

The Saraland City Council met in regular session on July 27, 2023, at the Saraland Municipal Annex. The meeting was called to order at 6:22 p.m. by Council President McDonald. Roll call was as follows:

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

Attorney David Walker was present.

Councilmember Biggs opened the meeting with prayer.

APPROVAL OF MINUTES

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to approve the minutes of the meeting of July 13 & 24, 2023. Motion carried.

REPORT OF OFFICERS

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to adopt a resolution approving travel expenses and cash advance for Chief Ludlam to attend the 2023 Alabama Association of Fire Chiefs Summer Conference in Orange Beach Alabama, August 6-9, 2023. Motion carried.

RESOLUTION 2294

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

WHEREAS a cash advance for Chief Ludlam to attend the 2023 Alabama Association of Fire Chiefs Summer Conference, August 6-9, 2023 in Orange Beach, 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 27th day of July, 2023.

APPROVAL OF INVOICES

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

General Fund

1. Alabama League of Municipalities – Dues 9/1/2023	\$7,626.05
2. Neel-Schaffer, Inv.# 1088852, Project# NS 14605.000	\$5,205.00

3. Volkert – Inv.# 00306116, 2023 MS4 Report	\$2,550.00
4. Volkert – Inv.# 00206016, Professional Services	\$2,116.50
5. Volkert – Inv.# 00506115, General Engineering Services,	\$395.40

Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to approve the following invoice:

Gas Tax Fund

1. Jones Walker, Tract #19, Project # NS-14605	\$826.50
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Motion carried.

ORDERS, RESOLUTIONS, ORDINANCES & OTHER BUSINESS

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE approval of alcoholic beverage application for a Special Retail - More than 30 days for On-Premises Consumption of Alcoholic Beverages (Liquor, Wine & Beer) filed by Jaci Rials owner of Magnolia on 43, LLC, 922 Saraland Blvd S, Saraland, AL 36571.

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.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed alcoholic beverage application for a Special Retail - More than 30 days for On-Premises Consumption of Alcoholic Beverages (Liquor, Wine & Beer) filed by Jaci Rials owner of Magnolia on 43, LLC, 922 Saraland Blvd S, Saraland, AL 36571.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to approve the alcoholic beverage application for a Special Retail - More than 30 days for On-Premises Consumption of Alcoholic Beverages (Liquor, Wine & Beer) filed by Jaci Rials owner of Magnolia on 43, LLC, 922 Saraland Blvd S, Saraland, AL 36571.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of 10820 Army Rd, parcel 02130736000013.003, approx. 4.99 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Jeremy N. Allen & Jessica Allen.

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 Cromer introduced an ordinance approving the annexation of 10820 Army Rd, parcel 02130736000013.003, approx. 4.99 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Jeremy N. Allen & Jessica Allen.

ORDINANCE 1268

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 4.99 acres at 10820 Army Rd, parcel 02 1307360000013.003, petitioned by owner Jeremy N. Allen, as described by the legal description here:

Commencing at the Northwest corner of Section 36, Township 1 South, Range 2 West, Mobile County, Alabama; thence run South 89 degrees 44 minutes 20 seconds East, 2628.34 feet to a point; thence run South 00 degrees 38 minutes 54 seconds West 1618.46 feet to a point; thence run South 58 degrees 01 minutes 18 seconds West, 623.51 feet to the point of beginning of the property herein described; thence run South 23 degrees 04 minutes 28 seconds West, 788.46 feet to point on the Northerly right of way of Army Road; thence run North 66 degrees 55 minutes 32 seconds West along said Northerly right of way, 551.00 feet to a point; thence run North 58 degrees 01 minutes 18 seconds East, 961.91 feet to the point of beginning.

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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of 10820 Army Rd, parcel 021307360000013.003, approx. 4.99 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Jeremy N. Allen & Jessica Allen.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Cromer, to adopt the ordinance for the annexation of 10820 Army Rd, parcel 021307360000013.003, approx. 4.99 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Jeremy N. Allen & Jessica Allen.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of parcels 021903070000011.001, 021903070000011.002, and 021801120000002.004, located at 9700 Celeste Rd, approx. 2.37 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

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 Cromer introduced an ordinance approving the annexation of parcels 021903070000011.001, 021903070000011.002, and 021801120000002.004, located at 9700 Celeste Rd, approx. 2.37 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

ORDINANCE 1269

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 2.37 acres at 9700 Celeste Rd, parcels 02 1903070000011.001, 1903070000011.002, and 1801120000002.004, petitioned by Barry J. Theriot on behalf of Funeral Service, LLC, as described by the legal description here:

Parcel A:

From the Northwest corner of Section 7, Township 2 South, Range 1 West, Mobile County, Alabama; run South 00 Degrees 02 Minutes 10 Seconds West along the West "Line of Section 7 a distance of 836.35 feet to the point of beginning of the property herein described; thence South 89 Degrees 20 Minutes 34 Seconds East a distance of 315.76 Feet to a point; thence South 00 Degrees 02 Minutes 10 Seconds West a distance of 140.0 feet to a point; thence North 89 Degrees 20 Minutes 34 Seconds West a distance of 425.34 feet to the East margin of Celeste Road and a point in a curve to the right, concave to the East and having a radius of 6503.5 feet; thence Northwardly along the East margin of said Celeste Road and the arc of said curve a distance of 78.26 feet to the point of tangency of said curve; thence North 00 Degrees 29 Minutes 03 Seconds West and along said East right of way line a distance of 61.78 feet to a point; thence South 89 Degrees 20 Minutes 34 Seconds East a distance of 111.32 feet to the point of beginning. Said parcel being situated in the Northwest Quarter of Section 7, Township 2 South, Range 1 West and the Northeast Quarter of Section 12, Township 2 South, Range 2 West, Mobile County, Alabama.

Parcel B:

Commencing at the Northwest Corner of Section 7, Township 2 South, Range 1 West, Mobile County, Alabama, Thence South 00 Degrees 02 Minutes 10 Seconds West a distance of 836.25 feet to a point; thence South 89 Degrees 20 Minutes 34 Seconds East a distance of 315.76 Feet to the point of beginning of property herein described; thence continue South 89 Degrees 20 Minutes 34 Seconds East a distance of 311.14 feet to a point; thence South 00 Degrees 02 Minutes 10 Seconds West a distance of 140.00 feet to a point; thence North 89 Degrees 20 Minutes 34 Seconds West a distance of 311.14 Feet to a point; thence North 00 Degrees 02 Minutes 10 Seconds East a Distance of 140.00 feet to the point of beginning.

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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of parcels 021903070000011.001, 021903070000011.002, and 021801120000002.004, located at 9700 Celeste Rd, approx. 2.37 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs

Councilmember Newton Cromer
Councilmember Natalie Moyer

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed ordinance, motion was made by Councilmember Cromer, seconded by Councilmember Moyer, to adopt the ordinance for the annexation of parcels 021903070000011.001, 021903070000011.002, and 021801120000002.004, located at 9700 Celeste Rd, approx. 2.37 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of parcels 021903070000011.003 and 021801120000002.001, located at 9700 Celeste Rd, approx. 3.05 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

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 Biggs introduced an ordinance approving the annexation of parcels 021903070000011.003 and 021801120000002.001, located at 9700 Celeste Rd, approx. 3.05 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

ORDINANCE 1270

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 3.05 acres at 9700 Celeste Rd, parcels 02 1903070000011.003 and 021801120000002.001, petitioned by Barry J. Theriot on behalf of Funeral Service, LLC, as described by the legal description here:

Commencing at the Northwest Corner of Section 7, Township 2 South, Range 1 West, Mobile County, Alabama, Thence South 00 Degrees 02 Minutes 10 Seconds East along the West line of said Section 7 a distance of 660.00 feet to the Southwest Corner of Lot 1, according to the Map of North Country as Recorded in the Office of the Judge of Probate of Mobile County, Alabama, in Map Book 21, Page 99, said point being the point of beginning of property herein described; thence South 89 Degrees 57 Minutes 28 Seconds East along the South line of said North Country a distance of 626.73 feet to a point; thence South 00 Degrees 00 Minutes 44 Seconds East a distance of 182.89 feet to a point; thence North 89 Degrees 20 Minutes 34 Seconds West a distance of 738.24 feet to a point on the East right of way line of Celeste Road; thence North 00 Degrees 02 Minutes 17 Seconds East along said East right of way line a distance of 174.96 feet to a point; thence South 89 Degrees, 57 Minutes, 28 Seconds East a distance of 111.31 feet to the point of beginning.

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 27th day of July 2023.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of parcels 021903070000011.003 and 021801120000002.001, located at 9700 Celeste Rd, approx. 3.05 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moyer, to adopt the ordinance for the annexation of parcels 021903070000011.003 and 021801120000002.001, located at 9700 Celeste Rd, approx. 3.05 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of Funeral Service, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Lot 2 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

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 Moyer introduced an ordinance approving the annexation of Lot 2 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

ORDINANCE 1271

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 1.75 acres at 3535 Celeste Rd, a portion of parcel 02 1903070000009.000, petitioned by Barry J. Theriot on behalf of Ascension Funeral Group, LLC, as described by the legal description here:

Lot 2 of North Country according to a plat thereof recorded in Map Book 21, Page 99 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

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 27th day of July 2023.

Motion was made by Councilmember Moye, seconded by Councilmember Cromer, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Lot 2 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to adopt the ordinance for the annexation of Lot 2 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Lot 3 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC

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 Cromer introduced an ordinance approving the annexation of Lot 3 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

ORDINANCE 1272

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 1.75 acres at 3535 Celeste Rd, a portion of parcel 02 1903070000009.000, petitioned by Barry J. Theriot on behalf of Ascension Funeral Group, LLC, as described by the legal description here:

Lot 3 of North Country according to a plat thereof recorded in Map Book 21, Page 99 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Lot 3 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to adopt the ordinance for the annexation of Lot 3 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Lot 4 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be

zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC

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 annexation of Lot 4 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

ORDINANCE 1273

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 1.75 acres at 3535 Celeste Rd, a portion of parcel 02 1903070000009.000, petitioned by Barry J. Theriot on behalf of Ascension Funeral Group, LLC, as described by the legal description here:

Lot 4 of North Country according to a plat thereof recorded in Map Book 21, Page 99 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

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 27th day of July 2023.

Motion was made by Councilmember Moye, seconded by Councilmember Cromer, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Lot 4 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to adopt the ordinance for the annexation of Lot 4 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Lot 5 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

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 Biggs introduced an ordinance approving the annexation of Lot 5 of the “North Country” subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

ORDINANCE 1274

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 1.75 acres at 3535 Celeste Rd, a portion of parcel 02 1903070000009.000, petitioned by Barry J. Theriot on behalf of Ascension Funeral Group, LLC, as described by the legal description here:

Lot 5 of North Country according to a plat thereof recorded in Map Book 21, Page 99 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

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 27th day of July 2023.

Motion was made by Councilmember Biggs, seconded by Councilmember Cromer, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Lot 5 of the “North Country” subdivision, a portion of parcel 021903070000009.000, located at

3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to adopt the ordinance for the annexation of Lot 5 of the "North Country" subdivision, a portion of parcel 021903070000009.000, located at 3535 Radcliff Rd, approx. 1.75 acres, to be zoned R-1 (Low Density Single Family Residential), filed by Barry J. Theriot on behalf of Ascension Funeral Group, LLC.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Parcel 021903060000007.000, approx. 42.55 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of CEM1, LLC

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 Cromer introduced an ordinance approving the annexation of Parcel 021903060000007.000, approx. 42.55 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of CEM1, LLC.

ORDINANCE 1275

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 42.55 acres at 10000 Celeste Rd, parcel 02 1903060000007.000, petitioned by Barry J. Theriot on behalf of CEM1, LLC, as described by the legal description here:

Beginning at the Northwest corner of the Southwest Quarter of Section 6, Township 2 South, Range 1 West, of the St. Stephens Meridian proceed South 88° 37' East along the One-Half Section Line 282.00 feet to the East right of way line of Celeste Road (right of way being 80.00 feet) and the point of beginning of the property described herein. Beginning at the point of beginning continue South 88° 37' East 1038.00 feet, thence South 00° 05' West 2630.00 feet, thence North 88° 37' West, 1431.57 feet to the East right of way line of Celeste Road, thence Northerly along the East right of way line of Celeste Road 310.07 feet on an arc described as: Delta angle = 9° 30' radius= 1870.08 feet; to a point of Tangency, thence North 18° 39' East 636.10 feet to a point of curvature, thence 604.70 feet along an arc described as: Delta angle = 17° 46' radius = 1950.08 feet to a point of Tangency, thence North 00° 53' East 177.76 feet, thence South 89° 07' East 607.00 feet; thence North 00° 53' East 359.00 feet, thence North 89° 07' West 607.00 feet to the East right of way line of Celeste Road, thence North 00° 53' East 587.00 feet along said East right of way line to the said point of beginning, being a portion of Section 6, Township 2 South, Range 1 West, and Section 1, Township 2 South, Range 2 West of the St. Stephens Meridian, also being a portion of the Town of Celeste as recorded in Deed Book 156 N.S., pages 32-39 inclusive in the Office of the Judge of Probate of the County of Mobile, Alabama, containing 63.97 acres more or less, being the same property as shown on that certain survey by Daniel G. McLeod dated 28th day of June, 1958.

Less and Except: Lot # 1 of Block # 1 of Radcliff D.S. Subdivision as recorded in Book 6582 at Page 142 of the records in the Office of the Judge of Probate of Mobile County, Alabama.

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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Parcel 021903060000007.000, approx. 42.55 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of CEM1, LLC.

The following votes were recorded:

Yes: Council President Joe McDonald
Councilmember Wayne Biggs
Councilmember Newton Cromer
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 Moye, to adopt the ordinance for the annexation of Parcel 021903060000007.000, approx. 42.55 acres, to be zoned B-1 (Local Business), filed by Barry J. Theriot on behalf of CEM1, LLC.

The following votes were recorded:

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

Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to adopt a resolution authorizing training expenses and adopt a resolution for Judge Mark Erwin to attend Municipal Court Practices and Procedures, August 10-11, 2023, in Hoover, Alabama. Motion carried.

RESOLUTION 2295

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

WHEREAS a cash advance for Judge Erwin to attend Municipal Court Practice and Procedures, August 10-11, 2023, in Hoover, 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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to adopt a resolution authorizing training expenses and adopt a resolution for Judge Mark Erwin to attend

2023 League Fall Municipal Law Conference, November 2-4, 2023, in Gulf Shores, Alabama.
Motion carried.

RESOLUTION 2296

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

WHEREAS a cash advance for Judge Erwin to attend 2023 League Fall Municipal Law Conference, November 2-4, 2023, 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 27th day of July 2023.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to authorize engaging the services of Kemper Sports for management of the Sportsplex and authorize the City Attorney and Mayor to negotiate a contract with Kemper Sports subject to Council approval.
Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize a 2.5% pay increase for all City employees. Motion carried.

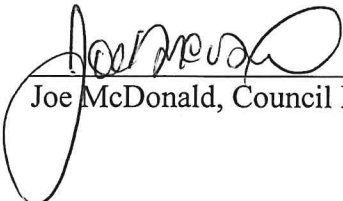
Motion was made by Councilmember Cromer, seconded by Councilmember Biggs, to authorize an increase in the First Responders Retention Adjustment for 2023 from 2.5% to 5%. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to approve the purchase of a ¼ page ad in the ACEOA for \$250.00. Motion carried.

There being no further business to come before the Council, motion was made by Councilmember Cromer to adjourn at 6:48 p.m.

ACCEPTED and APPROVED the 10th day of August, 2023.


Judi Smith, City Clerk


Joe McDonald, Council President