

**CULLMAN CITY COUNCIL MEETING ON MAY 24, 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, May 24, 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 May 10, 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 Moss: Aye. Council Member Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve the minutes from May 10, 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 Moss: 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 praised Cullman Parks and Recreation for the successful annual Dinner on First event.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

**REPORT FROM THE MAYOR**

Mayor reported on several projects: 1<sup>st</sup> Avenue Streetscape TAP grant project, the Nesmith Park project, upcoming paving on West Main Avenue SW, the new water park and civic center project.

Cullman High School's Vocal Point Ensemble performed a song as their last event of the year.

**COMMENTS FROM ANYONE NOT ON THE AGENDA**

Mr. David Parris, head chef for Drayer's restaurant, and Mr. Pat McWhorter of Alabama Grocers Association each spoke asking the council to consider allowing Sunday alcohol sales. Drayer's owner, Ms. Christine Chamblee, was also present in support of Sunday alcohol sales.

**PUBLIC HEARINGS**

Mr. Scotty Brock, 544 County Road 457, spoke in favor of the rezoning request from Residential District R-1 to Residential District R-2 for the property located on County Road 703.

**REQUESTS, PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS, AND OTHER** – None.

**RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS**

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

**RESOLUTION NO. 2021 – 97**

**THE LEVY OF AD VALOREM TAXES IN THE CITY OF CULLMAN, ALABAMA**

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

Municipal ad valorem taxes for the tax year beginning October 1<sup>st</sup>, 2021 are hereby levied for the City of Cullman on all taxable property in the City of Cullman, Alabama, at the following rates for the following purposes:

1. A tax at the rate of 5 mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied, pursuant to authority of Section 216 of the Constitution of Alabama to pay any general obligations incurred by the City of Cullman, Alabama.

2. A tax at the rate of 3 mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied for educational purposes, pursuant to authority of Section 216 of the Constitution of Alabama and an election held in the City of Cullman as required.
3. A tax at the rate of 7½ mills on all taxable property in the City of Cullman, Alabama, as assessed for state taxes, is hereby levied for general school purposes, pursuant to authority of Section 56 of the Constitution of Alabama and an election held in the City of Cullman as required.

ADOPTED BY THE CITY COUNCIL this the 24th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 24th day of May, 2021.

/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. 2021 – 98**

**TO ENTER INTO A FUNDING AGREEMENT WITH THE CULLMAN CITY BOARD OF EDUCATION FOR ITS SYSTEM WIDE CAPITAL IMPROVEMENT PLAN**

**WHEREAS**, this Resolution, is made by and CITY OF CULLMAN, ALABAMA, a municipal corporation under the laws of Alabama ("City"), for the purposes to enter into a FUNDING AGREEMENT with the CULLMAN CITY BOARD OF EDUCATION, a quasi-corporation under the laws of Alabama ("Board"); and

**WHEREAS**, under Alabama law, the Board is the body having jurisdiction and oversight of the public schools in the City; and

**WHEREAS**, the Board has determined to acquire, construct and equip various public-school capital improvements at Cullman Primary School, Cullman Middle School, West Elementary School, East Elementary School, and Cullman High School in the City (the "Capital Improvement Plan"); and

**WHEREAS**, in order to provide funds necessary for the Capital Improvement Plan and to pay issuance expenses, the Board has determined to issue debt in the amount of twenty million dollars (\$20,000,000.00) to cover the expenses of the Capital Improvement Plan; and

**WHEREAS**, the City has determined that entering into a Funding Agreement for the undertaking of the Board's Capital Improvement Plan is necessary, desirable and will further public education in the City and, pursuant to Section 16-13-309 of the Code of Alabama 1975, as amended, has determined to provide financial assistance to the Board in connection with the Capital Improvement Plan by agreeing to an annual appropriation of six hundred thousand dollars (\$600,000.00) for 10 years to begin in Fiscal Year 2022 and ending in Fiscal Year 2031; and

**WHEREAS**, the payments will be equal monthly installments on the 15th of each month with the first payment being October 15th, 2021; and

**WHEREAS**, the City will receive various properties from the Board within the first year of this funding agreement in return for its annual appropriation to the Board; and

**WHEREAS**, the City will also donate various properties to the Board in addition to their annual appropriation; and

**WHEREAS**, the City and Board will execute a joint use agreement as part of this funding agreement which shall be executed no later than October 15th, 2021.

**THAT**, Woody Jacobs, Mayor, be and is hereby authorized to enter into a Funding Agreement with the City of Cullman Board of Education for the Board's Capital Improvement Plan.

ADOPTED BY THE CITY COUNCIL this the 24th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 24th day of May, 2021.

/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. 2021 – 99**

**TO CONDEMN PROPERTY FOR 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"); and

**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; and

**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; and

**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 Board as follows:

1. That in the judgment and opinion of the City, it is in the public interest and necessary and expedient that the City and the County, acquire and/or condemn those certain parcels of land located at 102 County Road 1349, Vinemont, AL 35179 and 54 County Road 1345, Vinemont, AL 35179 and identified more particularly described as follows (collectively, the "Property"):

Parcel No. 1 – Address: 102 County Road 1349, Vinemont, AL 35179. Parcel I.D. number 09-05-16-3-001-012.003.

Parts of Lot Numbers 2, 3, 6, and 7, Block #558 Town of Vinemont, more particularly described as follows: Commencing at the Northeast corner of Lot #7, thence South 33°11' East 114.18 feet to the point of beginning, thence continue South 33°11' East 114 feet, thence South 51°14' West 178 feet, thence North 33°11' West 114 feet, thence North 51°14' East 178 feet to the point of beginning. ALSO: A non-exclusive 25 foot easement for ingress and egress more particularly described as follows: A 25 foot road easement commencing at the Southwest corner of the above described lot, thence North 33°11' West along the West line of said lot 48 feet the point of beginning, thence continue North 33°11' West 42 feet, thence South 6°49' West 173 feet more or less to the East right-of-way line of a road, thence southerly along said right-of-way 36 feet, thence North 6°49' East 176 feet more or less to the west line of said lot and point of beginning. Said land lying and being in Cullman County, Alabama and containing 0.4 acres, more or less. Description from survey of W.H. Owens, Al. Reg. No. 10564, dated October 11, 1986.

Parcel No. 2 – Address: 54 County Road 1345, Vinemont, AL 35179. Parcel I.D. number 09-05-16-3-001-012.001.

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, being a part of Lots 1, 2, 3 and 7 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 0.83 acres, and being more particularly described as follows: As a point of commencement, start at a rebar accepted to mark the Northwest Corner of Section 16, Township 9 South, Range 3 West, Huntsville Meridian, in Cullman County, Alabama and run South 00 degrees 08 minutes 20 seconds East (State Plane Coordinates) and along the accepted Western Boundary of said Section 16 for a distance of 1336.98 feet of a capped rebar; thence continue South 00 degrees 08 minutes 20 seconds East along said accepted Western Boundary of said Section 16 for a distance of 2356.23 feet to a point, said point lying on the Northern right of margin of an Unnamed Public Road, a 50 foot right of way; thence run South 65 degrees 41 minutes 41 seconds East and along the Northern Right of Way Margin of said Unnamed Public Road for a distance of 300.62 feet to an iron pin found; thence run South 65 degrees 41 minutes 52 seconds East and along the Northern Right of Way Margin of said Unnamed Public Road for a distance of 103.46 feet to an iron pin found; thence run South 81 degrees 51 minutes 20 seconds East for a distance of 28.67 feet to a ½ capped rebar, said rebar lying on the Eastern right of margin of Unnamed Public Road, a 40 foot right of way and being the point of beginning of the parcel herein described; thence run North 46 degrees 56 minutes 29 seconds and along the Eastern right of margin of said Unnamed Public Road for a distance of 246.64 feet to a ½ capped rebar; thence run South 33 degrees 31 minutes 50 seconds East for a distance of 127.52 feet to a rebar; thence run South 11 degrees 39 minutes 37 seconds West for a distance of 176.78 feet to an ½ capped rebar, said rebar lying on the Northern right of margin of an Unnamed Public Road, a 50 foot right of way; thence run North 62 degrees 40 minutes 36 seconds West and

along the Northern Right of Way Margin of said Unnamed Public Road for a distance of 241.91 feet to the point of beginning.

2. The obtainment of the Property is necessary to address immediate needs of the County and 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 City and/or the Board or their respective representatives toward the acquisition of said Property pursuant to the eminent domain code are hereby ratified.

7. That in the case of failure to acquire said Property 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 and the County, for the acquisition of said Property 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 24th day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 24th day of May, 2021.

/s/Woody Jacobs, Mayor

Council Member Page 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. 2021-100**

This Resolution is made this **24<sup>th</sup>** day of **May**, **2021** (the Effective Date)

by the **City of Cullman, Alabama** (the Granting Authority), to grant a tax abatement

for **Aegis Fence Company** (the Company).

WHEREAS, the Company has announced plans for a (check one):

**XX** new project or 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 (check all that apply):

**X** all state and local noneducational ad valorem taxes,

**X** all construction related transaction taxes, except those construction related transaction taxes levied for educational purposes or for capital improvements for education, and/or

all mortgage and recording taxes; 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 **\$1,390,000** ; 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 (check all that apply):

- 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/or
- all mortgage and recording taxes

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 **24<sup>th</sup>** day of **May**, **2021**.

BY: /s/Woody Jacobs

Its: Mayor

ATTEST:

/s/Wesley Moore, City Clerk

Council Member Moss 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:

**CITY OF CULLMAN  
RESOLUTION NO. 2021-101**

**WHEREAS** the City of Cullman desires to rehabilitate and construct new handicapped accessible sidewalks along Arnold Street NE from 1<sup>st</sup> Avenue to 2nd Avenue; along 2<sup>nd</sup> Avenue to Clark Street; along Clark Street to 1<sup>st</sup> Avenue NE in downtown Cullman.

**WHEREAS** the City of Cullman proposes to submit an application to the Alabama Department of Transportation for grant assistance available through the FY2022 Transportation Alternatives Program (TAP); and

**WHEREAS**, the estimated total project cost is \$998,785.01, the TAP Grant Ceiling is \$640,000.00 the program requires a cash match of at least 20% of eligible project cost.

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, that the City of Cullman will provide the required local cash match of \$358,785.01, as well all cost associated with engineering design and administrative services; and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to file an application for these funds, and in the event a grant is awarded, the Cullman City Council understands that the Mayor will be required to sign certifications and assurances to comply with applicable Federal and State laws, rules and regulations.

**READ AND APPROVED** by the City of Council of Cullman, Alabama on this the 24th day of May, 2021.

**SIGNED FOR THE CITY OF CULLMAN**

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

**RESOLUTION NO. 2021-102**

**TO AWARD BID TO TRINITY ELECTRICAL SERVICES, INC. FOR AWOS REPLACEMENT**

**WHEREAS**, bids were received on April 15, 2021 for AWOS replacement at Cullman Regional Airport;

**WHEREAS**, the following bids were received:

<b>Trinity Electrical Services, Inc.</b>	<b>\$ 218,600.00</b>
Southeast Site Services, LLC	\$ 281,185.00

**BE IT RESOLVED** by the Cullman City Council has evaluated the bids received and has determined that Trinity Electrical Services, Inc. is the lowest responsible bidder; and

**THAT**, Woody Jacobs, Mayor, be and is hereby authorized to enter into a contract with Trinity Electrical Services, Inc. for the AWOS replacement in the amount of \$218,600.00.

**ADOPTED BY THE CITY COUNCIL** this the 24th day of May, 2021.

/s/ Jenny Folsom, City Council President

**ATTEST:**

/s/Wesley Moore, City Clerk

**APPROVED BY THE MAYOR** this the 24th day of May, 2021.

/s/Woody Jacobs, Mayor

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. 2021-31 to rezone property located on County Road 703 from R-1 Residential to R-2 Residential. Council Member Hollingsworth made a motion to suspend the rules to consider Ordinance No. 2021-31. Council Member Moss seconded the motion to suspend the rules, and the motion was approved by a roll call vote. City Clerk 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 Moss made a motion to approve Ordinance No. 2021-31.

**ORDINANCE NO. 2021 – 31**

**AMENDING THE CURRENT ZONING ORDINANCE AND ZONING MAP OF THE CITY OF CULLMAN, ALABAMA,  
TO RE-ZONE CERTAIN PARCELS OF PROPERTY AS SET FORTH HEREIN**

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

SECTION 1. Under the authority of Chapter 52, Articles 1 through 4, Section 11-52-1 through Section 11-52-84, Code of Alabama 1975, as amended, and specifically Sections 11-52-77 and at the request of property owner, Minuteman Construction, the following describe the tract or parcel of land, to-wit:

Legal Description: A tract or parcel of land containing 10.6 acres of land, more or less and being a part of the Southwest quarter of the Southeast quarter of Section 13 and part of the Northwest quarter of the Northeast quarter of Section 24, all in Township 10 South, Range 3 West, Cullman County Alabama and being more particularly described as follows: Begin at the Southeast corner of the Southwest quarter of the Southeast quarter of said Section 13 and run thence North 00 degrees 09 minutes 27 seconds East, a distance of 15.90 feet; thence North 34 degrees 14 minutes 54 seconds West, a distance of 387.50 feet; thence South 67 degree 22 minutes 28 seconds West, a distance of 114.96 feet; thence South 29 degrees 02 minutes 31 seconds West, a distance of 177.89 feet; thence North 37 degrees 21 minutes 49 seconds West, a distance of 177.72 feet to the point of curvature of a curve to the left, having a central angle of 136 degrees 34 minutes 34 seconds, a radius of 50.00 feet, a chord bearing of South 74 degrees 20 minutes 54 seconds west and a chord length of 92.91 feet; thence run along the arc of said curve an arc distance of 119.19 feet; thence North 83 degrees 56 minutes 22 seconds West, a distance of 26.27 feet to a point on an old fence line; thence South 06 degrees 03 minutes 38 seconds West, a distance of 35.67 feet; thence South 05 degrees 14 minutes 52 seconds West, a distance of 178.06 feet; thence South 04 degrees 59 minutes 14 seconds West, a distance of 168.47 feet; thence South 05 degrees 13 minutes 12 seconds West, a distance of 181.94 feet; thence South 00 degrees 02 minutes 52 seconds east, a distance of 196.56 feet to a point on the North right-of-way line of Cullman County Road No. 703; thence North 84 degrees 26 minutes 17 seconds east and run along said North right-of-way line, a distance of 684.30 feet; thence North 00 degrees 31 minutes 03 seconds East, a distance of 436.64 feet to the point of beginning

within the city limits of Cullman, Alabama, and lying and being in Cullman County, State of Alabama, designated as R-1 Residential District on the Zoning Map of the City of Cullman, Alabama, under Ordinances No. 2004-03 and as may be reflected in any comprehensive master plan for the City of Cullman, Alabama, be, and is hereby changed from R-1 Residential District to R-2 Residential District.

SECTION 2. That this ordinance be published at least once a week for two consecutive weeks in advance of its final passage in a newspaper with general circulation within the City of Cullman, Alabama, the first publication of said notice and ordinance being verbatim and the second publication either verbatim or synopsis, with the last publication being at least 15 days prior to the date set for public hearing and passage of said ordinance.

SECTION 3. That a public hearing be held relative to the passage of this ordinance on the 24<sup>th</sup> day of May, 2021 at 7:00 o'clock p.m., at which time interested parties and citizens shall have the opportunity to be heard concerning said ordinance and any changes relating thereto.

SECTION 4. That all notices as required by law be given by the City Clerk concerning said public hearing, and in addition thereto, a certified letter be sent by the Clerk to all contiguous property owners at their last known addresses as shown by the tax records for the City of Cullman, Alabama.

SECTION 5. That upon final passage of this ordinance, all zoning maps, master comprehensive plans or any other documents of the City of Cullman, Alabama, in conflict with this ordinance are hereby changed and amended to reflect the changes and amendments herein.

SECTION 6. Should any part or portion of this ordinance be held invalid, unenforceable or unconstitutional, for whatever reason, by a court of competent jurisdiction, such ruling shall not affect any other part or portion of this Ordinance.

SECTION 7. This ordinance shall take effect and be in force from and after its passage or adoption as required by law, including notice, publication and public hearing, all in accordance with Section 11-52-1, et seq., Code of Alabama 1975, as amended.

ADOPTED BY THE CITY COUNCIL, this the 24<sup>th</sup> day of May, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 24th day of May, 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. City Clerk Wesley Moore polled the Council Members: Council Member Page: Aye. Council President Pro Tem Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye.

**BOARD APPOINTMENTS**

Mayor Woody Jacobs appointed Zack Lee to the Housing Authority Board to replace Windell Wood who is retiring from the position when the current term expires.

Council President Folsom asked for a motion to adjourn. Council President Pro Tem Cook made the motion to adjourn. Council Member Page seconded the motion and the meeting was adjourned at 7:26 p.m. by a voice vote. Ayes: All. Nays: None.