

**MINUTES OF A REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF
JASPER, ALABAMA, HELD FEBRUARY 21, 2023**

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

Present: Presiding Officer Jennifer W. Smith, Councilmembers Jenny Brown Short and Gary Cowen, Mayor David P. O'Mary, City Clerk/Administrator Kathy Chambless, City Attorney Russell B. Robertson

Absent: Councilmembers Danny Gambrell and Willie Moore, III

Invocation Police Captain Daryl Atkins

Pledge of Allegiance: Accountant/Purchasing Agent Jessica Cook

Approval of Minutes:

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short that the minutes of the regular meeting February 7, 2023, be approved.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Consider amendments to the agenda. There were no amendments to the agenda.

Consider approval of the agenda.

Motion

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

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Consider approval of event permits:

- a) Justice for Tony protest, February 18, 2023, a march from the courthouse square to the county jail on portions of 19th Street, 2nd and 3rd Avenue.
- b) Mardi Gras Parade by Beville State Community College Student Nurses Association, February 20, 2023, on portions of 14th Street and Indiana Avenue.
- c) Shamrock Shake 5K by Jasper Main Street, March 16, 2023, on portions of 19th Street and 3rd Avenue.
- d) Oakman High School Prom by Oakman High School, March 17, 2023, at Five Loaves and on 4th Avenue from 18th Street to 19th Street.
- e) Briars, Bluegrass & BBQ by The Cigar Box, April 1, 2023, on 19th Street from 4th Ave to 5th Ave.
- f) Central Alabama Rodders Society Cruise-In on April 1, May 6, June 3, July 1, and August 5, 2023; September 15-16, 2023 (Foothills); and October 21, 2023, on 2nd and 3rd Avenue by the courthouse.
- g) 78 Magazine 5K by Blanton Media Group, April 1, 2023, at Gamble Park and surrounding streets.
- h) Raising Arrows Color Run by Raising Arrows, June 17, 2023, at the courthouse and various downtown streets.

Motion

Moved by Councilmember Short, seconded by Councilmember Cowen to approve event permits for Justice for Tony protest, Mardi Gras parade, Shamrock Shake, Oakman High School Prom, Briars, Bluegrass & BBQ, Central Alabama Rodders Society Cruise-In, 78 Magazine 5K, and Raising Arrows Color Run.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Consider a request for permission to purchase the following through cooperative contracts: 60" Kubota mower, and two laptops.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to grant the Accountant/Purchasing agent permission to purchase the following through cooperative contracts: 60" Kubota mower, and two laptops.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Receive report and consider a recommendation for a fire truck repair bid.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to receive the report of the Accountant/Purchasing agent and approve her recommendation to award the bid to Emergency Equipment Professionals, the lowest responsible bidder.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

(See following page)

RESOLUTION NO.: 2023 – 10

WHEREAS, the City Council of the City of Jasper, Alabama has given its permission to send bid invitations for **Fire Truck Repair**.

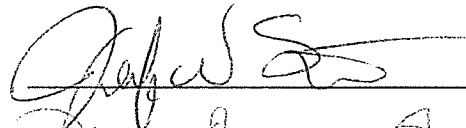
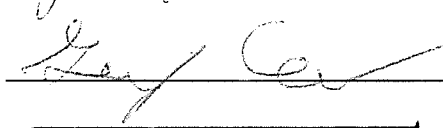
WHEREAS, the City Council of the City of Jasper, Alabama has received bids from the below listed in the below listed amounts,

BIDDER**BID PRICE****EEP****\$20,816.60**

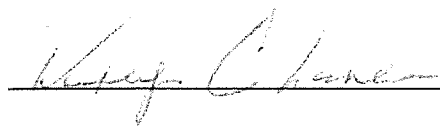
AND, WHEREAS, the City Council of the City of Jasper is desirous of awarding the bid to the lowest responsible bidder who has met bid specifications,

NOW, THEREFORE, BE IT RESOLVED, that the renewal of the bid for **Fire Truck Repair** be awarded to **EEP** in the amount of **\$20,816.60**.

ADOPTED THIS THE 21st **DAY OF** February, 2023.


Jerry Brown Short

Gayle

ATTEST:



Consider changing four regular scheduled 2023 council meeting dates: from June 20 to June 13, from July 4 to July 11, from September 5 to September 12, and from November 21 to November 14.

Motion

Moved by Councilmember Short, seconded by Councilmember Cowen to change four regular scheduled 2023 meeting dates: from June 20 to June 13, from July 4 to July 11, from September 5 to September 12, and from November 21 to November 14.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Consider adoption of Budget Amendment #2022/2023-08.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to adopt Budget Amendment #2022/2023-08.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

Introduce Budget Amendment #2022/2023-09. The budget amendment was introduced by the City Clerk and will be considered at the next council meeting.

Consider adoption of a Resolution to award the bid for 2023 paving.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to award the bid for phase one of the 2023 paving plan to Wiregrass Construction, the lowest responsible bidder.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

(See following page)

RESOLUTION NO.: 2023 – 11

WHEREAS, the City Council of the City of Jasper, Alabama has given its permission to send bid invitations for the **Paving Plan, 2023.**

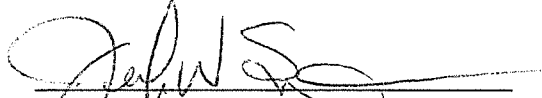
WHEREAS, the City Council of the City of Jasper, Alabama has received bids from the below listed in the below listed amounts,

<u>BIDDER</u>	<u>AMOUNT</u>
• Dunn Construction	\$2,338,343.98 base bid
• Wiregrass Construction	\$1,970,010.28 base bid
• Central Alabama Asphalt	\$2,138,178.63 base bid

AND, WHEREAS, the City Council of the City of Jasper is desirous of awarding the bid to the lowest responsible bidder who has met bid specifications,

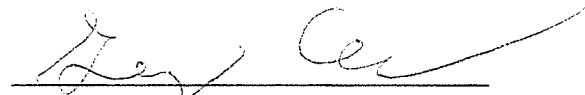
NOW, THEREFORE, BE IT RESOLVED, that the bid for the **Paving Plan, 2023** be awarded to **Wiregrass Construction** in the amount of **per bid.**

ADOPTED THIS THE 21st DAY OF February, 2023.


Jennifer W. Smith, Presiding Officer

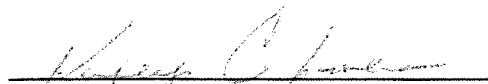

Jenny Brown Short, Councilmember

Danny Gambrell, Councilmember


Gary Cowen, Councilmember

Willie Moore, III, Councilmember

ATTEST:


Kathy Chambless, City Clerk

Consider adoption of a Resolution to authorize Mayor O'Mary to enter into an agreement to settle a pending legal matter. The City Attorney stated there is no action required.

Introduce an Ordinance amending the Garbage Ordinance concerning landfill fee charges for the disposal of tires. The Ordinance was introduced by the Sanitation Superintendent and will be considered at the next council meeting.

Consider adoption of an Ordinance levying ad valorem taxes.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to adopt an Ordinance levying ad valorem taxes.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

(See following pages)

ORDINANCE NO.: 2023 - 02**ORDINANCE LEVYING AD VALOREM TAXES
IN THE CITY OF JASPER, ALABAMA**

Be it ordained by the City of Jasper, Alabama as follows:

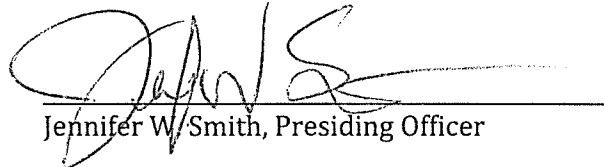
Section 1. That there is hereby levied for the City of Jasper, Alabama a tax on all real and personal property within the said City for the year beginning October 1, 2023, and for each succeeding tax year thereafter as assessed for state and county taxation for the preceding tax year at the rate of 16.5 Mills.

Section 2. The tax assessor of Walker County, Alabama, is authorized to include the assessments for City taxes on the same blanks containing assessments for state and county taxes, showing the assessments of the property for taxes for the City of Jasper, Alabama, separate from the assessments for state and county taxes.

Section 3. The tax collector of Walker County, Alabama, is authorized to collect taxes for the City of Jasper, Alabama, and in all cases of default in payment thereof to proceed to enforce collection thereof in the same manner in which collection of state and county taxes are enforced.

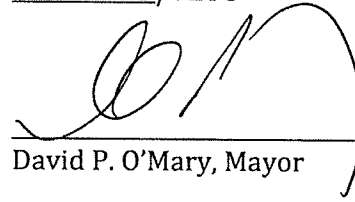
Section 4. The tax collector is authorized to retain out of the tax collected for the City of Jasper, Alabama of .50% for the tax assessor of Walker County, Alabama for assessing the same .50% for the county tax collector for collecting the same and he shall remit the balance to the City of Jasper, Alabama.

ADOPTED this the 21st day of February, 2023.



Jennifer W. Smith, Presiding Officer

APPROVED/VETO

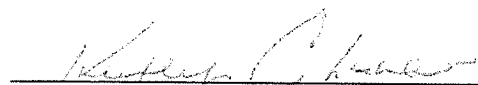


David P. O'Mary, Mayor

2/21/2023

Date

ATTEST:



Kathy Chambless, City Clerk

Consider adoption of an Ordinance annexing a parcel of land located at 100 Center Street in District 3.

Motion

Moved by Councilmember Cowen, seconded by Councilmember Short to adopt an Ordinance annexing a parcel of land located at 100 Center Street in District 3.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

(See following pages)

ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF JASPER, ALABAMA
Ordinance No.: 2023 – 03

WHEREAS, on the day of August 2nd, 2022, Chad A & Brandy S Smith, being the owners of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City Jasper, Alabama; and

WHEREAS, said petition did contain the signatures of all of the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City Jasper, Al; and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the City Jasper, Alabama and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama 1975;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JASPER, ALABAMA, AS FOLLOWS:

Section 1. The Council of the City of Jasper, Alabama, finds and declares as the legislative body of the City of Jasper that it is in the best interests of the citizens of the City of Jasper, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City Jasper.

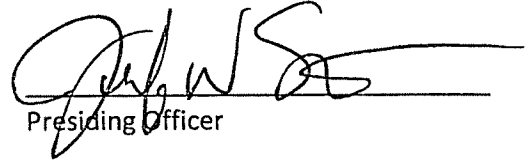
Section 2. The boundary lines of the City of Jasper, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Jasper, Alabama, and in addition thereto the following described territory, to-wit:

Lot 3 and 4, Block 3, Hendon Acres Subdivision as recorded in Map Book 5, page 90, Probate Judges Office, State of Alabama, Walker County.

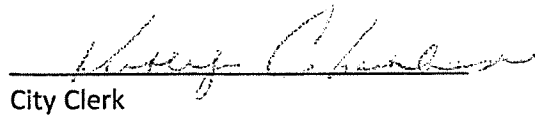
Section 3. This ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Walker County, Alabama.

Section 4. The territory described in this ordinance shall become a part of the corporate limits of Jasper, Alabama, upon publication of this ordinance as set forth in Section 3, above.


ADOPTED THIS THE 21st day of February, 2023.



Presiding Officer



City Clerk



Mayor

STATE OF ALABAMA

WALKER COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF JASPER

We, the undersigned property owners of the hereinafter described lands, do hereby petition the Mayor and City Council of the City of Jasper, Alabama, to adopt an ordinance assenting to the annexation of the hereinafter described property into the City of Jasper, Alabama.

Said property or territory is hereby described as follows:

(Property description including all subdivisions into lots, blocks, streets and alleys within the area if any and an accurate metes and bounds description of the territory. Also include map showing relationship to the Corporate City Limits.)

This and day of August, 2022.

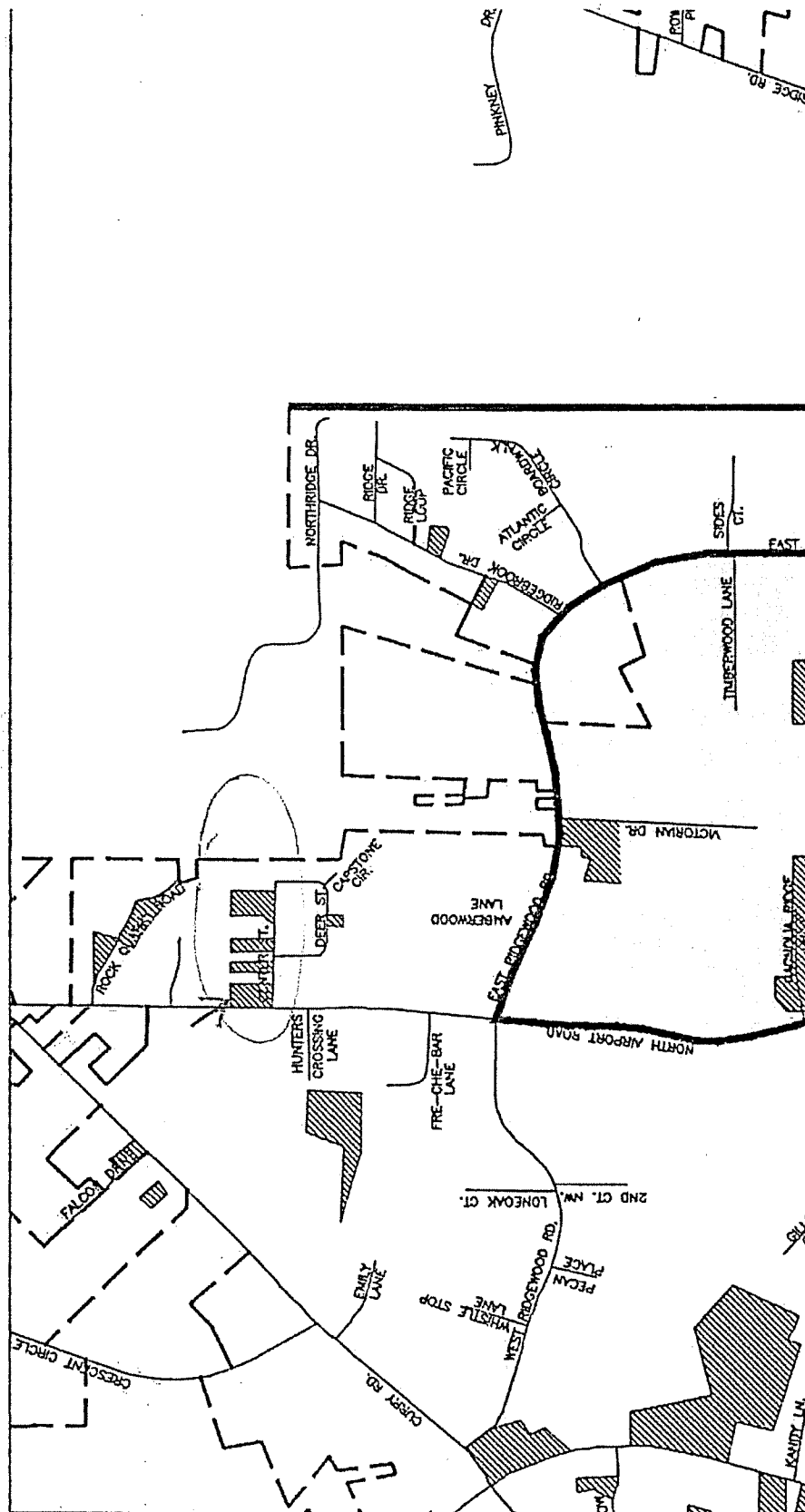
Property Owners:

Name

Address

Chad Smith
Brandy Smith

100 Center Street
Jasper 35504



Consider adoption of an Ordinance to establish a “No Truck” zone on Walston Bridge Road from 4th Street NE to Arkadelphia Road.

Motion

Moved by Councilmember Short, seconded by Councilmember Cowen to establish a “No Truck” zone on Walston Bridge Road from 4th Street NE to Arkadelphia Road.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

(See following pages)

**ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF JASPER, ALABAMA**

Ordinance No. 2023 – 04

To Amend the Ordinance Designating Truck Routes Within the City of Jasper, Alabama

WHEREAS, the City of Jasper, Alabama, has designated certain roadways within the City of Jasper, Alabama, as “truck routes”, being those roads on which commercial vehicles are permitted to travel; and

WHEREAS, it is the opinion of the City Council of the City of Jasper, Alabama, that Walston Bridge Road from 4th Street NE to Arkadelphia Road is not an acceptable “truck route” within the City of Jasper;

BE IT HEREBY ORDAINED, by the City Council of the City of Jasper, Alabama, as follows:

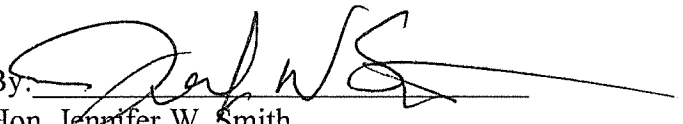
Section 1. To the extent that Walston Bridge Road from 4th Street NE to Arkadelphia Road has been designated a “truck route”, the same is revoked, amended, and reversed, and Walston Bridge Road from 4th Street NE to Arkadelphia Road shall not be a “truck route” within the City of Jasper, Alabama.

Section 2. The provisions of this Ordinance are severable, such that if any portion of the Ordinance is ruled invalid by a court of competent jurisdiction, the remaining portions of said Ordinance shall be unaffected thereby.

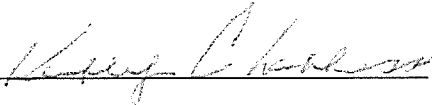
Section 3. This Ordinance shall become effective immediately upon its passage and approval in the manner required by the laws of the State of Alabama.

Adopted and approved this the 21st day of February 2023.


CITY COUNCIL OF THE CITY OF
JASPER, ALABAMA

By: 
Hon. Jennifer W. Smith
Presiding Officer

ATTEST:

By: 
Kathy Chambless
City Clerk

APPROVED/VETO

By: 
Hon. David P. O'Mary
Mayor

Comments: Mayor updated the council on two of the Four-Point Plan projects. The Sherer Auditorium demolition is ongoing with the interior demo having been completed. Exterior demolition will begin this week. He has spoken to the architect for the sports complex and believes they will have an update next week. He is pleased that both projects are moving along.

Presiding Officer Smith announced that Jasper High School Girls Basketball won their playoff game and will be playing their next game on Thursday at Wallace at 12:30 pm. She also congratulated the JHS Wrestling team for winning the 5A wrestling championship.

Presiding Officer Smith read some more worksheets from Memorial Park Elementary second graders. She read sheets from Rae Lynn and Sara from district four. Councilmember Short read a worksheet from Eli who lives in district one.

Consider adjournment of the meeting.

Motion

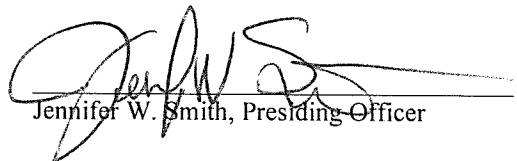
Moved by Councilmember Cowen, seconded by Councilmember Short to adjourn the meeting.

Vote

Councilmember Jenny Brown Short	Yes
Councilmember Danny Gambrell	Absent
Councilmember Gary Cowen	Yes
Councilmember Willie Moore, III	Absent
Presiding Officer Jennifer W. Smith	Yes

10:21 a.m. – Meeting adjourned.

A P P R O V E D:


Jennifer W. Smith, Presiding Officer

A T T E S T:


Kathy Chambless, City Clerk/Administrator