

The Saraland City Council met in regular session on July 14, 2022, at the Saraland Municipal Annex. The meeting was called to order at 6:31 p.m. by Council President McDonald. Roll call was as follows:

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

Attorney, Andy Rutens was present.

Councilmember Hudson opened the meeting with prayer.

#### APPROVAL OF MINUTES

Motion was made by Councilmember Hudson, seconded by Councilmember Moyer, to approve the minutes of the meeting of June 23 and July 11, 2022. Motion carried.

#### REPORT OF OFFICERS

Motion was made by Councilmember Cromer, seconded by Councilmember Biggs to authorize the mayor to execute the renewal of the existing debris monitoring contract with Thompson Engineering. Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moyer to authorize the mayor to issue a request for proposals for debris removal service for storm debris. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer to approve the proposal from Geotechnical Engineering-Testing, Inc. for the construction materials testing on the widening of Celeste Road from Bayou Sara Creek to Shell Street, in an amount not to exceed \$36,081.00. Motion carried.

#### REPORT OF STANDING COMMITTEES

Motion was made by Councilmember Moyer, seconded by Councilmember Cromer, to authorize payment of Invoice # 10245 (Phase 1) for Sports Facility Advisory in the amount of \$9,250.00. Motion carried.

#### REPORT OF MAYOR

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson to authorize payment in the amount of \$11,250.00 to the Chamber of Commerce for reimbursement for payment made to Pyro Shows of Alabama, Inc. for the July 4<sup>th</sup> fireworks display. Motion carried.

## APPROVAL OF INVOICES

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

**General Fund**

1. Asarisi – Report Fire Station #3	\$ 3,960.00
2. Volkert – MS4 Report	\$ 2,500.00
3. R. Jeffrey Perloff - billing through June 2022	\$ 1,768.00

Motion carried.

## ORDERS, RESOLUTIONS, ORDINANCES &amp; OTHER BUSINESS

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of parcel 021908400004002, undeveloped and forested, approximately 6 acres at the intersection of Cedar Street and Airport Road, filed by owners Jessie and Cynthia McNeil.

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 Hudson introduced an ordinance approving the annexation of parcel 021908400004002, undeveloped and forested, approximately 6 acres at the intersection of Cedar Street and Airport Road, filed by owners Jessie and Cynthia McNeil.

## ORDINANCE 1224

## AN ORDINANCE ANNEXING PROPERTY TO THE CITY OF SARALAND UNDER CODE SECTION 11-42-21

WHEREAS, the owner of the below-described territory has filed a written petition with the City Clerk requesting that the territory be annexed to the City of Saraland; and

WHEREAS, the City Council of the City of Saraland is desirous of annexing the said territory to the City of Saraland; and

WHEREAS, the said territory is contiguous to the City's present corporate limits and otherwise meets the requirements of Section 11-42-21, Code of Alabama 1975.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SARALAND, ALABAMA, THAT THE FOLLOWING DESCRIBED PROPERTY IS HEREBY ANNEXED INTO THE CITY OF SARALAND:

Section 1: The City of Saraland assents to the annexation of the following described property to the City, to-wit:

Approximately 6 acres at the Northeast corner of Airport Rd and Cedar St, petitioned by owners Jessie and Cynthia McNeil, as described by the legal description here:

**That certain lot of land bounded by a line described as follows, to-wit: To find the point of beginning, begin at the Northeast corner of Section 40 Township 2 South, Range 1 West, run thence South along the East line of said Section 40, a distance of 3,188 feet to a point, run thence North 75 degrees West a distance of 1,008 feet to the point of beginning of the property herein described; thence continue North 75 degrees West a distance of 840 feet to a point, thence North 15 degrees East 315 feet, thence South 75 degrees East 840 feet, South 15 degrees East 315 feet to the point of beginning and containing six (6) acres more or less**

The same is hereby annexed to the corporate limits of the City of Saraland and said property of territory hereby is made a part of the City of Saraland and is to adopt the zoning R-1.

Section 2: The City Clerk of the City of Saraland shall file the description of the territory annexed by this ordinance in the Office of the Judge of Probate of Mobile County, Alabama

Section 3: This ordinance shall be effective upon its adoption and publication as required by law.

ADOPTED AND APPROVED this the 14<sup>th</sup> day of July 2022.

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of parcel 021908400004002, undeveloped and forested, approximately 6 acres at the intersection of Cedar Street and Airport Road, filed by owners Jessie and Cynthia McNeil.

The following votes were recorded:

Yes: Council President Joe McDonald  
Councilmember Wayne Biggs  
Councilmember Newton Cromer  
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 Cromer, seconded by Councilmember Hudson, to adopt the ordinance for the annexation of parcel 021908400004002, undeveloped and forested,



approximately 6 acres at the intersection of Cedar Street and Airport Road, filed by owners Jessie and Cynthia McNeil

The following votes were recorded:

Yes: Council President Joe McDonald  
Councilmember Wayne Biggs  
Councilmember Newton Cromer  
Councilmember Veronica Hudson  
Councilmember Natalie Moyer

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE approval of alcoholic beverage application for a Lounge Retail Liquor – Class II (Package) filed by Rajeev Reddy agent for Surya Store, LLC d/b/a Saraland Liquor, 627 Shelton Beach Road, Suite A, Saraland, AL 36571.

Council President McDonald declared the public hearing open.

There was no one in opposition to the application.

Steven Lynch, 426 Cleveland Road spoke in favor of the application.

Council President McDonald declared the public hearing closed.

Motion was made by Councilmember Cromer, seconded by Councilmember Moyer, to suspend the rules to allow for the consideration of the application for a Lounge Retail Liquor – Class II (Package) filed by Rajeev Reddy agent for Surya Store, LLC d/b/a Saraland Liquor, 627 Shelton Beach Road, Suite A, Saraland, AL 36571.

The following votes were recorded:

Yes: Council President Joe McDonald  
Councilmember Wayne Biggs  
Councilmember Newton Cromer  
Councilmember Veronica Hudson  
Councilmember Natalie Moyer

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed application, motion was made by Councilmember Biggs, seconded by Councilmember Moyer, to approve the application for a Lounge Retail Liquor – Class II (Package) filed by Rajeev Reddy agent for Surya Store, LLC d/b/a Saraland Liquor, 627 Shelton Beach Road, Suite A, Saraland, AL 36571.

The following votes were recorded:

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

Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer, to ratify emergency repairs to the Public Safety Building located at 716 Saraland Blvd., South due to gas leak, repair cost \$11,500.00 to be paid from Alabama Trust Fund monies. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to authorize travel expenses for the Mayor and Councilmember Cromer to attend the Alabama League of Municipalities board of directors July meeting. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize training expense and adopt a resolution for a cash advance for Ashtynne Allen for class in Rocky Ridge Alabama. Dates in July. Motion carried.

#### **RESOLUTION 2245**

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

**WHEREAS** a cash advance for Ashtynne Allen to attend a training class, various dates in July 2022, in Rocky Ridge, 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 14<sup>th</sup> day of July 2022.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to authorize training expense and adopt a resolution for a cash advance for Clayton Horton to attend Plans Examiner Class, July 17-22, 2022, in Tuscaloosa, Alabama. Motion carried.

#### **RESOLUTION 2246**

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

**WHEREAS** a cash advance for Clayton Horton to attend the Plans Examiner Class, July 17-22, 2022, in Tuscaloosa, 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 14<sup>th</sup> day of July 2022.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer, to approve a resolution authorizing the City of Saraland to join the State of Alabama and other local governments as participants in current and future Opioid Settlements. Motion carried.

**RESOLUTION 2247**

**A RESOLUTION AUTHORIZING THE CITY OF SARALAND TO  
JOIN THE STATE OF ALABAMA AND OTHER LOCAL  
GOVERNMENTS AS PARTICIPANTS  
IN CURRENT AND FUTURE OPIOID SETTLEMENTS**

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the City of Saraland, Alabama.

WHEREAS, the City of Saraland has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers (“Opioid Litigation”);

WHEREAS, the State of Alabama has entered into various Settlement Agreements and are likely to enter into additional agreements in the future which include the claims for the State of Alabama’s local governments;

WHEREAS the City of Saraland finds the terms of the current Settlement Agreements acceptable and in the best interest of the community and anticipates the terms of the future Settlement Agreements to be similarly acceptable;



WHEREAS, the State of Alabama has prepared and presented Settlement Sign-On Agreements to the local governments and the City of Saraland finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the current and future Settlement Agreements and Sign-On Agreements will detail the allocation of Settlement Funds, which the City of Saraland finds acceptable and in the best interest of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SARALAND, ALABAMA,

Section 1. That the City of Saraland finds that participation in the various Opioid Settlements, Settlement Agreement and Sign-On Agreement is in the best interest of the City of Saraland and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the City of Saraland hereby expresses its support for the Settlement of various Opioid claims and allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement.

Section 3. That the Mayor, Dr. Howard Rubenstein, is expressly authorized to execute the Settlement Sign-On Agreements and the Mayor is authorized to execute any formal agreements necessary to implement the Settlements and plan for the allocation and use of Settlement Funds.

Section 4. That the Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing the City of Saraland's agreement to the settlement of claims and litigation related to the Opioid Epidemic.

Section 5. That the Mayor is authorized to take such other action as necessary and appropriate to effectuate the City of Saraland's participation in any Settlement related to the Opioid Epidemic.

Section 6. This Resolution is effective upon adoption, the welfare of the City of Saraland, Alabama requiring it.

ADOPTED this the 14<sup>th</sup> day of July, 2022.

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to ratify emergency repairs for Fire Engine #2, estimated cost to be \$50,000.00. Motion carried.

Mayor Rubenstein announced the appointment of Clayton Horton to the City of Saraland Planning Commission.

Motion was made by Councilmember Moye, seconded by Councilmember Cromer, to authorize Park & Recreation director to purchase items from Dick's Sporting Goods in the amount of \$5,338.92 for various parks. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Cromer, to authorize the purchase of rolling gates for Skidmore Park not to exceed \$14,999.00. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Cromer, to approve of purchase of helmets from Riddell in the amount of \$3,857.00. Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to authorize the mayor to find a realtor for property purchase for incinerator. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer, to authorize the pilot program for CDL certification for four (4) City employees. Motion carried.

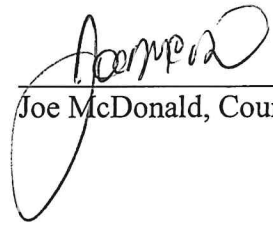
There being no further business to come before the Council, motion was made by Councilmember Hudson to adjourn at 6:50 p.m.

ACCEPTED and APPROVED the 28<sup>th</sup> day of July 2022.





Judi Smith, City Clerk



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Joe McDonald, Council President