

**CULLMAN CITY COUNCIL MEETING ON MAY 10, 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, May 10, 2021. Fire Chief Brian Bradberry led the Pledge of Allegiance and presented the invocation.

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

Council President Jenny Folsom asked the Council to consider the minutes from April 26, 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. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council President Pro Tem Cook made a motion to approve the minutes from April 26, 2021 as written. Council Member Moss seconded the motion to approve the minutes, and the motion was approved by a roll call vote. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: 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 was absent. Christy Turner shared that the Strawberry Festival event was a great success and was well attended. Upcoming events include Dinner on First is planned for May 21, 2021 and the inflatable aqua park at the Palomino RV Park is expected to be opening on Memorial Day weekend.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

REPORT FROM THE MAYOR

Mayor Jacobs congratulated Council Member Johnny Cook on the birth of his granddaughter which was born yesterday. Cullman VFW Senior Vice-Commander Michael Elson 'Doc' and William Carter were presented with an American flag by Mayor Jacobs for the annual Highway 31 Memorial Day flag display. Each year, the VFW receives fifty flags donated by the City of Cullman for the memorial display.

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 from Keith Varden of Cullman Chamber of Commerce for 2nd Friday events on June 11, July 9 and September 10, 2021. 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 approve a special event request from Robert Lancaster of St. Andrews United Methodist Church to provide a hamburger lunch for visitors at Art Park from 11:00 am – until 2:00 pm on Saturday, May 29, 2021. Council Member Moss 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 – 95

**TO ENTER AGREEMENT WITH DANMARK COMMUNICATIONS AND SECURITY
FOR A TELEPHONE SYSTEM AND SERVICES**

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into an agreement with Danmark Communications and Security for a telephone system and services.

NOW THEREFORE BE IT RESOLVED by the Cullman City Council in the State of Alabama that the Mayor is hereby authorized to enter into an agreement with Danmark Communications and Security.

ADOPTED BY THE CITY COUNCIL this the 10th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 10th day of May, 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. 2021-96**

WHEREAS, the City of Cullman has received a Community Development Block Grant Economic Development Grant for the purpose of surfacing a access and fire loop accessibility road around the 300,000 square foot Reliance Warehouse Facility currently under construction on an 81-acre site location just off Highway 69 (Cherokee Avenue) on Ege Farm Road in southwest Cullman.

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 St. John and Associates have evaluated the bids received and have determined Wiregrass Construction Company, Incorporated 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 Wiregrass Construction Company, Incorporated in the amount of \$517,305.65 upon approval from ADECA to surface an access and fire loop accessibility road at the new Reliance Warehouse Facility on Ege Farm Road.

READ AND ADOPTED this the **10th** day of **May 2021**.

Signed for the Cullman City Council:

By: /s/ Woody Jacobs, Mayor

Attest:

/s/ Wesley M. Moore, City Clerk

Council Member Moss 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. 2021-32 to annex 148 County Road 1304 as R-1 Residential. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-32. Council Member Moss seconded the motion to suspend the rules, and the motion was approved by a roll call vote. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council President Pro Tem Cook made a motion to approve Ordinance No. 2021-32.

ORDINANCE NO. 2021-32

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, Brandon and Kayla Prather, 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: 148 County Road 1304

Parcel: 09-05-21-0-001-128.003

PPIN: 17657

Legal Description: Lots 46, 47, 48, 57, 58 and 59 of Block Number 3 of Aganhall Subdivision being a subdivision in the Southwest Quarter of the Southeast Quarter of Section 21, Township 9, Range 3 West, according to the plat thereof recorded in the Office of the Judge of Probate of Cullman County, Alabama in Plat Book 5, Page 85 (now Map Cabinet A 277) and in Plat book 6, Page 79 (now Cabinet A 328).

Less and Except that part of Lot 58 and 59 of Block Number 3 of Aganhall Subdivision which lies South and West of creek.

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 10th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 10th day of May, 2021.

/s/ Woody Jacobs, Mayor

Council Member Moss seconded the motion to approve the ordinance, and the motion was approved by a roll call vote. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye.

Council President Folsom held the first reading of Ordinance No. 2021-33 to annex 78 County Road 497 as R-1 Residential. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-33. Council Member Moss seconded the motion to suspend the rules, and the motion was approved by a roll call vote. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Moss made a motion to approve Ordinance No. 2021-33.

ORDINANCE NO. 2021-33

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, the estate of Billy Ray Bradford, 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: 78 County Road 497
Lot 14, Block 2, Dialsdale 4th Addition
Parcel: 17-08-27-0-001-025.000
PPIN: 23200

Legal Description: A parcel of land located in a part of the Southeast ¼ of the Northeast ¼ of Section 27, Township 10 South, Range 3 West, Cullman County, Alabama being Lot 14, Block 2 of an unrecorded Subdivision known as Dialsdale Subdivision 4th Addition, said Lot being more particularly described as follows:

Commence at the Southeast corner of the Southeast ¼ of the Northeast ¼ of the said Section 27; thence run N00°46'14"E along the East line of said Southeast ¼ of the Northeast ¼ a distance of 403.93 feet to a point of intersection with an easterly extension of the North Right-of-Way line of Country Lane (also known as Cullman County Road #497); thence run N89°12'03"W along said Easterly extension and along said North Right-of-Way line a distance of 370.12 feet to a ¾" pipe at the Southeast corner of said Lot 14 and the POINT OF BEGINNING; thence continue N89°12'03"W along said North Right-of-Way line and along the South boundary of said Lot 14 a distance of 104.86 feet to a set capped rebar (Smith) at the Southwest corner of said Lot 14; thence run N00°47'42"E along the West boundary of said Lot 14 a distance of 150.00 feet to a set capped rebar (Smith) at the Northwest corner of said Lot 14; thence run S89°12'03"E along the North boundary of said Lot 14 a distance of 104.86 feet to a set capped rebar (Smith) at the Northeast corner of said Lot 14, said corner being on the West Right-of-Way line of Pine Drive (also known as Cullman County Road #498); thence run S00°47'42"W along the East boundary of said Lot 14 a distance of 150.00 feet to the POINT OF BEGINNING. Said parcel of land contains 0.36 acres (15,730 square feet) more or less.

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 10th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 10th day of May, 2021.

/s/ Woody Jacobs, Mayor

Council President Pro Tem Cook seconded the motion to approve the ordinance, and the motion was approved by a roll call vote. Assistant City Clerk Pam Leslie polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye.

BOARD APPOINTMENTS

Council President Pro Tem Cook made a motion to reappoint Jenny Folsom to the CATS 55 Board. Council Member Moss seconded the motion, and the motion was approved by a voice vote. Abstained: Council President Jenny Folsom. Ayes: All. Nays: None.

Council Member Moss made a motion to reappoint Wesley Moore to the CATS 55 Board. 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 reappoint Hugh Harris to the CATS 55 Board. Council Member Moss 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 Member Page made the motion to adjourn. Council Member Moss seconded the motion and the meeting was adjourned at 7:18 p.m. by a voice vote. Ayes: All. Nays: None.