



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

CITY COUNCIL MINUTES
January 5, 2015

The City Council of the City of Clay met in regular session on Monday, January 5, 2015, 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 Bo Johnson led in prayer and Mayor Webster led everyone in reciting the Pledge of Allegiance.

Roll call of those present was answered by the following:

Councilor Baker
Councilor Small

Councilor Johnson
Councilor Thackerson

Councilor Johnson
Mayor Webster

Absent: None

Mayor Webster called for a motion to approve the Regular Council meeting minutes of December 15, 2014.

Councilor Bo Johnson made a motion to approve the Regular Council meeting minutes of December 15, 2014, which was seconded by Councilor Small and approved by unanimous voice vote.

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

Councilor Small made a motion to approve tonight's Meeting Agenda which was seconded by Councilor Thackerson and approved by 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 Bo Johnson. The motion was put before the Council and a roll call vote was conducted with the results as follows:

Yeas: Councilors Baker, Johnson, Bo Johnson, Thackerson, and Mayor Webster.

Nays: None

Under **Mayor and Council Comments**, **Mayor Webster** informed the Council that the audit is in progress.

Councilor Baker was recognized for a report. He informed the Council that the Public Safety Committee did not meet in December.

Councilor Becky Johnson was recognized for a report and announced that the School Committee is still seeking volunteers for their reading program.

Councilor Bo Johnson was recognized for a report and reported that his committee will meet with Millington's Homeowners' Association about annexation.

Councilor Small was recognized for a report and reminded the Council that paving is scheduled for next week in Steeplechase, weather permitting. He informed the Council that the Library is in the process of applying for grants.



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Councilor Thackerson was recognized for a report and requested a summary of the Cosby Lake restrooms. The interior demolition is complete and the slab and exterior demolition should be completed within the next few weeks. Mr. Dixon asked the Council to consider a discounted rate for renting Cosby Lake House during the construction process. Councilor Thackerson agreed. The Disc Golf course continues to draw people from all over the country.

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 = \$252,674.48; Contractors Bond = \$168,721.92; Capital Improvement Fund = \$465,357.70; 4 & 5 Cent Gasoline Fund = \$70,556.95; 7 Cent Gasoline Fund = \$250,152.24; Road Project Fund = \$175,000.00; Contingency Fund = \$175,000.00; BBT Fund= \$56,250.00; Ballpark Revenue = \$119,999.46; and Ballpark Expense YTD= (\$126,373.28).

Under **Resolutions, Ordinances, Orders and Other Business** Mayor Webster introduced the Public Hearing for weed abatement at the addresses listed on Resolution 2014-52. Mayor Webster asked if there was anyone present who wished to speak for or against these abatements and there was no response. Mayor Webster closed the floor to public comments and opened discussion among the Council. There were none.

Mayor Webster introduced the Public Hearing for A-2014-06, annexation of 5916 Dewey Heights Road. Mayor Webster asked if there was anyone present who wished to speak for or against this case and there was no response. Mayor Webster closed the floor to public comments and opened discussion among the Council. Councilor Baker asked if there was any benefit for the city when annexing property. Mayor Webster stated that the city receives franchise fees based on population.

Mayor Webster introduced the Public Hearing for Z-2014-04, rezoning the property located at 6719 Trussville Clay Road to the light industrial zone. Mayor Webster asked if there was anyone present who wished to speak for or against this case and recognized Mr. Dan Hicks and Ms. Linda Hicks of 6778 Trussville Clay Road. Mr. and Ms. Hicks spoke against the rezoning citing further unwanted industrial rezoning. Mayor Webster recognized Mr. Ron Self, of 6641 Trussville Clay Road, who spoke against spot zoning and stated his belief that industrial zone at this property goes against the 2005 Comprehensive Plan. Mayor Webster recognized Mr. Andy Driggers, of 5517 Garden Valley Lane, who shared concern that this property is located close to two schools and that Planning and Zoning Commissioner Ostaseski voted against this rezoning.

Mayor Webster closed the hearing to public comments and recognized Councilor Baker. Councilor Baker spoke about his dislike of visible and non-revenue generating industrial zones.



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Mayor Webster introduced the Public Hearing to condemn the property located at 5376 Trussville Clay Road. Mayor Webster asked if there was anyone present who wished to speak for or against the case and recognized Mr. Andrew Dewoody who identified himself as the property owner. Mr. Dewoody explained that he has been in negotiations with his insurance company and has made arrangements for the house to be torn down on January 31, 2015. Mayor Webster asked if there was anyone else present who wished to speak for or against this case and there was no response.

Mayor Webster called for a vote on Z-2014-04 before moving forward.

Councilor Small made a motion to table the vote on rezoning this property until January 20, to give the Council more time to gather information, which was seconded by Councilor Johnson and approved by a unanimous voice vote.

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, Johnson, Small, Thackerson, and Mayor Webster.

Nays: None

Mayor Webster introduced Resolution 2015-01, A Resolution Releasing Lien at 5410 Balboa Circle, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2015-01, 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, Johnson, Small, Thackerson, and Mayor Webster.

Nays: None

Mayor Webster introduced Ordinance 2015-01, An Ordinance Annexing 5916 Dewey Heights Road, which was read by City Manager Ronnie Dixon.

Councilor Bo Johnson made a motion to approve Ordinance 2015-01, which was seconded by Councilor Becky Johnson. The motion was put before the Council and a roll call vote was conducted with the results as follows:

Yeas: Councilors Johnson, Johnson, and Mayor Webster.

Nays: Councilors Baker, Small, and Thackerson.

The motion failed with a 3-3 vote.

Mayor Webster introduced Resolution 2015-02, A Resolution Authorizing the Elimination of a Nuisance Upon Private Property, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2015-02, which was seconded by Councilor Bo Johnson. The motion was put before the Council and a roll call vote was conducted with the results as follows:

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

Nays: None



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Mayor Webster introduced Resolution 2015-03, A Resolution to Condemn and Authorize the Demolition of Unsafe Structures, which was read by City Manager Ronnie Dixon.

Councilor Bo Johnson made a motion to table Resolution 2015-03, 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, Johnson, Small, Thackerson, and Mayor Webster.

Nays: None

Mayor Webster introduced Resolution 2015-04, A Resolution Abating Weeds on the Property Located at 5505 San Marcos Drive, which was read by City Manager Ronnie Dixon.

Councilor Thackerson made a motion to approve Resolution 2015-04, which was seconded by Councilor Bo Johnson. The motion was put before the Council and a roll call vote was conducted with the results as follows:

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

Nays: None

Mayor Webster introduced Resolution 2015-05, A Resolution Abating Weeds on the Property Located at 5515 San Marcos Drive, which was read by City Manager Ronnie Dixon.

Councilor Thackerson made a motion to approve Resolution 2015-05, 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, Johnson, Small, Thackerson, and Mayor Webster.

Nays: None

Mayor Webster introduced Resolution 2015-06, A Resolution Abating Weeds on the Property Located at 5522 San Marcos Drive, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2015-06, which was seconded by Councilor Bo Johnson. The motion was put before the Council and a roll call vote was conducted with the results as follows:

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

Nays: None

Mayor Webster introduced Resolution 2015-07, A Resolution Abating Weeds on the Property Located at 5525 San Marcos Drive, which was read by City Manager Ronnie Dixon.

Councilor Johnson made a motion to approve Resolution 2015-07, 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, Johnson, Small, Thackerson, and Mayor Webster.

Nays: None

Mayor Webster introduced Resolution 2015-08, A Resolution Abating Weeds on the Property Located at 5526 San Marcos Drive, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2015-08, which was seconded by Councilor Bo Johnson. The motion was put before the Council and a roll call vote was conducted with the results as



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follows:

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

Nays: None

Mayor Webster introduced Resolution 2015-09, A Resolution Abating the Property Located at 5909 Elizabeth Drive, which was read by City Manager Ronnie Dixon.

Councilor Small made a motion to approve Resolution 2015-09, which was seconded by Councilor Bo Johnson.

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

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

Nays: None

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

Mayor Webster recognized Ms. Linda Hicks who again spoke about case Z-2014-04.

Mayor Webster announced that the next City Council meeting will take place on Tuesday, January 20, 2015, at 6:30. Pre Council will begin at 6:00 p.m.

Councilor Small made a motion to adjourn which was seconded by Councilor Johnson and approved by a unanimous vote.

The City Council adjourned at 7:41 pm.

Respectfully submitted,

Ronnie Dixon
City Manager