



City of Clay
P.O. Box 345
Clay, Al 35048-0345

CITY COUNCIL MINUTES
May 3, 2010

The City Council of the City of Clay, Alabama met in regular session on Monday, May 3, 2010, at 7:00 p.m. at the Community Center with Mayor Ed McGuffie presiding and City Clerk Bobby Christmas serving as recorder.

Mayor McGuffie called the meeting to order and City Clerk Bobby Christmas opened in prayer.

Councilman Small led everyone in reciting the Pledge of Allegiance to the flag of the United States.

Roll call of those present was answered by the following:

Councilman L. B. Feemster

Councilwoman Becky Johnson

Councilman Charles Webster

Councilwoman Jackie Hambrick

Councilman Kevin Small

Mayor Ed McGuffie

Absent. None

Mayor McGuffie called for a motion to approve the pre-council minutes of April 19, 2010. Councilman Small made a motion to approve the pre-council minutes, which was seconded by Councilwoman Johnson and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the regular council minutes of April 19, 2010. Councilman Small made a motion to approve the regular council minutes, which was seconded by Councilwoman Johnson and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve tonight's Meeting Agenda. Councilman Feemster made a motion to approve the meeting agenda which was seconded by Councilman Webster and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the Consent Agenda. Councilman Feemster made a motion to approve the Consent Agenda, which was seconded by Councilwoman Hambrick and approved by unanimous voice vote.

Under **Scheduled Public Comments**, Mayor McGuffie recognized Ms. Julie Palmer, candidate for Circuit Judge – Place 20, who introduced herself and talked about her background, experience and what makes her the best candidate for this position.

Mayor McGuffie introduced Proclamation 2010-02, A Proclamation to Recognize Mr. Tim Falkner for an Act of Bravery, which City Clerk Bobby Christmas read. Councilwoman Johnson made a motion to approve Proclamation 2010-02 which was seconded by Councilman Feemster and approved by a unanimous voice vote.



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Mayor McGuffie recognized Mr. Falkner and presented him with the Proclamation. Mr. Falkner stated he only did what anyone else would have done and he challenged everyone to get to know their neighbors better.

Mayor McGuffie introduced Proclamation 2010-03, A Proclamation Recognizing the Urgency in Preventing Texting and Driving which was read by City Clerk Bobby Christmas. Councilman Feemster made a motion to approve Proclamation 2010-03 which was seconded by Councilwoman Hambrick and approved by a unanimous voice vote.

Mayor McGuffie introduced a Public Hearing concerning Resolution 2010-10, Weed Abatement at 6375 Kimberly Loop Road. Mayor McGuffie called for anyone to speak in favor of the Resolution and there was no response. Mayor McGuffie called for anyone to speak in opposition of the Resolution and there was no response. Hearing no comments concerning Resolution 2010-10, Councilman Feemster made a motion to proceed with the abatement of the property at 6375 Kimberly Loop Road. The motion was seconded by Councilman Small and approved by a unanimous voice vote.

Mayor McGuffie recognized Mr. Lynn Burch, Building Inspections Superintendent, for the opening of bids for a $\frac{3}{4}$ Ton 6.0L V-8 Diesel Truck or Equivalent. Aware that Councilman Feemster had submitted a bid, Councilman Feemster was asks to leave the meeting during the opening of the bids.

Ms. Burch announced there was one bid which was from Mr. L. B. Feemster. Upon Mr. Burch opening the bid and reviewing it with City Attorney Russell Steen, Mr. Steen announced that the bid could not be accepted because it did not give a price for the vehicle in accordance with the bid specifications sent out.

Councilman Small made a motion to re-submit invitations to bid to those previously invited to bid. Councilman Webster seconded the motion which was approved by a unanimous voice vote.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported that he was working on a proposal to purchase property at 6423 Clay Palmerdale Road now occupied by Freddie's Automotive and owned by Ms. Sue Chandler. He stated it was income producing at \$2,000 per month and could be purchased for \$283,804 and the standard closing cost would be split between the owner and the purchaser. Councilman Feemster made a motion to purchase this property for \$283,804 using the AmFund Account funds to pay for it. Councilwoman Hambrick seconded the motion which was voted own but the City Clerk announced it could not hear everyone's vote. The Mayor called for a roll call with the results as follows:

Yeas: Councilmember's Feemster, Hambrick, Johnson, Webster and Mayor McGuffie

Nays: None

Abstain: Councilman Small



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Councilman Feemster reported that he had been made responsible for storm water erosion control for the City. He stated he would be handling these responsibilities from this point forward.

Also, Councilman Feemster stated that last Wednesday he had attended a Metropolitan Planning Organization meeting and the City of Clay has no planned projects for the next 25 years. He stated there was a visionary plan that means these plans are not scheduled at this time. He stated he was trying to get Old Springville Road on the TIP plan.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick reported on the following: (1) She recognized the Seniors for a report and they had nothing to report. (2) Councilwoman Hambrick reported on the increase in attendance at the Library and stated it, as well as, the intake and outgoing materials being used had doubled.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson was recognized and reported on the following: (1) Clay May Days will be this Saturday May 8. (2) May 13 at 7:00 p.m. there will be a candidate forum in Palmedale for the candidates running for County Commission in District 4. (3) She gave a report furnished by Dr. Chris Walker from Clay Chalkville Middle School on the schools to include a ribbon cutting for the new addition to the Middle School on May 18.

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported that the final approvals have been completed for the sidewalk project on Cougar Drive and Mr. Tim Harbison would be getting the paperwork to the Alabama Department of Transportation for the sidewalk to be put out to bid. He also stated he would have a report at the next council meeting concerning the Harness Circle project.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. Councilman Webster reported that there would be a meeting at Cosby Lake tomorrow night at 5:30 to discuss a master plan for the lake property. He invited everyone to attend. Also, he reported that they were in the process of looking for bridges for the walking trails and restrooms for the park.

Under **Reading of Petitions, Applications, Complaints, Appeals, Communications, etc.** Mayor McGuffie announced there was nothing to report.

Under the **City Clerk's Report**, City Clerk Bobby Christmas reported on the balances in the 4 & 5 Cent Gasoline Fund = \$143,567.17; 7 Cent Gasoline Fund = \$137,174.39; AmFund Account = \$1,053,680.41; Capital Improvement Fund = \$231,766.46; Contractors Bond = \$43,251.58; General Fund = \$695,618.10; Library Fund = \$6,907.39; Park and Recreation Fund = \$76.16; and Senior Citizens Fund = \$6,882.46.

Under **Resolutions, Ordinances, Orders and Other Business** Mayor McGuffie reported there were none.



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Mayor McGuffie called for any **Public Comments**.

Mr. Hugh Davis, 6184 Old Springville Road, was recognized and commented about the portable restrooms at Cosby Lake. Councilman Webster responded that restrooms had to be supplied for visitors to Cosby Lake and these would be temporary. He stated they were looking for permanent facilities and suggestion for where to place them around the lake.

Mr. Mark Halstead, 8005 Creekstone Circle, questioned the number of vendors signed up for Clay May Days. Councilwoman Johnson stated there were 60 vendors signed up last week before she had to go to Memphis. She stated she anticipated about 15 more which was comparable to last year's Clay May Days. She recommended everyone bringing their own lawn chairs and it was discussed getting some of the bleachers from the ballpark.

Mayor McGuffie announced that the next City Council meeting would be Monday May 24 at the Clay Community Center.

Councilman Small made a motion to adjourn which was seconded by Councilman Webster.

The City Council meeting adjourned at 7:35 p.m.

Respectfully Submitted,

Bobby Christmas
City Clerk / Treasurer