



City of Clay

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

CITY COUNCIL MINUTES December 6, 2010

The City Council of the City of Clay, Alabama met in regular session on Monday, December 6, 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 Councilwoman Jackie Hambrick opened in prayer.

Councilwoman Hambrick 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 and Regular Council minutes of November 15, 2010. Councilman Feemster made a motion to approve the minutes which was seconded by Councilman Small and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the minutes of the Special Council meeting of November 29, 2010. Councilman Small made a motion to approve the minutes which was seconded by Councilwoman Hambrick 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 Councilwoman Hambrick and approved by unanimous voice vote.

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

Under **Scheduled Public Comments**, Mayor McGuffie opened the floor for a Public Hearing to discuss Ordinance 2010-08 - Business License. Mayor McGuffie asks if there was anyone present who wished to speak on this issue.

Mr. Danny Self, Self Heating and Air Conditioning, was recognized and stated his concern that he had to pay for a business license based on his entire gross receipts because his business is inside the City whereas businesses outside the city paid based on the gross receipts generated in the city only. Russell Steen, City Attorney, stated he thought this was defined under State Law and could not be



City Council Meeting

December 6, 2010

Page 2

changed by the City. After further discussion, Mayor McGuffie asks that this be researched to see if any changes can be made.

Mayor McGuffie asks if there was anyone else wishing to speak on the Business License and there was no response.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported that there had been considerable problems with burglaries and vandalism at the ballpark and several things had been tried to remedy this with no success. He reported he was getting quotes from several security companies for three levels of security at the park. Those levels being locks, cameras and alarm systems which would require entry through the gate, getting by the cameras and passed the alarm contacts as well as the motion detectors into the buildings. He stated he hoped to have all the information together to be able to proceed with this at the next City Council meeting.

Councilman Feemster reported that he met with Mayor Melton of Trussville who is also Chairman of the Storm Water Management Authority. Mayor Melton will be supplying us with model Ordinances on storm water and land disturbance to bring the cities ordinances up to date.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick thanked everyone who attended the Christmas tree lighting last Saturday. She estimated there were around 400 people present and thanked the Clay Chalkville bands for a great job playing Christmas carols.

Councilwoman Hambrick announced that the tree project on Deerfoot Parkway was coming to an end. She reported that 56 trees had been planted and the next step was getting the directional signs put up.

Councilwoman Hambrick announced that the Christmas Parade was Saturday December 11 at 3:00 p.m. and invited everyone to attend.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson announced that there would be a seminar Thursday night at Clay Chalkville High School entitled "Being Safe and Responsible in the Digital Age". She stated that internet safety, the use of electronic communications and social networking would be discussed. She invited anyone interested to attend.

Councilwoman Johnson announced the Clay Pinson Chamber of Commerce would meet tomorrow to discuss filling the Executive Directors part time position. Also, the Chamber is sponsoring a coat drive and asks for any new or gently used coats anyone could donate.

Councilwoman Johnson reported that the Clay Pinson Chamber of Commerce Christmas party would be Tuesday night December 14 at a place to be announced.

Councilwoman Johnson reported that the Chamber of Commerce, City of Clay and City of Pinson were sponsoring a lighting contest for the business with the prettiest Christmas decorations which will be judged on December 17 and 18.



City Council Meeting

December 6, 2010

Page 3

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported some concerns of unidentified trucks driving through neighborhoods. He stated steps were being taken to identify all city vehicles with some types of decals on the side of them.

Councilman Small reported that four from the City attended the Greater Steeple Chase Homeowners Association meeting recently. He requested that anyone involved in a homeowners association let the Council know when they meet so someone from the City could possibly attend.

Councilman Small reported that Lynn Burch and Ron McGuffie had been working on finding equipment to use to keep the gutters and storm drains cleaned out in the city. He announced that a leaf collector had been located that would serve the cities purpose. Councilman Small made a motion to suspend the cities imposed bid limit and purchase an Xtreme Vac Model XV8027 at the cost of \$16,295 plus shipping which was seconded by Councilwoman Johnson. Councilman Feemster questioned the shipping and Lynn Burch stated he would try to get the shipping included in the purchase price or, if not, split that cost with the company. The motion was approved by a unanimous voice vote.

Councilman Small stated that he looked forward to spring and hopefully getting some more roads paved in the city.

Under **Committee on Parks and Recreation** Councilman Webster was recognized and reported that the Park Board had met with Nimrod Long and Associates and are working on the master plan for Cosby Lake. He stated he hoped to be able to present some ideas at the next City Council meeting.

Mayor McGuffie reported under the **Committee on Finance and Ordinance** that there would be a remote broadcast from City Hall by radio station 101.1 WYDE 'The Source' Saturday during the Christmas Parade. He stated they would be promoting the City during the week and interviewing some of the citizens during their broadcast Saturday.

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 account balances in the 4 & 5 Cent Gasoline Fund = \$70,167.38; 7 Cent Gasoline Fund = \$28,137.41; AmFund Account = \$621,135.98; Capital Improvement Fund = \$73,859.23; Concession Stand = \$3,290.83; Contractors Bond = \$43,332.12; General Fund = \$359,606.12; Library Fund = \$10,760.17; and Senior Citizens Fund = \$6,620.47.

Under **Resolutions, Ordinances, Orders and Other Business** Mayor McGuffie announced that Ordinance 2010 – 08 would be reviewed based on the Public Hearing earlier. City Clerk Bobby Christmas requested the Council act on this Ordinance now as the second reading and, if necessary, make any amendments later. He explained that the City Clerk's Office was under a deadline to get renewals out by the first of the year and needed this Ordinance approved as soon as possible. Mayor McGuffie agreed and called for a motion on Ordinance 2010 – 08.

Councilman Small made a motion to approve Ordinance 2010 – 08 with the understanding of possible amendments which was seconded by Councilman Feemster and approved unanimously by voice vote.



City Council Meeting

December 6, 2010

Page 4

Mayor McGuffie called for a motion to enter into Unanimous Consent. Councilman Feemster made a motion to suspend the regular rules of order and enter into Unanimous Consent which was seconded by Councilman Small.

That the motion was put before the Council and a roll call vote was conducted with the results as follows:

Yeas: Council members Feemster, Hambrick, Johnson, Small, Webster and Mayor McGuffie

Nays: None

Mayor McGuffie introduced Resolution 2010 – 42, A Resolution Designating Meeting Times for the Schools Committee for Calendar Year 2011; which was read by City Clerk Bobby Christmas.

Councilwoman Johnson made a motion to approve Resolution 2010 – 42 which was seconded by Councilwoman Hambrick.

That the motion was put before the Council and a roll call vote was conducted with the results as follows:

Yeas: Council members Feemster, Hambrick, Johnson, Small, Webster and Mayor McGuffie

Nays: None

Mayor McGuffie introduced Resolution 2010 – 43, A Resolution Designating Meeting Times for the Public Safety Committee for Calendar Year 2011; which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2010 – 43 which was seconded by Councilwoman Hambrick.

That the motion was put before the Council and a roll call vote was conducted with the results as follows:

Yeas: Council members Feemster, Hambrick, Johnson, Small, Webster and Mayor McGuffie

Nays: None

Mayor McGuffie called for any **Public Comments** and recognized Mr. George Post who stated his comments were suggested by Councilman Feemster. He congratulated Auburn on their SEC Championship victory and suggested that the attendance could possibly be attributed to the game blow out early. He suggested that, in the future, we may want to delay the Christmas tree lighting a week so as not to interfere with the SEC Championship game. Also, he suggested that the city not plan anything on Monday night January 10 due to Auburn being in the National Championship game.

Mayor McGuffie called for any other Public Comments and there was no response.

Mayor McGuffie called for any further Council comments.



City Council Meeting

December 6, 2010

Page 5

Councilman Small asks if the question concerning the Business License Ordinance would be answered in the next City Council meeting. Mayor McGuffie stated that there would be an answer by that time.

Councilwoman Hambrick announced that the Grand Marshall for the Christmas Parade would be the newly elected County Commissioner Joe Knight. She encouraged everyone to make him feel welcome when he comes to Clay.

Mayor McGuffie announced that the next City Council meeting would be Monday December 20 at the Clay Community Center.

Mayor McGuffie announced that he had the opportunity to be a celebrity reader at his granddaughter's second grade class at Clay Elementary School. He stated that his granddaughter told him that she thought he might have been a little nervous which he confirmed.

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

The City Council meeting adjourned at 7:40 p.m.

Respectfully Submitted,

Bobby Christmas
City Clerk / Treasurer