

CULLMAN CITY COUNCIL MEETING ON MAY 14TH, 2018 IN THE LUCILLE N. GALIN AUDITORIUM

Council President Garlan Gudger called the Cullman City Council Meeting to order at 7:01 o'clock p.m. on Monday, May 14th, 2018. Police Chief Kenny Culpepper 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 City Attorney Roy Williams and City Clerk Wesley Moore.

Council President Garlan Gudger asked the Council to consider the minutes from May 7th, 2018. 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 May 7th, 2018 as written. Council Member Hollingsworth 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

Council Member Cook made a motion to add the request for the Dinner on First's alternate site plan because of rain. Council Member Folsom seconded the motion to add, and the motion was approved by a voice vote. Ayes: All. Nays: None.

REPORTS OF STANDING COMMITTEES

1. Public Safety Committee - Chairman Andy Page recognized two officers: 1) Police Officer Adam Walker for 10 years of service and 2) Police Officer Matt Dean for 15 years of service.
2. Utilities Committee - Chairman Garlan Gudger - No report.
3. Public Works Committee - Chairman Johnny Cook - No report.
4. Tourism Committee - Chairman Clint Hollingsworth recognized Team Nitro of the Cullman Gymnastics as National Champions and the first undefeated team in Cullman Gymnastics history. He recognized the Cullman 4-H Shotgun Team as State Champions and representing Cullman at National in Nebraska.
5. General Government Committee - Chairwoman Jenny Folsom - No report.

REPORT FROM THE MAYOR - No report.

COMMENTS FROM ANYONE NOT ON THE AGENDA – None.

PUBLIC HEARINGS – None.

PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS & COMMUNICATIONS

Council Member Folsom made a motion to approve the request from Nathan Anderson for an addition to the special event permit for Dinner on First to include an alternate site at the old Cullman Warehouse. Council Member Page 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 Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2018 – 52

TO AWARD BID FOR TRAFFIC SIGNAL INSTALLATION FOR U.S. HIGHWAY 31

WHEREAS, bids were received on May 4th, 2018 at 2:00 p.m. for traffic signal installation for U.S. Highway 31 at the Old Dodge Dealership entrance,

WHEREAS, the following bids were opened:

Shoals Electric Co., Inc.	Muscle Shoals, Alabama	\$ 136,000.00
Stone Electric Co., Inc.	Birmingham, Alabama	\$ 156,548.10

WHEREAS, the recommendation from Traffic Superintendent Jeff Adams and Traffic Engineer Jeremy Greer is to award the bid to Shoals Electric Co., Inc., the lowest responsible bidder.

BE IT RESOLVED by the Cullman City Council that the bid for traffic signal installation for U.S. Highway 31 at the Old Dodge Dealership be awarded to Shoals Electric Co., Inc., the lowest responsible bidder, in the budgeted amount of \$136,000.00.

ADOPTED BY THE CITY COUNCIL this the 14th day of May, 2018.

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

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 14th day of May, 2018.

/s/ Woody Jacobs - Mayor

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

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

RESOLUTION NO. 2018 – 53

TO EXTEND BIDS R-01745 & R-01746 FOR COLD MIX, HOT MIX, AND LAY HOT MIX

WHEREAS, the Cullman City Council on May 23rd, 2016 awarded bids R-01745 for lay hot mix and R-01746 for cold mix and hot mix to the lowest responsible bidder, Good Hope Contracting, with the option to extend the contract period up to 3 years;

WHEREAS, the recommendation from the Street Superintendent Scott Talley is to extend the current bids with Good Hope Contracting until May 23rd, 2019;

WHEREAS, the Cullman City Council has determined it would serve a public purpose to extend bids R-01745 and R-01746 with Good Hope Contracting until May 23rd, 2019;

THEREFORE, BE IT RESOLVED by the Cullman City Council that bids R-01745 for lay hot mix and R-01746 for cold mix and hot mix, previously awarded to Good Hope Contracting, are hereby extended until May 23rd, 2019.

ADOPTED BY THE CITY COUNCIL this the 14th day of May, 2018.

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

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 14th day of May, 2018.

/s/ Woody Jacobs - Mayor

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

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

RESOLUTION NO. 2018 – 54

THE LEVY OF AD VALOREM TAXES IN THE CITY OF CULLMAN, ALABAMA

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

Municipal ad valorem taxes for the tax year beginning October 1st, 2018 are hereby levied for the City of Cullman on all taxable property in the City of Cullman, Alabama, at the following rates for the following purposes:

1. A tax at the rate of 5 mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied, pursuant to authority of Section 216 of the Constitution of Alabama to pay any general obligations incurred by the City of Cullman, Alabama.
2. A tax at the rate of 3 mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied for educational purposes, pursuant to authority of Section 216 of the Constitution of Alabama and an election held in the City of Cullman as required.
3. A tax at the rate of 7½ mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied for general school purposes, pursuant to authority of Section 56 of the Constitution of Alabama and an election held in the City of Cullman as required.

ADOPTED BY THE CITY COUNCIL this the 14th day of May, 2018.

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

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 14th day of May, 2018.

/s/ Woody Jacobs - Mayor

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

Council Member Folsom made a motion to table Ordinance No. 2018-27 addressing unsafe and dangerous structures in Cullman until the next Cullman City Council Meeting on June 11th, 2018 at 7:00 p.m. Council Member Hollingsworth seconded the motion to table, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council President Gudger held the first reading of Ordinance No. 2018-28 to annex property owned by Kenny Culpepper located at 118 County Road 463 into the city limits of Cullman as AG-1 Agricultural District. This ordinance received a favorable recommendation from the City of Cullman Planning Commission. Council Member Cook made a motion to suspend the rules to consider the ordinance. 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 adopt the following ordinance:

ORDINANCE NO. 2018 – 28

TO ANNEX CERTAIN PROPERTIES INTO THE CITY LIMITS OF THE CITY OF CULLMAN, ALABAMA
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, AS FOLLOWS:

SECTION 1. The City Council of the City of Cullman finds that Kenny Culpepper have petitioned the City under the provisions of Section 11-42-21 of the Code of Alabama, 1975, as amended, that the following described property, which property is owned by the petitioner, be annexed into the City of Cullman: PPIN: 34130. PARCEL: 17-04-18-0-000-009.002. ADDRESS: 118 County Road 463, Cullman, Alabama 35055. LEGAL DESCRIPTION: All that part of the Southwest Quarter of the Northwest Quarter of Section 18, Township 10 South, Range 3 West lying and being South of U.S. Highway 278, containing 34 acres, more or less.

SECTION 2. That the Council has before it a map showing the relationship of the property proposed to be annexed to the corporate limits of the City of Cullman, and that said map is on file in the office of the City Clerk along with an acknowledgment by the property owners that they want it to be annexed into the City of Cullman.

SECTION 3. That the City of Cullman does hereby annex as a part of its corporate limits the above described tracts or parcels of land as AG-1 AGRICULTURAL DISTRICT.

SECTION 4. That a copy of this ordinance after its adoption, which ordinance includes a description of the property annexed to the City of Cullman, be filed in the office of the Judge of Probate of Cullman County, Alabama, the county in which the municipality is located.

SECTION 5. That this ordinance shall take effect upon its passage and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 14th day of May, 2018.

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

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 14th day of May, 2018.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, 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 President Gudger held the first reading of Ordinance No. 2018-29 to annex property owned by Minuteman Construction located on County Road 702 into the city limits of Cullman as R-2 Residential District which received a favorable recommendation from the City of Cullman Planning Commission. No further action was taken at this time.

Council President Gudger asked for the City Council and Mayor to consider Board Appointments: Council Member Folsom made a motion to reappoint Michael Sullins to the CATS 55 TV Board. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Cook made a motion to reappoint Rusty Turner and Mark Aderhold to the Cullman City Parks and Recreation Board. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council President Gudger held the first reading of Ordinance No. 2018-30 to amend Ordinance No. 2015-23 establishing the officers of the City of Cullman, Alabama to add the Technology Village Director. No further action was taken at this time.

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

RESOLUTION NO. 2018 - 55

TO DECLARE CERTAIN PROPERTY SURPLUS OR NOT NEEDED BY THE CITY OF CULLMAN

WHEREAS, the Cullman City Council hereby finds and determines that the City of Cullman is owner of various capital assets and inventory that is no longer needed by the City of Cullman for public or municipal purposes and that the best interests of the City will be served by the sale or disposal of said property;

BE IT RESOLVED by the Cullman City Council that the Mayor is hereby authorized to designate a City employee to sell or disposal of said property that is no longer needed by the City of Cullman for public or municipal purposes for its present fair market value.

ADOPTED BY THE CITY COUNCIL this the 14th day of May, 2018.

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

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 14th day of May, 2018.

/s/ Woody Jacobs - Mayor

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

Council President Gudger asked for a motion to adjourn. Council Member Hollingsworth made a motion to adjourn. Council Member Page seconded the motion, and the meeting was adjourned at 7:51 p.m. by a voice vote. Ayes: All. Nays: None.