



# City of Clay

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

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## CITY COUNCIL MINUTES April 19, 2010

The City Council of the City of Clay, Alabama met in regular session on Monday, April 19, 2010, at 7:00 p.m. at the Chalkville Civic Club with Mayor Ed McGuffie presiding and City Clerk Bobby Christmas serving as recorder.

Mayor McGuffie called the meeting to order and Councilman Small opened in prayer.

Councilman Small 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 April 5, 2010. Councilman Feemster made a motion to approve the pre-council minutes, which was seconded by Councilman Webster and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the regular council minutes of April 5, 2010. Councilwoman Johnson made a motion to approve the regular council minutes, which was seconded by Councilman Small and approved by 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 Johnson and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the Consent Agenda. Councilman Feemster made a motion to approve the Consent Agenda, which was seconded by Councilman Webster and approved by unanimous voice vote.

Under **Scheduled Public Comments**, Mayor McGuffie recognized Ms. Jennifer Sizemore and Ms. Carol Foster for the Teacher of the Month Recognitions for April. Ms. Sizemore recognized Giavanna Newsom, a student at Chalkville Elementary, who read her essay nominating Ms. Elley to be Teacher of the Month. Ms. Elley was recognized and presented with a certificate and a gift card.

Peyton Williams, a student at Clay Elementary, was recognized and read her essay nominating Ms. Watwood to be Teacher of the Month. Ms. Watwood was recognized and presented with a certificate and a gift card.



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Armoni Holloway, a student at Clay Chalkville Middle School, was recognized and read her essay nominating Mr. Kim Carlisle to be Teacher of the Month. Mr. Carlisle was recognized and presented with a certificate and gift card.

Ms. Sizemore recognized Ms. Manley, teacher at Clay Chalkville High School, as the nominee for the Teacher of the Month at the high school. Ms. Sizemore read the essay nominating her and announced that the essay came from all the students in her class. Ms. Manley was recognized and recognized with a certificate and gift card.

Ms. Sizemore thanked All About Tee's and the City of Clay for the donations for the gifts to the teachers.

Mayor McGuffie recognized Mr. Lee Lesley, candidate for Circuit Judge – Domestic Relations – Place 20, who introduced himself and talked about his background, experience and what makes him the best candidate for this position.

Mayor McGuffie recognized Mr. Lynn Burch, Building Inspections Superintendent, for the opening of bids for turf management at the ballpark. Mr. Burch stated that twenty something invitations to bid were sent out and four responded. He stated the bid from Lawn Guard would have to be rejected because it was received unsealed which did not comply with the specifications of the bid.

Mr. Burch opened and announced that Pure Turf's bid was for \$ 41,702.00 for a two year contract. He opened and announced that True Green's bid was for \$42,520.00 and Turf Management Systems bid was for \$24,168.00.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported that, due to a number of request from people living up and down Somersby Parkway, he was convinced that a speed cushion / table may be the answer to slowing traffic coming down that hill. Councilman Feemster made a motion to purchase three speed cushion/tables for \$4,200 out of the 7c Gas Fund. Councilman Small seconded the motion which was approved by a unanimous voice vote.

Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick reported on the following: (1) She recognized Mr. Guy Scott for a report from the Senior Citizens. Mr. Scott stated everything was going well. (2) Councilwoman Hambrick thanked everyone for their participation at the unveiling of the historic marker at City Hall and the grand opening of the Library on Saturday March 27. She announced that videos of these events can be purchased for \$6.00.

Under **Committee on Annexation, Business, Planning & Zoning and Schools**, Councilwoman Johnson was recognized and reported on the following: (1) She announced that Dr. Walker could not be present tonight but sent a list of things going on at the schools that she read. (2) She announced that the Chamber of Commerce monthly luncheon was changed to Wednesday at the Seafood Market. (3) There will be a political forum tomorrow night for the Jefferson County Commission District 4 candidates at the Trussville Community Center. (4) Aesops Fables was coming on May 6 to Clay Elementary and (5) Clay May Days on May 8.



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Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported on the following: (1) He reported on some issues brought up at a homeowners association meeting at Steeple Chase a few months ago. He stated he should have a specific answer to a resolution on the Harness Way paving. (2) Councilman Small made a motion to send out invitations to bid for a used truck for Public Works. Councilman Webster seconded the motion that was approved by a unanimous voice vote.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. Councilman Webster reported on the following: (1) He stated he was working with Mike Stanley, Park Director, on the walking trail at Cosby Lake. He ask the Council for ideas on the best surface for the walking trial which they discussed. Councilman Feemster stated the work to put the 89/10 surface on the walking trail should be bid out. (2) He reported that he was working on getting prices on the bridges and would need three to complete the walking trail. He stated he hoped to have the bridges in before the work on the trail was complete. (3) He reported that the Community Wide Singing was scheduled for Saturday night April 24.

Under the **Committee on Finance and Ordinance**, Mayor McGuffie reported he would be in contact with the Finance Committee for a meeting.

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 on the yard sale at the Seniors Center last Saturday and announced another one this coming Saturday at the Chalkville Civic Club. He reported the balances in the 4 & 5 Cent Gasoline Fund = \$141,028.67; 7 Cent Gasoline Fund = \$153,995.32; AmFund Account = \$1,053,680.41; Capital Improvement Fund = \$172,774.12; Contractors Bond = \$43,251.58; General Fund = \$762,551.94; Library Fund = \$8,712.17; Park and Recreation Fund = \$8,769.00; and Senior Citizens Fund = \$9,107.77.

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 2010 – 13, A Resolution Declaring Weeds to be a Public Nuisance at 6849 Charles Drive which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2010 – 13 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 Resolution 2010 – 14, A Resolution Declaring Weeds to be a Public Nuisance at 5904 Nuthatch Circle which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2010 – 14 which was seconded by Councilman Webster.

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 – 15, A Resolution Declaring Weeds to be a Public Nuisance at 2350 Sweeney Hollow Drive which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2010 – 15 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 introduced Resolution 2010 – 16, A Resolution Declaring Weeds to be a Public Nuisance at 7357 Whitney Drive which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2010 – 16 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



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Mayor McGuffie introduced Resolution 2010 – 17, A Resolution Demolishing the Property Located at 6872 Trussville Clay Road which was read by City Clerk Bobby Christmas.

Councilman Feemster made a motion to approve Resolution 2010 – 17 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 called an end to Unanimous Consent and called for any **Public Comments**.

Mr. Wayne Taylor was recognized and talked about his background and qualifications for Jefferson County Commissioner District 4 of which he is a candidate.

Mr. Rick Barloc of the Yorkshire Home Owners Association was recognized and questioned some drainage issues with this sub-division left by developer D.R. Horton. He questioned who had jurisdiction for these problems because Tracey Pate with the County is saying Clay is responsible and Clay is saying the County is responsible. Mr. Lynn Burch, City Building Inspections Superintendent, stated that it was his understanding that the County was responsible. Mr. Russell Steen, City Attorney, stated that his interpretation of state law and looking at the Thru Roads Agreement with the County means it would be the County's responsibility. Mr. Steen stated he would get with Mr. Barloc and get him some information on this issue.

Ms. Carol Foster questioned Mr. Wayne Taylor concerning the salaries of the Jefferson County Commissioners and asks him if he would reduce his salary to be in line with other County Commissioners in the state. Mr. Taylor responded that the County Commission could vote a salary change for a future County Commission but not for themselves.

Mr. Sid Lassiter, 6168 Old Springville Road, was recognized and asks about the brush and debris piled up below the dam at the street. He expressed concern of this becoming a rat hole and place for infestation. He also expressed concern for the parking on that end of Cosby Lake and the drop off from the road onto the lake property being a safety problem. Councilman Small stated this has been discussed with Advanced Disposal and hopefully he would have a plan at the next City Council meeting to resolve these issues.

Mayor McGuffie announced that the next City Council meeting would be Monday May 3 at the Clay Community Center. Also, he stated that the next meeting would be Monday May 24 due to most of the Council being out of town on May 17 at the League Convention.

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

The City Council meeting adjourned at 8:25 p.m.

Respectfully Submitted,

Bobby Christmas  
City Clerk / Treasurer