

**CULLMAN CITY COUNCIL MEETING ON JUNE 7, 2021
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, June 7, 2021. 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 Clint Hollingsworth and Council President Jenny Folsom. Absent: Council Member David Moss. Also present were Attorney Roy Williams and City Clerk Wesley Moore.

Council President Jenny Folsom asked the Council to consider the minutes from May 24, 2021. Council 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 Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve the minutes from May 24, 2021 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 President Pro Tem Cook: Aye. Council President Folsom: 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 – No report.
4. Tourism (Parks & Recreation, Airport, etc.) Chairman Clint Hollingsworth shared the 2nd Friday summer events kick-off this Friday.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

REPORT FROM THE MAYOR

Mayor Jacobs welcomes back Assistant Police Chief Craig Montgomery who has been serving on duty in Washington, D.C.

COMMENTS FROM ANYONE NOT ON THE AGENDA – None.

PUBLIC HEARINGS – None.

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

Council President Pro Tem Cook made a motion to approve a special event request from Col. Ken Brown of VFW Post 2214 for third Saturday social events from 6:00 pm until 11:00 pm on June 19, July 17, August 21, September 18 and October 16, 2021. Council Member Hollingsworth seconded the motion and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Page made a motion to approve a special event request from Ann Moore for a surprise birthday party at Festhalle from 5:00 pm until 11:00 pm on June 26, 2021. 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 approve a special event request from Nathan Baugh for a Rock the South Music Festival at 1872 Co Rd 469 on August 13-14, 2021. Council President Pro Tem Cook seconded the motion and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

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

RESOLUTION NO. 2021-103

This Resolution is made this 7th day of **June, 2021** by the **City of Cullman, Alabama**, to grant a tax abatement for **Goat Island Craft Brewing, L.L.C.**

WHEREAS, the Company has announced plans for a major addition to their existing facility (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

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 **\$659,000**; 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 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** at a meeting held on **7th day of June, 2021**.

BY: /s/ Woody Jacobs
Its: Mayor

ATTEST:

/s/ Wesley M. Moore, City Clerk

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. 2021 – 104
TO ENTER INTO CONTRACT WITH ST. JOHN & ASSOCIATES, INC.

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into contract with St. John and Associates, Inc. for engineering, design, and administrative services related to the construction of a parking area along Field of Miracles Drive SW;

NOW THEREFORE BE IT RESOLVED by the Cullman City Council in the State of Alabama that the Mayor is hereby authorized to enter into a contract with St. John & Associates, Inc. for engineering, design, and administrative services related to the construction of a parking area along Field of Miracles Drive SW.

ADOPTED BY THE CITY COUNCIL this the 7th day of June, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 7th day of June, 2021.

/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 Hollingsworth made a motion to adopt the following resolution:

RESOLUTION NO. 2021 – 105
TO CONDEMN AVIGATION EASEMENTS FOR FLIGHT SAFETY

WHEREAS, Cullman Regional Airport Board (the "Board") was created by the City of Cullman (the "City") and the Cullman County Commission (the "County"), pursuant to Chapter 2, Title 4 of the 1940 Code of Alabama on November 26, 1956 (the "Act");

WHEREAS, the Act and Amendments thereto (Alabama Code § 4-4-1, *et seq.*) provide any municipality operating a municipal airport with the power of eminent domain, to be exercised in the same manner and under the same conditions as are provided by law for the exercise of the power of eminent domain for other public purposes;

WHEREAS, the City of Cullman, Cullman County, and the surrounding areas of North Alabama have undergone a tremendous amount of growth, leading to an increased demand for transportation by air in and out of the region, the Board desires to respond to this growth by expanding its facilities in order to increase the aviation services available to the citizens of the City and the County;

WHEREAS, the Board desires that the City and the County condemn parcels of real property located to the west of the airport runway to allow the airport to better serve the growing aviation and transportation needs of the City and the County, and surrounding communities.

THEREFORE, BE IT RESOLVED by the Mayor and Council as follows:

1. That in the judgment and opinion of the Board of Directors of the Cullman Regional Airport Board, it is in the public interest and necessary and expedient that the City and the County, acquire and/or condemn rights in those certain parcels of land located at (i) 44 County Road 1349, Vinemont, AL 35179 (ii) 661 County Road 1343, Vinemont, AL 35179, (iii) 615 County Road 1343, Vinemont, AL 35179, (iv) 82 County Road 1365, Vinemont, AL 35179, (v) 82 County Road 1365, Vinemont, AL 35179, (vi) 404 County Road 1344, Vinemont, AL 35179, (vii) 404 County Road 1344, Vinemont, AL 35179, and (viii) 404 County Road 1344, Vinemont, AL 35179, and more particularly described as follows (collectively, the "Property"):

(i) Parcel 33

A parcel located in the Northwest Quarter of the Southwest Quarter of Section 16, Township 9 South, Range 3 West, Huntsville Meridian, Cullman County, Alabama, Lot 4, Block 558 of the Town of Vinemont according to the map or survey by J.R. Carter as recorded in the Office of the Judge of Probate Cullman County, Alabama, containing 0.46 Acres, more or less.

Parcel Tax I.D. No. 09-05-16-3-001-013.000

(ii) Parcel 34

Lot Number 5 of Block 558, according to the Map and Survey of the Alabama Vineyard and Winery Company and being part of the City of Vinemont, Alabama as recorded in Map Book 14, Page 284, in the Probate Records of Cullman County, Alabama.

Parcel Tax I.D. No. 09-05-16-3-001-014.000

(iii) Parcel 35

Lots Numbered Five (5), Six (6), Seven (7) and Eight (8) of Block Numbered 507 in the City of Vinemont, Alabama.

Less and except: Lot 5 and the West half of Lot 6 in Block 507, in Vinemont, Alabama, according to the plat and survey made by J.R. Carter, C.E., dated June 6, 1898 and recorded in Deed Book 14, Page 284 and 285 in the Office of the Judge of Probate, Cullman County, Alabama.

Parcel Tax I.D. No. 09-05-16-3-001-032.001

(iv) Parcel 17

All lots in block (42) forty-two lying East of Airport Road, except lots 18, 20, 22, 24, and 26 and an unnumbered block of land according to the J. R. Carter survey of Vinemont, Alabama lying East of Block 42, being approximately 12 acres more or less, lying in the Northwest Quarter of the Southwest Quarter of Section 16, Township 9 South, Range 3 West, in Cullman County, Alabama,

LESS AND EXCEPT:

Part of Block Number 42 and also a part of an unnumbered block of land according to the J. R. Carter survey of Vinemont, Alabama lying East of Block 42 being more particularly described as follows: Beginning where the North Line of an unnumbered block intersects the West Line of Section 16, Township 9 South, Range 3 West, being 40 feet South of Block 42 of J. R. Carter survey of Vinemont, Alabama; thence East 343.55 feet to the true point of beginning; thence continue East 208.71 feet to a point; thence North 12° 30' East, 208.71 feet to a point; thence West 208.71 feet to a point; thence South 12° 30' West, 208.71 feet to the point of beginning Containing 1.0 acre, more or less. Said land lying in the Northwest Quarter of the Southwest Quarter of Section 16, Township 9 South, Range 3 West, in Cullman County, Alabama.

Parcel Tax I.D. Nos: 09-05-16-3-001-005.000, 09-05-16-3-001-005.005, and 09-05-16-3-001-036.001.

(v) Parcel 20

Part of Block Number 42 and also a part of an unnumbered block of land according to the J. R. Carter survey of Vinemont, Alabama lying East of Block 42 being more particularly described as follows: Beginning where the North Line of an unnumbered block intersects the West Line of Section 16, Township 9 South, Range 3 West, being 40 feet South of Block 42 of J. R. Carter survey of Vinemont, Alabama; thence East 343.55 feet to the true point of beginning; thence continue East 208.71 feet to a point; thence North 12° 30' East, 208.71 feet to a point; thence West 208.71 feet to a point; thence South 12° 30' West, 208.71 feet to the point of beginning. Containing 1.0 acre, more or less. Said land lying in the Northwest Quarter of the Southwest Quarter of Section 16, Township 9 South, Range 3 West, in Cullman County, Alabama.

The above described property is no part of the homestead of the undersigned, nor the undersigned's spouse, and at no time has the describe property been a part of the undersigned or the undersigned's spouse's homestead.

Parcel Tax I.D. No. 09-05-16-3-001-005.003

(vi) Parcel 45

Lots Numbered One (1) Two (2), Three (3) and Four (4) in Block 507 in the SW ¼ of the SW ¼ of Section 16, Township 9 South, Range 3 West, according to a recorded survey and plat of Vinemont, Alabama by J.R. Carter, C.E.

Parcel Tax I.D. No. 09-05-16-3-001-033.000

(vii) Parcel 37

Lots Numbered One (1) Two (2), and Three (3) in Block 508 in the SW ¼ of the SW ¼ of Section 16, Township 9 South, Range 3 West, according to a recorded survey and plat of Vinemont, Alabama by J.R. Carter, C.E.

Parcel Tax I.D. No. 09-05-16-3-001-035.000
and

(viii) Parcel 36

Lots Numbered Four (4) in Block 508 in the SW ¼ of the SW ¼ of Section 16, Township 9 South, Range 3 West, according to a recorded survey and plat of Vinemont, Alabama by J.R. Carter, C.E.

Parcel Tax I.D. No. 09-05-16-3-001-034.000

2. The obtainment of the Property is necessary to address immediate needs of the Cullman Regional Airport and the expansion of existing adjacent facilities, including the safe approach to the runway of the Cullman Regional Airport, which is in the best interests of the citizens of The City of Cullman and Cullman County in that the same will contribute to the health

and general welfare of the citizens of the City, the County and North Alabama.

3. That the City recommends that the City and the County condemn the Property pursuant to the Act.

4. That the Mayor and Council and the Chair of the Board, to the extent allowed by law, be, and is hereby authorized, empowered and directed to cause said Property to be appraised in accordance with §18-1A-21 of the Code of Alabama, as amended, to determine the amount that would constitute just compensation for its taking.

5. That the Mayor and Council and the Chair of the Board, to the extent allowed by law, is further authorized, empowered and directed to attempt to acquire the above Property for the City and the County for the aforesaid purposes at a fair and reasonable price in accordance with §18-1A-22 of the Code of Alabama, as amended.

6. Any prior acts taken by the Board of Directors or its representatives toward the acquisition of said Property, or rights therein, pursuant to the eminent domain code are hereby ratified.

7. That in the case of failure to acquire said Property or rights therein for the purposes aforesaid by purchase from the owner or owners thereof, the Chairman is hereby authorized to engage Greer B. Mallette, Esq, and Christian & Small, LLP to file and conduct condemnation proceedings on behalf of the Board, the City, and the County, for the acquisition of said Property, or rights therein, by the exercise of the right of the eminent domain as provided for in §30 of the Act.

ADOPTED BY THE CITY COUNCIL this the 7th day of June, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 7th day of June, 2021.

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

RESOLUTION NO. 2021-106

This Resolution is made this 7th day of June , 2021 by the **City of Cullman, Alabama**, to grant a tax abatement for **J.E. Lortie, Inc.**

WHEREAS, the Company has announced plans for a major addition to their existing facility (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

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 **\$408,170**; 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 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** at a meeting held on **7th** day of **June, 2021**.

BY: /s/ Woody Jacobs
Its: Mayor

ATTEST:

/s/ Wesley M. Moore, City Clerk

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

Council President Folsom held the first reading of Ordinance No. 2021-34 to annex 953 County Road 1332 as R-1 Residential. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-34. 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 Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve Ordinance No. 2021-34.

ORDINANCE NO. 2021 – 34

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 the following property owners, Tyler and Dana Skipper, 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, owned by the petitioner, be annexed into the City of Cullman:

Property Address: 953 County Road 1332

Parcel: 09-05-22-0-001-026.001

PPIN: 13563

Legal Description:

Commence at the Southeast corner of the Northwest Quarter of the Southwest Quarter of Section 22, Township 9 South, Range 3 West and being the point of beginning; thence North along the Section line 360 feet more or less to Lake George; thence West and South along the boundary line of Lake George to a point which is 17' North of and 144 feet West of the point of beginning; thence South 17 feet to the Quarter line; thence East 144 feet to the point of beginning. All being in the Northwest Quarter of the Southeast Quarter of Section 22, Township 9 South, Range 3 West, all being in Cullman County, Alabama. Also: A 20 foot easement for a road more particularly described as: Beginning at the Northeast corner of the Southeast Quarter of the Southeast Quarter, Section 22, Township 9 South, Range 3 West, thence South 39 degrees 48'53" West a distance of 19.30 feet to a point in center of easement on West right of way of a county road, thence South 88 degrees 50'42" West a distance along center of easement a distance of 543.01 feet to a point; thence South 89 degrees 34'36" West along center of easement a distance of 584.86 feet to a point, thence South 84 degrees 57'24" West along center of easement a distance of 103.67 feet to a point, thence South 56 degrees 29'48" West along center of easement a distance of 110 feet, more or less to a point, which is 10 feet West of the East line of the Southwest Quarter of the Southeast Quarter of Section 22, Township 9, Range 3 West, then go North 1 degree 53' West, along the center of easement 160 feet, more or less, to North line of the Southwest Quarter of the Southeast Quarter of Section 22, Township 9, Range 3 West. Said land lying and being in Cullman County, Alabama, reference is incorporated herein. Source of title: Deed Book 500 Page 02.

To be zoned as R-1 Residential District.

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. The property annexed herein has limited access and this property cannot to be serviced by fire protection and sanitary services at the residence until and unless property owner provides access of at least 30' road width. The City of Cullman will continue to provide secondary services.

SECTION 4. That the City of Cullman does hereby annex as a part of its corporate limits the above described tracts or parcels of land as R-1 Residential District.

SECTION 5. 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 6. That this ordinance shall take effect upon its passage and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 7th day of June, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 7th day of June, 2021.

/s/Woody Jacobs, Mayor

Council Member Hollingsworth seconded the motion to approve the ordinance, 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 Hollingsworth: Aye.

Council President Folsom held the first reading of Ordinance No. 2021-35 to annex 222 Golf Course Road as R-1 Residential. Council Member Hollingsworth made a motion to suspend the rules to consider Ordinance No. 2021-35. 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 Hollingsworth: Aye. Abstained: Council President Pro Tem Cook. Council Member Page made a motion to approve Ordinance No. 2021-35.

ORDINANCE NO. 2021 – 35

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 the following property owner, Dan J. Willingham, has petitioned the City under the provisions of Section 11-42-21 of the Code of Alabama, 1975, as amended, that the following described property, owned by the petitioner, be annexed into the City of Cullman:

Property Address: 222 Golf Course Road

Parcel No.: 17-08-27-0-001-031.000

PPIN: 49536

Legal Description: All that part of the Southeast Quarter of the Northeast Quarter of Section 27, Township 10 South, Range 3 West, more particularly described as follows: Beginning at the Southeast corner of said forty; thence North 00 degrees 07 minutes 28 seconds West 423 feet; thence South 89 degrees 37 minutes 41 seconds West 30 feet to a point on the West right-of-way of Golf Course Road and the true point of beginning; thence continue South 89 degrees 37 minutes 41 seconds West 150 feet; thence North 00 degrees 07 minutes 28 seconds West 100 feet; thence North 89 degrees 37 minutes 41 seconds East 150 feet; thence South 00 degrees 07 minutes 28 seconds East 100 feet to the true point of beginning.

To be zoned as R-1 Residential District.

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 R-1 Residential 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 7th day of June, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 7th day of June, 2021.

/s/Woody Jacobs, Mayor

Council Member Hollingsworth seconded the motion to approve the ordinance, 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 Hollingsworth: Aye. Abstained: Council President Pro Tem Cook

Council President Folsom held the first reading of Ordinance No. 2021-36 to annex 248 County Road 1335 as R-1 Residential. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-36. 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 Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve Ordinance No. 2021-36.

ORDINANCE NO. 2021 – 36

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 the following property owner, Traditions Bank, has petitioned the City under the provisions of Section 11-42-21 of the Code of Alabama, 1975, as amended, that the following described property, owned by the petitioner, be annexed into the City of Cullman:

Property Address: 248 County Road 1335

Parcel: 09-05-22-0-001-028.010

PPIN: 38962

Legal Description: Lot No. 10 of the Lake George Estates, Cullman County Alabama, as shown by plat of said subdivision on file and of record in the Office of the Judge of Probate of Cullman County, Alabama, in Map Book 6 Page 173, said tract being in the County of Cullman, State of Alabama.

Also: A tract of land containing 0.01 acres, more or less, and being part of Lot 9 of Lake George Estates, Cullman County Alabama as shown by plat of said subdivision on file and of record in the Office of the Judge of Probate of Cullman County, Alabama, in Map Book 6 Page 173, and being more particularly described as follows: Commence at a found pipe marking the Southeast corner of said Lot 9, same being the Northeast corner of Lot 10 and being on the Westerly right of way margin of County Road No. 1335 and run South 74 degrees 19 minutes 24 seconds West along the South line of said Lot 9, a distance of 134.27 feet to a found ½” rebar said point of beginning; thence South 86 degrees 49 minutes 41 seconds West a distance of 48.95 feet to a found 1/2” capped rebar, cap unreadable; thence South 57 degrees 18 minutes 19 seconds West a distance of 35.89 feet to a found ½” capped rebar stamped Conn 17831 on the South line of said Lot 9; thence run North 74 degrees 23 minutes 23 seconds East along the South line of said Lot 9 for 82.11 feet back to the point of beginning.

To be zoned as R-1 Residential District.

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 R-1 Residential 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 7th day of June, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 7th day of June, 2021.

/s/Woody Jacobs, Mayor

Council Member Hollingsworth seconded the motion to approve the ordinance, 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 Hollingsworth: Aye.

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 7:13 p.m. by a voice vote. Ayes: All. Nays: None.