

**CULLMAN CITY COUNCIL MEETING ON JUNE 06, 2022
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, June 6, 2022. Fire Chief Brian Bradberry led the Pledge of Allegiance and presented the invocation.

OATH OF OFFICE ADMINISTERED

Honorable Martha Williams administered the Oath of Office to Brad Smith for City Council Place No. 1. After Council Member Smith was sworn in by Judge Williams, he took his seat among the City Council.

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

Council President Jenny Folsom asked the Council to consider the minutes from May 23, 2022. Council President Pro Tem Cook made a motion to suspend the rules to consider the minutes. Council Member Hollingsworth 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 President Pro Tem Cook, Council President Folsom: Aye. Council Member Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye. Council President Pro Tem Cook made a motion to approve the minutes from May 23, 2022, as written. Council Member Moss 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 President Pro Tem Cook, Council President Folsom: Aye. Council Member David Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye.

ADDITIONS/DELETIONS TO AGENDA – None.

REPORTS OF STANDING COMMITTEES

1. Public Safety (Fire, Police, etc.) – Chairman Brad Smith shared that he has met with Chief Bradberry and Chief Culpepper and looks forward to working with them.
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 asked Parks Director Nathan Anderson to share on the Park Department's upcoming events. He reported the grand opening of WildWater Water Park will be Friday, June 17th and this summer's 2nd Friday events begin this Friday night.
5. General Government (Finance, Economic Development, etc.) - Chairwoman Jenny Folsom - No report.

REPORT FROM THE MAYOR

Mayor Jacobs shared that the City vs. County blood drive was held recently; and for the first time in years, the City won for the greater number of blood donations; but the real winners were the recipients of the blood that was donated.

COMMENTS FROM ANYONE NOT ON THE AGENDA

Candidate for Cullman County Commission Place 4, Kristi Bain, thanked everyone for their support in the primary election; and asks again for support at the polls on June 21, 2022.

PUBLIC HEARINGS

Council President Folsom set a public hearing on July 11, 2022, at 7:00 p.m. for Ordinance No. 2022-20 to rezone Lot Nos. 465 and 466 located on Third Avenue SE from M-1 Manufacturing District to CBD Central Business District.

Council President Folsom set a public hearing on July 11, 2022, at 7:00 p.m. for Ordinance No. 2022-21 to rezone properties located on 8th Street NE to B-2 Business District.

REQUESTS, PETITIONS, APPLICATIONS, COMPLAINTS

Council Member Hollingsworth made a motion to approve a special event request from Sheila Haynes to encourage citizens at the 2nd Friday event on June 10, 2022, from 5:00 p.m. until 7:00 p.m. to vote in the runoff election, pending approval by the Chamber of Commerce. Council President Pro Tem Cook seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Moss made a motion to approve a special event request from Tesha Brewer State Farm to hold a 100-year celebration on Fisher Street on June 18, 2022, from 10:00 a.m. until 2:00 p.m. Council President Pro Tem Cook seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Moss made a motion to approve a special event request from Dr. Wilda Hameen of Law Mortuary to hold an annual scholarship fundraiser at 1742 Morning Drive NE on June 18, 2022, from 6:00 p.m. until 10:00 p.m. 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 Sheila Haynes to hold a Jericho Walk at the courthouse on June 20, 2022, from 5:00 p.m. until 7:00 p.m., to encourage citizens to pray and vote in the runoff election. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Hollingsworth made a motion to approve a special event request from Garlan Gudger for an annual customer appreciation party in the alley behind Southern Accents Architectural Antiques on July 9, 2022, from 6:00 p.m. until 10:00 p.m. 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 Hollingsworth made a motion to adopt the following resolution:

RESOLUTION NO. 2022 - 72

APPOINTING THE FOLLOWING OFFICERS AND COMMITTEE MEMBERS OF THE COUNCIL

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

SECTION 1. The following officials shall serve for a period of two years and shall continue to serve until their successors are elected and qualified: President of the City Council: Jenny Folsom and President Pro-Tem: Johnny Cook.

SECTION 2. The following committee members shall serve coextensively with the appointment of this Council or until their successors are elected and qualified:

General Government: Finance, Administration, Risk Management, Maintenance, Economic Development, Human Resources, and Building

Chairman: Jenny Folsom

Vice Chairman: David Moss

Members: Johnny Cook, Clint Hollingsworth, and Brad Smith

Public Works: Garage, Street, Traffic, Sanitation, Engineering and Right of Way

Chairman: Johnny Cook

Vice Chairman: Clint Hollingsworth

Members: Jenny Folsom, David Moss, and Brad Smith

Public Safety: Police, Fire, Dispatch, and EMA

Chairman: Brad Smith

Vice Chairman: Johnny Cook

Members: Jenny Folsom, David Moss, and Clint Hollingsworth

Tourism: Park and Recreation, Airport, Museum, and Chamber of Commerce

Chairman: Clint Hollingsworth

Vice Chairman: Brad Smith

Members: Johnny Cook, Jenny Folsom, and David Moss

Utilities: Water, Sewer, Wastewater Treatment Plant, and Utilities Board

Chairman: David Moss

Vice Chairman: Jenny Folsom

Members: Johnny Cook, Clint Hollingsworth, and Brad Smith

SECTION 3. This Resolution shall be effective immediately upon its passage and approval.

ADOPTED BY THE CITY COUNCIL this the 6th day of June, 2022.

ATTEST:

/s/ Wesley Moore, City Clerk

/s/ Jenny Folsom, President of the City Council

APPROVED BY THE MAYOR of the City of Cullman on the 6th day of June, 2022.

/s/Mayor Woody Jacobs

Council Member Moss 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, subject to the approval of the city attorney:

RESOLUTION NO. 2022 – 73
TO ENTER INTO A LEASE AGREEMENT WITH CSX TRANSPORTATION, INC.

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into a lease agreement with CSX Transportation, Inc. for various locations within the City of Cullman, Alabama;

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 lease agreement with CSX Transportation, Inc. for various locations within the City of Cullman, Alabama.

ADOPTED BY THE CITY COUNCIL this the 6th day of June, 2022.

ATTEST:

/s/ Wesley Moore, City Clerk

/s/ Jenny Folsom, President of the City Council

APPROVED BY THE MAYOR of the City of Cullman on the 6th day of June, 2022.

/s/Mayor Woody Jacobs

Council Member Moss 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. 2022-74
TO AUTHORIZE THE ONE-TIME BONUS FOR THE CITY OF CULLMAN’S RETIREES

WHEREAS, Act 2022-229 authorizes the City of Cullman to participate with the Employees’ Retirement System of Alabama to fund a one-time bonus for our retirees;

WHEREAS, the financial obligation of the City of Cullman to grant this one-time bonus to our retirees is estimated not to exceed \$101,106.00;

NOW THEREFORE BE IT RESOLVED by the City Council that the City of Cullman will participate with the Employees’ Retirement System of Alabama to fund a one-time bonus for our retirees.

ADOPTED BY THE CITY COUNCIL this the 6th day of June, 2022.

ATTEST:

/s/ Wesley Moore, City Clerk

/s/ Jenny Folsom, President of the City Council

APPROVED BY THE MAYOR of the City of Cullman on the 6th day of June, 2022.

/s/Mayor Woody Jacobs

Council President Pro Tem Cook 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. 2022-18 to reaffirm existing property taxes in the City of Cullman. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2022-18 to reaffirm existing property taxes in the City of Cullman. Council Member Moss 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 President Pro Tem Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye. Council President Pro Tem Johnny Cook made a motion to adopt Ordinance No. 2022-18.

ORDINANCE NO. 2022-18
TO REAFFIRM THE AD VALOREM TAXES IN THE CITY OF CULLMAN, ALABAMA

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

Municipal ad valorem taxes for the tax year beginning October 1st, 2022 are hereby reaffirmed 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 reaffirmed 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 6th day of June, 2022.

ATTEST:

/s/ Wesley Moore, City Clerk

/s/ Jenny Folsom, President of the City Council

APPROVED BY THE MAYOR of the City of Cullman on the 6th day of June, 2022.

/s/Mayor Woody Jacobs

Council Member Hollingsworth 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 Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye.

Council President Jenny Folsom held the first reading of Ordinance No. 2022-19 to annex John and Rebecca Rodriguez of 390 County Road 1320 into the City of Cullman. Council President Pro Tem Cook made a motion to suspend the rules to consider Ordinance No. 2022-19 to annex John and Rebecca Rodriguez on 390 County Road 1320 into the City of Cullman. Council Member Hollingsworth 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 President Pro Tem Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye. Council Member Moss made a motion to adopt Ordinance No. 2022-19.

ORDINANCE NO. 2022-19

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, John D. Rodriguez and Rebecca Brock Rodriguez, 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 petitioners, be annexed into the City of Cullman:

PPIN: 83076. Parcel No.: 09-08-34-0-001-009.020. Property Address: 390 County Road 1320.

Legal Description: A TRACT OR PARCEL OF LAND CONTAINING 1.94 ACRES OF LAND, MORE OR LESS AND BEING A PART OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 3 WEST, CULLMAN COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A FOUND ½ INCH PIPE ACCEPTED AS THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 34 AND RUN SOUTH 80 DEGREES 30 MINUTES 00 SECONDS WEST AND RUN ALONG THE ACCEPTED NORTH LINE, A DISTANCE OF 1839.19 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 89 DEGREES 30 MINUTES 00 SECONDS WEST, A DISTANCE OF 376.78 FEET TO A FOUND ½ INCH BAR; THENCE RUN SOUTH 00 DEGREES 27 MINUTES 00 SECONDS EAST, A DISTANCE OF 224.00 FEET TO A SET REBAR; THENCE RUN NORTH 89 DEGREES 30 MINUTES 00 SECONDS EAST AND RUN ALONG THE NORTH RIGHT-OF-WAY LINE OF CULLMAN COUNTY ROAD NO. 1329, A DISTANCE OF 376.78 FEET TO A FOUND CAPPED REBAR; THENCE RUN NORTH 00 DEGREES 27 MINUTES 00 SECONDS WEST, AN DISTANCE OF 224.00 FEET TO THE POINT OF BEGINNING, SUBJECT TO ANY RIGHTS-OF-WAY AND/OR EASEMENTS OF RECORD.

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 6th day of June, 2022.

ATTEST:

/s/ Wesley Moore, City Clerk

/s/ Jenny Folsom, President of the City Council

APPROVED BY THE MAYOR of the City of Cullman on the 6th day of June, 2022.

/s/Mayor Woody Jacobs

Council Member Hollingsworth 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 Johnny Cook: Aye. Council President Folsom: Aye. Council Member Moss: Aye. Council Member Smith: Aye. Council Member Hollingsworth: Aye.

BOARD APPOINTMENTS

Council Member Moss made a motion to appoint Brad Smith to the Cullman Jefferson Gas Board. Council Member Hollingsworth seconded the motion, and the motion was approved by a voice vote. Ayes: All. Nays: None. Abstained: Council Member Smith.

Council President Folsom asked for a motion to adjourn. Council President Pro Tem Cook made the motion to adjourn. Council Member Hollingsworth seconded the motion, and the meeting was adjourned at 7:20 p.m. by a voice vote. Ayes: All. Nays: None.