

1 HB495  
2 204786-3  
3 By Representative Harbison (N & P)  
4 RFD: Local Legislation  
5 First Read: 04-MAY-20

1  
2 ENROLLED, An Act,

3           Relating to Cullman County; to authorize the  
4 governing body of the Town of Garden City to receive and hold  
5 title to the former Garden City school property and to manage  
6 that property; to authorize the governing body of the Town of  
7 Garden City to accept title and state and other governmental  
8 funding as well as charitable donations; and to provide that  
9 property of the board may transfer property under certain  
10 conditions.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12           Section 1. (a) In Cullman County, the governing body  
13 of the Town of Garden City may own, operate, manage, and  
14 preserve the former Garden City school property in the Town of  
15 Garden City, including any ball fields and other historical  
16 structures, owned by the Cullman County Board of Education.  
17 ~~Members~~ To the extent allowed under Section 36-1-12, Code of  
18 Alabama 1975, members of the governing body are immune from  
19 civil liability for actions taken in the conduct of their  
20 duties relating to the Garden City school property.

21           (b) (1) The governing body of the Town of Garden City  
22 may accept title to the former Garden City school property  
23 owned by the Cullman County Board of Education and may hold  
24 the property for the benefit and use of the public,  
25 particularly the of Garden City. The governing body of the

1 Town of Garden City may receive state, local, and other  
2 governmental funding and may accept charitable donations for  
3 the operation, management, and preservation of the former  
4 Garden City school property.

5 (2) The governing body of the Town of Garden City  
6 may not sell or transfer ownership of the property unless  
7 approved by majority vote of the governing body and then by a  
8 majority vote of the qualified electors in the Town of Garden  
9 City at a referendum called by the Judge of Probate of Cullman  
10 County and held during the following general election.

11 Section 2. This act shall become effective  
12 immediately following its passage and approval by the  
13 Governor, or its otherwise becoming law.

