

CULLMAN CITY COUNCIL MEETING ON AUGUST 9, 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, August 9, 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 July 19, 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 July 19, 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 reported the archery tournament had a great turnout with 1600 visitors, coming to Cullman from 45 states and three countries.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom – No report.

REPORT FROM THE MAYOR – No report.

COMMENTS FROM ANYONE NOT ON THE AGENDA

Rhonda Byrd, 1562 Co Rd 418, spoke regarding the restrooms at Heritage Park continuing to be locked during the day.
Brian Ogstad, 911 Meadow View Drive NE, voiced concerns regarding COVID-19 and the deaths related to the vaccine.

PUBLIC HEARINGS

Council President Folsom opened the public hearing to amend Zoning Ordinance 2021-41 to modify parking space requirements from 20 feet in length to 18 feet in length at 7:16 p.m. With no one wishing to speak regarding the zoning amendment, Council President Folsom closed the public hearing at 7:17 p.m.

Council President Folsom opened the public hearing for a 772 agreement with Rock the South, LLC. at 7:17 p.m. With no one wishing to speak regarding the 772 agreement, Council President Folsom closed the public hearing at 7:18 p.m.

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

Council President Pro Tem Cook made a motion to approve a special event request from Zac Lee for Good Samaritan Health Clinic for a Health Awareness Block Party at the Housing Authority on September 18, 2021, from 10:00 am until 2:00 p.m. 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 approve a special event permit request from Save America for a Republican Party Rally at 1873 County Road 469. Attorney Roy Williams noted the permit is only to hold the rally and is subject to receiving the signature of the requestor. Council President Pro Tem Cook seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

RESOLUTIONS, ORDINANCES, ORDERS, AND OTHER BUSINESS

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

RESOLUTION NO. 2021 - 122

BE IT RESOLVED by the City Council (the "Council") of THE CITY OF CULLMAN, ALABAMA (the "City"), as follows:

Section 1.The Council does hereby find, declare, and ascertain as follows:

- (a) The City enthusiastically supports and encourages economic development within the City in order to develop a solid and diverse local economy, to increase employment opportunities in the City, to broaden the City's tax base, to increase revenues, and to provide necessary and improved services and recreational events to the citizens of the City, thereby improving the quality of life of its citizens and promote the economic health and welfare of its citizens; and
- (b) Amendment No. 772 to the Constitution of Alabama (1901) (Section 94.01 of the Recompiled Constitution of Alabama and hereinafter referred to as "Amendment No 772") authorizes the City to lend its credit to or grant public funds and things of value in aid of or to any business entity for the purpose of promoting the economic development of the City; and
- (c) Rock the South, LLC. is a local industry specializing in the creation, organization, and/or hosting music and festival events for venues of entertainment and festivals.
- (d) The City of Cullman has been approached by Rock the South, LLC. to produce assistance in providing the Cullman event with aid in air quality for dust, to provide citizens a safe and healthy environment.

- (e) Rock the South, LLC. (“Rock”) is a company of a few companies capable of producing entertainment of the caliber to bring in suitable tourism and promote the community in a positive way.
- (f) Rock desires to provide an economic boost to the City with a 2 day contract Rock is one of a few companies capable to promote the City provide economic stimulus to the area through tourism, work force development, and sales tax revenue.
- (g) Rock intends to incur a capital investment in excess of three million (\$3,000,000.00) dollars to develop this project to be held in Cullman; and
- (h) Rock implementation of the project are expected to result in the creation of approximately a minimum of 9 full time and 85 temporary jobs and the generation of approximately half a million dollars in sales tax revenue plus lodging taxes to the City, in addition to new sales tax revenue dedicated for educational purposes of for capital improvements for education , new business license revenue, new sales, use tax revenue from materials, increased ad valorem tax revenue to the City and promote Cullman both locally and nationally and
- (i) The development and implementation of the project on the project site is in the best interest of the City and will serve a public purpose and further enhance the public benefit and welfare by, among other things (i) promoting local economic development and stimulating the local economy; (ii) increasing temporary employment opportunities in the City; (iii) increasing the City’s tax base, resulting in additional tax revenues for the City; and (iv) promote tourism in the City which constitutes important public benefits to the City and its citizens; and
- (j) It is necessary, proper, and in the public interest, in accordance with Amendment No. 772, that the City should enter into an Agreement (the “Agreement”) with Rock pursuant to which Rock will undertake the project. The City will among other items, (i) provide to Rock for the benefit of citizens, police, fire, health and safety, (water tank truck to reduce air pollution for a 2 day concert)
- (k) As required under Amendment No. 772, the City published notice in the July 21, 2021, edition of *The Cullman Times* concerning the proposed action of the Council to approve the Agreement; and
- (l) Providing the assistance for the project as described in the Development Agreement is consistent with and in furtherance of the objectives of Amendment No. 772 and the expenditure of such public funds for the purposes described herein will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities; and
- (m) As a result of the City’s inducements, Rock has decided to undertake the project in Cullman, Alabama.

Section 2.The Mayor is hereby authorized and directed, along with the City Clerk, to execute the Agreement, in substantially the form attached hereto, containing such changes, modifications, or clarifications as the Mayor shall deem necessary, desirable, or appropriate.

Section 3.The Mayor is hereby authorized and directed, along with the City Clerk, to take all actions as may be necessary, including the negotiation and execution of all additional agreements, notices, certificates, or other documents in furtherance of the intent of the Agreement, including without limitation all transactions anticipated, provided for, or made necessary by the Agreement.

Section 4.The Council hereby determines that the expenditure of public funds for services for the purposes specified within the Development Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

Section 5.The various provisions of this Resolution are hereby declared to be severable. In the event any provision hereof shall be held invalid, illegal, or unenforceable for any reason, the invalidity, illegality, or unenforceability shall not affect any other provision hereof and this Resolution shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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 Pro Tem Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2021 –123

APPROVING CHANGE ORDER NO. 2122-CO1 FOR PROSLIDE TECHNOLOGY, INC.

WHEREAS, the Cullman City Council awarded the bid for Cullman Wellness and Wellness Center slide complex project to Proslide Technologies, Inc. in the amount of \$3,720,100.00;

WHEREAS, the City of Cullman wishes to approve Change Order No. 2122-CO1 to increase the project cost by \$134,300.00 for a change in materials for the tower on Complex 1 and the addition of two lanes to upgrade the KIDZ ProRACER to four lanes;

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is authorized to execute Change Order No. 2122-CO1 which will increase the total cost of the contract with Proslide Technologies, Inc. to \$3,854,400.00.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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 Member Hollingsworth made a motion to adopt the following resolution:

RESOLUTION NO. 2021-124

WHEREAS, the City of Cullman intends to apply for state and federal matching funds for airport improvement projects for the Cullman Regional Airport during fiscal year 2022.

THEREFORE, BE IT RESOLVED, by the City of Cullman as follows:

1. That the City of Cullman is authorized to make an application for airport improvement funding assistance from the State of Alabama Department of Transportation and the Federal Aviation Administration, for the purpose of undertaking projects in fiscal year 2022 to make improvements at the Cullman Regional Airport.
2. That the applications be submitted for and on behalf of the City of Cullman by its Mayor who is authorized by this resolution to sign the application and any related forms or documents on behalf of the city.
3. That the City of Cullman is authorized to enter into airport improvement funding agreements with the State of Alabama, acting by and through the Alabama Department of Transportation, and the Federal Aviation Administration, for the purpose of undertaking projects to make improvements at the Cullman Regional Airport, with partial funding provided by the State of Alabama and the Federal Aviation Administration.
4. That the agreement be executed in the name of the City of Cullman for and on behalf of the City of Cullman by its Mayor.
5. That the authority of the City of Cullman to enter into contracts with the State of Alabama and the Federal Aviation Administration has been reviewed by the City's attorney, and in his/her opinion, the City of Cullman is duly authorized to commit the City of Cullman to an agreement with the Alabama Department of Transportation and Federal Aviation Administration.

BE IT FURTHER RESOLVED, that the City of Cullman hereby affirms that the local matching share of funds in the amount required for this airport improvement project has been officially approved, placed into the budget of the airport and is available for expenditure upon execution of the Federal Aviation Administration's and the State of Alabama's funding agreements and the start of the project.

I, the undersigned qualified and acting as the City Clerk, of City of Cullman, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the City of Cullman named therein, at a regular meeting of such body held on the 9th day of August, 2021, and that such resolution is on file in the office of the City of Cullman.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Cullman on this 9th day of August, 2021.

/s/Wesley Moore
City Clerk

Council Member Page 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:

**CITY OF CULLMAN
RESOLUTION NO. 2021-125**

WHEREAS, the City of Cullman desires to adopt a lateral transfer policy for the City of Cullman Fire Department; and

WHEREAS, the City of Cullman Personnel Board has made a favorable recommendation to the Council of this policy on August 4th, 2021; and

WHEREAS, this policy will establish guidelines that will ensure the City of Cullman the strongest ability to attract and retain qualified candidates for employment within the Fire Department due to labor force shortages; and

WHEREAS, candidates eligible under this policy will be required to formally apply for employment to an open classification, and complete all pre-employment background screening requirements; and

WHEREAS, this policy shall apply to the classified position of Fire Fighter and shall not apply to the promotional process for higher ranking classified positions, and does not take away the Appointing Authority's ability to determine any location on the pay scale for any employees of the City within this department; and

WHEREAS, the adoption of this policy does not imply a contract for employment and does not alter At-Will Employment practices of the City of Cullman.

THEREFORE, be it resolved by the City Council of Cullman that the Council, upon a favorable recommendation from the City of Cullman Personnel Board, hereby adopts the following attached Fire Department Lateral Transfer Policy.

Section I. This Resolution shall become effective upon its passage and publication as required by law.

Section II. If anything in this Resolution is declared unconstitutional or void, the remaining portion of the order shall be in full force and effect.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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 Page made a motion to adopt the following resolution:

**CITY OF CULLMAN
RESOLUTION NO. 2021-126**

WHEREAS, the City of Cullman desires to adopt a lateral transfer policy for the City of Cullman Police Department; and

WHEREAS, the City of Cullman Personnel Board has made a favorable recommendation to the Council of this policy on August 4th, 2021; and

WHEREAS, this policy will establish guidelines that will ensure the City of Cullman the strongest ability to attract and retain qualified candidates for employment within the Police Department due to labor force shortages; and

WHEREAS, candidates eligible under this policy will be required to formally apply for employment to an open classification, and complete all pre-employment background screening requirements; and

WHEREAS, this policy shall apply to the classified position of Police Officer and shall not apply to the promotional process for higher ranking classified positions, and does not take away the Appointing Authority's ability to determine any location on the pay scale for any employees of the City within this department; and

WHEREAS, the adoption of this policy does not imply a contract for employment and does not alter At-Will Employment practices of the City of Cullman.

THEREFORE, be it resolved by the City Council of Cullman that the Council, upon a favorable recommendation from the City of Cullman Personnel Board, hereby adopts the following attached Police Department Lateral Transfer Policy.

Section I. This Resolution shall become effective upon its passage and publication as required by law.

Section II. If anything in this Resolution is declared unconstitutional or void, the remaining portion of the order shall be in full force and effect.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 2021.

/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.

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

**RESOLUTION NO. 2021-127
TO ENTER INTO CONTRACT WITH AHSAA**

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into a five-year contract with the Alabama High School Athletic Association (AHSAA) and the Cullman City Schools to collectively host the Alabama High School State Track & Field Championships on the following dates May 5-7, 2022; May 4-6, 2023; May 2-4, 2024; May 1-3, 2025 and April 30 - May 2, 2026;

NOW THEREFORE BE IT RESOLVED by the Cullman City Council in the State of Alabama that the Mayor is hereby authorized to enter into a contract with AHSAA and Cullman City Schools to collectively host the Alabama High School State Track & Field Championships on the following dates May 5-7, 2022; May 4-6, 2023; May 2-4, 2024; May 1-3, 2025 and April 30 - May 2, 2026.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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 Pro Tem Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2021-128
TO AWARD THE BID FOR 6 INCH PIPE, HYDRANTS, FITTINGS

WHEREAS, bids (R-01845) were opened on August 3, 2021, at 2:00 p.m. for 6" pipe, hydrants, and fittings for the City of Cullman,

WHEREAS, the following bids were opened:

Consolidated Pipe	Decatur, AL	\$ 50,698.60
Core & Main	Huntsville, AL	\$ No Bid
Eagle Wholesale	Athens, AL	\$ 52,484.14
Empire Pipe	Birmingham, AL	\$ 54,918.60
Ferguson Waterworks	Pelham, AL	\$ 49,470.57
G & C Pipe	Atwood, TN	\$ 54,023.16
Southern Pipe	Birmingham, AL	\$ No Bid

WHEREAS, the Cullman City Council has evaluated the bids received and has determined that Ferguson Waterworks the lowest responsible bidder.

BE IT RESOLVED by the Cullman City Council that the bid for 6" pipe, hydrants, and fittings be awarded to Ferguson Waterworks

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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. 2021-129
TO AWARD THE BID FOR AN ASPHALT POTHOLE PATCH TRUCK

WHEREAS, bids (R-01846) were opened on August 6, 2021, at 3:00 p.m. for an asphalt pothole patch truck for the City of Cullman,

WHEREAS, the following bids were opened:

HD Industries	Jacksonville, TX	\$ 173,928.80
PB Loader	Fresno, CA	\$ No Bid
Huntsville Tractor and Equipment	Huntsville, AL	\$ No Bid

WHEREAS, the Cullman City Council has evaluated the bids received and has determined that HD Industries, the lowest responsible bidder.

BE IT RESOLVED by the Cullman City Council that the bid for an asphalt pothole patch truck be awarded to HD Industries.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 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 – 130
TO AWARD BID FOR CONCRETE

WHEREAS, bids were received on August 6, 2021 at 2:00 p.m. for concrete on an "as needed" basis by the City of Cullman, Alabama;

WHEREAS, the low bidder was Ready Mix USA, LLC., located in Cullman, Alabama;

BE IT RESOLVED by the Cullman City Council has evaluated the bids received and has determined that Ready Mix USA, LLC., is the lowest responsible bidder; and

THAT, Woody Jacobs, Mayor, be and is hereby authorized to enter into a contract with Ready Mix USA, LLC., to provide concrete required by the City of Cullman.

ADOPTED BY THE CITY COUNCIL this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 2021.

/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.

First Reading of Ordinance No. 2021-41 to amend Zoning Ordinance 2021-41 to modify parking space requirements from 20 feet in length to 18 feet in length. Council President Folsom held the first reading of Ordinance No. 2021-41 to modify parking space requirements from 20 feet in length to 18 feet in length. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-41. Council Member Hollingsworth 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. Hollingsworth: Aye. Council Member Moss made a motion to approve Ordinance No. 2021-41.

ORDINANCE NO. 2021 - 41

TO AMEND THE CITY OF CULLMAN ZONING ORDINANCE

SECTION I. PURPOSE. The purpose of this Ordinance is to modify, amend, or delete portions of the current Zoning Ordinance.

SECTION II. Table 8-3: Parking Lot Dimensional Requirements of Section 62-112 of the Code of Ordinances of the City of Cullman, Alabama, is hereby deleted in its entirety and replaced with the following:

Table 8-3: Parking Lot Dimensional Requirements							
Parking Angle	Stall Width (A)	Stall Length (B)	Stall Depth (C)	Curb Length (D)	Aisle Width (E)		Interlock (F)
					One-Way	Two-Way	
0°	9 ft	20 ft	9 ft	20 ft	12 ft	20 ft	n/a
30°	9 ft	18 ft	17 ft	18 ft	15 ft	20 ft	3.9 ft
45°	9 ft	18 ft	19 ft	12.8 ft	15 ft	20 ft	3.2 ft
60°	9 ft	18 ft	20 ft	10.4 ft	20 ft	24 ft	2.3 ft
90°	9 ft	18 ft	18 ft	9 ft	20 ft	24 ft	n/a

SECTION III. SEVERABILITY CLAUSE. Each and every provision of this Ordinance is hereby declared to be an independent provision and that holding of any provision hereof to be void and invalid for any reason shall not affect any other provision hereof and it is hereby declared that the other provisions of this Ordinance would have been enacted regardless of any provision which might have been held invalid. This Ordinance repeals any prior Ordinance in conflict therewith.

SECTION IV. EFFECTIVE DATE. This ordinance shall be effective following its passage, approval and publication as required by law.

ADOPTED BY THE CITY COUNCIL, this the 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 2021.

/s/ Woody Jacobs, Mayor

Council Member Hollingsworth 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. Hollingsworth: Aye.

Council President Folsom held the first reading of Ordinance No. 2021-43 to annex 594 County Road 1329 into the city limits of Cullman as R-1 Residential District. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2021-43. Council Member Page 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. Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve Ordinance No. 2021-43.

ORDINANCE NO. 2021 – 43

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, Laurie and Thomas Calligaris, 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: 594 County Road 1329

Parcel No.: 09-05-22-0-001-030.001

PPIN: 26849

Legal Description: Commence at the Northwest corner of the Southeast Quarter – Southwest Quarter, Section 22, Township 9 South, Range 3 West; Cullman County, Alabama; thence North 88 degrees 54'59" East a distance of 1358.8 feet, more or less to an iron pin in place; thence North 1 degree 31'32" East a distance of 421.14 feet to a point and the true point of beginning; thence continue North 1 degree 31'32" East to the full pool elevation of Lake George; thence meandering Southeasterly along said full pool elevation a distance of 360 feet, more or less, to a point; thence North 87 degrees 41'21" West a distance of 180 feet, more or less, to a point; thence North 88 degrees 28'08" West a distance of 20 feet to the point of beginning.

Source of title: Deed Book 478 Page 190

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 9th day of August, 2021.

/s/ Jenny Folsom, City Council President

ATTEST:

/s/ Wesley Moore, City Clerk

APPROVED BY THE MAYOR this the 9th day of August, 2021.

/s/ Woody Jacobs, Mayor

Council Member Hollingsworth 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. Hollingsworth: Aye.

Council President Folsom held the first reading of Ordinance No. 2021-44 to annex property on Old Hwy 157 into the city limits of Cullman as R-4 Residential District.

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

**CITY OF CULLMAN
RESOLUTION NO. 2021-131**

WHEREAS, the Alabama Community Development Block Grant Program has been established to assist local governments in meeting community development and housing needs consistent with the objectives as set forth in Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, City of Cullman, acting by and through its City Council proposes to apply for Community Development Block Grant Funds to implement a Neighborhood Improvement Project on Warnke Street.

THEREFORE, be it resolved by the City Council of Cullman, Alabama, as follow:

WOODY JACOBS, MAYOR, is hereby authorized to execute and submit an application with appropriate assurances to the State of Alabama, Department of Economic and Community Affairs, requesting Fiscal Year 2021 Community Development Block Grant funds in the amount of **\$500,000.00** to implement a Neighborhood Improvement Project on Warnke Road.

THAT, THE CITY OF CULLMAN will provide a local match of **\$585,969.11** in support of this project, of which **\$103,511.51** will be local cash and **\$482,257.60** will be provided as in-kind services with city forces and equipment to install the water, sewer, drainage, and street improvements in support of this project.

ADOPTED AND APPROVED by the Cullman City Council, on this the 9th day of August 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.

BOARD APPOINTMENTS – None.

Council President Folsom asked for a motion to adjourn. Council President Pro Tem Cook made the motion to adjourn. Council Member Moss seconded the motion and the meeting was adjourned at 7:32 p.m. by a voice vote. Ayes: All. Nays: None.