

Saraland City Council
Pre-Meeting
March 11, 2021

MINUTES

The members of the Saraland City Council met on March 11, 2021 at the Saraland Municipal Annex at 6:04 p.m., with Council President McDonald presiding.

Councilmembers Biggs, Hudson and Moye were in attendance.

Councilmember Cromer was absent.

Councilmember Moye opened the meeting with prayer.

Attorney Andy Rutens was present.

The Council discussed agenda items and general municipal business.

There being no further discussion the pre-meeting adjourned at 6:13 p.m.

ACCEPTED and APPROVED the 25th day of March, 2021.



Judi Smith, City Clerk



Joe McDonald, Council President

The Saraland City Council met in regular session on March 11, 2021 at the Saraland Municipal Annex. The meeting was called to order at 6:14 p.m. by Council President McDonald. Roll call was as follows:

Present: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Veronica Hudson
Councilmember Natalie Moye
Absent: Councilmember Newton Cromer

Attorney, Andy Rutens was present.

Councilmember Moye opened the meeting with prayer.

APPROVAL OF MINUTES

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve the minutes of the meeting of February 25 and March 8, 2021. Motion carried.

REPORT OF OFFICERS

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to amend the agenda to include the first reading of an ordinance adopting and enacting a new code for the City of Saraland, Alabama; providing for the repeal of certain ordinances not included therein; providing a penalty for the violation thereof; providing for the manner of amending such code; and providing such code and this ordinance shall become effective.

Roll call vote was as follows:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Veronica Hudson
Councilmember Natalie Moye

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize the signing of the contract with Volker for the 2021 MS4 Stormwater reporting. Motion carried.

REPORT OF STANDING COMMITTEES

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to authorize travel expenses for any Councilmember wishing to attend the Auburn Government and Economic Development training to be held July 12-16, 2021 and September 20-23, 2021. Motion carried.

APPROVAL OF INVOICES

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to approve the following invoices.

General Fund

1. Alabama Municipal Insurance Co. – Renewal statement	\$262,384.05
2. Municipal Workers Compensation Fund – Renewal statement	\$230,588.00
3. Tip Top Services – Installation of privacy fence-Hertz Park	\$13,176.30
4. Tip Top Services – Installation of privacy fence-City Hall	\$9,318.40
5. Smith Sand Co., Inc. – 505 Ponce De Leon-site work	\$7,800.00
6. H & H Electric Co., Inc. – Replace lights & pole-Amelia Park	\$4,988.00
7. R. Jeffrey Perloff, PC – February 2021 Statement	\$2,839.00
8. Tip Top Services – Installation of privacy fence-Police Department	\$2,718.00
9. H & H Electric Co., Inc. – Emergency light repair-Amelia Park	\$1,540.05
10. Tip Top Services – Removal of fence-Hertz Park	\$781.52
11. Tip Top Services – Removal of fence beside City Hall	\$558.08
12. Courtney & Morris Appraisals, Inc.- 145 Courtaulds Avenue, N.	\$500.00
13. Courtney & Morris Appraisals, Inc. – 410 Scott Drive, E.	\$500.00
14. Volkert, Inc. – General Engineering Services	\$410.90
15. Tip Top Services – Removal of fence behind Police Department	\$164.59

Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to approve the following invoices.

General Obligation Warrant

1. Dell Consulting – Walter Cofield Boat Ramp Improvements	\$1,500.00
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Motion carried.

ORDERS, RESOLUTIONS, ORDINANCES & OTHER BUSINESS

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to approve a resolution to provide Tier I benefits to Tier II plan members. Motion carried.

RESOLUTION 2180

A RESOLUTION TO PROVIDE TIER I BENEFITS TO TIER II PLAN MEMBERS UNDER THE PROVISIONS OF ALABAMA ACT 2019-132

WHEREAS, under the provisions of Act 2019-132, employers who participate in the Employees' Retirement System pursuant to *Ala. Code* §36-27-6 may elect to provide Tier I retirement benefits to Tier II plan members; and

WHEREAS, the City of Saraland, Alabama participates in the Employees' Retirement

Systems pursuant to *Ala. Code* §36-27-6 and wishes to improve retirement benefits for its Tier II plan members;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF SARALAND, ALABAMA, that the City of Saraland elects to provide Tier I retirement benefits to its Tier II plan members, subject to approval by the Employees' Retirement System Board of Control; that, if approved, such election shall be effective the following fiscal year and is irrevocable.

BE IT FURTHER RESOLVED that the City of Saraland has reviewed the actuarial cost estimates provided by the Employees' Retirement System for such election and agrees to pay any resulting increases in the employer contribution rate.

BE IT FURTHER RESOLVED that beginning in the month that such election is effective, the City of Saraland's Tier II plan members shall contribute 7.5% of their earnable compensation to the Employee's Retirement System and the City of Saraland's Tier II plan members who are law enforcement officers, as defined by *Ala. Code* § 36-27-59(a), shall contribute 8.5% of their earnable compensation to the Employees Retirement System, as required by Act 2019-132.

BE IT FURTHER RESOLVED that the City of Saraland has not increased the member contribution rates for its Tier I members as provided by Act 2011-676 and, as required by *Ala. Code* § 36-27-6.5, the Town of Trinity has submitted to the Employees' Retirement System a plan to increase such rates.

This Resolution shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 11th day of March, 2021.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to approve a resolution to extend the moratorium on the acceptance and processing of private subdivision applications within the City and Planning Jurisdiction. Motion carried.

RESOLUTION 2181

A RESOLUTION TO EXTEND THE MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF PRIVATE SUBDIVISION APPLICATIONS WITHIN THE CITY AND PLANNING JURISDICTION

WHEREAS, the City Council of the City of Saraland, Alabama by prior action has issued a moratorium on the acceptance of private subdivision applications within the City and the planning jurisdiction in order to develop a comprehensive process and establish standards for private subdivisions within the City and the planning jurisdiction; and

WHEREAS, efforts have been undertaken through the City Planning Department, the City Engineer, and the City Attorney to work with the Planning Commission to proposed

adopted changes to the subdivision procedures in order to ensure the proper and orderly development of private subdivisions; and

WHEREAS, part of the subdivision process and standards established concern the requirements for drainage and road improvements; and

WHEREAS, additional time needs to be provided so that appropriate regulations can be developed, and it is determined that those regulations can be completed and submitted to the Planning Commission and ultimately to the City Council for amendment of the Land Use Ordinance within an additional sixty-four (64) days; and

WHEREAS, it is the opinion of the City Council that an extension of the moratorium for the acceptance of applications for private subdivisions, extending up to and including May 14, 2021 is appropriate.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Saraland, Alabama that the moratorium currently in place on the acceptance of private subdivision applications for subdivision of property within the City and planning jurisdiction is hereby extended and will lapse at the close of business on May 14, 2021.

ADOPTED this 11th day of March, 2021.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to approve the 1st reading of the proposed ordinance.

Roll call vote was as follows:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Veronica Hudson
Councilmember Natalie Moye

Proposed ORDINANCE

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF SARALAND, ALABAMA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE CITY COUNCIL:

Section 1. The Code entitled "Code of Ordinances, City of Saraland, Alabama," published by Municipal Code Corporation, consisting of chapters 1 through 52, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before March 11, 2021, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by penalties not to exceed the maximum amount permitted or required by Alabama law. Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the city council may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention of the ordinance to make the same a part of the Code shall be

deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after March 11, 2021, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This ordinance shall become effective March 31st, 2021.

Passed and adopted by the _____ this _____ day of March, 2021.

Council President McDonald announced this is the first reading of this ordinance and it will be on the next agenda for final adoption.

Council President McDonald advised there is a matter to be discussed in executive session concerning an issue of possible litigation.

City Attorney, Andy Rutens, advised this is appropriate use of executive session as authorized by state law.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to adjourn into executive session with Attorney Andy Rutens and Chief Jeff Ludlam to discuss an issue of possible litigation.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Veronica Hudson
Councilmember Natalie Moye

Motion carried.

Council President McDonald advised he anticipates the executive session to last approximately fifteen (15) minutes.

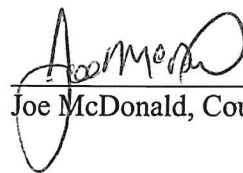
The Council adjourned into executive session with the Mayor and City Attorney at 6:31 p.m.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to reconvene at 6:38 with all members present. Motion carried.

There being no further business to come before the Council, motion was made by Councilmember Biggs to adjourn at 6:39 p.m.

ACCEPTED and APPROVED the 25th day of March, 2021.


Judi Smith, City Clerk


Joe McDonald, Council President