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3 DAYS PER WEEK

The Cullman Tribune

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BUSINESS

What's old is new: C-Street Café returning as Bulldogs Country Cook'n in Hanceville



W.C. MANN/THE CULLMAN TRIBUNE

On Friday, workers were making finishing touches like placing the new logo on the front door of Bulldogs Country Cook'n.

» PAGE 2

Father's Day is this Sunday, June 17

Look inside for The Tribune's special Father's Day section



JOAN B. BATES

My sweet daddy Marvin "Dock" Bryan. He was the most amazing daddy ever. He used to come in from work every day and stop at my little table and chairs and have a tea party with me. Every afternoon no matter what, he took a few minutes for me. Dads out there, you just don't know what five minutes a day does for a little girl. They stay with her when she's a grandmother. My daddy was sweet and kind, slow to answer questions, because he knew words were important. You can't take them back, so he chose them carefully. While he was in his last few days dying with pancreatic cancer, he never told us to send anyone away. He told every person what a blessing they had been to him. Not generically and it was specific and from his heart. He was the Godliest man I've ever met. He didn't miss a day while I was there taking care of him, telling me I was special. Always told me that. It's the little things that make huge memories. Happy Father's Day in Heaven sweet daddy. I love you forever.

Wallace State set to open community garden Saturday, June 23

W.C. Mann
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W.C. MANN/THE CULLMAN TRIBUNE

WSCC students and community residents will tend gardens in raised beds like these located at Welti School.

HANCEVILLE – At the Hanceville City Council meeting Thursday evening, Wallace State Community College (WSCC) Grant Specialist Kristi Barnett announced that the college's awaited community garden, introduced to the council last December, is finally set to open next Saturday, June 23, with a work day at the site on the WSCC campus.

The WSCC Community Garden will allow people to cultivate their own gardens with direct assistance from school and AmeriCorps VISTA staff, to put food that they raised from seeds on their own tables, and to gather for instruction and simple socializing in an attractive outdoor setting.

Almost 14 percent of Cullman County's population, including nearly 24 percent of its children, suffer from what program leaders term "food insecurity," going without meals, wondering where the next load of groceries will come from, and having to settle for cheaper non-nutritious foods due to financial insecurity.

One of the incidents that prompted the project was a conversation between a WSCC student and faculty member over concerns about the student's health. When the conversation came around to his diet, the student pointed out that he could buy a week's worth of ramen noodles and mac and cheese for the cost of a single bag of apples.

AmeriCorps VISTA staffer Hannah Kren, one of the project's coordinators, told The Tribune after the introduction in December, "The project started because we realized there is a problem with food security, not only with Wallace's students, but also with the larger community. So we wanted to have something that allowed people to supplement and make their budget go farther, and we thought a community garden would be a great addition.

"It not only acts as a way for people to have access to growing their own food, especially if they're renters or lack ability to do it at their own property. But it also provides another green space for the public to enjoy."

The garden will open with 16 raised beds in which families or individuals may rent plots for $10 per month, or two hours of community service per month.

"Nobody will be turned away," said Barnett. "If they want to garden, we're here for them."

The garden is a project of WSCC's Future Foundation. Barnett told The Tribune, "We are so excited about it . . . We're doing it all through fundraising. We've partnered with the city, we've partnered with the college. It's an exciting thing, and I can't wait to get it started."

Cullman Sheriff: Don't drink and drive, don't text and drive, slow down

Wendy Sack
wendy@cullmantribune.com

CULLMAN – Cullman County Sheriff Matt Gentry has a message for local drivers: don't drink and drive, don't text and drive, slow down.

According to a press release issued by the Cullman County Sheriff's Office on Friday, deputies will be out in force from now through August to help enforce DUI and traffic laws in Cullman County.

"With the school year coming to a close, Sheriff Matt Gentry has directed the use of the School Resource Deputies to help in DUI and traffic law enforcement," said the release.

The CCSO said it has received complaints from citizens from all around Cullman County about people driving under the influence, speeding, texting and driving, passing on double yellow lines and other dangerous activity. It said another reason for the enhanced patrols is the recent increase in the number of wrecks in the county.

School Resource Deputies will also be patrolling areas that have seen increases in the numbers of thefts and burglaries.

"The summer months are the busiest time of the year in Cullman County. Smith Lake, and that area of the county, the population will triple, which means a lot more vehicles on the road. The object here is not just to give out tickets, but our intent is to hopefully save lives," said Gentry. "It's better to be late somewhere than never get there at all."

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Arrest reports: June 13-14

Wendy Sack
wendy@cullmantribune.com

CULLMAN – Below are the arrests reported for June 13-14. All persons are innocent until proven guilty.

GJ = grand jury; **FTA** = failure to appear

WEDNESDAY, JUNE 13
CULLMAN COUNTY SHERIFF'S OFFICE

Allred, Dustyn Herndon, 23
• writ of arrest- child support

Carter, Kenneth Shane, 36
• third-degree domestic violence- third-degree criminal mischief

Ellis Daniel Alexander, 38
• third-degree domestic violence- harassment
• resisting arrest

Guillot, Norris Joseph III, 43
• third-degree assault

James, Keleil Nattwand, 22
• FTA- possession of drug paraphernalia
• FTA- second-degree unlawful possession of marijuana
• FTA- unlawful possession of a controlled substance

Jolley, Richard Lewis Jr., 46
• public intoxication

Jones, Hannah Azalea, 26
• second-degree bail jumping- third-degree burglary

Miller, Jeffery Wayne, 29
• third-degree assault

Millwood, Barion Mitchell Ray, 32
• third-degree assault

Monfort, Clayton Andrew, 19
• third-degree domestic violence

Noble, Cruz, 31
• third-degree burglary
• first-degree criminal mischief
• first-degree theft of property

Nunnelley, Jacky Lee, 43
• third-degree assault

Osteen, Brian Stephen, 28
• violation of domestic violence protection order

Sparks, Robert Eugene, 37
• negotiating a worthless negotiable instrument

Terry, James Nathan, 43
• probation violation- resisting arrest
• probation violation- unlawful possession of a controlled substance

Vaughn, Claude Leonard Jr. 56
• trafficking in cannabis

Williams, Daniel Glenn, 48
• judge's order- unlawful manufacture of a controlled substance

Wise, Phyllis Swann, 52
• illegal possession of alcohol

CULLMAN POLICE DEPARTMENT

Hipp, Jeremy S., 41
• third-degree domestic violence- harassing communications

Haynes, Joshua A., 27
• FTA- disorderly conduct
• FTA- failure to signal

Hill-Towns, Daryl L., 21
• third-degree forgery
• third-degree possession of a forged instrument

Walker, Jackie L. Jr., 22
• third-degree forgery
• third-degree possession of a forged instrument
• first-degree receiving stolen property

Moreno, Mawavea N., 25
• possession of drug paraphernalia

Smith, Brian N., 44
• unlawful distribution of a controlled substance (3 counts)

Armstrong, Jessica L., 37
• unlawful possession or receipt of a controlled substance
• illegal possession of a prescription drug
• possession of drug paraphernalia

Williams, Brett L., 29
• fugitive from justice

HANCEVILLE POLICE DEPARTMENT
No report provided.

THURSDAY, JUNE 14
CULLMAN COUNTY SHERIFF'S OFFICE

Burgett, Christopher Allen, 35
• probation violation- second-degree assault

Childers, Joseph Matthew, 34
• probation violation- obstruction- using a false ID

Davenport, Luther Lee, 31
• judge's order- writ of arrest- child support

George, William Brian, 36
• FTA- first-degree theft of property

Gilland, Ciara Danielle Hann, 25
• possession of drug paraphernalia
• unlawful possession of a controlled substance

Helton, Joyce Nadine, 58
• negotiating a worthless negotiable instrument (3 counts)

Hilburn, Hunter Lane, 21
• FTA- menacing

Johnson, Laura Leighann, 36
• FTA- liability insurance required
• third-degree domestic violence- harassment

Jones, Larry Wayne, 40
• third-degree domestic violence- harassment

Mathis, Nathaniel Vincent Cruz, 24
• fourth-degree theft of property

Roberson, Caleb Mark, 31
• probation violation- third-degree burglary

Stephens, David Lee, 40
• parole violation/ revocation- third-degree burglary

Wasp, Jacob Martin, 25
• possession of drug paraphernalia

Wells, Michael Keith, 32
• probation violation- first-degree unlawful possession of marijuana personal use
• probation violation- unlawful possession of a controlled substance

Wise, Phyllis Swann, 52
• illegal possession of alcohol

Yarbrough, Ryan Henry, 41
• GJ- failure to register upon relocation/ conviction- SORNA

CULLMAN POLICE DEPARTMENT

Wren, Mahalla N., 38
• unlawful distribution of a controlled substance

Haskins, Leslie C., 41
• unlawful possession or receipt of a controlled substance
• possession of drug paraphernalia

Douglas, Micah A., 23
• DUI- combined substance

HANCEVILLE POLICE DEPARTMENT
No report provided.

Find arrest reports online Monday-Friday at www.CullmanTribune.com.

Bulldogs (from Front)

W.C. Mann
craig@cullmantribune.com

HANCEVILLE – On June 19, Hanceville's former downtown eatery C-Street Cafe will re-open its doors as Bulldogs Country Cook'n. Welcome Back Hanceville co-owner Nolan Bradford, who is helping lead the city's downtown revitalization effort, has taken charge of the eatery, and will have it open for breakfast and lunch on Tuesday.

For former C-Street patrons, said Bradford, "It'll be the same but different! We're going to have some of the same menu items. Our old cook is coming back: Charlene Jones.

"So we'll have some of the same menu items, with some new stuff on the menu that we'll rotate on a larger scale than we did before.

"So it won't be every Tuesday you'll have the same thing; it'll be a variety of things.

"(There will be) lots of new items on the menu that weren't there before: onion rings, poppers, fried pickles, chicken biscuits, things like that, that everybody else has that we didn't have before--that C-Street didn't have before."

Bradford continued, "We've totally remodeled the dining room and the kitchen to have more space. We've got nine more people that we can seat outside, so far.

"If we go booths later on, which I hope to, we can probably get another five or six more out of that.

"I think right now we're at 42 seats as opposed to 34 before.

"It's just a meat-and-three, sandwiches, steak night every Friday night like it was before; Saturday night surprise, which will be anywhere from seafood, Mexican, Italian, fried chicken--just whatever suits our fancy to do at the time, sort of like a Saturday night meal."

Welcome Back Hanceville owns multiple downtown Hanceville properties housing businesses like Bulldogs Country Cook'n, Just Repurposed, Too Younique and Outbreak Games.

At a glance
Bulldogs Country Cook'n opening Tuesday, June 19, 7 a.m.
• 106 Commercial St. NE, Hanceville
• Regular hours Tuesday-Friday, 7 a.m. to 2 p.m.
• Friday and Saturday evenings 4-8 p.m.
• Friday evenings will be Steak Night, while Saturdays will feature a surprise menu.

Notice Of Self Storage Sale

Please take notice IN-N-OUT Self Storage, located at 106 13th Street, Cullman, Alabama 35055 intends to hold a sale to sell the property stored at the facility by the below occupants who are in default at an auction. The sale will occur or otherwise disposed as on online auction via www.storageauctions.com on June 26, 2018, at 1:00 p.m.

Unless stated otherwise the description of the contents are household goods and furnishings.

Brittani Hutchinson, **Unit #21** last known address: 1401 Logan Street, Southwest, Apartment D, Cullman, Alabama 35055.

Veronica Newberry, **Unit #530** last known address: 44 County Road 833, Cullman, Alabama 35057.

This sale may be withdrawn at any time without notice. Certain terms and conditions apply. See manager for details.

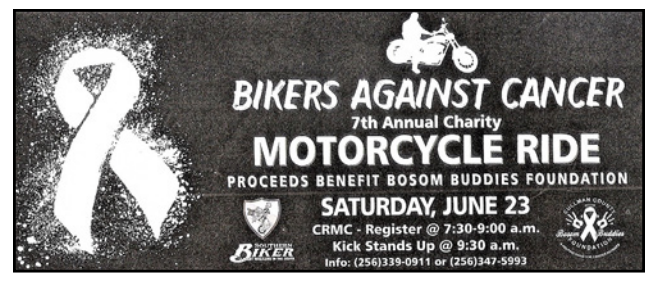
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IN THE PROBATE COURT OF CULLMAN COUNTY, ALABAMA

IN RE: THE MATTER OF)
)
DAKOTA MARIE HINES,) CASE NO.: PC-2018-174
An incapacitated person)

NOTICE OF HEARING
PETITION FOR LETTERS OF GUARDANSHIP

TO: TRACY HINES, BIOLOGICAL FATHER, MICHELLE COLLINS, BIOLOGICAL MOTHER AND ANY KNOWN OR UNKNOWN NEXT OF KIN OR INTERESTED PARTIES

Please take notice that a hearing for Petition for Letters of Guardianship for DAKOTA MARIE HINES, filed by Kristen Edge, Social Service Worker for the Department of Human Resources, Petitioner, has been **set** for **the** 16th **day of** August, **2018, at** 9:30 **a.m.** at the Cullman County Courthouse, Room 101, 500 2nd Avenue SW, Cullman, Alabama 35055, before TAMMY BROWN, Judge of Probate.

DONE this 30th day of May, 2018.

Tammy Brown
TAMMY BROWN, JUDGE OF PROBATE
CULLMAN COUNTY ALABAMA

Perry D. Knight
Attorney for the Petitioner
412 First Avenue SE Suite 101
Cullman, Alabama 35055

STATE OF ALABAMA * IN THE PROBATE COURT
*
CULLMAN COUNTY * CASE NO. PC 2018-206

IN RE: THE ESTATE OF FRANCES SHOEMAKER WREN, DECEASED.

NOTICE OF APPOINTMENT TO BE PUBLISHED BY PERSONAL REPRESENTATIVE

Letters Testamentary on the Estate of said deceased have been granted to Scott Calvin Wren on the 30th day of May, 2018, by the Hon. Tammy Brown, Judge of Probate of Cullman County. Notice is hereby given that all persons having claims against said estate are hereby required to present the same within the time allowed by law or the same will be barred.

Scott Calvin Wren
Personal Representative

To the publisher of *The Cullman Tribune:*

Please publish the above notice three successive weeks in said newspaper.

Tammy Brown
Tammy Brown, Judge of Probate

Steven C. Smith
Attorney for the Estate
Smith & Smith, LLP
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Tribune Files from Yesteryear

From The Files Of 1940

Lutheran Ladies Aid Meets At Church

On Tuesday afternoon, December 10th, the Lutheran Ladies Aid met at the Lutheran Church. A beautiful program was presented. Scripture was read by Mrs. Ernest Grund. The Life of Paul was studied.

A map was drawn by Mrs. Albert Burkart, showing the Journeys of Paul and she led the study. Mrs. Graf, Mrs. Albert Jochum and Mrs. J.N. McNutt, each gave further accounts of Paul's journeys, which were traced on the map.

Reverend E.A. McGriff, of Lake, Mississippi, visited friends here on Thursday.

Mrs. Charlton McNeise visited relatives in Birmingham, last week.

Mrs. Ed Ashwander and Mrs. Christine Boub, of Cullman, spent Tuesday in Birmingham.

J.H. Caudell and Lee Jackson spent Monday in Birmingham.

Mrs. Henry Howle and Mrs. J.A. Howle, of Hartselle, spent last Thursday with Mr. and Mrs. J.H. Caudell.

Mrs. Willie Hulsey spent the weekend in Cullman, with friends.

Mrs. Maggie Williams visited relatives in Birmingham, last week.

Mrs. Harold Ingram and children, of Birmingham, are visiting her mother, Mrs. Mattie Freeman.

Mr. G.L. Sides spent the weekend in Bessemer.

Mr. and Mrs. T.R. Copeland, of Bessemer, visited friends on Sunday.

Mesdames Van Gibbs and Albert Burkart spent Wednesday in Birmingham.

Mr. and Mrs. Robert Linton, of Vinemont, visited Mr. and Mrs. Jim Griffith, on Sunday.

From The Files Of 1957

Funeral services for Mrs. Edna E. Moore, 49, of Eva, were held on Saturday at Bethel Baptist Church.

The Reverend W.O. Hunt officiated. Burial was in Bethel Cemetery, with Moss Service directing.

She is survived by her husband, Cranford Moore; three sons, O.C. Moore, C.L. Moore and J.H. Moore; a daughter, Mrs. Clarence Holmes; six grandchildren; two brothers and two sisters.

Specialist Second Class, Luther G. Tucker, 26, whose parents, Mr. and Mrs. Luther H. Tucker, live on Route One, Cullman, will end the Christmas holidays in Hawaii with members of the 25th Infantry Division. Tucker, whose wife, Katherine, is with him in Hawaii, attended Cullman High School.

Guy Waldrop will preach at First Christian Church, on December 22nd, 29th and January 5th. He and Mrs. Waldrop (the former Nell Robinson) will work with the C.Y.F. and Chi Rho youth groups on those Sunday evenings.

Both are graduates of Cullman High and are now juniors at Transylvania College, in Lexington, Kentucky. She is majoring in religious education and is a member of Chi Omega social sorority. He is regular student minister, of Mount Gilead Christian Church, in Lexington and is associated with Phi Kappa Tau Fraternity, of which he is chaplain.

The parents of this young couple are Mr. and Mrs. W. Crant Waldrop and Mr. and Mrs. W. Fred Robinson, all of Cullman.

Mrs. R.M. Phillips, 85, died on December 12th at her residence, 109 3rd Street, High School Addition and funeral services were held at Bethsadia on December 15th, with the Reverend Clyde Sharpton officiating and Moss-Terry directing interment.

Survivors include: five sons, U.E., Otis, R.C., Roy and Troy Phillips; six daughters, Mrs. Lennie Monou, Mrs. Mae NeSmith, Mrs. Jesse Brown, Mrs. Effie Spiegle, Mrs. Ruth Ray and Mrs. Agnes Guthrie; thirty-nine grandchildren and forty-two great-grandchildren.

Seventeen scouts, of Boy Scout Troop 219, were awarded various merit badges, at a Court of Honor, at the First United Methodist Church on Tuesday evening.

Five new boys were accepted into the troop as "tenderfoots."

Lamar Strickland was presented the "God and Country" badge. Others receiving various merit badges were: Eric Thomas, Robert Kilpatrick, Bill Smith, Bobby Laudermilk, David Adderhold, Sidney Morrow, John Frutiger, Ronnie Dubose, Paul Howard, Junior, Harry Fuller, III, David Wood, Jimmy Grier, David McKoy, Ronnie Apel, Joe Basenburg and Don Basenburg.

Tenderfoot Scouts accepted into the troop were: John McKoy, Dickie Barnes, Bill Ruehl, John Shaw and William Huggins.

Glenn Adderhold, scoutmaster, was assisted in the presentation of the awards by G.C. Basenburg, troop committee chairman, Reverend W.L. Curl, Herb McAmis and the members of the troop committee.

Parents of the troop members were special guests.

This troop is going to Trade, on an overnight camping trip, on December 20th.


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BILLY BOB'S STORIES AND STUFF

Well, that takes the cake



Bill King
Tribune
Contributor

Recently, a couple of our local churches were broken into and burglarized. Yeah, I know, but a few people have no respect for anything. I suppose the culprits were looking for money, computers or possible sound equipment.

Most churches don't leave money in the building, but I can only imagine the surprise and disappointment those thieves had when they didn't find any of those things at one of the churches.

They went to all that trouble for nothing, well almost nothing. At first, until the following Sunday, the pastor and church members thought they had escaped without losing anything.

The next Sunday, when they had a church-wide breakfast, they discovered the only thing they were missing.

When they got ready to cook pancakes, they didn't have anything to cook them on. Of all things, the thieves had stolen their griddles.

We might say, "Well, that takes the cake!" Actually, they didn't take the cakes, they just took the griddles they cook the cakes on; pancakes that is.

Many of us can remember the day when churches never locked their doors. You could go in most any church, any time, to pray, meditate, or find your Bible you left at church.

Now, church buildings have dead bolt locks, cameras and security systems. Some even have security guards who patrol the property and parking lots during services.

Have you ever heard of a church that had a cake guard?

We might need one at my house, because I have been known to slip a piece of cake when I wasn't supposed to do so.

One of my friends and colleagues in ministry served a church once that had a "cake guard."

Every time there was a wedding at their church, someone stood guard over the wedding cake during the ceremony and until the bride and groom arrived to cut the cake.

The pastor thought this was a bit unusual, since he had never seen this done anywhere else.

Then, one day, he attended a wedding at another church in their town and guess what he saw. They had their very own cake guard! At that point, his curiosity got the best of him, so he began to ask questions.

No, no one had been breaking into the churches and stealing wedding cakes, but there had been a problem. A well-known person in their town, who had some developmental problems, was known to frequent weddings and funerals.

One day he had gone to a wedding and entered the fellowship hall while the ceremony was taking place in the church sanctuary. When he saw that beautiful cake setting there on the table, he decided he would like to have a piece.

Not knowing any better, and with no one around to stop him, he located a knife and fork and helped himself to a big ole piece.

Imagine the shock when the newlywed couple arrived for the reception to realize they would not cut the traditional first piece of cake.

From that day forward, many of the churches in that area had someone to guard the wedding cakes to make sure this never happened again.

Forty-three years ago this week, Jean and I cut the cake. Oh, no, it was our cake and we were supposed to cut the first piece.

I am thankful that God, in the very beginning, said, "A man shall leave his father and mother and be joined to his wife, and they shall become one flesh."

I am blessed that Jean Willis said "Yes," and then we both said "I do." Our cake is long gone but so thankful I still have you. I love you Jean Willis King.

Bill King can be reached at bkpreach@yahoo.com or 334-745-0588 (office) or 334-728-5514 (cell).

Poet's Corner

Those Winter Sundays

By: Robert Hayden
1913 - 1980

Sundays too my father got up early
and put his clothes on in the blueblack cold,
then with cracked hands that ached
from labor in the weekday weather made
banked fires blaze. No one ever thanked him.

I'd wake and hear the cold splintering, breaking.
When the rooms were warm, he'd call,
and slowly I would rise and dress,
fearing the chronic angers of that house,

Speaking indifferently to him,
who had driven out the cold
and polished my good shoes as well.
What did I know, what did I know
of love's austere and lonely offices?

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NOTICE OF ELECTION

In accordance with Section 17-9-5 of the Code of Alabama, notice is hereby given that a **Republican Primary Run-off Election** will be held in Cullman County, Alabama on July 17, 2018. The following offices will be on the ballots:

Republican Ballot

- **Lieutenant Governor**
- **Attorney General**
- **Associate Justice of the Supreme Court, Place No. 1**
- **Court of Civil Appeals Judge, Place No. 1**
- **Court of Criminal Appeals Judge, Place No. 2**
- **Commissioner of Agriculture and Industries**
- **Member, Cullman County Board of Education, Fairview/District No. 2**

TAMMY BROWN
Judge of Probate

Town of Colony
65 Byars Road
Hanceville, AL 35077
256.287.1192
colonyclerk@gmail.com

Date: June 14, 2018
State of Alabama
County of Cullman
Town of Colony

INVITATION TO BID
COMMUNITY SAFE ROOM

Sealed Bids shall be received for one (I) or more Community Safe Room(s) by the Colony Town Council, until noon on local time by July 9, 2018. The bids will be opened on July 10, 2018 at 5:00pm at the council work session at Town of Colony Town Hall, Hanceville, Alabama. At this time bids will be opened and publicly read for an above-ground, pre-engineered, pre-manufactured, 114" steel plate safe room, with bathrooms, generator and generator cover that complies with FEMA 361 (2015) and ICC 500 Community Shelter Design Criteria. The contract, if a bid is chosen will be awarded at the regular Town of Colony council meeting on July 10, 2018 at 6:00pm.

The Community Safe Room shall meet the specifications in the Federal Emergency Management Agency (FEMA) Publication 361. Each bid must certify that the bid meets or exceeds FEMA 361 specifications. The successful bidder will also be required to provide a notarized Contractor/installer form certifying this upon completion of the job, as well as an engineering peer review.

The Colony Town Council reserves the right to reject any or all bids and to waive informalities in awarding this bid to the best responsive bidder. The bid award will not be based solely on price. Quality, conformity with the specifications, purpose for which required, terms of delivery, and past service and experience are among the factors that will be considered in determining the best responsive bidder. Other factors such as compliance with Qualifications for Safe Room Design Acceptance, value, conditions and past performance will be considered in determining the best bid. Bidders must show proof of a minimum of five (5) years' experience in successfully completing community safe room projects of this size and type. Provide at least three (3) references from previous community safe room projects, with photos.

Bids submitted are firm and no claims for errors will be considered after bids are opened and subsequent thereof.

The bidder shall use domestic products and labor and if domestic products are not used, there shall be a downward adjustment in the contract price equal to any realized savings or benefits to the contractor/installer.

The proposal package includes specifications, a copy which is available for examination from, Monday through Thursday 7:30 am to 4:30pm and Friday from 7:30am-3:30pm at the Cullman County Economic Development Office, 325 Second Street SE, Cullman, AL 35055. All bidders **must** use the attached form for submitting their bid. All bids must be sealed and marked -in the lower left-hand envelope **"BID # 18-01 Community Safe Room", with opening date and time. Late bids will not be opened. All Bids for the Town of Colony Community Safe Room must be submitted to the Cullman County Economic Development Office located at 325 Second Street SE, Cullman, AL 35055. For questions regarding this invitation to bid, please email, Tanya Sears, Project Coordinator at tanya@cullmanecondev.org or call at 256-736-2434 during hours listed above; or contact, Mayor Donnis Leeth at colonymayor@gmail.com or Clerk Patricia Ponder at colonyclerk@gmail.com or call at 256-287-1192 during town business hours of Monday-Thursday from 12:00pm-4:00pm.**

Happy Father's Day

Father's Day is this Sunday, June 17. Tribune readers shared photos of their dads and shared a little bit about what makes them so special.



STEPHANIE WARREN SORROW

This man has the biggest heart, the most caring man and loving soul ever he's the most giving man I know! He is my hero and if I can be just half of the woman that he is a man I will be doing good in life... I am who I am because of him and his beliefs, his strong will and he is the hardest working man I know... and I'm so lucky and blessed beyond I deserve to call this man my father, Mr. Doug Warren.



JOSHUA LAWSON

My dad is William J. Lawson from Cullman. He was a Cullman native. He was my hero that I looked up to and wanted to be like growing up. He worked his whole life for my siblings and my mother. He was diagnosed with lung cancer in June of 2014 and he passed on Oct. 17, 2014. I believe if my father was still alive he would pat me on the back and tell me, "Son you've made me proud and turned into the man I knew you could be."



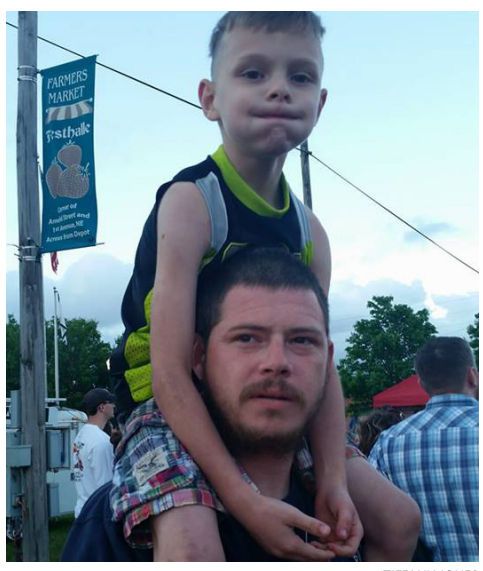
PAM ALLRED

My amazing and wonderful Daddy. He was a very hard-working man that took very good care of his family. He was a water well driller and a World War II veteran who served in Okinawa Beach. Daddy passed away March 2014 from bladder cancer at the age of 90. Daddy was my rock and part of me went with him when he left this world. I miss him so much. I will always Love him. Happy Father's Day in God's Heavenly Home, Daddy.



ANNETTE MCCLENDON

My Daddy was my hero, he always gave us unconditional love! He worked hard his whole life to give us the best life he could. We didn't have money, but you would have never known it to talk to my Daddy because he felt like the richest man in the world with his family. Cancer took him in 1996 and he is still very missed, but this year he and Momma have one of their babies with them in Heaven to celebrate. Miss you all Danny, give'em a big hug for all of us.



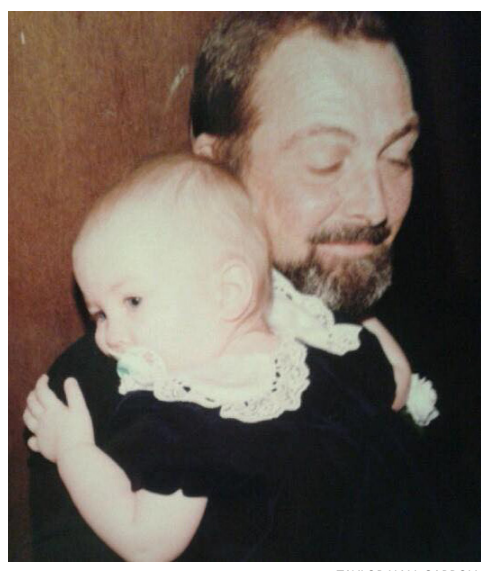
TIFFANY JONES

This is my wonderful husband. Our sons are Riley and Abel. They call their dad their hero. He is the real-life superman. He is hardworking both at his job and at home. I couldn't ask for a better man for a husband and father. He is my best friend. He deserves the moon and stars and more.



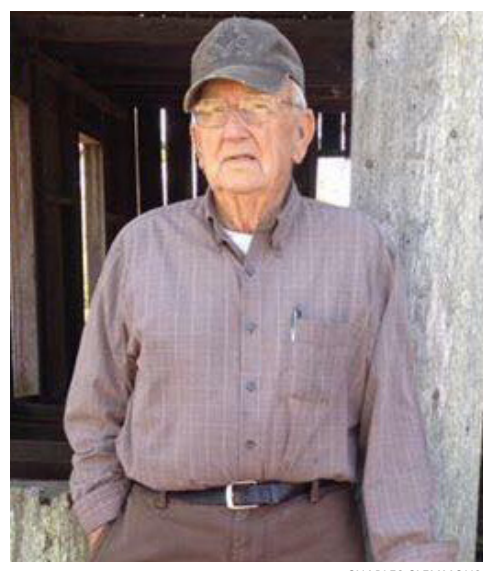
ASHLEY DOVER

As far as a father goes, I have to give a huge shoutout to my husband, Christopher Dover, on behalf of our children. He goes above and beyond to provide for us, keep us safe and lead our family spiritually. I'm so proud of him and the man that he is.



TAYLOR HALL CARROLL

My wonderful Papa, Robert Hall. He was my only father figure growing up, and I am so blessed to have had him as my role model, father and buddy for 20 years of my life. Unfortunately, he passed away in 2012, but not a day goes by when I don't miss him. I was wrapped around his finger from the day I was born. Definitely Papa's little girl.



CHARLES CLEMMONS

This man was the hardest working man I have ever known. He worked up until three months before he passed away. By the way, he was 86! He provided for his family well, but not in excess. He believed in giving to others, often working for a minimal amount or even free. Once asked about his life philosophy, he replied, "You cannot out-give God."



BRIDGETTE WALTON

My daddy means the world to me. He raised me and my brother by himself. He didn't have help, but he made it work. We may not have had everything we wanted but he made sure we had what we needed. And for that I am very grateful, I can never thank him enough for the sacrifices he made. He is an amazing papa to my kids.



JAYDEN MCMINN

My daddy, Blake Scott is a man like no other. He chose to be my dad when he didn't have to be. He always puts everyone first before himself. Not only is he the best daddy in the world but the most amazing pawpaw in the world. I am forever grateful and thank God for him every day! And he also served our country and is a retired veteran.



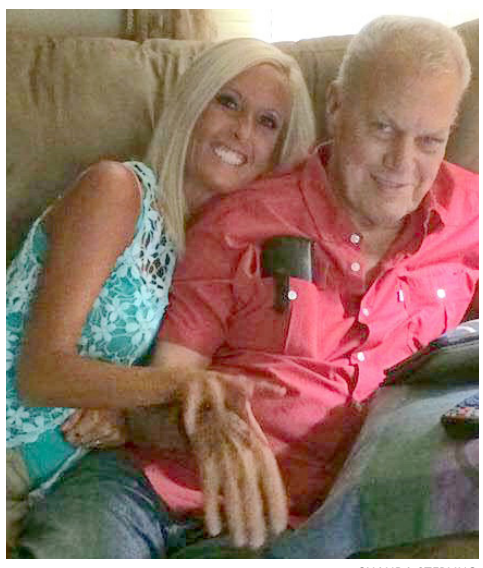
BECKY SPINKS

My Daddy was the best. He adopted me, my sister and brother as babies. He had a daughter by his first wife. He never treated us any differently. He was a great provider, but he was very strict. He made me the woman I am today. I miss him every day. He was called home November 25, 2009. I wish I could just talk to him one more time. I love you, Daddy. Happy Father's Day.



AMANDA JO DUKE

This is my daddy and I. This is our usual routine, goofing off and taking selfies. My daddy was the first man I fell in love with. He was the provider of his family and always tried to help others if possible and loved his family and our mama. Last year in May he suffered a stroke that left his right side paralyzed and him unable to speak. But no matter how he is today, he is still my daddy. I may not be able to understand him, but I know he loves me and all of his family. Happy Father's Day, Daddy. I love you.



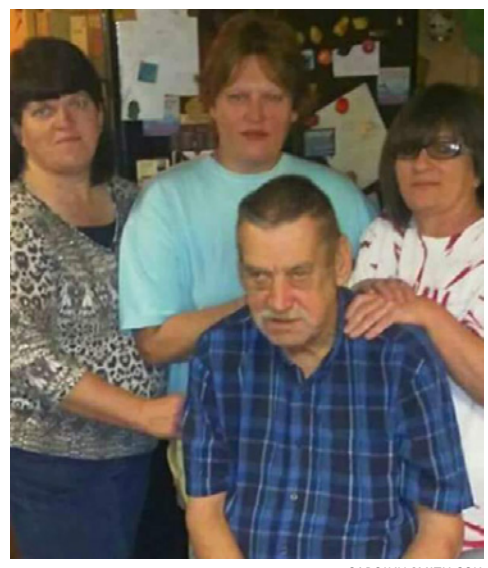
CHANDA STERLING

This picture means more than anyone will ever know.



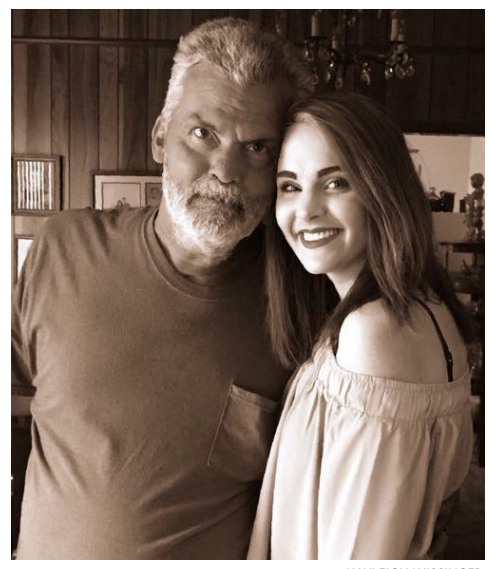
SUZETTE ELIZABETH BURGETT

My dad means the world to me. He passed when I was 15. I lost my best friend and the world's greatest dad.



CAROLYN SMITH COX

We love you Dad, and honor you not just Father's Day, but every day! We owe you so much. Thank you, Dad! Sherrill Hopper



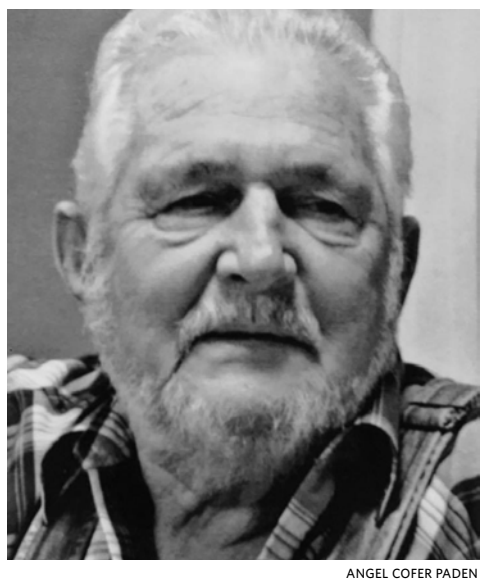
KAYLEIGH WISSINGER

My wonderful handsome dad Gary. He has been through so much and has come through it all so strong. He is definitely my hero and I love him so much



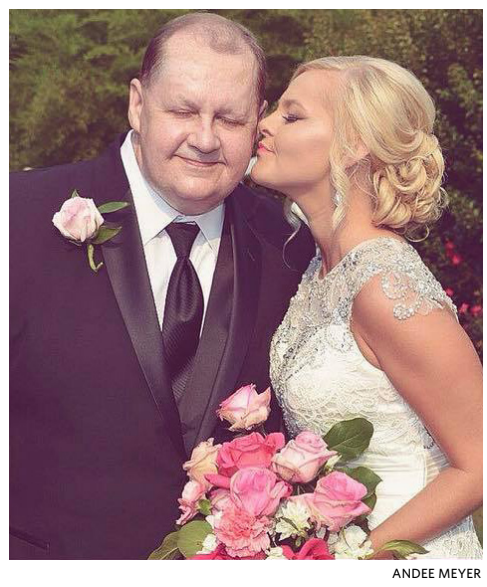
MANDY MATTOX

My daddy Jimmy Gaston has always gone above and beyond for me. He's taught me exactly what the meaning of love is! The most humble man you will ever meet. No words can even express how much my daddy means to me or how much he does for me. He's definitely the best daddy ever!



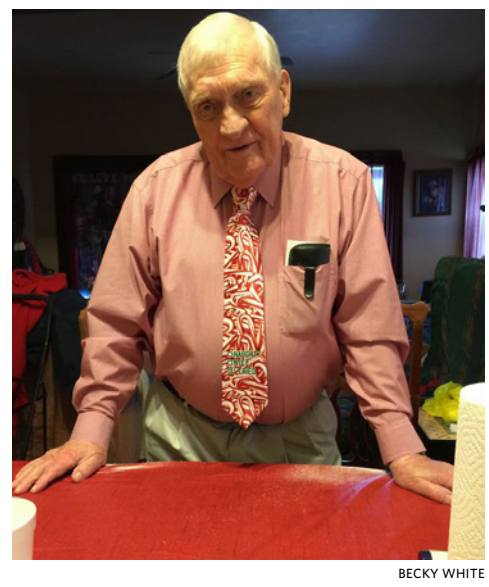
ANGEL COFER PADEN

This was my amazing daddy. He was the hardest working man I've ever known and loved the Lord and his family so much. He was a great example to everyone. He and my mama were married 62 years when he passed away. I love this picture of him; you can just see the love in his face.



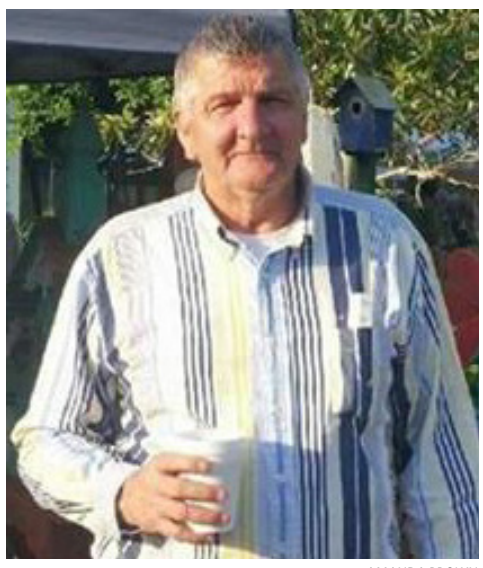
ANDEE MEYER

Godly, hardworking, dependable and funny. Those are just a few words to describe my father. You've always worked so hard so our family never had to go without. Being a new grandfather to twins, I hope my children will be as proud of me as I have always been of you. I am honored to be your daughter! Happy Father's Day, I love you!



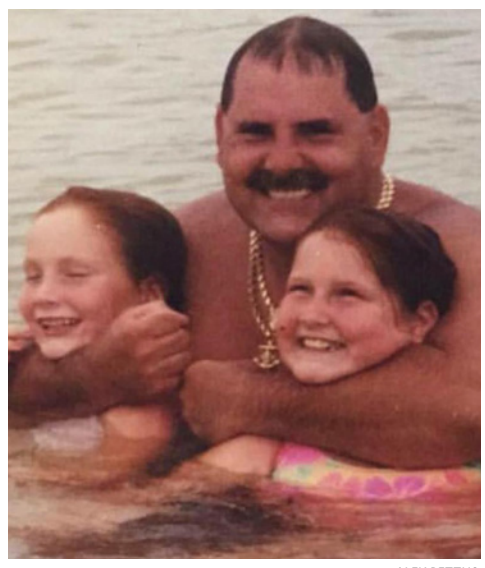
BECKY WHITE

Max Graves, my first true love! My dad is a retired Wal-Mart truck driver. He has a strong love for God and his family. I never have to question if he is proud of me because he shows it daily no matter how much or how little I have done. He calls me just to sing to me the song I Just Called To Say I Love You," which makes me smile. He may not still hold my hand, but he will always hold my heart.



AMANDA BROWN

My dad is Superman! Not really, but he is pretty freaking awesome. I am lucky to have him as my dad, and all of his grandkids have the best Grandpaw in the world. Love you, Dad!!



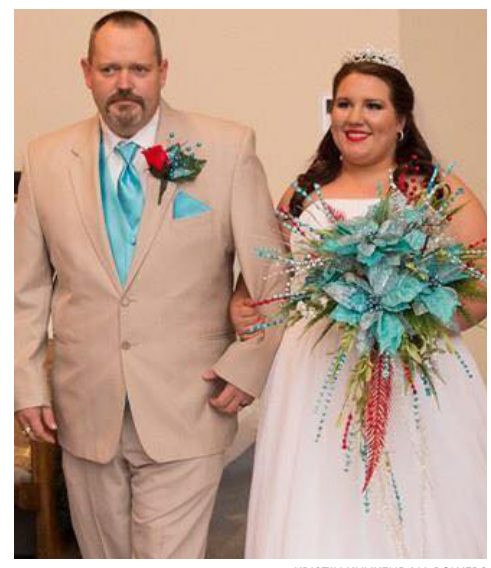
ALEX PETTUS

My best friend, my hero and my rock. My dad is so special to me because he is not only my dad, but a dad to so many others. His loving heart is what makes him so wonderful! I'm so thankful for my dad! It just doesn't get better than this!



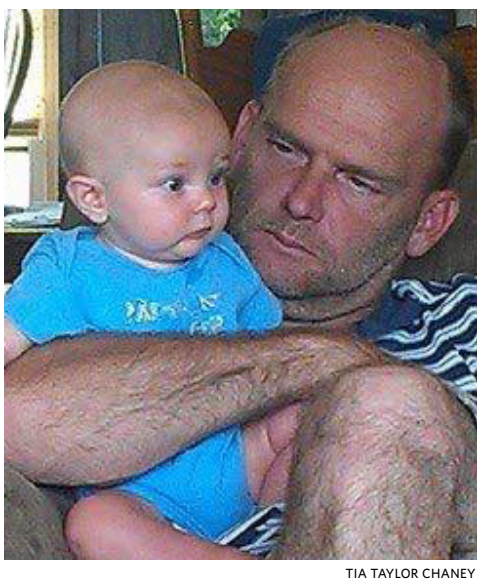
DAWN SANTIAGO

I was a lucky lady... I had two wonderful dads!!! Both have passed away, but they taught me what a husband, daddy and a friend should be! They were both my life and I wouldn't be the person I am today without them! I love and miss them so much!!!



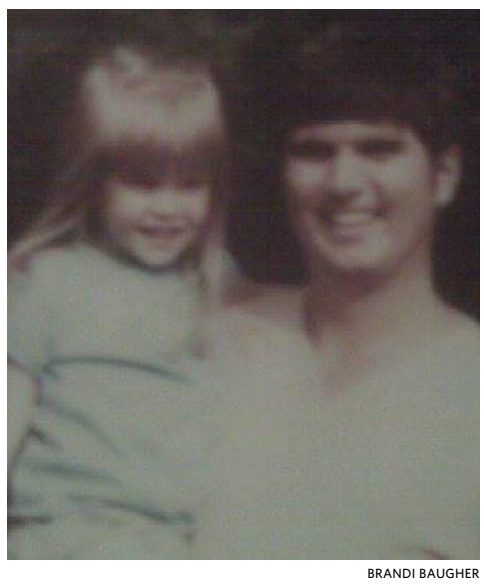
KRISTIN KUYKENDALL POWERS

This is my amazing husband Trey. He is a wonderful husband and father. Our daughter couldn't ask for a better daddy. He is hard-working, loving and selfless. He is always so patient with our daughter and caring. He always puts us first and makes sure we have everything we need.



TIA TAYLOR CHANEY

My daddy means the absolute world to me. He is always doing something crazy and keeps everyone laughing! He is the best papaw to my sweet babies! I couldn't have asked for a better daddy growing up!



BRANDI BAUGHER

This is the last picture of me and my dad before he passed away in 1980 Everyone says he was a amazing man and that he loved us so much! I wish every day that I had more time with him! I love you Daddy!



DEEDEE BLISS

This is my daddy Van Robertson. 10/11/31 - 01/20/12. He worked very hard his entire life. He taught us kids that if you don't give up and work hard you will succeed. He was also a great papa to his grandkids. I was daddy's baby for sure.



DEWAN BARBEE

My dad is my best friend and the best grandfather ever. Life hasn't always been easy, though we beat addiction together, and if it wasn't for him I think I would have not made it this far in my sobriety. We both are recovering addicts with over five years clean. I love him so much. Thanks dad for always being there for all of us. God bless.

ORDINANCE NO. 2018 – 27

AN ORDINANCE CONCERNING UNSAFE STRUCTURES AND DANGEROUS BUILDINGS

WHEREAS, within the City of Cullman, Alabama ("the City"), there exists and/or may exist in the future parcels of real property that due to poor design, obsolescence, or neglect, have become unsafe to the extent of becoming public nuisances, and;

WHEREAS, much of this property is vacant or in a state of disrepair and is causing or may cause a blight or blighting influence on the City and the neighborhoods in which the property is located, and;

WHEREAS, such property constitutes a threat to the health, safety, and welfare to the citizens of the City and is an impediment to economic development within the City, and;

WHEREAS, in compliance with Sections 11-40-30 through 11-40-36, inclusive, of the *Code of Alabama* (1975) and in compliance with Sections 11-53B-1 through 11-53B-16, inclusive, of the *Code of Alabama* (1975), the Council of Cullman, Alabama ("the Council") desires to amend its policies and procedures for repairing, moving or demolishing buildings and structures, or parts of buildings and structures, party walls, and foundations when found to be unsafe to the extent of being a public nuisance from any cause; and

WHEREAS, the Council desires that the City employ, alternatively, all tools provided by law to the City for the fixing of costs, creation of liens, making of assessments, and collection of costs associated with repairing, moving or demolishing buildings and structures, or parts of buildings and structures, party walls, and foundations when found to be unsafe to the extent of being a public nuisance from any cause, including but not limited to Section 6-5-122 of the *Code of Alabama* (1975), Sections 11-40-30 through 11-40-36, inclusive, of the *Code of Alabama* (1975), Sections 11-47-117 through 11-47-118, inclusive, of the *Code of Alabama* (1975), Section 11-47-131, of the *Code of Alabama* (1975), Sections 11-53-1 through 11-53-4, inclusive, of the *Code of Alabama* (1975), and Sections 11-53B-1 through 11-53B-16, inclusive, of the *Code of Alabama* (1975).

THEREFORE, BE IT NOW ORDAINED by the Council of Cullman, Alabama, as follows:

Section 1. Establishment of Unsafe Structures and Dangerous Buildings Code.

The Code of Ordinances of Cullman, Alabama, is hereby amended to repeal Article V of Chapter 10 and to replace it with a new Article V to read as follows:

ARTICLE V. UNSAFE STRUCTURES AND DANGEROUS BUILDINGS.

Sec. A. Duties of Appropriate Municipal Official.

a) The term "Appropriate Municipal Official" as used in this Article shall mean the City building official, any City building inspections officer or deputy, the fire marshal, and any other City official or City employee designated by the Mayor as the person to exercise the authority and perform the duties delegated by this Article.

b) The Appropriate Municipal Official may:

1) Inspect, or cause to be inspected, semiannually all public buildings, halls, churches, theatres, hotels, tenements, commercial manufacturing or loft buildings for the purpose of determining whether any conditions exist which render any such place a "dangerous building" as defined by this Article;
2) Inspect any building, wall or structure about which complaints are filed by any person to the effect that a building, wall or structure is, or may be, existing in violation of this Article;
3) Inspect any building, wall or structure reported (as hereinafter provided for) by the fire department or police department as probably existing in violation of the terms of this Article; and
4) Perform such other duties as are set forth in this Article.

c) The Appropriate Municipal Official is hereby authorized and directed to enforce all of the provisions of this Article. Upon presentation of the proper credentials, the Appropriate Municipal Official may enter any building, structure, part of building or structure, party wall, foundation, or premises for the purpose of inspection, to prevent violation of the provisions of this Article, and/or to carry out an order given pursuant to this Article.

Sec. B. Dangerous buildings defined.

Any building, structure, part of building or structure, party wall, or foundation which has any of the following defects may be deemed a "dangerous building":

1) Those whose interior walls or other vertical structure members list, lean, or buckle to such an extent that a plumb line passing through the center of gravity falls outside of the middle third of its base;
2) Those which, exclusive of the foundation, show thirty-three (33) percent, or more, of damage or deterioration of one (1) or more supporting members, or fifty (50) percent of damage or deterioration of the non-supporting enclosing or outside walls or covering;
3) Those which have improperly distributed loads upon the floors or roofs, or in which the same are overloaded, or which have insufficient strength to be reasonably safe for the purpose used;
4) Those which have been damaged by fire, wind, earthquake, flood, sinkhole, deterioration, neglect, abandonment, vandalism, or any other cause so as to have become dangerous to life, health, property, morals, safety, or general welfare of the public or the occupants;
5) Those which have become or are so damaged, dilapidated, decayed, unsafe, unsanitary, lacking in maintenance, vermin or rat infested, containing filth or contamination, lacking proper ventilation, lacking sufficient illumination, or which so utterly fail to provide the amenities essential to decent living that they are unfit for human habitation, or are likely to cause sickness or disease, so as to work injury to the life, health, property, morals, safety, or general welfare of the public or the occupants;
6) Those having light, air, heating, cooling, and sanitation facilities which are inadequate to protect the life, health, property, morals, safety, or general welfare of the public or the occupants;
7) Those having inadequate facilities for egress in case of fire or panic, or those having insufficient stairways, elevators, fire escapes, or other means of ingress and egress to and from said building;
8) Those which do not provide minimum safeguards to protect or warn occupants in the event of fire;
9) Those which contain unsafe equipment, including any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers, or other equipment on the premises or within the structure which is in such disrepair or condition that such equipment is a hazard to the life, health, property, morals, safety, or general welfare of the public or the occupants;
10) Those which are so damaged, decayed, dilapidated, structurally unsafe, or of such fault construction or unstable foundation that partial or complete collapse is possible;
11) Those which have parts thereof which are so attached that they may fall and damage property or injure the public or the occupants;
12) Those, or any portion thereof, which are clearly unsafe for their use or occupancy;
13) Those which are neglected, damaged, dilapidated, unsecured, or abandoned so as to become an attractive nuisance to children who might play in or on the building, structure, part of building or structure, party wall, or foundation to their danger, becomes a harbor for vagrants, criminals, or immoral persons, or enables persons to resort to the building, structure, part of building or structure, party wall, or foundation for committing a nuisance or an unlawful act;
14) Those which have any portion remaining on a site after the demolition or destruction of the same or whenever the building, structure, part of building or structure, party wall, or foundation is abandoned so as to constitute such building, structure, part of building or structure, party wall, or foundation as an attractive nuisance or hazard to the public;
15) Those which because of their condition are unsafe, unsanitary, or dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants; and
16) Those with a condition or conditions that violate the City's technical codes adopted from time to time if such violation(s) are unsafe to the extent of becoming a public nuisance.

Sec. C. Buildings defined.

For purposes of this Article, the term "building" is deemed to include all structures, appurtenances, improvements, and items on the property, whether or not attached to or apart of the main structure, including, but not limited to, houses, mobile or manufactured homes, trailers, garages, sheds, carports, other accessory structures, pools, as well as any items located therein or on the subject property, including, junk, rubbish, trash, litter, grass and weeds as defined by the City's grass and weed abatement ordinance, junked motor vehicles, and/or any other matter declared a nuisance under existing law.

Sec. D. Dangerous buildings constitute nuisances.

All "dangerous buildings" are hereby declared to be public nuisances, and may be repaired, vacated, moved, or demolished as provided by this Article.

Sec. E. Standards for repair, move, vacation, or demolition.

The following standards may be followed in substance by the Appropriate Municipal Official in ordering a repair, move, demolition, and/or vacation:

1) If any building, structure, part of building or structure, party wall, or foundation can reasonably be repaired within a reasonable time and at a reasonable cost relative to the value of the structure so that it will no longer exist in violation of the terms of this Article, it may be ordered to be repaired.
2) If any building, structure, part of building or structure, party wall, or foundation can reasonably be moved so that it will no longer exist in violation of the terms of this Article, it may be ordered to be moved.
3) In any case where any building, structure, part of building or structure, party wall, or foundation is substantially damaged or decayed, or deteriorated from its original value or structure (not including the value of the land), it may be demolished, and in all cases where any building, structure, part of building or structure, party wall, or foundation cannot be reasonably repaired so that it will no longer exist in violation of the terms of this Article, it may be demolished. In all cases where any building, structure, part of building or structure, party wall, or foundation is a fire hazard existing in violation of the terms of this Article, it may be demolished.
4) If any building, structure, part of building or structure, party wall, or foundation is in such condition as to make it dangerous to the life, health, property, morals, safety, or general welfare of the public or the occupants, it and/or the entirety or other portion of the premises upon which it is located may be ordered to be vacated.

Where one or more of the standards above may apply, the Appropriate Municipal Official may, in his sole discretion, choose to order any one, any combination, or all of the foregoing remedies.

Sec. F. Notice from Appropriate Municipal Official of unsafe condition.

a) Whenever the Appropriate Municipal Official of the City finds that any building, structure, part of building or structure, party wall, or foundation situated in the City is unsafe to the extent that it is a public nuisance, the Appropriate Municipal Official may, as set forth in this Section, give notice to remedy the unsafe or dangerous condition of the building or structure. The notice shall identify the street address, the legal description, and the parcel identification number of the property where the building, structure, part of building or structure, party wall, or foundation is located. The notice shall set forth in detail the basis for the Appropriate Municipal Official's finding and shall direct the owner or owners to take either of the following actions:

(1) In the case where repair is required, accomplish the specified repairs or improvements within a reasonable time set out in the notice, which time shall not be less than forty-five (45) days of the date of the notice or if the same cannot be repaired within that time to provide the Appropriate Municipal Official with a work plan to accomplish the repairs, which plan shall be submitted within forty-five (45) days of the making of the notice and shall be subject to the approval of the Council.
(2) In the case where a move or demolition is required, move or demolish the building, structure, part of building or structure, party wall, or foundation within a reasonable time set out in the notice, which time shall not be less than forty-five (45) days of the notice.

The notice shall state that, in the event the owner does not comply within the time specified therein, the repairs, the move, or the demolition shall be accomplished by the City and the cost thereof assessed against the property. The repair, move, or demolition must be completed to the Appropriate Municipal Official's satisfaction, or the same may be completed and accomplished by the City and the cost thereof assessed against the property. The notice shall inform the recipients that a public hearing as provided for by Section G(a) shall be held on the finding of the Appropriate Municipal Official at a date, time, and location specified in the notice. The Appropriate Municipal Official may also order that any building, structure, or part of building or structure ordered to be repaired, moved, or demolished be vacated along such terms as the Appropriate Municipal Official deems appropriate.

b) The Appropriate Municipal Official shall give the notice required by Subsection (a) of this Section by all of the following means:

(1) By certified or registered mail, properly addressed and postage prepaid, to all of the following persons or entities:

i. The person or persons, firm, association, or corporation last assessing the property for state taxes to the address on file in the Cullman County Revenue Commissioner's Office;

ii. The record property owner or owners (including any owner or owners of an interest in the property) as shown from a search of the records of the office of the Judge of Probate of Cullman County, Alabama, at the owner or owners' last known address and at the address of the subject property;

iii. All mortgagees of record as shown from a search of the records of the office of the Judge of Probate of Cullman County, Alabama, to the address set forth in the mortgage or, if no address for the mortgagee is set forth in the mortgage, to the address determined to be the correct address by the Appropriate Municipal Official;

iv. All lien holders of record as shown from a search of the records of the office of the Judge of Probate of Cullman County, Alabama, to the address set forth in the statement of lien or, if no address for the lien holder is set forth in the statement of lien, to the address determined to be the correct address by the Appropriate Municipal Official; and

v. Any person who is otherwise known to the Clerk or to the Appropriate Municipal Official to have an interest in the property;

(2) By posting notice of the order, or a copy thereof, within three (3) days of the date of mailing required by Subsection (b)(1) of this Section, at or within three feet of an entrance to the building or structure. If there is no entrance, the notice may be posted at any location on the building or structure; and

(3) By recording notice of the order, or a copy thereof, in the office of the Judge of Probate of Cullman County, Alabama, on or before the date of mailing required by Subsection (b)(1) of this Section.

(a) In addition to the required notice provisions in Subsection (b) of this Section, the Appropriate Municipal Official may, in his sole discretion, publish a short form of the notice described in Subsection (a) of this Section in a publication of general circulation in Cullman County, Alabama.

(b) In the event that the identity of the record property owner(s) cannot be ascertained after a reasonably diligent search, the Appropriate Municipal Official, in addition to complying with the applicable notice provisions in Subsection (b) of this Section, shall issue notice to the unknown property owner(s) by publishing a short form of the notice described in Subsection (a) of this Section in the *Cullman Tribune* or other publication of general circulation in Cullman County, Alabama, once a week for four consecutive weeks.

(c) A failure by the Council to act on the findings of the Appropriate Municipal Official within one hundred twenty (120) days from the date of mailing required by Subsection (b)(1) of this Section shall constitute an abdication of the Appropriate Municipal Official's findings. However, this shall in no way prevent the City from reinitiating the proceedings authorized by this Article at any time so long as all the requirements of this Article are satisfied anew. Furthermore, this does not require that the ordered demolition, move, or repairs take place within one hundred twenty (120) days from the date of mailing required by Subsection (b)(1) of this Section.

Sec. G. Hearings, appeals, and extensions.

(a) After the time specified in the notice provided for by Section F(a) but no less than fifty (50) days from the date the notice is given as provided for by Section F(b)(1), whichever is later, if the owner of any property cited hereunder fails to comply with the notice prescribed, the Council shall hold a public hearing to receive any objections to the finding by the Appropriate Municipal Official that the building or structure is unsafe to the extent of becoming a public nuisance. A written request for a public hearing is not necessary. At the public hearing, the Council shall also receive any written objections to the finding by the Appropriate Municipal Official. Any such written objection must be submitted to the Clerk prior to the start of the Council meeting at which the public hearing is held. No action shall be taken on the finding of the Appropriate Municipal Official until determination thereon is made by the Council.

(b) Upon holding the hearing, the Council may determine whether or not the building or structure is unsafe to the extent that it is a public nuisance. If it is determined by the Council that the building or structure is unsafe to the extent that it is a public nuisance, the Council may take either of the following actions:

1. In the case where repair is required, order repair of the building at the expense of the City and assess the expenses of the repair on the land on which the building stands or to which it is attached.

2. In the case where a move or demolition is required, order moving or demolition of the building at the expense of the City and assess the expenses of the move or demolition on the land on which the building stands or to which it is attached.

The Council may also order that any building, structure, or part of building or structure to be repaired, moved, or demolished be vacated along such terms as the Council deems appropriate.

(c) Any person aggrieved by the decision of the Council at the hearing may, within ten (10) days thereafter, appeal to the Circuit Court of Cullman County, Alabama, upon filing with the Clerk of the Circuit Court of Cullman County, Alabama, notice of the appeal and bond for security of costs in the form and amount to be approved by the Circuit Clerk. Upon filing of the notice of appeal and approval of the bond, the Circuit Clerk of the court shall serve a copy of the notice of appeal on the Clerk and the appeal shall be docketed in the Circuit Court, and shall be a preferred case therein. The Clerk shall, upon receiving the notice, file with the Circuit Clerk a copy of the findings and determination of the Council in its proceedings. Any trials shall be held without jury upon the determination of the Council that the building or structure is unsafe to the extent that it is a public nuisance.

(d) After twenty (20) days of the decision of the Council, if a repair, move, or demolition is ordered by the Council and if an appeal has not been taken to the Circuit Court as provided for by Subsection G(c), then the repair, move, or demolition may be accomplished by the City by the use of its own forces, or it may provide by contract for the repair or demolition. In the event that an appeal is taken to the Circuit Court as provided for by Subsection G(c), once a judgment authorizing a repair, move, or demolition becomes final as provided by law, then the repair, the move, or the demolition may be accomplished by the City by the use of its own forces, or it may provide by contract for the repair, the move, or the demolition.

(e) A failure by the City to accomplish the repair, move, or demolition of a building, structure, part of building or structure, party wall, or foundation within one hundred eighty (180) days of the passage of the resolution ordering the same shall constitute an abdication of the Council's order unless one of the following conditions is satisfied:

(1) An aggrieved party has filed an appeal pursuant to or allegedly pursuant to this Article;

(2) A court of competent jurisdiction has enjoined or otherwise halted the repair, move, or demolition;

(3) All parties identified by the Appropriate Municipal Official pursuant to Section F(b)(1) have entered into a written agreement allowing for an extended period of time within which the repair, move, or demolition may be accomplished;

(4) All parties identified by the Appropriate Municipal Official pursuant to Section F(b)(1) have noted at a meeting of the Council their agreement allowing for an extended period of time within which the repair, move, or demolition may be accomplished and the agreement is reflected in the minutes of the Council; or

(5) Further action is taken by the Council as provided by Subsection (f) of this Section.

(f) If for any reason an ordered repair, move, or demolition cannot be accomplished within one hundred eighty (180) days of the passage of the resolution ordering the same, the Appropriate Municipal Official shall make a report of the same and the length of any desired extension to the Council. The Clerk shall distribute a copy of the report to the members of the Council. The Clerk shall set the report on the proposed extension for a public hearing at a meeting of the Council. The Clerk shall give no less than ten (10) days' notice of the meeting at which the proposed extension is to be considered by certified mail to all persons or entities listed in Section F(b)(1). Notice shall be deemed complete upon mailing. Any person, firm, or corporation having an interest in the property may be heard at the meeting as to any objection to the proposed extension or the length thereof. Following the public hearing, the Council may adopt a resolution extending the time for the repair, move, or demolition to be accomplished for such period of time as it deems necessary. The Council need not order an extension before the time to complete the repair, move, or demolition expires in order for the extension to be effective, but if the Council desires to extend the time to complete the repair, move, or demolition, then the Council must order the extension no more than sixty (60) days after the expiration of the then existing deadline to complete the repair, move, or demolition. The Council may order repeated extensions if the process set forth in this Subsection is followed for each extension.

(g) Nothing in this Article shall prevent the City from reinitiating the proceedings authorized by this Article at any time so long as all the requirements of this Article are satisfied anew.

(h) The City may sell or otherwise dispose of salvaged materials resulting from any demolition pursuant to this Article.

Sec. H. Fixing of costs as final assessment.

(a) Upon repair, move, or demolition of the building or structure, the Appropriate Municipal Official shall make a report to the Council of the cost thereof by tendering a copy of the report to the Clerk. The Clerk shall distribute a copy of the report to the members of the Council. The proceeds of any moneys received from the sale of salvaged materials from the building or structure shall be used or applied against the cost of demolition. The Clerk shall set the report of costs for a public hearing at a meeting of the Council.

(b) The Clerk shall give no less than ten (10) days' notice of the meeting at which the fixing of the costs is to be considered by certified mail to all persons or entities listed in Section F(b)(1). Notice shall be deemed complete upon mailing.

(c) Any person, firm, or corporation having an interest in the property may be heard at the meeting as to any objection to the fixing of the costs or the amounts thereof.

(d) Following the public hearing, the Council may adopt a resolution fixing the costs which it finds were reasonably incurred in the repair, the move, or the demolition and assessing the costs against the lot or lots, parcel or parcels of land upon which the building or structure was located ("the final assessment").

Sec. I. Tax lien for the final assessment of a move or demolition.

(a) The final assessment for a move or demolition once made and confirmed by the Council shall constitute a lien on the property for the amount of the final assessment. The lien shall be superior to all other liens on the property except liens for taxes, and shall continue in force until paid. The Clerk shall file a certified copy of the resolution in the office of the Judge of Probate of Cullman County, Alabama, and with the Cullman County Revenue Commissioner's office. In the case of a final assessment resulting from a move or demolition accomplished pursuant to this Article, upon filing, the Revenue Commissioner of the county shall add the amount of the lien to the ad valorem tax bill on the property and shall collect the amount as if it were a tax and remit the amount to the City.

(b) The City may assess the final assessment of a move or demolition against any lot or lots, parcel or parcels of land purchased by the State of Alabama at any sale for the nonpayment of taxes, and where the assessment is made against the lot or lots, parcel or parcels of land, a subsequent redemption thereof by any person authorized to redeem, or sale thereof by the state, shall not operate to discharge, or in any manner affect the lien of the City for the assessment, but any redemptioner or purchaser at any sale by the state of any lot or lots, parcel or parcels of land upon which an assessment has been levied, whether prior to or subsequent to a sale to the state for the nonpayment of taxes, shall take the same subject to the assessment. The assessment shall then be added to the tax bill of the property, collected as a tax, and remitted to the City.

Sec. J. Payment of assessments.

(a) Payment of a final assessment resulting from a move or demolition accomplished pursuant to this Article shall be made in the manner and as provided for the payment of municipal improvement assessments in Section 11-48-48 of the *Code of Alabama* (1975), as the same has heretofore or may hereafter be amended. Upon the property owner's failure to pay the assessment, the officer designated by the City to collect the assessments shall proceed to collect the assessment as provided in Sections 11-48-49 to 11-48-60, inclusive, of the *Code of Alabama* (1975). The City may, in the latter notice, elect to have the Revenue Commissioner collect the assessment by adding the assessment to the tax bill. Upon the election, the Revenue Commissioner shall collect the assessment using all methods available for collecting ad valorem taxes.

(b) Payment of a final assessment resulting from a repair accomplished pursuant to this Article shall be made in the manner and as provided in Section 11-53B-7 of the *Code of Alabama* (1975), as the same has heretofore or may hereafter be amended. Upon the property owner's failure to pay the assessment, the officer designated by the City to collect the assessments shall proceed to collect the assessment as provided in Sections 11-53B-8 to 11-53B-14, inclusive, of the *Code of Alabama* (1975).

Sec. K. Emergency action.

(a) The Appropriate Municipal Official is hereby authorized to initiate the immediate repair, move, or demolition of a building, structure, or portion thereof when in the opinion of the Appropriate Municipal Official such emergency action is required due to imminent danger of structural collapse endangering adjoining property, the public right of way, or human life or health. In the case of emergency action pursuant to this Subsection (a), the Appropriate Municipal Official may promptly cause such building, structure, or portion thereof to be made safe, secured, or removed. For this purpose, the Appropriate Municipal Official may at once enter such structure with such assistance and at such cost as the Appropriate Municipal Official may deem necessary. The Appropriate Municipal Official may vacate adjacent structures and protect the public by appropriate fence or such other means as may be necessary, and for this purpose, the Appropriate Municipal Official may close a public or private way.

(b) Alternatively, the Council is hereby authorized to, by resolution or motion reflected upon the minutes of its proceedings, order the immediate repair, move, or demolition of a building, structure, or portion thereof when in the opinion of the Council such emergency action is required due to imminent danger of any type endangering adjoining property, the public right of way, or human life or health. In the case of emergency action pursuant to this Subsection (b), the Council may promptly order and cause such building, structure, or portion thereof to be made safe, secured, or removed. The Council may vacate adjacent structures and protect the public by appropriate fence or such other means as may be necessary, and for this purpose, the Council may close a public or private way.

(c) To the extent that the circumstances allow without furthering the risk of harm or danger, prior to taking any action, the Appropriate Municipal Official or the Council as applicable shall attempt to give actual notice of the proposed action to those persons and/or entities identified in Section F(b)(1) and seek to secure their cooperation.

(d) In the case of any action taken pursuant to this Section, the Appropriate Municipal Official shall prepare a declaration of the emergency that shall set forth in detail the reason or reasons for emergency repair, move, or demolition. The declaration shall identify the street address, the legal description, and the parcel identification number of the property where the building, structure, or portion thereof is located. The Appropriate Municipal Official shall serve, post, and file the declaration as soon as practicable as provided for the service of a notice in Section F(b). The Appropriate Municipal Official shall also provide the declaration to the Council by tendering a copy of the report to the Clerk. The Clerk shall distribute a copy of the report to the members of the Council.

(e) The cost of the emergency action may be fixed by the Council and shall be assessed pursuant to this Article in the same manner provided for non-emergency repairs, moves, or demolitions.

(f) In cases of emergency action pursuant to this Section, the decision of the Appropriate Municipal Official and/or the Council, as applicable, shall be final, and there shall be no right to appeal the decision of the Appropriate Municipal Official and/or the Council, as applicable, in the case of an emergency.

Sec. L. Duties of the Fire Department.

The employees of the Fire Department may make a report in writing to the building official of all buildings or structures which are, may be, or are suspected to be "dangerous buildings." Such reports should be delivered to the building official within twenty-four (24) hours of the discovery of such buildings by an employee of the Fire Department.

Sec. M. Duties of the Police Department.

All employees of the Police Department may make a report in writing to the building official of all buildings or structures which are, may be, or are suspected to be "dangerous buildings." Such reports should be delivered to the building official within twenty-four (24) hours of the discovery of such buildings by an employee of the Police Department.

Sec. N. Duties of the City Attorney.

The City Attorney is hereby authorized to:

1) Prosecute all persons performing any act or acts deemed unlawful under Section O of this Article.
2) Appear at all hearings before the Council authorized by this Article.
3) Bring suit to collect all municipal liens, assessments, expenditures or costs incurred by the City in repairing, causing to be vacated, moved, or demolished any building, structure, part of building or structure, party wall, or foundation pursuant to this Article.
4) Take such other legal action as is necessary to carry out the terms and provisions of this Article, including, but not limited to, those actions contemplated by Section P of this Article.

Sec. O. Enforcement and penalties.

(a) It shall be unlawful for any person, or for any agent, servant or employee of such person, to fail to comply with an order or notice given pursuant to this Article.

(b) It shall be unlawful for any person, or for any agent, servant or employee of such person, to fail or refuse to perform any duty imposed by this Article.

(c) It shall be unlawful for any person, or for any agent, servant or employee of such person, to obstruct or interfere with an Appropriate Municipal Official in carrying out the purposes of this Article.

(d) It shall be unlawful for any person, or for any agent, servant or employee of such person, to obstruct or interfere with a repair, move, or demolition ordered pursuant to this Article by remaining upon the premises or in such proximity to the premises and at such a time and location where the work cannot be accomplished without endangering the life, health, safety, or general welfare of himself or another person.

(e) It shall be unlawful for any person, or for any agent, servant or employee of such person, to mutilate, destroy, tamper with, or remove a notice posted pursuant to Section F(b)(2) or Section K(d).

(f) It shall be unlawful for any person, including an occupant or lessee in possession, to fail to comply with any notice to vacate pursuant to this Article.

(g) It shall be unlawful for any person to enter, access, or be upon the premises that the Appropriate Municipal Official has ordered to be vacated and that is the subject of a notice pursuant to Section F or a declaration pursuant to Section K except for the purposes of demolishing the same, of moving the same, or of making the required repairs.

(h) It shall be unlawful for any person who has received a notice pursuant to Section F or a declaration pursuant to Section K to sell, transfer, mortgage, lease, encumber, or otherwise dispose of such building, structure, part of building or structure, party wall, or foundation that is the subject of notice to another until such person shall first furnish the grantee, transferee, mortgagee, or lessee a true copy of the notice served pursuant to Section F or the declaration served pursuant to Section K and shall furnish to the City building official a signed and notarized statement from the grantee, transferee, mortgagee, or lessee acknowledging the receipt of the notice served pursuant to Section F or the declaration served pursuant to Section K and fully accepting the responsibility without condition for making the corrections or repairs required by such notice served pursuant to Section F or Section K.

(i) A violation of this Section shall be punishable by a fine not to exceed the sum of five hundred ($500) for each offense, and if a willful violation, by imprisonment, not to exceed six months, or both, at the discretion of the court trying the same. Each day shall constitute a separate offense.

(j) The penalties and remedies provided by this Article shall not apply to the City or any official (elected or appointed), agent, officer, or employee of the City who is administering this Article or otherwise performing its, his, or her official duties.

Sec. P. Civil remedies.

The continued or recurrent performance of any act or acts deemed unlawful under Section O of this Article is hereby declared to be detrimental to the health, safety, comfort and convenience of the public and is a nuisance. The City, as an additional or alternative remedy, may institute injunctive proceedings in a court of competent jurisdiction to abate the same or proceed as otherwise authorized under law to address nuisances.

Sec. Q. No effect on immunities.

This Article is adopted only to provide a service for the public as a whole, and is not for the benefit of any individual person or entity. By the adoption of this Article, the City and its agents, officers, and employees accept no duty for the benefit (intended or unintended) of any person, including but not limited to any owner, mortgagee, lien holder, landlord, tenant, occupant, roomer, invitee of any type, trespasser, or any of their agents, officers, or employees. Any duty alleged to arise under this Article on the part of the City or any of its agents, officers, or employees for the benefit of any person is hereby expressly rejected. The City and its agents, officers, and employees hereby expressly reserve all applicable immunities existing under any doctrine, authority, or law (whether under the common law, statute, or otherwise), including but not limited to substantive immunity, qualified immunity, and discretionary function immunity. Save for the powers and remedies that this Article gives to the City and to its agents, officers, and employees who are administering this Article or otherwise performing its, his, or her official duties, this Article does not create any private cause of action for the benefit of any person.

Sec. R. Cumulative effect.

This Article is cumulative in nature and is in addition to any power and authority that the City may have under any other law.

Section 2. Effect on Existing Prosecutions and Actions.

The adoption of this ordinance shall not in any manner affect any prosecution of any act illegally done contrary to the provisions of any ordinance now or heretofore in existence, and every such prosecution, whether begun before or after the enactment of this ordinance shall be governed by the law under which the offense was committed; nor shall a prosecution, or the right to prosecute, for the recovery of any penalty or the enforcement of any forfeiture or lien be in any manner affected by the adoption of this ordinance; nor shall any civil action or cause of action existing prior to or at the time of the adoption of this ordinance be affected in any manner by its adoption.

Section 3. Incorporation in the Code of Ordinances.

The provisions of this Ordinance shall be included in and incorporated in the Code of Ordinances of Cullman, Alabama, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 4. Severability.

The provisions, sections, paragraphs, sentences, clauses, phrases, and parts thereof of this Ordinance are severable, and if any provision, section, paragraph, sentence, clause, phrase, or part thereof of this Ordinance shall be declared unconstitutional or invalid by a court of competent jurisdiction, then such ruling shall not affect any other provision, section, paragraph, sentence, clause, phrase, or part thereof, since the same would have been enacted by the Council without the incorporation of any such unconstitutional or invalid provision, section, paragraph, sentence, clause, phrase, or part thereof.

Section 5. Effective Date.

This Ordinance shall become effective upon its adoption as provided by law.

DONE, ORDERED, ADOPTED and APPROVED this the 11th day of June, 2018. /s/ Garlan E. Gudger, Jr. - Council President

ATTESTED BY: APPROVED BY:

/s/Wesley M. Moore, City Clerk /s/Woody Jacobs, Mayor

ORDINANCE NO. 2018 – 32

TO ENTER INTO A JOINT AGREEMENT WITH THE CULLMAN COUNTY COMMISSION

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

Section 1. The City of Cullman, Alabama, hereby enters into a joint agreement with the Cullman County Commission for the purchase of labor, services, or work, or for the purchase or lease of materials, equipment, supplies, or other personal property to be purchased by the Cullman County Commission.

Section 2. This Ordinance is adopted pursuant to Section 41-16-21.1 and Section 41-16-50 of the Code of Alabama 1975 and shall become effective from and after the date of its adoption.

ADOPTED BY THE CITY COUNCIL this the 11th day of June, 2018. /s/Garlan E. Gudger, Jr. - President of the City Council

ATTEST: /s/Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 11th day of June, 2018. /s/ Woody Jacobs – Mayor

Cullman celebrates Flag Day with annual event

Nick Griffin
nick@cullmantribune.com

CULLMAN – Dozens made their way to the Elks Lodge Wednesday night for Cullman's annual Flag Day celebration, which featured live music, refreshments and a colorful history of the U.S flag.

Cullman Elks Lodge member Dale Ball said, "This ritual is a long-standing and important part of the National Elks tradition this week. All across the nation Elks are proudly leading their various community observances of Flag Day. We're very proud to welcome the combat veterans of VFW Post 2214 and I am pleased that they are joining us in the presentation of the colors tonight."

Ball continued, "I also want to welcome the members of the Cullman chapter of the Sons of the American Revolution (SAR) and thank them as well for participating with us in our ceremony. I would like to extend a warm welcome to the elks who are visiting from Marshall County Lodge number 2869, we welcome these guys, and finally I would like to introduce Mr. Greg Burks who will be offering us some patriotic music this evening. Some of you may know Greg as the lead guitarist and vocalist for the very popular local Round 2 band."

After the "Star Spangled Banner" and an invocation, Col. Ken Brown took to the podium to talk about the history of the flag and the changes it has gone through during the nation's history. Brown explained each design, as veterans spanning multiple eras carried in each flag and placed it at the front of the room.

SAR member Smokey Ferguson carried the Pine Tree Flag to start the program, followed by the Snake Flag bearing the famous phrase "Don't Tread on Me" carried by SAR member Larry Howell.

The third flag presented was the Continental Colors Flag, carried by World War II veterans Thurman Ryan and Julian Campbell.

Vietnam veteran and two-time Purple Heart recipient Robert Turner brought up the next flag, the first 13-Star flag created by Betsy Ross in 1776 and was followed by Vietnam veteran and two-time Purple Heart recipient Bill Corwash, carrying the 15-star flag representing the admissions of Vermont and Kentucky in 1795.

The sixth flag of the evening was that from the year 1818 consisting of 20 stars and was brought in by retired U.S. Army Major and Purple Heart recipient Robert Stephens; the seventh flag, bearing 48 stars, was carried by Vietnam veteran and former Green Beret Will Harris.

The final flag presented as part of the program, the current 50-star flag, was carried to the front of the room by Desert Storm and U.S. Airforce veteran Darell Brewer.

Former Deputy Director of the U.S. Space and Rocket Center and former Cobra Attack Helicopter pilot in Vietnam, Col. Ralph Bryson, was the night's guest speaker.

"It's special that we share this story because it's about a U.S. Navy Lt. Commander named Mike Christian," said Bryson. "Lt. Commander Christian was actually from Alabama and grew up outside of Selma. Following growing up in Selma, Mike and his family moved to Huntsville and he graduated from Butler High School. He went to the University of Alabama and joined the Navy in 1958. He enlisted after spending one semester at Alabama and not long after that he joined a program and went to Purdue University where he graduated five years later with a degree in electrical engineering."

Bryson spoke of Christian's time in Vietnam, noting the latter's time as a prisoner of war (POW).

"He went on to flight school from there and was a navigator bombardier and went to Vietnam and served. He was shot down in April of 1967 and was a POW for six years until April of '73. The stories kind of diverge on whether it was an old handkerchief or just a piece of cloth that he was able to find, but from that he began to make an American flag. The story I tend to believe is that he sewed it on the inside of his shirt; basically, all he had was his shirt and sandals. I believe that the average story was he took his bamboo needle that he made himself, took pieces of tile and brick dye that his fellow prisoners got for him, and he sewed the American flag on the inside of a very small piece of cloth inside his shirt. After he got it done he was trying to show it off and showed it to the fellow prisoners and it became a daily routine," Bryson said.

"When they saw that at a certain time each day, they all got together and pledged allegiance to the flag. Think about that, you're 10,000 miles away from home, you don't have a flag, you're in a very small cell with one lightbulb by most accounts, you get outside once a day for a few minutes to maybe take a shower or get a little food and during that time when they were outside, the guards went in and searched the cells. They found his shirt and the flag and that didn't go over well, as you can imagine. That night they drug him out of the cell and he was severely beaten."

Bryson wrapped up his time by leaving the audience with a reminder of why the flag is celebrated.

"By most accounts he was one of the most tortured and punished POWs that served. When they brought him back in severely beaten, his fellow prisoners nurtured him back to health as best they could, but of course his flag was gone. That didn't deter him; pretty quickly he went back, got him another needle and crafted another American flag and did exactly the same thing," Bryson said.

"When we think about the national anthem and we think about the Pledge of Allegiance, it's only fitting that during that time we think about the sacrifices that many went through and what that flag meant to them, tens of thousands of miles away huddled up into a small group and saying the Pledge of Allegiance or perhaps humming the national anthem."



NICK GRIFFIN/THE CULLMAN TRIBUNE

Retired U.S. Army Colonel and former U.S. Space and Rocket Center Deputy Director Ralph Bryson speaks at the Elks Lodge Wednesday night during Cullman's annual Flag Day celebration.

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ORDINANCE NO. 2018 – 29
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 Minuteman Construction 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, which property is owned by the petitioner, be annexed into the City of Cullman: PPIN: 3050, 74544, and 75526. PARCEL: 17-06-24-0-001-025.000, 17-06-24-0-001-025.000, and 17-06-24-0-001-025.000. ADDRESS: East Hanceville Road SE (County Road 702), Cullman, Alabama 35055. LEGAL DESCRIPTION: A tract or parcel of land containing 16.75 acres of land, more or less, and being a part of the northwest quarter of the southwest quarter of section 24, township 10 south, range 3 west, cullman county, Alabama and being more particularly described as follows: Begin at the southwest corner of said northwest quarter of the southwest quarter and run north 00 degrees 28 minutes 15 seconds east and run along the west line, a distance of 989.78 feet; thence south 89 degrees 08 minutes 12 seconds east, a distance of 635.60 feet to a point on the southerly right-of-way line of county road no. 702 and being in a curve to the right and having a central angle of 48 degrees 56 minutes 27 seconds and a radius of 284.00 feet and a chord bearing of south 43 degrees 39 minutes 03 seconds east and a chord length of 235.28 feet; thence run along the arc of said curve an arc distance of 242.59 feet to the point of tangency; thence south 18 degrees 43 minutes 18 seconds east, a distance of 36.37 feet; thence south 61 degrees 11 minutes 13 seconds west, departing said right-of-way line, a distance of 184.87 feet; thence south 17 degrees 29 minutes 33 seconds east, a distance of 118.51 feet; thence south 01 degrees 25 minutes 42 seconds west, a distance of 148.18 feet; thence south 88 degrees 33 minutes 48 seconds east, a distance of 17.58 feet; thence south 16 degrees 46 minutes 25 seconds east, a distance of 452.90 feet; thence north 89 degrees 41 minutes 16 seconds west, a distance of 172.12 feet to a point on the south line of said northwest quarter of the southwest quarter; thence north 89 degrees 19 minutes 04 seconds west, a distance of 663.88 feet to the point of beginning.

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-2 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 11th day of June, 2018. /s/Garlan E. Gudger, Jr. - President of the City Council

ATTEST: /s/Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 11th day of June, 2018. /s/ Woody Jacobs – Mayor

ORDINANCE NO. 2018 – 34
AN ORDINANCE FOR THE REQUIREMENTS AND INSTALLATION AND BONDING OF STREETS AND STREET LIGHTING AND NATURAL GAS SERVICE IN SUBDIVISIONS IN THE CITY OF CULLMAN, ALABAMA

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

Section I. Purpose. The purpose of this Ordinance is to provide guidelines for street lighting, and natural gas services in new, amended, and additions to subdivisions in the City of Cullman, Alabama of four or more lots. To promote the health and safety of the citizens and to establish guidelines and minimum requirements of illumination of the streets and sidewalks of residential and commercial subdivisions created on or after the adoption of this Ordinance.

Section II. Definitions:

A. Street lighting is defined as lighting along the easement provided for such utility adjacent to all streets within a subdivision with the minimum specifications set out in this Ordinance. The lighting shall be on poles approved by the utility serving said lighting and meet the minimum requirements of said utility. Lighting shall be wired in conduit underground unless required to be overhead wiring by the utility serving said lighting:
B. Owner/Developer shall mean the owner of the land to be subdivided located in the City of Cullman.
C. Electric Utility Provider shall mean the Utility Board of the City of Cullman or the Cullman Electric Cooperative, depending on the service area of said property.
D. Gas Utility Provider shall mean the Cullman-Jefferson Counties Gas District.
E. Streets shall mean streets within or outside a subdivision, required to be constructed by the Owner/Developer by the Planning Commission according to the then existing subdivision regulations and specification of the City of Cullman and Street Department
F. Utility Provider shall mean electrical, gas, water, and sewer providers.

Section III. Legal Authority.

A. To promote the health, safety and general welfare of the citizens of the City of Cullman.
B. Pursuant to the authority granted in Sections 11-52-1, et seq., *Code of Alabama*, 1975, as amended.
C. Authorize the Planning Commission by authority granted by Title 11, Chapter 52, Article 2 *Code of Alabama*, as amended.

Section IV. Requirements.

The following are the requirements for street lighting in subdivisions in the City of Cullman:

A. Required on any new subdivision of four (4) lots or more.
B. Street lighting plans and design must be submitted along with the subdivision request for Planning Commission and electric utility provider's approval.
C. Lighting shall be above ground with below ground wiring in conduit unless current lighting is on poles within the neighborhood (subdivision) or the electrical utility company requires overhead wiring. Poles and fixtures of an approved type will be furnished and installed by the developer in the wattage and locations deemed appropriate by the City and the electric utility provider.
D. Owner/developer must make request to the Planning Commission of the City of Cullman and be approved by the electric utility provider. The developer must give the electric utility provider notice before any work is done.
E. Installation cost (including poles, fixtures, wiring, conduit and any other components required by the utility provider) shall be borne by the owner/developer or property owner in (established) approved subdivisions prior to this amendment.
F. Specifications for underground service for street lighting must be approved by the electric utility provider and must comply with the National Electric Supply Code (NESC), as adopted by the City of Cullman, in addition to such other or different specifications as mandated by the electric utility provider or building department. Decorative (non-standard) fixtures will require a metered service unless otherwise approved.
G. The owner/developer will always be responsible for all maintenance and replacement of all components of the street lighting system by agreement with the City of Cullman. A copy of this document must be signed before installation of the street lighting system begins. If a homeowner's association is established and the owner/developer wishes to transfer this responsibility to that association, the association must sign a new agreement with the City. The agreement may require a deposit or bond to insure maintenance.
H. The City of Cullman will immediately begin to pay the energy and facility charges after installation and inspection approval. The City reserves the right to have lights in underdeveloped areas of the subdivision temporarily turned off (by means of bulb removal or otherwise) until such time that those areas are developed.

Section V. Street Lighting.

A. The subdivision/owner/developer shall at his expense, install or have installed, street lighting meeting the minimum specifications as amended by the electric utility providers serving the area where the property is located, but in no event, less than the following specifications:
    1. LED fixtures as required by the electric utility provider, Building Department or police department;
    2. Maximum 4' length extender arms;
    3. Minimum height of fixtures will be determined by the Building Department.
    4. Maximum 35' fixture installation height;
    5. Lighting of all intersections;
    6. Underground electrical wiring to said street light (unless otherwise required by the electric utility provider serving the property) and
    7. Maximum pole spacing (staggered array), shall be shown in the lighting plan design.
B. Subdivisions whose subdivided property is located on an unlighted dedicated right-of-way (other than a state highway) are required to light the right-of-way as if included in the subdivision.
C. Location of Utilities. The subdivision/developer/owner shall, at his expense and by his construction, design the lighting utility corridor within the proposed roadway right-of-way of each utility including lighting, based on the pre-approval of the Utility Provider servicing the property and provide sufficient easement for service and maintenance of the utility.

Section VI. Natural Gas Provider.

The following are requirements for Natural Gas Services in subdivisions within the City of Cullman:

A. Required for any new subdivision of four (4) lots or more.
B. Natural Gas delivery systems within the subdivision plans and designs must be submitted along with the subdivision request for Planning Commission approval and Cullman-Jefferson Counties Gas District approval. All distribution lines must be below ground.
C. Owner/Developer must give the gas utility provider notice prior to installation of a delivery system and arrange inspection as required by the gas utility provider. No portion of the delivery system shall be covered until the gas utility provider approves the installation, materials and workmanship to their standards.
D. All cost of installation, materials, equipment and labor shall be borne by Owner/Developer or the property owner in established, approved subdivisions prior to this Amendment. Installation shall be by the gas utility server or a preapproved contractor approved by the gas utility provider, cost borne by Owner/Developer.
E. Once installed and approved by the gas utility provider, the system shall be the property of and future operation and maintenance shall be borne by Cullman-Jefferson Counties Gas District.
F. All utility charges for gas shall be the obligation of the property owner or tenant.
G. The installation of the system will be in accordance with the then existing regulations as adopted by the Cullman-Jefferson Counties Gas District.

Section VII. Width and Location of Easements.

Owner/Developer shall provide sufficient easements along the streets to provide service of natural gas to all lots within the subdivision being sufficient in width along road easement for all utilities including gas, water, sewer and electrical services as determined by the Planning Commission.

Section VIII. Streets.

In addition to all other Ordinances setting out the requirements of Owner/Developer of subdivision for the construction of the streets within or without the subdivision as required by the Planning Commission. The owner or developer shall complete all requirements set out in the regulation of the City of Cullman as to the minimum requirements for the streets as approved by the Planning Commission prior to final approval of the subdivision and recording unless said improvements are bonded in sufficient amount as set out in section IX, Completion of the Work, of this Ordinance.

Section IX. Completion of the Work.

Owner/Developer shall complete all requirements set out in this Ordinance prior to final approval of the subdivision unless a bond is provided in a sufficient amount to covey 150% of the estimated cost of the improvements not completed and said bond must be approved by the Clerk of the City of Cullman. No subdivision lot may be signed and recorded without the completion of all requirements herein or bonded as set out above. Any Owner or Developer found to have conveyed any lot prior to complying with this Section shall be grounds for the building permit of said conveyed lot, or any lot within the subdivision, to be revoked or refused until all improvements required of this Ordinance be completed within the entire subdivision.

Section VIX. Severability Clause.

Each and every provision of this Ordinance is hereby declared to be an independent provision and the holding of any provision hereof to be void or 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 provisions which might have been invalid.

Section XI. Effective Date.

This Ordinance shall be effective following its passage, approval, and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 11th day of June, 2018. /s/Garlan E. Gudger, Jr. - President of the City Council

ATTEST: /s/Wesley M. Moore - City Clerk

APPROVED BY THE MAYOR this the 11th day of June, 2018. /s/ Woody Jacobs – Mayor

ORDINANCE NO. 2018 – 30
TO AMEND ORDINANCE NO. 2015 – 23 DESIGNATING OFFICERS OF THE CITY OF CULLMAN, ALABAMA

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

1. That SECTION IV is deleted in its entirety and replaced with the following:

SECTION IV. The following officers of the City, all of which have some level of authority over employees of the City, exercise some discretionary policy making authority, or a portion of their duties is the ability to discharge some portion of the sovereign power of the City, shall be appointed by the majority of the City Council:

A. Police Chief.
B. Fire Chief.
C. Director of Economic Development.
D. Sanitation Superintendent.
E. Street Superintendent.
F. Wastewater Treatment Plant Superintendent.
G. Water and Sewer Superintendent.
H. Garage Superintendent.
I. Chief Building Official.
J. Director of Risk Management.
K. Director of Information Technology
L. Director of Technology Village

All officers set out in this Section shall serve for one year or until their successors are appointed. All officers set out in in this Section shall be directed by the Mayor, and shall report to the Mayor and the designated Committee Chair to keep the Council advised of the operations of their departments. In addition to the normal duties of their respective departments, these officers shall set formal procedures for personal conduct of the employees within their departments not inconsistent with the policies set by the Council and Mayor. All officers set out in this Section are exempt employees (employees at will) and may be removed prior to their term of service without cause by the Council. The Mayor may temporarily suspend or remove any officer, superintendent, chief, or department head in this Section; the suspension or removal of any of the above officials, if sustained by a majority of the Council, shall be final. The Mayor may temporarily fill the vacancy of any office in Section until a permanent replacement is appointed by the majority of the Council.

2. All other provisions of Ordinance No. 2015-23 not specifically amended herein shall remain in full force and effect.
3. This Ordinance shall be effective following its passage, approval, and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 11th day of June, 2018. /s/Garlan E. Gudger, Jr. - President of the City Council
ATTEST: /s/Wesley M. Moore - City Clerk
APPROVED BY THE MAYOR this the 11th day of June, 2018. /s/ Woody Jacobs – Mayor

ORDINANCE NO. 2018 – 31
TO PROVIDE FOR THE EXEMPTION OF THE COVERED ITEMS IN ACT 2006-574 FROM CITY SALES TAX

WHEREAS, the Legislature of the State of Alabama through Act 2006-574 has allowed cities and counties to exempt certain items mainly for the purchase of supplies, course studies, and clothing for children at the beginning of each school year, from sales and use taxes, the items allowed to be exempt specifically outlined in Act 2006-574;
WHEREAS, Act 2017-120 also limits the exemption to items purchased during a specific period of time being 12:01 a.m. on the third full weekend in July;
WHEREAS, the City of Cullman, Alabama, receives directly or indirectly through ordinance or legislative act, certain sales and use taxes which may be exempted under the provisions of Act 2006-574;
WHEREAS, the Cullman City Council finds and determines that it concurs with the exemption enacted by the Legislature in order to encourage and assist families in the purchase of necessary and essential items to properly clothe and provide their children with quality equipment and sufficient supplies to enhance their learning, comfort, and enjoyment of the school year ahead.
THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA AS FOLLOWS:
Section 1. The City of Cullman, Alabama, hereby abates or suspends and exempts only those items listed in Act 2006-574 from sales and use taxes levied or received by the City of Cullman for sales completed (being purchased and delivered to the customer) during the period commencing on Friday, July, 20th, 2018 at 12:01 a.m. and ending on the following Sunday, July 22nd, 2018 at 12:00 midnight. The items listed in Act 2006-574 shall not be exempt from sales or use tax during any time period other than the above stated third full weekend in July.
Section 2. The Cullman City Council may amend this ordinance or adopt a separate ordinance to extend this exemption of sales and use tax for the third full weekend in July for future years.
Section 3. Nothing in this Ordinance shall be construed to grant, exempt, amend, abate, or void any sales or use tax ordinance, law or legislation in any manner other than described in Alabama Legislative Act 2006-574.
ADOPTED BY THE CITY COUNCIL this the 11th day of June, 2018. /s/Garlan E. Gudger, Jr. - President of the City Council
ATTEST: /s/Wesley M. Moore - City Clerk
APPROVED BY THE MAYOR this the 11th day of June, 2018. /s/ Woody Jacobs – Mayor

Obituary Announcements: June 16

Funeral Service for Matthew Osborn, 42 of Cullman, will be at 2 p.m. on Saturday, June 16, 2018 at Refuge Church of God with Rev. Tim Dubberly and Steven Sanders officiating; burial at Riverside Cemetery. Cullman Heritage Funeral Home is in charge of arrangements. Mr. Osborn passed away on Wednesday, June 13, 2018 at his residence. He was born, August 25, 1975 to Carl William and Teresa Lynn Osborn. He served our community with the Cullman County Sherriff's Office as a reserve deputy. He is preceded in death by his father. Survivors include his wife, Stacy Osborn, mother, Teresa Osborn, sisters, Cindy (LeeRoy) Fortner and Laura (Heath) Boatright, mother-in-law, Diane Entrekin, brother-in-law, Allen (Teresa) Entrekin, fur baby, Sophie Grace, and a host of nieces, nephews, family and friends.

Garry Burgess, 60 of Gardendale, passed away Tuesday, June 12, 2018. Mr. Burgess was born September 26, 1957 to James and Lois Davis Burgess. Mr. Burgess worked as a CAD drawer for many years. He was also a loving father, grandfather, great-grandfather, and brother. His will be missed by many. Garry is preceded in death by his parents and a brother, Ricky Burgess. He is survived by his brother, Randy Burgess (Johnna); daughters, Dana Barton (Richie) and Amber Hill (Lee); grandchildren, Nathan and Hallie Barton, and Gracie, Lynlee, and Madilyn Hill; and great-grandson, Blake Barton. Funeral services will be Saturday, June 16, 2018, at 12 noon in the Holly Pond Funeral Home Chapel. Burial will follow in Holly Pond Cemetery. Friends may visit with the family two hours prior to services on Saturday, from 10 a.m. until services begin at noon. In lieu of flowers, donations can be made in memory of Garry to Holly Pond Funeral Home. Holly Pond Funeral Home is honored to serve the family.

Cortney Shea Delorme, of Boaz, passed away Monday June 11, 2018. Services will be 2 p.m. Saturday June 16, at Hanceville Funeral Home with interment following in Hopewell cemetery, Reverend Larry Gipson officiating. He was preceded in death by grandparents, Ralph and Jean Harmon and Brother and Dorothy Delorme. Mr. Delorme is survived by his wife; Ashley Delorme, daughter; Emma Delorme, son; Eddie "Brother" Mitchell Delorme. Parents, Eddie H. and Berth Harmon Delorme; sister; Tracie (Robert) Tolentino, Parents-in-law; Mitchell and Valerie Cotton, brother-in-law; Eric (Amber) Cotton, nieces and nephews; Lilliana Tolentino, Kaitlyn, Elise, Owen, and Claire Cotton, two aunts, 1 uncle and numerous cousins and friends.

Funeral services for James Paul Roberts, 63 of Vinemont, are 11 a.m. Saturday, June 16, 2018 at Cullman Funeral Home, Bro. Tommy Blackwood and Bro. Steve Bryan officiating, with interment with military honors in Emeus Cemetery. Cullman Funeral Home directing. Mr. Roberts passed away on Tuesday, June 12, 2018. He was preceded in death by his father, James Earl Roberts and grandsons, Brady and Connor Hill. He is survived by his wife, Jayne Roberts; mother, Ival Lee Skinner; daughters, Kelley (Kevin) Jones and Melanie (Jeremy) Hill; brother, Randy (Cynde) Roberts; sisters, Linda Roat and Glenda (Hal) Lockhart; grandchildren, Austin Jones, Jessi Jones, Brookelynn Hill and Cody Hill.

Cortney Shea Delorme, of Boaz, passed away Monday June 11, 2018. Services will be 2 p.m. Saturday June 16, at Hanceville Funeral Home with interment following in Hopewell cemetery, Reverend Larry Gipson officiating. He was preceded in death by grandparents, Ralph and Jean Harmon and Brother and Dorothy Delorme. Mr. Delorme is survived by his wife; Ashley Delorme, daughter; Emma Delorme, son; Eddie "Brother" Mitchell Delorme. Parents, Eddie H. and Berth Harmon Delorme; sister; Tracie (Robert) Tolentino Parents-in-law; Mitchell and Valerie Cotton, brother-in-law; Eric (Amber) Cotton, nieces and nephews; Lilliana Tolentino, Kaitlyn, Elise, Owen, and Claire Cotton, two aunts, 1 uncle and numerous cousins and friends.

Funeral Service for Robert Delone Graham will be at 3:30 p.m. on Saturday, June 16, 2018 at Cullman Heritage Funeral Home: burial at Bethel of Gum Pond. Mr. Graham was born May 10, 1945 and passed in his sleep on June 14, 2018. He was preceded in death by his parents Samuel O'Neal (Hamp) Graham and Ruby Reynolds and his sisters Iva Nell Lowery and Sarah Phillips. He is survived by his sister Doan Merritt and Judy Perkins, his children; Randall (Jennifer) Graham, Rodney (Denise) Graham, Roger Graham, Rhonda (Jeff) Boatright, and Brandy(Robert) Shoemake, grandchildren; Colton Graham, Ansley Graham, Tyler Crook, Asia Graham, Wesley (Terra) Graham, Breeanna (Devon) Basinger, Aaron Graham, Jordan Boatright, Oakley Graham, Alexa Smith, Matthew Boatright, Seth Graham, Zachary and Reese Hightower, Skye Graham, Braxton and Jaszmine Shoemake, great grandchildren; Fallyn, Josselyn, Allydee, Kooper, Houston, Brylin, and Jessa. Visitation will be from 11 a.m. until 3:30 p.m. on Saturday, June 16, 2018 at Cullman Heritage Funeral Home.

Funeral services for James Paul Roberts, 63, of Vinemont are 11 a.m. Saturday, June 16, 2018 at Cullman Funeral Home, Bro. Tommy Blackwood and Bro. Steve Bryan officiating, with interment with military honors in Emeus Cemetery. Cullman Funeral Home directing. Paul went home to be with Jesus on Tuesday, June 12, 2018. Although our hearts are broken, his heart is whole. He will see many friends and loved ones there, including 2 twin grand boys who never knew their pawpaw here. Paul was the best husband, daddy, pawpaw and friend. If you needed help, you could depend on him. After finishing high school at West Point, Paul entered the U.S. Air Force. He loved serving his country and did so for 40 years. But his greatest joy was serving our Lord, which he did every day. We will miss you pawpaw, but we know you are having the time of your life! Paul would want everyone he knew to join him in Heaven. So if you are not prepared as he was, today is the day of salvation. 2 Corinthians 6:2 He was preceded in death by his father, James Earl Roberts and grandsons, Brady and Connor Hill. He is survived by his wife, Jayne Roberts; mother, Ival Lee (Jerry) Skinner; daughters, Kelley (Kevin) Jones and Melanie (Jeremy) Hill; brother, Randy (Cynde) Roberts; sisters, Linda Roat and Glenda (Hal) Lockhart; grandchildren, Austin Jones, Jessi Jones, Brookelynn Hill and Cody Hill.

Gary Wayne Mitchell, 69 of Hanceville, passed away Friday, June 15, 2018. He was born in Missouri on October 3, 1948, to Cordy and Martha Gregory Mitchell. Mr. Mitchell worked as a truck driver for 30 years. He loved his family and was a devoted father, grandfather, and great-grandfather. He is preceded in death by his parents. Survivors include his son, Dewayne Mitchell; daughter, Cindy Mitchell Byrne, grand children, Judy Mitchell, Latishia (Gerald) Mullet, David Byrne; great-grandchildren, Mordekai Mullet, Draken Mullet, Ethen Mullet, and Brayden Byrne; and a host of brothers, sisters, nieces, and nephews. Holly Pond Funeral Home is honored to serve the family of Mr. Mitchell.

Free Obituary Listings

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Hanceville Council talks solar energy, community improvement projects

W.C. Mann
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HANCEVILLE – At its regular meeting Thursday evening, the Hanceville City Council heard about current and upcoming projects to improve the community and grow the city's business/industrial sector.

Councilman Charles Wilson informed the council that the water department has half of its solar panels installed at the sewer plant, and that they are already producing electricity. The rest should be arriving soon. Over the next 20 years after the completion of the project, according to Wilson, the panels will generate enough surplus electricity (which will be sold to the Tennessee Valley Authority (TVA)) to pay off the original investment and allow the City to realize a $100,000 to $200,000 profit.

Wilson said that this is the first sewer plant in the state to operate on solar energy, and that it will become a model for other plants around the state. He expects the plant to host numerous visitors in years to come.

Mayor Kenneth Nail informed the council that the city's industrial park has undergone a recent cleanup to make the property more attractive ahead of upcoming meetings with representatives of businesses potentially interested in locating in Hanceville. As those plans are preliminary, Nail did not release further information.

Kristi Barnett of Wallace State came to address the council about the college's new community garden, which is scheduled to open with a work day on Saturday, June 23. The project will offer 16 raised garden beds to begin, with planned future expansion. Beds can be rented or paid for through community service, and are open to students, faculty and to Hanceville area residents. (See more on this in The Tribune's story on the project.)

Nail also informed the council that the City is about to begin repairs around the bridge opposite the Hanceville Civic Center, including shoring up the creek bank and re-grading the site to make it easier to mow. Additionally, he reported that improvements along Edmondson Road are nearing completion.

Council business

The council approved an invoice from Good Hope Contracting in the amount of $16,926.35 for paving materials for work on Hopewell Drive.

The council also voted to surplus a small .17-acre triangular parcel of land adjoining both C.W. Day Park and a home lot owned by resident Steve Barnett. According to Nail, the parcel has been tended by Barnett for years, and only recently did the resident and City discover that the corner of his back yard was City property. The parcel will be put up for sale by closed bid.

At the conclusion of its regular business, the council went into executive session on a topic not reported to the public.

The next Hanceville City Council meeting will take place at 6:30 p.m. on Thursday, June 28, in the Hanceville City Hall auditorium, with work session at 6. The public is invited to attend.







