



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

CITY COUNCIL MINUTES
September 4, 2012

The City Council of the City of Clay, Alabama met in regular session on Tuesday, September 4, 2012, at 7:00 p.m. at the Clay Community Center. Mayor Ed McGuffie presided and City Clerk Bobby Christmas served as recorder.

Mayor McGuffie called the meeting to order and Councilwoman Hambrick opened in prayer and 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:

Councilwoman Jackie Hambrick	Councilwoman Becky Johnson
Councilman Kevin Small	Councilman Charles Webster
Mayor Ed McGuffie	

Absent: Councilman L. B. Feemster

Mayor McGuffie called for a motion to approve the Pre-Council meeting and Regular Council meeting minutes of August 20, 2012.

Councilwoman Hambrick made a motion to approve the Pre-Council meeting minutes and Regular Council meeting minutes of August 20, 2012, which was seconded by Councilwoman Johnson and approved by a unanimous voice vote.

Mayor McGuffie called for a motion to approve tonight's Meeting Agenda.

Councilman Small made a motion to approve the meeting agenda which was seconded by Councilwoman Hambrick and approved by a 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 a unanimous voice vote.

Under **Scheduled Public Comments**, Mayor McGuffie introduced Proclamation 2012-04, A Proclamation to Observe Constitution Week, which was read by City Clerk Bobby Christmas.

Councilwoman Johnson made a motion to approve Proclamation 2012-04, which was seconded by Councilwoman Hambrick and approved by a unanimous voice vote.

Mayor McGuffie introduced Canvass Votes of August 28, 2012 Municipal Election which was explained by City Clerk Bobby Christmas. He further explained that the Resolution pertaining to canvassing votes will be addressed under Unanimous Consent.

Under **Reports from Standing Committees** Councilman Feemster was not present for a report from the **Public Safety Committee**.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick announced that the Seniors September schedule is available.

Councilwoman Johnson was recognized for a report from the **Committee on Annexation, Business, Census, Planning & Zoning and Schools**.



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Councilwoman Johnson made a motion to donate \$7,500.00 to Clay Chalkville High School: \$5,000.00 to assist in the opening of the school and \$2,500.00 to be used in the drug testing program. The motion was seconded by Councilman Small and approved by a unanimous voice vote.

Under **Committee on Building Inspections, Sanitation, Streets and Utilities** Councilman Small stated that the two paving projects have been completed.

Councilman Small stated that the City has made attempts to work with the County to maintain the sides of roads, but the County has been unable or unwilling to maintain the roadsides for which they are responsible.

Councilman Small made a motion to purchase a right arm highway mower for \$24,000.00 from the gas fund, to maintain roadsides with the understanding that the City does not accept responsibility or ownership of County maintained roads. The motion was seconded by Councilwoman Johnson and approved by a unanimous voice vote.

Councilman Small stated that the City is purchasing this equipment out of deference for Clay residents, but the City is not taking ownership of these roads. The County will still be held responsible for road maintenance. The City accepts no responsibility or ownership of the roads, but is buying this equipment to fill the gap until the County is willing or able to do their responsibility.

Councilman Webster was recognized for a report from the **Committee on Parks and Recreation**. He stated that Park Superintendent Will Collins is still getting oriented with the City's parks and has good ideas for the future. Councilman Webster stated that Building Inspections Superintendent Lynn Burch is in the process of trying to obtain a burn permit for the remaining debris at the park.

Councilman Webster made a motion to send out a bid request for the mulching of the remaining vegetative tornado debris at the ball park, which was seconded by Councilman Small and approved by a unanimous voice vote.

Mayor McGuffie thanked Pastor Hector Vasquez and the congregation of Iglesia De Cristo Para Las Naciones for cleaning up Cosby Lake on Sunday.

Under **Reading of Petitions, Applications, Complaints, Appeals, Communications, etc.** there was nothing to report.

Under the **City Clerk's Report**, City Clerk Bobby Christmas reported the account balances in the 4 & 5 Cent Gasoline Fund = \$82,455.59; 7 Cent Gasoline Fund = \$158,893.43; Capital Improvement Fund = \$125,979.09; Contractors Bond = \$58,375.76; General Fund = \$379,919.89; Library Fund = \$4,716.29; and Senior Citizens Fund = \$4,867.03.

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.

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

Yeas: Councilmembers Hambrick, Johnson, Small, Webster, and Mayor McGuffie.

Nays: None.

Mayor McGuffie introduced Resolution 2012 – 18, A Resolution for Canvassing Election Results, which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2012-18 which was seconded by Councilwoman Hambrick.



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

Yeas: Councilmembers Hambrick, Johnson, Small, Webster, and Mayor McGuffie.

Nays: None.

Mayor McGuffie introduced Resolution 2012 – 19, A Resolution Declaring Weeds to be a Public Nuisance and to Eliminate a Nuisance Upon Private Property, which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2012-19 which was seconded by Councilwoman Johnson.

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

Yeas: Councilmembers Hambrick, Johnson, Small, Webster, and Mayor McGuffie.

Nays: None.

Mayor McGuffie called an end to Unanimous Consent and called for **Public Comments** and there was no response.

Mayor McGuffie called for any **Mayor / Council comments** and recognized Councilman Small.

Councilman Small made a motion to put a moratorium on work being done on any city buildings for two months so that the master plan can be reviewed, which was seconded by Councilwoman Johnson.

Councilwoman Hambrick asked for clarification as to which buildings are included. Councilman Small stated that all buildings owned by the city are included in the motion.

The motion was approved by a unanimous voice vote.

Councilwoman Johnson stated that grass cutting for abatement is a long process, and asked residents of Clay to be patient.

Mayor McGuffie announced that the next regular City Council meeting would be Monday September 17, 2012, at 7:00 p.m. He stated that Pre-Council meetings will begin at 6:30 p.m.

Councilwoman Johnson made a motion to adjourn which was seconded by Councilwoman Hambrick and approved by a unanimous voice vote.

The City Council adjourned at 7:25 p.m.

Respectfully submitted,

Bobby Christmas
City Clerk