

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF
JASPER, ALABAMA, HELD APRIL 7, 2020**

10:00 a.m. - The meeting was called to order by Presiding Officer Danny Gambrell in the Council Chamber, City Hall, 400 19th Street West, Jasper.

Present: Presiding Officer Danny Gambrell, Councilmembers Gary Cowen, Jennifer W. Smith and Willie Moore, III, Mayor David P. O’Mary, City Clerk/Administrator Kathy Chambless and Russell B. Robertson

Absent: Councilmember V. L. “Sonny” Posey

Invocation: Councilmember Willie Moore, III

Pledge of Allegiance: Councilmember Gary Cowen

Approval of Minutes:

Motion

Moved by Councilmember Cowen, seconded by Councilmember Smith that the minutes of the Regular Meeting held March 3, 2020 be approved.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider amendments to the agenda. The agenda was amended to add an additional item: Consider adoption of a Resolution to allow Mayor O’Mary to submit an application for Appalachian Region Commission (ARC) grant funds to assist Jasper Lumber Company to extend gas services.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to approve the amendment to the Agenda.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a resolution to allow Mayor O’Mary to submit an application for Appalachian Region Commission (ARC) grant funds to assist Jasper Lumber Company to extend gas services.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to allow Mayor O’Mary to submit an application for Appalachian Region Commission (ARC) grant funds to assist Jasper Lumber Company to extend gas services.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider approval of the agenda.

Motion

Moved by Councilmember Smith, seconded by Councilmember Cowen that the agenda be approved.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of Family Medical Leave Expansion and Emergency Paid Sick Leave Policy (Coronavirus).

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to adopt a Family Medical Leave Expansion and Emergency Paid Sick Leave Policy.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a Resolution to declare a State of Emergency.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to adopt a Resolution to declare a State of Emergency.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Read Proclamation for Child Abuse Prevention Month. Mayor O'Mary read the proclamation to proclaim the month of April 2020 as Child Abuse Prevention Month.

Consider appointment of Associate Municipal Judge for special cases.

Motion

Moved by Councilmember Moore, seconded by Councilmember Cowen to appoint Steven Thomas as Associate Municipal Judge for special cases.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Conduct a Public Hearing and consider approval of a Retail Table Wine License and a Retail Beer License, (for on and off premise consumption) for Jasper Bottle and Tap, LLC, d/b/a Jasper Bottle and Tap, located at 1810 4th Avenue South, Suite 100. Following a public hearing during which no comments were made concerning the license, a motion was considered.

Motion

Moved by Councilmember Smith, seconded by Councilmember Cowen to approve a Retail Table Wine License and a Retail Beer License, (for on and off premise consumption) for Jasper Bottle and Tap, LLC, d/b/a Jasper Bottle and Tap, located at 1810 4th Avenue South, Suite 100.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes

Presiding Officer Danny Gambrell Yes

Consider adoption of Budget Amendment #2019/20-07.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to adopt Budget Amendment #2019/20-07.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider approval of travel for City Attorney to attend the Continuing Legal Education (CLE) Seminar on Legal Issues Facing City and County Governments, May 8-9, 2020.

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore to approve travel for City Attorney to attend the Continuing Legal Education (CLE) Seminar on Legal Issues Facing City and County Governments, May 8-9, 2020.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Receive report on bids for On-Call Concrete Service.

Motion

Moved by Councilmember Moore, seconded by Councilmember Cowen to receive the report of the City Clerk and to reject the bid and negotiate a contract.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider a request for permission to renew contracts for Tree Removal Service and Emergency Vehicle Lighting at the same terms and pricing.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Smith to receive the report of the purchasing agent and to adopt Resolutions to renew contracts for Tree Removal Service and Emergency Vehicle Lighting at the same terms and pricing.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Receive report on bids for Pool Chemicals, Tires, Tubes and Service, Concrete Pipe, Portable Toilets, and Asphalt Cold Mix.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to receive the report of the purchasing agent and to adopt Resolutions to award bids for Pool Chemicals, Tires, Tubes and Service, Concrete Pipe, Portable Toilets, and Asphalt Cold Mix at the same terms and pricing.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a Resolution to declare certain items as surplus property.

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore to adopt a Resolution to declare certain items as surplus property.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a Resolution to award the Bid for Downtown Sidewalks, Phase IV ALDOT #TAPAA-TA19(909).

Motion

Moved by Councilmember Smith, seconded by Councilmember Cowen to award the bid for Downtown Sidewalks, Phase IV ALDOT #TAPPA-TA19 (909).

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a Resolution to set cost for Nuisance Abatement of Unsafe Structures.

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore to adopt a Resolution to set the cost for Nuisance Abatement of Unsafe Structures.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of a Resolution for Nuisance Abatement of an Inoperative Vehicle.

Motion

Moved by Councilmember Moore, seconded by Councilmember Cowen to adopt a Resolution for Nuisance Abatement of an Inoperative Vehicle.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance, by unanimous consent, to amend the Jasper Zoning Ordinance permitting balconies in the B-3 (Downtown Business) Zoning District.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Smith that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to amend the Jasper Zoning Ordinance permitting balconies in the B-3 (Downtown Business) Zoning District.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance, by unanimous consent, rezoning a parcel of land located at 3477 Whitehouse Road from the MR (Municipal Reserve) Zoning District to the AG (Agricultural) Zoning District.

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore to rezone a parcel of land located at 3477 Whitehouse Road from the MR (Municipal Reserve) Zoning District to the AG (Agricultural) Zoning District.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes

Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance, by Unanimous Consent, rezoning parcels of land located at or near 3537 Whitehouse Road, 3575 Whitehouse Road & 57 McDonald Road from the MR (Municipal Reserve) Zoning District to the M-3 (Industrial Park) Zoning District for the purpose of future industrial development. (District One)

Motion

Moved by Councilmember Smith, seconded by Councilmember Cowen that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Motion

Moved by Councilmember Cowen, seconded by Councilmember Smith to rezone parcels of land located at or near 3537 Whitehouse Road, 3575 Whitehouse Road & 57 McDonald Road from the MR (Municipal Reserve) Zoning District to the M-3 (Industrial Park) Zoning District for the purpose of future industrial development. (District One)

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance, by unanimous consent, rezoning parcels of land located at 185 Knight Road from the MR (Municipal Reserve) Zoning District to the AG (Agricultural) Zoning District for the purpose of zoning to current use. (District One)

Motion

Moved by Councilmember Moore, seconded by Councilmember Smith that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes

Presiding Officer Danny Gambrell Yes

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore to rezone parcels of land located at 185 Knight Road from the MR (Municipal Reserve) Zoning District to the AG (Agricultural) Zoning District for the purpose of zoning to current use. (District One)

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider granting an extension for an unsafe structure located at 3012 6th Avenue. (District Five)

Motion

Moved by Councilmember Moore, seconded by Councilmember Smith to grant an extension until June 1, 2020, for an unsafe structure located at 3012 6th Avenue.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance, by unanimous consent, to establish the voting locations for the General Election on August 25, 2020, and the Run-Off Election to be held on October 6, 2020.

Motion

Moved by Councilmember Smith, seconded by Councilmember Moore that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to establish a central voting location for the General Election and the Run-Off Election.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Consider adoption of an Ordinance by unanimous consent to provide for issuance of summonses and complaints in lieu of custodial arrests for certain criminal offenses committed within the City of Jasper, Alabama.

Motion

Moved by Councilmember Smith, seconded by Councilmember Cowen that the rules be suspended and unanimous consent be given for immediate consideration of and action on said Ordinance.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Motion

Moved by Councilmember Cowen, seconded by Councilmember Smith to adopt an Ordinance to provide for issuance of summonses and complaints in lieu of custodial arrests for certain criminal offenses committed within the City of Jasper, Alabama.

Vote

Councilmember V. L. “Sonny” Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

Comments:

Mayor O’Mary praised leadership of the City for their outstanding performance during the unusual circumstance of the COVID-19 pandemic.

Mayor O’Mary recognized Laura Langley’s 29 years of faithful and honorable service to the City of Jasper and presented Laura with a Certificate of Appreciation.

Councilmember Cowen stated that the City is continuing to function as usual in spite of reduced revenue due to healthy reserves.

Presiding Officer Gambrell praised the city work forces for their ability to continue services as usual.

Consider adjournment of the meeting.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Moore to adjourn the meeting.

Vote

Councilmember V. L. "Sonny" Posey	Absent
Councilmember Gary Cowen	Yes
Councilmember Jennifer W. Smith	Yes
Councilmember Willie Moore, III	Yes
Presiding Officer Danny Gambrell	Yes

11:00 a.m. - Meeting adjourned.

A P P R O V E D:

Danny Gambrell, Presiding Officer

A T T E S T:

Kathy Chambless, City Clerk/Administrator