

**CULLMAN CITY COUNCIL MEETING
MONDAY, APRIL 8, 2024 AT 7:00 P.M.
IN THE LUCILLE N. GALIN AUDITORIUM**

Council President Jenny Folsom called the Cullman City Council Meeting to order at 7:00 p.m. on Monday, April 8, 2024. Police Chief Dave Nasetta 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 President Jenny Folsom, Council Member David Moss, Council Member Brad Smith, and Council Member Clint Hollingsworth. City Clerk Wesley Moore was also present. Council President Pro Tem Johnny Cook and City Attorney Roy Williams was absent.

Council President Jenny Folsom asked the Council to consider the minutes from March 18, 2024. Council Member Moss made a motion to approve the minutes from March 18, 2024, as written. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

ADDITIONS/DELETIONS TO AGENDA – None.

REPORTS OF STANDING COMMITTEES

1. Public Safety (Fire, Police, etc.) – Chairman Brad Smith recognized and thanked our telecommunicators, sharing next week is Telecommunicators Week.
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 – No report.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

REPORT FROM THE MAYOR

Mayor Jacobs presented Cherie Drake with a commendation thanking her for serving 28 years on the Planning Commission. Mayor Jacobs also gave a report to the council regarding the city's operations.

COMMENTS FROM ANYONE NOT ON THE AGENDA – None.

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

Council Member Moss made a motion to approve special event request from Logan Brooks of Evolve Fitness to hold a Popup Rhythm Cycling event at Depot Park on April 19th. Council Member Smith seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Smith made a motion to approve a special event request from Christy Turner of Cullman Parks, Recreation and Sports Tourism to hold the annual ‘Dinner on First’ in the Warehouse District on May 18th. 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 Kelly Pulliam of Cullman Parks, Recreation and Sports Tourism to hold the annual Strawberry Festival in the Special Events District on May 3rd and May 4th. Council Member Smith seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Moss made a motion to approve a special event request from Karen Hassell of St. John’s Evangelical Church to hold a 150th Anniversary Celebration on May 5th on 6th Street SE. Council Member Hollingsworth seconded the motion, 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. 2024 – 50

APPROVING A CHANGE ORDER FOR WEST CULLMAN ELECTRIC, INC.

WHEREAS, the Cullman City Council awarded the bid (PW2404-04) for electrical panels from West Cullman Electric, Inc. in the amount of \$84,750.00;

WHEREAS, the City of Cullman wishes to approve a change order to increase the number of electrical panels in the amount of \$7,650.00; and

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is authorized to execute a change order, which will increase the total cost of the contract to \$92,400.

ADOPTED BY THE CITY COUNCIL this the 8th day of April, 2024.

/s/ Jenny Folsom, President of the City Council

ATTEST:
/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 8th day of April, 2024.

/s/Mayor Woody Jacobs

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

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

RESOLUTION 2024-51
TO APPROVE A TAX ABATEMENT FOR REHAU AUTOMOTIVE, LLC

This Resolution is made this **8th** day of **April , 2024** (the Effective Date) by the **City of Cullman, Alabama** (the Granting Authority), to grant a tax abatement for **Project Canton** (the Company).

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, and all construction related transaction taxes, except those construction related transaction; 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 **\$10,000,000** ; 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, and all construction related transaction taxes, except those construction related transaction taxes; 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** of Alabama at a meeting held on the **8th** day of **April , 2024**.

BY: /s/Mayor Woody Jacobs
Its: Mayor

ATTEST:
/s/ Wesley 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. 2024 – 52

TO AMEND THE POSITION CONTROL FOR THE CITY OF CULLMAN

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman, in the State of Alabama, that the position control detail is hereby amended, as approved and deemed necessary by the Mayor, and is incorporated into the Fiscal Year 2024 City Budget.

ADOPTED BY THE CITY COUNCIL, this the 8th day of April, 2024.

/s/ Jenny Folsom, President of the City Council

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 18th day of March, 2024.

/s/Mayor Woody Jacobs

Council Member Hollingsworth 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. 2024-17 to modify, amend or delete portions of the City of Cullman Zoning Ordinance, which received a favorable recommendation from the Planning Commission.

BOARD APPOINTMENTS

Council Member Moss made a motion to reappoint Darlene Quick to the Center for Developmentally Disabled (CCCDD) for a six-year term. Council Member Smith seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Mayor Jacobs appointed Cheryl Harrison to the Planning Commission, filling the position open by Cheri Drake's resignation.

Council President Folsom asked for a motion to adjourn. Council Member Hollingsworth made the motion to adjourn. Council Member Smith seconded the motion, and the meeting was adjourned at 7:15 p.m. by a voice vote. Ayes: All. Nays: None.