

The Saraland City Council met in regular session on September 12, 2024 at the Saraland Municipal Annex. The meeting was called to order at 6:32 p.m. by Council President McDonald. Roll call was as follows:

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

Attorney Andy Rutens was present.

Councilmember Moye opened the meeting with prayer.

APPROVAL OF MINUTES

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to approve the minutes of the meeting of August 22, September 9th Special meeting and workshop. Motion carried.

REPORT OF OFFICERS

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve Rabren General Contractor's change order #016 in the amount of \$15,577.39, this represents a design change associated with ASI #8R, which was to add under drain on East side of park due to unforeseen ground water issues. This is for the rework and re-seeding for slopes going out because of the amount of ground water that was present. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve Rabren General Contractor's change order #017 in the amount of \$36,180.33, design changes associated with ASI#6R, this was to help reduce the cost of the Sportsplex which amounted to lowering three (3) of the baseball field by five (5) feet causing some water issues so additional storm systems were installed to help divert water from the fields. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to approve Rabren General Contractor's change order# 018 in the amount of \$35,261.68, to undercut retaining wall #2 and #4 due to unsuitable and excessively wet soil having to be removed and replaced with geofabric and 57 stone as required by the Geo Tech. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to approve Rabren General Contractor's change order #019 in the amount of \$10,556.70 for cost associated with RFI#31. In the maintenance building located at the Sportsplex, the building itself is rated for excessive wind loads of 125 MPH and the overhead door itself is also rated for a wind load of 125 MPH, but this door has never been tested in this type of structure, so the two (2) combined do not meet the specifications for the wind loads needed in this area, therefore an additional steel frame had to be added to meet the wind loads required. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve Rabren General Contractor's change order #020 in the amount of \$27,525.08, for additional cost associated with metal plates for 16 dugouts per SSK-001, in relation to the dugout structures themselves and how they are mounted to the concrete slab underneath them. The dugouts that were included required an installation method that was never picked up on because the manufacturer never submitted it during the design process. After a couple of revisions in order to resolve the issue, there was an option of expanding the concrete slab where we have the option to add a metal place with a front mount. This was determined to be the most economical solution. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to approve Rabren General Contractor's Construction Change Directive (CCD) #12 in the amount of \$22,888.16. When the three (3) baseball field were lowered in ASI#6R additional storm drainage materials were classified as a unit cost through Rabren's contract, and other items were not included in the original contract, therefore these additional items are simply needing to be added to the quantity to the unit rate items applicable to ASI#6R which includes the following:

- 1) 18" RCP @ \$52.65 LF X 40 LF = \$2,106.00
- 2) 30" RCP @ \$97.77 LF X 8LF = \$782.16
- 3) Nyoplast Inlet Basins @ \$3,250.00 X 6 ea. = \$19,500.00

Motion carried.

REPORT OF MAYOR

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to engage the services of C.A. Built Construction Services for the city drainage ways at the Saraland Crossing and Infirmary Campus area, to do a one-time cleaning in the amount of approximately \$40,000.00 after which the city will begin the upkeep. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to authorize the Mayor to execute the consent of assignment on the agreement with John G. Walton Construction Company, Inc., to Wiregrass Construction Company, Inc. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to authorize the removal of equipment and apply safety features to the Ferry Avenue Park and convert this area to green space. Motion carried.

APPROVAL OF INVOICES

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

General Fund

1. Galloway Wettermark & Rutens – General Matters \$10,845.00

Motion carried.

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

General Obligation Warrant 2022-A - Sportsplex

- 1. HCL Contracting – Inv# 24079, Kali Oka Rd Asphalt Repairs \$62,482.65

Motion carried.

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

Alabama Trust Fund

- 1. Temperature Control Services – Inv# 106546, Senior Center A/C \$38,863.00

Motion carried.

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

General Obligation Warrant 2023-A – Alorica Building

- 1. Persons Services Corp – Inv# 17209, A/C Repairs, Phase I \$19,847.00
- 2. PCDA – Inv# 3998, Design Phase \$15,600.00
- 3. Taylor Sudden Service – Quote# 1653774, 10,000 Gallon Fuel Tank \$10,269.47
- 4. Taylor Sudden Service – Quote# 1643211, Generator Repair \$4,286.61
- 5. Persons Services Corp – Inv# 17214, HVAC Repair \$1,283.00

Motion carried.

No bids were received for the Sportsplex Kitchen project.

Motion was made by Councilmember Hudson, seconded by Councilmember Biggs, to authorize the opening of bids for the Second Avenue drainage Project.

Bids are as follows:

Bidders	Base Bid
1) McElhenney	\$ 257,930.00
2) Jame H Adams	\$ 222,444.00

Motion was made by Councilmember Hudson, seconded by Councilmember Biggs, to authorize City Engineer, Kirby Latham to tabulate the bids and return a recommendation to the Mayor, who can then award the contract. Motion carried.

ORDINANCE 1335-2

AN ORDINANCE ADOPTING THE 2021 EDITION OF THE *INTERNATIONAL FIRE CODE*

WHEREAS, Title 11, Chapter 45 of the *Code of Alabama* provides that the City of Saraland may adopt ordinances in order to provide for the safety and preserve the health, promote the prosperity, and improve the morale, order, comfort and convenience of the citizens of the municipality; and

WHEREAS, it is the recommendation from the fire code official for the City of Saraland that the City update and adopt the 2021 Edition of the *International Fire Code as Amended*, including Appendices A, B, C, D, E and Appendix I; and

WHEREAS, amendments to certain wording and provisions of the 2021 International Fire Code are adopted and are appended to this Ordinance as Exhibit A; and

WHEREAS, heretofore in accordance with the provisions of Title 11, Section 45-8 of the *Code of Alabama* 1975, as amended, a public hearing was held on the question of the adoption by the City Council of the City of Saraland, Alabama, of the following codes:

2021 International Fire Code

including Appendices A (Board of Appeals), B (Fire-Flow Requirements for Buildings), C (Fire Hydrant Locations and Distribution), D (Fire Apparatus Access Roads), E (Hazard Categories), and I (Fire Protection Systems - Noncompliant Conditions). Said hearing being held at the Saraland Municipal Annex in the City of Saraland, on September 12, 2024 at 6:30 p.m. after said notice of public hearing and of the time, place and purpose thereof had been given by posting of the proposed ordinance in three public places more than fifteen (15) days prior to the date of said hearing; and

WHEREAS, after consideration of the provisions of the 2021 *International Fire Code as Amended* and the cited Appendices, it is the opinion of the City Council that said provisions should be adopted.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Saraland, Alabama that the provisions of the 2021 *International Fire Code as Amended*, including Appendices A, B, C, D, E and I, are adopted as the Fire Code Provisions for the City of Saraland as if fully set out herein.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE adoption of the 2021 International Fire Code, including Appendices A (Board of Appeals – In the Event One is Needed for Clarification), B (Fire-Flow Requirements for Buildings), C (Fire Hydrant Locations and Distribution), D (Fire Apparatus Access Roads), and I (Fire Protection Systems – Noncompliant Conditions)

Council Vice President Cromer declared the public hearing open.

There was no one to speak for or against the application.

Council Vice President Cromer declared the public hearing closed.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to suspend the rules to allow for the consideration of the adoption of the 2021 International Fire Code, including Appendices A (Board of Appeals – In the Event One is Needed for Clarification), B (Fire-Flow Requirements for Buildings), C (Fire Hydrant Locations and Distribution), D (Fire Apparatus Access Roads), and I (Fire Protection Systems – Noncompliant Conditions)

The following votes were recorded:

Yes: Councilmember Wayne Biggs
Councilmember Newton Cromer
Councilmember Veronica Hudson
Councilmember Natalie Moye

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed application, motion was made by Councilmember Biggs, seconded by Councilmember Moye, to approve the adoption of the 2021 International Fire Code, including Appendices A (Board of Appeals – In the Event One is Needed for Clarification), B (Fire-Flow Requirements for Buildings), C (Fire Hydrant Locations and Distribution), D (Fire Apparatus Access Roads), and I (Fire Protection Systems – Noncompliant Conditions)

The following votes were recorded:

Yes: Councilmember Wayne Biggs
Councilmember Newton Cromer
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 9370 Celeste Road, parcel 1903070000018.000, approx. 33.00 acres, filed by Dwayne Smith on behalf of Susan Walter.

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1336

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:

9370 Celeste Road, parcel 1903070000018.000, approximately 32.95 acres, petitioned Dwayne Smith on behalf of Susan Walter, as described by the legal description here:

Parcel 1

The East 494.89 feet, more or less, of Part 4 of the Sim Taylor Estate Division, by Cecil Clyde Turner, Registered Land Surveyor, Mobile, Alabama, filed in the Office of the Judge of Probate, Mobile County, Alabama, August 24, 1984, and recorded in Map Book 37, page 30 in said office.

Parcel 2

That certain lot of land bounded by a line described as follows: To find the point of beginning commence at the Southwest corner of Section 7, Township 2 South, Range 1 West and run thence North and along the East line of Celeste Road a distance of 1848 feet North to the point of beginning of the land herein described: From said point of beginning continue running North along the East line of Celeste Road a distance of 264 feet to an iron pin; thence run East a distance of 2640 feet to an iron pin; thence run South and parallel to the East line of said road a distance of 264 feet to an iron pin; thence run West 2640 feet to the East line of Celeste Road and the point of beginning, containing 16 acres, more or less.

LESS AND EXCEPT the following described property:

Commencing at the Southwest corner of Section 7, Township 2 South, Range 1 West; thence run East 50 feet to a point; thence run North along the East line of Celeste Road 2090 feet to a point of beginning; thence continue North along said East line of Celeste Road 105 feet to a point; thence run

East 350 feet to a point; thence run South 105 feet to a point; thence run West 350 feet to the point of beginning.

Parcel 3

Commencing at the Southwest corner of Section 7, Township 2 South, Range 1 West; thence run North and along the West line of said Section 7, and also being along the East right of way line of Celeste Road 2112.00 feet; thence run East, 678.81 feet to the point of beginning; thence North 00 degrees, 09 minutes West, 264.0 feet; thence run East, 1954.19 feet; thence South 00 degrees, 09 minutes East, 264.00 feet; thence run West, 1954.19 feet to the point of beginning. Containing 11.84 acres, more or less.

Parcel 4

Commencing at the Southwest corner of Section 7, Township 2 South, Range 1 West; thence run North and along the West line of said Section 7 and also being along the East right of way line of Celeste Road, 2112.00 feet; thence run East 350.50 feet to the point of beginning; thence continue East 330.00 feet; thence North 00 degrees, 09 minutes West 264.00 feet; thence West 330.00 feet; thence South 00 degrees, 09 minutes East, 264.00 feet to the point of beginning. Containing 2.00 acres, more or less.

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

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

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

ADOPTED AND APPROVED this the 12th day of September 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 9370 Celeste Road, parcel 1903070000018.000, approx. 33.00 acres, filed by Dwayne Smith on behalf of Susan Walter

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 9370 Celeste Road, parcel 1903070000018.000, approx. 33.00 acres, filed by Dwayne Smith on behalf of Susan Walter

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 Parcel 1801120000002.002, located at the southeast corner of Celeste Road and Radcliff Road, approx. 1.61 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1337

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:

Parcel 1801120000002.002, approximately 1.61 acres, petitioned by Ascension Funeral Group, LLC, as described by the legal description here:

BEGINNING AT THE NORTHWEST CORNER OF LOT 1, NORTH COUNTRY AS RECORDED IN MAP BOOK 21, PAGE 99 OF THE PROBATE COURT RECORDS OF MOBILE COUNTY,

ALABAMA; THENCE ALONG THE WEST BOUNDARY LINE OF SAID LOT 1, RUN SOUTH 593.69 FEET TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE ALONG A WESTWARD PROJECTION OF THE SOUTH BOUNDARY LINE OF SAID LOT 1, RUN SOUTH 89°58'00" WEST 112.31 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF CELESTE ROAD; THENCE ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 00°08'51" WEST 122.69 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 89°51'09" EAST 10.0 FEET TO A POINT; THENCE CONTINUE ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 03°01'46" EAST 49.83 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN SOUTH 86°38'28" EAST 12.43 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 00°05'48" WEST 100.0 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 86°47'22" WEST 15.0 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTH 00°07'40" WEST 100.0 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD RUN S 88°08'14" WEST 9.19 FEET TO A POINT; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD; RUN NORTH 03°40'08" WEST 18.47 FEET TO A POINT; SAID POINT BEING ON THE ARC OF CURVE CONCAVE EASTWARDLY AND HAVING A RADIUS OF 1957.50 FEET; THENCE CONTINUING ALONG SAID EAST RIGHT OF WAY LINE OF CELESTE ROAD, RUN NORTHWARDLY ALONG SAID ARC OF CURVE, A DISTANCE OF 204.67 FEET TO A POINT, SAID POINT BEARS NORTH 02°50'52" EAST 204.57 FEET FROM THE LAST DESCRIBED POINT, SAID POINT BEING ON THE SOUTH RIGHT OF WAY LINE OF RADCLIFF ROAD; THENCE ALONG SAID SOUTH RIGHT OF WAY LINE OF RADCLIFF, RUN SOUTH 89°17'20" EAST 103.16 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 B-2.

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 12th day of September 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 Parcel 1801120000002.002, located at the southeast corner of Celeste Road and Radcliff Road, approx. 1.61 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC
The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 Parcel 1801120000002.002, located at the southeast corner of Celeste Road and Radcliff Road, approx. 1.61 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 Parcel 1903070000010.000, Lot 1 of the North Country Subdivision, approx. 1.90 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1338

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:

Parcel 1903070000010.000, approximately 1.90 acres, petitioned by Ascension Funeral Group, LLC, as described by the legal description here:

Lot 1, North Country as recorded in Map Book 21, Page 99 of the Probate Court records 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 B-2.

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 12th day of September 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 Parcel 1903070000010.000, Lot 1 of the North Country Subdivision, approx. 1.90 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 Parcel 1903070000010.000, Lot 1 of the North Country Subdivision, approx. 1.90 acres, to be zoned B-2 (General Business), filed by Ascension Funeral Group, LLC

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 11026 Army Road, parcel 1307350000004.003, approx. 0.92 acres, zoned R1, filed by Coy Brent Jones

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1339

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:

11026 Army Road, parcel 130735000004.003, approximately 0.92 acres, petitioned by Coy Brent Jones, as described by the legal description here:

Beginning at the Northwest Corner of the Northwest Quarter of the Southeast Quarter of the Northeast Quarter of Section 35, Township 1 South, Range 2 West; thence run N 89° 43' E along the North line of the said Southeast Quarter a distance of 311.39 feet; thence run South a distance of 166.86 feet; thence run S 89° 43' W and parallel with the North line of the said Southeast Quarter a distance of 311.39 feet to a point on the West line of said Northwest Quarter of the Southeast Quarter of the Northeast Quarter of said Sec. 35; thence run North and along the West line of the said Northwest Quarter of the South- east Quarter of the Northeast Quarter a distance of 166.86 feet to the point of beginning. LESS AND EXCEPT any portion lying within the Public Right-of-Way of Army Road.

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 12th day of September 2024.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of 11026 Army Road, parcel 1307350000004.003, approx. 0.92 acres, zoned R1, filed by Coy Brent Jones

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 adopt the ordinance for the annexation of 11026 Army Road, parcel 1307350000004.003, approx. 0.92 acres, zoned R1, filed by Coy Brent Jones

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 Parcel 1805220000009.000, located at 7901 Henry Morgan Road, approx. 2.06 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith.

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1340

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:

Parcel 1805220000009.000, located at 7901 Henry Morgan Road, approximately 2.06 acres, petitioned by Lamenda DeAnn Leech on behalf of Billie Ann Smith, as described by the legal description here:

A part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 2 South, Range 2 West. More particularly described as follows: Beginning at a point at the Southeast Corner of said Northeast Quarter of the Southeast Quarter, Section 22, Township 2 South, Range 2 West, thence run North 420 feet to a point; thence run West 210 feet to a point; thence run South 420 feet to a point; thence run East 210 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 12th day of September 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 Parcel 1805220000009.000, located at 7901 Henry Morgan Road, approx. 2.06 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith

The following votes were recorded:

Yes: Council Vice President Newton Cromer
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 adopt the

ordinance for the annexation of Parcel 180522000009.000, located at 7901 Henry Morgan Road, approx. 2.06 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith.

The following votes were recorded:

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

Motion carried.

AFTER PROPER PUBLIC NOTICES HAVING BEEN DULY GIVEN, A PUBLIC HEARING WAS HELD TO CONSIDER THE annexation of Parcel 180522000010.001, located at 7901 Henry Morgan Road, approx. 2.08 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith.

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1341

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:

Parcel 180522000010.001, located at 7901 Henry Morgan Road, approximately 2.08 acres, petitioned by Lamenda DeAnn Leech on behalf of Billie Ann Smith, as described by the legal description here:

Beginning at a point at the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 22, Township 2 South, Range 2 West, Mobile County, Alabama, thence run North 420 feet to a point; thence run West 210 feet to the point of beginning of the property herein described; thence run West 210 feet to a point; thence run South 420 feet to a point; thence run East 210 feet to a point; thence run North 420 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 12th day of September 2024.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to suspend the rules to allow for immediate consideration of the proposed ordinance for the annexation of Parcel 180522000010.001, located at 7901 Henry Morgan Road, approx. 2.08 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith

The following votes were recorded:

- Yes: Council Vice President Newton Cromer
- 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 Parcel 180522000010.001, located at 7901 Henry Morgan Road, approx. 2.08 acres, zoned R1, filed by Lamenda DeAnn Leech on behalf of Billie Ann Smith

The following votes were recorded:

- Yes: Council Vice President Newton Cromer
- 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 7965 Henry Morgan Road, parcel 1806230000043.000, approx. 0.61 acres, filed by Judith Alison Sellers Cook

Council Vice President Cromer declared the public hearing open.

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

Council Vice President Cromer declared the public hearing closed.

ORDINANCE 1342

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:

7965 Henry Morgan Road, parcel 1806230000043.000, approximately 0.64 acres, petitioned by Judith Alison Sellers Cook, as described by the legal description here:

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 22, TOWNSHIP 2 SOUTH, RANGE 2 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN NORTH ALONG THE EAST LINE OF SAID SECTION 22, 1737.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH, 259.08 FEET TO A POINT; THENCE RUN -86°30'35"-E, 106.09 FEET TO A POINT; THENCE RUN S-00°24'42"-E, 263.63 FEET TO A POINT; THENCE RUN S-88°-58'49"-W, 107.80 FEET TO THE POINT OF BEGINNING; CONTAINING 0.64 ACRES, MORE OR LESS.

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

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

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

ADOPTED AND APPROVED this the 12th day of September 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 7965 Henry Morgan Road, parcel 1806230000043.000, approx. 0.61 acres, zoned R1, filed by Judith Alison Sellers Cook.

The following votes were recorded:

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

Motion carried.

Unanimous consent being given to allow for immediate consideration of the proposed ordinance, motion was made by Councilmember Hudson, seconded by Councilmember Moyer, to adopt the ordinance for the annexation of 7965 Henry Morgan Road, parcel 1806230000043.000, approx. 0.61 acres, zoned R1, filed by Judith Alison Sellers Cook

The following votes were recorded:

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

Motion carried.

Motion was made by Councilmember Hudson, seconded by Councilmember Moyer, to approve a resolution authorizing the mayor to have limited approval for change orders and construction change directive concerning the Sportsplex construction project. Said authority being capped per request and aggregate total of approvals between council meetings and requiring reporting to the council of items approved. Motion carried.

RESOLUTION 2365

A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE AND EXECUTE CHANGE ORDERS AND CONSTRUCTION CONTROL DIRECTIVES RELATED TO THE CONSTRUCTION OF THE SPORTSPLEX PROJECT

WHEREAS, the City of Saraland is currently involved with a \$72,000,000 Sportsplex construction project; and

WHEREAS, as the project proceeds and evolves from a large-scale earth moving, grading and drainage project to a field development and building construction projects, proposed change orders and construction change directives are more likely to be lower in amount and more frequent and in need of quick resolution; and

WHEREAS, it has been the practice of the Council heretofore to require all change orders and construction change directives be approved by a vote of the City Council; and

WHEREAS, it is the determination of the City Council that the Mayor should be given the authority to approve change orders and construction change directives in the amount of \$30,000 and below with an aggregate cap of change orders in between City Council meetings not exceeding the total amount of \$100,000; and

WHEREAS, the City Council requires that all change orders approved pursuant to this Resolution be reported to the Council by the Mayor no later than the following City Council meeting.

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

1. The Mayor is authorized to approve individual change orders and construction change directives applying to the Sportsplex project in an amount not to exceed \$30,000 without Council approval; and
2. The authority to approve change orders not to exceed \$30,000 by the Mayor is limited to an aggregate cap of \$100,000 between scheduled city council meetings; and
3. The Mayor is to report at each city council meeting what change orders and construction change directives have been approved and the amount thereof.

Motion was made by Councilmember Moye, seconded by Councilmember Hudson, to authorize the mayor to execute a change order upon recommendation by the city engineer authorizing 26,500 cubic yards of fill dirt for the Sportsplex. Motion carried.

Motion was made by Councilmember Hudson, seconded by Councilmember Moye, to approve the purchase of copiers for City Hall in the amount of \$7,825.00, Inspections in the amount of \$8,175.00, and Court in the amount of \$8,325.00. Motion carried.

Council Vice President Cromer advised there is a matter to be discussed in executive session to discuss a matter of threatened litigation.

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

Motion was made by Councilmember Biggs, seconded by Councilmember Hudson, to adjourn into executive session with Mayor Rubenstein and Andy Rutens to discuss a matter of threatened litigation.

The following votes were recorded:

Yes: Councilmember Wayne Biggs
Councilmember Newton Cromer
Councilmember Veronica Hudson
Councilmember Natalie Moye

Motion carried.

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

The Council adjourned into executive session with the Mayor and City Attorney at 7:38 p.m.

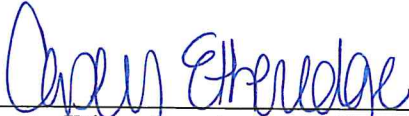
Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to reconvene at 8:14 p.m. with all members present. Motion carried.

Motion was made by Councilmember Moye, seconded by Councilmember Biggs, to authorize to open discussions on Public Relation firms. Motion carried.

Motion was made by Councilmember Biggs, seconded by Councilmember Moye, to authorize the Mayor and the Attorney to enter into a contract with JJPR Agency for the Sportsplex Public Relations proposal in the amount of \$12,500 until December 31, 2024, as well as the monthly general services retainer of \$5,250 per month for a six (6) month period. Motion carried.

There being no further business to come before the Council, motion was made by Councilmember Hudson to adjourn at 8:49 p.m.

ACCEPTED and APPROVED the 10th day of October 2024.



Casey Etheredge, Assistant City Clerk



Newton Cromer, Council Vice President