

State of Alabama)

City of Oneonta, December 28, 2021

County of Blount)

The Mayor and City Council met during the regular scheduled council meeting on December 28, 2021 with the five public hearings scheduled prior to the council meeting and a regular scheduled work session at 5:45 p.m. to discuss agenda items. Present were Mayor Phillips, Council Members: Bradley, Pierce, and Underwood. Also, present in the meeting were Alex Smith, Allie Allcorn, Brandon Horton, Tracie Roybal, Pamela Casey, Bobby Austin, Bill Hendrickson, Fire Chief Booth, Officer Heard, Daniel and Tonya Warden and Amanda Cole. Councilman Alexander and Councilman McAlpine were not present for the council meeting.

Mayor Phillips opened the public hearing at 5:00 p.m. for the purpose of rezoning property located at 282 Fieldstone Road (parcel number 082001011000060000) from R-3 zoning to proposed M-2 zoning. Brandon Horton stated Fieldstone Meat approached the city to obtain a permit for upgrades to the property and that is when the city discovered the adjacent property was never rezoned. Brandon explained in order to complete upgrades the property is recommended to be rezoned from R-3 zoning to M-2 zoning. Alex Smith stated the request was approved unanimously by the Planning Commission. There was no public comment. Mayor Phillips closed the public hearing at 5:02 p.m.

Mayor Phillips opened the next public hearing at 5:10 pm. to discuss the possible rezoning property located at the intersection of Champion Road and Highway 231 (parcel number 081903052002001000) from M-1 zoning to proposed B-2 zoning. Brandon Horton stated the referenced property is currently zoned to M-1 due to the location of the previous railroad bed. He explained the property owner approached the city to rezone the property to B-2 zoning, in order to build a prospective business. Brandon explained the rezoning was approved unanimously by the Planning Commission. There was no public comment. Mayor Phillips closed the public hearing at 5:13 p.m.

Mayor Phillips opened the public hearing at 5:15 p.m. to discuss the alcohol license application of SIV, LLC located at 1007 2nd Avenue. Amanda Cole explained SIV, LLC filed an alcohol license application for the transfer of ownership of the Mobil gas station located at 1007 2nd Avenue, East. She stated the applicant is applying for retail beer-off premise and retail wine-off premise. Amanda mentioned the applicant has paid the filing fee and passed all inspections. There was no public comment. Mayor Phillips closed the public hearing at 5:15 p.m.

Mayor Phillips opened the public hearing at 5:20 p.m. to discuss ordinance no. 1221-01; ordinance amending the Zoning Ordinance. Brandon Horton explained the city has been approached to amend the license and taxation of the Oneonta Code by adding a taxation category to accommodate a "Bed & Breakfast Inn". He stated in order to complete the addition, the city must be required to amend the Zoning Ordinance. Brandon explained ordinance no. 1221-01, states that all special exemptions for AG; R1; R2; R3 and RP zoning are required to be presented to the Zoning Board of Adjustments for approval. He stated all permitted uses will

include B1; B2 and B3 zoning. Brandon explained the “Bed & Breakfast Inn” location currently active will be considered grandfathered in until the location becomes inactive. Daniel Warden thanked the city for their work regarding this matter but expressed concern about the variance this allows. He explained a lot of residents may not understand the positive impact “Bed & Breakfast Inns” can have on a community. Mayor Phillips stated even if someone expresses opposition about a “Bed & Breakfast Inn”, does not mean the city will turn the application away. The Mayor also mentioned the property owners will only be required to report gross receipts with one primary location, then any additional location will cost \$20.00 each. Mr. Warden asked if the city is collecting the lodging taxes from the establishments. Tracie Roybal explained once the city has approved ordinances establishing the “Bed & Breakfast Inn” category, she will submit the documents to Avenu Insights. Pamela Casey thanked the city for their work on the matter. She explained her concern is the definition implying her location is an “Inn”, which could be assumed by insurance as a motel. Alex Smith requested to remove the word “Inn”, making the name “Bed & Breakfast/ “Home sharing”. Mr. Smith also requested to remove the word “rooms” and change “are” to “is” under Section 5.0 in ordinance no. 1221-01. Mayor Phillips closed the public hearing at 5:37 p.m.

Mayor Phillips opened the public hearing at 5:30 p.m. to discuss ordinance no. 1221-02; ordinance amending Section 13- License and Taxation of the Oneonta Code of Ordinances. Amanda Cole explained in order to accommodate for the request of Bed and Breakfast/ “Home sharing”, the city must amend the Chapter 13 license and taxation of the Oneonta Code of Ordinances to set the business license schedule fee. She explained the city researched other municipalities within Alabama that already have the business license fee set for Bed & Breakfast/ “Home sharing”. Amanda explained the city uses NAICS association to establish business license schedule fee, in which the NAICS code for Bed and Breakfast Inns is code no. 721191 with Fee schedule of “C”. She mentioned the schedule fee is based on gross receipts but will reflect the table within ordinance no. 1221-02. Amanda explained there are no recommended changes to the table in the ordinance, it is only for informative use only. Also, for individuals with more than one Bed and Breakfast location the first location will be subject with the base schedule fee of \$150.00, and any additional locations will be subject to a \$20.00 fee for each location thereafter. Mayor Phillips closed the public hearing at 5:41 p.m.

Oneonta High School Football Coach Phil Phillips, Oneonta High School Football Team and Roland McCoy entered the council chambers.

Mayor Phillips opened the work session at 5:45 p.m. for the purpose of reviewing the agenda for the council meeting. The Mayor stated agenda items one and two are standard agenda items. The Mayor mentioned item number three pertains to December 14, 2021 council meeting minutes and item number four pertains to December 20, 2021 special called meeting minutes, unless anyone has any comment.

The Mayor explained agenda item number five is to recognize Oneonta High School Football Coach Phil Phillips and players.

Mayor Phillips mentioned agenda item six is to consider accepting resignation of full-time Public Works employee Robert Wallace, and agenda item seven is to consider advertisement for full-time Public Works employee.

The Mayor stated a public hearing was held to discuss the rezoning of property located at 282 Fieldstone Road (parcel number 082001011000060000) from R-3 zoning to proposed M-2 zoning. Mayor Phillips explained another public hearing was held to discuss the rezoning of property located at the intersection of Champion Road and Highway 231 (parcel number 081903052002001000) from M-1 zoning to proposed B-2 zoning.

Mayor Phillips stated there was a public hearing held to discuss the alcohol license application of SIV, LLC located at 1007 2nd Avenue.

The Mayor explained there was a public hearing held to discuss ordinance no. 1221-01 - ordinance amending the Zoning Ordinance and ordinance no. 1221-02- ordinance amending Section 13- License and Taxation of the Oneonta Code of Ordinances.

Mayor Phillips mentioned agenda item thirteen is to consider approving fiscal year 2022 engineering agreement for airport improvement project. Allie Allcorn explained in order to enter the grant cycle for fiscal year 2022 airport funding, the city must enter into an agreement with Goodwyn, Mills and Cawood. She stated the grant is 90% federal; 5% state and 5% match by the city. Allie explained the clearing and grading runway of twenty-four and fencing the area are all anticipated projects for the grant funding.

The Mayor stated agenda items fourteen through eighteen are all regular business items that will be discussed during the council meeting. Mayor Phillips closed the work session at 5:49 p.m.

Mayor Phillips opened the regular scheduled council meeting at 6:00 p.m.

Councilman Bradley gave the invocation.

Councilwoman Underwood led the Pledge of Allegiance.

Councilman Bradley made a motion to approve minutes of December 14, 2021 council meeting as written. Councilwoman Pierce seconded and the motion carried with all ayes.

Councilwoman Underwood made a motion to approve minutes of December 20, 2021 special called meeting as written. Councilman Bradley seconded and the motion carried with all ayes.

Mayor Phillips recognized Oneonta High School Football Coach Phil Phillips and players for their accomplishments during this season. The Mayor stated he appreciates how well the team performed and it speaks volumes of the school and community. Councilman Bradley presented a trophy to Coach Phillips for their hard work and accomplishments. Coach Phillips thanked the

Mayor and City Council for the recognition and corroborated the importance of taking care of the children within the community.

Mayor Phillips stated Robert Wallace was not able to provide a resignation but his last day of employment will be January 7, 2022. Councilman Bradley made a motion to accept the resignation of full-time Public Works employee Robert Wallace. Councilwoman Pierce seconded and the motion carried with all ayes.

Councilwoman Underwood made a motion to advertise for full-time Public Works employee. Councilwoman Pierce seconded and the motion carried with all ayes.

Councilwoman Pierce made a motion to approve the rezoning of property located at 282 Fieldstone Road (parcel number 082001011000060000) from R-3 zoning to proposed M-2 zoning. Councilman Bradley seconded and the motion carried with all ayes.

Councilwoman Underwood made a motion to approve the rezoning of property located at the intersection of Champion Road and Highway 231 (parcel number 081903052002001000) from M-1 zoning to proposed B-2 zoning. Councilwoman Pierce seconded and the motion carried with all ayes.

Councilwoman Pierce made a motion to approve the alcohol license application of SIV, LLC located at 1007 2nd Avenue. Councilwoman Underwood seconded and the motion carried with all ayes.

Councilman Bradley made a motion to adopt ordinance no. 1221-01 - ordinance amending the Zoning Ordinance to accommodate "Bed & Breakfast/ "Home sharing". Councilwoman Underwood seconded and the motion carried with all ayes.

Councilwoman Underwood made a motion to adopt ordinance no. 1221-02- ordinance amending Section 13- License and Taxation of the Oneonta Code of Ordinances to accommodate "Bed & Breakfast/ "Home sharing". Councilwoman Pierce seconded and the motion carried with all ayes. Alex Smith stated that approval includes all changes to the ordinances discussed in the previously held public hearings.

Councilman Bradley made a motion to approve fiscal year 2022 engineering agreement for airport improvement project. Councilwoman Underwood seconded and the motion carried with all ayes.

Mayor Phillips mentioned Barbara Andersen was not able to attend the meeting but wanted to remind everyone of the MLK Union Celebration Day on January 17th at noon at the Little Brick Church.

Bill Hendrickson gave a brief update on behalf of the Oneonta Business Association. He stated with Patti Williams resigning from the association, Tara Murphree is the new secretary. Bill

thanked the Mayor and City Council with their assistance for making all the Christmas events successful. Bill stated the OBA was able to raise \$1540.00 during the Creatures Parade in which all proceeds went to the Crossing Paths Animal Rescue.

There was not a report on behalf of the Beautification Board.

Allie Allcorn gave a report on the November financial summary. She stated local taxes and services for November were higher than October by an estimated \$139,000.00 and it was also higher than November of 2020 by an estimated \$160,000.00. Allie mentioned the Oneonta Utilities Board sewer rehabilitation CDBG grant check came in November and also the expenses were paid out for the CDBG grant in the amount of \$306,738.00. She stated municipal court fines were lower than usual but court was only in session twice due to Veteran's Day and Thanksgiving. She explained the AMIC insurance payment was due in November in the amount of \$208,444.00 which was paid out of the general fund. Allie stated the city was required to conduct a single audit due to all the federal monies received through grants, which the audit was estimated \$15,000.00. She updated everyone on the expenses for the pool and park project, which was paid out of the bond account.

Mayor Phillips wished everyone a Happy New Year and thanked everyone for their hard work and being a great representation of the city.

Mayor Phillips entertained a motion to adjourn. Councilman Bradley made a motion to adjourn the council meeting. Councilwoman Pierce seconded and the motion carried with all ayes. The council meeting adjourned at 6:18 p.m.

Mayor

City Clerk