

CULLMAN CITY COUNCIL
REGULAR MEETING
November 22nd, 2010

The Mayor and Council met in the Council Chamber at 6:30 pm to review the agenda. The plans for new city garage building were discussed because the bids came back over budget. Mr. Jock Leonard suggested cutting some jobs the city employees may be able to perform. The bid specifications will be revised and sent out again for hopefully a more affordable quote.

The new fire codes were discussed and will be considered for adoption at a later date.

Mr. Wesley Moore, Accountant and Attorney Roy Williams were present to answer any questions. Trent Moore, Cullman Times Reporter and Delton Blalock, Cullman Tribune Reporter, were also present.

The Cullman City Council met in regular session on November 22nd, 2010 at 7:00 o'clock p.m. in the Lucille N. Galin Auditorium. Council President Garlan Gudger called the meeting to order and Mr. David Andrews presented the invocation.

A roll call by the City Clerk reflected the following. Present - Mayor Max A. Townson, President Garlan E. Gudger, Jr, Council Member Andy Page, Council Member Johnny Cook, Council Member Jenny Folsom and Council Member Clint Hollingsworth. Absent - None. Also present were City Attorney Roy Williams and City Clerk Ruth W. Rose .

Council Member Cook made a motion to suspend the rules in order to consider the minutes from the meeting on November 8th, 2010 and take immediate action. Council Member Folsom seconded the motion and the motion carried on a roll call vote. Council Member Page: Aye, Council Member Cook: Aye. Council President Gudger: Aye. Council Member Folsom: Aye. Council Member Hollingsworth: Aye. Nays: None.

Council Member Cook then moved to approve the minutes as written on November 8th, 2010 and Council Member Page seconded the motion. Motion was approved by a voice vote. Ayes: All Nays: None.

ADDITIONS/DELETIONS TO AGENDA

None

REPORTS OF STANDING COMMITTEES

Council Member Andy Page - Police Committee - No Report.

Council President Garlan Gudger - Fire Committee - No Report.

Council Member Johnny Cook - Sanitation Committee

The City of Cullman Sanitation Department will be sponsoring recycling bins or dumpsters in the near future. There will be training sessions for the schools and the bins will be placed near the schools. Council Member Cook stressed the importance for a cleaner and greener city. The Sanitation Department can be reached at (256) 737-7560 for more information. Mr. Larry Jones is the Sanitation Superintendent and he and his staff will be happy to assist anyone to promote this program.

Council Member Clint Hollingsworth - Street Committee - No Report.

Council Member Jenny Folsom - Finance Committee - No Report but wanted to make a special recognition of Garlan E. Gudger, III. Tripp is the son of President Gudger and was presented a City of Cullman pin by the Mayor tonight. He is a special ambassador for the City of Cullman and may be the youngest with this title. Also, Mrs. Dot Gudger, Garlan's Mother was present for the meeting tonight.

REPORTS OF OFFICERS

No Report.

COMMENTS FROM ANYONE NOT ON THE AGENDA

Mr. Mac Buttram, who was recently elected Representative for District 12, was present and gave a brief report. He is very excited to represent the City of Cullman and is very supportive for any projects he may assist the City of Cullman with. He is proud to live in the City of Cullman and will represent all people to the best of his ability. President Gudger congratulated him on his election and thanked him for being here and offering his help to the City of Cullman.

PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS & COMMUNICATIONS

Ms. Flavia Sanchez, represents the Hispanic Community, lives in Cullman County. She is requesting permission for a procession to be held on December 11, 2010 at 7:15 pm. The procession will begin at St. Bernard and proceed to Sacred Heart Church. This has been an annual event since 2001 and both Chief Culpepper and Chief Reinhardt stated the procession had gone smoothly in the past. President Gudger thanked Ms. Sanchez for attending tonight and Council Member Folsom made a motion to approve the request. Council Member Cook seconded the motion and the request was approved by a voice vote. Ayes: All. Nays: None.

Mr. Larry Jones, Sanitation Superintendent, made a request to purchase a desktop computer system in the amount of \$1,250.00. It was approved in the budget for this fiscal year. Council Member Cook made a motion to approve the request and Council Member Hollingsworth seconded the motion. The motion was approved by a voice vote. Ayes: All. Nays: None.

President Gudger read a request from Cullman Savings Bank to re-zone property located at 1348 Third Street SE to B-1 Classification. Mr. Roy Williams, City Attorney, suggested sending the request to the Planning Commission for review and recommendation. The Council Members agreed to review after the Planning Commission make a recommendation.

RESOLUTIONS, ORDINANCES, ORDERS AND OTHER BUSINESS

President Gudger explained the next item to be considered is a rejection of all bids received for uniform rental services. There was a mix-up of the date the three year contract expired and this should be bid again in August 2011. Council Member Cook made a motion to approve the following resolution:

RESOLUTION NO. 2011 - 27
Uniform Rental Service
Reject Bid

WHEREAS, bids were opened on November 18th, 2010 at 2:00 pm for Uniform Rental Service for the City of Cullman; and

WHEREAS, the following bids were opened::

	Uniforms	Miscellaneous	Total
Aramark	\$0.87	\$9.51	\$10.38
Cintas	\$0.93	\$15.06	\$15.99

WHEREAS, the City of Cullman has certified the bids and has recommended that, based on the bidder's qualifications and the amount of the bid, the City reject all bids on the basis that Unifirst is still under contract.

BE IT RESOLVED by the City Council of the City of Cullman that all bids for Uniform Rental Service be rejected..

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson
Mayor

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

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

RESOLUTION NO. 2011 - 28
Five (5) Four-Yard Recycle Containers
Bid Award

WHEREAS, bids were opened on November 18th, 2010 at 2:00 pm for five (5) four-yard recycle containers for the City of Cullman Sanitation Department,

WHEREAS, the following bids were opened:

Bakers Waste Equipment	Valdese, NC	9,229.00
Lewis Steel Works Inc	Wrens, GA	no bid
Waste & Equipment LLC	Tampa, FL	no bid

WHEREAS, the recommendation from Larry Jones, Superintendent for the City of Cullman Sanitation Department, is to award the bid to Bakers Waste Equipment, the lowest bidder.

BE IT RESOLVED by the City Council of the City of Cullman that the bid for five (5) four-yard recycle containers be awarded to Bakers Waste Equipment at this time.

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson
Mayor

Council Member Page seconded the motion and Council Member Cook explained these bins would be placed at the schools for recycling projects. The resolution was passed by a voice vote. Ayes: All. Nays: None.

President Gudger stated the next item is to replenish stock for repair materials for the water department. Mr. Junior Heaton, Water and Sewer Superintendent, explained this is a routine bid for inventory to make

repairs to line breaks and general routine maintenance. Council Member Cook made a motion to adopt the following resolution:

RESOLUTION NO. 2011 - 29
Repair Materials for the Water Department
Bid Award

WHEREAS, bids were opened on November 18th, 2010 at 2:00 pm for repair materials for the City of Cullman Water Department,

WHEREAS, the following bids were opened:

H.D. Supply	Birmingham, AL	38,108.20
Vellano Brothers	Lincoln, AL	38,182.62 (<i>no bond</i>)
Summit Pipe & Supply	Northport, AL	39,236.03
G & C Water Works	Atwood, TN	40,251.23
Empire Pipe & Supply	Birmingham, AL	40,431.59
Consolidated Pipe & Supply	Birmingham, AL	44,966.49

WHEREAS, the recommendation from Johnny J. Heaton, Superintendent for the City of Cullman Water & Sewer Department, is to award the bid to H.D. Supply, the lowest bidder.

BE IT RESOLVED by the City Council of the City of Cullman that the bid for repair materials be awarded to H.D. Supply at this time.

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson
Mayor

Council Member Hollingsworth seconded the motion and the resolution was approved by a voice vote.

Ayes: All. Nays: None.

President Gudger explained the bids for trimming and removing trees were done on an as needed basis and Mr. Darrell Johns checks the status before trees are cut. Mayor Townson stated in some locations where

the trees were removed because of decay new trees were being planted for future generations to enjoy. Council Member Page made a motion to adopt the following resolution:

RESOLUTION NO. 2011 - 30
Tree Services at various locations
Bid Award

WHEREAS, bids were opened on November 18th, 2010 at 2:00 pm for Tree Services located at various locations for the City of Cullman Arborist Department, and the locations were as follows: 3 trees at the intersection of Hoepner Lane and Clark Street NE, 1 tree across from 100 Interbitzen Street SW, and 1 tree at 700 7th Street SE,

WHEREAS, the following bids were opened:

Burks Tree Service	Hanceville	1,150.00
Michael's Tree Service	Addison	1,200.00
Discount Tree Service	Crane Hill	1,400.00
Marshall's Tree Service	Cullman	1,490.00
Reeves and Son LLC	Vinemont	1,725.00
Clemmon's Tree Service	Cullman	1,900.00

WHEREAS, the recommendation from Darrell Johns, Arborist for the City of Cullman is to award the bid to Burks Tree Service, the lowest bidder.

BE IT RESOLVED by the City Council of the City of Cullman that the bid for tree service be awarded to Burks Tree Service of Hanceville, AL at this time.

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson
Mayor

Council Member Folsom 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. 2011 - 31
Tree Services at various locations
Bid Award

WHEREAS, bids were opened on November 18th, 2010 at 2:00 pm for Tree Services located at various locations for the City of Cullman Arborist Department, and the locations were as follows: 1 tree at the intersection of 303 3rd Avenue and 1st Street W, 2 trees at 4th Avenue NE between Arnold Street and Elizabeth Street, 1 tree at 4th Avenue NE across from Cullman Medical Plaza, and 1 tree at intersection of Highway 278 and 5th Avenue SW across from Domino's Pizza,

WHEREAS, the following bids were opened:

Discount Tree Service	Crane Hill	1,625.00
Burks Tree Service	Hanceville	2,250.00
Michael's Tree Service	Addison	2,300.00
Reeves and Son LLC	Vinemont	2,325.00
Clemmon's Tree Service	Cullman	2,650.00
Marshall's Tree Service	Cullman	2,695.00

WHEREAS, the recommendation from Darrell Johns, Arborist for the City of Cullman is to award the bid to Discount Tree Service, the lowest bidder.

BE IT RESOLVED by the City Council of the City of Cullman that the bid for tree service be awarded to Discount Tree Service of Crane Hill, AL at this time.

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson
Mayor

Council Member Hollingsworth seconded the motion and the bid was awarded by a voice vote. Ayes: All.
Nays: None.

President Gudger asked Mr. Roy Williams to explain the reason for rejecting the bids for the new city garage. Mr. Williams stated the bids came in more than \$250,000 over the budgeted amount. The architect, Mr. Jock Leonard, will try to re-design a more cost effective building. There will be some areas that city employees may complete designated work. Council Member Cook made a motion to adopt the following resolution which will *reject all bids*:

RESOLUTION NO. 2011 - 32
Construction of New Cullman City Garage
Reject Bid

WHEREAS, bids were opened on November 19th, 2010 at 2:00 pm for the construction of the New Cullman City Garage,

WHEREAS, the following bids were opened:

Civicon LLC	Cullman, AL	810,500.00
Eidson & Associates Inc	Cullman, AL	779,900.00
Joiner Construction	Vinemont, AL	872,000.00
McKinney-Trammell Construction	Centre, AL	853,000.00
Reidco General Contracting	Vinemont, AL	705,540.00
Monumental Contracting Services	Birmingham, AL	1,039,000.00
Nearen Construction	Cullman, AL	972,970.00
Lee Builders	Huntsville, AL	787,684.00
E Enterprises LLC	Birmingham, AL	693,300.00

WHEREAS, the recommendation from Mr. Jock Leonard of Leonard Design, the project architect, is to reject all bids to allow for building adjustments because the project is over budget.

BE IT RESOLVED by the City Council of the City of Cullman that all bids for the construction of the New Cullman City Garage be rejected.

ADOPTED this the 22nd day of November, 2010.

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

Attest:

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 22nd day of November, 2010.

/s/ Max A. Townson

Mayor

Council Member Page seconded the motion and the bids were rejected by a voice vote. Ayes: All. Nays: None.

President Gudger explained the next request was to allow Mr. Jock Leonard of Leonard Design, to rebid the city garage building. Mr. Leonard will redesign the flooring and other areas that added to the cost. President Gudger requested the new bids specify that any change orders will added by a cost plus ratio. Council Member Cook made a motion to allow the request to rebid the city garage. Council Member Folsom seconded the motion and the request was approved by a voice vote. Ayes: All. Nays: None.

Council Member Page made a motion to adjourn and Council Member Hollingsworth seconded the motion and the meeting was adjourned at 7:18 p.m.

