

CULLMAN CITY COUNCIL MEETING ON AUGUST 31, 2020 IN THE LUCILLE N. GALIN AUDITORIUM

Council President Jenny Folsom called the Cullman City Council Meeting to order at 7:03 o'clock p.m. on Monday, August 31, 2020. Fire Chief Brian Bradberry led the Pledge of Allegiance and presented the invocation.

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

Council President Jenny Folsom asked the Council to consider the minutes from August 10, 2020. President Pro Tem Cook 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 Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye. Council Member Moss made a motion to approve the minutes from July 27, 2020 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 Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye.

ADDITIONS/DELETIONS TO AGENDA – None.

REPORTS OF STANDING COMMITTEES

1. Public Safety (Fire, Police, etc.) - Chairman Andy Page – No report.
2. Utilities (Water, Sewer, etc.) - Chairman David Moss – No report.
3. Public Works (Street, Sanitation, etc.) - Chairman Johnny Cook thanks candidates for removing political signs so quickly after the election.
4. Tourism (Parks & Recreation, Airport, etc.) - Chairman Clint Hollingsworth – No report.
5. General Government (Finance, Economic Development, etc.) - Chairman Jenny Folsom – No report.

REPORT FROM THE MAYOR – Mayor Jacobs reports the Census employees will be going door to door through September to homes that have not yet responded to the Census.

COMMENTS FROM ANYONE NOT ON THE AGENDA

Renee Walsh and Amy Leonard with the Friends of the Cullman Public Library asked for everyone to consider participating in the first annual Book-It Virtual 5K Run to be held September 25-30, 2020 supporting the Cullman County Library.

PUBLIC HEARINGS – None.

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

Council Member Page made a motion to grant a special event request from Javon Daniel of Cullman Lions Club to hold the Cullman County Fair Parade on October 3, 2020. 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 first reading of Ordinance No. 2020-41 to amend regulations for small cell technology facilities.

Council President Pro Tem Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2020 – 121

WHEREAS, the City of Cullman intends to apply for state matching funds for an airport improvement project for the Cullman Regional Airport during fiscal year 2021.

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 2021 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 31st day of August, 2020, 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 31st day of August, 2020.

/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.

All provisional ballots were reviewed and added the five qualified ballots to the vote totals on Resolution 2020-122 2020 Municipal Election Results. Council President Pro Tem Cook made a motion to adopt the following resolution:

**RESOLUTION NO. 2020 – 122
TO CANVASS THE RESULTS FROM THE MUNICIPAL ELECTION ON AUGUST 25, 2020**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020 as provided by law;

WHEREAS, the municipal governing body of the City of Cullman, Alabama met on this the 31st day of August, 2020, a quorum thereof being present, at 7:00 p.m., and has canvassed the returns, and has ascertained and determined the number of votes received by each candidate;

WHEREAS, the said municipal governing body has ascertained and determined the result of said election as follows:

	Don Green	Don Green	Don Green	County Office Bldg	City Hall	Courthouse	Absentee Box		
MAYOR	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
MARK BUSSMAN	203	207	222	270	190	133	40	4	1269
WOODY JACOBS	362	328	364	473	319	220	146	1	2213
TOTALS	565	535	586	743	509	353	186	5	3477
CITY COUNCIL PLACE NO. 1	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
ANDY 'COACH' PAGE	317	283	290	374	280	174	112	3	1833
BRAD SMITH	234	236	279	349	216	164	73	2	1553
TOTALS	551	519	569	723	496	338	185	5	3386
CITY COUNCIL PLACE NO. 2	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
DAVID MOSS, JR	349	331	364	487	358	222	133	2	2246
TONY TOWNSON	201	178	206	221	132	104	49	3	1094
TOTALS	550	509	570	708	490	326	182	5	3340
CITY COUNCIL PLACE NO. 3	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
JOHNNY COOK	327	322	346	474	300	162	113	2	2046
GWEN PARKER	228	186	232	253	201	182	72	3	1357
TOTALS	555	508	578	727	501	344	185	5	3403
CITY COUNCIL PLACE NO. 4	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
STEVE CUMMINGS	266	228	273	280	184	152	54	2	1439
CLINT HOLLINGSWORTH	285	293	298	447	313	182	131	3	1952
TOTALS	551	521	571	727	497	334	185	5	3391
CITY SCHOOL BOARD, PLACE 2	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
CHRIS BRANHAM	348	318	350	492	313	211	125	1	2158
NICK DUMAS	190	186	198	209	163	112	41	4	1103
TOTALS	538	504	548	701	476	323	166	5	3261

	Don Green	Don Green	Don Green	County Office Bldg	City Hall	Courthouse	Absentee Box		
CITY SCHOOL BOARD, PLACE 3	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
CHERYL GABLE HARRISON	303	290	305	447	261	170	120	1	1897
SCOTT SESSIONS	242	217	255	270	224	157	55	4	1424
TOTALS	545	507	560	717	485	327	175	5	3321
	Don Green	Don Green	Don Green	County Office Bldg	City Hall	Courthouse	Absentee Box		
CITY SCHOOL BOARD, PLACE 4	Beat 1 Box 1	Beat 1 Box 2	Beat 1 Box 3	Beat 1 Box 4	Beat 1 Box 5	Beat 1 Box 6	Absentees	Provisional	TOTALS
NATHAN HAYNES	206	172	228	214	164	127	48	4	1163
JASON NEAL	332	319	323	494	315	196	123	1	2103
TOTALS	538	491	551	708	479	323	171	5	3266

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

1. That Woody Jacobs received a majority of the votes cast for the office of Mayor and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
2. That Andy ‘Coach’ Page received a majority of the votes cast for the office of Cullman City Council Place No. 1 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
3. That David Moss, Jr. received a majority of the votes cast for the office of Cullman City Council Place No. 2 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
4. That Johnny Cook received a majority of the votes cast for the office of Cullman City Council Place No. 3 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
5. That Clint Hollingsworth received a majority of the votes cast for the office of Cullman City Council Place No. 4 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
6. That Chris Branham received a majority of the votes cast for the office of Cullman City School Board Place No. 2 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
7. That Cheryl Harrison received a majority of the votes cast for the office of Cullman City School Board Place No. 3 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.
8. That Jason Neal received a majority of the votes cast for the office of Cullman City School Board Place No. 4 and is hereby declared duly elected to that office for the term beginning on the first Monday in November, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

APPROVED BY THE MAYOR this the 31st day of August, 2020

/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:

**RESOLUTION NO. 2020-123
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Woodrow “Woody” Jacobs was duly elected to the office of Mayor of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Woodrow “Woody” Jacobs be and is hereby declared duly elected to the office of Mayor in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Woodrow “Woody” Jacobs for the office of Mayor for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

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

Council President Pro Tem Cook made a motion to adopt the following resolution:

**RESOLUTION NO. 2020-124
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Andy ‘Coach’ Page was duly elected to the office of Cullman City Council Place No. 1 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Andy ‘Coach’ Page be and is hereby declared duly elected to the office of Cullman City Council Place No. 1 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Andy ‘Coach’ Page for the office of Mayor for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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. Abstained: Andy Page.

Council President Pro Tem Cook made a motion to adopt the following resolution:

**RESOLUTION NO. 2020-125
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that David Moss, Jr. was duly elected to the office of Cullman City Council Place No. 2 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that David Moss, Jr. be and is hereby declared duly elected to the office of Cullman City Council Place No. 2 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to David Moss, Jr. for the office of Cullman City Council Place No. 2 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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. Abstained: David Moss.

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

**RESOLUTION NO. 2020-126
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Johnny Cook was duly elected to the office of Cullman City Council Place No. 3 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Johnny Cook be and is hereby declared duly elected to the office of Cullman City Council Place No. 3 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Johnny Cook for the office of Cullman City Council Place No. 3 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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. Abstained: Johnny Cook.

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

**RESOLUTION NO. 2020-127
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Clint Hollingsworth was duly elected to the office of Cullman City Council Place No. 4 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Clint Hollingsworth be and is hereby declared duly elected to the office of Cullman City Council Place No. 4 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Clint Hollingsworth for the office of Cullman City Council Place No. 4 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

Council President Pro Tem Cook seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None. Abstained: Clint Hollingsworth.

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

**RESOLUTION NO. 2020-128
TO ISSUE A CERTIFICATE OF ELECTION**

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Chris Branham was duly elected to the office of Cullman City School Board Council Place No. 2 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Chris Branham be and is hereby declared duly elected to the office of Cullman City School Board Council Place No. 2 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Chris Branham for the office of Cullman City School Board Council Place No. 2 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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.

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

RESOLUTION NO. 2020-129
TO ISSUE A CERTIFICATE OF ELECTION

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Cheryl Harrison was duly elected to the office of Cullman City School Board Council Place No. 3 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Cheryl Harrison be and is hereby declared duly elected to the office of Cullman City School Board Council Place No. 3 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Cheryl Harrison for the office of Cullman City School Board Council Place No. 3 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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.

Council President Pro Tem Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2020-130
TO ISSUE A CERTIFICATE OF ELECTION

WHEREAS, the general election for the City of Cullman, Alabama was duly and legally held on the 25th day of August, 2020;

WHEREAS, the City Council of the City of Cullman, Alabama has met on this the 31st day of August, 2020, and canvassed the results of the municipal election;

WHEREAS, the official canvass of votes cast in the general municipal election held in the City of Cullman, Alabama, on the 25th day of August, 2020, shows that Jason Neal was duly elected to the office of Cullman City School Board Council Place No. 4 of the City of Cullman, Alabama, for the term commencing on the first Monday of November, 2020;

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, Alabama, that Jason Neal be and is hereby declared duly elected to the office of Cullman City School Board Council Place No. 4 in the City of Cullman, Alabama for the term of office commencing on November 2, 2020;

Given under our hands pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 31st day of August, 2020.

BE IT FURTHER RESOLVED that a certificate of election is hereby issued to Jason Neal for the office of Cullman City School Board Council Place No. 4 for the term of office commencing on November 2, 2020.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/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.

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

RESOLUTION NO. 2020 – 131

TO AWARD BID FOR TREE REMOVAL AND STUMP GRINDING IN HERITAGE PARK

WHEREAS, bids were received on August 28th, 2020 at 2:00 p.m. for tree removal and stump grinding at Heritage Park;

WHEREAS, the following bids were received:

Colburn's Tree Service	\$ 18,500.00
Michael's Tree Service	\$ 4,700.00
Newman's Tree Service	\$ 20,000.00
Reeve's Tree Service	\$ 22,500.00

BE IT RESOLVED by the Cullman City Council has evaluated the bids received and has determined that Michael's Tree Service is the lowest responsible bidder; and

THAT, Woody Jacobs, Mayor, be and is hereby authorized to enter into a contract with Michael's Tree Service for tree removal and stump grinding at Heritage Park.

ADOPTED BY THE CITY COUNCIL this the 31st day of August, 2020.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley M. Moore, City Clerk

APPROVED BY THE MAYOR this the 31st day of August, 2020.

/s/ Woody Jacobs, Mayor

Council President Pro Tem Cook 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. 2020 – 132

This Resolution is made this 31st day of August, 2020 (the Effective Date) by the City of Cullman, Alabama (the Granting Authority), to grant a tax abatement for Project York (the Company).

WHEREAS, the Company has announced plans for a new project (the Project), located within the jurisdiction of the Granting Authority; and

WHEREAS, pursuant to the Tax Incentive Reform Act of 1992 (Section 40-9B-1 et seq., Code of Alabama 1975) (the Act), the Company has requested from the Granting Authority an Abatement of: all state and local noneducational ad valorem taxes, all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and/or all mortgage and recording taxes; and

WHEREAS, the Company has requested that the abatement of state and local noneducational ad valorem taxes (if applicable) be extended for a period of 10 years, in accordance with the Act; and

WHEREAS, the Granting Authority has considered the request of the Company and the completed application (copy attached) filed with the Granting Authority by the Company, in connection with its request; and

WHEREAS, the Granting Authority has found the information contained in the Company's application to be sufficient to permit the Granting Authority to make a reasonable cost/benefit analysis of the proposed project and to determine the economic benefits to the community; and

WHEREAS, the construction of the project will involve capital investment of \$24,250,000; and

WHEREAS, the Company is duly qualified to do business in the State of Alabama, and has powers to enter into, and to perform or observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the Granting Authority represents and warrants to the Company that it has power under that constitution and laws of the State of Alabama (including particularly the provisions of the Act) to carry out provisions of the Tax Abatement Agreement;

NOW THEREFORE, be it resolved by the Granting Authority as follows:

Section 1. Approval is hereby given to the application of the Company and abatement is hereby granted of: all state and local noneducational ad valorem taxes, all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and/or all mortgage and recording taxes as the same may apply to the fullest extent permitted by the Act. The period of abatement for the noneducational ad valorem taxes (if applicable) shall extend for a period of 10 years measured as provided in Section 40-9B-3(h) of the Act.

Section 2. The governing body of the Granting Authority is authorized to enter into an abatement agreement with the Company to provide for the abatement granted in Section 1.

Section 3. A certified copy of this resolution, with the application and abatement agreement, shall be forwarded to the Company to deliver to the appropriate local taxing authorities (if applicable) and to the Alabama Department of Revenue in accordance with the Act.

Section 4. The governing body of the Granting Authority is authorized to take any and all actions necessary or desirable to accomplish the purpose of the foregoing of this resolution.

I hereby certify that the foregoing was duly adopted by the City of Cullman, Alabama of Alabama at a meeting held on the 31st day of August, 2020.

By: /s/ Woody Jacobs
Its: Mayor

ATTEST:

/s/ Wesley M. Moore

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

Council President Pro Tem Cook made a motion to adopt the following resolution:

**CITY OF CULLMAN
RESOLUTION NO. 2020 – 133**

WHEREAS, the City of Cullman has received a Community Development Block Grant Economic Development Grant for the purpose of installing a traffic signal at the intersection of State Highway 69 and 24th Street Southwest; and

THEREFORE, in accordance with CDBG regulations the City of Cullman has solicited and received bids from qualified construction companies to construct the above referenced project in accordance with the approved plans and specifications;

NOW, THEREFORE, be it resolved that the City of Cullman and Sain and Associates have evaluated the bids received and have determined Stone and Sons is the low bidder on the construction phase of this project; and

THAT, Woody Jacobs, Mayor, be and is hereby authorized to award and enter into a contract with Stone and Sons in the amount of \$246,260.00 upon approval from ADECA to install the State Highway 69 and 24th Street Intersection Traffic Signal.

READ AND ADOPTED this the **31st** day of **August 2020**.

Signed for the Cullman City Council:

By: /s/ Woody Jacobs, Mayor

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

Council Member Hollingsworth made a motion to appoint Leslie Echols to complete Nell Dunlap's term on the Wellstone Mental Health Board. Council President Pro Tem Cook seconded the motion and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council President Folsom asked for a motion to adjourn. Council President Pro Tem Cook made the motion to adjourn. Council Member Hollingsworth seconded the motion and the meeting was adjourned at 7:27 p.m. by a voice vote. Ayes: All. Nays: None.