

**M2020-011A**

July 27, 2020

**Special Meeting**

Meeting called to order by Mayor Bates on Monday, July 27, 2020 at 7:05 P.M.

Roll call by Clerk Keirstyn Montgomery. Councilman Bruce Bentley, not present.

Mayor Bates called for any public comments, there were none.

Approval of minutes from July 13, 2020 Regular Meeting. Motion to approve by Jimbo Quick, second by Donald Gunter. Approved 5-0.

Approval of July invoices. Motion by Don Bates, second by Bud Reed. Approved 5-0.

Mayor Bates presented Resolutions No.: 2020-005 OPERATION OF SNAP AND RELATED BANK ACCOUNT FOR FARMERS MARKET. Motion to approve by Don Bates, second by Jimbo Quick. Approved 5-0.

Council discussed lowering Farmers Market fee to encourage Growers to participate. Council made motion to lower Farmers Market fee to \$100 for remainder of season and \$10 per day. Motion to approve by Donald Gunter, second by Bud Reed. Approved 5-0.

Mayor Bates informed Council all Candidates were unopposed.

Mayor Bates presented Resolution No.: 2020-006 MAYOR ELECTED WITHOUT OPPOSITION, Resolutions No.: 2020-007 COUNCILMEMBER PLACE 1 ELECTED WITHOUT OPPOSITION, Resolutions No.: 2020-008 COUNCILMEMBER PLACE 2 ELECTED WITHOUT OPPOSITION, Resolutions No.: 2020-009 COUNCILMEMBER PLACE 3 ELECTED WITHOUT OPPOSITION, Resolutions No.: 2020-010 COUNCILMEMBER PLACE 4 ELECTED WITHOUT OPPOSITION, Resolutions No.: 2020-011 COUNCILMEMBER PLACE 5 ELECTED WITHOUT OPPOSITION. Motion to approve all Resolutions made by Donald Gunter, second by Jimbo Quick. Approved 5-0.

Council discussed quotes for the cleaning and disinfecting of the Town Hall and Community Center. Motion to hire Wisner Solutions in the amount of \$175 per treatment made by Jimbo Quick, second by Bud Reed.

Council discussed installing a streetlight at the intersection of U.S. Highway 278 and County Road 728 as well as adding a streetlight to Farmers Market location. Motion by Donald Gunter, second by Don Bates. Approved 5-0.

Councilman Jimbo Quick recommended referring road work on County Road 1600 to subcontractors to complete road work faster.

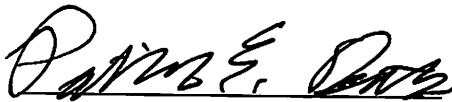
Councilman Bud Reed announced his resignation from Councilmember Place 5 due to health-related reasons.

Mayor Bates declared Councilmember Place 5 vacant. Council tabled filling seat until next meeting.

Motion to adjourn by Jimbo Quick, second by Donald Gunter. Approved 5-0.

Adjourned at 7:31PM.

The next Regular Meeting of the Berlin Town Council will be August 17, 2020 at the Berlin Town Hall at 7PM.



Mayor



Attest

## **AGENDA**

### **Town of Berlin Council Meeting**

**July 27, 2020 – 7:00 PM**

**Call to Order**

**Invocation**

**Pledge**

**Roll call**

**Public comments**

**Approval of minutes of July 13, 2020 meeting**

**Farmers Market**

**Election**

**Town hall steps and accessibility**

**Invoices**

**Other business**

**Adjournment**

M2020-07

July 13, 2020

Regular Meeting

Meeting called to order by Mayor Bates on Monday, July 13, 2020 at 7:01 P.M.

Roll call by Clerk Keirstyn Montgomery. Councilman Bruce Bentley, not present.

Mayor Bates called for any public comments, there were none.

Approval of minutes from June 29, 2020 Special Meeting. Motion to approve by Donald Gunter, second by Bud Reed. Approved 5-0.

Approval of July invoices. Motion by Don Bates, second by Donald Gunter. Approved 5-0.

Mayor informed Council that the Cullman Electric Cooperative will be at the Berlin Farmers Market on July 15 from 11AM-1PM to promote Sprout Fiber in the Berlin area.

Mayor confirmed that the Berlin Farmers Market will start accepting SNAP on Monday, July 20.

Mayor informed Council that Pepsi donated 2 banners to be used as temporary signs for the Farmers Market.

Council discussed looking at different designs for the Town Hall steps and accessibility that will cut costs.

Council made motion to surplus the Towns' old Brother MFC-L2685DW printer due to damage.

Council approved \$2,000 for various supplies needed at the Town Hall including hands-free dispensers, hand sanitizer, and disinfectant wipes from the state bid list in response to COVID-19.


Council discussed getting quotes to have the Berlin Community Center cleaned before meetings due to COVID-19.

In Other Business, Council discussed USPS not delivering mail due to road conditions on County Road 1600. Mayor Bates will request the County to review the road.

Motion to adjourn by Don Bates, second by Bud Reed. Approved 5-0.

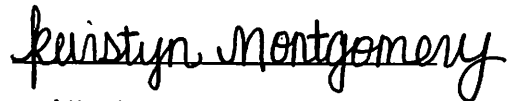
Adjourned at 7:15PM.

The next Regular Meeting of the Berlin Town Council will be July 27, 2020 at the Berlin Town Hall at 7PM.



Peter E. Bata

Mayor



Kristyn Montgomery

Attest

**RESOLUTION NO. 2020 - 005**  
**OPERATION OF SNAP AND RELATED BANK ACCOUNT FOR FARMERS MARKET**

WHEREAS, the Town Council of the Town of Berlin, Alabama, has convened a regular meeting at 7:00 PM on the 13<sup>th</sup> day of July 2020;


AND WHEREAS, the Town of Berlin, Alabama has established the Berlin Farmers Market;

BE IT RESOLVED by the Town Council of the Town of Berlin, in the State of Alabama, that the Berlin Farmers Market shall participate in the Supplemental Nutrition Assistance Program (SNAP) to assist growers with accepting payment for allowed goods;

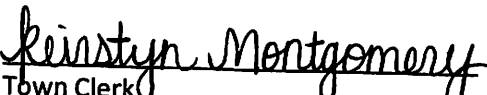
BE IT FURTHER RESOLVED that a separate bank account be established to receive SNAP transfers and to provide reimbursement to growers, that fees paid by growers to the Farmers Market shall be deposited to this account, and that no tax revenues shall be placed into this account;

BE IT FURTHER RESOLVED that in order to facilitate prompt reimbursement to growers, drafts from this account for such reimbursements shall require only one signature.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

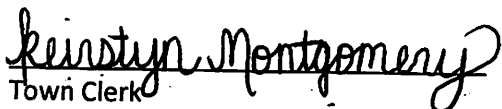
STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

To the Town Council of Berlin, Alabama

This is the certify that only one person filed a statement of candidacy for the office of Mayor by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Patrick Eudon Bates.

  
Mayor

ATTEST:

  
Town Clerk

**RESOLUTION NO. 2020 - 006**  
**MAYOR ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Mayor prior to the deadline and that the name of that person who filed such statement was Patrick Eudon Bates;

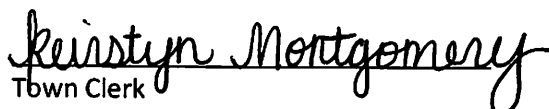
NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Patrick Eudon Bates be and hereby is declared duly elected to the office of Mayor in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Patrick Eudon Bates for the office of Mayor for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

  
\_\_\_\_\_  
Mayor


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



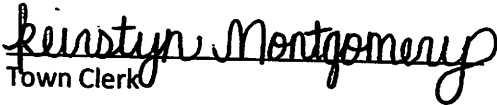
STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

To the Town Council of Berlin, Alabama

This is to certify that only one person filed a statement of candidacy for the office of Councilmember, Place 1 by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Donald Gunter.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

**RESOLUTION NO. 2020 - 007**  
**COUNCILMEMBER PLACE 1 ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

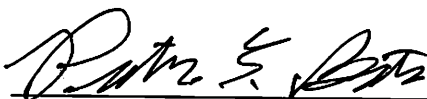
AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember Place 1 prior to the deadline and that the name of that person who filed such statement was Donald Gunter;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Donald Gunter be and hereby is declared duly elected to the office of Councilmember Place 1 in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Donald Gunter for the office of Councilmember Place 1 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

  
\_\_\_\_\_  
Mayor

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

STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

To the Town Council of Berlin, Alabama

This is to certify that only one person filed a statement of candidacy for the office of Councilmember, Place 2 by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Jimmy Wesley Quick, Jr.

*Ratna E. Batts*  
Mayor

ATTEST:

*Keirstyn Montgomery*  
Town Clerk

**RESOLUTION NO. 2020 - 008**  
**COUNCILMEMBER PLACE 2 ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

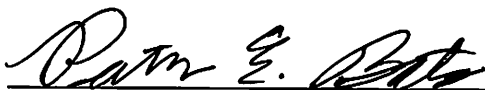
AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember Place 2 prior to the deadline and that the name of that person who filed such statement was Jimmy Wesley Quick Jr.;

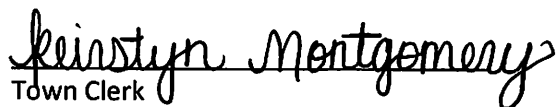
NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Jimmy Wesley Quick Jr. be and hereby is declared duly elected to the office of Councilmember Place 2 in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Jimmy Wesley Quick Jr. for the office of Councilmember Place 2 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

  
Mayor

  
Town Clerk

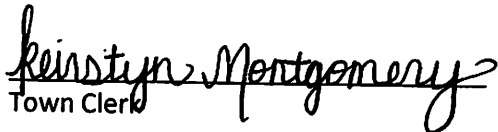
STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

To the Town Council of Berlin, Alabama

This is to certify that only one person filed a statement of candidacy for the office of Councilmember, Place 3 by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Bruce Bentley.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

**RESOLUTION NO. 2020 - 009**  
**COUNCILMEMBER PLACE 3 ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

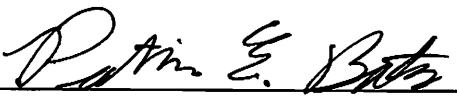
AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember Place 3 prior to the deadline and that the name of that person who filed such statement was Bruce Bentley;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Bruce Bentley be and hereby is declared duly elected to the office of Councilmember Place 3 in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Bruce Bentley. for the office of Councilmember Place 3 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

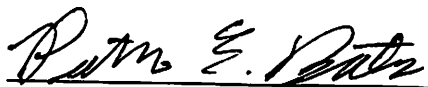
  
\_\_\_\_\_  
Mayor

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

STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

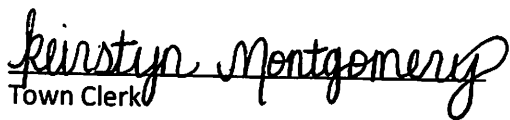
To the Town Council of Berlin, Alabama

This is the certify that only one person filed a statement of candidacy for the office of Councilmember, Place 4 by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Eudon G. Bates.



Mayor

ATTEST:

  
Town Clerk

**RESOLUTION NO. 2020 - 010**  
**COUNCILMEMBER PLACE 4 ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

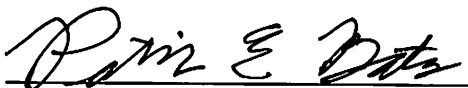
AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember Place 4 prior to the deadline and that the name of that person who filed such statement was Eudon G. Bates;


NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Eudon G. Bates be and hereby is declared duly elected to the office of Councilmember Place 4 in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Eudon G. Bates for the office of Councilmember Place 4 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

  
Mayor


  
Town Clerk



STATE OF ALABAMA     )  
CULLMAN COUNTY       )  
TOWN OF BERLIN       )

To the Town Council of Berlin, Alabama

This is the certify that only one person filed a statement of candidacy for the office of Councilmember, Place 5 by 5:00 p.m. on the third Tuesday in July preceding the 25<sup>th</sup> day of August, 2020, the date set for an election of municipal officers in the Town of Berlin, Alabama, and the name of such person is Keith Thomas Hardman.



Mayor

ATTEST:



Town Clerk

**RESOLUTION NO. 2020 - 011**  
**COUNCILMEMBER PLACE 5 ELECTED WITHOUT OPPOSITION**

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections in cities and towns of this state, except those cities and towns which have a commission form of government;

AND WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended;

AND WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadline set for an election of municipal officers of the municipality and setting forth the name of such person;

AND WHEREAS, said Section 11-46-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person;

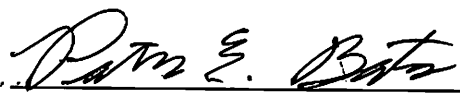
AND WHEREAS, the Mayor of the Town of Berlin has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of Councilmember Place 5 prior to the deadline and that the name of that person who filed such statement was Keith Hardman;

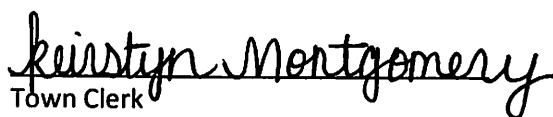
NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Berlin that Keith Hardman be and hereby is declared duly elected to the office of Councilmember Place 5 in the Town of Berlin for the term of office commencing on the first Monday in November, 2020;

BE IT FURTHER RESOLVED that the Mayor of the Town of Berlin be and hereby is directed to issue a certificate of election to Keith Hardman for the office of Councilmember Place 5 for such term pursuant to the provisions of Section 11-46-25, as amended.

ADOPTED BY THE TOWN COUNCIL this the 27<sup>th</sup> day of July 2020.

ATTEST:

  
\_\_\_\_\_  
Mayor

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