

CULLMAN CITY COUNCIL MEETING ON OCTOBER 23rd, 2017 IN THE LUCILLE N. GALIN AUDITORIUM

Council President Garlan Gudger called the Cullman City Council Meeting to order at 7:00 o'clock p.m. on Monday, October 23rd, 2017. Fire Chief Edward Reinhardt presented the invocation.

A roll call by Mr. Wesley Moore reflected the following: Present - Council Member Andy Page, Council Member Johnny Cook, Council Member Clint Hollingsworth, Council President Pro Tem Jenny Folsom, and Council President Garlan Gudger. Absent: None. Also, present were Mayor Woody Jacobs, City Attorney Roy Williams, and City Clerk Wesley Moore.

Council President Garlan Gudger asked the Council to consider the minutes from October 9th, 2017. Council Member Cook made a motion to suspend the rules to consider the minutes. Council Member Folsom seconded the motion to suspend the rules, and the motion was approved by a roll call vote. Mr. Wesley Moore polled the Council Members: Council Member Page: Aye. Council Member Cook: Aye. Council President Gudger: Aye. Council President Pro-Tem Folsom: Aye. Council Member Hollingsworth: Aye. Council Member Cook made a motion to approve the minutes from October 9th, 2017 as written. Council Member Folsom seconded the motion to approve the minutes, and the motion was approved by a roll call vote. Mr. Wesley Moore polled the Council Members: Council Member Page: Aye. Council Member Cook: Aye. Council President Gudger: Aye. Council President Pro-Tem Folsom: Aye. Council Member Hollingsworth: Aye.

ADDITIONS/DELETIONS TO AGENDA – None.

REPORTS OF STANDING COMMITTEES

1. Public Safety Committee - Chairman Andy Page - No report.
2. Utilities Committee - Chairman Garlan Gudger - No report.
3. Public Works Committee - Chairman Johnny Cook - No report.
4. Tourism Committee - Chairman Clint Hollingsworth - No report.
5. General Government Committee - Chairwoman Jenny Folsom - No report.

REPORT FROM THE MAYOR - No report.

COMMENTS FROM ANYONE NOT ON THE AGENDA

Mr. Jerry Jacobs spoke to the Mayor and City Council about Grace Place - a grace-filled ministry opening in January for those with mild to moderate memory loss in Cullman, Alabama.

PUBLIC HEARINGS

Council President Gudger opened a public hearing at 7:07 p.m. for Resolution No. 2018-08 to vacate and surplus Hickory Avenue SW between 6th Street SW and 7th Street SW which received a favorable recommendation from the City of Cullman Planning Commission. There were no public comments for or against the resolution. Council President Gudger closed the public hearing at 7:08 p.m.

PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS & COMMUNICATIONS

Council Member Cook made a motion to approve the request from Edith Smith of Christmas Love and Cullman Caring for Kids for a special event permit to hold the annual car show in Depot Park on November 11th, 2017 from 8:00 a.m. until 3:00 p.m. Council Member Folsom seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Folsom made a motion to approve the request from Dennis Berse of the Cullman Downtown Merchants Association for a special event permit to hold a Veteran's Day Celebration on November 10th, 2017 and November 11th, 2017 on the 300 Block of Downtown Cullman. Council Member Hollingsworth seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Cook made a motion to approve the request from Police Chief Kenny Culpepper to purchase five vehicles on the state bid list from Donohoo Chevrolet in the budgeted amount not to exceed \$154,709. Council Member Hollingsworth seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Page made a motion to approve the request from Fire Chief Edward Reinhardt to purchase five heart monitors from Zoll Medical LTD, a sole source provider, in the budgeted amount not to exceed \$125,000. Council Member Hollingsworth seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Cook made a motion to approve the request from Fire Chief Edward Reinhardt to purchase an E-One Pumper on the NJPA bid list from Sunbelt Fire in the amount not to exceed \$650,000 from the fiscal year 2018-19 budget. Council Member Hollingsworth seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

Council Member Folsom made a motion to adopt the following resolution:

RESOLUTION NO. 2018 – 08
TO VACATE AND SURPLUS A PORTION OF A PUBLIC STREET

WHEREAS, the City of Cullman, Alabama, is the owner of the portion of Hickory Avenue SW from 6th Street SW to 7th Street SW;

WHEREAS, the Cullman City Council finds that this property is not needed for public or municipal purposes and has determined that it is in the interest of the public that such street or portion thereof be vacated;

BE IT RESOLVED by the Cullman City Council that the portion of Hickory Avenue SW from 6th Street SW to 7th Street SW is hereby declared vacant and the Mayor is hereby authorized to surplus and sell this property for its fair market value.

ADOPTED BY THE CITY COUNCIL this the 23rd day of October, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR, this the 23rd day of October, 2017.

/s/ Woody Jacobs - Mayor

Council Member Page seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.

Council Member Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2018 - 09
IN SUPPORT OF ALZHEIMER'S DISEASE AWARENESS MONTH

WHEREAS, November is Alzheimer's Disease Awareness Month;

WHEREAS, more than five million Americans are currently living with Alzheimer's disease;

WHEREAS, Alzheimer's disease is an incurable and fatal brain disease that causes memory loss, disorientation, decreased judgement, and difficulty speaking; and

WHEREAS, with early detection and diagnosis, individuals and families can gain access the treatment medications, enroll in critical research trials, fully participate in planning for the future, and receive help and support from community programs; and

WHEREAS, more individuals and families dealing with the affecting of Alzheimer's disease need to know that they can receive help, at no cost, from Grace Place, which is a Grace-filled Ministry in Cullman, Alabama; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Council hereby establish November as Alzheimer's Disease Awareness Month in Cullman, Alabama.

BE IT RESOLVED FURTHER that the Mayor and City Council supports Grace Place and its mission to help those adults with mild to moderate memory loss from the Alzheimer's disease.

ADOPTED BY THE CITY COUNCIL this the 23rd day of October, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR, this the 23rd day of October, 2017.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.

Council President Gudger held the seconding reading of Ordinance No. 2018-01. Council Member Cook made a motion to adopt the following ordinance:

ORDINANCE NO. 2018 - 01

AN ORDINANCE OF THE CITY OF CULLMAN, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING FEBRUARY 23RD THROUGH FEBRUARY 25TH, AS AUTHORIZED BY ACT 2012-256, GENERALLY REFERRED TO AS THE STATE SEVERE WEATHER PREPAREDNESS SALES TAX HOLIDAY LEGISLATION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, AS FOLLOWS:

Section 1. In conformity with the provisions Act 2012-256 enacted by the Alabama Legislature during the 2012 Regular Session, providing for a State Severe Weather Preparedness Sales Tax Holiday, the City of Cullman, Alabama, exempts “covered items” from municipal sales and use tax during the same period, beginning at 12:01 a.m. on Friday, February 23rd, 2018 and ending at twelve midnight on Sunday, February 25th, 2018.

Section 2. This ordinance shall be subject to all term, conditions, definitions, time periods, and rules as provided by Act 2012-256, except that the time period shall only be as specified in Section 1 above and not for all years thereafter.

Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Cullman, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective upon its adoption by the City Council and approval by the Mayor.

ADOPTED BY THE CITY COUNCIL this the 23rd day of October, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR, this the 23rd day of October, 2017.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, and the ordinance was approved by a roll call vote. Mr. Wesley Moore polled the Council Members: Council Member Page: Aye. Council Member Cook: Aye. Council President Gudger: Aye. Council President Pro-Tem Folsom: Aye. Council Member Hollingsworth: Aye.

Council President Garlan Gudger asked for the City Council and Mayor to consider Board Appointments: None.

Council President Garlan Gudger asked for a motion to adjourn. Council Member Page made a motion to adjourn. Council Member Hollingsworth seconded the motion, and the meeting was adjourned at 7:15 p.m. by a voice vote. Ayes: All. Nays: None.