



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

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**CITY COUNCIL MINUTES**  
**February 21, 2011**

The City Council of the City of Clay, Alabama met in regular session on Monday, February 21, 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 Charles Webster opened in prayer.

Councilman 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 and Regular Council minutes of February 7, 2011. Councilman Small made a motion to approve the minutes of February 7, 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. 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 Councilman Feemster and approved by unanimous voice vote.

Under **Scheduled Public Comments**, Mayor McGuffie opened a Public Hearing for ALC 2011-01 Retail Liquor License Application for the Spirit Locker at 5112 Old Springville Road. Mr. Nadir Lodhi, owner of the Spirit Locker, was recognized and explained that this business has been in existence several years but the application was due to the change in ownership. Mayor McGuffie called for anyone wishing to speak in favor of this application and there was no response. Mayor McGuffie called for anyone wishing to speak in opposition to this application and there was no response. Councilwoman Johnson made a motion to approve ALC 2011-01 Retail Liquor License Application which was seconded by Councilman Small and approved by a unanimous voice vote.



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Mayor McGuffie recognized Building Inspections Superintendent Lynn Burch to open bids for the paving of Cherry Road, Pine Road, White Oak Road and Woodcreek Drive. Mr. Burch announced that 15 invitations to bid had been sent out and there were two responses. Mr. Burch opened and announced the results of the bids as being:

	<u>Butler Contractors</u>	<u>Norris Paving and Asphalt Inc.</u>
Cherry Road	\$ 25,417.00	\$ 26,143.20
Pine Road	\$ 25,165.00	\$ 25,884.00
White Oak Road	\$ 18,091.00	\$ 19,521.00
Woodcreek Drive	\$ 1,500.00	\$ 1,204.50

Mayor McGuffie announced that the bids would be checked out and awarded at the next City Council meeting.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported that he had met with Ken Boozer, Jefferson County Engineer, and Steve Ostaseski, Regional Planning Commission, about getting some projects on the Alabama Department of Transportation (ALDOT) Transportation Improvement Program (TIP). Councilman Feemster identified two projects he would like to get on the TIP being: (1) turn lane at Doug Hollow Road and Old Springville Road and (2) widening Old Springville Road from Deerfoot Parkway to Boss Construction at 6854 Old Springville Road. Councilman Feemster reported that it would be better to break these projects down to have the engineering completed first. He stated the engineering grant would be an 80/20 match and we would need the counties support in the 20% match. He stated the Mayor would be meeting with County Commissioner Joe Knight about the 20% matching funds. He reported that the deadline for this grant was February 28 and Mr. Ostaseski was working on the application.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors** and stated the Library would be presenting the book "Fried Green Tomatoes" at the Community Center on March 10 at 6 p.m. She invited everyone to participate in this event.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson reported on the following: (1) She and Mike Stanley, Park Director, met with Coach Hood from Clay Chalkville High School and discussed the school using the softball fields at the park. Also, Coach Hood and Mr. Stanley are to meet to discuss the student's use of the cross country track at the park; (2) The School Committee met Monday February 14. Councilwoman Johnson stated there were some openings on this committee and invited anyone interested to be a part of it; (3) She reported that the Chamber of Commerce had 49 in attendance at the last meeting and the next meeting would be March 15 at the Community Center; (4) The Census results for the state of Alabama are scheduled to be available this week; (5) There will be a meeting on March 21 of the City Council and state Legislators for this area; and (6) there will be a Clay May Days meeting tomorrow at 4:00 p.m. at Cosby Lake.



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Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small stated that he was pleased with the results of the bid opening for paving projects and would prioritize the streets to present at the next City Council meeting. Also, he stated there would be further discussion on recycling to include information on the website and a Public Hearing.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. He introduced the Bylaws, License Agreement and Mission Statement that the Park Board had recommended to be approved. Councilman Webster made a motion to approve the License Agreement and Mission Statement. Councilman Feemster requested a couple of weeks for members of the Council to read these documents. Councilwoman Johnson seconded the motion after City Attorney Russell Steen reported that he had read the License Agreement and there were only minor changes from the previous one. The Mayor called for a voice vote with five voting yea and one voting nay with Councilman Feemster being the nay vote.

Councilman Webster requested everyone review the Park Board Bylaws for discussion and possible action at the next City Council meeting. Also, Councilman Webster presented a proposal from Nimrod Long and Associates for landscape services for Cosby Lake. He stated they would give options for the walking trail to go in front of the private residents and would like to meet with those homeowners to discuss this option.

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 = \$91,134.25; 7 Cent Gasoline Fund = \$42,434.67 AmFund Account = \$621,395.52; Capital Improvement Fund = \$62,348.89; Concession Stand = \$2,094.44; Contractors Bond = \$43,359.42; General Fund = \$620,815.99; Library Fund = \$4,022.08; and Senior Citizens Fund = \$5,586.54.

Under **Resolutions, Ordinances, Orders and Other Business** Mayor McGuffie called for a motion to enter into Unanimous Consent. Councilwoman Johnson made a motion to suspend the regular rules of order and enter into Unanimous Consent 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 – 02, A Resolution Authorizing the Mayor to Acquire Property at 2346 Old Springville Road which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2011 – 02 which was seconded by Councilwoman Hambrick.



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Councilman Feemster questioned the possibility of asbestos being in the building which Building Inspections Superintendent Lynn Burch stated there was none.

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** and Mr. Ben Thackerson, Park Board Chairman, was recognized and stated he had hoped to get the proposal from Nimrod Long Associates for Cosby Lake approved.

Mayor McGuffie called for any further Council comments and Councilwoman Hambrick recommended considering a called City Council meeting before the next regularly scheduled City Council meeting to consider the proposal by Nimrod Long and Associates for Cosby Lake.

Mayor McGuffie announced that the next City Council meeting would be Monday March 7, 2011, at the Clay Community Center.

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

The City Council meeting adjourned at 7:28 p.m.

Respectfully Submitted,

Bobby Christmas  
City Clerk