



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

CITY COUNCIL MINUTES

April 4, 2011

The City Council of the City of Clay, Alabama met in regular session on Monday, April 4, 2011, 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 Councilman Kevin Small opened in prayer.

Councilman Charles Webster 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 meeting and Regular Council meeting minutes of March 21, 2011. Councilman Small made a motion to approve the Pre-Council meeting minutes and Regular Council meeting minutes of March 21, 2011, which was seconded by Councilwoman Johnson and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the Called City Council meeting of March 24, 2011. Councilman Feemster made a motion to approve the Called City Council meeting minutes of March 24, 2011, which was seconded by Councilman Webster and approved by unanimous voice vote.

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

Under **Scheduled Public Comments**, Mayor McGuffie opened a Public Hearing on Zoning Case Z 2011-01 Rezoning for Fred's Discount Store on Deerfoot Parkway. He called for anyone to speak for or against this case and there was no response. Mayor McGuffie called for any comments or questions on this case and there was no response. Councilman Feemster made a motion to approve Case Z 2011-01 to rezone the property to Town Center Commercial which was seconded by Councilwoman Johnson and approved by a unanimous voice vote.



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Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported on the First Alabama Trails Conference he attended this past week in Fairhope, Alabama.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors** and thanked everyone for attending tonight's City Council meeting. She reported on the following upcoming events: (1) Library Easter Egg Hunt on April 16 at 10:00 a.m. at the Library; (2) Library Book Club meeting on April 19 at 6:00 p.m. at the Community Center; and (3) April 26 Honey Bee Expo sponsored by the Environmental Committee at 6:30 p.m. at the Community Center.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson reported on the following: (1) Clay Elementary is conducting a desk drive to buy desks for the 5th grade classrooms. She invited anyone interested to contact the school for more information; (2) Clay Chalkville High School is putting on a musical entitled "A Year with Frog and Toad" Thursday through Saturday this week; (3) Warren's Nursery is having a spring open house this Saturday from 8 a.m. until 7 p.m.; (4) the Clay Pinson Chamber of Commerce is working on a Shop Local Campaign; (5) a Clay beauty contest is scheduled for May 7; and (6) Clay May Days is scheduled for May 14.

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported that the recent paving project approved by the City Council has been completed. He referenced the information we had received on the County not passing along taxes to the cities had been brought to the attention of the State Legislators who are looking into it.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. He reported on the following: (1) A fishing rodeo would be held at Cosby Lake on May 7 and a radio station plans on having a live broadcast at this event; (2) Opening day at the ballpark was last Saturday and was a big success; (3) there will be a Community wide singing April 23 and would be held every month; and (4) the Park Board had met with Nimrod Long Architects who is putting together the bid documents for the bridges around Cosby Lake.

Under the **Committee on Finance and Ordinance** Mayor McGuffie had no report.

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 that the account balances in the 4 & 5 Cent Gasoline Fund = \$104,414.16; 7 Cent Gasoline Fund = \$56,528.10 AmFund Account = \$527,000.00; Capital Improvement Fund = \$55,299.83; Concession Stand = \$1,469.79; Contractors Bond = \$43,367.74; General Fund = \$579,136.17; Library Fund = \$6,232.73; and Senior Citizens Fund = \$9,072.47.



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Under **Resolutions, Ordinances, Orders and Other Business** Mayor McGuffie called for a motion to enter into Unanimous Consent. Councilman Small made a motion to suspend the regular rules of order and enter into Unanimous Consent which was seconded by Councilman Feemster.

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 2011 – 05 A Resolution Supporting the Reauthorization of the Forever Wild Program which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2011 – 05 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 an end to Unanimous Consent and called for any **Public Comments**. Mr. George Post was recognized and asks Councilman Feemster if his report on the First Alabama Trails Conference had anything to do with the Resolution that was passed tonight. Councilman Feemster stated it did not.

Mr. Jerry Murdock was recognized and identified himself as living at 6434 Old Springville Road. Mr. Murdock expressed concern that the City had moved Sheriff Deputy John Bryant from being the City of Clay Deputy. Mayor McGuffie explained that he had been in law enforcement for 38 years and felt that it was necessary to rotate deputies periodically in order to get fresh eyes with a fresh outlook. Also, he stated this could be a good opportunity for Deputy Bryant to move on and get promoted.

Ms. Shanna Smith of 7145 Cabin Lane was recognized and questioned what would be wrong with him staying in this position. Mayor McGuffie stated that Deputy Bryant has not left from this area but is not working for the city any longer.

Mr. Trent Buckelew of 6280 Whippoorwill Drive was recognized and questioned the rotation process and stated that Officer Bryant was kicked out of \$1,600 work a month. Mayor McGuffie stated that deputies should not rely on extra work because they know they are subject to being rotated.



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Mr. Al Dotson was recognized and questioned rotation and why only Deputy Bryant was rotated. Mayor McGuffie stated Deputy Bryant is the only Deputy the City is responsible for.

Mayor McGuffie called for any further Public Comments and there were none.

Mayor McGuffie called for any further Council comments and there were none.

Mayor McGuffie announced that the next City Council meeting would be Monday April 18, 2011, at the Clay Community Center.

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

The City Council meeting adjourned at 7:31 p.m.

Respectfully Submitted,

Bobby Christmas
City Clerk