

The Saraland City Council met in regular session on April 28, 2022, at the Saraland Municipal Annex. The meeting was called to order at 6:57 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, David Walker was present.

Councilmember Moye opened the meeting with prayer.

APPROVAL OF MINUTES

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to approve the minutes of the meeting of April 14 and 25, 2022. Motion carried.

REPORT OF OFFICERS

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize payment in the amount of \$21,664.50 for the supplemental agreement on the State Road 158 project for the temporary signal pole, with payment being made from the Gas Tax Fund monies contingent upon legal review and opinion. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to authorize the city to accept the Blue Cross Blue Shield \$50,000 matching grant, authorize the expenditure and the obligations therewith for the adult fitness area to be installed at the Saraland Town Center Park. Motion carried.

APPROVAL OF INVOICES

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

General Fund

1. Neel-Schaffer – General Consulting Services \$2,220.00

Motion carried.

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

General Obligation Warrant

1. Neel-Schaffer – Celeste Road Widening Project

\$50,470.74

Motion carried.

ORDERS, RESOLUTIONS, ORDINANCES & OTHER BUSINESS

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to deny the proposed ordinance prohibiting the subdivision of property located on a roadway classified as a major street or collector street without providing alternate driveway access.

PROPOSED ORDINANCE

**AN ORDINANCE PROHIBITING THE SUBDIVISION
OF PROPERTY LOCATED ON A ROADWAY CLASSIFIED
AS A MAJOR STREET OR COLLECTOR STREET
WITHOUT PROVIDING ALTERNATE DRIVEWAY ACCESS**

WHEREAS, the City of Saraland, Alabama is blessed with development and growth; and

WHEREAS, this growth results in a necessary increase in traffic flow; and

WHEREAS, the increase in traffic flow on roadway classified as major streets and collector streets can create a public safety issue as it concerns driveways located on major streets or collector streets; and

WHEREAS, it is the determination of the Mayor and City Council of the City of Saraland that the subdivision of property which abuts major streets or collector streets presents a safety hazard when new driveways are added, and allow for ingress and egress onto the newly subdivided lots through driveways located on major streets and collector streets; and

WHEREAS, it is the determination of the Mayor and City Council of the City of Saraland that the subdivision of property which abuts major streets and collector streets should not be allowed unless the subdivision provides alternate access onto a lower traffic classified roadway, such as a local street, cul de sac or alley; and

WHEREAS, it is the determination of the Mayor and City Council of the City of Saraland that a new Section 11-14 of the City of Saraland Land Use and Development Ordinance should be added to address this concern; and

WHEREAS, a new Section 11-14 should be added and reads as follows:

"Section 11-14. Subdivision of Property Abutting Major or Collector Streets.

Any residential property which abuts a major street, or a collector street shall not be subdivided unless the subdivision of property does not increase the number of existing driveways or ingress or egress, easements or licenses, discharging traffic onto the major street or collector street. The subdivision of residential property abutting a major or collector street will be allowable if compliant with all pertinent rules concerning the subdivision of property and if all newly subdivided lots contain driveway access onto an existing or proposed local street, cul de sac or alley, and that proposed local street, cul de sac or alley discharges traffic onto a major street or collector street, and if the design of the location of the discharge onto the major street or collector street is compliant with all relevant construction standards adopted by the City of Saraland, and meet all other road and access requirements adopted by the City of Saraland.

With approval of the Planning Commission, an applicant may request the subdivision of residential property abutting a major street or collector street where there will be multiple driveway access points onto the abutting major street or collector street. Said request will be accompanied by a certification from a traffic engineer that proposed driveway locations have been assessed for visibility, access, and safety. The Building Official or the Planning Commission may also require the applicant to provide a traffic study should the proposed demand of additional driveways and their impact upon already existing or permitted access points warrant the study."

THEREFORE, BE IT ORDAINED by the City Council of the City of Saraland, Alabama, that a new Section 11-14 as provided above is hereby adopted and added to the City of Saraland Land Use and Development Ordinance upon posting as provided by Alabama law.

The following votes to deny were recorded:

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

Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to postpone voting on the ordinance authorizing the amendment to article XVII (17) "Procedures for

Subdivision Review” and Article XX (20) of the Land Use and Development Ordinance, until the May 9, 2022, meeting. Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER an ordinance for the 2022 “Back-to-School” Sales Tax Holiday.

Council President McDonald declared the public hearing open.

There was no one in favor of or in opposition to the application.

Council President McDonald declared the public hearing closed.

Councilmember Moye introduced an ordinance approving the ordinance for the 2022 “Back-to-School” Sales Tax Holiday through the current elected official’s term (2025).

ORDINANCE 1221

AN ORDINANCE OF THE CITY OF SARALAND, ALABAMA, TO EXEMPT CERTAIN “COVERED ITEMS” FROM THE MUNICIPAL SALES AND USE TAX DURING THE WEEKEND OF JULY 15-17, 2022, AS REQUIRED BY RULE 810-6-3-.65, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY LEGISLATION.

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

To amend Sections 40-23-211 and 40-23-213 of the Code of Alabama 1975, relating to the tax exemption on covered items during the school items annual sales tax holiday.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. In conformity with the provisions Act 2017-120 enacted by the Alabama Legislature during the 2006 Regular Session, providing for a State Sales Tax Holiday, the City of Saraland, Alabama, exempts “covered items” from municipal sales and use tax during the same period, beginning at 12:01 a.m. on the third Friday in July 2022 and ending at twelve midnight the following Sunday.

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2017-120.

Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Saraland, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on July 1, 2022, and each year following through July 1, 2025.

ADOPTED AND APPROVED this 28th day of April 2022.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to suspend the rules to allow for immediate consideration of the proposed ordinance for the 2022 “Back-to-School” Sales Tax Holiday through the current elected official’s term (2025).

The following votes were recorded:

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

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed ordinance, motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to adopt the ordinance for the 2022 “Back-to-School” Sales Tax Holiday through the current elected official’s term (2025).

The following votes were recorded:

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

Motion carried.

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to authorize training expenses and adopt a resolution for John Andrews, Sophia Anthony, Bruce Harbin and Jerry Lambert to attend TASSRO conference June 6-10, 2022, in Gulf Shores, Alabama. Motion carried.

RESOLUTION 2236

BE IT RESOLVED by the City Council of the City of Saraland, that

WHEREAS a cash advance for John Andrews, Sophia Anthony, Bruce Harbin and Jerry Lambert to attend the TASSRO Conference, June 6-10, 2022, in Gulf Shores, Alabama; and

WHEREAS a statement of said expenditures will be presented to the City Clerk immediately upon return, at which time all monies will be balanced.

ADOPTED AND APPROVED this 28th day of April 2022.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye to approve a resolution declaring office chairs at City Hall surplus. Motion carried.

RESOLUTION 2237

BE IT RESOLVED by the City Council of the City of Saraland, as follows:

WHEREAS, the City of Saraland, Alabama, has certain items of personal property that is comprised of old, outdated and unused office chairs which are no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the municipal governing body to dispose of unneeded personal property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Saraland, Alabama, as follows:

Various Office Chairs

Section 1: That the old, outdated and unused office chairs are personal property owned by the City of Saraland, Alabama that are not needed for public or municipal purposes.

Section 2: That the surplus property indicated above owned by the City of Saraland be auctioned, donated, or destroyed.

ADOPTED AND APPROVED this the 28th day of April 2022.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to approve a resolution recognizing May 21-27, 2022, as National Safe Boating Week. Motion carried.

RESOLUTION 2238

**A RESOLUTION SUPPORTING
2022 NATIONAL SAFE BOATING WEEK**

WHEREAS, many residents of the City of Saraland, Alabama, engage in boating, fishing, and other recreational activities on the navigable waters around the State of Alabama; and

WHEREAS, on average, 600 people die each year in boating-related accidents in the United States; and

WHEREAS, the vast majority of these accidents are caused by human error or poor judgment and not by the boat, equipment or environmental factors; and

WHEREAS, alcohol use is the leading known contributing factor in fatal boating accidents; it was reported as the leading factor in 19% of deaths nationwide in 2018; and

WHEREAS, the United States Coast Guard considers operator use of engine cut-off switches to be important because when operators of powerboats are ejected or fall overboard, the boat will typically continue to operate, until it runs out of fuel, runs aground, or collides with another boat/object; and

WHEREAS, a significant number of boaters who lose their lives by drowning each year would be alive today had they worn their life jackets; and

WHEREAS, boating safety courses and boating safety campaigns can teach people how to adhere to better boating practice and help them to boat more safely; and

WHEREAS, United States Coast Guard statistics show that, of the accidents where the level of operator education was known, 81% of boating deaths occurred on boats where the boat operator had never received boating education instruction.

NOW THEREFORE, the City of Saraland, Alabama, does hereby support the goals of the United States Coast Guard's Safe Boating Campaign and proclaim May 21-27, 2022 as Safe Boating Week and the start of a year-round effort to promote safe boating.

ADOPTED AND APPROVED this 28th day of April 2022.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to approve the awarding of bids for the Celeste Road Widening from Bayou Sara Creek to I-65, the lowest bidder being S.C. Stagner. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to authorize the mayor to execute the Joint Purchasing Agreement with the Mobile County Commission. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to approve an agreement with ALDOT for removal and disposal of debris along state-maintained roadways. Motion carried.

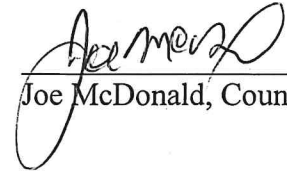
Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve a full-page color advertisement for \$1,805.00 with Alliance Publishing Group for the 2022-2023 Saraland Magazine. Motion carried.

There being no further business to come before the Council, motion was made by Councilmember Biggs to adjourn at 7:13 p.m.

ACCEPTED and APPROVED the 23rd day of May 2022.



Judi Smith, City Clerk



Joe McDonald, Council President