth Boulevard (PPINS#27714, #27715, #27716, #27717, #27718, #27719, #27720, & #27721)
 Zoning: (SC) Shopping Center (PUD Overlay)

Surrounding Zoning:

North: (SC) Shopping Center / Planned Unit Development
 South: (SC) Shopping Center / Planned Unit Development
 East: (SC) Shopping Center / Planned Unit Development
 West: (SC) Shopping Center / Planned Unit Development

Planners Comments:

The Oxford Commons Phase 2 Subdivision, consisting of 8 lots (Lots 5-12) was approved in 2005. Now, the owner is proposing changes to lots 5, 6, 7, 10, 11, and 12. Lots 5, 6, and 7 are on the south side of Commonwealth Blvd., and Lots 10, 11, and 12 are on the north side of that street.

The proposed changes to lots 5, 6 and 7 merge lots 5 and 6, and increase the size of what is currently Lot 7.

Lots 5 and a portion of Lot 6 are merged into Lot 5 reflecting that the Malco Theater and the Bowling Alley are built as one structure across the lots line of the current lots 5 and 6. This was as authorized in a site plan approved in 2013. Lot 5 is thus changed from 5.76 acres to 7.02 acres.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

What is currently Lot 7 incorporates a portion of the northern section and the "neck" from what is currently Lot 6, increasing from 1.24 acre to 2.05 acres. A permanent access easement into Lot 5, accommodating the existing drive into the parking lot for the theater and bowling alley, is noted on the plat. This lot is renamed Lot 6.

Lots 10, 11, and 12 (currently 1.18 acre, 1.32 acre, and 1.40 acre) are located on the north side of Commonwealth Boulevard and this proposal will amend the subdivision to combine those lots into one lot (to be Lot 7) of 4.02 acres.

It is not unusual for lot sizes in commercial developments to change over time, especially before they are developed with structures and staff does not perceive any concerns with the proposed changes from a planning perspective. No uses are proposed at this time, although the owner has indicated intent to pursue a mixed-use development on what is to be Lot 7 and retail on what is to be Lot 6.

Mississippi subdivision law requires that the applicant proposing any change in a platted subdivision notify all the "persons to be adversely affected thereby or directly interested therein", to allow them to express concerns they may have with the proposed change. The identification of who such persons may be is left to the discretion of the applicant. As of February 2nd, the developer stated that he has received agreement to this proposed change from the owners of all lots in this subdivision. Their approval in writing will be presented at the meeting.

Recommendation: From a planning perspective, there is no reason to oppose this change. Presuming that all other owners in the subdivision agree to the proposed change, and no other persons object and are found to be sufficiently adversely affected by the Planning Commission, staff recommends approval of this amendment to the Final Plat. The pertinent language to be considered follows:

If the owner of any land which shall have been laid off, mapped or platted as a city, town or village, or addition thereto, or subdivision thereof, or other platted area, whether inside or outside a municipality, desires to alter or vacate such map or plat, or any part thereof, he may petition the board of supervisors of the county or the governing authorities of the municipality for relief in the premises, setting forth the particular circumstances of the case and giving an accurate description of the property, the map or plat of which is to be vacated or altered and the names of the persons to be adversely affected thereby or directly interested therein. However, before taking such action, the parties named shall be made aware of the action and must agree in writing to the vacation or alteration. Failure to gain approval from the parties named shall prohibit the board of supervisors or governing authorities from altering or vacating the map or plat, or any part thereof. Any alterations of a plat or map must be recorded in the appropriate location and a note shall be placed on the original plat denoting the altered or revised plat.

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SAFEGUARD - DEMENT 61-8863

Staff recommends approval of the amendment to the Final Plat for 'Oxford Commons, Phase II' with the following conditions:

- 1. Approval by the Planning Commission and Mayor and Board of Alderman for Oxford Commons, Phase II Amended.
- 2. Approval is for the plat as submitted.
- 3. All persons determined by the Planning Commission to be adversely affected or directly interested in the proposed change to the subdivision have been contacted and have agreed in writing to the change.

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SAFEGUARD - DEMENT 61-8863



OXFORD
PLANNING
DEPARTMENT

CITY OF OXFORD, MISSISSIPPI
FINAL PLAT APPLICATION FOR SUBDIVISION

Project Name Oxford Commons, Phase 2 Amended PlatPhysical Address of Site 206 Commonwealth Blvd, Oxford, MS 38655
135J-22-002.02 - 27714, 27715, 27716, 27717,Tax Parcel # 135J-22-002.09 PPIN # 27718, 27719, 27720, 27721Name of Applicant Kenlan Development - Oxford LLCApplicant's Address 5100 Wheelis Dr. Suite 210 Memphis, TNPhone # 901-491-4489 Email Address lance@graceconstructioncompany.comName of Property Owner Kenlan Development - Oxford LLCName of Professional Submitting Precision Engineering CorporationEngineer for Project Chad Mayer Phone # 662-538-4764

Architect for Project _____ Phone # _____

Current Zoning PUD Proposed Units N/A Proposed Bedrooms N/AProposed Parking N/A Proposed Total Square Footage N/AProposed Number of Stories N/A Proposed Height N/A

Signature of Owner _____

Date _____

Chad Mayer
Signature of Submitting Professional

01-19-2017
Date

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

WILLIAM T. SLOAN

LAWYER

1130 NORTH LAMAR AVENUE
P.O. BOX 913
OXFORD, MISSISSIPPI 38655-0913
OFFICE: 662-234-1667
FAX: 662-236-3021

May 1st, 2017

Ms. Judy Daniel, AICP
Planning Director
City of Oxford, Mississippi
101 Courthouse Square
Oxford, Mississippi 38655

Re: Case No. 2164

Dear Ms. Daniel:

Please be advised that Malco Ventures, LLC, Oxford Commons Retail Phase I, LLC, and Oxford Commons Retail Phase III, LLC, have entered into an agreement in principal regarding the commemoration of record of the access easement along the existing drive as noted in your Planner's Comments, as well as other matters.

The appropriate documentation has been prepared, and has been executed by Oxford Commons Retail Phase I, LLC, and Oxford Commons Retail Phase III, LLC. Mr. Robert T. Levy, with Malco Ventures, LLC, has been out of the country. As soon as he returns he will execute on behalf of Malco, and the same will be filed for record. I anticipate that this will occur within the next few days.

As soon as that has been accomplished, Malco Ventures, LLC will be in a position to remove any objection that it may have to the consolidation and amendment of the existing site plan.

I will advise as soon as that has been accomplished.

Cordially,



William T. Sloan

cc: Mr. Robert T. Levy
Malco Ventures, LLC

WTS:abc

MINUTE BOOK No. 72, CITY OF OXFORD

March 10, 2017

By Hand DeliveryOxford Planning Commission
107 Courthouse Square
Oxford, MS 38655Re: Case 2164 – Final Plat Approval (Amended) for the “Oxford Commons,
Phase 2”

Dear Commission:

This letter is in reference to Oxford Planning Department Case 2164, in which Kenlan Development – Oxford, LLC (“Kenlan”) is requesting the Commission to approve the final amended plat for Oxford Commons, Phase 2 (the “Proposed Plat”). R. J. Allen & Associates, Inc. (“RJAA”), is under contract to purchase Lot 4 in Oxford Commons, Phase 1, from Kenlan on or before August 15, 2017. Furthermore, RJAA is under contract to purchase on or before July 31, 2017 an approximately 23.8 acre tract (PPINS #4721 and #4712) which is situated immediately adjacent to the northern boundaries of Lot 11 and Lot 12 as shown on the current plat of Oxford Commons, Phase 2 (the “Current Plat”). RJAA would be adversely affected by the proposed amendments to the Current Plat as set forth below.

RJAA objects to the combination of Lot 10, Lot 11, and Lot 12 as shown on the Current Plat into a single Lot 7 as shown on the Proposed Plat (the “Combination”). The Combination would allow large, multi-story buildings to be constructed at that location (the currently planned project for the site is an apartment complex, see Exhibit A attached). Any such large, multi-story structures, particularly those located along the frontage of the Oxford Commons development, would reduce the visibility, access, and marketability of the proposed development of the property which RJAA has under contract referenced above. Therefore, RJAA respectfully requests that the Combination be denied.

RJAA was not contacted by Kenlan regarding the Proposed Plat and the hearing for Case 2164. I will be unable to attend the Planning Commission meeting scheduled for March 13, 2017, and therefore request that either the Combination be denied or the hearing for Case 2164 be postponed until next month’s Planning Commission meeting so that I may make my objections in person.

Sincerely,

R.J. Allen & Associates, Inc.

By: 

David Blackburn, President

cc: Ms. Judy Daniel
Mr. Ben Requet

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Exhibit A

Hottytoddy.com Article Written by Steven Gagliano Dated January 9, 2017

[See attached.]

The Sansing at Oxford Commons: Phase 1 Underway, Phase 2 Placed on Hold by Oxford Planning Department

MINUTE BOOK No. 72, CITY OF OXFORD

SHREVEPORT - DEMENT 61-8863

January 9, 2017

11

Development of Oxford's newest shopping center is well underway. The first phase of The Sansing at Oxford Commons is scheduled to be completed in March 2017. With 15,000 square feet of retail and restaurant space, the development is set to serve what developer Blake Tartt sees as an "underserved" area of Oxford.

The Sansing will feature a brand new restaurant by the name of Southern Craft. Owned and operated by Griffin Tanner, owner of the Round Table, the restaurant's menu will consist of everything from craft beers and steaks to wine and high-end salads. Originally the development was set to have a Fuddruckers, but Tartt decided against the burger chain in the interest of giving the people of Oxford a restaurant with a local flavor.

"I really wanted to support local business, and Southern Craft was a better option to show that support," Tartt said. "We're excited about Southern Craft, as well as Freshii, who we just signed a deal with."

A high-end, boutique/retail style apartment complex is set to be built in the next phase of development at The Sansing, but has been placed on hold for the time being due to a moratorium period placed on construction on Sisk Ave. The hold is due to "the overburdened intersection of Sisk with Hwy 7," according to director of planning Judy Daniel. City Engineer Bart Robinson hopes that a resolution can be agreed upon, and is most concerned with the safety of Oxford citizens.

"Obviously, the sooner the better. We are hoping to find a resolution to the problem through a TIF Bond. Currently, the timeline depends on developers providing a development agreement that with terms the Board of Aldermen

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

will approve. The resolution will increase capacity and decrease safety concerns at the intersection of Highway 7 and Sisk Avenue."

While his development has been placed on hold, Tartt agrees with the reasoning behind it and appreciates the way the city has handled the challenging situation.

"The city has been great to work with, and I think they are doing the right thing. They have issues out there, and it's great that they're dealing with them before more construction will take place," Tartt said. "I do business in a lot of cities, and Oxford has been the best city to deal with in this type of situation."

The apartment building will be unique in the fact that it will not be open to students. A 21-and-up age limit will be placed on the units in an effort to serve the growing young professional population in Oxford.

"We're doing something completely unfocused on students. There's a lack of class-A, multi-family units for young professionals, and this apartment complex will help serve that need," Tartt said.

Construction on the second phase is dependent on a resolution between the planning department, MDOT, and the Mayor. Once a resolution is found, Tartt noted that construction on the apartments should take around 12 months. Several retailers have already begun the process of joining the development, according to Tartt.

Steven Gagliano is a writer for HottyToddy.com. He can be reached at steven.gagliano@hottytoddy.com.

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MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Mr. E. Murray Avent1404 Madison Avenue
Oxford, MS 38655

March 11, 2017

By Hand DeliveryOxford Planning Commission
107 Courthouse Square
Oxford, MS 38655Re: Case 2164 - Final Plat Approval (Amended) for the "Oxford Commons,
Phase 2"

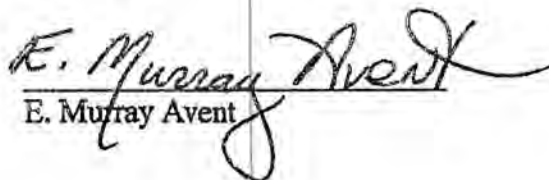
Dear Commission:

This letter is in reference to Oxford Planning Department Case 2164, in which Kenlan Development - Oxford, LLC ("Kenlan") is requesting the Commission to approve the final amended plat for Oxford Commons, Phase 2 (the "Proposed Plat"). I, along with my brother Thomas W. Avent, Jr., own an approximately 23.8 acre tract (being PPINS #4721 and #4712, and referred to herein as the "Property") which is to the north of and immediately adjacent to Lot 11 and Lot 12 as shown on the current plat of Oxford Commons, Phase 2 (the "Current Plat").

One of the proposed amendments to the Current Plat would combine Lot 10, Lot 11, and Lot 12 into a single Lot 7 (the "Combination"). If the Combination is approved, then the owner of Lot 7 may be allowed to construct large, multi-story buildings on Lot 7 (the currently planned project for the site is an apartment complex, see Exhibit A attached). Any such large, multi-story structures, particularly those located along the frontage of the Oxford Commons development, would reduce the visibility, access, and marketability of any proposed development of the Property. My interest in the Property would be adversely affected by the Combination, and I respectfully request that the Combination be denied.

Kenlan did not contact me or my brother regarding the Proposed Plat or the hearing for Case 2164. I request that either the Combination be denied or the hearing for Case 2164 be postponed until next month's Planning Commission meeting so that I may gather more information about the Proposed Plat and its effects on the Property.

Sincerely,


E. Murray Aventcc: Ms. Judy Daniel
Mr. Ben Requet

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Exhibit A

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SAFEGUARD - DEMENT 61-8863

January 9, 2017

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MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

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Steven Gagliano is a writer for HottyToddy.com. He can be reached at steven.gagliano@hottytoddy.com.

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MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Mr. E. Murray Avent1404 Madison Avenue
Oxford, MS 38655

May 9, 2017

By Hand DeliveryOxford Planning Commission
107 Courthouse Square
Oxford, MS 38655Re: **Case 2164 – Final Plat Approval (Amended) for the Oxford Commons, Phase 2**

Dear Commission:

I am writing to you again in regards to Oxford Planning Department Case 2164, in which Kenlan Development – Oxford, LLC is asking the Commission to approve the final amended plat for Oxford Commons, Phase 2. I, along with my brother Thomas W. Avent, Jr., own approximately 23.8 acres which is to the north of and immediately adjacent to Lot 11 and Lot 12 of the current Oxford Commons Phase 2 plat. The Property is situated within Tract A of the Oxford Commons P.U.D., and we also own other property within the Oxford Commons P.U.D.

As mentioned in my previous objection letter, one of the proposed amendments to the current plat would combine Lot 10, Lot 11, and Lot 12 into a single Lot 7. If approved, then the owner of Lot 7 may be allowed to construct a large multi-story building or multiple buildings on the combined Lot 7 (it has been advertised that the owner is planning to build an apartment complex). Any such large multi-story structure or structures spread out throughout the large combined Lot 7, particularly those located along the frontage of the Oxford Commons development, would reduce the visibility, access, and marketability of any proposed development of the property owned by my brother and me. Such a development would in essence act as a curtain to shield the view of our property.

Also, the P.U.D. for Oxford Commons and the various phases for development of Oxford Commons were carefully considered in the beginning to allow for structured and planned development that could be relied upon by everyone with property within the P.U.D. The combination of the Kenlan lots would put all other landowners within the P.U.D. at a disadvantage, since the overall development of Oxford Commons, and the infrastructure and square footage requirements allocated to each tract within the P.U.D., did not contemplate one large lot on the frontage road with the potential for development of a large building or buildings. If Kenlan is allowed to combine the lots, and develop a large multi-story structure or multiple structures which shield the view of our property and place heightened demands on the infrastructure within Oxford Commons, then that will diminish the value of our property and the development opportunities on our property.

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Kenlan has still not contacted me or my brother regarding the combination of the lots or the hearing for Case 2164. My brother and I are adversely affected by the combination of Lots 10, 11 and 12. I formally object to the combination of the Kenlan lots and request that the Commission deny approval of Case 2164.

Sincerely,

E. Murray Avent
E. Murray Avent

cc: Ms. Judy Daniel
Mr. Ben Requet

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May 10, 2017

Judy J. Daniel
Director of Planning
City of Oxford
107 Courthouse Square
Oxford, Mississippi 38655

RE: CASE 2164 - FINAL PLAT APPROVAL (AMENDED) FOR "OXFORD COMMONS PHASE 2"

Dear Ms Daniel,

Please inform the Planning Commission members that Malco Theaters is in support of the above referenced plat approval presented by Kenlan Development. We feel the proposed development will benefit the subdivision, of which we are a part. Additionally, all of our easement issues have been resolved.

Please urge the Planning Commission to approve the Amended Plat. If you have any questions please do not hesitate to call.

Sincerely,

Robert T. Levy
Executive Vice President

5851 Ridgeway Center Parkway Memphis, TN 38120 (901) 761-3480 rlevy@malco.com

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

KENLAN DEVELOPMENT, LLC

March 14, 2017

Oxford Planning Commission
107 Courthouse Square
Oxford, MS 38655

RE: Case 2164 - Final Plat Approval (Amended) for "Oxford Commons, Phase 2"

Dear Commission Members:

I am aware of two nearly identical letters of objection to the above referenced approval sent by Mr. David Blackburn representing R.J. Allen & Associates and Mr. Murray Avent representing himself and his brother. Both letters assert similar, certain, specific "adverse" effects to the same adjacent property (owned by Mr. Avent). Before addressing those points specifically, I would like to first point out that neither of those objecting parties own property *within* the subject subdivision and only Mr. Avent currently owns property immediately adjacent to the subject subdivision.

With respect to Mr. Blackburn's and Mr. Avent's assertions that their adjacent property would be "adversely affected", I think there are 3 fundamental questions that should be asked and answered. I outline these below, with factual (as opposed to *opinion*) responses:

- Both objecting parties assert that the combination of Lots 10, 11 and 12 into a single lot would "allow large, multi-story buildings to be constructed at the location....". Question number one is: "Is that any different than what is allowed now?" The answer is "no". The current zoning and height restriction - *in place for many years now* - already allows for multi-story buildings. Therefore, condition of the adjacent property is unchanged by the plat amendment and, therefore, *not* adversely affected.
- Both letters of objection reference a newspaper article and schematic site plan showing certain proposed uses. Question number two is dual in nature and is: "Does this plat amendment give the owner the right to develop the newly platted property in that manner with those uses?" As you well know, the answer is "no". Any development of the property is subject to zoning, site plan approval, etc. Therefore, the condition of the adjacent property is unchanged and, therefore, *not* adversely affected.
- Both objecting parties assert their *opinion* that this plat amendment would allow "large multi-story buildings" (a point addressed above) that "would reduce the visibility, access and marketability" of their adjacent property. Question number 3 is: "Does this plat amendment create any new issues or conditions with respect to

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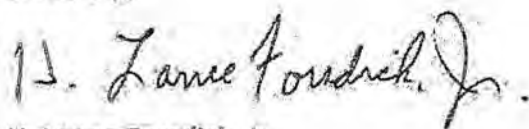
'visibility, access, and marketability' or do those conditions already exist?" The answer is "They clearly already exist". Whatever conditions of "visibility, access and marketability" - good, bad or indifferent - exist now; *and have existed for years*. This plat creates *no* conditions - much less any *new* conditions - as to those property characteristics that would "reduce" anything. Therefore, the condition of the adjacent property is unchanged and, therefore, *not* adversely affected.

I understand and respect the concept of "adverse affect". However, for there to be an "adverse affect", by definition there must be an "affect", period. In this case, there is *zero* affect on the adjacent property, as the plat amendment does not change any existing condition of the adjacent property. The permitted uses, allowable heights, visibility, access, etc. are all unaffected. Furthermore, the adjacent property to which the letters refer has multiple avenues of visibility and access which exist today and will continue to exist after development of the subject subdivision. To paraphrase what some people say these days "They are what they are." *And this plat amendment does not change them*. As for "marketability", that's a subjective assessment based on a number of factors - none of which this plat amendment affects and which already exist; and, as stated before, have existed for years. Therefore, again, the adjacent property is unchanged and, therefore, *not* adversely affected.

Less important maybe, but worthy of note: both Mr. Blackburn and Mr. Avent claim in their letters that Kenlan did not contact them regarding the proposed plat amendment. This is unequivocally and absolutely untrue. At the request of Judy Daniel and Ben Requet, I personally telephoned and spoke to both Mr. Blackburn and Mr. Avent and told them of our plans well before the February PC Meeting at which the matter was to first be considered.

I very much appreciate the hard work that you and the staff put in. Kenlan Development has had a long, tenured mutually beneficial relationship with the City of Oxford - and we don't intend to check up now. I look forward to your serious consideration of this approval at the April meeting. Should you need any further information or clarification, please do not hesitate to contact me.

Sincerely,



H. Lance Forsdick, Jr.
Managing Member

cc: Ms. Judy Daniel
Mr. Ben Requet

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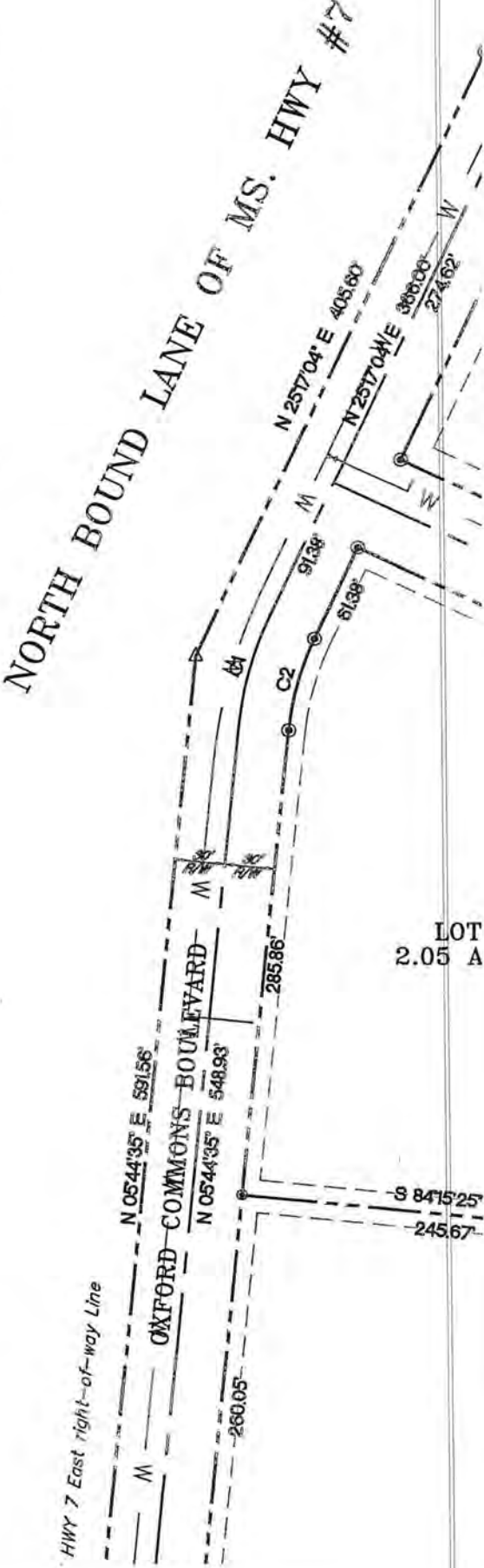
CURVE TABLE

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	68.21'	200.00'	19°32'29"	S 15°30'50" W	67.88'
C2	57.98'	170.00'	19°32'29"	S 15°30'50" W	57.70'
C3	59.69'	175.00'	19°32'29"	S 15°30'50" W	59.40'
C4	236.34'	690.00'	19°37'31"	N 54°48'45" W	235.19'
C5	541.92'	690.00'	45°00'00"	N 22°30'00" W	528.10'
C6	778.27'	690.00'	64°37'31"	N 32°18'45" W	737.66'
C7	196.06'	660.00'	17°01'12"	N 56°06'55" W	195.34'
C8	199.25'	520.00'	21°57'15"	N 59°17'04" W	198.03'
C9	60.02'	660.00'	5°12'38"	N 45°00'00" W	60.00'
C10	325.99'	660.00'	28°18'00"	N 28°14'41" W	322.69'
C11	250.47'	520.00'	27°35'52"	N 27°53'38" W	248.06'
C12	162.36'	660.00'	14°05'42"	N 07°02'51" W	161.95'
C13	535.48'	720.00'	42°36'43"	N 21°18'22" W	523.22'
C14	86.38'	170.00'	29°06'51"	S 59°33'25" W	85.46'
C15	116.87'	230.00'	29°06'51"	S 59°33'25" W	115.62'
C16	101.63'	200.00'	29°06'51"	S 59°33'25" W	100.54'
C17	68.03'	720.00'	5°24'48"	N 50°05'41" W	68.00'
C18	148.58'	720.00'	11°49'26"	N 58°42'48" W	148.32'

LINE TABLE

LINE	BEARING	DISTANCE
L1	S 00°00'00" E	8.00'
L2	S 00°00'00" E	8.00'
L3	S 00°00'00" E	8.00'

OXFORD COMMONS PHASE II



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OXFORD COMMONS
PHASE II

Part of the Northeast Quarter of Section 22, Township 8 South, Range 18.07 acres, more or less, and more particularly described as follows:

Beginning at a 1/2" steel tube on the East right-of-way line of Corner 1007.37 feet north and 1246.32 feet west of a 24-inch oak tree fence southeast corner of the northeast quarter of said Section 22; run on line a distance of 562.07 feet to a 1/2" steel tube; thence North 5° 1/2" steel tube; thence due West a distance of 302.73 feet to a 1/2" steel tube; thence North 05°44'35" East along said East right-of-way line a distance of 405.60 feet to a 1/2" steel tube; thence South 64°42'56" East a distance of 660.00 feet to a 1/2" steel tube; thence South 34°09'49" East a distance of 60.00 feet to a 1/2" steel tube on the North right-of-way line of a proposed City Street; thence North right-of-way line a distance of 60.00 feet to a 1/2" steel tube on the street, said point being at the PC of a 170.00 foot radius curve to the right and right-of-way line a distance of 86.38 feet to a 1/2" steel tube, thence North 59°33'25" West with a chord distance of 85.46 feet; thence South 45° 00' line a distance of 85.89 feet to a 1/2" steel tube on the East right-of-way line, said right-of-way line being in a 720.00 foot radius curve to the right and right-of-way line a distance of 535.48 feet to a 1/2" steel tube, thence North 21°18'22" East with a chord distance of 523.22 feet; thence due South a distance of 8.00 feet to the Point of Beginning of this description.

OWNER'S CERTIFICATE

We, Malco Ventures, LLC, Kenlan Development-Oxford, LLC As Owners Of Land Herein Described, Certify That We Did Cause Said Land To Be Shown On The Attached Plat Of The Oxford Commons Subdivision Platted Streets Are Dedicated To The Use Of The Public Forever. Streets And The Public And/Or Private Utility Companies Which Serve This Subdivision Are Also Dedicated To The Public And/Or Private Utility Companies. Such Subdivision And Dedication Is The Owner's Own Act And Deed.

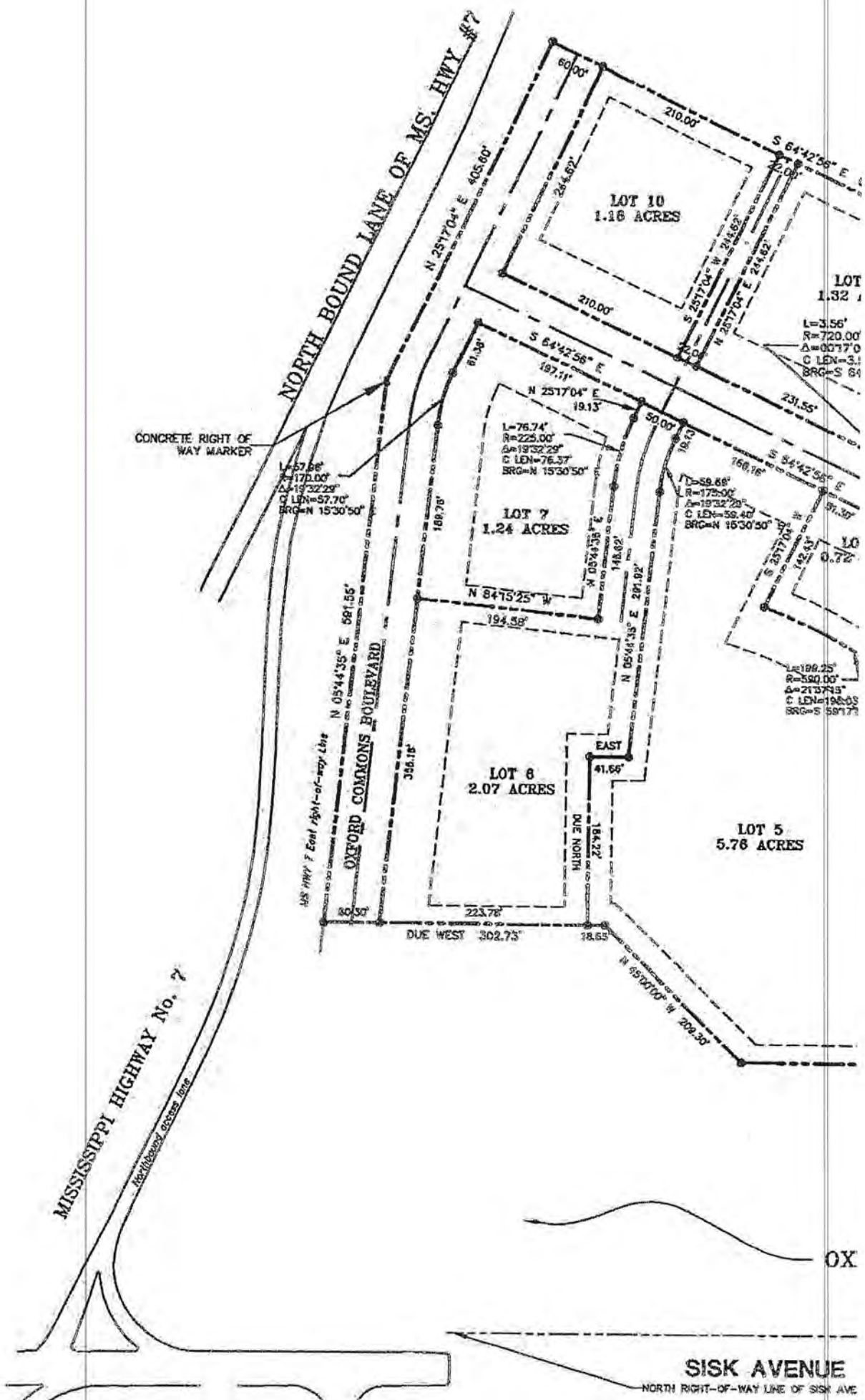
Witness My Hand And Signature This _____ Day Of _____

Malco Ventures, LLC

Kenlan Development-Oxford, LLC

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Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, Director of Planning
Date: May 16, 2017

Re: Planning Commission Case 2184
Final Plat (Amendment) 'Oxford Commons, Phase 1, Tract C, Part 2', Lots 16&17
Lots 16 & 17, Oxford Commons P.U.D., Phase 1, Tract C, Part 2
(PPINS#33597 & #33598)
Zoning: (SC) Shopping Center (PUD Overlay)

Planners Comments: As more fully explained in the attached staff report to the Planning Commission, this is a request to combine two lots of 1.23 acres each into one lot of 2.46 acres. A request for this change was made by a different property owner in December. It was denied by the Mayor and Board of Aldermen as owners of other lots in the subdivision objected to the potential for a larger structure that would be allowed (rumored to be a hotel), blocking their views of Skk Avenue.

In this instance the new property owner pledged to not build a hotel. Other property owners in the subdivision, however, still stated objections to the modification; stating a general concern that they did not know what the owner intended to build.

Recommendation: Since objections to the subdivision modification were heard from other property owners in the subdivision, just as were heard last year; staff and the Planning Commission recommend denial of this request, finding that those who object are directly interested.

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OXFORD

PLANNING
DEPARTMENT

Case 2184

To: Oxford Planning Commission
 From: Judy Daniel, AICP, Planning Director
 Date: May 11, 2017

Applicant: Rebel Hospitality, LLC
 Owner: Same
 Request: Final Plat (Amendment) 'Oxford Commons Phase 1 Tract C Part 2', Lots 16&17
 Location: Lots 16 & 17, Oxford Commons P.U.D., Phase 1, Tract C, Part 2
 (PPINS#33597 & #33598)
 Zoning: (SC) Shopping Center (PUD Overlay)

Surrounding Zoning:

North: (SC) Shopping Center / Planned Unit Development
 South: (SC) Shopping Center / Planned Unit Development
 East: (SC) Shopping Center / Planned Unit Development
 West: (SC) Shopping Center / Planned Unit Development

Planners Comments: The applicant is requesting a modification to an approved Final Plat for the Oxford Commons (Tract 2) Phase 1 Subdivision, to combine lots 16 and 17. The combination will create one lot of 2.46 acres from two lots of approximately 1.23 acres each.

A similar request to combine these lots was considered by the Planning Commission in December (Case 2141). The Commission determined that as owners of two other lots in the subdivision objected to the modification, it could not be approved. The Mayor and Board of Aldermen concurred with that recommendation and the request was denied. The current owner of these properties, given the concerns expressed at that time, has agreed to place a restriction that will not allow a hotel or motel use on the lot.

This subdivision plat, intended for a range of commercial uses, was approved in 2006 consisting of 7 lots of various sizes with a total of 18.39 acres. In 2007, the Plat was reconfigured, approved, and recorded; now consisting of 9 lots of various sizes with a total of 18.72 acres. This subdivision is located on the south side of Sk Avenue, in the area across from the Wendy's restaurant.

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Mississippi subdivision law requires that the applicant proposing any change in a platted subdivision notify all the "persons to be adversely affected thereby or directly interested therein" to allow them to express concerns they may have with the proposed change. The identification of who such persons may be is left to the discretion of the applicant. The pertinent language to be considered follows:

If the owner of any land which shall have been laid off, mapped or platted as a city, town or village, or addition thereto, or subdivision thereof, or other platted area, whether inside or outside a municipality, desires to alter or vacate such map or plat, or any part thereof, he may petition the board of supervisors of the county or the governing authorities of the municipality for relief in the premises, setting forth the particular circumstances of the case and giving an accurate description of the property, the map or plat of which is to be vacated or altered and the names of the persons to be adversely affected thereby or directly interested therein. However, before taking such action, the parties named shall be made aware of the action and must agree in writing to the vacation or alteration. Failure to gain approval from the parties named shall prohibit the board of supervisors or governing authorities from altering or vacating the map or plat, or any part thereof. Any alterations of a plat or map must be recorded in the appropriate location and a note shall be placed on the original plat denoting the altered or revised plat.

In this instance the applicant has stated that they have notified the owners of all lots in the subdivision and will have obtained their consent to the modification, with the restriction on use, before the request is heard by the Planning Commission. Staff, once again, supports the modification. It will not create a lot of an unusual size for a commercially oriented development, and there does not seem to be any reason why the lot of the size proposed would have a negative impact on nearby property owners.

Recommendation: Presuming that all other owners in the subdivision agree to the proposed change, and no other persons object and are found to be sufficiently adversely affected by the Planning Commission, staff recommends approval of the amendment to the Final Plat for 'Oxford Commons, Phase 1' to consolidate Lots 16 and 17 with the following conditions:

1. Approval by the Planning Commission and Mayor and Board of Alderman.
2. Approval is for the plat as submitted.
3. All persons determined by the Planning Commission to be adversely affected or directly interested in the proposed change to the subdivision have been contacted and have agreed in writing to the change. And if there are any objections, the Planning Commission determines that there is no adverse impact that would prevent approval of the subdivision modification.

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CITY OF OXFORD, MISSISSIPPI
FINAL PLAT APPLICATION FOR SUBDIVISION

Project Name Oxford Commons, P.U.D., Phase J, Tract C, Part 2 AmendedPhysical Address of Site 703 Sisk Avenue, Oxford, MSTax Parcel # 135J-22-002.14 & 002.15 PPIN # 33598, 33597Name of Applicant Rebel Hospitality, LLCApplicant's Address P.O. Box 8039, Meridian, MS 39303Phone # 601-479-3305 Email Address _____

Name of Property Owner _____

Name of Professional Submitting Precision Engineering CorpEngineer for Project Paul Koshenwa Phone # 662-254-8539

Architect for Project _____ Phone # _____

Current Zoning P.U.D. Proposed Units N/A Proposed Bedrooms N/AProposed Parking N/A Proposed Total Square Footage N/AProposed Number of Stories N/A Proposed Height N/A

Signature of Owner _____

Date _____

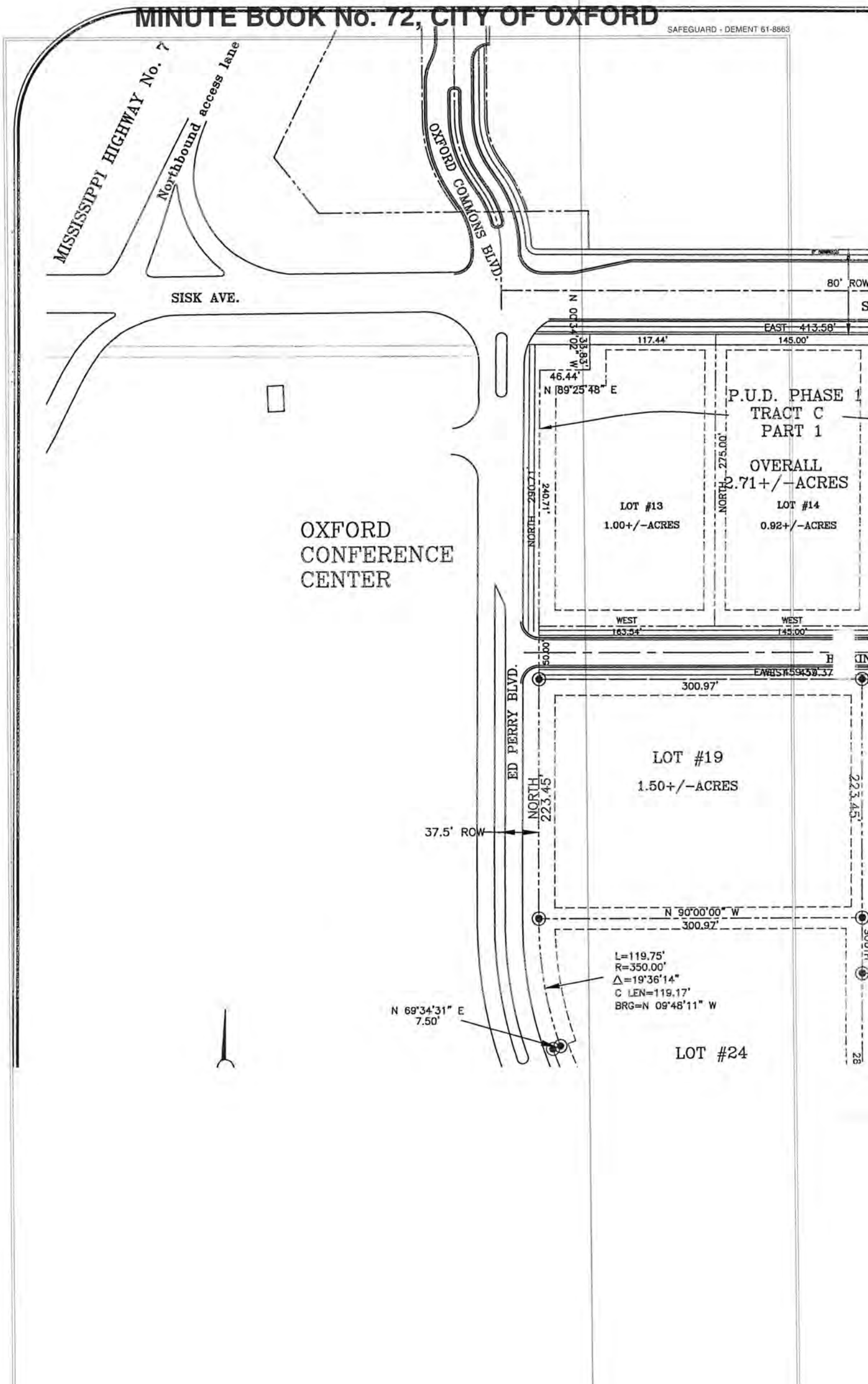
 A handwritten signature in black ink, appearing to be "Paul Koshenwa", written over a horizontal line.

Signature of Submitting Professional

02-24-2017
Date

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LEGAL DESCRIPTION

A fraction of the North half of Section 22, Township 8 South, Range 3 West, Oxford, Mississippi. This fraction contains 18.72 acres, more or less, and being describe in more detail as follows:

Beginning at a $\frac{1}{2}$ " steel tube being located on the South right-of-way line of Sisk Avenue, said point also being 948.32 feet West and 625.20 feet North of a 24" Oak tree commonly accepted as the Southeast corner of the Northeast Quarter of said Section 22, run thence due South leaving said South right-of-way line a distance of 1044.82 feet to a $\frac{1}{2}$ " steel tube; thence due West a distance of 362.00 feet to a $\frac{1}{2}$ " steel tube on the West right-of-way line of Commonwealth Boulevard; thence due North along said West right-of-way line a distance of 369.82 feet to a $\frac{1}{2}$ " steel tube; thence due West leaving said West right-of-way line a distance of 231.60 feet to a $\frac{1}{2}$ " steel tube; thence due North a distance of 75.00 feet to a $\frac{1}{2}$ " steel tube; thence due West a distance of 316.80 feet to a $\frac{1}{2}$ " steel tube; thence due South a distance of 232.04 feet to a $\frac{1}{2}$ " steel tube; thence due West a distance of 186.49 feet to a $\frac{1}{2}$ " steel tube on the East right-of-way line of Ed Perry Boulevard; thence North 36°10'09" West along said East right-of-way line a distance of 89.95 feet to a $\frac{1}{2}$ " steel tube, thence Northerly along said East right-of-way line and a curve to the right a distance of 103.25 feet to a $\frac{1}{2}$ " steel tube, said curve having a radius of 357.50 foot, chord bearing of North 27°53'44" West with a chord distance of 102.89 feet; thence North 69°34'31" East along said East right-of-way line a distance of 7.50 feet to a $\frac{1}{2}$ " steel tube; thence Northerly along said East right-of-way line and a curve to the right a distance of 119.75 feet to a $\frac{1}{2}$ " steel tube, said curve having a radius of 350.00 foot, with a chord bearing of North 09°48'11" West with a chord distance of 119.17 feet; thence due North along said East right-of-way line a distance of 223.45 feet to a $\frac{1}{2}$ " steel tube on the South right-of-way line of Hopkins Drive; thence due East leaving said East right-of-way line and along said South right-of-way line a distance of 459.37 feet to a $\frac{1}{2}$ " steel tube; thence due North leaving said South right-of-way line a distance of 325.00 feet to a $\frac{1}{2}$ " steel tube on the South right-of-way line of said Sisk Avenue; thence due East along said South right-of-way line a distance of 752.00 feet to the Point of Beginning of this description.

ENGINEER'S CERTIFICATE

I HEREBY CERTIFY THAT THE AMENDED P.U.D. PHASE 1, TRACT C, PART 2 IS

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**OXFORD**PLANNING
DEPARTMENT

Memorandum

To: Mayor and Board of Aldermen
From: Gray Parker, Planner I
Date: May 16, 2017

Re: Planning Commission Case 2185
Final Plat Approval (Amended) for Country Club Subdivision, Phase I (Lot 14)
207 Colonial Road (PPIN #5701)

Zoning: (RE) Residential Estate

Planners Comments: Please consider this request for an amendment to the Final Plat for Lot 14 of Phase I of the Country Club Subdivision. The request is to reconfigure the lot lines of Lots 13 and 14 to correct an as-built situation. A home built in 1970 crosses the lot lines of Lots 13 and 14, but a plat amendment to correct this situation and combine these lots was never filed. The proposed Lot 14 property is approximately +/- 1.69 acres. The only change will be to modify the plat in the Office of the Chancery Clerk of Lafayette County, combining these lots to create Lot 14.

Recommendation: At the regular Planning Commission meeting on May 12, 2017, the applicant provided the Commission with signatures of all affected lot owners in the 'Country Club Subdivision, Phase I' (Also included in the packet). The Commission recommended approval with conditions for a Final Plat Approval (Amended) for the 'Country Club Subdivision, Phase I (Lot 14)'. The conditions of approval by the Planning Commission are as follows:

1. Approval of 'Country Club Subdivision' Final Plat by the Mayor and Board of Alderman.
2. Approval is for the plat as submitted.

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OXFORD

PLANNING
DEPARTMENT

Case 2185

To: Oxford Planning Commission
 From: Gray Parker, Planner I
 Date: May 11, 2017

Applicant: Cynthia B. Allgood
 Owner: Same
 Request: Final Plat Approval (Amended) for Country Club Subdivision, Phase I (Lot 14)
 Location: 207 Colonial Road (PPIN #5701)
 Zoning: (RE) Residential Estate

Surrounding Zoning:

North: (RE) Residential Estate
 South: (RE) Residential Estate
 East: (RE) Residential Estate
 West: (RE) Residential Estate

Planners Comments:

This is a request to reconfigure the lot lines of Lots 13 and 14 in the Country Club Subdivision (Phase 1). A house, built in 1970, crosses the lot lines of Lots 13 and 14, but a plat amendment to correct this situation and combine these lots was never filed. The proposed Lot 14 property is approximately +/- 1.69 acres. The only change will be to the plat amendment in the Office of the Chancery Clerk of Lafayette County, combining these lots to create Lot 14.

Recommendation: Staff supports this proposal to clear up this subdivision situation and recommend approval of the Final Plat (Amended) for 'Country Club Subdivision' with the following conditions:

1. Approval of 'Country Club Subdivision' Final Plat by the Mayor and Board of Alderman.
2. Approval is for the plat as submitted.

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 CITY OF OXFORD, MISSISSIPPI
 FINAL PLAT APPLICATION FOR SUBDIVISION
Project Name Lot 14 (Amended) - Country Club Subdivision Phase IPhysical Address of Site 207 Colonial RoadTax Parcel # 134K-20-094.00 PPIN # 5701Name of Applicant Cynthia B. AllgoodApplicant's Address 1287 Good Hope Road Batesville, MS 38632Phone # (662) 934-7606 Email Address cindyballgood@gmail.comName of Property Owner Cynthia B. AllgoodName of Professional Submitting Kevin W. McLeodEngineer for Project Kevin W. McLeod Phone # (662) 234-1763Architect for Project N/A Phone # N/ACurrent Zoning N/A Proposed Units N/A Proposed Bedrooms N/AProposed Parking N/A Proposed Total Square Footage N/AProposed Number of Stories N/A Proposed Height N/A
Cynthia B. Allgood
 Signature of Owner

3-14-17
 Date

Kevin W. McLeod
 Signature of Submitting Professional

3/22/17
 Date

FORM 2016.002

G:\Department of Planning and Development Documents\Planning Applications\Current Applications

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Nicholas S. Brown

Admitted in
Mississippi and Tennessee

March 8, 2017

Mr. Charles D. Sherman, III
 Ms. Elizabeth L. Sherman
 212 Country Club Drive
 Oxford, Mississippi 38655

Re: Proposed Amended Plat for Lots 13 and 14 Country Club Subdivision

Dear Mr. Sherman and Ms. Sherman:

As a neighboring lot owner of Lots 13 and 14 of Country Club Subdivision, the purpose of this letter is to inform you of the desire of Richard and Jane Cross to amend the plat of the subdivision – *only as it pertains to Lots 13 and 14*. Recent guidelines of the City of Oxford require any plat amendments to be presented to any affected property owners; therefore, as you have an ownership interest in property located near the lots, we are providing you with the enclosed documents for illustrative purposes:

1. Tax Map/Plat of Country Club Subdivision
2. Proposed Amended Plat (mirroring the tax map)
3. Approval Letter

Per the attached, you will see the plat amendment will actually mirror how the parcel is currently taxed. In effect, nothing will change with the property lines other than the filed plat amendment in the Office of the Chancery Clerk of Lafayette County. Preserving the neighborhood and property lines is of great importance to the Cross family. A necessary step prior to final approval lies in the hands of the lot owners.

Should you have no objection to the Proposed Plat, please execute the enclosed letter of approval. Alternatively, should you have objections and or questions, please let me know. If there are enough questions and/or comments, arrangements will be made for a neighborhood meeting to address them. I look forward to hearing from you.

Sincerely,

Nicholas S. Brown

Enclosures

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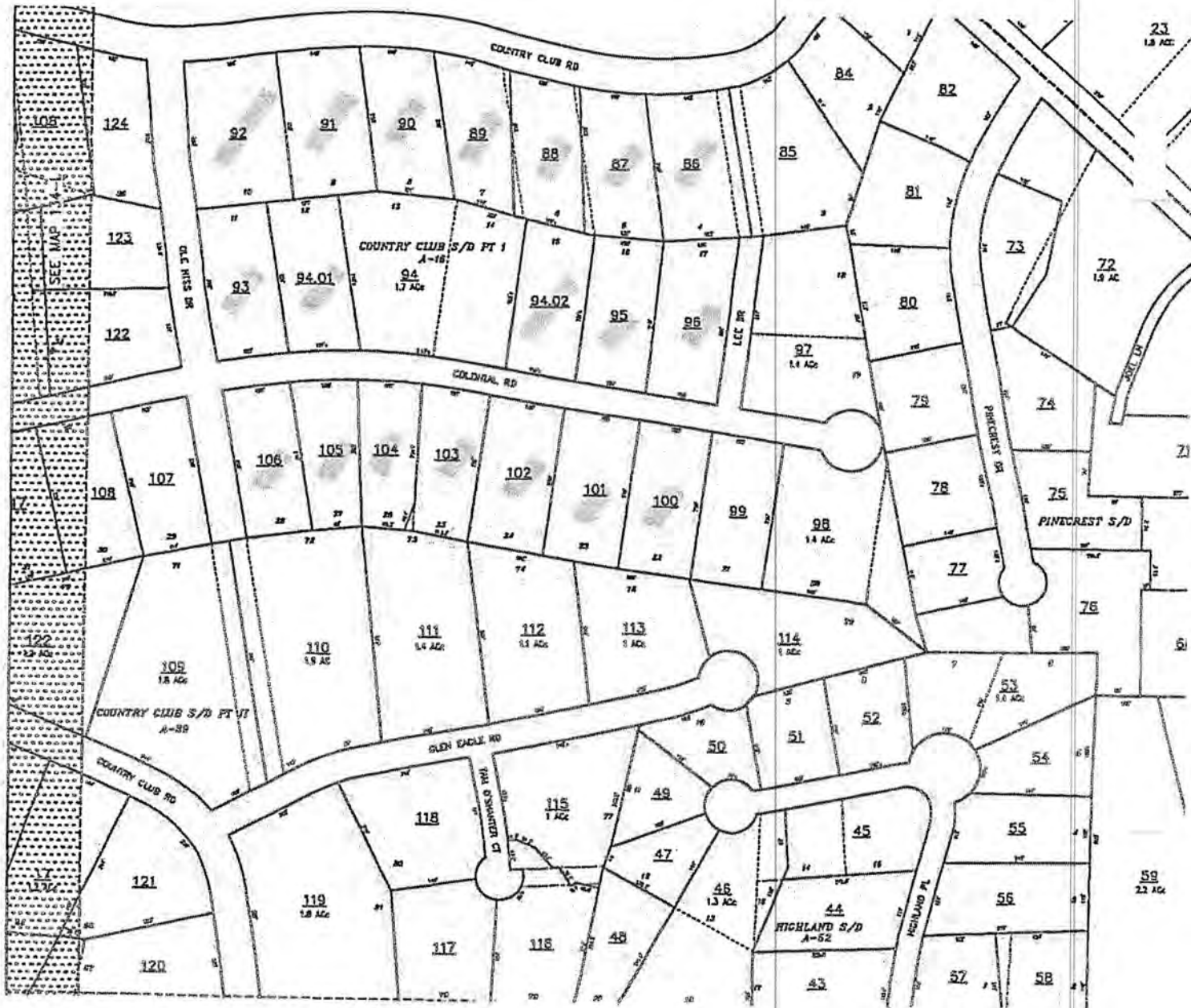


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Confidential Informa

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As Lot 4 Owner(s), we:

X

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

Samuel B. Cousley, Jr.
Samuel B. Cousley, Jr.

Patricia V. Cousley
Patricia V. Cousley

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As Fractional Owners of Lots 5 & 6, we:

✓

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

Edward S. Crawford

Edward S. Crawford

Shirley Ann Crawford

Shirley Ann Crawford

3/24/2017

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As fractional Owners of Lots 5, 6 and also 7, we:

X

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

Ben B. Robertson
Benjamin B. Robertson

4/20/17

Annie D. Robertson
Annie D. Robertson

April, 20, 2017

MINUTE BOOK No. 72, CITY OF OXFORD

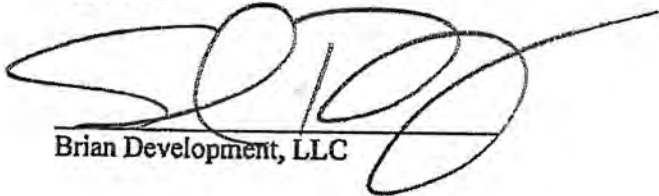
SAFEGUARD - DEMENT 61-8863

As fractional Owners of Lots 6 and 7, I:



Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:



Brian Development, LLC

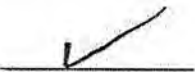
DATE:

4.5.17

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863


As Lot 8 Owner(s), we:

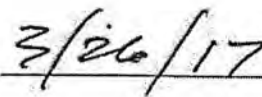



Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:


Pope S. Mallette


3/26/17


Liza D. Mallette


3-26-17

MINUTE BOOK No. 72, CITY OF OXFORD

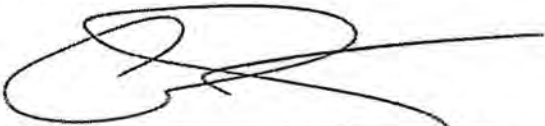
SAFEGUARD - DEMENT 61-8863

As Lot 9 Owner(s), we:

_____ Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:



Charles D. Sherman, III

3/24/17



Elizabeth L. Sherman

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 10 Owner, I/we:

_____ Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

Wanda Poole
Wanda E. Poole

3/29/17

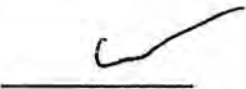
Wanda Poole
Ray Poole Family Trust
By: Wanda E. Poole, trustee

3/29/17

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 11 Owner(s), we:



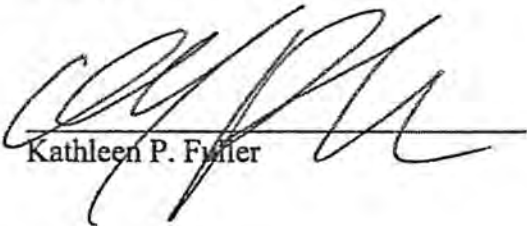
Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:


Jeffrey P. Fuller

19 April 2017


Kathleen P. Fuller

19 April 2017

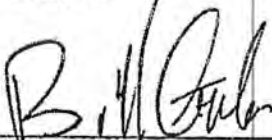
MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 12 Owner(s), I/we:

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:



IRA Innovations, LLC


DATE:

8-21-11

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863


As Lots 15 and 16 Owner, I:



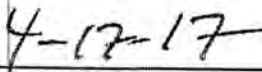
Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:



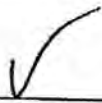
Kristy L. Gililand



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 17 Owner(s), we:

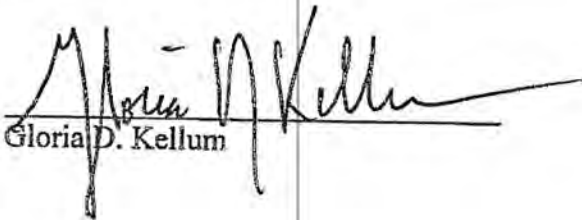


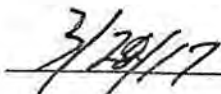
Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:









MINUTE BOOK No. 72, CITY OF OXFORD


SAFEGUARD - DEMENT 61-8863

As Lot 22 Owner, I:

_____ Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

 *J. M. R., manager*
Shady Creek Properties, LLC

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

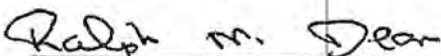
As Lot 23 Owner(s), we:



Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

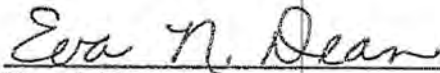
SIGNED:

DATE:



Ralph M. Dean, III

4/20/2017




Eva Neill Dean

4/20/2017

MINUTE BOOK No. 72, CITY OF OXFORD


SAFEGUARD - DEMENT 61-8863

As Lot 24 Owner(s), we:



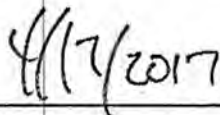
Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

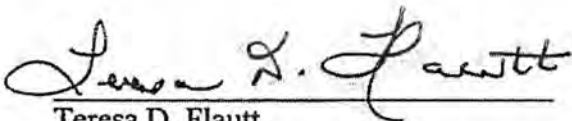
SIGNED:



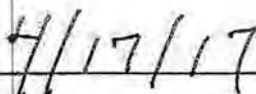
David E. Flautt

DATE:





Teresa D. Flautt



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 25 Owner(s), we:

✓

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

A. Tonquin Stovall

A. Tonquin Stovall

4/18/2017

Stacy S. Stovall

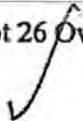
Stacy S. Stovall

4/19/2017

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

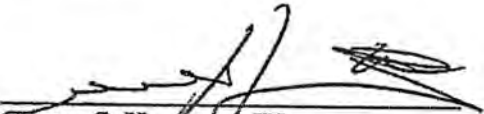
As Lot 26 Owner(s), we:

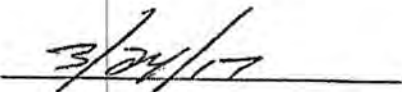


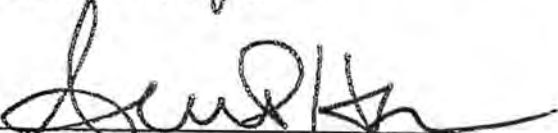
Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:


George S. Haymans, IV



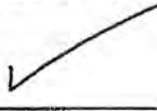

Arin P. Haymans



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

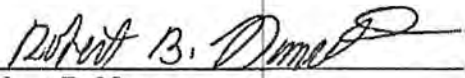
As Lot 27 Owner(s), we:

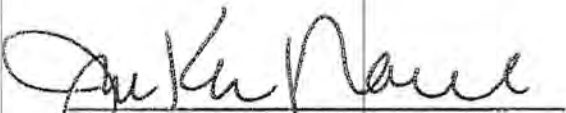


Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:


Robert B. Nance


Jane K. Nance

April - 17 - 2017

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

As Lot 28 Owner(s), we:

Approve of the Proposed Amended Plat for Lots 13 and 14 of Country Club Subdivision

SIGNED:

DATE:

Bobbie D. Ford
Bobbie D. Ford

April 26, 2017

Matthew James Ford

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-6863

LOT 14 (
COUNTRY CLUB

OWNER'S CERTIFICATE

I, Cynthia B. Allgood, The Owner Of The Property Herein Described, Certify That I Did Cause Said Land To Be Combined And Platted, As Shown On The Attached Plat Of Lot 14 (Amended) Of Country Club Subdivision, Part 1.

Witness My Hand And Signature This Day Of , 2017.

CYNTHIA B. ALLGOOD OWNER NOTARY

ENGINEER'S CERTIFICATE

I Certify That The Lot 14 (Amended) Of Country Club Subdivision, Part 1 In Lafayette County, Oxford, Mississippi Is In Conformance With The Design Requirements Of The Subdivision Regulations And Specific Conditions Imposed On This Development, And Takes Into Account All Applicable Federal, State, And Local Laws And Regulations.

Witness My Hand And Signature This Day Of , 2017.

Kevin W. McLeod Mississippi PE No. 15151

CITY ENGINEER'S CERTIFICATE

I Certify That The Owner Has Complied With One Of The Following Alternatives for The Country Club Subdivision, Part 1:

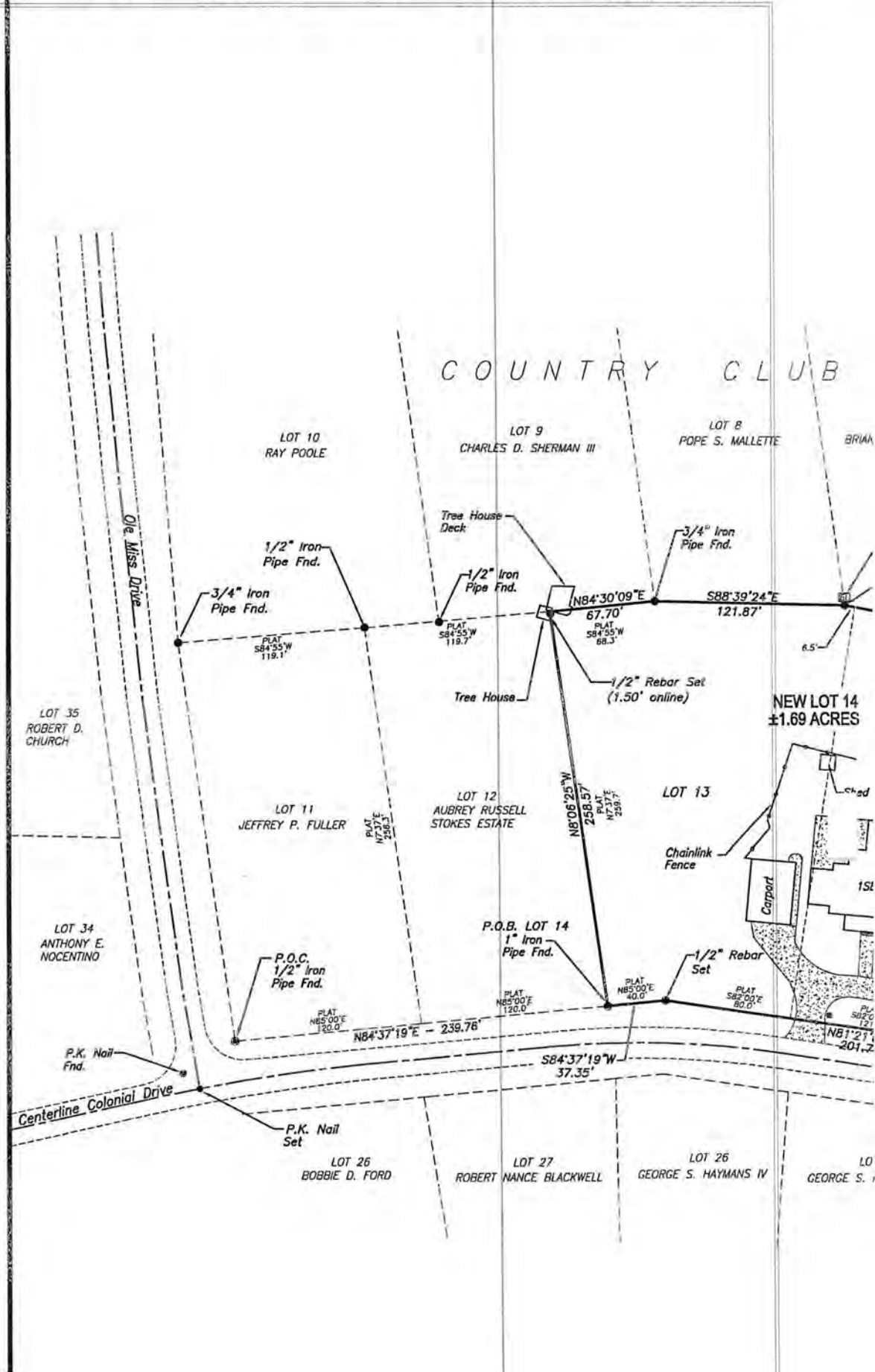
- 1. All Improvements Have Been Installed by The Sub-Divider In Accordance With The Requirements Of These Regulations And With The Action Of The Board Of Aldermen, Giving Approval Of The Preliminary Plat, And Accepting Maintenance Of Utilities And Streets.
- 2. A Bond, Certified Check Or Irrevocable Letter Of Credit Has Been Posted By The Sub-Divider Which Is Available To The City In A Sufficient Amount To Ensure Completion Of All Required Improvements.

As Of This Day Of , 2017.

Rart Robinson

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8953



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Planning Director
Date: May 16, 2017

Re: Planning Commission Case 2187
Preliminary Plat Modification "The Grove at Grand Oaks", Phase V
Grand Oaks (PUD) Planned Unit Development, located off of Fazio Drive near Bell
River Road. (PPIN #8949)

Zoning: (PUD) Planned Unit Development / (R1A) Single Family Residential

Planners Comments: As noted more fully in the attached staff report to the Planning Commission this is a request for a modification of a preliminary plat approved last year. The request is to allow a gated entry where Palmer Drive will intersect Bell River Road.

As explained in the staff report, the zoning regulations for the City of Oxford do not allow gated entries on public streets for subdivisions – just for driveways to a home (by right) and multi-family developments (by special exception). Planning and Public Works staff strongly opposed this request as it violated the city code, and the core principles established for the city in the Vision 2037, and prior master plans. Connectivity is a bedrock principle of good community planning and good transportation planning. Further, allowing this re-interpretation of the Code would establish a precedent difficult to deny to other subdivisions.

In addition to the planning concerns, Public Works staff is also concerned that such a decision puts Fazio Drive in direct conflict with Section 162.04(14) of the Land Development Code, which states that the maximum length for a dead-end road is 800 feet. The installation of a dead-end with a gate only for emergency access makes both Palmer Drive and Fazio Drive both dead-end streets. Fazio Drive, as it is currently built, is approximately 3,000 feet long before it reaches the next road (Clubhouse) that is not a cul-de-sac. It will be longer once Phase V is built.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

The reason that Fazio was allowed to be extended that length through the various phases was because it was planned to connect to Bell River Road via Palmer. By having a connection to Palmer, which was connecting to Bell River Road, Fazio was not a dead-end street. The connection to Bell River Road was clearly shown on the PUD Amendment in November 2014 and staff may likely have made a different recommendation on the PUD Amendment at that time if they had known of a potential to make Palmer Drive a dead-end; creating a subdivision with fewer alternative access points. It is very unlikely that staff would have recommended Fazio Drive to be extended this far without another connection out of the development. Of equal concern, with this precedent set, is the likely potential for the other future connections to Bell River Road to be protested by residents of Grand Oaks who have the same concerns.

The reasons for the request are stated in the document from the applicant. There was substantial support for the request from members of the public who live in Grand Oaks primarily related to a fear of drive-through traffic.

Recommendation: After substantial comment, the Planning Commission voted to recommend approval of a gate that allowed access by emergency vehicles only, by a vote of 4-2. A legal rationale for making this decision was not given. In addition to all other noted concerns, such a decision would mean that a street maintained using public funds would not be accessible by the public. The staff remains deeply concerned with the precedent of such a decision, as there is no support for it in the Land Development Code. Should the City wish to start allowing limited access gates on public streets, it would be preferable to request that staff modify the code standards. Alternately, it would be preferable to consider proposing to Grand Oaks that their streets be changed to private rather than public streets if they wish to limit access.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Case 2187

To: Oxford Planning Commission
From: Judy Daniel, AICP; Director of Planning
Date: May 11, 2017

Applicant: LT2, LLC
Owner: Same
Request: Preliminary Plat Modification "The Grove at Grand Oaks", Phase V
Location: Grand Oaks (PUD) Planned Unit Development, located off of Fazio Drive near Bell River Road. (PPIN #8949)
Zoning: (PUD) Planned Unit Development / (R1A) Single Family Residential

History: #1990 – Establish Underlying Zoning – Approved January 2015
 #2100 – Preliminary Plat Approved – September 2016

Surrounding Uses and Zoning: All surrounding uses are (PUD) Planned Unit Development, property to the east is in Lafayette County, not a part of the PUD.

Planners Comments: The subject property is Phase V of "The Grove of Grand Oaks" subdivision located in the Grand Oaks Planned Unit Development, Phase II. It is located in the northeastern portion of the PUD and measures approximately 20.4 acres. Proposed access to Phase V is via Fazio Drive ending at the proposed Palmer Drive, which bisects the parcels and terminates at Bell River Road located in the county off of Highway 334.

This preliminary plat was approved in September of 2016, and the applicant is returning to request a modification to the plat to allow the termination of Palmer Drive, where it exits the Grand Oaks PUD, to become a gated entry.

The applicant has submitted a letter stating the reasons for requesting this change which cite Section 212.04 (regarding site plan approvals) #1 (regarding emergency access) and #11 (regarding emergency access roads); and Sec. 126.16 (regarding gated entries). The stated legal logic of the request is difficult to follow; but seems to be that because Grand Oaks has both single-family and multi-family development, and multi-family development can request a gate by special exception, that Grand Oaks can request approval of a gated entry at Palmer Drive.

MINUTE BOOK No. 72, CITY OF OXFORD

Another stated reason for the gate is to "limit other traffic that is not directly associated to the Grand Oaks PUD", and because the gate "would provide safety for the 2,112 lots and/or units that will eventually be development" and "security for The Country Club at Oxford." It states that the Country Club is "a private club and has a very large investment in the golf course facilities and the gate will provide the extra security needed to protect those facilities and its members."

Presumably, this security is only needed for those who might seek to drive through Grand Oaks from the east as gates have not been requested for other access points. The reason that it is felt that security is needed from those who might wish to enter or exit from the east is not stated.

Staff cannot find a legal method or reason to support this request. The Land Development Code, Sec. 126.16, pertaining to gated entries for residential development, states that limited access gates are only allowed for an individual home, or (by special exception) for duplex or multifamily developments. There is no provision in the ordinance to allow it to a large development of multiple uses just because it has uses other than single family lots. Further, a large development of over 2,000 homes needs several open entry and exit points to enable better circulation and avoid overloading of primary streets. And finally, the City does not support gates on public streets. As the public as a whole pays for public streets, the public should have full access to public streets.

Beyond the lack of substantiation for supporting this request in the Land Development Code, allowing a gated entry to a large subdivision would be contrary to the Guiding Principles for the City of Oxford, adopted into the Land Development Code following the 1999 Vision 2020 Plan and reaffirmed in 2016 with Vision 2037. These guiding principles establish six fundamental design and planning principles for Oxford's future growth intended to guide day to day decisions of the governing authorities and city boards. Principle 4, in particular, states:

4. Establish a densely connected network of streets and roads to guide future growth that equally serves automobiles, pedestrians, bicycles and future possibilities of transit.

Recommendation: Deny the request for a modification of the Preliminary Plat for Phase V of "The Grove at Grand Oaks" in the Grand Oaks (PUD) Planned Unit Development to allow a gated entrance from Palmer Drive.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

LT2, LLC

300 Fazio Drive Oxford, MS 38655

April 6, 2017

Ms. Judy Daniel, AICP
 City of Oxford
 107 Courthouse Square
 Oxford, MS 38655

RE: Request for Exemption for
 Gate on Palmer Drive
 Phase V, The Grove at Grand Oaks

Dear Ms. Daniel:

Please consider this our formal request for an amendment to our previously approved Preliminary Plat on September 12, 2016 for an exemption to place a gate on Palmer Drive in the above-mentioned subdivision at the intersection with CR 403. The exemption is being asked for under the Oxford, MS Ordinance Section 212.04, Paragraphs 1 and 11 (specifically the first and last sentences) and Section 126.16 (Gates, posts and cable or other equipment across vehicular entrances) Paragraph A.2. Phase V, The Grove at Grand Oaks is part of what was approved by the City of Oxford known as Grand Oaks P.U.D. II. Grand Oaks P.U.D. II was zoned for 790 R1A units, 1320 RC units and a Golf Course known as The Country Club of Oxford. The Golf Course is located partly in Grand Oaks, P.U.D. I and Grand Oaks P.U.D. II.

As a multi-use Planned Unit Development, we qualify for the exemption because we have single family, multifamily and a golf course that are being developed simultaneously and next to each other. The Ordinance doesn't say you can't have a gate on a single family development but does say a single family lot can have a gate. It does say you can request an exemption under 126.16, Paragraph A.2 for multifamily. Since the majority of the P.U.D. is RC units and since the Ordinance says you can request an exemption under multifamily, we would contend that since we have single family, multifamily and a golf course all joining, there is no distinct separation between them. Therefore we would request the exemption for Palmer Drive at CR 403 because all the roads provide service to all distinct areas of our multi-use development. Section 212.04, Paragraph 1 refers to the ingress and egress to developments with particular reference to automotive and pedestrian safety, traffic flow and control, provision of services and servicing for utilities, and access in case of fire or catastrophe. In my opinion the words "traffic" and "control" refer to all kinds of control, such as traffic striping, signage, crosswalks, traffic lights, cul-de-sac, rubble strips and in our case a gated entrance at Palmer Drive and CR 403. The gate would control the additional traffic cutting through the development from an outside source. The gate would allow emergency vehicle access during the case of fire or catastrophe stated in this section of the Ordinance.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Page Two

Ms. Judy Daniel

Request for Exemption for Gate on Palmer Drive

Phase V, The Grove at Grand Oaks

LT2, LLC proposes to install a cul-de-sac for any traffic to turn around before the intersection of the proposed Palmer Drive and CR 403 with a gate to be located on private property for access to CR 403. The private drive would have a siren activated gate for emergency vehicles to exit and enter and a card activated access for the public traffic. The proposed gate will meet all the requirements of Section 126.16, Paragraph 3 (Design Guidelines). The card activated access would be for all traffic that either owns a single-family lot, a multi-family unit or belongs to The Country Club of Oxford as a member. This would limit other traffic that is not directly associated to the Grand Oaks P.U.D. II development but not limit emergency vehicles that might need to use the gate. As shown on the Grand Oaks P.U.D. II development Master Plan, there will be numerous entrances that will allow traffic ingress and egress.


The gate would also provide safety for the 2112 lots and/or units that will eventually be developed in Grand Oaks, P.U.D. II and security for The Country Club of Oxford. The Country Club of Oxford is a private club and has a very large investment in the golf course facilities and the gate will provide the extra security needed to protect those facilities and its members. The gate would be maintained by LT2, LLC and The Country Club of Oxford.

I have attached copies of the referenced Sections in the Oxford, Mississippi Code of Ordinances for your convenience.

Also, please let me know what forms and fees I need to take care of to respectfully ask that our request for this amendment to our previously approved Preliminary Plat on September 12, 2016, be placed on the May 8, 2017 City of Oxford Planning Commission agenda.

If you have any questions, please feel free to contact my office at 662-234-1763 or my cell at 662-816-9008.

Sincerely,


Larry L. Britt, LT2, LLC
Managing Member

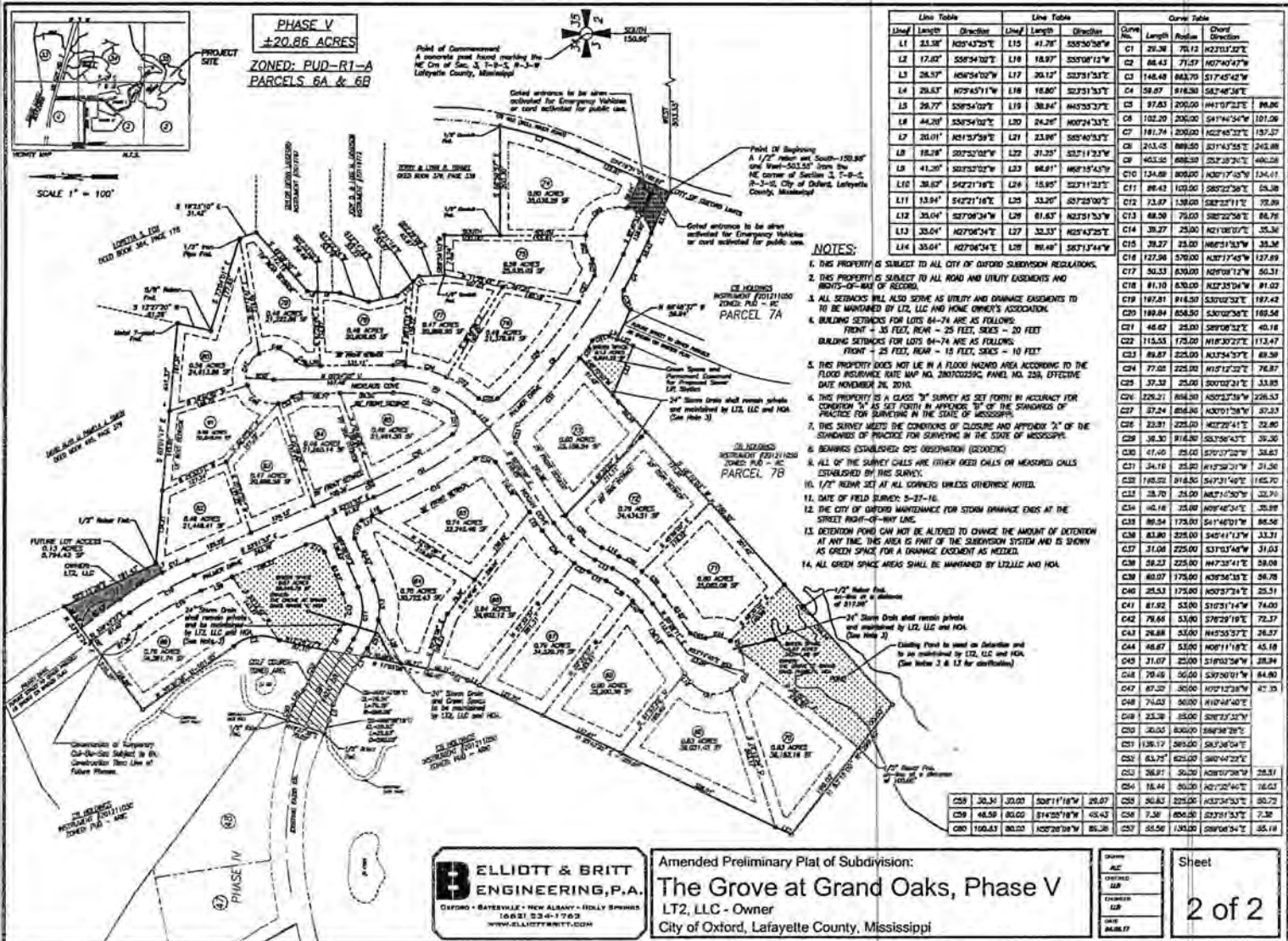
LLB/nen

Cc: Mayor Pat Patterson
Mayor-Elect Robyn Tannehill
Bart Robinson, City Planner

NAME	...
DATE	...
TIME	...
DATE	...

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8853



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

**OXFORD**PLANNING
DEPARTMENT**Memorandum**

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Planning Director
Date: May 16, 2017

Re: Planning Commission Case 2189
Extension of Oxford City Sewer
Intersection of CR 217 and CR 238, Lafayette County

Zoning: Lafayette County, beyond Oxford City Limits

Planners Comments: As noted more extensively in the attached staff report to the Planning Commission, this is a request for the use of City sewer for a housing development in Lafayette County. The development, Old Oaks, is to include 328 detached dwellings of varied sizes on a parcel of approximately 145 acres off Campground Road, east of the Oxford city limits. As this is to be in condominium ownership individual lots are not proposed. A total of 40 of these dwellings are pledged to be smaller and more affordable and 85 midsized, with the remaining 197 to be larger market rate homes. This development will have parklike areas and walking trails, and two ponds (that are also part of the stormwater management system) for recreational use of residents. Water is to be provided by the Punkin Water Association. Streets are to be built to meet or exceed County standards.

This proposal conforms to the recommendations for this rural area on the city's Future Land Use Map. Lower density rural residential development is recommended, and this density of this development is close to two units per acre. And the commitment to up to 40 units of smaller affordable dwellings is aligned with city goals of seeking options for affordable housing. Further, the clustered development pattern will allow the preservation of about 40 percent of the existing tree canopy, so no mitigation is required. The Old Oaks development should become a nice neighborhood of smaller to midsized homes, affordable to a range of income levels. The clustered design will preserve many of the trees on the site and, along with the small lakes, provide recreational options for residents.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Recommendation: The Planning Commission and staff recommend approval of this extension of city sewer service with the following conditions:

1. Approval is contingent on final approval of the sanitary sewer and stormwater plans by Public Works.
2. The applicant shall provide the City of Oxford with an executed Petition for Annexation.
3. Approval is contingent on the Lafayette County Planning Commission approving the development.
4. Approval is contingent on the Board of Alderman agreeing a contract to provide sewer services outside of the City limits; and the Board of Alderman will not hear the request for sewer until conditions 1, 2, and 3 above have been met.
5. Include standard language in the condominium covenants placing common responsibility all common areas with the Property Owners Association. This must be completed before the sewer agreement is completed.
 - a. The Common Area Parcels' Ad Valorem shall be assessed to Each condominium owner on a Prorata Basis as part of each Lot Owner's Total Assessment.
 - b. Condominium owners shall each have a percentage of the Common Area as Tenants in Common and shall share equally in the Maintenance, Repair and Upkeep of both the common areas and Limited Common Element Areas.
 - c. A condominium owner's interest in any common area may not be severed from the interest in the full parcel.
6. Approval is for the site plan submitted.

If you need additional information or have further questions, please feel free to contact the Planning Department.

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Case 2189

To: Oxford Planning Commission
From: Judy Daniel, AICP, Director
Date: May 11, 2017

Applicant: Walker and Walker Enterprises
Owner: Same
Request: Extension of Oxford City Sewer
Location: Intersection of CR 217 and CR 238, Lafayette County
Zoning: Lafayette County, beyond Oxford City Limits

Planners Comments: This is a request for preliminary approval of city water and sewer service to the Old Oaks development. This proposal includes 328 detached dwellings of varied sizes, located on a parcel of +/- 145 acres (PIN #137-25-0001.00 and PIN #137-25-010.00) on the east side of CR 217 (Campground Road) outside the Oxford city limits. The property, currently wooded and vacant, is hilly. Of the proposed dwellings, 40 will be smaller and most affordable (along Georgia Oak Cove), the remainder will be larger. The submitted plan indicates 85 will be mid-sized and 197 will be larger homes; but the developer may adjust those numbers based on market conditions.

The development is proposed to be in condominium ownership, so individual lots are not proposed. All units will be single family detached with footprints ranging from 1,500 sf up to 3,500 sf. There are to be three small parklike areas, and two ponds (that are also part of the stormwater management system). No other amenities are planned at this time. Water service for the development is to be supplied by the Punkin Water Association; and city sewer service is requested. Street are to be private, but built to county standards, and maintained by a homeowners association. Stormwater facilities will be designed to flow into the ponds.

Oxford City Policy is to review development in Lafayette County requesting city utilities to evaluate how well it conforms or not to the recommendations on the Future Land Use Map in the Vision 2037 Master Plan. The proposed Old Oaks Subdivision is in compliance with the recommendation for rural residential development on that map. And the commitment to 40

MINUTE BOOK No. 72, CITY OF OXFORD

smaller dwellings that will be more affordable, is well aligned with goals for seeking options for more affordable housing.

Requests for the use of city utilities are also reviewed to ensure that they meet all other standards for subdivisions in the city.

Planning staff worked with the applicants on their Tree Mitigation study, and because they are clustering the dwelling on smaller sites, a substantial amount of existing tree stands will be preserved. A total of 58 acres, 40 percent of the site is to be preserved. Enough existing wooded area is preserved to accommodate all mitigation on site without further planting or mitigation contribution. The landscaping plans, including required street trees and buffer areas, meet city standards.

The Public Works staff is completing their review and it will be provided before or at the Commission meeting.

Recommendation: The Old Oaks development should become a nice neighborhood of smaller to midsized homes, affordable to a range of income levels. The clustered design will preserve many of the trees on the site and, along with the small lakes, provide recreational options for residents. Staff recommends approval with the following conditions:

1. Approval is contingent on final approval of the sanitary sewer and stormwater plans by Public Works.
2. The applicant shall provide the City of Oxford with an executed Petition for Annexation.
3. Approval is contingent on the Lafayette County Planning Commission approving the development.
4. Approval is contingent on the Board of Alderman agreeing a contract to provide sewer services outside of the City limits; and the Board of Alderman will not hear the request for sewer until conditions 1, 2, and 3 above have been met.
5. Include standard language in the condominium covenants placing common responsibility all common areas with the Property Owners Association and the lot owners individually; and tying all lots to their responsibilities to the Common Areas. This must be completed before the sewer agreement is completed.
6. Approval is for the site plan as submitted.

If you need additional information or have further questions, please feel free to contact the Planning Department.

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OXFORD
PLANNING
DEPARTMENT

DEPARTMENTAL SITE PLAN REVIEW APPLICATION

Date: 04/24/2017 1st Submission X 2nd Submission _____ Other Submission _____

Project Name OLD OAKS of OXFORD

Physical Address of Site Intersection of CR 217 & CR 238

Tax Parcel # 137-25-001.00 & 137-25-010.00 PPIN # 17092 & 17093

Name of Applicant Walker & Walker Enterprises, LLC (Mr. Dan Walker)

Applicant's Address 3891 Forest Hill Irene, Memphis TN 38125

Phone # 901-652-8745

Email Address dan@walker-ent.com

Name of Property Owner Walker & Walker Enterprises, LLC

Name of Professional Submitting Precision Engineering Corporation

Engineer for Project Shane Cardwell, P.E. Phone # 662-223-0525

Architect for Project Sloan Landscape Architecture Phone # 662-610-5588

Current Zoning n/a Proposed Units 322 Proposed Bedrooms 966 Proposed Parking n/a

Proposed Total Square Footage +666,600 Proposed Number of Stories 1 & 2 Proposed Height T.B.D.

DOCUMENTS REQUIRED FOR SUBMITTAL: Please Note: Resubmittals should include City comments and how they were addressed on company letterhead.

- ☒ One full scale (24inx36in) set of complete civil drawings, building elevations, floor plans and landscaping plan.
- ☒ Upload all construction drawings, stormwater report, traffic impact study (if applicable), and other required materials listed below to the City of Oxford's File Drop location
- ☒ Project narrative detailing the overall concept of the development.

Construction drawing sets must include, but not limited to, the following:

- ☒ Aerial view of the site clearly indicating the relationship to the surrounding area
- ☒ Indicate location of property or labeling of physical address, zoning of adjoining properties and public or private streets, adjacent property owners
- ☒ Site plan to scale, showing property boundaries
- ☒ Site elevations - To Scale
- ☒ AutoCAD 2010 drawing in State of Mississippi East Zone Foot Plane Coordinates
- ☒ Building elevations - including height
- ☒ Grading Plan (Erosion Control Measures) and topo
- ☒ Setback locations with the exact location of all buildings and structures
- ☒ Floodplain Zone location/designation and Elevation Certificate (if applicable)
- ☒ Location of all utilities, including electric, gas, water and sewer
- ☒ Location of meter, transformers and utility poles. Include amperage, voltage and phases
- ☒ Water and sewer mains shall be indicated and the location of all valves, meters, manholes and fire hydrants
- ☒ Retention/Detention Plan with stormwater report. (Meeting all requirements of stormwater ordinance approved 7-1-14)
- ☒ Retaining wall with heights
- ☒ Traffic Impact analysis and plan (if applicable)
- ☒ Off street parking spaces and driveways - # of spaces labeled (including handicapped)
- ☒ Indicate location of any requested Transit Stops/shelters, if applicable (All transit stops must be approved through OUT Transit)
- ☒ Location of all refuse containers or dumpsters
- ☒ Existing tree survey, tree mitigation calculations and landscape plan
- ☒ Plans for amenities/recreation-facilities (if applicable)

- ☒ Adhere to 2010 ADA Requirements
- ☒ Adhere to Emergency Management Requirements
- ☒ Adhere to Fire Department Requirements

- ☒ Adhere to Planning Requirements
- ☒ Adhere to Public Works Requirements
- ☒ Adhere to Solid Waste Requirements
- ☒ Adhere to Transit Requirements

Please note: Applications submitted more than two times may incur additional application fees.

Signature of Owner or Authorized Agent *Shane Cardwell* Date 04/24/2017

CONSTRUCTION PLANS
FOR
OLD OAKS of OXFORD
(Lafayette County, Mississippi)

LAFAYETTE COUNTY, MISSISSIPPI



VICINITY MAP
N.T.S.



OWNER/DEVELOPER:
WALKER & WALKER
ENTERPRISES, LLC
Mr. Dan Walker
3891 Forest Hill Irene
Memphis, TN 38125
(901) 683-1440

CONSULTING ENGINEER:
PRECISION ENGINEERING CORPORATION
276 COUNTY ROAD 101
OXFORD, MS 38655
(662) 234-8539

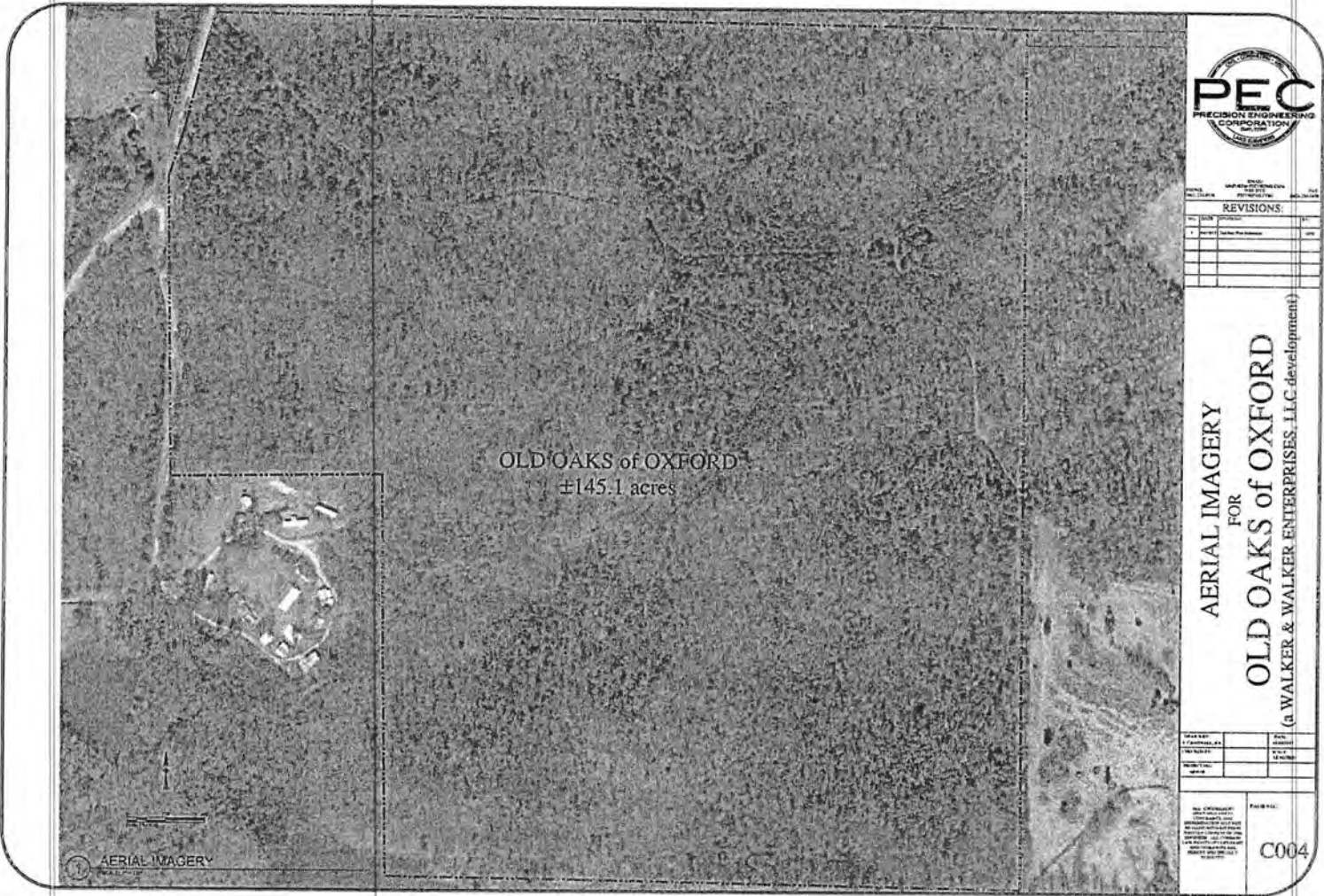
MARCH 3, 2017
Revised: April 21, 2017

INDEX OF SHEETS:

- C000 COVER SHEET
- C001 BOUNDARY SURVEY
- C002 GENERAL NOTES & INFORMATION
- C003 RESERVED
- C004 AERIAL PHOTOGRAPHY
- C005 SITE PLAN WITH AERIAL PHOTOGRAPHY
- C006 TREE PRESERVATION DIAGRAM
- C101 EXISTING TOPOGRAPHY (NORTH)
- C102 EXISTING TOPOGRAPHY (SOUTH)
- C103 SITE PLAN (NORTH)
- C104 SITE PLAN (SOUTH)
- C105 GRADING PLAN (NORTH)
- C106 GRADING PLAN (SOUTH)
- C107 RESERVED
- C108 RESERVED
- C109 UTILITY PLAN - SEWER (NORTH)
- C110 UTILITY PLAN - SEWER (SOUTH)
- C111 UTILITY PLAN - WATER (NORTH)
- C112 UTILITY PLAN - WATER (SOUTH)
- C201 PLANPROFILE - POST OAK LAKE
- C202 PLANPROFILE - LIVE OAK DRIVE
- C203 PLANPROFILE - LIVE OAK DRIVE
- C204 PLANPROFILE - PIN OAK LAKE & SHREVE OAK CIRCLE
- C205 PLANPROFILE - SHREVE OAK CIRCLE
- C206 PLANPROFILE - SHREVE OAK CIRCLE
- C207 PLANPROFILE - HUNTER OAK DRIVE
- C208 PLANPROFILE - HUNTER OAK DRIVE
- C209 PLANPROFILE - WATER OAK DRIVE
- C210 PLANPROFILE - WATER OAK DRIVE
- C211 PLANPROFILE - BUR OAK COVE
- C212 PLANPROFILE - GEORGIA OAK COVE
- C213 PLANPROFILE - BEAR OAK POINT
- C214 PLANPROFILE - TURKEY OAK COVE
- C401 SEWER PROFILE - LINE A
- C402 SEWER PROFILE - LINE A
- C403 SEWER PROFILE - LINE B
- C404 SEWER PROFILE - LINE C
- C405 SEWER PROFILE - LINE C
- C406 SEWER PROFILE - LINE D
- C407 SEWER PROFILE - LINE E
- C408 SEWER PROFILE - LINE E
- C409 SEWER PROFILE - LINE G
- C410 SEWER PROFILE - LINE H
- C411 SEWER PROFILE - LINE H
- C412 SEWER PROFILE - LINE I
- C413 SEWER PROFILE - LINE I
- C414 SEWER PROFILE - LINE I
- C501 DETAILS
- C502 DETAILS
- C503 DETAILS
- C504 DETAILS
- C505 DETAILS
- C506 RESERVED
- C507 DETAILS
- C508 DETAILS
- C509 DETAILS
- C510 DETAILS
- C701 FORCE MAIN PLANPROFILE TO BRITNEY WOODS
- C702 FORCE MAIN PLANPROFILE TO BRITNEY WOODS
- C703 FORCE MAIN PLANPROFILE TO BRITNEY WOODS
- C704 FORCE MAIN PLANPROFILE TO BRITNEY WOODS

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REVISIONS:		
NO.	DATE	DESCRIPTION
1	01/01/01	Initial Map

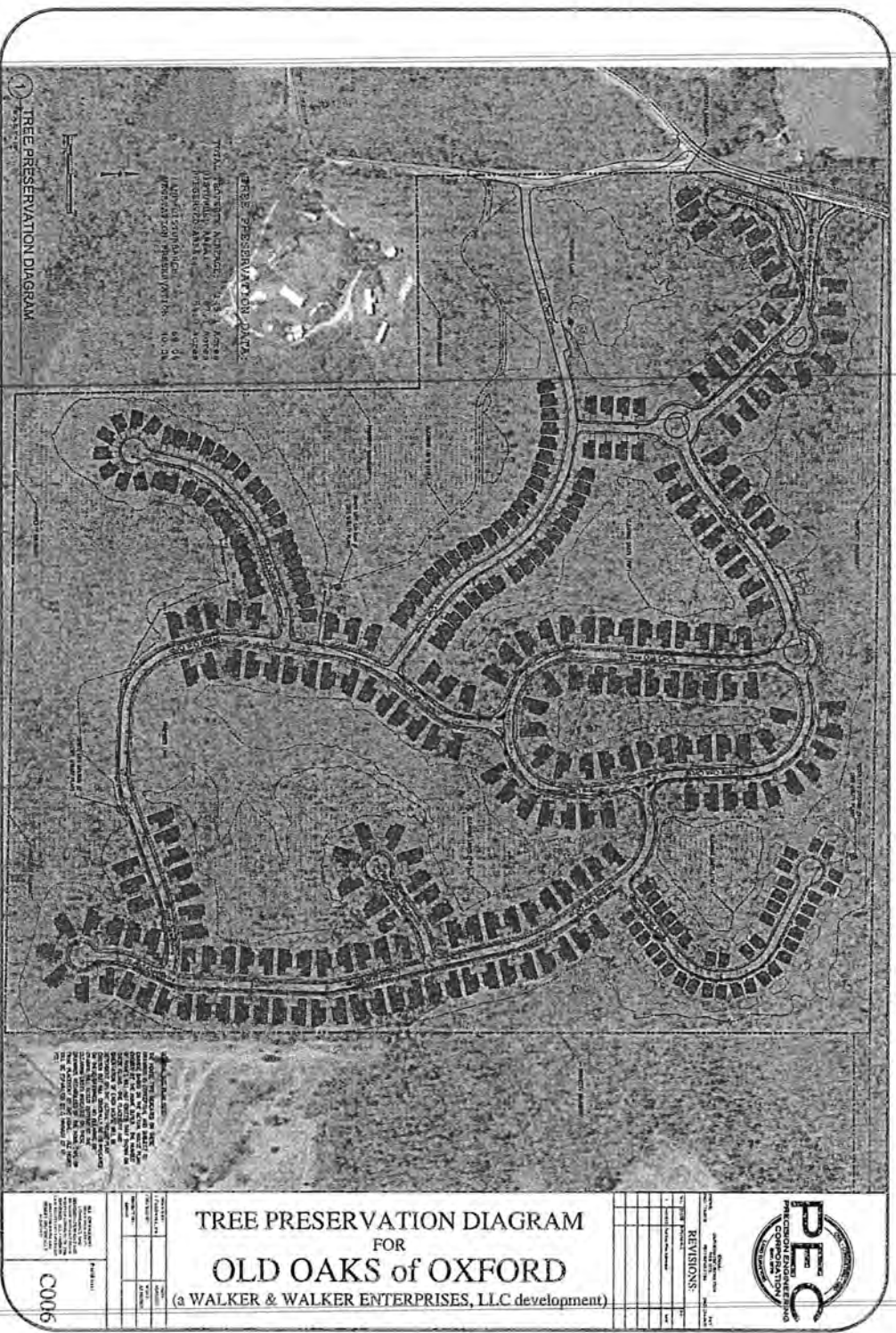
AERIAL IMAGERY
FOR
OLD OAKS of OXFORD
(a WALKER & WALKER ENTERPRISES, LLC development)

DATE:	01/01/01	BY:	
DATE:	01/01/01	BY:	
DATE:	01/01/01	BY:	

PROJECT NO.: C004

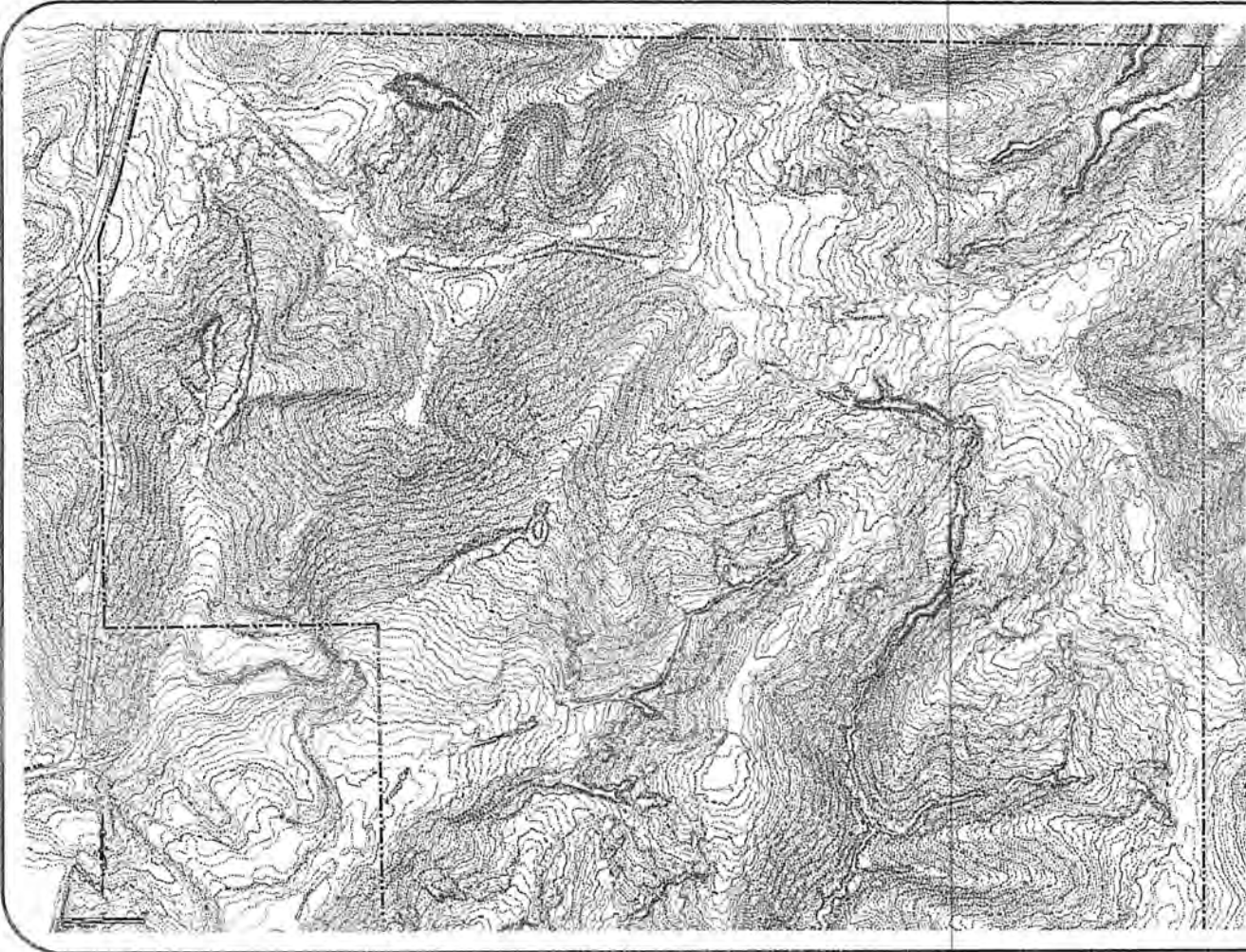
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SAFEGUARD - DEMENT 61-8863



REVISIONS	
NO.	DESCRIPTION
1	Added for the City of Oxford
2	
3	
4	
5	

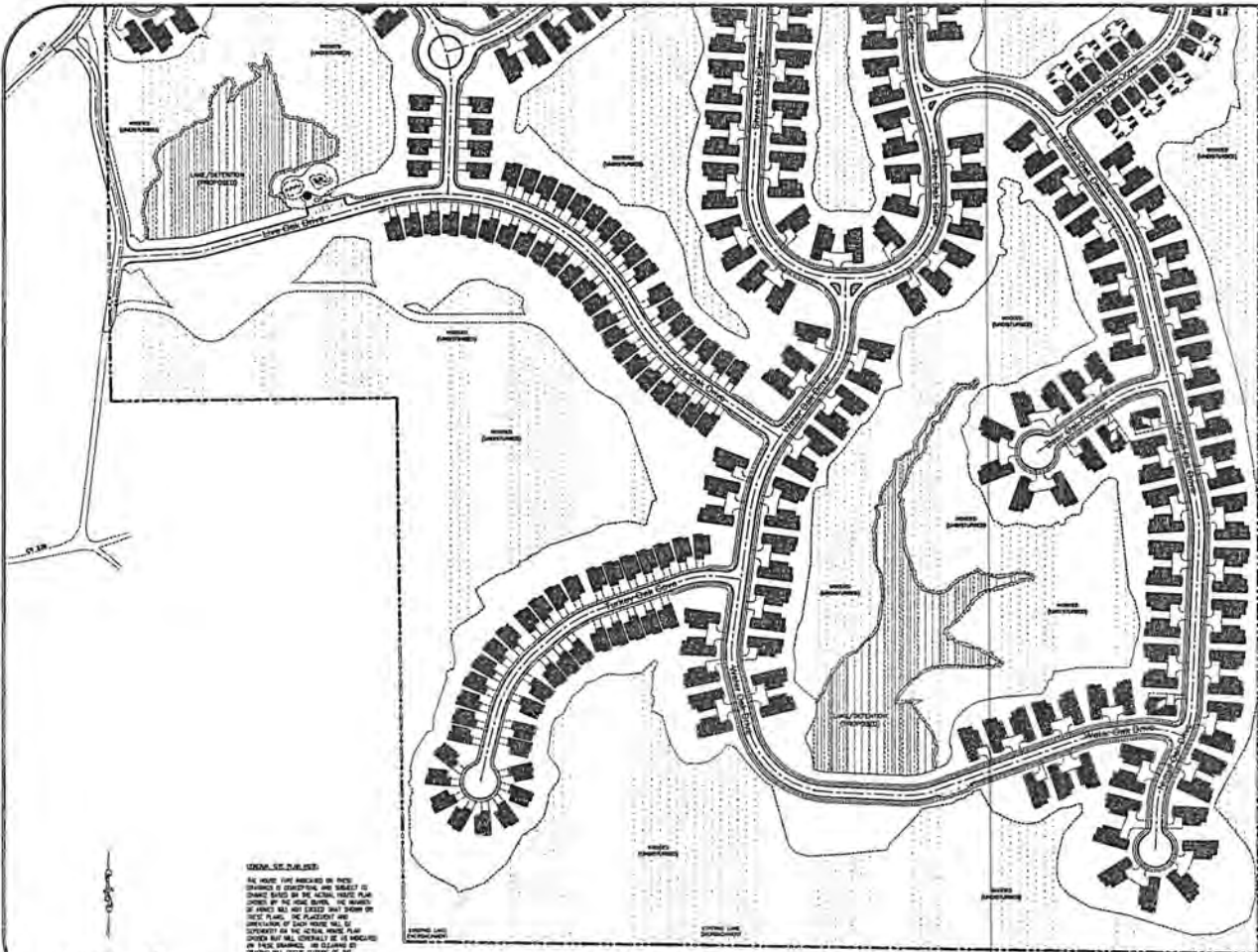
EXISTING TOPOGRAPHY (NORTH)
FOR
OLD OAKS of OXFORD
KER & WALKER ENTERPRISES, LLC (development)

DATE	10/1/01
BY	JK
CHECKED	
DATE	

PROJECT NO. C101

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NOTES:
1. THE HOUSE TYPE SHOWN ON THIS
PLAN IS A SUGGESTION AND SUBJECT TO
CHANGE BASED ON THE ACTUAL HOUSE PLAN
OBTAINED BY THE HOME OWNER. THE NUMBER
OF HOUSES WILL BE LIMITED AND SHOWN ON
THE FINAL PLAN. THE PLACEMENT AND
ORIENTATION OF EACH HOUSE WILL BE
DETERMINED BY THE ACTUAL HOUSE PLAN
OBTAINED BY THE HOME OWNER. IT IS REQUESTED
THAT THE HOME OWNER BE CLEARLY
ADVISED THAT THE HOUSES WILL BE
ORIENTED BASED ON THE HOUSE TYPE
SHOWN ON THIS PLAN. THE HOUSES
WILL BE ORIENTED BY A MINIMUM OF 15
DEGREES.

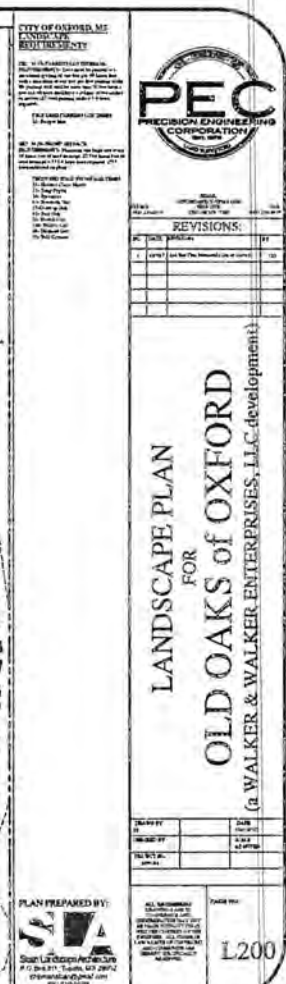


REVISIONS:	
NO.	DESCRIPTION
1	REVISION 1
2	REVISION 2
3	REVISION 3
4	REVISION 4
5	REVISION 5
6	REVISION 6
7	REVISION 7
8	REVISION 8
9	REVISION 9
10	REVISION 10

SITE PLAN (SOUTH)
FOR
OLD OAKS OF OXFORD
KER & WALKER ENTERPRISES, LLC (development)

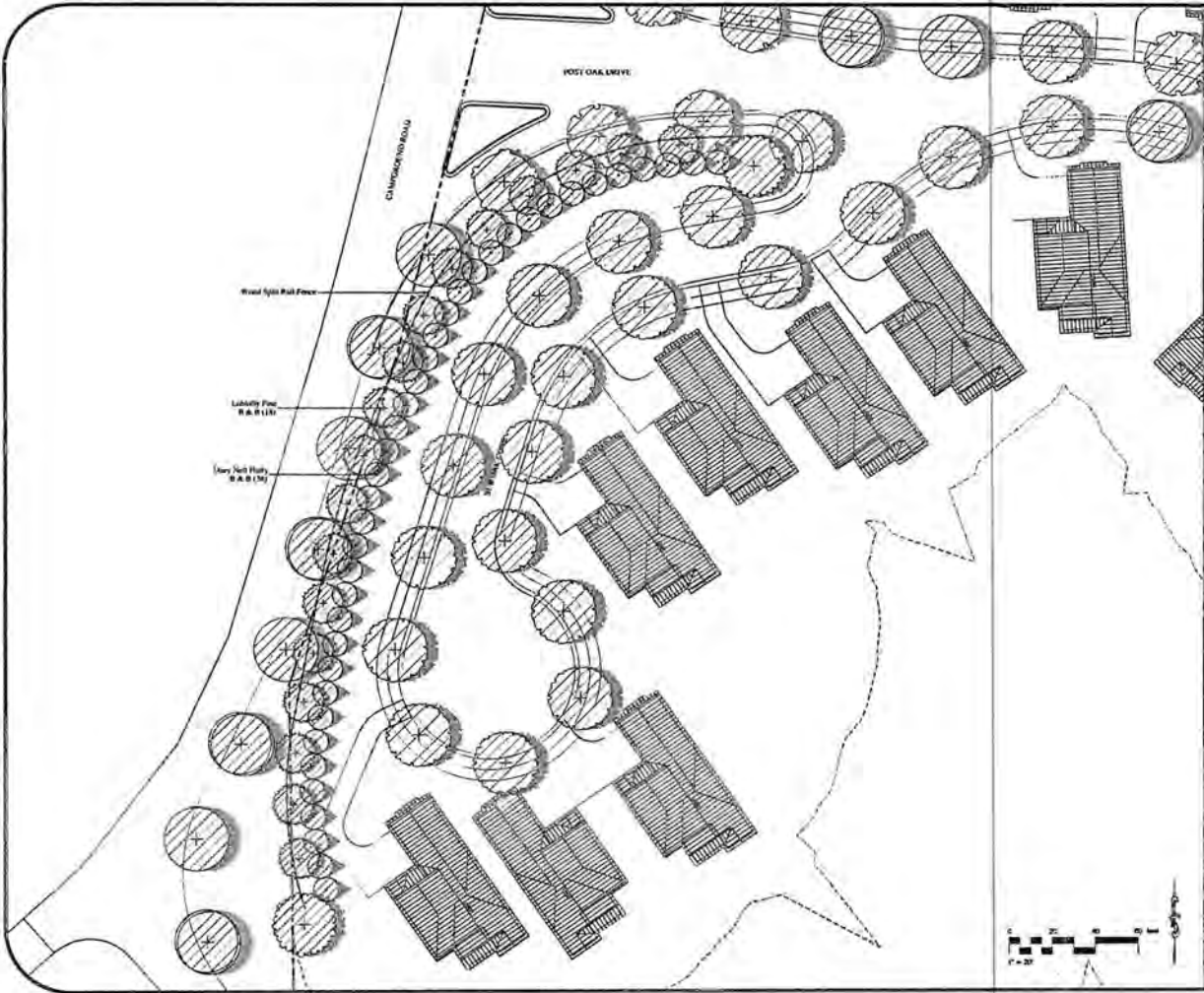
DATE	1/1/2010
BY	PEC
FOR	PEC
PROJECT	PEC
LOCATION	PEC

PEC
C104



MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



REVISIONS		
NO.	DATE	DESCRIPTION
1	10/1/01	FOR THE CITY OF OXFORD
2	10/1/01	FOR THE CITY OF OXFORD

LANDSCAPE PLAN - ENLARGEMENT
FOR
OLD OAKS OF OXFORD
KER & WALKER ENTERPRISES, LLC (development)

DATE	10/1/01
BY	SA
CHECKED BY	SA
APPROVED BY	SA

PLAN PREPARED BY:
SA
Steve Landscapes/Architecture
1110 New York Avenue, N.W.
Washington, D.C. 20004
202.462.1000

TAKE NO.
L201

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



Memorandum

To: Mayor and Board of Aldermen
From: Judy Daniel, AICP, Planning Director
Date: May 16, 2017

Re: Planning Commission Case 2186
Final Plat Approval for 'Cedar Bend Subdivision' Phase 1
910 Old Taylor Road (PPINS #8424 & #8571)

Zoning: (RA) Single Family Residential

Planners Comments: As noted more fully in the attached staff report to the Planning Commission this is a request for final plat approval for Phase 1 of the Cedar Bend Subdivision on Old Taylor Road. You approved the preliminary plat for this subdivision last month with a range of conditions relating to concerns over the potential loss of trees on this site, the location of the sidewalk, sewer service, and the stormwater system. Since that time Public Works staff has been working with the applicant's engineers to resolve the concerns.

As reported to the Planning Commission, a stormwater plan has now been approved for Phase 1 of Cedar Bend. The approved plan will require a revocable license from the Board of Alderman in order to locate a portion of the subsurface detention on the right-of-way, which will help preserve the existing cedar trees that line the property in this area. Public Works staff supports the request for this license. In the event that the City revokes, or refuses to grant, the license, the proposed stormwater system would have to be wholly located on private property and the existing cedar trees would have to be removed. This would be done at the property owner's expense. The sewer line has been located behind the stormwater system and will be privately owned and maintained until it reaches the existing manhole on Old Taylor Road.

Regarding sidewalks, Public Works staff has met on site with the Engineer on two occasions since the previous meeting to discuss and review the proposed sidewalk location, with particular interest to any conflicts with the existing trees. The tree mitigation plan provided indicates that there are zero (0) trees

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that will need to be removed as a result of the installation of the sidewalk. The on-site review resulted in the agreement that one small/medium cedar tree, approximate diameter of 4", may need to be removed if it cannot be trimmed in a desirable way to prevent the limbs from encroaching on the sidewalk. The on-site review also resulted in the decision that the 5' sidewalk will be narrowed at a point around one very large oak tree on Old Taylor Road, just south of the existing steps.

Further, since final determination of tree loss on the lots is not to be determined until footprints of homes are determined; tree mitigation will be the responsibility of the person building the home. And since these homes will need to be approved by the Historic Preservation Commission, staff recommends that a further condition of approval be that no land disturbance permit be issued for these lots until a Certificate of Occupancy has been issued by the Commission and tree mitigation issues resolved.

Recommendation: Staff and the Planning Commission have recommended approval of the Final Plat for the Cedar Bend Subdivision (Phase 1 and 2) as submitted with the following conditions:

1. Approval is contingent on final approval of the stormwater and sewer plans by Public Works.
 - a. Approval is contingent on the Board of Alderman granting a revocable license allowing stormwater detention to be located on the right-of-way OR on the stormwater being located completely off of Right-of-Way if the Board denies the request for a license.
 - b. In the event that the Board of Alderman revokes the license for stormwater on the right-of-way, the property owners, whether through an association or as individuals, will be responsible for the construction of a stormwater system in a new location.
2. The following information shall be recorded on the plat and with each owner's deed: No land disturbance permit shall be issued for these lots until a Certificate of Occupancy has been approved by the Historic Preservation Commission and tree mitigation requirements established.
3. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:
 - a. *All common property/detention pond shall be maintained in perpetuity and cannot be developed for any other use which would limit or cause to limit the use of the common area/detention pond. The common area/detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.*
 - b. *The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorate basis as part of each lot owner's total assessment.*

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- c. *Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.*
 - d. *A lot owner's interest in the common area may not be severed from the interest in the lot.*
- 4. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
- 5. Approval is for the final plat as submitted.
- 6. This case will not be heard by the Board of Alderman until the City has had time to review and approve revised construction plans for water, sewer, sidewalk and stormwater; and the plat is revised according to Public Works requirements regarding identification and ownership of the common open space and subsurface detention areas.

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SAFEGUARD - DEMENT 61-8863



OXFORD

PLANNING
DEPARTMENT

Case 2186

To: Oxford Planning Commission
From: Judy Daniel, AICP, Planning Director
Date: May 11, 2017

Applicant: Old Taylor Development, LLC.
Owner: Howorth Family Trust (#8424) and Beckett Howorth (#8571)
Request: Final Plat Approval for 'Cedar Bend Subdivision' Phase 1
Location: 910 Old Taylor Road (PPINS #8424 & #8571)
Zoning: (RA) Single Family Residential

Surrounding Zoning:

North: (RA) Single Family Residential
South: (RA) Single Family Residential
East: (RA) Single Family Residential
West: (RB) Two Family Residential

Planners Comments: This final plat includes Phase I, the first four lots of an eight lot single-family residential subdivision on Old Taylor Road just across the street from the entrance to Rowan Oak. The property consists of two parcels, and the first phase contains approximately 3 acres, including one lot with a historic home. All proposed lots exceed the minimum 9,500 square feet for a lot in the RA zoning district.

The majority of subdivision requirements are reviewed by Public Works. At the time of this report, Public Works is still working with the applicant's engineer to finalize various engineering design details including the proposed sidewalk but expects to grant approval to a set of construction plans and revised plat prior to the Planning Commission meeting. The proposed subdivision is located within an existing neighborhood, with utilities established to serve the needs at that time. Public Works has determined that separate sewer lines need to be installed to ensure service to the new lots. These lines are proposed to be located within the right-of-way and will be maintained by the City, but will be built in a way that minimizes impact to the existing streets. Public Works is also working with Legal Counsel to determine the appropriate language regarding ownership of the stormwater systems.

Recommendation: Staff therefore recommends approval of the Final Plat for the Cedar Bend Subdivision (Phase 1 and 2) as submitted with the following conditions:

1. Approval is contingent on final approval of the stormwater and sewer plans by Public Works.

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2. Prior to the issuance of any certificate of occupancy, the following information shall be recorded with each owner's deed:
 - a. *All common property/detention pond shall be maintained in perpetuity and cannot be developed for any other use which would limit or cause to limit the use of the common area/detention pond. The common area/detention pond shall be owned and /or maintained by the Property Owner's Association of the development and each property owner shall own a proportionate share of the common area/detention pond and shall bear his proportionate responsibility for the continued maintenance in accordance with the City of Oxford and Lafayette County.*
 - b. *The common area parcel's ad valorem tax value shall be assessed to each lot owner on a prorate basis as part of each lot owner's total assessment.*
 - c. *Lot owner's shall each have 1/x (x%) of the common area as tenants in common and shall share equally in the maintenance, repair and upkeep of both the common area and limited common element area.*
 - d. *A lot owner's interest in the common area may not be severed from the interest in the lot.*
3. Prior to the issuance of any certificate of occupancy, a stamped recorded copy of the covenants be provided to the City of Oxford Planning Department.
4. Approval is for the final plat as submitted.
5. This case will not be heard by the Board of Alderman until the City has had time to review and approve revised construction plans for water, sewer, sidewalk and stormwater; and the plat is revised according to Public Works requirements regarding identification and ownership of the common open space and subsurface detention areas.

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RECEIVED

JAN 24 2017

SAFETY AND DOCUMENT 61-8863

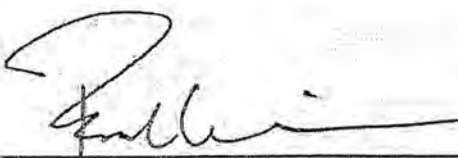
OXFORD
PLANNING
DEPARTMENT

Per

sm

CITY OF OXFORD, MISSISSIPPI
FINAL PLAT APPLICATION FOR SUBDIVISIONProject Name Cedar Bend SubdivisionPhysical Address of Site 910 Old Taylor Road Oxford, MS 38655Tax Parcel # 138D-28-087.00, 138E-28-184.00 PPIN # 8424 and 8571Name of Applicant Old Taylor Development, LLCApplicant's Address 105 South Front Street Tupelo, MS 38802Phone # 662-801-4502 Email Address tsvnsmith@gmail.comName of Property Owner Howorth Family TrustName of Professional Submitting Precision Engineering CorporationEngineer for Project Paul Koshenina Phone # 662-816-4123

Architect for Project _____ Phone # _____

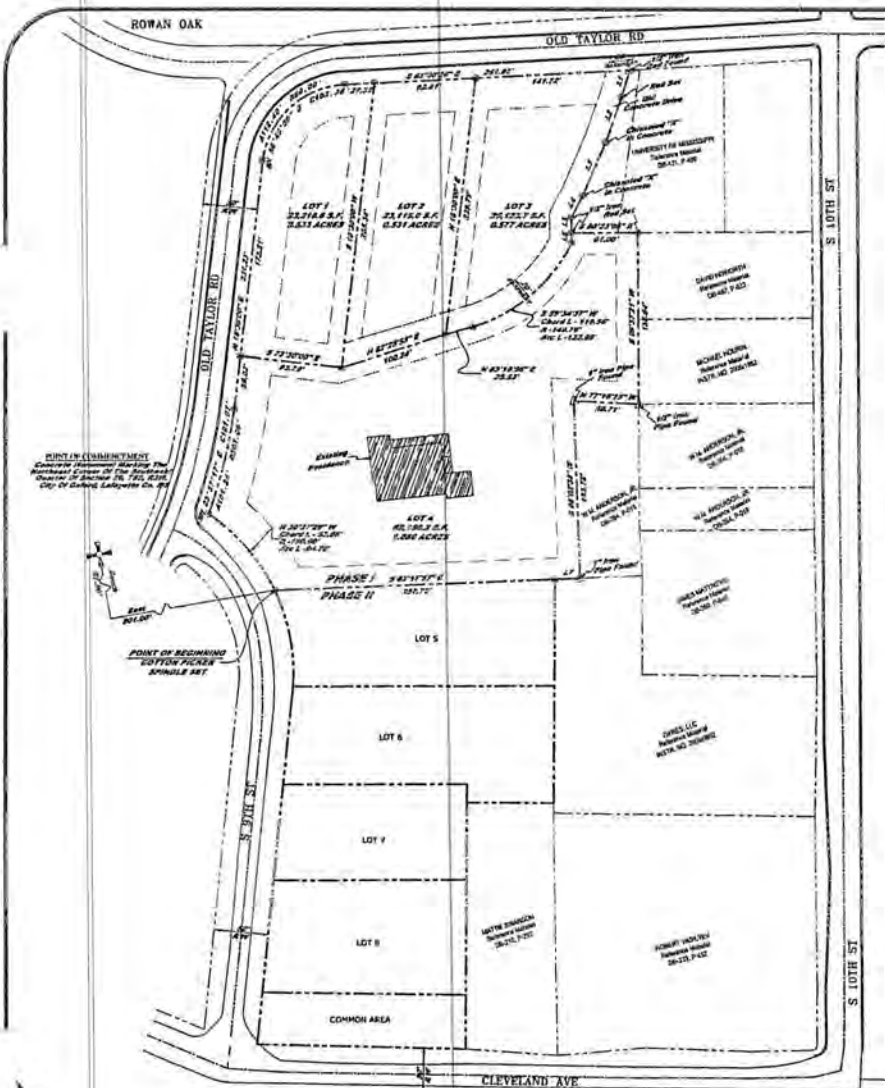
Current Zoning R1A Proposed Units 4 Lots Proposed Bedrooms NAProposed Parking NA Proposed Total Square Footage NAProposed Number of Stories NA Proposed Height NA
Signature of Owner1/24/2017
Date
Signature of Submitting Professional1/24/17
Date

FORM 2016.002

G:\Department of Planning and Development Documents\Planning Applications\Current Applications

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863



-SURVEYOR'S NOTES-

- "SURVEYOR'S NOTES"**
1. The Property has a Lot and Classification of Class "B" As Defined in Appendix "A" And The Boundary Lines Have Been Measured And The Measurements Fully Comply With The Standards "B" As Defined in Appendix "B" Of The "NATIONAL STANDARDS OF PRACTICE FOR SURVEYING".
2. All Buildings on this plot are based on referenced monuments from a previous survey performed by PROFESSIONAL ENGINEERING CORPORATION.
3. The Property is Bounded by George Farnley Residential and The Building Setbacks are As Follows: Front 15 Feet, Side 10 Feet, Rear 10 Feet.
4. Note: Show Conditions for the Front Setbacks of Existing Structures on adjacent Lots.
5. Date of Final Survey January 2012.

-DESCRIPTION OF TRACT I-

A Fraction Of City Lots 46, 48, 49, And 50 As Returned On The Official Map Of The City Of Colton As Recorded In The Office Of Chancery Clerk Of Lafayette County, MS, Also, A Fraction Of The Southeast And Northwest Quarter Of Section 28, Township 8 South, Range 2 West, City Of Oxford, Lafayette County, Mississippi, And Containing 3,528 Acres, More Or Less, The Description Being In More Detail As Follows:

[illegible]

This Description Was Taken From A Plot Of Survey For M.B. And Mary Howarth Estate, LLC, Dated 03-06-2013, Performed By PRECISION ENGINEERING CORPORATION.

LINE	BEARING	DISTANCE
L1	S 25°49'12" W	26.09
L2	S 20°11'57" W	48.30
L3	S 33°05'43" W	53.09
L4	S 37°08'45" W	23.13
L5	S 08°38'28" W	14.24
L6	N 04°08'51" E	9.37
L7	N 82°12'52" E	23.21

-SURVEYOR'S CERTIFICATE-

I DO HEREBY CERTIFY THAT THIS COMPLIES TO THE MINIMUM REQUIREMENTS AS SET FORTH BY THE STATE BOARD FOR A CLASS SURVEY AND THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF MISSISSIPPI TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

STAFF: DICK LAYNE
RESEARCH: P.O. #1129

LEGEND

- These standard symbols may be found in the drawing.
- | | |
|-------|--------------------------|
| _____ | PROPERTY LINES |
| _____ | ADJACENT PROPERTY (wall) |
| _____ | SECEMENT LINES |
| _____ | CEMENT LINES |
| _____ | WOOD OF PORCH |
| _____ | CENTERLINE OF ROAD |
| _____ | ELECTRIC LINES |
| _____ | GAS LINES |
| _____ | SEWER LINES |
| _____ | BUILDING |
| _____ | PROPERTY CORNERS |



0° 60° 120° 180°



REV	DATE	BY	DESCRIPTION	QTY
1	10/10/10	10/10/10	10/10/10	10
2	10/10/10	10/10/10	10/10/10	10
3	10/10/10	10/10/10	10/10/10	10
4	10/10/10	10/10/10	10/10/10	10
5	10/10/10	10/10/10	10/10/10	10
6	10/10/10	10/10/10	10/10/10	10
7	10/10/10	10/10/10	10/10/10	10
8	10/10/10	10/10/10	10/10/10	10
9	10/10/10	10/10/10	10/10/10	10
10	10/10/10	10/10/10	10/10/10	10

PLAT OF SURVEY
FOR
CEDAR BENT
SUBDIVISION - PHASE

NAME	DATE
ADDRESS	GRADE
CITY	TEACHER
STATE	
ZIP	

ALL INFORMATION
CONTAINED HEREIN IS
UNCLASSIFIED
DATE 04-07-2010 BY 60322
AUTHORITY 50 USC 3025
1.0

MINUTE BOOK No. 72, CITY OF OXFORD

SAFEGUARD - DEMENT 61-8863

Gertrude Ford Blvd – Summer 2017 Pop Up Complete Streets

The Pathways Commission and the UM Active Transportation Advisory Committee seeks approval for a temporary summer project on Gertrude Ford Boulevard. A recent speed and traffic volume study showed high vehicular usage and dangerously high speeds on a road that also experiences high foot traffic and connects to a main bicycle path. We propose a citizen-drive test, or pop up project, to help the city examine different treatments to reduce motorist speeds and increase the perceived and actual safety of people on foot and on bicycles. This project proposes to clearly identify pedestrian crossings and establishing protected bike lanes with removable, nonpermanent materials as well as evaluating the impact of these treatments to determine effectiveness on reducing speed and increasing safety.

Goals of Pop-Up

- Reduce motorist speeds, while maintaining traffic flow
- Increase perceived safety of people riding bikes
- Increase safety and perceived safety of people walking across at crosswalks
- Increase share of traffic using active transportation

Current Context – Gertrude Ford Boulevard

- 12 ft travel lanes with center double stripe
- Posted maximum speed 30 mph
- Motorist Data (February 2017)
 - Counts – 6424 (average daily traffic)
 - Speed – Average = 35 mph, 85%-tile = 43 mph
- 4 mid-block pedestrian crossings (some with faded striping)
 - Crossing at Alumni Drive--high volume of foot traffic and currently has 1 in-street pedestrian crossing sign (R1-6)
 - Signage for crossings is inconsistent
- Bike lanes: barely visible due to faded striping and narrow (measurement includes gutter)
 - Striping incorrectly modified when Manning Way was upgraded
 - Connect to Depot Trail
- City maintained and patrolled street, many interactions with university streets
- Special uses and notes
 - Football gameday shuttles (often stop in bike lanes)
 - Additional foot traffic
 - Starting May 18th, Chucky Mullins Roundabout construction will close that entrance to campus and Manning Way is expected to significantly increase in traffic.

Materials & Plan

- Approximately \$5000 funding has been applied for from the UM Green Fund
- Pedestrian Crossings
 - Temporary chalk markings to widen path
 - Adding 3 to 8 In-Street Pedestrian signs (1 to 3 at each crossing, see Bennett et al, 2014)
 - Evaluation:
 - Measure difference in rates of stopping for pedestrians
 - Measure motorist speeds and traffic counts
 - Survey users and emergency personnel
- Bike Lanes

- Using temporary chalk lines, we will add an additional stripe outside the current bike lanes (decreasing travel lanes to 11-11.5 feet) to enclose a physical barrier (See first page below)
- Temporary physical barriers between bike and motorist lanes, may include:
 - 5-inch tall "armadillo" barriers
 - Tall traffic cones
 - FlexStakes (height between 19" and 36")
- Evaluation:
 - Measure motorist speeds and traffic counts
 - Counts of bicycles
 - Survey users and emergency personnel

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Armadillo 5" tall – can be rolled over in larger vehicles



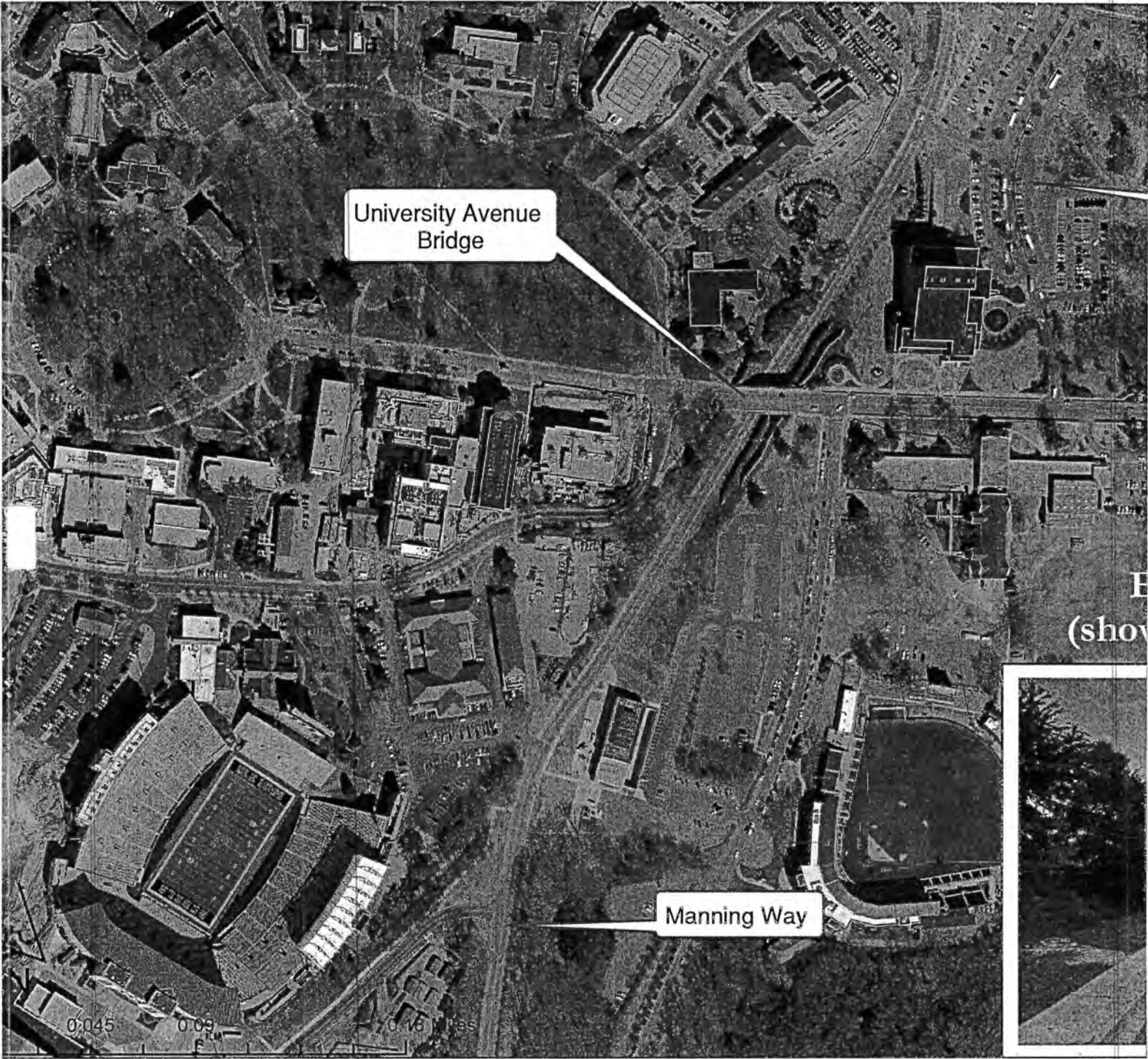
FlexStake 19", 24", 30", or 36" – designed to bend with impact and can be removed



R1-6 – can be placed at the middle stripe and on each sides

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Ertrude Ford Parkway

MINUTE BOOK No. **A2H** OF OXFORD

Contingent on
Review of Attorney

SAFEGUARD - DEMENT 61-8863

ENGINEERS ARCHITECTS PLANNERS

May 8, 2017

Bart Robinson, PE
City Engineer & Public Works Director
City of Oxford
107 Courthouse Square
Oxford, MS 38655

Re: City of Oxford
Report: Condition Assessment of two (2) Pedestrian Bridges and a Lake Fishing Pier
Lamar Park, Lafayette County, MS

A2H # 17256

Dear Bart,

We are pleased to respond to your request for Professional Services on the above referenced project. By way of this Proposal, we are enclosing our understanding of the scope of work required for the project and shall perform the Professional Services upon the terms and conditions set forth in this letter.

I. The following represents our understanding of the project description:

A2H will be responsible for providing a Condition Assessment Report (CAR) and consulting services necessary for the above referenced project.

Additional aspects of the project include the following:

- A. Assessment of Timber Fishing Pier
- B. Assessment of two (2) Timber Pedestrian Bridges

II. It is our understanding that the Basic Scope of Services includes:

A2H will provide the following as part of our Basic Scope of Services in support of the project:

- Project Management
- Structural Engineering
- Electrical Engineering

The project will consist of a Condition Assessment Report that will include:

- A. Visit the site and observe the condition of the three structures.
- B. Make recommendations on whether to remove/replace/upgrade the structures.
- C. Provide an Opinion of Probable Cost to complete the work recommended in Phase 2.

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III. Exclusions from our Basic Scope of Services are as follows:

Services not set forth above as Basic Services to this proposal are excluded from the scope of our work and we assume no responsibility to perform such services, including but not limited to:

- A. Services required because of significant changes in the project, including changes in size, quality, complexity, schedule or methods of bidding.
- B. Any plan review fees required by local or state entity, application fees and/or permit fees.
- C. Environmental Site Assessment.
- D. Quality Assurance Testing Services including but not limited to testing and special inspections.

IV. Our proposed schedule of deliverables for the above referenced Basic Scope of Services is as follows:

- A. A2H will provide the Client with a schedule for phase deliverables and construction within two weeks of the Notice To Proceed.
- B. The following is a preliminary anticipated schedule:

June 1, 2017	Anticipated Notice To Proceed from Client.
July 3, 2017	Submit five (5) bound copies with photographs of the existing conditions.

V. Our proposed compensation for the above referenced Basic Scope of Services is as follows:

Compensation for Basic Scope of Services	\$	2,200.00
Reimbursable Expense Fee (Printing, Plotting, Mileage, Courier Service, Postage, Travel)	\$	200.00

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VI. Additional Services:

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Additional services shall consist of all services not included in the Basic Services as set forth above. No work will be performed beyond the services noted above without an express written agreement between A2H and City of Oxford. Additional Services will be billed either on an hourly basis in accordance with the hourly rate schedule contained herein, or a negotiated fixed fee based on the scope of additional services requested. The A2H Hourly Rate Schedule is as follows:

Principal	\$ 200.00
Project Manager	\$ 135.00
Architect	\$ 140.00
Engineer	\$ 130.00
Landscape Architect	\$ 110.00
Land Surveyor	\$ 110.00
Planner	\$ 100.00
Interior Designer	\$ 90.00
Construction Administrator	\$ 90.00
Designer	\$ 85.00
BIM/CAD Technician	\$ 80.00
Survey Crew Member	\$ 65.00
Administrative	\$ 75.00
Information Technology	\$ 75.00

If this Contract and the Terms and Conditions attached hereto and incorporated herein satisfactorily set forth your understanding and the agreement between us, we would appreciate your signing the enclosed copy of this letter agreement in the space provided below and initialing the Terms and Conditions in the space provided and returning them to us.

This Contract will be open for acceptance for 20 calendar days. We certainly look forward to working with you on this project and thank you for giving us the opportunity to submit this Contract.

If you have any questions, please call.

Sincerely,

A2H, PLLC



Mark Askew, PE
Partner - Founder

Attachment: Terms and Conditions

AGENT FOR: CITY OF OXFORD

ACCEPTED BY: _____

DATE: _____

TITLE: _____

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TERMS AND CONDITIONS

1. The parties agree that CITY OF OXFORD is solely responsible for payment in accordance with the following terms. A2H, PLLC (hereinafter sometimes "the Consultant") shall submit monthly invoices for work in progress. Payment shall be due upon receipt. Invoices more than 30 days old will be subject to a finance charge of 1.5% per month. The Consultant shall have the right to cease work if payment is not received within 45 days of each invoice. In addition, CITY OF OXFORD agrees to pay any and all legal expenses and other costs incurred in the collection of any overdue amount.
2. CITY OF OXFORD shall reimburse the Consultant all expenses incurred for courier service, (e.g. Federal Express, United Parcel Service, etc.) mileage, long distance telephone calls, travel, printing and postage. Reimbursable Expenses Fee shall be billed as a flat rate per section V of the contract.
- X 3. In the event of any litigation arising from or related to this agreement or the services provided under this Agreement, the "prevailing party" shall be entitled to recover from the "non-prevailing party" all reasonable legal expenses and attorney's fees incurred in such litigation. For the purposes of this provision, a party asserting a claim shall be considered the "prevailing party" only if it recovers 50% or more of the amount claimed. If it does not, the claimant shall be the "non-prevailing party."
4. CITY OF OXFORD shall make no claim for professional negligence, either directly or by way of a cross complaint against the Consultant unless CITY OF OXFORD has first provided the Consultant with a written certification executed by an independent Consultant currently practicing in the same discipline as the Consultant and licensed in the State of the project. This certification shall: a) contain the name and license number of the certifier; b) specify the acts or omissions that the certifier contends are not in conformance with the standard of care for a consultant performing professional services under similar circumstances; and c) state in detail the basis for the certifier's opinion that such acts or omissions do not conform to the standard of care. This certification shall be provided to the Consultant not less than thirty (30) calendar days prior to the presentation of any claim or the institution of any arbitration or judicial proceeding. This Certificate of Merit clause takes precedence over any existing state law in force at the time of the claim or demand for arbitration."
5. The Consultant shall commence services within seven (7) days of receiving executed acceptance of this agreement from CITY OF OXFORD along with all project information needed to commence services. The Consultant shall perform the work with due diligence commensurate with sound professional practice.
6. The Consultant shall be responsible for the design of the items listed in the scope of services only. Responsibility for any other site requirements, structures (dumpster pad and walls, transformer pads, etc.) or utilities not specifically mentioned in the scope of services or shown on the drawings produced by A2H, shall be borne by CITY OF OXFORD or its consulting architect.
7. In preparation of Contract Documents, the Consultant is entitled to rely upon the accuracy and completeness of information (electronic or otherwise) furnished by CITY OF OXFORD, or its independent architect or other consultants. Such information includes but is not limited to topographic and/or boundary surveys, grading and drainage plans, building information, geotechnical reports, dimensions of existing construction, property data, and zoning and land use information. The Consultant is not responsible for recommendations or criteria provided in the geotechnical report. Such recommendations include, but are not limited to, foundation design criteria, anticipated movement criteria, and proposed construction methods.
8. Notwithstanding any other provision of this agreement or the parties' contract, in providing services under this agreement, the Consultant shall endeavor to perform in a manner consistent with that degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances.
- X 9. Construction Documents are by necessity drawn to a small scale and in many cases schematic in nature. Construction Documents cannot be perfectly prepared. Drawings and specifications need continually to be interpreted and clarified, and sometimes must be corrected or updated. Accordingly, if CITY OF OXFORD does not engage the Consultant for full customary Construction Administration of this Project, CITY OF OXFORD agrees to indemnify, release and hold harmless the Consultant and its employees and consultants from and against any claims of liability arising from defects in the design and/or construction work.
10. In the event CITY OF OXFORD should require Consultant to perform construction administration services, CITY OF OXFORD acknowledges that the purpose of construction observation by the Consultant is to ascertain in general whether the work when complete will be in substantial compliance with the Contract Documents. In no event shall the Consultant perform exhaustive or continuous inspection. The Consultant is not responsible for, and shall not have control of construction means, methods, techniques, sequences or procedures, or for safety precautions and programs in connection with the construction work, nor will it be responsible for the contractor's failure to carry out the construction work in accordance with the Contract Documents. The Consultant shall not be responsible for, nor have control or charge over the acts or omissions of the Contractor, Subcontractor, nor any of their agents or employees, or any other person performing any of the construction work. The Consultant shall not have the authority nor the responsibility to supervise or direct the construction work.
11. The Consultant's review of shop drawings is solely to determine whether the submittal generally conforms to the design concept expressed in the Contract Documents and is not to verify dimensions and quantities.

Initials

Date

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12. CITY OF OXFORD acknowledges the reports, plans, specifications, field data and notes and all other documents prepared by the Consultant, including all documents on electronic media, are instruments of professional service that shall remain the property of the Consultant. CITY OF OXFORD shall not reuse, make, or permit to be made, any modifications to the plans and specifications without the prior written authorization of the Consultant. CITY OF OXFORD agrees to indemnify, release, and hold harmless the Consultant from any claims arising from any unauthorized reuse or modification of the plans and specifications.
13. The Consultant makes no warranties, either expressed or implied, of merchantability, fitness for use for any particular purpose, or of any other nature or type. In no event shall the Consultant be liable to CITY OF OXFORD for any loss of profit, loss of use, or any other consequential damages.
14. If there are protracted delays for reasons beyond the control of the Consultant, the Consultant's compensation shall be equitably adjusted.
15. Neither party to this Agreement shall transfer, sublet or assign any rights under or interest in this Agreement (including but not limited to monies that may be due) without the prior written consent of the other party. The Consultant shall be permitted to subcontract portions of the professional services required under this agreement to properly qualified subconsultants.
16. This Agreement may be terminated by either party upon seven days' written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party. In the event of termination, by either party, the Consultant shall be paid for all services rendered and all reimbursable expenses up to and through the date of termination.
17. The fees charged by the Consultant have been structured in part in reliance upon the agreement and covenant of the CITY OF OXFORD that the liability of the Consultant for any defects in the services provided hereunder shall be limited to the total fee the Consultant charged for services rendered on the project.
18. In the event of defects in the services performed by the Consultant for which the Consultant is liable to CITY OF OXFORD, the measure of damages may include the cost of remediation work, but shall not include the cost of work that adds value to the project for which CITY OF OXFORD would have been obligated to pay if the services had not been defective.
19. Any and all suits for any breach of this agreement shall be instituted and maintained in any Court of competent jurisdiction in Lafayette County, Mississippi and both parties expressly consent to the jurisdiction of such Court.
20. If any portion of this agreement shall in any way become violative or prohibited by or under applicable laws, that provision or part hereof shall be ineffective and void to the extent of such violation or prohibition without invalidating any of the remaining provisions of this agreement.
21. In the event CITY OF OXFORD consents to, allows, authorizes or approves of changes to any plans, specifications or other construction documents, and these changes are not approved in writing by the Consultant, CITY OF OXFORD acknowledges that such changes, and the results thereof, are not the responsibility of the Consultant. Therefore, CITY OF OXFORD agrees to release the Consultant from any liability arising from such changes. In addition, CITY OF OXFORD agrees, to the fullest extent permitted by law, to indemnify and hold the Consultant harmless from any damage, liability or cost, including reasonable attorneys' fees and costs of defense, arising from such changes.
22. Original signed, sealed reproducible documents are the actual Contract Documents and any electronic copies provided to the Client are the Client's convenience. In the event there is a discrepancy between the original signed, sealed documents and the electronic copy, the original signed, sealed reproducible documents shall take precedence.
23. The proposal represents the entire understanding between CITY OF OXFORD and A2H, PLLC in the respect to the project and may be modified only by a writing signed by both parties.
24. If in the event that an executed copy of this agreement is not returned to our office, but payment is received for services rendered during the course of the project, the parties agree that these terms and conditions shall be binding upon the parties.

Accepted by CITY OF OXFORD:

Signature

Date

Bid Tabulation for Pressure Control Valve Replacement
 City of Oxford
 107 Courthouse Square
 Oxford MS 38655
 Bid Date: May 11, 2017 - 2:00 P.M.

Pressure Control Valve Replacement		Quantity	Unit	Cleveland Construction Hernando MS MS License No. 3884		Eubank Construction Booneville MS MS License No. 10589	
Item No.	Description			Unit Price	Amount	Unit Price	Amount
1.	Mobilization	1.0	Lump Sum	\$1,500.00	\$1,500.00	\$7,000.00	\$7,000.00
2.	VFD Control Replacement for Booster Pumps	1.0	Lump Sum	22,120.00	22,120.00	19,000.00	19,000.00
3.	10" Pressure Reducing Valve Replacement	1.0	Each	12,890.00	12,890.00	15,000.00	15,000.00
4.	6" Pressure Reducing Valve Replacement	6.0	Each	8,100.00	48,600.00	9,000.00	54,000.00
5.	3" Pressure Relief Valve Replacement	3.0	Each	4,950.00	14,850.00	6,000.00	18,000.00
TOTAL BASE BID					\$99,960.00		\$113,000.00

This is certified to be a true and correct tabulation of bids:



David G. Daniels, P.E.
 Consulting Engineer
 Daniels & Associates, Inc.

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