

The Saraland City Council met in regular session on January 25, 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 Newton Cromer  
Councilmember Natalie Moya

Absent: Councilmember Veronica Hudson

Attorney, Andy Rutens was present.

Councilmember Cromer opened the meeting with prayer.

Council President McDonald announced that agenda item number seven, to authorize the mayor to enter into a contract addendum with Chambliss King Architects concerning supplemental services, is not ready for consideration tonight. With no objection from the council, this item will be removed and placed on the agenda for the next city council meeting.

#### APPROVAL OF MINUTES

Motion was made by Councilmember Moya, seconded by Councilmember Cromer, to approve the minutes of the meetings of January 11<sup>th</sup>, January 13<sup>th</sup>, January 22<sup>nd</sup>, 2024. Motion carried.

#### REPORT OF STANDING COMMITTEES

Motion was made by Councilmember Moya, seconded by Councilmember Biggs to have Neel-Schaffer prepare the engineering for resurfacing Kali-Oka Road. Motion carried.

#### REPORT OF MAYOR

Mayor Rubenstein presented Natalie Moya a certificate from Alabama League of Municipalities for becoming a Certified Municipal Official.

Mayor Rubenstein reported that the next council meeting would be held on February 8, 2024 at the Saraland High School Performing Arts Center to recognize the Saraland football team and volleyball team for their accomplishments during the past year.

Motion was made by Councilmember Biggs, seconded by Councilmember Moya to award the bid for a pole barn at the incinerator site to Joe Tarver Construction in the amount of \$29,500.00, to be paid from the ARPA Funds. Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moya to approve the invoice number 22207-1223-948 for Geotechnical Engineering Testing, Inc. in the amount of \$7,109.00, to be paid from the General Obligation Warrant. Motion carried.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye to approve the invoice Pay App #1 for Rabren General Contractors, LP in the amount of \$396,263.28, to be paid from the General Obligation Warrant. Motion carried.

#### APPROVAL OF INVOICES

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

##### **General Fund**

- |  |             |
|--|-------------|
| 1. Volkert, Inv# 00812006, Transportation Continuity Plan        | \$16,385.22 |
| 2. Galloway Wettermark & Rutens, General Matters                 | \$9,035.79  |
| 3. Volkert, Inv# 00901001, Transportation Continuity Plan        | \$7,873.10  |
| 4. Neel-Schaffer, Inv# 1093347, General Services December 2023   | \$4,130.00  |
| 5. Neel-Schaffer, Inv# 1093349, Second Ave drainage improvements | \$3,917.60  |
| 6. Smith Industrial Services, Inv# 0193773-IN, 720 Doby Lane     | \$2,361.15  |

Motion carried.

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

##### **Gas Tax Fund**

- |  |             |
|--|-------------|
| 1. Neel-Schaffer, Inv# 1093348, Additional lanes to Celeste Road | \$15,470.49 |
|--|-------------|

Motion carried.

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

##### **General Obligation Warrant 2022-A**

- |   |              |
|---|--------------|
| 1. Rabren General Contractors, Pay App #2 | \$623,727.48 |
|---|--------------|

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 8035 Kali Oka Rd, parcel 1807260002074.000, approximately 0.69 acres, petitioned by Trevor C. Lewis & Blakeley R. 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 1318**

**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:

8035 Kali Oka Rd, parcel 1807260002074.000, approximately 0.69 acres, petitioned by Trevor C. Lewis & Blakeley R. Lewis, as described by the legal description here:

Begin at the Northeast corner of Lot 1, Block 1 of Robin Wood, Unit No. 1; thence North 89 degrees, 33 minutes West along Rice Road 150 feet; thence South 0 degrees, 50 minutes, 35 seconds West 200 feet; thence South 89 degrees, 33 minutes East 151.37 feet; thence North 0 degrees, 27 minutes East along the East line of Lot 1, Block 1, 200 feet to the point of beginning, according to plat thereof recorded In Map Book 18, page 1, Probate Court Records, Mobile County, Alabama, as corrected by Instrument dated May 7, 1968 and recorded in Real Property Book 827, page 649.

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

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 8035 Kali Oka Rd, parcel 1807260002074.000, approximately 0.69 acres, petitioned by Trevor C. Lewis & Blakeley R. Lewis.

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 8035 Kali Oka Rd, parcel 1807260002074.000, approximately 0.69 acres, petitioned by Trevor C. Lewis & Blakeley R. Lewis.

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 10550 Kali Oka Rd, parcel 1805220000015.000, approximately 4.09 acres, petitioned by Jacob W. Lewis & Lauren L. 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 1319**

#### **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:

10550 Kali Oka Rd, parcel 1805220000015.000, approximately 4.09 acres, petitioned by Jacob W. Lewis & Lauren L. Lewis, as described by the legal description here:

**Parcel One:**

Beginning at the Southwest corner of the Northeast Quarter of the Southwest Quarter of Section 22, Township 2 South, Range 2 West, Mobile County, Alabama, running thence East 525 feet; thence North 210 feet; thence West 525 feet; thence South 210 feet to the Point of Beginning. Less and except any portion lying within the right-of-way of Kali Oka Road.

**Parcel Two:**

Beginning at the Southwest corner of the Northeast Quarter of the Southwest Quarter of Section 22, Township 2 South, Range 2 West, Mobile County, Alabama, run East 525 feet to the Point of Beginning; thence continue East 364 feet; thence run North 210 feet; thence run West 364 feet; thence run South 210 feet to the Point of Beginning.

The above Parcels One and Two being the same property conveyed to Ellis Thompson and Diane Thompson by Deed dated March 22, 2006 and recorded in Real Property Book 5942, Page 1323 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 25<sup>th</sup> day of January 2024.

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 10550 Kali Oka Rd, parcel 1805220000015.000, approximately 4.09 acres, petitioned by Jacob W. Lewis & Lauren L. Lewis.

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 Moye, seconded by Councilmember Biggs, to adopt the ordinance for the annexation of 10550 Kali Oka Rd, parcel 1805220000015.000, approximately 4.09 acres, petitioned by Jacob W. Lewis & Lauren L. Lewis.

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 2880 Radcliff Rd, parcel 1903080000001.015, approximately 3.00 acres, petitioned by Ica Lee Bell.

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 1320**

#### **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:

2880 Radcliff Rd, parcel 1903080000001.015, approximately 3.00 acres, petitioned by Ica Lee Bell, as described by the legal description here:

**Lot 5, Fontaine Woods, Unit III, Phase II as recorded in Map Book 55, Page 33, of the records in the Office of the Judge of Probate, 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 25<sup>th</sup> day of January 2024.

Motion was made by Councilmember Cromer, seconded by Councilmember Biggs, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of 2880 Radcliff Rd, parcel 1903080000001.015, approximately 3.00 acres, petitioned by Ica Lee Bell.

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 Moye, seconded by Councilmember Biggs, to adopt the ordinance for the annexation of 2880 Radcliff Rd, parcel 1903080000001.015, approximately 3.00 acres, petitioned by Ica Lee Bell.

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 approve a resolution for Project #TAPAA-TA22(920) for sidewalks in Spanish Trace. Motion carried.

### **RESOLUTION 2331**

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

That the City enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

**Sidewalks along Sabana St. from west of Marbella Ct. to the Oscar L. Driver Park, along Tavares Dr. from Sabana St. to Spanish Trace Dr., along Spanish Trace Dr. from Tavares Dr. to San Carlos Dr., along San Carlos Dr. from Spanish Trace Dr. to the parking lot of Oscar L. Driver Park, and along Aztec St. from San Carlos Dr. to Tavares Dr.; Project# TAPAA-TA22(920); CPMS Ref# 100074156.**

Which agreement is before this Council, and that the agreement be executed in the name of the city, by the mayor for and on its behalf and that it be attested by the City Clerk and the official seal of the City be affixed thereto.



BE IT FURTHER RESOLVED, upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the City.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to authorize training expenses and adopt a resolution for a cash advance for Tywone Johnson and Lucas Miller to attend training on exploring the sexual offender & violent offender, February 5-6, 2024 in Biloxi, MS. Motion carried.

**RESOLUTION 2332**

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

**WHEREAS** a cash advance for Tywone Johnson and Lucas Miller to attend the training on exploring the sexual offender and violent offender, February 5-6, 2024, in Biloxi, Mississippi; 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 25<sup>th</sup> day of January, 2024.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to authorize training expenses and adopt a resolution for a cash advance for Jacob Crum to attend the Death Investigations Course, February 27-28, 2024 in Stapleton, Alabama. Motion carried.

**RESOLUTION 2333**

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

**WHEREAS** a cash advance for Jacob Crum to attend the Death Investigations Course, February 27-28, 2024, in Stapleton, 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 25<sup>th</sup> day of January, 2024.

Council President McDonald advised there is a matter to be discussed in executive session concerning issues of economic development where Saraland is in competition with other communities.

Motion was made by Councilmember Cromer, seconded by Councilmember Moye, to adjourn into executive session with Mayor Rubenstein and Andy Rutens to discuss issues of economic development where Saraland is in competition with other communities.

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

The following votes were recorded:

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

Motion carried.

Council President McDonald advised he anticipates the executive session to last approximately 20 minutes.

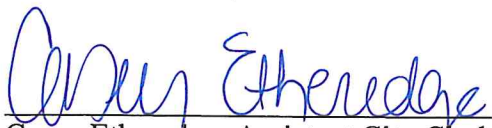
The Council adjourned into executive session with the Mayor and City Attorney at 6:37 p.m.


Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to reconvene at 7:38 p.m. with all members present. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize the mayor to advertise for auction of select Celeste Road houses obtained by the City.

There being no further business to come before the Council, motion was made by Councilmember Biggs to adjourn at 7:42 p.m.

ACCEPTED and APPROVED the 8th day of February, 2024.

  
Casey Etheredge, Assistant City Clerk

  
Joe McDonald, Council President