

CULLMAN CITY COUNCIL MEETING ON OCTOBER 28, 2019 IN THE LUCILLE N. GALIN AUDITORIUM

Council President Jenny Folsom called the Cullman City Council Meeting to order at 7:00 o'clock p.m. on Monday, October 28, 2019.

Fire Chief Brian Bradberry presented the invocation and led the Pledge of Allegiance.

A roll call by City Clerk Wesley Moore reflected the following: Present - Mayor Woody Jacobs, Council Member Andy Page, Council Member David Moss, Council Member Clint Hollingsworth and Council President Jenny Folsom. Absent: Council President Pro Tem Johnny Cook. Also present were City Attorney Roy Williams and City Clerk Wesley Moore.

Council President Jenny Folsom asked the Council to consider the minutes from October 14, 2019. Council Member Moss made a motion to suspend the rules to consider the minutes. Council Member Page 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 President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye. Council Member Moss made a motion to approve the minutes from October 14, 2019 as written. Council Member Page 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 President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye.

ADDITIONS/DELETIONS TO AGENDA

REPORTS OF STANDING COMMITTEES

1. Public Safety (Fire, Police, etc.) - Chairman Andy Page along with Chief Kenny Culpepper and Assistant Chief Craig Montgomery promoted Officer Trey Higginbotham to Sergeant.
2. Utilities (Water, Sewer, etc.) - Chairman David Moss – No report.
3. Public Works (Street, Sanitation, etc.) - Chairman Johnny Cook – No report.
4. Tourism (Parks & Recreation, Airport, etc.) - Chairman Clint Hollingsworth - Cullman Airport Director Ben Harrison reported the taxiway project is expected to be completed in November and the runway project is about to begin.
5. General Government (Finance, Economic Development, etc.) - Chairman Jenny Folsom – No report.

REPORT FROM THE MAYOR

Mayor Jacobs reported the German Christmas pyramid is being installed and should be completed tomorrow. The paving repair on the southbound lane of Main Avenue will be completed tomorrow and they will begin work on Main Avenue's northbound lane.

Consultant Jason Fondren, of KPS Group, reported the updated the zoning and subdivision ordinance is being completed and a draft copy will soon be submitted for review. These revisions will assure compliance with all state and federal laws.

COMMENTS FROM ANYONE NOT ON THE AGENDA - None

PUBLIC HEARINGS - None

REQUESTS, PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS, AND OTHER

Council Member Page made a motion to grant a special event request from Tesha Brewer of State Farm to hold a grand opening at her office located 909 Fisher Street SW on November 2nd, 2019 from 11:00 a.m. until 3:00 p.m. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Moss made a motion to grant a special event request from Christine Chamblee of Dreher's to hold a Halloween Party with live music and costumes on November 1st, 2019 from 8:00 p.m. until 11:30 p.m. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

Council President Folsom held the second reading of Ordinance No. 2020-02 to annex property owned by LGO Realty Holdings, LP located at 645 AL Highway 157 into the city limits of Cullman as B-2, subject to compliance with all Building and Fire Codes, which received a favorable recommendation from the City of Cullman Planning Commission.

Council Member Page made a motion to table Ordinance No. 2020-02 until all building codes and fire codes have been met.

Council Member Moss seconded the motion and the motion was approved by a voice vote.

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

RESOLUTION NUMBER NO. 2020 - 04

WHEREAS, the City of Cullman intends to apply for state and federal matching funds for an airport improvement project for the Cullman Regional Airport during fiscal year 2020.

THEREFORE BE IT RESOLVED, by the City of Cullman as follows:

1. That the City of Cullman is authorized to make an application for airport improvement funding assistance from the State of Alabama Department of Transportation, for the purpose of undertaking a project in fiscal year 2020 to make improvements at the Cullman Regional Airport.
2. That the application be submitted for and on behalf of the City of Cullman by its Mayor who is authorized by this resolution to sign the application and any related forms or documents on behalf of the City.
3. That the City of Cullman is authorized to enter into an airport improvement funding agreement with the State of Alabama, acting by and through the Alabama Department of Transportation, for the purpose of undertaking a project to make improvements at the Cullman Regional Airport, with partial funding provided by the State of Alabama.
4. That the agreement be executed in the name of the City of Cullman for and on behalf of the City of Cullman by its Mayor.
5. That the authority of the City of Cullman to enter into contracts with the State of Alabama has been reviewed by the City's attorney, and in his/her opinion, the City of Cullman is duly authorized to commit the City of Cullman to an agreement with the Alabama Department of Transportation.

BE IT FURTHER RESOLVED, that the City of Cullman hereby affirms that the local matching share of funds in the amount required for this airport improvement project has been officially approved, placed into the budget of the airport and is available for expenditure upon execution of the State of Alabama's funding agreements and the start of the project.

I, the undersigned qualified and acting as the City Clerk, of City of Cullman, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City of Cullman named therein, at a regular meeting of such body held on the 28th day of October, 2019, and that such resolution is on file in the office of the City of Cullman.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Cullman on this 28th day of October, 2019.

/s/ Wesley M. Moore, City Clerk
City Clerk

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

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

RESOLUTION NO. 2020 – 05

TO ENTER INTO CONTRACT WITH GOODWYN, MILLS & CAWOOD

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into contract with Goodwyn, Mills & Cawood for professional engineering services related to the design of the Runway Rehabilitation at the Cullman Regional Airport in the amount not to exceed \$149,251;

NOW THEREFORE BE IT RESOLVED by the Cullman City Council in the State of Alabama that the Mayor and/or Council President is hereby authorized to enter a contract with Goodwyn, Mills & Cawood for professional engineering services related to the design of the Runway Rehabilitation at the Cullman Regional Airport in the amount not to exceed \$149,251.

ADOPTED BY THE CITY COUNCIL this the 28th day of October, 2019.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

APPROVED BY THE MAYOR this the 28th day of October, 2019.

/s/ Woody Jacobs, Mayor

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

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

**CITY OF CULLMAN
RESOLUTION NO. 2020 - 06**

WHEREAS, the City of Cullman adopted Resolution No. 2019 - 35 authorizing submission of a pre-application in the amount of \$7,100,000 to the Alabama Department of Environmental Management's (ADEM) State Revolving Fund Loan Program for a project ("Project") including general improvements the City's Sanitary Sewer Collection System; and

WHEREAS, the City of Cullman, herein also referred to as Applicant, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that the construction of certain works required for the treatment of wastewater is desirable and in the public interest, and to that end it is necessary that action necessary for the construction of wastewater treatment and/or transport facilities be taken immediately; and

WHEREAS, under Code of Alabama 1975 §§ 22-34-1 et seq., and the regulations promulgated, thereunder in ADEM Administrative Code Chapter 335-6-14, the State of Alabama, has authorized the making of loans to aid in financing the cost of construction of necessary wastewater treatment and transport works to prevent the discharge of untreated or inadequately treated effluent into any waters;

NOW, THEREFORE, be it resolved by the City of Cullman;

That, the City of Cullman approves submission of an application to the Alabama Department of Environmental Management for a State Revolving Fund loan in the amount of \$7,100,000 for said improvements to the City's Sanitary Sewer Collection System and;

That, the Mayor of the City of Cullman is hereby authorized to file in behalf of the Applicant an application for a loan to be made by the Alabama Water Pollution Control Authority;

That, the Mayor of the City of Cullman is hereby designated as the Authorized Representative of the Applicant for the purpose of furnishing to the Alabama Department of Environmental Management (ADEM) such information, data and documents pertaining to the application for a CWSRF loan from the Authority as may be required; and otherwise to act as Authorized Representative of the Applicant in connection with this application.

That, certified copies of this resolution be included as a part of the application to be submitted to the Department for a loan.

READ AND ADOPTED this the 28th day of October, 2019.

SIGNED FOR THE CITY OF CULLMAN:

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

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

BOARD APPOINTMENTS - None

Council President Folsom asked for a motion to adjourn. Council Member Page made the motion to adjourn. Council Member Hollingsworth seconded the motion and the meeting was adjourned at 7:25 p.m. by a voice vote. Ayes: All. Nays: None.