

**CULLMAN CITY COUNCIL MEETING
MONDAY, DECEMBER 9, 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, December 9, 2024. Fire Chief Darren Peeples 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, and Council Member Clint Hollingsworth. City Clerk Wesley Moore and City Attorney Roy Williams were also present. Absent was Council Member Brad Smith.

Council President Jenny Folsom asked the Council to consider the minutes from December 2, 2024. Council President Pro Tem Cook made a motion to approve the minutes from December 2, 2024, as written. Council Member Moss 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.) - Council Member Brad Smith - Fire Chief Darren Peeples recognized Jade Blocker, Nick Wood, Javier Torres, and Kaine Yates for completing the firefighter training at the Alabama Fire College.
2. Utilities (Water, Sewer, etc.) - Council Member David Moss – No report
3. Public Works (Street, Sanitation, etc.) - Council Member Johnny Cook – No report
4. Tourism (Parks & Recreation, Airport, etc.) - Council Member Clint Hollingsworth introduced Harmony Heard, the newly appointed Executive Director of the Cullman County Tourism Board. Also, Parks Director Nathan Anderson reported the Christkindlmarkt event has had approximately 150,000 visitors at its halfway point of the event. The market is scheduled to continue through December 22nd.
5. General Government (Finance, Economic Development, etc.) - Council Member Jenny Folsom presented Cullman City School Superintendent Kallhoff with a \$600,000 check, the fourth of ten payments toward their system wide capital improvement plan.

VII. REPORT FROM THE MAYOR

Council President Pro Tem Cook congratulated the 2024 Cullman High School Boys Cross Country track team, coached by Trent Dean, who finished as the 2024 AHSAA XC State Runners-Up. The team members recognized and presented with a Certificate of Recognition were: Andru Barnett, Henry Crocker, Connor Robinson, Cy Dawsey, Jacob Taylor, Benjamin Stidham, Dawson Helton, Mason Gobble, Thatcher Lucas, Avin Dempsey, Noah Casey, and Brayden White.

Council Member Moss congratulated the 2024 Cullman High School Varsity Gameday Cheer, coached by Mary Pylant, who finished as the 2024 AHSAA 6A Runners-Up. The team members recognized and presented with a Certificate of were: Addi Dyer, Alayna Alldredge, Ashlyn Danecker, Ava Claire Floyd, Blaire Troutman, Callie Smith, Clancy Ayers, Emery Peed, KaraLynn Kalhoff, Kaybri Patterson, KayTi Murillo, Rachel Dueland, Savannah Stone, Brilee Carter, Darcy Hall, Emma Jacobson, Jada Flanigan, KiAhna Coronado, Kylee Brooks, Logan Schuman, Sloan Nobinger, Wakely Bush, Camden Grobe, Aynsley Pylant, Brooklyn Cooper, and Josie Miller.

Council Member Hollingsworth congratulated the 2024 Cullman High School Girls Volleyball Team, coached by Amy Hudson, who finished in The Elite 8, the best finish in school history. The team members recognized and presented with a Certificate of Recognition were: Syndi Bagwell, Blakely Brannon, Walsh Britt, Josie Cabri, Ainsley Cameron, Olivia Dover, JerrieSue Godbee, LK Granger, Karina Harris, Clementine Hollingsworth, Millie Jenkins, Addison Johnson, Lily Nixon, Ava Ray, Dailyn Scott, Livi Smith, Sophia Helms, Kaylee Johnson, and Jaylee Jones.

COMMENTS FROM ANYONE NOT ON THE AGENDA – None.

PUBLIC HEARINGS – None.

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

Council Member Moss made a motion to approve a special event request, pending the approvals from the Fire and Police Departments, from Brad Brooks of Backstage Productions for a New Years Eve Celebration at Traditions Bank on December 31, 2024. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, HEARINGS, APPOINTMENTS AND OTHER

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

RESOLUTION NO. 2025 – 10

TO ESTABLISH THE CULLMAN CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2025

WHEREAS, the Cullman City Council encourages the public to attend all Cullman City Council Meetings and has determined that the following dates and times listed below would be the most appropriate:

Monday, January 13th, 2025 at 7:00 p.m.
Monday, January 27th, 2025 at 7:00 p.m.

Monday, July 14th, 2025 at 7:00 p.m.
Monday, July 28th, 2025 at 7:00 p.m.

Monday, February 10th, 2025 at 7:00 p.m.
Monday, February 17th, 2025 at 7:00 p.m.

Monday, August 11th, 2025 at 7:00 p.m.
Friday, August 29th, 2025 at Noon

Monday, March 3rd, 2025 at 7:00 p.m.
Monday, March 17th, 2025 at 7:00 p.m.

Monday, September 8th, 2025 at 7:00 p.m.
Monday, September 29th, 2025 at 7:00 p.m.

Monday, April 7th, 2025 at 7:00 p.m.
Monday, April 21st, 2025 at 7:00 p.m.

Monday, October 13th, 2025 at 7:00 p.m.
Monday, October 27th, 2025 at 7:00 p.m.

Monday, May 5th, 2025 at 7:00 p.m.
Monday, May 12th, 2025 at 7:00 p.m.

Monday, November 3rd, 2025 at 7:00 p.m.
Monday, November 17th, 2025 at 7:00 p.m.

Monday, June 2nd, 2025 at 7:00 p.m.
Monday, June 23rd, 2025 at 7:00 p.m.

Monday, December 1st, 2025 at 7:00 p.m.
Monday, December 8th, 2025 at 7:00 p.m.

THEREFORE, BE IT RESOLVED by the City Council of the City of Cullman that the schedule of dates and times for the Cullman City Council Meetings are hereby adopted.

ADOPTED BY THE CITY COUNCIL this the 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/s/ Woody Jacobs, Mayor

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. 2025 – 11

TO UPDATE THE POLICY FOR COMPENSATION FOR FIELD TRAINING OFFICERS

WHEREAS, the men and women of the City of Cullman Police Department wear their uniforms with dedication, honor and integrity as they protect and defend the community in which they serve; and

WHEREAS, the City Council proudly supports all law enforcement officers and the selfless job in which they perform daily; and

WHEREAS, the City Council recognizes the public need and commitment in backing and strengthening the Police Department's Field Training and Evaluation Program ("FTEP") for all recruit officers in order to produce and attain highly-trained and positively-motivated police officers capable of meeting the high expectations of professional police service of the City of Cullman Police Department; and

WHEREAS, the City Council recognizes that it is imperative from a public safety point to acknowledge the strong and experienced participation in the FTEP by supervising officers to coordinate, train and monitor a successful educational opportunity for all recruit officers; and

WHEREAS, the City Council desires to provide a formal pay incentive for officers who officially serve, while on shift, in a supervising and training role as a Field Training Officer ("FTO") to encourage those supervising officers to serve as a role model in the development of the knowledge, skills and abilities of recruit officers; and

WHEREAS, the City Council recognizes the importance to the community and law enforcement as a whole to encourage continued supervisory participation in the FTEP to provide experience, guidance, and leadership to the recruit officer so that he or she may become a professional and productive solo police officer employed within the City of Cullman Police Department; and

WHEREAS, those officers who actively participate in the FTEP, not to exceed a maximum total of eight officers, shall receive an increase in his or her hourly wage by seventy-five cents (\$0.75) per hour; and

WHEREAS, the supervisor who actively coordinates and supervises the FTEP, not to exceed a maximum total of one supervisor, shall receive an increase in his or her hourly wage by one dollar (\$1.00) per hour; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, the Field Training and Evaluation Program shall be conducted under the policy of the Cullman Police Department, Procedure 3.702, or as amended hereafter by the Department.

ADOPTED BY THE CITY COUNCIL this the 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/s/ Woody Jacobs, Mayor

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. 2025 – 12

TO UPDATE THE POLICY FOR COMPENSATION FOR TRAFFIC HOMICIDE INVESTIGATORS

WHEREAS, the men and women of the City of Cullman Police Department wear their uniforms with dedication, honor and integrity as they protect and defend the community in which they serve; and

WHEREAS, the City Council proudly supports all law enforcement officers and the selfless job in which they perform daily; and

WHEREAS, the City Council recognizes the public need and commitment in backing and strengthening the Police Department's Traffic Homicide Investigation Unit ("THI") to produce and attain highly-trained and positively-motivated police officers capable of meeting the high expectations of professional police service of the City of Cullman Police Department; and

WHEREAS, the City Council recognizes that it is imperative from a public safety point to acknowledge the strong and experienced participation of the officers in the THI program; and

WHEREAS, the City Council desires to provide a formal pay incentive for officers who officially serve, while on shift, in a role as a Traffic Homicide Investigator ("THI"); and

WHEREAS, the City Council recognizes the importance to the community and law enforcement as a whole to encourage continued participation in the THI program while being employed with the City of Cullman Police Department; and

WHEREAS, those officers who actively participate in the THI unit and have successfully passed certifications as a Traffic Homicide Investigator or Advanced Traffic Homicide Investigator shall receive an increase of fifty cents in his or her hourly wage over their base pay; and

WHEREAS, those officers who actively participate in the THI unit and have successfully passed certifications as a Traffic Homicide Reconstructionist shall receive an additional increase of one dollar in his or her hourly wage over their base pay; and

WHEREAS, the Traffic Homicide Investigation unit shall be comprised of a maximum of four officers; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, the Traffic Homicide Investigators Program shall be conducted under this updated Traffic Homicide Investigation policy for the Cullman Police Department.

ADOPTED BY THE CITY COUNCIL, this the 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/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.

TRAFFIC HOMICIDE INCENTIVE POLICY FOR THE CITY OF CULLMAN

For appointment to the to the Traffic Homicide Investigation Unit, officers are required to attend and successfully complete up to three levels of advanced training as outlined by IPTM (Institute of Police Technology and Management).

Level 1 - Traffic Homicide Investigator - 80 hours of required training to achieve this certification and title Advanced training to become certified as a Traffic Homicide Investigator include physical evidence on the roadway, physical evidence from the vehicle, human element occupant kinematics, principals and equation crash scene photography, traffic templates, measuring and scale diagramming, advance driver and witness interviews, information analysis and case preparation.

Level 2 - Advanced Traffic Homicide Investigator - Be certified as a Traffic Homicide Investigator and a additional 80 hours of advanced training to achieve this certification and title of Advanced Traffic Homicide Investigator. Advanced training to become certified as an Advanced Traffic Homicide Investigator includes the required training as a Traffic Homicide Investigator and speed estimates from kinetic energy, skid mark scuff marks, and airborne situations, vehicle dynamics, and motion, time, distance, and motion equation conservation of momentum equations, center of mass equations, vehicle lamp examinations, tire damage evaluations, vector sum analysis.

Level 3 - Traffic Homicide Reconstructionist - Be certified as a Traffic Homicide Investigator and Advance Traffic Homicide Investigator with an additional 80 hours to advanced training to achieve this certification and title Traffic Homicide Reconstructionist. Advanced Training to become certified as a Traffic Homicide Reconstructionist include all the required training as a Traffic Homicide Investigator, Advanced Traffic Homicide Investigator and derivation and origin of the commonly used speed formulas, speed of vehicles at impact using conservation of linear momentum, behavior of vehicles in a collision using Newtons three laws of motion, intro for commercial vehicles and motorcycles dynamics in collisions, determination of direction of travel, initial contact and position of vehicles on roadway.

No more than four officers (agency wide) are eligible for selection to the Traffic Homicide Investigation unit. Officers who have that appointment and who have successfully passed certifications for level 1 or level Traffic Homicide Investigator or Advanced Traffic Homicide Investigator, are eligible for an additional 50 cent over base pay. An officer with Traffic Homicide Reconstructionist is eligible for an additional \$1.00 which includes the prior 50 cents over base pay. A maximum of two duty incentives can be received per officer.

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

RESOLUTION NO. 2025 – 13

**TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH CDG FOR
ALDOT DOWNTOWN STREETScape IMPROVEMENT PROJECT ON 4TH AVENUE SW**

WHEREAS, the Cullman City Council recognizes that it is in the City’s best interest to enter into a professional services contract with CDG Engineers & Associates, Inc. for CEI services for ALDOT Downtown Streetscape Improvements on 4th Avenue SW in the amount not to exceed \$162,937.66;

BE IT RESOLVED by the Cullman City Council that Woody Jacobs is hereby authorized to enter into professional services contract with CDG Engineers & Associates, Inc. for CEI services for ALDOT Downtown Streetscape Improvements on 4th Avenue SW in the amount not to exceed \$162,937.66.

ADOPTED BY THE CITY COUNCIL this the 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/s/ Woody Jacobs, Mayor

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. 2025 – 14

APPROVING CHANGE ORDERS 11, 12, 13, 14 & 15 FOR JIM COOPER CONSTRUCTION COMPANY, INC.

WHEREAS, the Cullman City Council awarded the bid for the new Civic Center Complex recently named “OmniPlex” to Jim Cooper Construction Company, Inc. in the amount of \$19,583,687.00;

WHEREAS, the Cullman City Council approved Change Orders No. 1, 2, and 3 increasing the project cost by \$5,215.75 for upgrading interior doors, adding floor electrical boxes, upgrading a transformer to \$19,590,290.54; and

WHEREAS, the Cullman City Council rejected Change Orders No. 4, 5, and 7 which were deemed unnecessary; and

WHEREAS, the Cullman City Council approved Change Orders No. 6, 8, 9, and 10 to upgrade door hardware, add power for shot clocks, enlarge sectional door, and add LED entry signage with circuit and steel increasing the project cost by \$26,419.65 to \$19,616,710.19; and

WHEREAS, the Cullman City Council wishes to approve Change Orders No. 11, 12, 13, 14, and 15 improving court markings, adding power for LED entry signage, and crediting allowances for security networking, access control, video displays, and gym sound system reducing the project cost by \$406,405.35; and

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is hereby authorized to execute Change Orders No. 11, 12, 13, 14, and 15 which will decrease the total cost of the contract with Jim Cooper Construction Company, Inc. to \$19,210,304.84.

ADOPTED BY THE CITY COUNCIL this the 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/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 Jenny Folsom held the first reading of Ordinance No. 2025-05 to approve new water supply agreement with the Utilities Board of the City of Cullman. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance 2025-05. Council Member Moss seconded the motion to suspend the rules to consider Ordinance No. 2025-05, and the motion was approved by a roll call vote. Mr. Wesley Moore polled the Council Members: Council President Pro Tem Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye. Absent: Council Member Smith. Council President Pro Tem Cook made a motion to approve Ordinance No. 2025-05.

ORDINANCE NO. 2025 – 05
AN ORDINANCE AUTHORIZING A
SUPPLEMENTAL WATER SUPPLY AGREEMENT WITH THE UTILITIES BOARD
OF THE CITY OF CULLMAN RESPECTING THE
SERIES 2024 BONDS OF THE BOARD AND A
CONTINUING DISCLOSURE AGREEMENT PERTAINING TO
THE SAID SERIES 2024 BONDS OF THE BOARD

BE IT ORDAINED by the City Council of the City of Cullman, Alabama, a municipal corporation under the laws of the State of Alabama (the "City"), as follows:

Section 1. Findings. The Council does hereby find and declare that the following facts are true and correct:

(a) The City owns and operates a water distribution system (the "Distribution System") and The Utilities Board of the City of Cullman, a public corporation under the laws of the State of Alabama (the "Board") owns and operates a water supply system (the "Supply System");

(b) The Board is presently supplying to the City from the Supply System the City's requirements of filtered water for municipal purposes and for resale through the Distribution System pursuant to a Water Supply Agreement between the Board and the City dated as of June 1, 2011, as heretofore amended and supplemented by (i) an Amendment to Water Supply Agreement between the Board and the City dated December 8, 2014, (ii) a Supplemental Water Supply Agreement between the Board and the City dated March 12, 2015, (iii) a Second Supplemental Water Supply Agreement between the Board and the City dated October 1, 2017, (iv) a Third Supplemental Water Supply Agreement between the Board and the City dated as of April 1, 2020, and (v) a Fourth Supplemental Water Supply Agreement between the Board and the City dated as of July 14, 2020 (collectively, the "Existing Agreement");

(c) Due to the currently favorable interest rate environment the Board and the City have determined that it is necessary, desirable and in the public interest that the Board redeem and retire those of its \$42,110,000

original principal amount Water Revenue Bonds, Series 2015-A, dated March 12, 2015, scheduled to mature September 1, 2035 and aggregating \$5,175,000 (the "Refunded Series 2015-A Bonds") in order to realize substantial savings in interest costs incident to the water supply system of the Board pursuant to which the Existing Agreement has been entered; and

(d) In order for the Board to provide funds to pay the costs of redeeming, retiring, and refunding the Refunded Series 2015-A Bonds, it will be necessary for the Board to issue its \$4,775,000 aggregate principal amount of Water Revenue Bonds, Series 2024, dated December 19, 2024 (the "Series 2024 Bonds"), and the City hereby requests that the Board issue the Series 2024 Bonds for such purpose; and

(e) The Board and the City recognize that certain amendments to the Existing Agreement are necessary in order to enable the Board to issue the Series 2024 Bonds, and the Board and the City have determined to enter into the Supplemental Water Supply Agreement hereinafter described for such purpose; and

(f) Because the Series 2024 Bonds will be payable from revenues derived by the Board from the City pursuant to the Existing Agreement, as supplemented and amended by the Supplemental Water Supply Agreement, it will be necessary for the City to execute and deliver the Continuing Disclosure Agreement herein authorized respecting the Series 2024 Bonds.

(g) The Council deems it necessary, desirable and in the public interest that the City authorize, execute and deliver the Supplemental Water Supply Agreement and the Continuing Disclosure Agreement.

Section 2. Authorization of Supplemental Water Supply Agreement. The Council does hereby authorize and direct the Mayor of the City to execute and deliver, in the name and on behalf of the City, a Fifth Supplemental Water Supply Agreement with the Board dated December 19, 2024, in substantially the form presented to the meeting at which this ordinance is adopted (which form shall be attached as Exhibit I to the minutes of such meeting and is hereby adopted in all respects), with such changes as the said Mayor shall approve (the "Supplemental Water Supply Agreement"). The City Clerk is hereby authorized and directed to affix the seal of the City to the said Supplemental Water Supply Agreement and to attest the same. The Council hereby further ratifies and affirms the Existing Agreement, as supplemented and amended by the Supplemental Water Supply Agreement herein authorized.

Section 3. Authorization of Continuing Disclosure Agreement; Disclosure Policies and Procedures. The Mayor is hereby authorized and directed to sign, for and in the name and on behalf of the City, a Continuing Disclosure Agreement dated the date of the Series 2024 Bonds (herein called the "Continuing Disclosure Agreement"), in substantially the form presented to the meeting at which this ordinance is adopted (which form shall be attached as Exhibit II to the minutes of such meeting and is hereby adopted in all respects), with such changes as the said Mayor shall approve. The Council hereby further authorizes the City Clerk of the City to adopt and implement, for and on behalf of the City, such policies and procedures as said City Clerk shall deem necessary or desirable in order to facilitate compliance by the City with its obligations under the said Continuing Disclosure Agreement and its disclosure obligations generally incident to any current or future securities issued by the City.

Section 4. General Authorization. The Mayor and the City Clerk are each hereby further authorized and directed to execute, seal, attest and deliver such other agreements, instruments, notices, directions, orders, certificates or other documents as shall be necessary or desirable in order to consummate the transactions herein authorized.

Section 5. Severability Provisions. The various provisions of this ordinance are hereby declared to be severable. In the event any provision hereof shall be held invalid by a court of competent jurisdiction, such invalidity shall not affect any other portion of this ordinance.

ADOPTED this 9th day of December, 2024.

/s/Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of December, 2024.

/s/ Woody Jacobs, Mayor

Council Member Moss 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 President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Hollingsworth: Aye. Absent: Council Member Smith.

BOARD APPOINTMENTS – None.

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