

**M2020-11A**

November 2, 2020

**Special Meeting**

**ORGANIZATION MEETING**

Meeting called to order by Mayor Patrick Bates on Monday, November 2, 2020 at 7:11 P.M.

Roll call by Clerk Keirstyn Montgomery. All Council members present.

Mayor Patrick Bates asked for any public comments, there were none.

Mayor Patrick Bates recommended re-appointing Keirstyn Montgomery as Clerk. Motion to re appoint Keirstyn Montgomery as clerk made by Jimbo Quick, second by Bruce Bentley.

Approved 6-0. Mayor Patrick Bates asked for Roll-Call Vote: Mayor Bates: Yes, Donald Gunter: Yes, Jimbo Quick: Yes, Bruce Bentley: Yes, Don Bates: Yes, Keith Hardman: Yes

Council Member Don Bates nominated Jimbo Quick for Mayor Pro Tem. Motion to re-elect Jimbo Quick as Mayor Pro Tem made by Don Bates, second by Bruce Bentley. Approved 6-

0. Mayor Patrick Bates asked for Roll-Call Vote: Mayor Bates: Yes, Donald Gunter: Yes, Jimbo Quick: Abstain, Bruce Bentley: Yes, Don Bates: Yes, Keith Hardman: Yes

Council will continue to meet on the 3<sup>rd</sup> Monday of the month for Regular Meetings. Motion by Don Bates, second by Donald Gunter. Approved 6-0.

Mayor Patrick Bates discussed ethics training with council and announced Economic Interest Forms for Council have been completed.

Council discussed ideas for remaining CARES ACT funds. Mayor Patrick Bates asked Council to present ideas for remainder of CARES ACT funding to be discussed at the next council meeting.

Council discussed "Rivers & Streams" grant to build steps and handicapped parking spaces for the Town Hall. Tabled until next meeting.

Mayor Patrick Bates presented 3 quotes for Farmers Market sign design. Quotes from: Creative Signs, Larry's Signs, & All State Signs. Motion to hire Creative Signs in the amount not to exceed \$500 made by Donald Gunter, second by Don Bates. Approved 6-0.

Council discussed options for Farmers Market building. Tabled until next meeting.

Mayor Patrick Bates presented the following resolutions:

RESOLUTION NO. 2020 – 012 - DESIGNATING DEPOSITORIES FOR VARIOUS FUNDS  
OF THE TOWN OF BERLIN

RESOLUTION NO. 2020 – 013 - ADOPTING MILEAGE RATE FOR REIMBURSEMENT TO  
EMPLOYEES AND OFFICERS OF THE TOWN OF BERLIN

Motion to pass both resolutions made by Donald Gunter, second by Bruce Bentley.

Approved 6-0.

Approval of minutes from October 19, 2020 Regular Meeting. Motion to approve by Donald  
Gunter, second by Jimbo Quick. Approved 6-0.

Approval of November invoices. Motion to approve by Bruce Bentley, second by Jimbo  
Quick. Approved 6-0.

In Other Business, Mayor Patrick Bates informed Council that Steve Clark has dug holes for  
Farmers Market sign as a donation to the town.

Motion to adjourn by Donald Gunter, second by Jimbo Quick. Approved 6-0.

Adjourned at 7:41 PM.

The next meeting of the Berlin Town Council will be November 16, 2020 at the Berlin  
Community Center.



Mayor

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Attest

## AGENDA

### Town of Berlin Council Meeting

November 2, 2020 – 7:00 PM

### ORGANIZATION MEETING

Swearing in of Mayor and Councilmembers

Call to Order

Invocation

Pledge

Roll call

Public comments

Election of Town Clerk

Election of Mayor Pro Tem

Scheduling of regular council meeting

Ethics ([www.ethics.alabama.gov](http://www.ethics.alabama.gov))

Economic Interest Forms

Approval of minutes of October 19, 2020 meeting

CARES Act reimbursements and projects

Town hall steps and accessibility

Farmers Market sign & building

Invoices & payroll

Other business

Adjournment

**M2020-10**

October 19, 2020

**Regular Meeting**

Meeting called to order by Mayor Patrick Bates on Monday, October 19, 2020 at 7:00 P.M.

Roll call by Clerk Keirstyn Montgomery. All Council members present.

Mayor Patrick Bates asked for any public comments, Berlin Fire Chief Ralph Laney announced that the new fire truck is in the manufacturing process and anticipates completion by August 2021.

Approval of minutes from September 21, 2020 Regular Meeting. Motion to approve by Jimbo Quick, second by Keith Hardman. Approved 6-0.

Approval of October invoices & payroll. Motion to approve by Donald Gunter, second by Don Bates. Approved 6-0.

Council received one bid for the bush hogging of approximately 15 acres of Town Property. Bid received from Steve Clark in the amount of \$800/per cut. Motion to approve by Donald Gunter, second by Bruce Bentley. Approved 6-0.

Council approved 2021 Budget. Motion to approve by Donald Gunter, second by Keith Hardman. Approved 6-0.

Council approved \$18,000 of CARES Act funding to be distributed to Fairview, Welti, & Holly Pond Elementary Schools in the amount of \$6,000 per school in response to COVID-19. Motion to approve by Jimbo Quick, second by Donald Gunter. Approved 6-0. Fairview Elementary Vice Principal Caleb Elrod stated that donations will service approximately 15-18, K-1 classrooms at Fairview Elementary School.

Mayor Patrick Bates asked Council to present ideas for remainder of CARES ACT funding to be discussed at the next council meeting.

Council discussed AMRV RC&D grant to build steps and handicapped parking spaces for the Town Hall. Tabled until next meeting.

Council discussed options for Farmers Market building. Mayor Patrick Bates informed Council of 3 quotes for Farmers Market building. Tabled until next meeting.

Council discussed office supplies for Town Hall. Council made motion to approve \$200 for office supplies. Motion by Jimbo Quick, second by Don Bates. Approved 6-0.

Council announced a Special Organization Meeting set for November 2, 2020 at 7 P.M. to swear in the Council and Mayor for the new term. District Judge Rusty Turner will conduct the swearing-in ceremony.

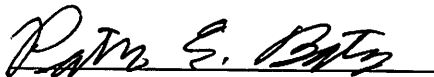
Council approved cross drain replacement and other repairs at the intersection of county roads 1619 and 1620 and county roads 1625 and 1627. Motion to approve by Keith Hardman, second by Donald Gunter. Approved 6-0.

In Other Business, Council discussed Town Hall hours of operations. Effective November 1, 2020 Town Hall hours of operations will be Monday-Wednesday from 8 A.M – 4 P.M. Motion to approve by Jimbo Quick, second by Donald Gunter. Approved 6-0.

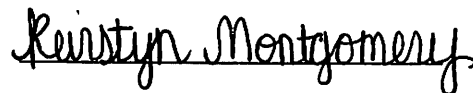
Motion to adjourn by Don Bates, second by Jimbo Quick. Approved 6-0.

Adjourned at 7:51 PM.

The next meeting of the Berlin Town Council will be November 2, 2020 at the Berlin Community Center.



Mayor



Attest

**RESOLUTION NO. 2020 - 012**  
**DESIGNATING DEPOSITORIES FOR VARIOUS FUNDS OF THE TOWN OF BERLIN**

WHEREAS, the Town Council of the Town of Berlin, Alabama, has convened an organizational meeting at 7:00 PM on the 2<sup>nd</sup> day of November, 2020;

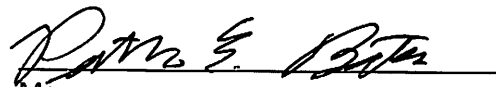
BE IT RESOLVED by the Town Council of the Town of Berlin, in the State of Alabama, that all banks and savings and loan associations in Cullman County which are recognized by the State of Alabama as Qualified Public Depositories are hereby designated as suitable depositories for funds of the Town;

BE IT FURTHER RESOLVED that all warrants, drafts, and checks drawn on the account of the Town of Berlin shall be signed by two of the persons designated herein as signatories; that the Mayor and Town Clerk be and they are hereby designated as signatories and authorized to execute all warrants, drafts and checks drawn upon the accounts of the Town of Berlin; and that the Mayor Pro Tem of the Town Council be and is hereby designated as signatory and authorized to execute such warrants, drafts, and checks in the event of the absence or incapacity of either the Mayor or Town Clerk;

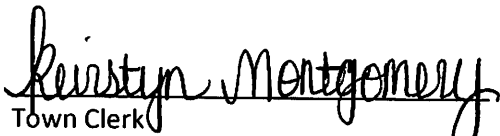
BE IT FURTHER RESOLVED that the Mayor and/or the Town Clerk are hereby authorized:

1. To open new accounts at the various depositories and to transfer funds from one depository to another.
2. To invest funds in certificates of deposits or authorized federal securities, and to reinvest or withdraw these funds as necessary.
3. To require collateral to be pledged to secure town funds; to release or accept collateral securities as the circumstances warrant and to execute collateral agreements.
4. To take any further actions necessary to safeguard the funds of the Town.

ADOPTED BY THE TOWN COUNCIL this the 2<sup>nd</sup> day of November, 2020.

  
Mayor

ATTEST:

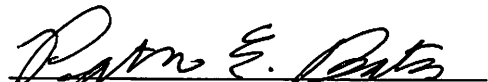
  
Town Clerk

**RESOLUTION NO. 2020 - 013**  
**ADOPTING MILEAGE RATE FOR REIMBURSEMENT TO**  
**EMPLOYEES AND OFFICERS OF THE TOWN OF BERLIN**


WHEREAS, the Town Council of the Town of Berlin, Alabama, has convened an organizational meeting at 7:00 PM on the 2<sup>nd</sup> day of November, 2020;

BE IT RESOLVED by the Town Council of the Town of Berlin, in the State of Alabama, that the Town of Berlin shall reimburse all employees and officials whom are entitled to reimbursement under current and future reimbursement policies for use of their personal vehicle in an amount per mile equal to the Optional Standard Mileage Rates as issued by the Internal Revenue Service each year, as amended. The current rate effective 2020 is 57.5 cents per mile.

ADOPTED BY THE TOWN COUNCIL this the 2<sup>nd</sup> day of November, 2020.

  
Mayor

ATTEST:

  
Town Clerk

**RESOLUTION NO. 2020 - 012**  
**DESIGNATING DEPOSITORIES FOR VARIOUS FUNDS OF THE TOWN OF BERLIN**

WHEREAS, the Town Council of the Town of Berlin, Alabama, has convened an organizational meeting at 7:00 PM on the 2<sup>nd</sup> day of November, 2020;

BE IT RESOLVED by the Town Council of the Town of Berlin, in the State of Alabama, that all banks and savings and loan associations in Cullman County which are recognized by the State of Alabama as Qualified Public Depositories are hereby designated as suitable depositories for funds of the Town;

BE IT FURTHER RESOLVED that all warrants, drafts, and checks drawn on the account of the Town of Berlin shall be signed by two of the persons designated herein as signatories; that the Mayor and Town Clerk be and they are hereby designated as signatories and authorized to execute all warrants, drafts and checks drawn upon the accounts of the Town of Berlin; and that the Mayor Pro Tem of the Town Council be and is hereby designated as signatory and authorized to execute such warrants, drafts, and checks in the event of the absence or incapacity of either the Mayor or Town Clerk;

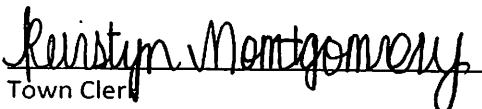
BE IT FURTHER RESOLVED that the Mayor and/or the Town Clerk are hereby authorized:

1. To open new accounts at the various depositories and to transfer funds from one depository to another.
2. To invest funds in certificates of deposits or authorized federal securities, and to reinvest or withdraw these funds as necessary.
3. To require collateral to be pledged to secure town funds; to release or accept collateral securities as the circumstances warrant and to execute collateral agreements.
4. To take any further actions necessary to safeguard the funds of the Town.

ADOPTED BY THE TOWN COUNCIL this the 2<sup>nd</sup> day of November, 2020.

  
Mayor

ATTEST:

  
Town Clerk

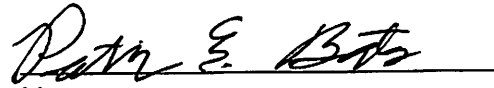


**RESOLUTION NO. 2020 - 013**  
**ADOPTING MILEAGE RATE FOR REIMBURSEMENT TO**  
**EMPLOYEES AND OFFICERS OF THE TOWN OF BERLIN**

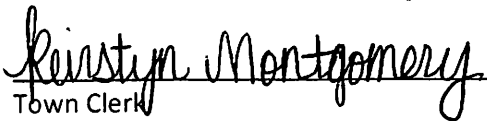
WHEREAS, the Town Council of the Town of Berlin, Alabama, has convened an organizational meeting at 7:00 PM on the 2<sup>nd</sup> day of November, 2020;

BE IT RESOLVED by the Town Council of the Town of Berlin, in the State of Alabama, that the Town of Berlin shall reimburse all employees and officials whom are entitled to reimbursement under current and future reimbursement policies for use of their personal vehicle in an amount per mile equal to the Optional Standard Mileage Rates as issued by the Internal Revenue Service each year, as amended. The current rate effective 2020 is 57.5 cents per mile.

ADOPTED BY THE TOWN COUNCIL this the 2<sup>nd</sup> day of November, 2020.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Clerk

# OCTOBER 2020 Regular Meeting Invoices

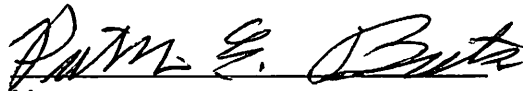
<u>DESCRIPTION</u>		<u>AMOUNT</u>	
Spectrum		\$64.99	
Cook's Pest Control		\$35.00	
Verizon		\$51.54	
Wisner Solutions	10/5/2020-CLEANING SEEKING REIMBURSEMENT	\$175.00	SEEKING REIMBURSEMENT
Knight-Free Insurance Agency	2021 Clerk/Treasurer Bond	\$250.00	
Global Industrial Invoice # 18146390	Welti Elementary	\$4,204.10	SEEKING REIMBURSEMENT
Global Industrial Invoice # 18146885	Holly Pond Elementary	\$3,553.25	SEEKING REIMBURSEMENT
Armana Invoice # 1771	Schools	\$7,727.62	SEEKING REIMBURSEMENT
Eva Surplus Invoice # 34072	Fairview Water	\$200.00	SEEKING REIMBURSEMENT
Spectrum		\$64.99	
Staples	Toner	\$110.28	
Office Max Order # 132960385-001	Holly Pond Elementary	\$1,474.42	SEEKING REIMBURSEMENT
Office Max Order # 132964070-001	Welti Elementary	\$483.95	SEEKING REIMBURSEMENT
Office Max Order # 1329966169-001	Fairview Elementary	\$248.45	SEEKING REIMBURSEMENT
USPS Order # o1477528635	Stamps	\$45.30	
Office Max Order # 133012750-001	Paper	\$67.81	
Berlin Hardware & Farm Supply	bolt,nut,washer	\$8.88	
Wisner Solutions	NOV & DEC	\$875.00	SEEKING REIMBURSEMENT
		TOTAL:	CARES ACT REIMBURSEMENT TOTAL:
		\$19,640.58	\$18,941.79

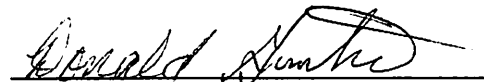
STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

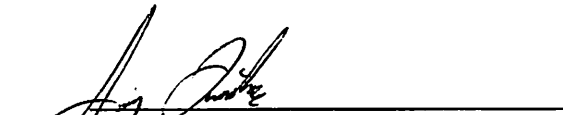
**CERTIFICATE OF ELECTION  
MAYOR**

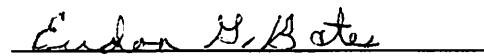
The undersigned hereby certify that in accordance with Section 11-46-26 of the Alabama Code of 1975, as amended, that without opposition, Patrick Eudon Bates was elected to the office of Mayor of the Town of Berlin, Alabama, for the term commencing on the first Monday of November, 2020.

ADOPTED BY THE TOWN COUNCIL pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 27<sup>th</sup> day of July 2020.

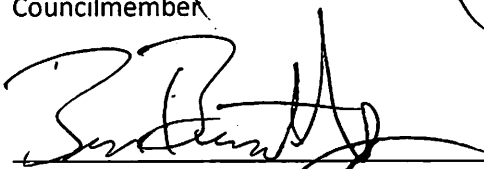
  
Mayor

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

## OATH OF OFFICE

THE STATE OF ALABAMA )

Cullman COUNTY )

I, Patrick Bates

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office

Mayor upon which I am  
about to enter, to the best of my ability. So help me God.

Patrick S. Bates  
Signature

Patrick Bates  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2nd day of November, 2020.

Walter J. Turner  
Signature

District Judge  
Title

## OATH OF OFFICE

THE STATE OF ALABAMA )

Cullman COUNTY )

I, Donald Gunter

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office  
Councilmember Place 1 upon which I am  
about to enter, to the best of my ability. So help me God.

  
Signature

Donald Gunter  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2<sup>nd</sup> day of November, 2020.

  
Signature

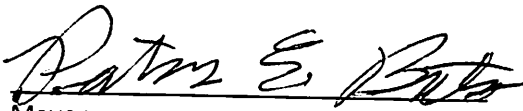
D. STIMZT SURG  
Title

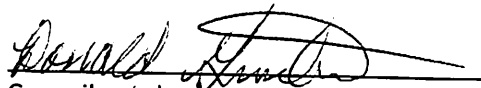
STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

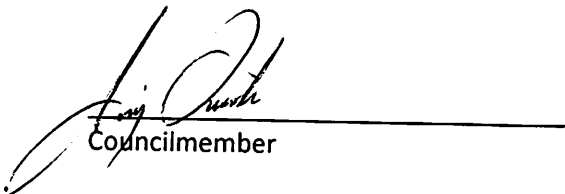
**CERTIFICATE OF ELECTION  
COUNCILMEMBER PLACE 2**

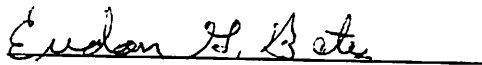
The undersigned hereby certify that in accordance with Section 11-46-26 of the Alabama Code of 1975, as amended, that without opposition, Jimmy Wesley Quick Jr was elected to the office of Councilmember Place 2 of the Town of Berlin, Alabama, for the term commencing on the first Monday of November, 2020.

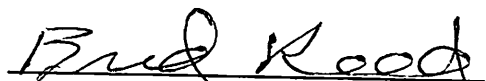
ADOPTED BY THE TOWN COUNCIL pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 27<sup>th</sup> day of July 2020.

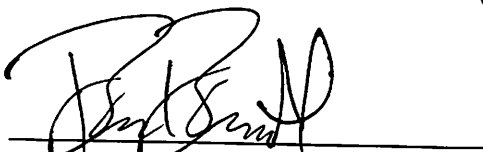
  
Mayor

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

## OATH OF OFFICE

THE STATE OF ALABAMA )

Cullman COUNTY )

I, Jimmy Quick

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office  
Councilmember Place 2 upon which I am  
about to enter, to the best of my ability. So help me God.


  
Signature

Jimmy Quick  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2<sup>nd</sup> day of Nov, 2020.

  
Signature

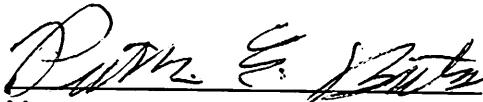
DISTRICT SURGE  
Title

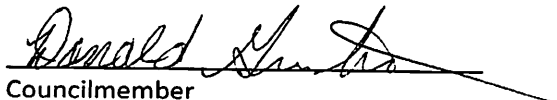
STATE OF ALABAMA )  
CULLMAN COUNTY )  
TOWN OF BERLIN )

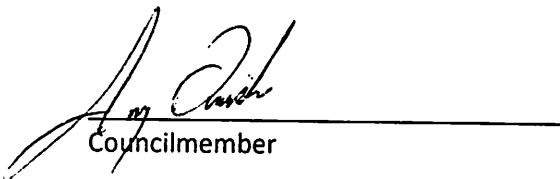
**CERTIFICATE OF ELECTION  
COUNCILMEMBER PLACE 3**

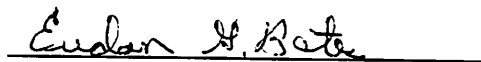
The undersigned hereby certify that in accordance with Section 11-46-26 of the Alabama Code of 1975, as amended, that without opposition, Bruce Bentley was elected to the office of Councilmember Place 3 of the Town of Berlin, Alabama, for the term commencing on the first Monday of November, 2020.

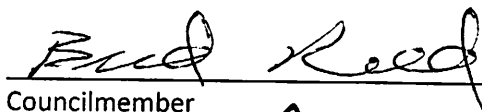
ADOPTED BY THE TOWN COUNCIL pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 27<sup>th</sup> day of July 2020.

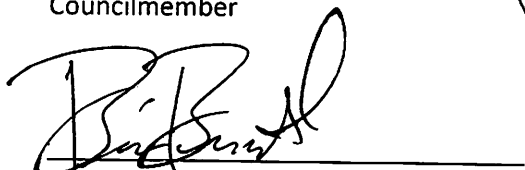
  
Mayor

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember



## OATH OF OFFICE

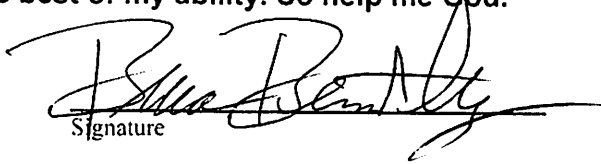
THE STATE OF ALABAMA )

Cullman COUNTY )

I, Bruce Bentley

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office

Councilmember Place 3 upon which I am  
about to enter, to the best of my ability. So help me God.

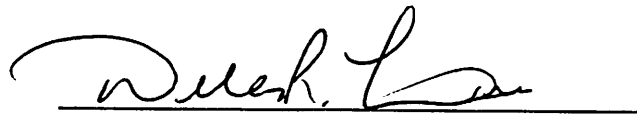
  
Signature

Bruce Bentley  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2<sup>nd</sup> day of Nov, 2020.

  
Signature

District Judge  
Title

STATE OF ALABAMA )  
CULLMAN COUNTY )  
TOWN OF BERLIN )

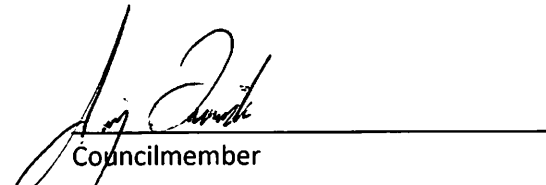
**CERTIFICATE OF ELECTION  
COUNCILMEMBER PLACE 4**

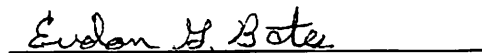
The undersigned hereby certify that in accordance with Section 11-46-26 of the Alabama Code of 1975, as amended, that without opposition, Eudon G. Bates was elected to the office of Councilmember Place 4 of the Town of Berlin, Alabama, for the term commencing on the first Monday of November, 2020.

ADOPTED BY THE TOWN COUNCIL pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 27<sup>th</sup> day of July 2020.

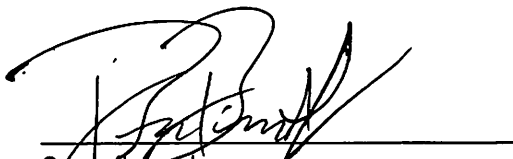
  
Mayor

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

## OATH OF OFFICE

THE STATE OF ALABAMA )

Cullman COUNTY )

I, Eudon Bates

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office  
Councilmember Place 4 upon which I am  
about to enter, to the best of my ability. So help me God.

Eudon Bates  
Signature

Eudon Bates  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2<sup>nd</sup> day of November, 2020.

[Signature]  
Signature


District Judge  
Title

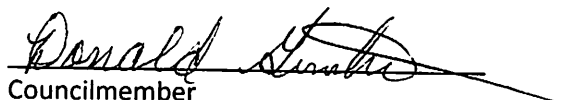
STATE OF ALABAMA )  
CULLMAN COUNTY )  
TOWN OF BERLIN )

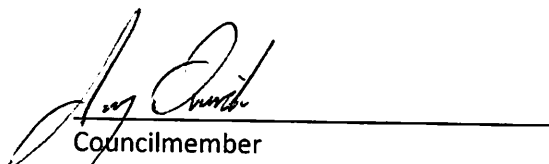
**CERTIFICATE OF ELECTION  
COUNCILMEMBER PLACE 5**

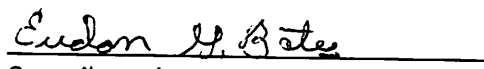
The undersigned hereby certify that in accordance with Section 11-46-26 of the Alabama Code of 1975, as amended, that without opposition, Keith Hardman was elected to the office of Councilmember Place 5 of the Town of Berlin, Alabama, for the term commencing on the first Monday of November, 2020.

ADOPTED BY THE TOWN COUNCIL pursuant to the requirements of Sections 11-46-20 et seq. of the Alabama Code of 1975, as amended, this the 27<sup>th</sup> day of July 2020.

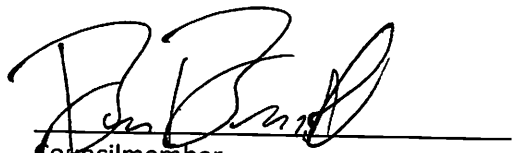
  
Mayor

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

  
Councilmember

## OATH OF OFFICE

THE STATE OF ALABAMA )

Cullman COUNTY )

I, Keith Hardman

do solemnly swear (or affirm as the case may be) that I will  
support the Constitution of the United States and Constitution  
of Alabama, so long as I continue a citizen thereof, and that I  
will faithfully and honestly discharge the duties of the office  
Councilmember Place 5 upon which I am  
about to enter, to the best of my ability. So help me God.

Keith Hardman  
Signature

Keith Hardman  
Print name

## CERTIFICATION OF OFFICER ADMINISTERING OATH

Sworn to and subscribed before me

This 2<sup>nd</sup> day of November, 2020.

[Signature]  
Signature

District Judge  
Title