

**CULLMAN CITY COUNCIL
SPECIAL MEETING
May 11th, 2011
1:00 P.M.**

President Gudger called the Cullman City Council Meeting to order at 1:00 P.M. Mr. Steve Sides, Housing Authority Director, 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 Jenny Folsom and Council Member Hollingsworth. Absent - Council Member Cook. Also present were City Attorney Roy Williams, City Clerk Ruth W. Rose and Wes Moore.

ADDITIONS/DELETIONS TO AGENDA

None

REPORTS OF STANDING COMMITTEES

COMMENTS FROM ANYONE NOT ON THE AGENDA

President Gudger asked Bill, representative of K & K Construction & Disaster Services, Paragould, AR to come to the podium. He thought the clean-up services were being bid today. He wanted to bid the project and hire local contractors to come in and complete the work. President Gudger stated that the "Clean Sweep Program" authorizes the Corps of Engineers to come on their private property and help the property owner with these huge expenses. The program will end on June 12, 2011 and at that time the City of Cullman can review the needs and allow bids to be taken if needed. Mr. Roy Williams, City Attorney, spoke with the Homeland Security Attorney, who stated if the City of Cullman did not allow Phillips and Jordan to complete the clean-up, only technical support would be provided. FEMA and the Corps of Engineers have a contract with Phillips and Jordan and this is the most feasible program for all concerned. The 30 day program would loose valuable dollars if the "Clean-Sweep Program" is not utilized and the bid process would delay the time frame. President Gudger also explained the cash flow problem of the City of Cullman having to pay the contractors for a 80 to 100 million dollar project. Ten percent of this project would be 8 to 10 million dollars. The contractors will be paid in full by FEMA using the contract that has been set up with the Army Corps of Engineers. The Mayor and Council Members assured the local contractors of the need in the future for rebuilding and clearing after the FEMA contract has ended. Mr. Art Faulkner, State of Alabama EMA Director, has made a request for an extention of the June 12, 2011 deadline.

Mr. Danny Hogland, 357 County Road 234, Misty Hollow, is a local contractor who is very interested in applying for work in the City of Cullman. President Gudger thanked him for his attendance and said he would be considered after the deadline with FEMA ends and the 100% funding is completed.

REPORTS OF OFFICERS

Mayor Townson asked for a 10 minute intermission. President Gudger authorized the 10 minute break.

PETITIONS, APPLICATIONS, COMPLAINTS, APPEALS & COMMUNICATIONS

Council Member Folsom made a motion to approve the request from Fire Chief Reinhardt to purchase 12 XL Mattress Sets from Bedzzz Express in the amount of \$1,440.00. 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 the request from Mr. Rick Henry, Street Department Superintendent, to repair a bucket ruck in the amount of \$5,500. The truck was picked up from the ADECA Surplus Store in Montgomery. Mr. Shane Bailey, ADECA Representative sent a notification the truck title would be transferred to the City of Cullman due to the extensive damages and cost to repair.

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

Council President Gudger asked Mrs. Shelba Burgess to come to the podium to explain the details of the request that was tabled at the last city council meeting. Mrs. Burgess had requested a noise permit for Saturday, May 21st, 2011 for a musical benefit to be held at the fairgrounds. President Gudger stated the police officers and sheriff's deputies will be obligated to the Wings Over Cullman Air show scheduled for the same date. Mrs. Burgess said she had contacted Mr. Ricky Dale, Alabama State Troopers, who could help with the traffic problem. Volunteer Fire Departments are also working on this benefit and will help direct traffic. The Lion's Club Members have volunteered to help with parking. Police Chief Culpepper and Fire Chief Reinhardt were both present. Hanceville and Garden City have police officers who are volunteering to monitor the event. Chief Culpepper said he would assign two officers to the event and Chief Reinhardt said he would provide one employee for medical emergencies. Mayor Townson asked if the beginning time could be changed to accommodate the people who may want to attend the air show and the musical benefit. Mrs. Burgess said she could begin at 2:00 P.M. rather than 12:00 Noon and ending at 10:00 P.M. Mrs. Burgess said the donated funds will be administered by five of the larger churches for immediate needs. Mayor Townson said he would announce the music event at the air show and hoped both events to be successful for the tornado relief efforts. Council Member Hollingsworth made a motion to approve the request pending the hours being revised from 2:00 P.M. until 10:00 P.M. and the Alabama State Troopers providing the traffic control in the area. Council Member Folsom seconded the motion and the request 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 2011-97 AUTHORIZING THE PAYMENT TO EXEMPT EMPLOYEES

WHEREAS, the Cullman City Council authorizes the payment of \$1,000 each to Department Heads and Overtime Exempt Employees; and

WHEREAS, the Cullman Council Members are aware of the extra hours and tireless efforts made by all employees following the disaster on April 27th, 2011 of the EF-4 tornado; and

WHEREAS, the City Council deems it appropriate to make this payment in appreciation to the dedication and extra efforts made by all employees including the exempt employees; and

THEREFORE, BE IT RESOLVED by the City Council that the Mayor is hereby authorized to issue the payment to these exempt employees on behalf of the City of Cullman.

ADOPTED this the 11th day of May, 2011.

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

ATTEST

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 11th day of May, 2011.

/s/ Max A. Townson
Mayor

Mayor Townson wanted to thank the exempt employees for the dedication and hard work during the disaster. The exempt employees are not eligible for overtime and deserve to be compensated for the long extra hours. The classified employees will be paid overtime for the extra hours worked. Council Member Folsom wanted to thank the employees for a job well done.

Council Member Page 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 2011-98
AUTHORIZING THE MAYOR TO SIGN LETTER TO PROCEED WITH THE
STATE OF ALABAMA, FEMA AND U.S. ARMY CORPS OF ENGINEERS
FOR DISASTER ASSISTANCE WITH THE TORNADO ON APRIL 27TH, 2011**

WHEREAS, the Cullman City Council authorizes the Mayor to sign a letter to proceed with the State of Alabama Emergency Management Agency to allow their Contractor, U.S. Army Corps of Engineers and subcontractors to enter in and onto public property and rights of way located within the City of Cullman; and

WHEREAS, the Cullman Council Members are aware of the terms and conditions in the contract for the purpose of depositing and hauling storm generated vegetative debris from the public property; and

WHEREAS, the City Council deems it appropriate to have the authority to terminate the contract at a time and date the services are no longer needed and/or the State of Alabama and Federal funding of 100% no longer applies.

THEREFORE, BE IT RESOLVED by the City Council that the Mayor is hereby authorized to execute the grant agreement now before this Council on behalf of the City of Cullman.

ADOPTED this the 11th day of May, 2011.

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

ATTEST

/s/ Ruth W. Rose
City Clerk

APPROVED by the Mayor this the 11th day of May, 2011.

/s/ Max A. Townson
Mayor

Council Member Page seconded the motion. President Gudger opened the discussion with the statement that all contractors and sub-contractors working with FEMA and the Corps of Engineers will be required to purchase a City of Cullman business license. When the program ends the Cullman City Council will have the option to bid or contract with local contractors. The City of Cullman will be responsible for 10% to 15% of the clean-up costs. The teams will begin this week with the first sweep. Mayor Townson explained the "Clean Sweep Program" allows for clean-up on private property. This program will help the citizens of Cullman. Council Member Hollingsworth stated this is a win-win situation for the City of Cullman and it's citizens. Mr. Roy Williams, City Attorney, stated the program may be extended past the June 12, 2011 deadline. President Gudger now asked for a vote of the council. The resolution was adopted by a voice vote. Ayes: All. Nays: None.

Council Member Hollingsworth made a motion to adjourn at 1:50 P.M. Council Member Page seconded the motion and the meeting was adjourned by a voice vote. Ayes: All. Nays: None.