



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

CITY COUNCIL MINUTES
June 7, 2010

The City Council of the City of Clay, Alabama met in regular session on Monday, June 7, 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 Councilman Kevin Small opened in prayer.

Councilwoman Jackie Hambrick 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
Councilman Kevin Small

Councilwoman Jackie Hambrick
Mayor Ed McGuffie

Absent. Councilwoman Becky Johnson and Councilman Charles Webster

Mayor McGuffie called for a motion to approve the pre-council minutes of May 24, 2010. Councilman Feemster made a motion to approve the pre-council minutes, which was seconded by Councilman Small and approved by unanimous voice vote.

Mayor McGuffie called for a motion to approve the regular council minutes of May 24, 2010. Councilman Small made a motion to approve the regular council 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. Councilman Feemster made a motion to approve the meeting agenda which was seconded by Councilwoman Hambrick and approved by unanimous voice vote.

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

Under **Scheduled Public Comments**, Mayor McGuffie introduced Zoning Case 2010-01, a request by North Clay Baptist Church, to rezone property at 7253 Old Springville Road from A-1 (Agricultural) to C-1 (Community Institutional). He explained those wishing to speak for this case would have 13 minutes to speak; those wishing to speak in opposition to this case would have 15 minutes to speak and then those in favor would have a two minute rebuttal time.

Mr. Gary Rush was recognized and introduced himself as Chairman of the Building Committee for North Clay Baptist Church. He stated this case had been heard by the City of Clay Planning and Zoning Committee and they recommended approval of this case. He introduced Mr. Lauren Barrett and Mr. Brian Barrett of the Barrett Architectural firm to speak for the church. Mr. Brian Barrett passed out some



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copies of a detailed plan showing what the property would be used for and how it was laid out. Mr. Lauren Barrett explained the property to be 10 acres with two modular buildings on it now. He pointed out the plans for different phases of construction for the buildings and the parking lots. He stated there would be two parking lots in accordance with City of Clay regulations with one parking lot to have a maximum of 44 parking spaces on a pervious surface and one parking lot to have a maximum of 80 parking spaces on an impervious surface. Also, he explained the area nearest Old Springville Road would be used for field lines for the septic tank. He stated they would seek guidance from the City of Clay as to where to place a buffer along the northern section of the property.

Mr. Dick Chenaut, Walter Schoals Engineering, was introduced and spoke concerning the site design of the property. He stated his company would be doing the site design; there would be three drainage ways through the property; and they intended to create storm water detention with two detention ponds. He stated the detention ponds would meet the requirements of the City of Clay.

Mayor McGuffie called for anyone wishing to speak against this case and recognized Mr. Bill Whitson. Mr. Whitson introduced himself as living at 619 Brandy Drive. He stated he was not against this church but was concerned with water coming down Brandy Drive. He stated he had spoken with the Corps of Engineers who stated a buffer would create problems. He asks the City Council to consider his and surrounding neighbors properties to ensure proper drainage.

Mr. George Post was recognized and questioned the purpose of the hearing tonight. It was explained that the hearing tonight was to consider the applicants request for zoning this property.

Mayor McGuffie called for anyone to speak for or against this case and there was no response.

Mayor McGuffie called for questions or comments from the Council. Councilman Feemster made a motion to approve Zoning Case 2010-01 which was seconded by Councilwoman Hambrick and approved by a unanimous voice vote.

Mr. Joey Brittner, member North Clay Baptist Church, was recognized and stated the members of the church did not want to do anything to damage any property around them and wanted to assure everyone they would look at the drainage issues with the City of Clay.

Councilman Feemster stated there were some storm water issues and recommended working on pervious parking, rain gardens, and detention ponds to try and solve the drainage problems.

Under **Reports from Standing Committees** Mayor McGuffie recognized Councilman Feemster for a report from the **Public Safety Committee**. Councilman Feemster reported on the traffic light for Clay Palmedale Road and Old Springville Road. He explained that the last report he received from Jefferson County was that they were waiting on their surveyor to tie down property lines for the right of way. Also, he reported the radar signs and Zero Tolerance signs were doing some good and people seemed to be slowing down. He stated if they did not do the job he may look at portable signs that could be moved around to different roads. Councilman Small asks Councilman Feemster how much the traffic light will cost the city for which he responded about \$40,000. Councilman Small stated he was asking in order to keep in mind for budget purposes.



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Councilwoman Hambrick was recognized for a report from the **Committee on Community Development, Environmental, Historical, Library and Seniors**. Councilwoman Hambrick recognized the Seniors for a report and Ms. Scott reported they had about 40 people come to the Center today. Also, Councilwoman Hambrick reported that the summer reading program at the library was underway and they had 63 – 100 children sign up for it. She also stated she would like for the City to set a consistent standard for signs used to identify the City of Clay.

Under **Committee on Annexation, Business, Census, Planning & Zoning and Schools**, Councilwoman Johnson was not present for a report.

Councilman Small was recognized for a report from the **Committee on Building Inspections, Sanitation, Streets and Utilities**. Councilman Small reported that the Public Works guys were very busy working on streets and storm drains. He reported there was a contractor to begin working on a problem on Steeple Chase Drive at Walnut Drive soon. Also, he stated that they had been evaluating the streets and made a motion to bid out the paving of Cheryl Drive to Freda Drive and all of Chrissy Drive. Councilman Feemster seconded the motion which was approved by a unanimous voice vote.

Councilman Small reported that most of the rubbish had been removed from below Cosby Lake.

Councilman Webster was not present for a report from the **Parks and Recreation Committee**.

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 = \$150,832.22; 7 Cent Gasoline Fund = \$144,649.34; AmFund Account = \$1,054,113.43; Capital Improvement Fund = \$218,250.29; Concession Stand = \$13,484.03; Contractors Bond = \$43,269.35; General Fund = \$662,976.08; Library Fund = \$2,578.79; Park and Recreation Fund = \$76.16; and Senior Citizens Fund = \$1,936.55.

Under **Resolutions, Ordinances, Orders and Other Business** Mayor McGuffie stated there was nothing to report.

Mayor McGuffie called for any **Public Comments** and recognized Mr. Tom Blake who questioned the grass grown up at the rock house at Clayton Road and Old Springville Road. The Mayor stated it belongs to the bank and we would have to do some checking to see what could be done.

Mr. Blake also questioned the same problem with property behind Faith Lutheran Church on Deerfoot Parkway for which the Mayor stated would have to be checked out.

Mayor McGuffie announced that the next City Council meeting would be Monday June 21 at the Clay Community Center.

Councilman Feemster made a motion to adjourn.

The City Council meeting adjourned at 7:35 p.m.

Respectfully Submitted,

Bobby Christmas
City Clerk / Treasurer