



City of Clay

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

CITY COUNCIL MINUTES May 24, 2010

The City Council of the City of Clay, Alabama met in regular session on Monday, May 24, 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 Councilman Charles Webster opened in prayer.

Tyler Jones of Boy Scout Troop 124 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 May 3, 2010. Councilman Small made a motion to approve the pre-council minutes, which was seconded by Councilman Feemster and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the regular council minutes of May 3, 2010. Councilwoman Johnson made a motion to approve the regular council minutes, which was seconded by Councilman Webster and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve tonight's Meeting Agenda. City Clerk Bobby Christmas requested a change to add Ronnie Dixon – Candidate for County Commissioner Place 4 under Item 7 Scheduled Public Comments. Councilman Feemster made a motion to approve the meeting agenda with the addition which was seconded by Councilman Webster 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 introduced the opening of a bid for a ¾ ton 6.0L V-8 Diesel Truck or equivalent. City Clerk Bobby Christmas announced that nine invitations to bid had been sent out and there was one response. City Clerk Bobby Christmas opened a bid from Mr. L. B. Feemster and announced the bid was for a 2004 Ford F-250 with the mileage being 18,308 miles and the amount of the bid was \$17,945.



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Mayor McGuffie introduced Proclamation 2010-04; A Proclamation to Recognize Boy Scout Troop 124 for Cosby Lake Clean-up, which was read by City Clerk Bobby Christmas. Councilman Small made a motion to approve Proclamation 2010-04 which was seconded by Councilwoman Johnson and adopted by a unanimous voice vote. Mayor McGuffie presented the Proclamation to the Boy Scouts and their leaders.

Mayor McGuffie recognized Mr. Lee Powell, candidate for Circuit Court Judge Place 20, who gave his background and qualifications for this position.

Mayor McGuffie recognized Ms. Denise Pomeroy, candidate for Circuit Court Judge Place 23, who gave her background and qualifications for this position.

Mayor McGuffie recognized Mr. Ronnie Dixon, candidate for Jefferson County Commission District 4, who gave his background and qualifications for this position.

Mayor McGuffie introduced a Public Hearing concerning the following Resolutions:

- (1) Resolution 2010-13, Weed Abatement at 6849 Charles Drive;
- (2) Resolution 2010-14, Weed Abatement at 5904 Nuthatch Circle;
- (3) Resolution 2010-15, Weed Abatement at 2350 Sweeney Hollow Road; and
- (4) Resolution 2010-16, Weed Abatement at 7357 Whitney Drive.

Mayor McGuffie called for anyone to speak in favor of any of these Resolutions and there was no response. Mayor McGuffie called for anyone to speak in opposition of any of these Resolutions and there was no response. Hearing no comments concerning these Resolutions, Councilman Small made a motion to proceed with the abatement of these properties. The motion was seconded by Councilwoman Johnson and 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 on the problems with water runoff at the ballpark. He stated he had a proposal from Mr. Hunter Bruce, a Consultant, who had expertise in correcting storm water erosion problems. Councilman Feemster made a motion to hire Mr. Hunter Bruce to oversee the stabilization process at the Clay athletic complex at \$95 per hour not to exceed 40 hours. Councilman Small seconded the motion which was approved unanimously by a voice vote.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick recognized the Seniors for a report and they had nothing to report.

Councilwoman Hambrick recognized Ms. Pat Feemster, Chairwoman of the Environmental Committee, who reported on the AT&T utility cabinets project. Ms. Feemster reported that AT&T had submitted 8 plans for landscaping and screening around the AT&T utility cabinets. She reported that the cabinets will be screened with three different types of junipers. Councilman Feemster reported that, as Public Safety Councilman, he was monitoring this project to ensure the work was done to provide safety along the roads and intersections where these cabinets are located and the landscaping would take place.



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Councilwoman Hambrick invited everyone to participate in the Library's Summer Reading Program and announced that the Library would start opening from 2 p.m. to 5 p.m. on Sunday's beginning in June.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson was recognized and reported that a financial report would be given for the Clay May Days at the next City Council meeting. Also, there would be a meeting of the Republican Steering Committee tomorrow night at the Community Center at 6:30. She stated that all the candidates had been invited to this meeting and to speak.

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported that he had met with Mayor McGuffie; Councilman Webster; Mike Stanley, Park Director; and Ron McGuffie, Public Works to discuss equipment they were in need of and came up with three key items that needed to be purchased. Councilman Small made a motion to purchase 4 weed eaters and 1 backpack blower at a total of \$1,689.95 from the Blount County Farmers Cooperative. Councilwoman Johnson seconded the motion which was approved by a unanimous voice vote. Councilman Small made a motion to purchase two mowers off the state bid list at \$10,465.20 each or a total of \$20,930.40 to be paid out of the Gas Tax Funds. Councilwoman Johnson seconded the motion which was approved by a unanimous voice vote.

Councilman Small stated there were some issues in Somersby concerning the sewer running under the streets and has had Jefferson County Environmental Services look at the problem. He stated they were working on an action plan to resolve this issue.

Councilman Small reported that in a three day period employees have picked up 1.62 tons of garbage along the streets of Clay. He encouraged everyone to talk to their friends and family and asks them not to litter.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. Councilman Webster thanked the Boy Scouts for their work at Cosby Lake cleaning it up. He reported that there was a baseball tournament last weekend with 22 teams from Alabama and Georgia participating. He complimented everyone involved with getting the fields and the concession stand ready and stated he had received a lot of positive comments. Also, he reported that the walking trail on the back side of Cosby Lake should be completed in two or three days. He invited everyone to check it out.

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 thanked the Mayor and Council for allowing him to attend the Alabama League of Municipalities Annual Convention in Mobile last week. The City Clerk reported on the balances in the 4 & 5 Cent Gasoline Fund = \$143,685.33; 7 Cent Gasoline Fund = \$137,293.96; AmFund Account = \$1,054,113.43; Capital Improvement Fund = \$228,591.91; Concession Stand = \$16,815.90; Contractors Bond = \$43,269.35; General Fund = \$736,628.80; Library Fund = \$5,505.10; Park and Recreation Fund = \$76.16; and Senior Citizens Fund = \$3,913.33.

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 Councilwoman Johnson.



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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 Ordinance 2010 – 04, An Ordinance to Remit Storm Water Fees Directly to the Storm Water Management Authority, which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Ordinance 2010 – 04 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 – 18, A Resolution Authorizing the Mayor to enter into a contract to purchase property at 6423 Clay Palmerdale Road, which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2010 – 18 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, Webster and Mayor McGuffie

Nays: Councilman Small

Mayor McGuffie introduced Resolution 2010 – 19, A Resolution for Weed Abatement on Multiple Properties, which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2010 – 19 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



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Mayor McGuffie called for any **Public Comments** and recognized Mr. George Post. Mr. Post reported that he was involved in a near accident coming out of the city complex where the Community Center and Seniors Center are located. He stated the exit he was using is usually closed and he recommended it be closed again. Councilman Feemster acknowledged that the exit is usually closed and actually belongs to the property owner next to the City property. He stated he would have it closed to traffic.

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

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

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

Respectfully Submitted,

Bobby Christmas
City Clerk / Treasurer