

# Mayor & Board of Aldermen – Beer Board Meeting

## Meeting Minutes

- October 19, 2023

Present: Mayor Michael Brown  
Aldermen: Frank Cates, Debbie Hummel, Jeff Fisher and Ken Sutton

### 1. Call to Order – Chairman Mayor Brown

### 2. Establish Quorum

Vice Mayor Wiggins absent

### 3. Presentation/Discussion – Application for Beer Permit

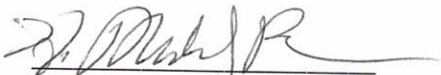
#### A. Name & location of business: BP Station/Oakland Food Mart, 7020 US Hwy 64, Oakland, TN 38060

A motion to approve the OFF-Premises application for BP/Oakland Food Mart was made by Alderman Fisher and seconded by Alderman Hummel. Three (3) in favor, one (1) opposed. The motion passed.

### 4. Adjournment

Motion made to adjourn by Alderman Cates.

Date October 19, 2023



Michael H. Brown, Mayor



K. Yvonne Bullard, City Recorder

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# Mayor & Board of Aldermen – Regular Meeting

## Meeting Minutes

October 19, 2023

Present: Mayor H. Michael Brown  
Aldermen Frank Cates, Jeff Fisher & Alderman Sutton

### **Prayer and Pledge of Allegiance to the American Flag**

- 1. Call to order by Mayor Brown**
- 2. Prayer & Pledge of Allegiance to the American Flag**
- 3. Establish Quorum**

Vice Mayor Wiggins was absent.

#### **4. Approval of Agenda**

Town Manager Ellis asked that October 5, 2023, Special Call Minutes be added “Approval of Minutes”.

Alderman Cates requested to add, Door-to-Door Solicitation and Alderman Hummel requested discussion of the new trash contract.

Alderman Cates made a motion to approve the agenda as amended. Alderman Fisher seconded the motion. All were in favor, none opposed.

#### **5. Reading and correction/Approval of Minutes of Regular Board**

##### **(A) September 21, 2023 – Regular Board Meeting Minutes**

Alderman Cates made a motion to approve the September 21, 2023 Regular Meeting Minutes. Alderman Sutton seconded the motion. Three were in favor, one abstention. Alderman Hummel abstained because she was not in attendance of the 9/21/23 meeting. The motion passed.

##### **(B) October 5, 2023 – Special Call Meeting Minutes**

Alderman Cates made a motion to approve the October 5, 2023 Special Call Meeting Minutes. Alderman Hummel seconded the motion. All in favor, none opposed. The motion passed.

#### **6. Citizen’s Comments**

Carolyn Doyle – 535 Maple Street, Chickasaw Gardens – Addressed the board of road conditions in her neighborhood; sinkholes and raised manhole covers. She stated cars are being ruined as well as the citizens property in that area. Drainage is an issue. She requested resolve. Town Manager Ellis said he would contact the developer.

Violet Gray – Emerson Cove, Sommerset Subd. – Requested an explanation of why property taxes were increased and what is the money being used for, explain her property tax almost doubled. Alderman Sutton suggested she look into the tax relief program offered by state.

Roy Neuhauser – Countryside Dr. – Spoke on property taxes and town debt.

#### **7. Communications from the Mayor**

Mayor Brown stated there had been some confusion that needed to be clarified, reiterating that the Oakland Parks and Recreation Department will be sponsoring the December 9, 2023 Christmas Parade.

#### **8. Communication from the Aldermen**

Alderman Cates expressed he was under the impression that something would be brought before the board at this meeting to consider “Banning Solicitation” in Oakland. This item will be brought before the board at the November 2, 2023 Workshop.

Alderman Fisher addressed Codes Director Wallace of the POD container issue. Mr. Wallace stated the residents were allowed 60 days to have them removed from the property, which today is the last day to comply. Tomorrow it will be turned over to the court where a subpoena is expected to be issued.

Alderman Hummel inquired of the status and urgency of the trash contract. Town Manager Ellis commented he emailed his edited version for feedback from the board members; however, he received no response. Alderman Sutton pointed out the current contract expires Dec 2023; reiterating there was only 1 legal bid for this contract and negotiations are not likely. Mayor Brown requested that Mr. Ellis and Attorney Minor contact the waste company to discuss issues and concerns of the proposed contract.

#### **9. Department Head Reports**

Mayor Brown, making an observation of the concrete pad with a fire engine parked on it, called on Chief Walls. Chief Walls responded that half of the concrete was put down and the rest is expected tomorrow. As for the engine, it was brought out to perform pump test.

Alderman Hummel expressed appreciation in the updated monthly report provided by Parks and Rec Director Weston. She asked Mr. Weston for his opinion of the rental fee deposit. He stated the refundable deposits cause extra work for the town staff and he would like to see the fees increased to include the deposit amount. Mayor Brown asked Mr. Ellis to put this item on the November 2, 2023 Workshop.

Alderman Fisher asked Codes Director Wallace what are contractors charged when they place a dumpster on the worksite? Mr. Wallace replied, a \$500. deposit which is refunded once a Certificate of Occupancy is issued, the deposit is then refunded. Mr. Wallace shared his opinion, echoing Mr. Weston, that having a refundable deposit was time-consuming and caused extra work on the staff. He recommended dropping the deposit and charging a \$250 fee, that is not refundable. Mayor Brown asked this to be added to the November 2, 2023 Workshop.

Alderman Fisher asked Planning Director Courton how much, of the permit fees, does the Planning & Review receive? Mr. Courton stated the formula is based on .20 for commercial review before going to DRC or



Planning Commission for site plan approval, if pertains to residential both he and Mr. Wallace work together. Mr. Courton added the fee is absolutely inadequate. Director Wallace explained the permitting process based on a 2,000 sq ft home (under roof construction) .08 = \$160 permit fee only. The Planning and Review is calculated at .10 of the permit fee, in this case \$16 is charged to the developer for this service. He suggested that the permit fee should be increased to .15 (fifteen cents) and plans review to .20 (twenty cents). Alderman Fisher requested this item to be added to the November 2, Workshop.

Alderman Hummel inquired of Director Courton of an update on the Urban Growth Plan. Mayor Brown stated a meeting is scheduled for November 1, 2023 then a report to the board will be presented.

Alderman Hummel stated it was mentioned to her a meeting had been held with regard to Fayette County Bicentennial and Oakland was not represented. She announced the next is scheduled October 20<sup>th</sup> at 1pm. Mayor Brown stated Parks Director Weston will be attending on behalf of Oakland.

#### **10. Town Manager Report**

Skipped

#### **11. Consent Agenda**

Mayor Brown requested future format of the agenda be changed, to only include this section "Consent Agenda" when there are items meeting the criteria. The board posed no objections to the Mayor's request.

#### **12. Old Business**

None

#### **13. Old Business: Ordinances Second and Final Reading**

None

#### **14. New Business: Ordinances First Reading**

##### **A. Ordinance 23-19 AMENDING TITLE 7, CHAPTER 4, OF THE OAKLAND MUNICIPAL CODE RELATING TO FIREWORKS**

A motion was made by Alderman Hummel to hear the 1st Reading of Ordinance 23-19.

It is the boards desire to:

1. set the expiration date of the fireworks permit as 7 (seven) days after firework sells; and
2. change the Fireworks permit fee to \$2,000 (two thousand dollars); and
3. declare an additional permit fee will be charged on the 7<sup>th</sup> day to the vendor for failure to comply with the following:
  - tents are allowed to be set up 14 days prior to selling fireworks
  - tents shall be removed within 7 days after firework sales have ceased

Alderman Fisher made a motion to approve 1st Reading Ordinance 23-19 as amended. Alderman Sutton seconded the motion. All in favor, none opposed. The 1<sup>st</sup> Reading of Ordinance 23-19 passed.

**CALL PUBLIC HEARING** None Spoke

**B. Ordinance 23-21 – AMEND ADOPTED FY2024 ANNUAL OPERATING & CAPITAL BUDGET**

A motion was made by Alderman Cates to hear the 1st Reading of Ordinance 23-21.

Alderman Sutton made a motion to approve 1st Reading Ordinance 23-21. Alderman Cates seconded the motion. All in favor, none opposed. The 1<sup>st</sup> Reading of Ordinance 23-21 passed.

**CALL PUBLIC HEARING** None Spoke

**C. Ordinance 23-22 – ZONING VILLAGE OF CYPRESS CREEK**

A motion was made by Alderman Sutton to hear the 1st Reading of Ordinance 23-22.

Alderman Sutton made a motion to approve 1st Reading Ordinance 23-22. Alderman Cates seconded the motion. All in favor, none opposed. The 1<sup>st</sup> Reading of Ordinance 23-22 passed.

**15. Consideration of Resolutions**

**(A) Resolution 23-99 Request Backhoe Purchase – Public Works**

Alderman Fisher made a motion to hear Resolution 23-99.

A motion was made by Alderman Sutton to approve Resolution 23-99. Alderman Cates seconded the motion. All in favor, none opposed. Resolution 23-99 passed.

**(B) Resolution 23-100 McCabe Construction Retainer Account**

Alderman Hummel made a motion to hear Resolution 23-100

A motion was made by Alderman Sutton to approve Resolution 23-100. Alderman Fisher seconded the motion. All in favor, none opposed. Resolution 23-100 passed.

**16. Consideration of Business Items**

Set date for Workshop, November 2, 2023 at 6pm

**17. Other Items of Business**

Town Manager Ellis report Text-My-Gov app was purchased a year ago and has not been utilized. He stated the public will be notified of its availability to them if they choose to sign up for notifications from the town. Discussion prompted questions of Tornado Warning and a disclaimer to heed other warning devices.

Alderman Hummel inquired of a resolution related to the 2024 Fourth of July fireworks.

**18. Credit Applications**

None.

**19. Approval of Invoices**

A motion was made by Alderman Sutton to approve the invoice as presented. Alderman Cates seconded the motion. All in favor, none opposed. The motion passed.

**20. Meeting Adjourned** – A motion was made by Alderman Cates to adjourn the meeting.

Date: October 19, 2023



H. Michael Brown, Mayor



K. Yvonne Bullard, City Recorder