

## CULLMAN CITY COUNCIL MEETING ON FEBRUARY 13<sup>TH</sup>, 2017 IN THE LUCILLE N. GALIN AUDITORIUM

Council President Garlan Gudger called the Cullman City Council Meeting to order at 7:02 o'clock p.m. on Monday, February 13<sup>th</sup>, 2017. Police Chief Kenny Culpepper presented the invocation.

A roll call by Mr. Wesley Moore reflected the following: Present - Mayor Woody Jacobs, Council Member Andy Page, Council Member Johnny Cook, Council Member Clint Hollingsworth, Council President Pro Tem Jenny Folsom, and Council President Garlan Gudger. Absent: None. Also present were City Attorney Roy Williams and City Clerk Wesley Moore.

Council President Garlan Gudger asked the Council to consider the minutes from January 23<sup>rd</sup>, 2017. Council Member Cook made a motion to suspend the rules to consider the minutes. Council Member Folsom 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 Member Cook: Aye. Council President Gudger: Aye. Council President Pro-Tem Folsom: Aye. Council Member Hollingsworth: Aye. Council Member Cook made a motion to approve the minutes from January 23<sup>rd</sup>, 2017 as written. Council Member Page 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 Member Cook: Aye. Council President Gudger: Aye. Council President Pro-Tem Folsom: Aye. Council Member Hollingsworth: Aye.

**ADDITIONS/DELETIONS TO AGENDA** - None.

### REPORTS OF STANDING COMMITTEES

1. Public Safety Committee - Chairman Andy Page - No report.
2. Utilities Committee - Chairman Garlan Gudger - No report.
3. Public Works Committee - Chairman Johnny Cook - No report.
4. Tourism Committee - Chairman Clint Hollingsworth - No report.
5. General Government Committee - Chairwoman Jenny Folsom presented the first Quarter Financial Report of 2017. She stated that general fund revenues have increased and general fund expenses have decreased. She also mentioned that unemployment rate for December was 4.9% which is the lowest in the state.

**REPORT FROM THE MAYOR** – None.

**COMMENTS FROM ANYONE NOT ON THE AGENDA** – None.

**PUBLIC HEARINGS** – None.

### PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS & COMMUNICATIONS

Council Member Page made a motion to approve the request from Police Chief Kenny Culpepper to competitively bid a SUV for the Cullman Police Department in the estimated amount of \$30,184. Council Member Cook seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Folsom made a motion to approve the request from Ben Petty of Scout Marketing for a special event permit to hold a video shoot in Downtown to raise awareness of narcolepsy on Saturday, March 18<sup>th</sup>, 2017 from 11:00 a.m. until 9:00 p.m. Council Member Cook seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

Council Member Page made a motion to approve the request from Stephen Gannon of 412 Public House, LLC located at 412 Second Avenue SE for a restaurant alcohol license which received a favorable recommendation from the City of Cullman Alcohol Review Committee. Council Member Hollingsworth seconded the motion to approve the request, and the motion was approved by a voice vote. Ayes: All. Nays: None.

### RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

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

#### **RESOLUTION NO. 2017 – 48 TO AWARD THE BID FOR A BUCKET TRUCK**

WHEREAS, bids were opened on February 7, 2017 at 2:00 p.m. for a bucket truck,

WHEREAS, the following bids were opened:

Altec Industries, Inc.	Birmingham, AL	\$ 57,900
<b>Cullman Leasing, LLC</b>	<b>Cullman, AL</b>	<b>\$ 37,000</b>
Parfleet Truck Equipment, Inc.	Birmingham, AL	No Bid
Terex Utilities South, Inc.	Birmingham, AL	No Bid
Worktrux, Inc.	Birmingham, AL	No Bid

BE IT RESOLVED by the Cullman City Council that the bid for a bucket truck is hereby awarded to Cullman Leasing, LLC, the lowest responsible bidder, in the amount of \$37,000.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.

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

**RESOLUTION NO. 2017 – 49**  
**TO AUTHORIZE CHANGE ORDERS NO. 1 AND NO. 2 FOR EIDSON & ASSOCIATES, INC.**

WHEREAS, the Cullman City Council awarded the bid for the construction of the Fire Station No. 3 to Eidson & Associates, Inc. in the amount of \$5,239,900;

WHEREAS, the Goodwyn, Mills & Cawood has recommended that Change Orders No. 1 and No. 2 be approved which will reduce the total cost of the project by \$412,179.11;

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is authorized to execute Change Orders No. 1 and No. 2 which will decrease the total cost of the contract with Eidson & Associates, Inc. to \$4,827,720.89.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Hollingsworth seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.

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

**RESOLUTION NO. 2017 – 50**  
**TO AUTHORIZE CHANGE ORDERS NO. 1, NO. 2, AND NO. 3 FOR BUILDING CONSTRUCTION ASSOCIATES, INC.**

WHEREAS, the Cullman City Council awarded the bid for the construction of the Street Facility to Building Construction Associates, Inc. in the amount of \$2,369,500;

WHEREAS, the Lathan Associates Architects, PC has recommended that Change Orders No. 1, No. 2, and No. 3 be approved which will increase the total cost of the project by \$92,700 to add the construction of an additional building;

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is authorized to execute Change Orders No. 1, No. 2, and No. 3 which will increase the total cost of the contract with Building Construction Associates, Inc. to \$2,462,200.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Hollingsworth seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.

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

**RESOLUTION NO. 2017 – 51**  
**TO PURCHASE PROPERTY FOR PUBLIC PURPOSES**

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to authorize the Mayor to purchase of the property adjacent to Heritage Park and the Cullman Wellness & Aquatics Center;

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is hereby authorized to purchase of the property adjacent to Heritage Park and the Cullman Wellness & Aquatics Center for future city projects.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Hollingsworth seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None. Council President Gudger asked Council Member Hollingsworth to review the contract.

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

**RESOLUTION NO. 2017 – 52**  
**TO ENTER INTO CONTRACT WITH RENTA URBAN LAND DESIGN, LLC**

WHEREAS, the Cullman City Council has determined that it would serve a public purpose to enter into a master planning agreement with Renta Urban Land Design, LLC;

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 master planning agreement with Renta Urban Land Design, LLC.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Hollingsworth seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None. Council President Gudger asked Council Member Hollingsworth to review the contract.

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

**RESOLUTION NO. 2017 – 53**  
**TO AWARD THE BID FOR A 15-PASSENGER VEHICLE**

WHEREAS, bids were opened on February 13<sup>th</sup>, 2017 at 2:00 p.m. for a 15-passenger vehicle,

WHEREAS, the following bids were opened:

Bill Smith Buck GMC, Inc.	Cullman, AL	No Bid
Cullman Chrysler Dodge Jeep, Inc.	Cullman, AL	No Bid
<b>Eckenrod Ford Lincoln of Cullman, Inc.</b>	<b>Cullman, AL</b>	<b>\$ 33,069</b>
Mitch Smith Chevrolet, Inc.	Cullman, AL	Did Not Meet Specifications

BE IT RESOLVED by the Cullman City Council that the bid for a 15-passenger vehicle is hereby awarded to Eckenrod Ford Lincoln of Cullman, Inc., the lowest responsible bidder, in the budgeted amount of \$33,069.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None.  
Council Member Page made a motion to adopt the following resolution:

**RESOLUTION NO. 2017 – 50**

**TO AUTHORIZE CHANGE ORDERS NO. 1, NO. 2, AND NO. 3 FOR BUILDING CONSTRUCTION ASSOCIATES, INC.**

WHEREAS, the Cullman City Council awarded the bid for the construction of the Street Facility to Building Construction Associates, Inc. in the amount of \$2,369,500;

WHEREAS, the Lathan Associates Architects, PC has recommended that Change Orders No. 1, No. 2, and No. 3 be approved which will increase the total cost of the project by \$92,700 but will add the construction of an additional building;

THEREFORE, BE IT RESOLVED by the Cullman City Council that the Mayor is authorized to execute Change Orders No. 1, No. 2, and No. 3 which will increase the total cost of the contract with Building Construction Associates, Inc. to \$2,462,200.

ADOPTED BY THE CITY COUNCIL, this the 13<sup>th</sup> day of February, 2017.

/s/ Garlan E. Gudger, Jr. - President of the City Council

ATTEST:

/s/ Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 13<sup>th</sup> day of February, 2017.

/s/ Woody Jacobs - Mayor

Council Member Folsom seconded the motion, and the resolution was approved by a voice vote. Ayes: All. Nays: None. Council Member Cook abstained.

Council President Gudger asked for the City Council and Mayor to consider Board Appointments: None.

Council President Gudger asked for a motion to adjourn. Council Member Cook made a motion to adjourn. Council Member Hollingsworth seconded the motion, and the meeting was adjourned at 7:13 p.m. by a voice vote. Ayes: All. Nays: None.