

**CULLMAN CITY COUNCIL MEETING ON OCTOBER 11, 2021
IN THE LUCILLE N. GALIN AUDITORIUM**

Council President Jenny Folsom called the Cullman City Council Meeting to order at 7:01 o'clock p.m. on Monday, October 11, 2021. Police Chief Kenny Culpepper 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 Attorney Roy Williams and City Clerk Wesley Moore.

Council President Jenny Folsom asked the Council to consider the minutes from September 27, 2021. Council President Pro Tem Cook made a motion to suspend the rules to consider the minutes. Council Member Moss 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 President Pro Tem Cook made a motion to approve the minutes from September 27, 2021, as written. Council Member Moss 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

Council President Pro Tem Cook made a motion to suspend the rules to add Item No. 7 under XI to consider Ordinance 2022-03 to amend the license ordinance for electric lights and power companies. Council Member Moss seconded the motion and the motion was approved by a voice vote. Ayes: All. Nays: None.

REPORTS OF STANDING COMMITTEES

1. Public Safety (Fire, Police, etc.) - Chairman Andy Page – Police Chief Culpepper and Fire Chief Brian Bradberry commended retiring EMA Director Phyllis Little for her great working relationship with both the city and county agencies.
2. Utilities (Water, Sewer, etc.) - Chairman David Moss – No report.
3. Public Works (Street, Sanitation, etc.) - Chairman Johnny Cook shared that in conjunction with National Recycling Day, the City will offer a Hazardous Waste Day on Saturday, November 13 from 8 am -12 pm at the east Heritage Park parking lot for City residents only.
4. Tourism (Parks & Recreation, Airport, etc.) Chairman Clint Hollingsworth reported a great turnout for Oktoberfest.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

REPORT FROM THE MAYOR

Mayor Jacobs reports that the timing for the traffic light is correct at 13th Street and Eva Road; the traffic light has been installed at the intersection of Cherokee Avenue and 24th Street; and that paving is currently taking place on Main Avenue and in Terri Pines.

COMMENTS FROM ANYONE NOT ON THE AGENDA – None.

PUBLIC HEARINGS

Council President Folsom opened the public hearing at 7:15pm for Ordinance No. 2021-51 to rezone 101 Main Ave SW from R-4 to CBD District which received a favorable recommendation from the Planning Commission. With no one wishing to speak regarding the proposed rezoning, the public hearing was closed at 7:16 p.m.

REQUESTS, PETITIONS, APPLICATIONS, COMPLAINTS

Council President Pro Tem Cook made a motion to approve a special event request from Nathaniel Hutchinson of the Cullman Moose Lodge for their annual turkey shoots every Saturday in November and December. 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 Jake Smith for a Halloween Cruise-In and Trunk or Treat in the parking lot of Depot Park on October 30, 2021 from 5:30 p.m. until 7:30 p.m. Council President Pro Tem Cook seconded the motion pending approval from Park and Rec rules and regulations and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, ORDERS, AND OTHER BUSINESS

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

RESOLUTION NO. 2022-01

IN SUPPORT OF DYSLEXIA AWARENESS MONTH

WHEREAS, October is Dyslexia Awareness Month;

WHEREAS, Dyslexia is highly prevalent, affecting 1 out of 5 individuals in some form, and crossing racial, ethnic, and socioeconomic lines;

WHEREAS, Dyslexia is a language based learning disability and is defined as a learning challenge that is neurological in origin and characterized by difficulties with accurate and/or fluent word recognition, poor spelling, and decoding abilities;

WHEREAS, diagnosis of dyslexia is critical and must lead to evidence based and specialized instruction that is multisensory in nature.

NOW THEREFORE, BE IT RESOLVED, that due to the significant educational implications that may result for students with dyslexia, the City of Cullman supports the Cullman City Board of Education in acknowledging and addressing dyslexia and in providing services needed to ensure the success of affected students;

BE IT FURTHER RESOLVED that the City of Cullman supports the Cullman City Board of Education in implementing the Alabama State Board of Education's amendment to the Alabama Administrative Code 290-3-1-.01(20) requiring ongoing dyslexia specific professional development for teachers and other educational personnel and the provision of appropriate educational services for students with dyslexia.

ADOPTED BY THE CITY COUNCIL this the 11th day of October, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 11th day of October, 2021.

/s/Woody Jacobs, Mayor

Council Member Moss 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. 2022-02**

WHEREAS, the City of Cullman has made it known their intention to apply for Recreational Trails Program (RTP) Funds the Alabama Department of Economic and Community Affairs to construct a motorized trail for golf carts at Palomino RV Resort.

WHEREAS, said programs are limited to funding a maximum of eighty percent (80%) of the proposed project cost which will be used for the trail.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the City of Cullman will commit twenty percent (\$100,000) of the proposed project cost for the purpose of matching the Recreational Trails Fund Project, and

BE IT FURTHER RESOLVED, that in the event the grant is awarded, the City of Cullman understands that it will sign assurances complying with all applicable Federal and State laws, rules and regulations.

ADOPTED AND APPROVED by the City of Cullman, on this the 11th day of October 2021.

/s/ Woody Jacobs, Mayor

ATTEST:

/s/ Wesley M. Moore

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

Council President Jenny Folsom held the first reading of Ordinance No. 2021-52 to rezone property owned by Shelby Hankey located at 101 Main Avenue from R-4 Residential District to CBD Central Business District which received a favorable recommendation from the Planning Commission.

Council President Jenny Folsom held the first reading of Ordinance No. 2022-01 to annex property owned by Sherry Rutherford located at 1240 County Road 1422 as R-1 Residential District which received a favorable recommendation from the Planning Commission.

Council President Jenny Folsom held the first reading of Ordinance No. 2022-02 to annex properties owned by G.A.P. Properties, LLC, located on County Road 770 as R-4 Residential District which received a favorable recommendation from the Planning Commission.

Council President Jenny Folsom held the first reading of Ordinance No. 2022-03 to amend license ordinance for electric lights and power companies. Council Member Moss made a motion to suspend the rules to consider Ordinance No. 2022-03. 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 Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye. Council Member Moss made a motion to adopt Ordinance No. 2022-03.

ORDINANCE NO. 2022 - 03

An Ordinance to amend Ordinance No 2018-33 prescribing and fixing licenses for the privilege of carrying on business occupations, vocations, and professions in the City of Cullman, and its police jurisdiction for the year beginning January 1, 2022 ending December 31, 2022 and each subsequent year thereafter and prescribing penalties for the failure to obtain a license, and for filing of false affidavits in connection with application for a license.

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

Section 1. Schedule AA is hereby added to Section 18 License Fee Schedule 2018-33 setting out the license fee for electric lights and power companies.

Schedule AA. Electric Lights and Power Distribution Companies-

Each person, firm, cooperative, or corporation selling or distributing electricity in the City of Cullman, annually in advance, 3% of gross receipts received by such person, firm, cooperative, or corporation from its operation in the City of Cullman during the preceding year.

Section 2. NAICS Code 221122 Electric Power and Distribution is added to Section 19 City of Cullman License Classification schedule with a rate of AA.

All other sections and schedules not specifically added or amended shall remain in full force and effect.

This ordinance shall take effect upon its passage and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 11th day of October, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 11th day of October, 2021.

/s/Woody Jacobs, Mayor

Council Member Page 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 Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye.

BOARD APPOINTMENTS – None.

Council President Folsom asked for a motion to adjourn. Council Member Hollingsworth made the motion to adjourn. Council Member Page seconded the motion, and the meeting was adjourned at 7:30 p.m. by a voice vote. Ayes: All. Nays: None.