

SPECIAL MEETING OF THE MAYOR AND COUNCIL OF THE TOWN OF EVA, ALABAMA
DECEMBER 14, 1967

A special meeting of the mayor and council of the town of Eva, Alabama on December 14, 1967. The meeting was called for the purpose of meeting with a representative of the Harry Harless Co., Inc. of Birmingham, Alabama to discuss a proposal of fire fighting equipment purchase. Mr. Harry Harless made the city an offer of sale of a 1952 chevrolet, 1,000 gallon tank fire truck. This tanker had completely rebuilt 1957 engine and rebuilt water pump. This fire equipment and truck is from Drosset, Ohio. The proposal is for \$3,750.00 with bank interest.

Councilman Claude Patton made a motion and received a second by Councilman L. G. McDonald that Mr. Harless be given an appointment to show the equipment on the 21st of December, 1967 in the town of Eva, Alabama. It was further agreed to send a deposit of \$200.00 down payment and, if not satisfied with the equipment presented, the money would be refunded.

Trustees of the school met with the town council and again discussed the probability of building houses for rent to teachers. Mr. O. Z. Davis explained to us that Mr. Cash (F.H.A.) would let the city borrow money to build houses to rent on city property. Mr. Cash is to come out Tuesday and explain the offer.

Mr. McDonald made a motion to have the traffic light at the intersection in the city fixed. The motion was seconded by Councilman R. L. Livingston. The motion carried. It was agreed that Mr. Howard Millwood would fix the light.

A motion, second and carried to adjourn.

S. D. Childers, Clerk

EXCERPTS FROM MINUTES OF A
MEETING OF THE TOWN COUNCIL
OF THE TOWN OF EVA,
ALABAMA, HELD ON THURSDAY,
DECEMBER 14, 1967

The Town Council of the town of Eva, Alabama,
met in special session at the Town Hall in said town on Thursday,
December 14, 1967 at 7:00 o'clock P. M.

The Meeting was
called to order by the Mayor and upon roll call the following
were found to be present: Roland C. Ryan, Mayor and the following
members of the Town Council: Messrs. C. H. Patton, R. L. Livingston,
M. J. Hipps, L. E. Oden, and L. G. McDonald.

The following were found to be absent: none.

The Mayor presided and S. D. Cholders Clerk, who was
also present, acted as Clerk of the Meeting. The Mayor stated
that a quorum was present and declared that the Meeting was open
for the transaction of business. The Minutes of the preceding
Meeting were read and approved.

Councilman C. H. Patton introduced
the following ordinance in writing which was read to the Meeting:

AN ORDINANCE TO PROVIDE FOR THE
ISSUANCE OF A GENERAL OBLIGATION
NEGOTIABLE NOTE OF THE TOWN OF
EVA, ALABAMA, IN THE AMOUNT
OF 2,500.00, FOR THE PURPOSE OF
PURCHASING A Fire Truck

BE IT ORDAINED by the Town Council of the Town of
Eva Alabama, as follows:

Section 1. Findings Respecting the Need for the Purchase of a Fire Truck. The Town Council (herein called "the council") of the Town of Eva, Alabama, (herein called "the Town") has determined that it is necessary and desirable to purchase a Fire Truck and that the cost of said truck is \$3,750.00. The council has caused an investigation to be made and has ascertained that the town does not now have and will not have from its current revenues funds sufficient to pay the cost of the truck, and that it will be necessary for the town to borrow on the faith and credit of the town the sum of \$2,500.00 for said purpose, and in evidence thereof to issue the negotiable note of the town hereinafter authorized.

Section 2. Authorization of the Note. Pursuant to the provisions of the constitution and laws of Alabama, including particularly Section 466 of Title 37 of the Code of Alabama of 1940, and for the purpose of paying the cost of the Fire Truck, there is authorized to be borrowed from ^{the} The State National Bank, Falkville, Alabama the principal sum of \$2,500.00 to be evidenced by the General Obligation Negotiable Note (herein called "the note") in the principal amount of \$2,500.00 with interest from the date thereof at the rate of _____ per annum, such principal and interest being payable _____.

The town reserves and shall have the privilege of paying all or any part of the principal of the note prior to maturity on the 16th day of any month.

Section 3. Execution of the Note. The note shall be executed and the corporate seal of the town shall be affixed thereto by the mayor of the town, and the town clerk shall attest the same by affixing his signature thereto. The note shall be registered by the town treasurer, in the records maintained by him, as a claim against the town and the taxes (and the proceeds thereof) pledged therefor. Said officers are hereby directed so to execute, attest and register the note.

Section 4. Special Pledges. The indebtedness evidenced by the note is and shall be a general obligation of the town for the payment of the principal of and interest on which the full faith and credit of the town are hereby irrevocably pledged. In addition thereto, there are hereby appropriated and ordered segregated and used, and there are hereby irrevocably pledged for payment of such principal and interest the following taxes and the proceeds thereof:

(a) The general license and privilege taxes (herein called "the general license taxes") of the town levied with respect to businesses, professions, and occupations conducted within the corporate limits of the town, and

(b) To the extent that the proceeds from the general license taxes shall not be sufficient for such said purpose, that portion of the license tax (herein called "the gasoline tax") levied under Act No. 385 adopted at the 1947 Regular Session of

the Legislature of Alabama, as amended by Act No. 440 adopted at the 1949 Regular Session of said legislature, that may be apportioned and paid to the State National Bank Falkville, Alabama


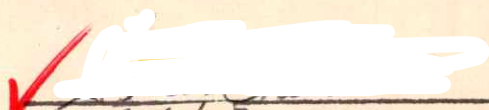
provided, that so long as no default exists respecting the payment of the principal of and the interest on the note, any balance of the proceeds from the general license taxes and the proceeds from the gasoline tax remaining after payment of said principal and interest may be used by the town for any lawful purpose. To such extent, if any, as the proceeds received by the town from the general license taxes and the gasoline tax may not be sufficient to pay the principal of and the interest on the note as such principal and interest respectively mature, the town further agrees to use for such purpose so much of the general revenues of the town derived from other sources and available for such purpose as, when added to the proceeds from the general license taxes and the gasoline tax, shall be sufficient to pay said principal and interest when due. The town represents that the pledges made by the town with respect to the general license taxes and the gasoline tax, and agrees that each of said pledges shall be and remain prior and superior to any and all pledges and agreements pertaining to the general license taxes and the gasoline tax, respectively, that may hereafter be made by the town.

Section 5. Maintenance of the General Taxes. The agrees that so long as any of the principal of or interest on the note remains unpaid, the town will do and perform the following acts: (a) it will continue to levy and collect the general license taxes at rates not less than those currently in effect and on the businesses, occupations and professions that are now subject to the general license taxes; and (b) it will increase the rates at which the general license taxes are levied to whatever extent may be necessary to prevent any reduction in the aggregate annual amounts of the proceeds from the general license taxes.

Section 6. Form of Note. The note shall be in substantially the following form:

(Certificate of Registration)

I hereby certify that this note has been duly registered by me as a claim against the Town of Eva in the State of Alabama.



Town Clerk & Treasurer

Section 7. Delivery of the Note. The town treasurer is hereby authorized and directed to deliver the note, when executed, sealed, attested and registered as herein provided, to the said lender upon payment to the town treasurer of the principal amount of the note together with accrued interest thereon to the date of their delivery or credit thereon of such accrued interest.

Adopted and approved this 11th day of December, 1967.


Mayor

Authenticated:



Town Clerk

Councilman M. J. Higgs moved that the rules be suspended and unanimous consent be given for immediate consideration of and action on said ordinance, which motion was seconded by Councilman L. E. Oden, and upon the motion being put to vote the following vote was recorded: Yeas: C. H. Patton, R. L. Livingston, M. J. Higgs, L. E. Oden, and L. G. McDonald. Nays: None. The Mayor thereupon declared that the motion for unanimous consent for immediate consideration of and action on said ordinance had been unanimously carried. Councilman L. G. McDonald thereupon moved that the said ordinance be finally adopted, which motion was seconded by Councilman C. H. Patton and upon said motion being put to vote the following vote was recorded: Yeas: C. H. Patton, R. L. Livingston, M. J. Higgs, L. E. Oden, and L. G. McDonald. Nays: None. The Mayor thereupon announced that the motion for adoption of said ordinance had been unanimously carried, and he thereupon signed the same in approval thereof

There being no further business to come before the meeting the same was on motion duly adjourned.

Mayor



Town Clerk