



City of Clay

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

CITY COUNCIL MINUTES July 1, 2013

The City Council of the City of Clay met in regular session on Monday, July 1, 2013, at 6:30 p.m. at Clay City Hall. Mayor Webster presided over the meeting and City Manager Ronnie Dixon, served as recorder.

Mayor Webster called the meeting to order. Councilor Small opened in prayer and led everyone in reciting the Pledge of Allegiance.

Roll call of those present was answered by the following:

Councilor Baker (entered at 6:35 p.m.) Councilor Johnson
Councilor Small Councilor Thackerson Mayor Webster

Absent: Councilor Halstead

Mayor Webster called for a motion to approve the Regular Council meeting minutes of June 17, 2013.

Councilor Small made a motion to approve the Regular Council meeting minutes of June 17, 2013, which was seconded by Councilor Johnson and approved by unanimous voice vote.

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

Councilor Johnson made a motion to approve tonight's Meeting Agenda, which was seconded by Councilor Thackerson and approved by a unanimous voice vote.

Mayor Webster called for a motion to approve tonight's Consent Agenda.

Councilor Johnson made a motion to approve tonight's Consent Agenda, which was seconded by Councilor Thackerson, and approved by a unanimous voice vote.

Under **Scheduled Public Comments**, Mayor Webster introduced the Public Hearing for Z-2013-02. City Manager Ronnie Dixon explained that this Zoning case is regarding Faith Lutheran Church's request to combine two small parcels into one large parcel and rezone the entire parcel to Community Institutional which does not limit the amount of seats allowed in the church.

Councilor Johnson made a motion to rezone the 3.1 acre parcel from Neighborhood Institutional to Community Institutional, which was seconded by Councilor Small. Councilors Johnson, Small, Thackerson, and Mayor Webster voted yay. Councilor Baker was not present to vote.

Under **Reports from Standing Committees** Mayor Webster reported for the **Finance Committee**. He stated that the City continues to follow the approved budget and has been able to establish a contingency fund. He explained that the City will continually place money in these accounts.

Councilor Baker was recognized for a report from the **Public Safety Committee**. Councilor Baker announced that the Public Safety Committee visited the EMA on June 25 and will be better prepared for the next emergency event. The Committee is still discussing purchasing Sheriff Reserve Deputy Cars from Trussville and/or Irondale.



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Councilor Halstead was not present for a report from the **Committee on Annexations, Business Development, and the Building Inspections Department**.

Under **Committee on Schools, Seniors Advisory Board Liaison and Planning and Zoning Councilor Ex-Officio**, Councilor Johnson announced the Seniors would visit Full Moon BBQ on Wednesday, July 3. She thanked the Living Word Church for cleaning the storage room at the Community Center.

Councilor Small was recognized for a report from the **Public Works Department and Library Board** and he announced that the summer reading program has 200 participants and Clay's library circulation is higher than usual. Councilor Small informed the Council that Mr. Tom Blake has resigned from the Library Board and that Christy Steely has been nominated to fill his spot. *Councilor Small made a motion to confirm the nomination of Christy Steely to the Library Board, which was seconded by Councilor Johnson and approved by a unanimous voice vote.*

Councilor Thackerson was recognized for a report on the **Parks and Recreation Board**. He stated that he is working to find a solution for soccer, the disc golf course is well on its way to being complete, and that the Park Board will meet on July 8.

Under **Reading of Petitions, Applications, Complaints, Appeals, Communications, etc.**, Mayor Webster announced that there were none.

Under the **City Manager's Report**, City Manager Ronnie Dixon reported the account balances in the General Fund = \$264,928.82; Senior Citizens Fund = \$2,671.94; Library Fund = \$1,643.70; Contractors Bond = \$124,035.35; Capital Improvement Fund = \$261,194.65; 4 & 5 Cent Gasoline Fund = \$142,900.93; 7 Cent Gasoline Fund = \$166,289.71; Ballpark Revenue = \$67,134.33; Ballpark Expense = -\$55,095.19; General Fund Contingency Fund = \$50,000.00; General Fund Road Paving Projects = \$50,000.00; and BBT AMFUND Payment Fund = \$18,750.00.

Mr. Dixon explained that the city had recently given Cosby Lake a shock treatment and reviewed the findings and recommendations for stocking Cosby Lake to balance the fish populations. He stated that the recommendation from Davis Fish Farms is to stock 6,000 bluegill this year at the cost of \$4,050.00 and to stock approximately 20,000 Threadfin shad in the spring of 2014 at the cost of \$3,000.00.

Councilor Thackerson made a motion to stock Cosby Lake according to Davis Fish Farms recommendations, to be paid from the General Fund. The motion was seconded by Councilor Baker and approved by a unanimous voice vote.

The Council discussed the recommendations for catch and release guidelines and Mayor Webster stated that the city will erect signs at Cosby Lake with the guidelines. Councilor Thackerson and Mayor Webster addressed littering at Cosby Lake and thanked all citizens who pick up trash at the lake.

Mr. Dixon then discussed the Current Land Use Map. He explained that the Planning and Zoning Commission has explored the properties of the city and have created a map based on each



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property's current use. He further explained that the current land use map is a prerequisite to creating a future land use map and plan.

Councilor Johnson made a motion to approve the current land use map, which was seconded by Councilor Thackerson and approved by a unanimous voice vote.

Mr. Dixon then discussed the 2010 Zoning Map. He explained that the Planning and Zoning Commission created an updated Zoning Map in 2010, but that the map was never brought before the Council for approval. The Council opted to table the vote on this until they had more time to review the 2010 Zoning Map.

Under **Resolutions, Ordinances, Orders and Other Business** Mayor Webster called for a motion to enter into unanimous consent.

Councilor Johnson made a motion to suspend the regular rules of order and enter into unanimous consent which was seconded by Councilor Small.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Ordinance 2013-17, An Ordinance Amending Ordinance 2007-09, Employee Policy/Handbook, which was read by City Manager Ronnie Dixon.

Councilor Johnson made a motion to approve Ordinance 2013-17, which was seconded by Councilor Small.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None.

Mayor Webster introduced Ordinance 2013-18, An Ordinance Amending Ordinance 2006-07, Zoning Ordinance, which was read by City Manager Ronnie Dixon.

Councilor Johnson made a motion to approve Ordinance 2013-18, which was seconded by Councilor Baker.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Resolution 2013-19, A Resolution Amending Resolution 2007-03, A Resolution Creating and Establishing the City of Clay Personnel Board and Placing All Present and Future Employees of the City Under the Jurisdiction of the City of Clay Personnel Board, which was read by City Manager Ronnie Dixon.

Councilor Baker made a motion to approve Resolution 2013-19, which was seconded by Councilor Johnson.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster



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Nays: None

Mayor Webster introduced Resolution 2013-20, A Resolution Repealing Resolution 2007-06, which was read by City Manager Ronnie Dixon.

Councilor Johnson made a motion to approve Resolution 2013-20, which was seconded by Councilor Thackerson.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Resolution 2013-21, A Resolution Declaring Weeds to be a Public Nuisance and to Eliminate a Nuisance Upon Private Property, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2013-21, which was seconded by Councilor Baker.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Resolution 2013-22, A Resolution Abating Weeds on the Property Located at 800 Mildred Ann Drive, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2013-22, which was seconded by Councilor Thackerson.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Resolution 2013-23, A Resolution Abating Weeds on the Property Located at 5208 Chestnut Lane, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2013-23, which was seconded by Councilor Johnson.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster

Nays: None

Mayor Webster introduced Resolution 2013-24, A Resolution Abating Weeds on the Property Located at 7858 Bridget Circle, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2013-24, which was seconded by Councilor Thackerson.

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

Yeas: Councilors Baker, Johnson, Small, Thackerson, and Mayor Webster



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Nays: None

Mayor Webster called an end to Unanimous Consent and called for **Public Comments**.

Mayor Webster recognized Mark Howell who identified himself as living at 853 Torrey Pines Circle. Mr. Howell thanked the Council and the library for hosting a discussion with a NASA Astrophysicist.

Mayor Webster recognized Mr. George Post who identified himself as living at 6927 Mountain View Drive. Mr. Post asked the Council about the estimated timeframe for reviewing the dog ordinance. City Attorney Alan Summers stated that he would like to present an amended ordinance for the Council's review by the first meeting in September.

Mayor Webster called for any **Mayor / Council comments** and recognized Councilor Small who explained that the garbage service would be one day behind on pickup because of the July 4th holiday.

Councilor Johnson made a motion to adjourn. Mr. David Green asked to be recognized.

Mayor Webster recognized Mr. David Green who identified himself as living at 8351 Zuber Road. Mr. Green explained that he has not attended a meeting before, so he was unaware of the usual procedure to speak and thanked the Council for recognizing him although the appropriate portion of the agenda had passed. Mr. Green expressed his concerns about the dog ordinance.

Councilor Johnson reiterated her previous motion to adjourn which was seconded by Councilor Small and approved by a unanimous voice vote.

The City Council adjourned at 7:15 pm.

Respectfully Submitted,

Ronnie Dixon
City Manager