



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

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**CITY COUNCIL MINUTES**  
**June 6, 2011**

The City Council of the City of Clay, Alabama met in regular session on Monday, June 6, 2011, at 7:00 p.m. at the Clay Community Center. Mayor McGuffie presided and City Clerk Bobby Christmas served as recorder.

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

City Clerk Bobby Christmas 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 May 23, 2011. Councilman Small made a motion to approve the Pre-Council meeting minutes and Regular Council meeting minutes of May 23, 2011, which was seconded by Councilwoman Johnson and approved by unanimous voice vote.

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

Under **Scheduled Public Comments**, Mayor McGuffie introduced Mr. Harry Stokes who identified himself as living at 7505 Mack Hicks Road. Mr. Stokes stated he was representing himself and Mr. Ed Estes of 7501 Mack Hicks Road and presented petitions to de-annex their properties from the City of Clay. He stated his reason for this request to de-annex is because they see no benefits in being in the city and have become more concerned about the city taxing people's houses and property. Mayor McGuffie explained that this request would have to be taken under advisement and acted upon at the next City Council meeting. Councilman Small questioned what the city was imposing on him that the County would not impose. Mr. Stokes stated that he could be fined by the city if a friend helps him on his property and does not get a city Business License.



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Mayor McGuffie recognized Mr. Lynn Burch, Building Inspections Superintendent, and Mr. Joe Gilliland, Code Enforcement Officer, for the opening of bids for the Concession Stand behind the Library at the athletic complex. Mr. Burch opened and announced the following bids:

Plumbing Supplies: Winnelson Plumbing Supply = \$17,126.22  
GLS Supply – Birmingham = \$16,655.84

Plumbing Labor: Armstrong Plumbing (inside) = \$28,000.00  
Armstrong Plumbing (outside) = \$10,000.00  
Premier Plumbing (inside) = \$18,000.00

HVAC Labor: S&S Service Co. (Install 1 three ton wall mount heat pump = \$1,050.00  
S&S Service Co. (Materials and Labor for kitchen hood,  
exhaust fan and makeup air fan = \$2,325.00  
Burch Corporation = \$10,829.00

Trusses, Framing Package and Roof Package:

84 Lumber Company = \$ 7,705.91  
Lowe's (Truss package delivered) = \$ 2,850.00  
Lowe's (plywood decking) = \$ 426.14  
Lowe's (roofing materials) = \$ 2,736.86  
Lowe's (ceiling materials) = \$ 572.60

Building Specialties Co. (metal doors) = \$ 3,338.00  
Building Specialties Co. (Hardwares) = \$ 1,060.00  
Building Specialties Co. (Toilet partitions) = \$ 6,033.00  
Building Specialties Co. (Toilet accessories) = \$ 2,660.00  
Building Specialties Co. (steel doors) = \$ 2,783.00  
Building Specialties Co. (stairs) = \$ 3,671.00  
Lowe's (bathroom plumbing fixtures) = \$15,290.24  
Lowe's (water bubbler) = \$ 225.71  
Lowe's (water heater with stand) = \$ 669.66  
Lowe's (sliding serving windows) = \$ 497.86  
Lowe's (bathroom partitions) = \$ 5,929.00

Concession Building Labor:

Diversified Interiors (except electrical) = \$38,740.00  
R & K Construction (set truss & decking) = \$ 2,656.00  
R & K Construction (roofing labor) = \$ 1,575.00  
R & K Construction (poured concrete slab  
labor – does not include sidewalk)) = \$ 1,465.00



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Septic Tank, Grease Traps and Pumping Station:

CR Management Construction = \$19,520.00

Mr. Burch stated that three invitations to bid were sent out for the Septic tank, grease traps and pumping station and one was returned.

Electrical Supplies:	Buffalo Electric	=	\$10,858.89
	Graybar Electric	=	\$16,335.93
	Rexel Supply Co.	=	\$13,844.35
	Wesco Supply	=	\$11,909.40
	Inline Electric	=	\$13,960.43
Electrical Labor:	Bolt Electric	=	\$13,090.00
	Hollis Electric	=	\$ 7,155.00
	Gabriel Electric	=	\$23,680.00

Mayor McGuffie stated the bids would be checked out and finalized in the next council meeting.

Under **Reports from Standing Committees** Mayor McGuffie introduced Councilman Feemster to give a report from the **Public Safety Committee**. Councilman Feemster reported on the implementation of the Sign Ordinance. He stated the strategy that has been followed was to notify all businesses by letter which has been completed; meet with real estate agents which has been completed; running newspaper ads for 4 weeks which is ongoing at this time and then beginning the enforcement phase which should begin in about two more weeks

Councilman Feemster recognized Deputy Terry Scott who stated that school was out and to watch out for them and continue to lock your automobiles and secure your valuables.

Mayor McGuffie recognized County Commissioner Joe Knight who had entered the meeting and gave a report on the status of some bills in the state legislature that would affect the County. He stated the County Commissioners were preparing for the worse if these bills are not passed. He stated there could be substantial administrative leave among county employees in the next couple of weeks due to the financial crisis the county is in at this time.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick thanked everyone for attending the meeting tonight and reported on the following: (1) She reported that the Library Summer Reading Program has begun and it looks as if twice as many children will be attending as last year; and (2) Councilwoman Hambrick encouraged everyone to reserve July 30 for an auction to raise funds for a fence around the Wear Cemetery. She stated that flyers would be sent out to advertise this event and if anyone had anything they wanted to donate for the auction it would be greatly appreciated.



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Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson was recognized and reported on the following: (1) the Chamber of Commerce has hired Mr. Ronnie Dixon as the interim Executive Director; (2) the Chamber of Commerce luncheon is scheduled for the third Tuesday of the Month; (3) there will be a grand opening ribbon cutting at 2:00 p.m. this Saturday for the Deerfoot Cleaners in the Piggly Wiggly shopping center which she encouraged everyone to attend; and (4) Councilwoman Johnson referenced a letter from Ms. Donna Cornwell, mother of Katie Cornwell, Miss Clay Chalkville 2011, for everyone's support and asks that she be remembered in everyone's prayers as she participates in the Miss Alabama Pageant Saturday night.

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported that the Public Works Department was busy and the repairs to Somersby Parkway had been completed.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. Councilman Webster reported on the following: (1) building the foundation for the Concession Stand has begun with himself and volunteer labor; (2) Councilman Webster reported that plans were being looked at to get water to the top of the hill for watering the practice fields. He reported that it would be more expensive to run pipes from the lower level of the park up to the practice fields than to drill a well on the upper level. He stated he had contacted American Drilling who installed the well on the lower level of the park and they could drill the second well at the same price.

Councilman Webster made a motion to drill a well at the top of the hill, if necessary, not to exceed the amount spent for the well on the lower level of the park. His motion included the Mayor looking at the cost for piping and pumping from the well at the lower level or the cost of a new well at the top level and making a decision which would be the best for this project. Councilman Small seconded the motion which was approved by a unanimous voice vote.

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 = \$39,204.23; 7 Cent Gasoline Fund = \$62,392.07 AmFund Account = \$527,000.00; Capital Improvement Fund = \$95,992.04; Concession Stand = \$7,413.03; Contractors Bond = \$43,375.76; General Fund = \$534,453.63; Library Fund = \$10,459.98; and Senior Citizens Fund = \$5,400.46.

Under **Resolutions, Ordinances, Orders and Other Business** 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 Webster.



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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 Proclamation 2011 – 02, A Proclamation Designating the City of Clay as a “Let’s Move City”, which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Proclamation 2011 – 02 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 2011 – 13, A Resolution to Participate in the Local Government Health Insurance Program, which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2011 – 13 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 – 14, A Resolution Agreement with the State of Alabama Department of Transportation for Engineering for Project STPBH – 7245 ( ), which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2011 – 14 which was seconded by Councilman Small.

Councilman Feemster explained that this resolution was for the engineering portion for widening Old Springville Road at Dug Hollow Road for a turn lane and widening Old Springville Road from Deerfoot Parkway to Clay Trussville Road. He explained that this was a grant with the Alabama Department of Transportation with an 80 / 20 match which means the City would pay 20% of the cost of this project.



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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 wished Mayor McGuffie a happy 45<sup>th</sup> wedding anniversary.

Mr. Robert Bridges was recognized and identified himself as living at 5796 Shadow Lake Drive in the city of Clay. Mr. Bridges reported that the county had looked at Shadow Lake Drive for paving but before they did it was annexed into the City of Clay. He asks what kind of schedule there was for paving roads in the city. Councilman Small explained that an evaluation is done of all roads twice a year to prioritize paving. Councilman Small and Mayor McGuffie stated this would be looked at.

Mr. Bridges asks if anything was being done for fishing at Cosby Lake. Mayor McGuffie stated that some amours fish had been added to help clean up the lake and we were trying to get a program going for improving the lake. City Clerk Bobby Christmas reported that Mr. Jay Haffner with the State of Alabama Wildlife & Freshwater Fisheries had sent him an e-mail and would be at Cosby Lake on June 20 to evaluate the lake and give some recommendations on what to do to improve the lake. Clerk Christmas further reported that Mr. Haffner had been out in years past and recommended the amours that were purchased for the lake.

Mr. Tom Blake of Lowe Drive was recognized and stated there had been a flurry of activity of motor bikes riding along the power line easement off of Clayton Road. Councilman Feemster requested that Mr. Blake call Deputy Scott when they are there so he could try to do something about it.

Ms. Carol Foster of Clayton Cove was recognized and complemented the city on the silhouettes and safety signs along the roads. She requested that something be done so they could be seen at night.

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

Mayor McGuffie called for any Mayor and / or Council comments.

Mayor McGuffie announced the appointment of five members to the Citizens Supervisory Commission being Donald Isbell, Jim McKee, Guy Scott, Don Sing and Allen Summers Jr. Councilman Feemster made a motion to appoint these five members to the Citizens Supervisory Commission. The motion was seconded by Councilman Small and approved by a unanimous voice vote.



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Mayor McGuffie announced that the next City Council meeting would be June 20, 2011.

Mayor McGuffie announced that the City Council would be going into an Executive Session to discuss the general reputation and character of an employee. Councilman Small made a motion to go into Executive Session which was seconded by Councilwoman Johnson.

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 announced that the Executive Session could last up to an hour and a half and upon completion of the Executive Session the meeting would be adjourned with no further actions discussed.

The regular session of the City Council meeting adjourned at 8:15 p.m.

Respectfully Submitted,

Bobby Christmas  
City Clerk