

The Saraland City Council met in regular session on January 11, 2024 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 Veronica Hudson  
Councilmember Natalie Moya

Absent: Councilmember Newton Cromer

Attorney, Andy Rutens was present.

Councilmember Biggs opened the meeting with prayer.

#### APPROVAL OF MINUTES

Motion was made by Councilmember Hudson, seconded by Councilmember Moya, to approve the minutes of the meeting of December 21<sup>st</sup>, 2023 and January 8<sup>th</sup>, 2024.  
Motion carried.

#### REPORT OF MAYOR

Mayor Rubenstein announced, the regular meeting scheduled for February 8, 2024 will be held at the Saraland High School Performing Arts Center for the purpose of recognizing the 2024 Outstanding Teams and Athletes.

Motion was made by Councilmember Biggs, seconded by Councilmember Moya to authorize Neel-Schaffer to begin construction improvement plans on Celeste Road for the entrance to "The Land". Motion carried.

#### APPROVAL OF INVOICES

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

##### **General Fund**

1. KemperSports – Services Fee for January 2024	\$23,500.00
2. H&H Electric–Inv# 739, Repair receptacle for Christmas lights	\$10,659.12
3. Volkert – Inv# 00711026, Professional Services	\$7,630.18
4. KemperSports – Inv# 79760-80184, Travel Expenses	\$6,896.37
5. R. Jeffrey Perloff – December 2023 Statement	\$2,425.00

Motion carried.

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

**General Obligation Warrant**

1. HPM – Inv# 4664-14

\$70,320.00

Motion carried.

**ORDERS, RESOLUTIONS, ORDINANCES & OTHER BUSINESS**

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

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.

**ORDINANCE 1311**

**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:

A portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, petitioned by William Price Herring, Jr. & Emma Teresa Herring, as described by the legal description here:

**Lot 1 of the William Herring Sr Subdivision, according to a plat thereof recorded in the records of 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 11<sup>th</sup> day of January 2024.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

The following votes were recorded:

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

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed ordinance, motion was made by Councilmember Biggs, seconded by Councilmember Moya, to adopt the ordinance for the annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

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.

ORDINANCE 1312

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:

A portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, petitioned by William Price Herring, Jr. & Emma Teresa Herring, as described by the legal description here:

**Lot 2 of the William Herring Sr Subdivision, according to a plat thereof recorded in the records of 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 11<sup>th</sup> day of January 2024.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

The following votes were recorded:

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

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed ordinance, motion was made by Councilmember Biggs, seconded by Councilmember Moya, to adopt the ordinance for the annexation of a portion of parcel 1307350000006.000, location on Fillingim Rd, approximately 0.69 acres, filed by William Price Herring, Jr. & Emma Teresa Herring.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of 2125 Radcliff Rd, parcel 1902090000004.015, approximately 3.06 acres, filed by Richard E. King & Joan E. King.

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.

### ORDINANCE 1313

#### 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:

2125 Radcliff Rd, parcel 1902090000004.015, approximately 3.06 acres, petitioned by Richard E. King & Joan E. King, as described by the legal description here:

From the Southwest corner of the North Half of the Southwest Quarter of the Northwest Quarter of Section 9, Township 2 South, Range 1 West, Mobile County, Alabama, run thence South 89° 42' 30" East and along the South line of said North Half of the Southwest Quarter of the Northwest Quarter of Section 9 a distance of 640.49 feet to the point of beginning of the property herein described, thence continue South 89° 42' 30" East 209.59 feet to a point, thence North 623.63 feet to a point, thence North 89° 46' 40" West and along the South line of Radcliff Road 209.59 feet to a point, thence South 623.38 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 11<sup>th</sup> day of January 2024.

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 2125 Radcliff Rd, parcel 1902090000004.015, approximately 3.06 acres, filed by Richard E. King & Joan E. King.

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 Moye, seconded by Councilmember Hudson, to adopt the ordinance for the annexation of 2125 Radcliff Rd, parcel 1902090000004.015, approximately 3.06 acres, filed by Richard E. King & Joan E. King.

The following votes were recorded:

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



Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of 6511 Highway 45, parcel 1808340000025.002, approximately 2.36 acres, filed by Joseph A. Tucker & Lynne W. Tucker.

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.

#### ORDINANCE 1314

#### 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:

6511 Highway 45, parcel 1808340000025.002, approximately 2.36 acres, petitioned by Joseph A. Tucker & Lynne W. Tucker, as described by the legal description here:

**From the Southwest corner of the North Half of the Southwest Quarter of Section 34, Township 2 South, Range 2 West, Mobile County, Alabama, run thence South 88 degrees 07 minutes 40 seconds East 526.64 feet to the Point of Beginning of the property herein described; thence continue South 88 degrees 07 minutes 40 seconds East 171.44 feet to a point; thence North 37 degrees 58 minutes 40 seconds East 688.05 feet to a point; thence North 61 degrees 25 minutes 45 seconds West and along the South line of U.S. Highway 45 a distance of 140.40 feet to a point; thence South 37 degrees 58 minutes 40 seconds West 766.13 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 11<sup>th</sup> day of January 2024.

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 6511 Highway 45, parcel 1808340000025.002, approximately 2.36 acres, filed by Joseph A. Tucker & Lynne W. Tucker.

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 Hudson, seconded by Councilmember Moye, to adopt the ordinance for the annexation of 6511 Highway 45, parcel 1808340000025.002, approximately 2.36 acres, filed by Joseph A. Tucker & Lynne W. Tucker.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of 10630 Kali Oka Rd, parcel 1805220000018.000, approximately 0.67 acres, filed by Clay D. Lewis & Marie Lewis.

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.



## ORDINANCE 1315

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:

10630 Kali Oka Rd, parcel 1805220000018.000, approximately 0.67 acres, petitioned by Clay D. Lewis & Marie Lewis, as described by the legal description here:

From the Northwest corner of the Northeast Quarter of the Southwest Quarter of Section 22, Township 2 South, Range 2 West, Mobile County, Alabama, run thence South 0° 30' 0" East along the West line of the Northeast Quarter of the Southwest Quarter of Section 22, a distance of 683.2 feet to a point; thence deflecting 92° left run Eastwardly 40.02 feet to the East right of way line of Rice Road Extension for the point of beginning of the property herein described; thence continue Eastwardly 151.95 feet to a point; thence with an interior angle of 191° 16' 30" run Northwardly 178.74 feet to a point; thence with an interior angle of 79° 16' 30" run Westwardly 181.6 feet to a point on the East right of way line of Rice Road Extension; thence Southwardly along said East line, 177.2 feet to the point of beginning, being a part of the Northeast Quarter of the Southwest Quarter of said Section 22.

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 11<sup>th</sup> day of January 2024.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to suspend the rules to allow for immediate consideration of the proposed ordinance for the

annexation of 10630 Kali Oka Rd, parcel 1805220000018.000, approximately 0.67 acres, filed by Clay D. Lewis & Marie Lewis.

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 Moye, seconded by Councilmember Hudson, to adopt the ordinance for the annexation of 10630 Kali Oka Rd, parcel 1805220000018.000, approximately 0.67 acres, filed by Clay D. Lewis & Marie Lewis.

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 Biggs, seconded by Councilmember Hudson, to authorize training expenses and adopt a resolution for James West to attend the 2024 AACOP Winter Conference and Expo on February 18-22, 2024 in Montgomery, AL

Motion Carried.

#### **RESOLUTION 2326**

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

**WHEREAS** a cash advance for James West to attend the 2024 AACOP Winter Conference and Expo, February 18-22, 2024, in Montgomery, 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 11<sup>th</sup> day of January, 2024

Motion was made by Councilmember Moye, seconded by Councilmember Hudson to authorize training expenses, and adopt a resolution for Terry Dunn to attend the FEMA L-273 Class on January 29<sup>th</sup> – February 1<sup>st</sup>, 2024 in Montgomery, AL

Motion Carried.

#### **RESOLUTION 2327**

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

**WHEREAS** a cash advance for Terry Dunn to attend the FEMA L-273 Class, January 29<sup>th</sup> – February 1<sup>st</sup>, in Montgomery, 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 11<sup>th</sup> day of January, 2024.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to adopt a resolution authorizing the mayor to execute a venue marketing, rental, and management contract with KemperSports Management. Motion carried.

**RESOLUTION NO. 2328**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
CONTRACT ADDENDUM WITH KEMPER SPORTS  
MANAGEMENT LLC CONCERNING TRAVEL EXPENSE AND  
REIMBURSEMENT**

WHEREAS, the City entered into a Venue Marketing, Rental and Management Contract with Kemper Sports Management, LLC; and

WHEREAS, pursuant to Article 5, Section 5.2 of the Agreement, the City is obligated to reimburse Kemper Sports Management for all out of pocket expenses for reasonable travel required under the terms of the Agreement; and

WHEREAS, in an effort to further delineate and define those provisions, it is the finding of the City Council that an addendum to the contract should be executed to clarify what type of reasonable expenses for travel will be eligible for reimbursement as well as the procedures for that reimbursement; and

WHEREAS, it is the determination of the City Council that Mayor Howard Rubenstein should be authorized to execute an addendum to that effect.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Saraland, Alabama that Mayor Howard Rubenstein is authorized to execute an addendum to the Venue Marketing, Rental and Management Contract between the City and Kemper Sports Management, LLC conformance with this resolution.

**ORDINANCE 1316**

**AN ORDINANCE AMENDING CHAPTER 46 OF THE SARALAND  
CODE OR ORDINANCES CONCERNING PARADES**



Whereas, the current Municipal Code of Ordinances addresses the process and procedures as well as the factors to consider in the granting of parade, race and procession permits; and

Whereas, it is the determination of the City that those provisions which are adopted in the 1960's and 1980's should be updated to reflect changes necessitated by the growth of the City; and

Whereas, it is the determination of the City that these changes are necessary for the public health welfare and benefit.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY OF SARALAND, ALABAMA THAT CHAPTER 46 ARTICLE III OF THE SARALAND MUNICIPAL CODE IS AMENDED TO READ AS FOLLOWS:**

**Sec. 46-72. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Parade* means any parade, march, ceremony, show, exhibition, pageant, foot race/walk, or procession of any kind, or any similar display, in or upon any street, park or other public place.

*Parade permit* means a permit as required by this article.

**Sec. 46-74. Same—Application; contents.**

- (a) A person seeking issuance of a parade permit shall file an application with the City Clerk on forms provided by her. An application for a parade permit shall be filed with the City Clerk not less than thirty (30) days nor more than one (1) year before the date on which it is proposed to conduct the parade.
- (b) The application for a parade permit shall set forth the following information:
  - (1) The name, address and telephone number of the person seeking to conduct such parade;
  - (2) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, whether the organization is a non-profit organization or not, and the name, address and telephone number of the authorized and responsible heads of such organization;

- (3) The name, address and telephone number of the person who will be the parade chairperson and who will be responsible for its conduct;
- (4) The date when the parade is to be conducted;
- (5) The route to be traveled, the starting point and the termination point;
- (6) The approximate number of persons who, and animals and vehicles which, will constitute such parade; the type of animals, and description of the vehicles;
- (7) The hours when such parade will start and terminate;
- (8) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed;
- (9) The location of any assembly areas for such parade;
- (10) The time at which units of the parade will begin to assemble at any assembly area;
- (11) The interval of space to be maintained between units of such parade;
- (12) If the parade is designed to be held by, and on behalf of or for, any person other than the applicant, a communication in writing from the person proposing to hold the parade, authorizing the applicant to apply for the permit on his behalf.
- (13) If a parade will begin and/or terminate at the Civic Center, the applicant will be required to submit proof of rental of the Civic Center for the hours of the parade, as well as for a period of one (1) hour period prior to commencement of the parade, and for a one (1) hour period after the scheduled conclusion of the parade.

- (14) The applicant shall submit with their application payment of any parade fees established by resolution of the City Council, and applicable to parade events in general. This fee will be refundable should a permit not be granted.
- (c) In addition to the application, an applicant shall pay a fee in the amount of One Thousand And No/100ths (\$1,000.00) Dollars for an organization that is not a recognized non-profit organization based in and operating in Saraland or Five Hundred And No/100ths (\$500.00) Dollars for a recognized non-profit organization based in and operating in Saraland. Any application filed by recognized non-profit organizations not based in and operating in Saraland shall pay an application fee of One Thousand And No/100ths (\$1,000.00) Dollars at the time of the submittal of the application. An application submitted by an organization that is not a recognized non-profit organization and which is not based in and operating in Saraland shall pay an application fee of Two Thousand And No/100ths (\$2,000.00) Dollars at the time of the submittal of the application. If a parade permit is not approved by the City Council, the fee shall be refunded to the applicant.
- (d) The City Council, where good cause is shown therefore, shall have the authority to consider any application hereunder which is filed less than thirty (30) days before the date such parade is proposed to be conducted.

**Sec. 46-76. Permit issuance—Standards.**

The City Council may issue a parade permit when, from a consideration of the application and from such other information as may otherwise be obtained, it finds that:

- (1) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;
- (2) The conduct of the parade will not require the diversion of so great a number of police officers of the city to properly police the line of movement and the area contiguous thereto as to prevent normal police protection to the city;
- (3) The conduct of such parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the city other than that to be occupied by the proposed line of march and areas contiguous thereto;



- (4) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas;
- (5) The conduct of such parade will not interfere with the movement of firefighting equipment en route to a fire;
- (6) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;
- (7) The parade is not to be held for the sole purpose of advertising any product, goods or event, and is not designed to be held purely for private profit.

**Sec. 46-77. Same—Council approval, grounds for denial.**

The City Council shall consider the application for a parade permit at the next regularly scheduled City Council meeting after receiving a full and complete application, as well as the reports from the City officials required to review the application. The City Council will act in a timely manner on the application based upon its determination that all of the necessary or desired information concerning compliance with the standards for permit issuance have been received and reviewed. If the City Council disapproves the application, the City Clerk shall mail to the applicant within six (6) days after the date upon which the application was filed a notice of the City Council's action, stating the reasons for denial of the permit.

**Sec. 46-78. Alternative permit; notice of acceptance.**

The City Council, in denying an application for a parade permit, shall be empowered to authorize the conduct of the parade on a date, at a time, or over a route different from that named by the applicant. An applicant desiring to accept an alternate permit shall, within seven (7) days after notice of the action of the City Council, file a written notice of acceptance with the City Council. An alternate parade permit shall conform to the requirements of, and shall have the effect of a parade permit under this article.

**Sec. 46-79. Notice of permit issuance.**

- (a) Immediately upon the receipt of a full and complete application, the City Clerk shall send a copy thereof to the following:
  - (1) The Director of the City Parks and Recreation Department;

- (2) The Chief of Police;
  - (3) The City Attorney;
  - (4) The Fire Chief;
  - (5) The General Manager or responsible head of each public transportation utility, the regular routes of whose vehicles will be affected by the route of the proposed parade.
- (b) Upon the receipt of a parade permit from the City Clerk, the above officials shall diligently review the permit to determine if the requirements of 47-76 are met as it concerns that official's area. After official review, the official shall report their conclusion to the Mayor. Regardless of any determination of the appropriate official, it will be left to the sound discretion of the City Council to determine if the standards as a whole are met and if the permit should be issued.

**Sec. 46-82. Permit revocation.**

The Mayor shall have the authority to revoke a parade permit upon failure of the applicants or participants to comply with the standards for issuance and the provisions herein set forth and such authority may be delegated to the officer or such other person designated by the Mayor to supervise the parade.

**Sec. 46-84. Public conduct during parades.**

- (a) No person shall unreasonably hamper, obstruct, impede, or interfere with any parade assembly or with any person, vehicle or animal participating or used in a parade.
- (b) No driver of a vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.
- (c) The Mayor or their designee shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of the route of a parade. The Mayor may cause the Chief of Police to post signs to such effect, and it shall be unlawful to park or leave unattended any vehicle in violation thereof.

ADOPTED and APPROVED on this 11<sup>th</sup> day of January, 2024.

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance regarding parade and run event application process and fees.

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 Moye, to approve the proposed ordinance regarding parade and run event application process and fees.

The following votes were recorded:

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

Motion carried.

#### **RESOLUTION 2329**

#### **A RESOLUTION WAIVING PARADE PERMIT FEES FOR THE SARALAND CIVIC FORUM AND THE SARALAND MARDI GRAS ASSOCIATION**

WHEREAS, the Saraland Civic Forum has sponsored the Saraland Christmas parade for over twenty years; and

WHEREAS, the Saraland Christmas parade serves a public benefit by bringing individuals to the downtown Saraland area to watch the parade; and

WHEREAS, those parade watchers shop and generate tax revenue for the city; and

WHEREAS, the Christmas parade is a source of great civic pride for the citizens of Saraland; and

WHEREAS, the Saraland Mardi Gras Association sponsors a yearly Mardi Gras parade; and



WHEREAS, the yearly Mardi Gras parade also draws citizens down to the downtown Saraland area; and

WHEREAS, those citizens observing the Saraland Mardi Gras parade shop and generate tax revenue; and

WHEREAS, the Saraland Mardi Gras parade is the source of great civic pride to the citizens; and

WHEREAS, both the Saraland Civic Forum and the Saraland Mardi Gras Association are not for profit organizations that provide a great service and benefit to the city and its citizens; and

WHEREAS, it is the determination of the City Council that the Saraland Civic Forum and the Saraland Mardi Gras Association should have any parade permit fees waived due to their sponsorship of the Christmas parade and the Saraland Mardi Gras parade.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Saraland, Alabama that any parade application and permit fees for the Saraland Civic Forum to undertake and present the Saraland Christmas parade and the Saraland Mardi Gras Association to undertake and present the Saraland Mardi Gras parade are waived until future action of the City Council.

Approved this the 11<sup>th</sup> day of January, 2024.

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to suspend the rules to allow for immediate consideration of the proposed resolution of permanent nature for waiving parade permits fee for the Saraland Civic Forum and the Saraland Mardi Gras Association.

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 Moye, seconded by Councilmember Hudson, to approve the proposed resolution for waiving parade permits fee for the Saraland Civic Forum and the Saraland Mardi Gras Association.

The following votes were recorded:

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

Motion carried.

Motion was made by Councilmember Moyer, seconded by Councilmember Biggs, to approve the Saraland Mardi Gras Association parade permit, scheduled for February 10, 2024, at noon.  
Motion carried.

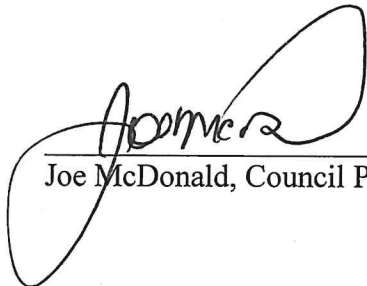
Motion was made by Councilmember Biggs, seconded by Councilmember Moyer, to approve the payment to Tarver Construction for the new incinerator office building in the amount of \$26,000.00 to be paid from the American Rescue Plan funds. Motion carried.

Motion was made by Councilmember Hudson, seconded by Councilmember Moyer, to authorize the mayor to enter into an agreement with Volkert Engineering for the preparation of the Annual MS4 Report for the year 2024, not to exceed \$8,500.00. Motion carried.

There being no further business to come before the Council, a motion was made by Councilmember Hudson to adjourn at 6:38 p.m.

ACCEPTED and APPROVED the 25<sup>th</sup> day of January, 2024.

  
Judi Smith, City Clerk

  
Joe McDonald, Council President