



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

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**CITY COUNCIL MINUTES**  
**August 16, 2010**

The City Council of the City of Clay, Alabama met in regular session on Monday, August 16, 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 Mr. James Harbison 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 and regular minutes of August 2, 2010. Councilman Webster made a motion to approve the pre-council and regular minutes, which was seconded by Councilman Feemster and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve tonight's Meeting Agenda. City Clerk Bobby Christmas requested that Item 11 – Annex 2010 – 01 and Ordinance 2010 – 05 be struck from the agenda. Councilman Small made a motion to approve the meeting agenda as amended 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 Councilwoman Hambrick and approved by unanimous voice vote.

Under **Scheduled Public Comments**, Mayor McGuffie announced there were none.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster announced that he had been asked by the Mayor to look into the possibility of drilling a well at the ball park. He stated this was due to the high cost of water bills received with the last month's bill being \$5,000. He stated he had done research to find companies that did this work and was able to come up with only two being Dependable Drilling and American Drilling. He reported the cost for drilling by Dependable Drilling to be at \$20 per foot versus \$12 per foot by American Drilling, as well as, using steel casing at \$12 per foot by American Drilling and \$15 per foot by Dependable Drilling. Also, he reported that American Drilling will do test drilling and if it does not deliver the kind of water needed it will cost \$7.50 per foot versus the \$20 per foot by Dependable Drilling.



**City Council Meeting**  
**August 16, 2010**  
**Page 2**

Councilman Feemster stated to drill a well will be over the council's self imposed bid limit of \$5,000 and made a motion to suspend the bid limit for this project and contract with American Drilling to do the work. He explained that he could only find the two businesses that does this work and the quotes would amount to the same cost as he had just reported to the Council. 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 presented the Deerfoot Gateway Project which would plant trees on both sides of Deerfoot Parkway from Old Springville Road and Cougar Drive and erect a directional sign for City facilities on Deerfoot Parkway at Old Springville Road. She stated a grant was being applied for that would award the City \$2,000 or \$4,000 for this project; (2) Councilwoman Hambrick stated that Linda Love had shared with the Seniors a project to start preparing gift baskets for new comers to Clay and she would be getting back with Ms. Love to get this project going; (3) She stated the Library had a successful summer reading program and are looking for some new fundraising projects for the upcoming months; and (4) the Historical Society was working diligently on the veterans project and encouraged all veterans to get their information in so that all veterans can be honored during this project. She stated this was for all veterans, not just those in Clay.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson was recognized and reported on the following: (1) She announced that the Chamber of Commerce meeting was tomorrow at Munoz Mexican Restaurant in Pinson and Brandon Falls, candidate for District Attorney, would be speaking; (2) She reported that the School Committee met and talked about having a drive to collect school supplies for the schools. She stated the drive would be on September 11 at City Hall and an undetermined location in Chalkville which will be posted later; (3) Councilwoman Johnson made a motion to give \$7,500 to Clay Chalkville High School for their drug testing program. The motion was seconded by Councilwoman Hambrick and approved by a unanimous voice vote.

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 that Public Works had been very busy and had removed and cleaned up the Hanson house at Clay Trussville Road and Old Springville Road; (2) they were working with the owner of the old Piggly Wiggly property to get it cleaned up; (3) there are two roads that have been approved to be paved. Councilman Small reported the contractor was waiting on some parts and, weather permitting, should start on this project this week; (4) He reported that an initiative was started about six weeks ago to collect business license from companies doing business in the city without a license. He reported that about 200 projects have been going on without proper license and permits and has generated funds and accountability within the city. (5) Councilman Small reported that he and the City Clerk had been working on consolidating the technology for the city that will upgrade the cities internet, telephone systems and website and create a network between the city facilities. He stated this upgrade would be cost effective and give one point of contact for all of our communications needs. Councilman Small made a motion that the Council authorize the Mayor to enter into a contract with Cavalier Telephone to consolidate the telephone service at all of the existing city locations, internet services, e-mail service, website and add service to the Cosby Lake facility. Councilwoman Johnson seconded the motion which was approved by a unanimous voice vote; (6) Councilman Small reported that both dump trucks owned by the City were no longer road worthy and one has become a safety hazard to operate. He stated representatives from Public Works with backgrounds in equipment and mechanical, as well as, Building Inspector Lynn Burch have researched different options and determined that repairing these vehicles was cost prohibited. He reported that a 1997 Ford LT 8000 had been located that can be purchased for \$18,500. Councilman Small made a motion



**City Council Meeting**  
**August 16, 2010**  
**Page 3**

to temporarily suspend the city bid limit and purchase this dump truck paying for it with 60% of the 7 cent Gas Fund and 40% from the AmFund. Councilman Feemster seconded the motion which was unanimously approved by voice vote.

Councilman Webster was recognized for a report from the **Parks and Recreation Committee**. Councilman Webster reported on the following: (1) Park employees have been working on the football practice field behind the high school stadium to enlarge it and make it regulation size so they will have a place to practice; (2) He reported that all the documents should be received within the next thirty days to purchase the remaining property at Cosby Lake; and (3) Councilman Webster encouraged everyone to attend the Community Wide Singing Saturday night August 28 from 6 – 8 p.m. at the Community Center.

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 balances in the 4 & 5 Cent Gasoline Fund = \$157,664.55; 7 Cent Gasoline Fund = \$79,540.44; AmFund Account = \$770,510.96; Capital Improvement Fund = \$152,697.16; Concession Stand = \$2,099.10; Contractors Bond = \$58,968.33; General Fund = \$583,730.64; Library Fund = \$4,852.03; Park and Recreation Fund = \$677.67; and Senior Citizens Fund = \$8,211.40.

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 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

Resolution 2010 – 29, 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 2010 – 29 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



## City Council Meeting

August 16, 2010

Page 4

Mayor McGuffie introduced Resolution 2010 – 30, A Resolution Authorizing the Elimination of a Nuisance Upon Private Property, which was read by City Clerk Bobby Christmas.

Councilman Small made a motion to approve Resolution 2010 – 30 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 called an end to Unanimous Consent and asks for any **Public Comments**.

Mr. Hugh Davis was recognized and questioned whether a painter in Steeple Chase had a Business License. Mr. Davis was asks to get an address on the person in question so the City could research it. Also, Mr. Davis questioned the equipment being replaced and if it was being torn up by employees. Councilman Small responded that this was a wear and tear issue and Councilman Feemster explained that this was equipment that was worn out several years ago when it was bought.

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

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

Councilman Feemster was recognized and talked about the Gateway Project. He stated that planting 55 trees on Deerfoot Parkway would enhance the city, make it look a lot nicer and give it a sense of place. He stated that two grants were applied for with Alabama Power Company and one would be \$2,000 and one for \$4,000 but we could only receive one of the grants. He further explained that a very important part of this was the public participation in this project. He stated that Alabama Power looked at public support of this project from people of the city, public organizations and the city administration. He requested that anyone willing to donate to this project and anyone that can advertise this at Home Owners Associations or other places it would be appreciated.

Mr. Tom Blake asks if the trees would be planted on both sides of Deerfoot Parkway. Councilwoman Hambrick stated they would be planted 50 foot apart and they would talk to people along Deerfoot Parkway to get their input on where to place the trees. Also, she stated a lot of work had gone into this project and Ms. Pat Feemster had worked tirelessly on it.

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

Councilman Small made a motion to adjourn.

The City Council meeting adjourned at 7:38 p.m.

Respectfully Submitted,

Bobby Christmas  
City Clerk / Treasurer