

MINUTES OF THE OXFORD MAYOR AND COUNCIL MEETING WORK SESSION MONDAY, August 19, 2019 – 6:00 PM CITY HALL

MEMBERS PRESENT: Mayor Jerry D. Roseberry; Councilmembers: Jim Windham, Sarah Davis, George Holt, David Eady, Mike Ready, and Jeff Wearing.

OTHERS PRESENT: Matt Pepper, City Manager; Dave Harvey, Police Chief; Connie Middlebrooks, City Clerk; Jody Reid, Utility Superintendent; Michael McQuaide, Art and Laurie Vinson, Laura Gafnea, from Oxford College; Judy Greer, Chris Madden, Robert Bayliss, Dave Huber, Nick Cole, and Caitlin Jett, from the Covington News.

The meeting was called to order by Mayor Jerry D. Roseberry.

Agenda (Attachment A)

1. Mayor's Announcements

Mayor Roseberry began the meeting by welcoming back Matt Pepper. Matt and his wife Xan welcomed their first child on Tuesday, August 13, 2019. The Mayor reminded Council that this week is qualifying week. Anyone interested in running for City Council Post or for Mayor should register this week and can do so in the Clerk's office.

2. 107 W. Clark Street Renovation Project

Councilmember Wearing updated Council on the status of the Yarbrough House renovation project. He stated that he has not been able to communicate with the architects from Carter Watkins Associates. Councilmember Wearing stated he hoped to meet with them on Tuesday, August 20, 2019. Therefore, there were no updates to be reported at this time.

3. City Ordinance 34-26 Vehicle Gross Weight

Chief Dave Harvey addressed Council on concerns of several citizens starting to park multi-axel vehicles at their residence inside subdivided neighborhoods, which exceed weight limits addressed in city ordinance 34.26. Council readdressed the concerns of resident Tim Williams (229 East Soule Street), who has been parking his dump truck at his residence for many years without issue. Councilmember Holt questioned if ordinance 34.26 was the correct one to address the issue because the ordinance uses the terminology "through traffic" and residential traffic is not through traffic. Mayor Roseberry suggested Chief Harvey and Matt Pepper investigate improving the terminology of the ordinance. In addition, Judy Greer (201 Fletcher Street) asked if Chief Harvey could also search the city ordinances for how many cars can be parked at a residence at any given time. She has noticed several residences with up to five or six cars parked during the day.

4. Alley Between 712 and 802 Emory Street

Councilmember Eady summarized the discussion that occurred at the last meeting regarding determining ownership of the alley between 712 and 802 Emory Street. He stated the cost is minimal for the city to continue the investigation to determine ownership. Councilmember Holt questioned who is paying the taxes on the alley. Councilmember Eady replied that the Roan family were paying the taxes until they brought it to the attention of the NC Tax Assessor and the tax map was adjusted. City Attorney David Strickland informed Council that the investigation that had been conducted by Jordan Engineering went back to 1908, where the parcel is referenced as a public alley. There is no documentation conveying the parcel to any one entity. Councilmember Windham questioned how it became the city's responsibility to conduct all the research pertaining to the parcel. Councilmember Eady responded that the city put the sewer line through that property based on the assumption that the city owned that parcel and did so without acquiring an easement. The easement acquired from the Roan family stops at that parcel. Mayor Roseberry stated his position on the parcel is that the city should quitclaim the alley to the parties involved (Roan and Bayliss). Mr. Strickland clarified the difference between a quitclaim deed and a warranty deed. A quitclaim states you are relinquishing interest in the parcel, but you are not guaranteeing what is included in the parcel. Statute states that for a parcel this small, the city can offer it to the parties involved without holding a public auction. It does not state how it must be divided. That can be determined by the city. Councilmember Windham advised that once a quitclaim deed occurs you create a common drive which will affect the value of the property at resale. Councilmember Eady reiterated that it is in the best interest of the city, especially since the sewer line was run through the parcel and that a potential precedent will be set, to move forward with determining and certifying ownership. He continued to address the fact that the city had not held any public hearings to grant a variance, to overturn the Planning Commission decision, or to amend any city ordinance. At the August 5th regular session Council voted to allow the Roan's to move forward at their own risk, which Councilmember Eady was opposed. Consensus of Council was to consider the quitclaim and the issue will be moved to the next regular session for a vote.

5. Planning Commission Membership Requirements

Council continued discussion on issues surrounding Planning Commission membership and having enough members present at any given meeting to approve development permit applications. Mayor Roseberry suggested reducing the current quorum from four to three. Councilmember Windham suggested dissolving the commission and Council calling a special called work session to approve development permit applications, as needed. Councilmember Eady stated there have been no significant timing issues with approval of permit applications and the commission should focus on developing an attendance policy. In addition, if the need arises and a period of time passes with no decision, Council could issue a decision. Councilmember Ready suggested that the Planning Commission consider the idea of calling a special called meeting when they are aware a quorum will not be present to approve pending applications.

6. Pending City Projects

City Manager Matt Pepper updated Council on pending projects throughout the city. He stated that at the last regular session, Council had voted to re-bid the Moore Street Sidewalk project and to date, that project had been re-posted; Emory Street Project – IGA between City of Covington and City of Oxford had been approved and signed by both parties and at present GADOT is preparing documentation with City of Covington; At present, city staff is gathering information as to whether the East Clark Street project can be completed by HCS Services for the original bid amount.

7. Traffic Control on Soule Street

Councilmember Windham stated the city would be well served to put three speed tables on East Soule Street. With the commercial development occurring between Alcovy Road and City Pond Road, the city is sure to see an

influx of through traffic. Councilmembers Holt and Eady agreed and asked that the city receive a cost analysis to install the speed breakers. Council also requested that Chief Harvey investigate any laws or GADOT guidelines that would need to be upheld.

8. Water Fountains and Pet Sanitation Stations

Councilmember Windham requested that Council consider the city installing more water fountains and pet sanitation stations throughout the city. These items have been a success at the new Asbury Street Park, and he believes it would contribute to keeping the city clean and beautiful. Mayor Roseberry was in favor and requested a cost analysis along with tentative location sites be provided to Council.

Work Session Adjourned at 6:45 pm.

Special Called meeting called to order at 6:50 pm by the Hon. Jerry Roseberry

Motion to enter Executive Session by Wearing - Seconded by Windham. Motion approved unanimous 7/0.

Litigation: City Attorney David Strickland updated Council on ongoing litigation.

Personnel: Council discussed circumstances pertaining to city staff.

Motion to adjourn Executive Session Windham – Seconded by Wearing. Motion approved unanimous 7/0.

Special Called Meeting adjourned 7:23 pm.

Motion to adjourn Council Meeting 7:23 pm Wearing – Second Windham. Motion approved unanimous 7/0.

Respectfully Submitted,

Connie D. Middlebrooks City Clerk

OXFORD MAYOR AND COUNCIL WORK SESSION MONDAY, AUGUST 19, 2019 – 6:00 P.M. CITY HALL A G E N D A

- 1. Mayor's Announcements
- 2. **107 W. Clark Street Renovation Project** The ad hoc Yarbrough House Renovation Committee will report on the progress of the 107 W. Clark Street Restoration project.
- 3. * City Ordinance 34-26 Vehicle Gross Weight Council will review city ordinance prohibiting through vehicles with weight in excess of 10,000 pounds. Council will also have a discussion regarding parking of such vehicles in residential neighborhoods.
- 4. * Alley Between 712 and 802 Emory Street Councilmember Eady has requested that Council discuss issues regarding ownership of alley located between 712 and 802 Emory Street.
- 5. **Planning Commission** Council will discuss quorum requirements for Planning Commission.
- 6. * **Pending City Projects** City Manager will update Council on pending projects throughout the city.
- 7. **Traffic Control on Soule Street** Councilmember Windham has requested that Council discuss implementing some traffic control measures on Soule Street.
- 8. Water Fountains and Pet Sanitation Stations Councilmember Windham has requested that Council discuss installing water fountains and pet sanitation stations in the city.

The Mayor and Council will hold a Special Called Meeting (Executive Session) on August 19, 2019 following the Work Session at City Hall to consider personnel and litigation matters.

^{*}Attachments

ARTICLE II. - TRAFFIC REGULATIONS

DIVISION 1. - GENERALLY

Sec. 34-23. - Uniform rules of the road.

Pursuant to O.C.G.A. § 40-6-372, the uniform rules of the road contained in O.C.G.A. § 40-6-1 et seq., except O.C.G.A. § 40-6-393 and 40-6-394, and the definitions contained in O.C.G.A. § 40-1-1 are hereby adopted as and for the traffic regulations of the City with like effect as if recited in this article.

(Ord. of 12-5-2011(05), § 11-101(1))

Sec. 34-24. - Use of emergency signals.

The use of emergency lights, sirens, horns or any kind of emergency traffic control device within the confines of the limits of the City on any vehicle of any nature except official government emergency vehicles or EMS vehicles while in the process of official emergency services is expressly prohibited.

(Ord. of 12-5-2011(05), § 11-105)

Sec. 34-25. - Trucks with over two axles.

Except for state highways, no street, avenue or alley within the City shall be used by trucks having over two axles, except for in-city deliveries.

(Ord. of 12-5-2011(05), § 11-106)

Sec. 34-26. - Vehicle gross weight.

It shall be unlawful to operate for through traffic purposes any truck, wagon, or other commercial vehicle that exceeds 10,000 pounds gross vehicle weight (GVW) on any street or highway within the City other than a state highway. The prohibition of this section shall not apply to vehicles in excess of 10,000 GVW in route to or from a specific location within the City for purposes of pickup or delivery. The term "through traffic purposes," as used in this section means vehicles passing through the City without loading or unloading at any location in the City or vehicles that have loaded or unloaded in the City but not do so again during the same trip.

(Ord. of 12-5-2011(05), § 11-107)

Sec. 34-27. - Designated stop streets.

- (a) The following streets shall be designated as stop streets marked by "stop signs" thereon:
 - (1) Academy Court where it intersects with Wentworth Drive;
 - (2) Airport Court where it intersects with East Richardson Street;
 - (3) Asbury Street where it intersects with Fletcher Street;

Ballard, Stephenson & Waters, LLP

C. C. KING, SR. (1903-1963)
DONALD G. STEPHENSON (1934-2002)
W. D. BALLARD
BILLY J. WATERS
W. MICHAEL WATERS



1117 CHURCH STREET
POST OFFICE BOX 150
COVINGTON, GEORGIA 30014

T: 770.786.8123 F: 770.786.8127 WWW.BSWATTORNEYS.COM

July 3, 2019

Planning Commission Matt Pepper, Zoning Administrator 110 West Clark Street Oxford, GA 30054

RE: Request for Variance for Steven Roan and Susan Roan

712 Emory Street, Oxford GA

Dear Mr. Pepper:

Pursuant to your email please accept this supplemental letter requesting a variance for the property located at 712 Emory Street. The Roans are seeking a variance on the minimum setback on the north side of the property that abuts the old alley to conduct renovations/repairs. The renovations/repairs will not expand or change the footprint in any manner, nor will it negatively impact any adjoining landowner.

Pursuant to the Application Requirements found at Sec. 40-714. – Criteria for Variances I am enclosing:

- This letter will serve as the signed letter detailing the regulations to be varied.
- A copy of the deed and plat with the metes and bounds legal description of the property.
- A boundary survey of the property.
- A scaled site plan of the property and the proposed development showing the garage's location and other relevant information regarding the variance request.

Again, I understand that this matter will be placed on the July 9, 2019 agenda.

Thank you again for your assistance. If anything further is needed, please advise.

Sincerely,

W. Michael Waters

WMW/mth



This is NOT a Building Permit but, is a requirement for an application to the City of Oxford Building Inspector for the appropriate required Building Permit. All items must be completed, or marked N/A. See the attached Checklist. The completed form must be submitted 10 days before the next meeting of the Planning Commission.

M) Michael Wieks Los Charas

GENERAL INFORMATION
Name of Applicant: Steve Roan Date of Application: 7/2/19
Address of Applicant:
Telephone # (a) of Applicant,
Address / Subdivision / Lot# / Parcel#(s) where the proposed work will occur (list all): 120 Emony street.
Owner of above location(s): Steve Roan & Susan Roan
Name of General Contractor (if different from Applicant):
Type of work: New buildingAdditionAlterationRenovationRepairMovingLand DisturbanceDemolitionOther
Type of dwelling: VSingle FamilyMulti-familyIncluded Apartment Number of units:
Briefly describe the proposed work: Inferior Movations inthis to folk
Mode, report poplace floring, New port, Upair
Briefly describe the proposed work: Infesior Movations in the fing to follow from the first pair front purch steps. Detailed list is affected
Does the proposed work change the footprint (ground outline) of any existing structures?YESNO Does the proposed work add a structure(s)?YESNO
List additions to: Heated Sq.ft. 1713 Unheated Sq.ft. Garage Sq.ft. New Sq.ft. Sthe above lot in the Special Flood Hazard Area on FEMA's Flood Insurance Rate Map? Yes No (Map available from City Clerk)
ZONING DISTRICT (the setback requirements and the zoning map are available from the City Clerk)
Zoning District Setback Requirements: Front setbackft. Side setbackft. Rear setbackft. Minimum required lot width at building lineft.
MECHANICAL INFORMATION (if utility work is included in the proposed work)
A) Sewerage: Is there a change?Yes No City Sewer Septic If so, describe:
B) Water Supply: Is there a change?Yes No City Water Well If so, describe:
C) Number of Restrooms (Commercial): Is there a change?Yes No Full Half If so, describe:
D) Number of Baths (Residential): Is there a change? Yes No 2 Full Half If so, describe:
E) Heating: Is there a change? Yes No Electric Gas Oil Propane Other If so, describe:
F) Electrical:number of outlets

Type of Foundation:MoveablePier & Footer
PanelizedindustrializedManufactured SITE PLAN DRAWINGS (required for changes to the footprint of existing structures) A) Attach an accurate scale drawing or copy of official plat showing shape, size, dimensions, and location of the lot. Note the Zoning District on all drawings. B) Show the applicable minimum setback lines on all drawings, and the dimensions from the existing and proposed structure(s) to the lot lines. C) Attach a dimensioned drawing, showing the location of any proposed work that changes, or adds to the footprint of any structure(s) on the site. D) The following dimensions below MUST be included on the drawings: Width of lot at proposed work location feet
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AND CORRECT. ALL PROVISIONS OF LAWS AND ORDINANCES GOVERNING THE TYPE OF WORK WILL BE FOLLOWED. GRANTING OF PLANNING APPROVAL DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISIONS OF ANY OTHER STATE OR LOCAL ORDINANCE OR REGULATION REGARDING CONSTRUCTION, OR THE PERFORMANCE OF CONSTRUCTION. Signature of Applicant OFFICIAL USE ONLY DEVELOPMENT PERMIT Date Received by Zoning Administrator: 7-2-2019 Date Reviewed by the Planning Commission: The proposed work contemplated by this application meets the appropriate development standards for the Zoning
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Approved by: Date: Planning Commission
Development approval is hereby issued, and the applicant is authorized to apply for a building permit with the City of Oxford Building Inspector. This Development Approval expires six months from the date issued.
Issued by: Date:

NOTE: This document must be accompanied by all supporting documentation, also signed by the Planning Commission, for consideration by the City of Oxford Building Inspector for a building permit. (Form October, 2018)

CITY OF OXFORD

Checklist Applying for a Development Permit

- 1. Obtain a Development Permit Application from the City Clerk's office.
- 2. Complete the Application and attach a site plan (either drawn by a professional or sketched on graph paper) with dimensions showing:
 - Shape, size and location of the lot.
 - Shape, size, height, use and location of the buildings to be erected, constructed, altered or moved, as well as any building(s) already existing on this building lot.
 - Indicate how many dwelling units the building(s) are designed to accommodate.
 - Setback lines from adjoining streets and lots.
- 3. Submit the completed Application to the City Clerk's office.
- 4. All corners of the lot and any proposed building must be clearly staked out on the ground.
- 5. The City Clerk will give the application to the Zoning Administrator to review and to schedule a review by the Planning Commission. If the application does not change the footprint of the structure then it can be approved by the Zoning Administrator or the City Clerk. If it does change the footprint, it will be scheduled for review at a meeting of the Planning Commission.
- 6. The regular meetings of the Planning Commission are on the second Tuesday of each month at 7 PM. The applicant will be notified when the application is scheduled for review. The Planning Commission will not review the application unless the applicant or a representative is present at the meeting. A picture or diagram of what is proposed will help the Planning Commission review the request.
- 7. If the application is approved, an approved copy will be given to the applicant by the Planning Commission.
- 8. The City of Oxford is responsible for issuing the Building Permit and collecting any required fees. A copy of the approved Development Permit is required before a Building Permit can be issued. The applicant should contact the city's Zoning Administrator (770-786-7004) to determine if a building permit and inspections are required. If a building permit is required, the applicant should bring the approved Development Permit to City Hall to exchange for the necessary building permit(s), and to schedule the inspection.

The foregoing checklist is a brief summary and does not modify or amend the Oxford Zoning Ordinance. See Section 40-841 of the Oxford Zoning Ordinance for a detailed description of the process for applying for a development permit and building permit.

Renovation Details:

Demo all interior walls, floor, and ceiling to the studs

Change floor plan on 1st floor and adding 3rd bathroom

New HVAC throughout

New plumbing throughout

New electric throughout

New flooring throughout

New sheetrock throughout

New windows and doors throughout

New tile in three bathrooms and kitchen backsplash

New roof and gutters

Spray foam installation in interior walls, floor, and roof/attic

New front porch

Paint exterior

New cabinets and counter tops in kitchen, bathroom, and master closet.

Not changing the outside footprint of the house or garage, the square footage remains the same.

DOC# 012943 5
FILED IN OFFICE
07/13/2005 03:00 PM
BK:1955 PG:179-183
LINDA D HAYS
CLERK OF SUPERIOR
NEWTON COUNTY
FINANCE TO TRANSFER TAX
PAID: \$138.00

Return Recorded Document to: Martin & Brunavs Attorneys at Law 2800 North Druid Hills Road, NE Building B, Suite 180 Atlants, GA 30329

SPECIAL LIMITED WARRANTY DEED

STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

File #: 05-0107

This Indenture made this 7th day of July, 2005 between Citibank N.A., as Trustee, ("Grantor"), and Steven R. Roan and Susan D. Roan ("Grantee")

WITNESSETH

That Grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other good and valuable considerations in hand paid at and before the scaling and delivery of these presents, the receipt of which is hereby acknowledged, has granted, bargained, sold, and conveyed and confirmed, and by these presents does grant, bargain, sell, and convey and confirm unto the said Grantee, his/her heirs and assigns,

All that tract or parel of land lying and being in the City of Oxford, Ninth District, Newton County, Georgia and being known as 712 Emory Street according to the present system of numbering houses in the City of Oxford, and better described in that plat of survey prepared for Don Turner on October 21, 1985, by Richard L. Nutt, GA RLS # 1797, and recorded in Plat Book 20, Page 41, Office of the Clerk of the Superior Court, Newton County, Georgia records which plat is incorporated herein by this reference and made a part of this description; said property being known as 712 Emory Street, Oxford Georgia 30054, according to the present system of numbering in Newton County, Georgia

TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said Grantee, his/her heirs and assigns, forever in FEE SIMPLE.

AND THE SAID Grantor will warrant and forever defend the right and title to the above described property unto the said Grantee, his/her heirs and assigns, against the lawful claims of all persons owning, holding or claiming by, through or under the said Grantor..

IN WITNESS WHEREOF, Grantor has hereunto set grantor's hand and seal this day and year first above written.

Signed, sealed and delivered in the presence of the undersigned:

Unofficial Witness WALERE ALBA REO SPECIALIST

Muphy

Commission # 1546407

Hotery Public - California
Egn Diego Courty
My Comm. Egime Apr 12, 2001

SEAL AFFIXED

Chase Home Finance LLC, Successor By Merger To Chase Manhattan Mortgage Corporation As Attorney

n Fact for Citibank N.A., as Trustee

(CORPOR)

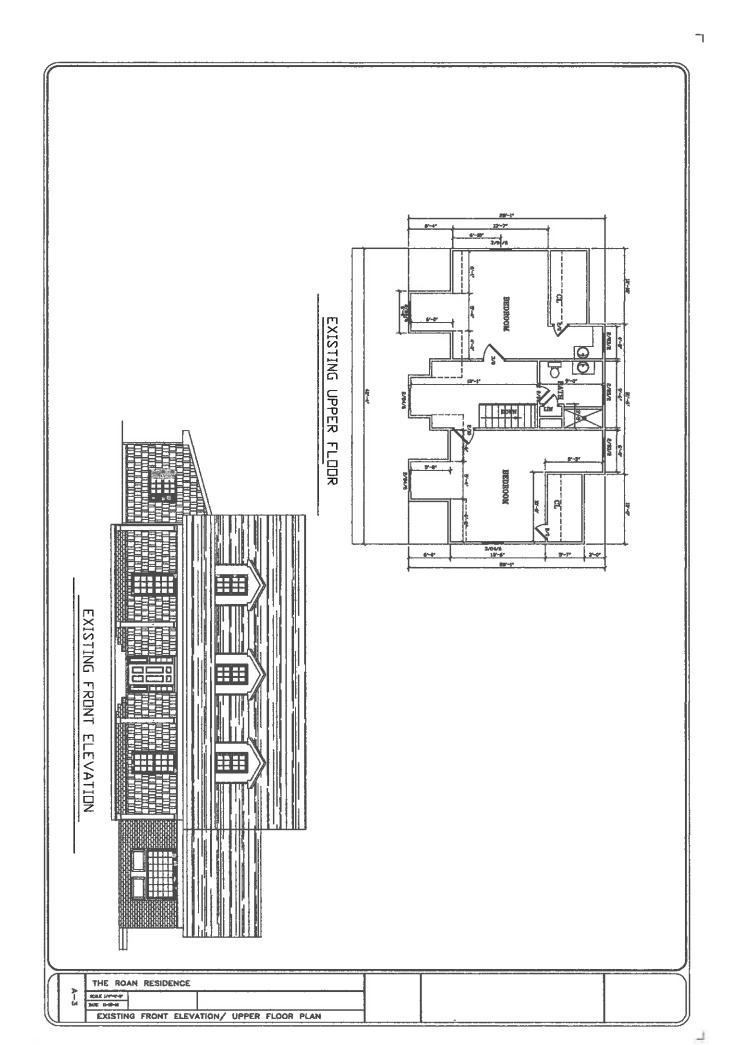
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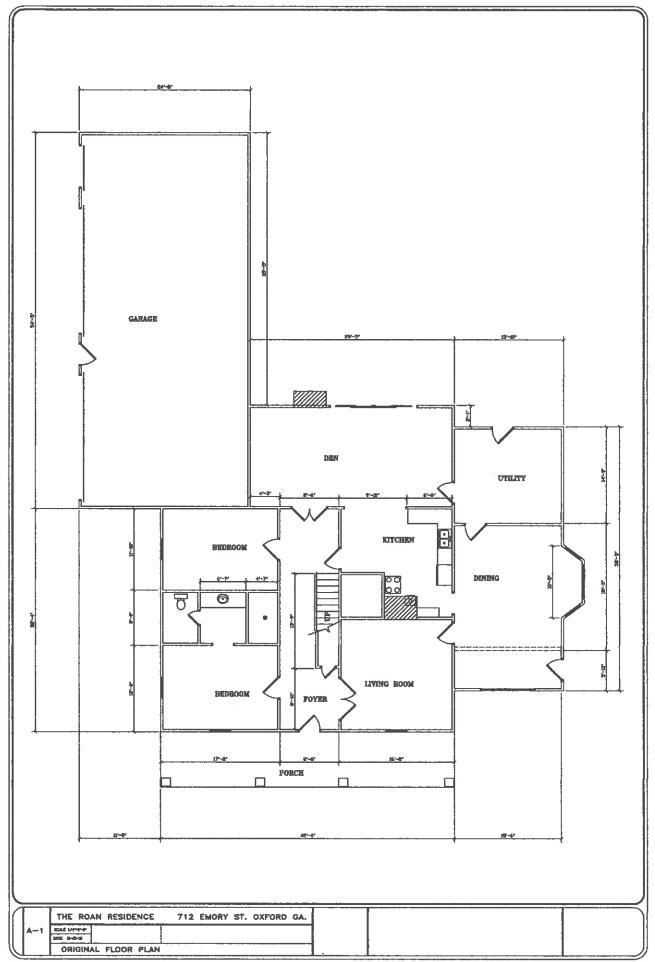
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RIGHT SIDE ELEVATION EXISTING REAR ELEVATION RENOVATED FRONT ELEVATION LEFT SIDE ELEVATION THE ROAN RESIDENCE ELEVATIONS

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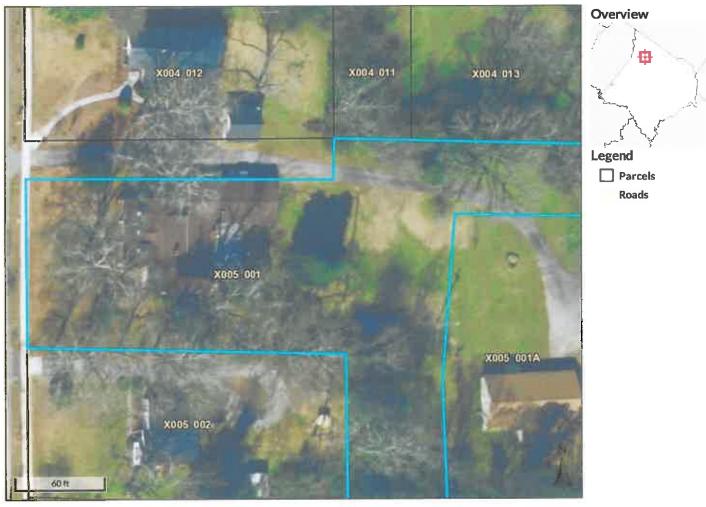


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DEN Oio KITCHEN UTILITY 0 0 DINING/ KERPING ROOM BATH LIVING ROOM MASTER BEDROOM POYER 5/9 FR PORCH 0--0 THE ROAN RESIDENCE 712 EMORY ST. OXFORD GA. RENOVATION FLOOR PLAN

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qPublic_net™ Newton County, GA



Parcel ID X00500000001000
Class Code Residential
Taxing District OXFORD
OXFORD

Acres 3.48

(Note: Not to be used on legal documents)

Owner ROAN STEVEN R & SUSAN D

P O BOX 1228 OXFORD GA 30054

Physical Address 712 EMORY ST Assessed Value Value \$114300 Last 2 Sales

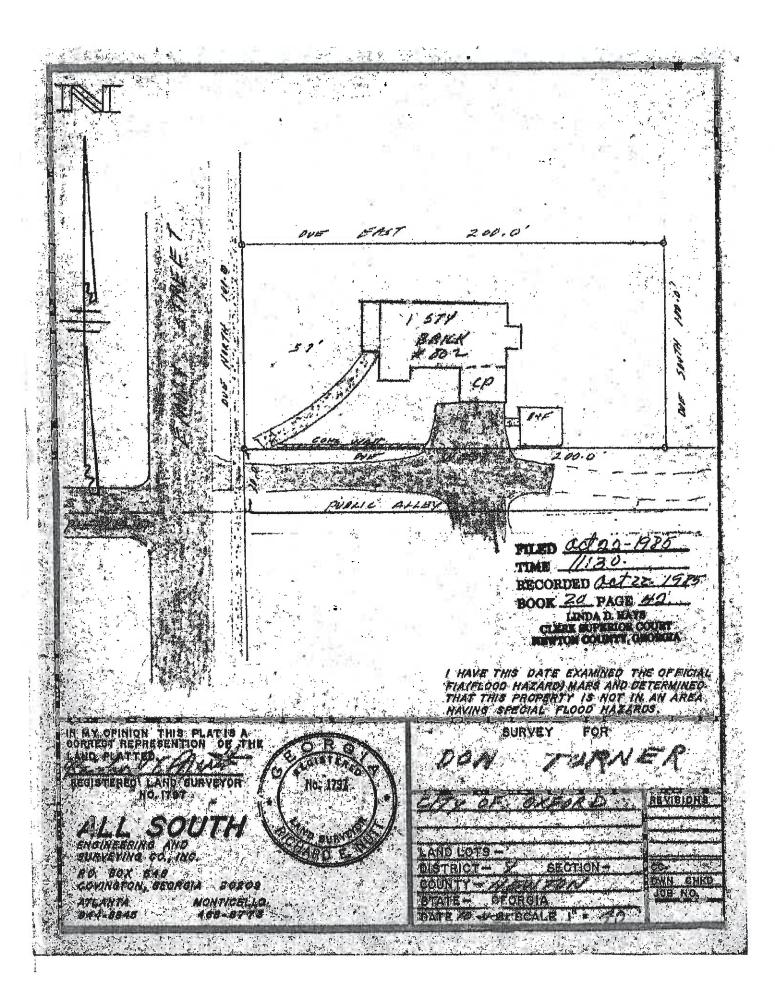
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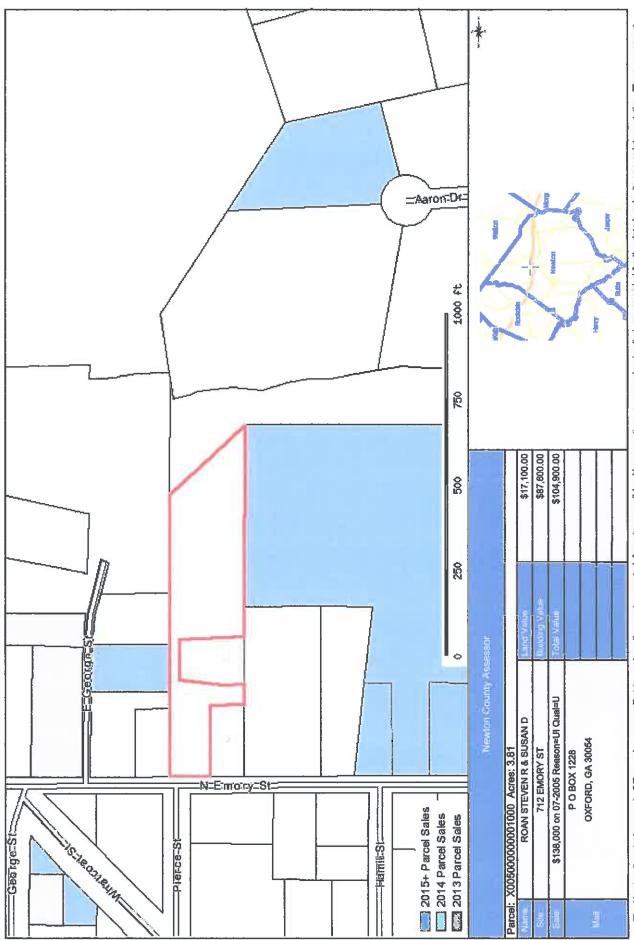
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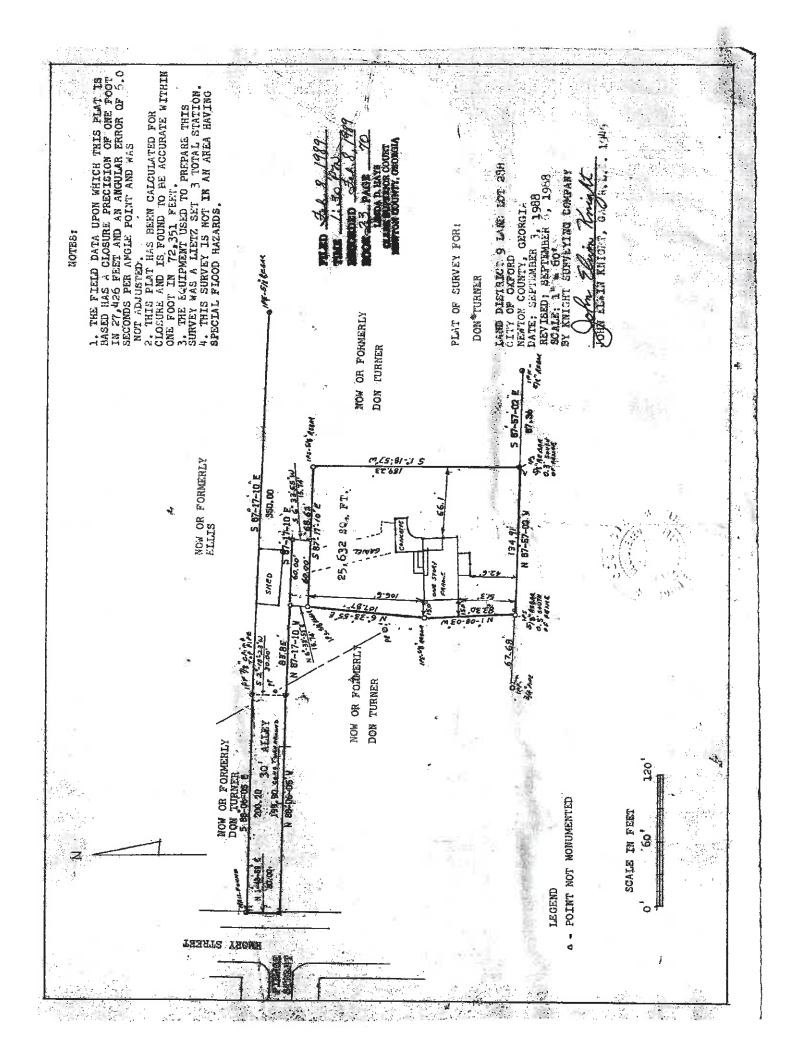






The Newton County Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER Information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE SASUME RESPONSIBILITY FOR ERRORS OR OMISSIONS —THIS IS NOT A SURVEY.—

Date printed. 07/30/16.13:18:06



OXFORD PROJECTS AUGUST 9

ITEM	PROJECT	STATUS	NOTES
*-	East Clark Street/Downtown Development	 The DDA will meet with the Yarbrough House Committee on August 27th. The purpose of the meeting is to coordinate the efforts of both groups when programming the potential uses of the properties located within the proposed town center development. The DDA is reviewing the contract offered by Historical Concepts to design a site plan for the town center development. 	At the January work session meeting, Council reached a consensus to move forward with the construction of E. Clark Street as presently designed, including the accompanying infrastructure (power, water, stormwater, etc.).
2*	Moore Street Sidewalk	Staff is preparing the necessary documents to re-bid the project.	At the July regular session meeting, Council voted to rebid the project.
п	Emory Street Sidewalk	 Given that Covington is the project's sponsor, they would need to approve and sign the contract with Tri Scapes, Inc. and GDOT. GDOT is preparing the contract documents for Covington to sign. They expect to complete them in the next few weeks. Keck & Wood is preparing the contract documents for Covington to sign with Tri Scapes, Inc. Covington Mayor and City Council approved the contract IGA at their meeting on July 22nd. 	 At the July regular session meeting, Council approved working with Tri Scapes, Inc. for \$561,751.13 to complete the project. At the August regular session meeting, Council approved the IGA between the two cities that will dictate the payment process, contracting requirements, etc.
4	Survey of City ROW	Data collection is mostly complete. City Engineer is currently making determinations of right-of-way locations and begin setting aluminum disc corners that say "City of Oxford – RW marker." Preparation of final plat document is also in progress. Project is estimated 85% complete.	The survey project is listed in the FY 2018 Capital Budget, which was approved June 5, 2017.
ĸ	Yarbrough House, Historic Preservation	Carter Watkins has shared a preliminary site plan with the Yarbrough House Committee. The Committee discussed the plans with the Mayor and City Council at the August regular session meeting.	At the June regular session meeting, Mayor and City Council approved a contract with Carter Watkins to assist in the renovation of the home and the property's landscape.
ဖ	6153 Emory Street Property	At the May 2019 work session, Council reviewed the TPR Board's proposed plans for the sign and plantings for the lot.	Council assigned the TPR Board, in partnership with Oxford College, to develop a design for an entrance to the city at the February 2018 regular session.