

Minutes of the regular meeting of the Eva Town Council held on April 8, 2008, 6:30 p.m. at the Eva Town Hall. Present: Mayor Gary Livingston, Councilmember's: Johnny Persall, James Henderson, Cleo Alexander, Bert Collins and Clerk Judy Fortenberry-McDaniel, Council Member Kent Chambers absence due to work.

Guests: Joe Hill, John Babchak and John Holmes

Mayor Livingston called the meeting to order; all council members present except as stated above. After roll call, informed all present that we open our meetings with prayer, if anyone objected we would abstain from this practice at tonight's meeting. No one objected. Mayor Livingston asked Mr. Collins to open with prayer.

Mayor Livingston asked if everyone had read the minutes of the Regular Council Meeting of March 11, 2008, Mr. Persall motion to approve the minutes, Mr. Alexander seconded, motion carried.

**A: FINANCE, EDUCATION & LIBRARY-- MR. CHAMBERS**

Mr. Collins motion to give the Eva School \$1,000.00 for the sign, Mr. Persall seconded, carried.

Mayor reported the County Commission will start construction on the football field at the School within the next few weeks.

**B: UTILITIES & STREETS-- MR. ALEXANDER**

No Report

**C: PARKS, RECREATION & CEMETERIES -- MR. PERSALL**

Mr. Persall reported all the work at the concession stand had been completed and that we are now playing ball. Also reported that L&N Electrical installed new lights on the outside of the concession stand due to the old ones not working, Morgan County Health Department had written this up on the last inspection. Also, we had a new counter installed on the outside of the building.

Mr. Persall reported that we now have a trailer located at the Cemetery for the old flowers.

**D: POLICE, FIRE & GRANTS -- MR HENDERSON**

Mr. Henderson reported the fire department had 1 structure fire, 5 EMT Runs and 2 vehicle this past month.

Mr. Henderson reported several items at the Park that need attention, one is the concrete culvert running under the batting cage, needs a grate over it before a child is hurt, and also, we need to proceed with turning the old horseshoe pits into a pavilion, since no one is using the area.

Mr. Henderson reported that the sidewalks are coming along fine, that the grass is not coming up and he will get in touch with the Contractor and see what we need to do about this item. He stated we had turned in a change order to Alabama Department of Transportation and that 10

days were asked for to do the additional work.

Mr. Henderson would also like to schedule a time with all the employees for a safety meeting. Clerk will get with the other employees and set up a time and date.

**F: SANITATION & BUILDINGS –MR. COLLINS**

Mr. Henderson reported on the trip to the EPA Workshop looks as if we may get to amend the present agreement with EPA and request the additional \$300,000 to be added to this agreement, instead of getting a new one.

Mr. Collins reported on sewer trouble, but stated that Hokes Bluff Construction would be taking care of the problem, until the problem is fixed Joe Hill and Mark Rittman would be working on pumping down the bio-tanks.

Joe Hill reported that within the next month to six weeks we need to check all the valves and put out fire ant killer.

**HEARINGS ON PETITIONS, COMPLAINTS, APPEALS, COMMUNIC. ETC**

No Report

**AUDITING ACCOUNTS – MOTION TO TRANSFER FUNDS & PAY BILLS**

Mr. Persall presented Resolution 08-02, Titled: Authorization for the Town of Eva to withdraw from the Wheeler Basin Regional Library Effective October 2008.

Council member Henderson moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of Resolution #08-02 at this meeting is and the same are hereby suspended for the purpose of permitting the resolution to be finally passed and adopted at this meeting.

Council member Collins seconded this motion.

The question was put before the council and on roll call the vote was as follows.

Mayor Livingston	Yea	Council Member Alexander	Yea
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Collins	Yea		

Mayor Livingston presiding officer declared the motion adopted by unanimous vote of the members present.

Council Member Alexander moved that the said Resolution 2008-02 be finally passed and adopted as introduced.

Council Member Collins seconded this motion.

Mayor Livingston presiding officer put the question of final passage and the adoption of said

Resolution to vote of the council, and on call of the roll the results were as follows:

Mayor Livingston	Yea	Council Member Alexander	Yes
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Collins	Yea		

Presiding officer Mayor Livingston announced the result of the vote, and declared Resolution 2008-02 passed and adopted.

**RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS**

New Business:

Mr. Collins motion to go into Excessive Session, Mr. Persall seconded, carried.

Mr. Collins motion to come out of Excessive Session, Mr. Persall seconded, carried.

Mr. Alexander motion to adjourn, Mr. Henderson seconded, carried.

Approved:

~~Mayor~~

Attest:

Town Clerk

**TOWN OF EVA**  
"The Little Town with a Big Heart"

P. O. Box 68  
4238 Eva Road

Eva, Alabama 35621  
256-796-7360

**RESOLUTION #08-01**

**TITLE: Authorization for the Town of Eva to withdraw from the Wheeler Basin Regional Library Effective October 2008**

**WHEREAS**, the Town of Eva Council has, after due consideration, passed and approved a change in the organization of the Eva Public Library such that effective October 1, 2008 the public library of the Town of Eva shall withdraw from the membership of the Wheeler Basin Regional Library and shall be an independent public library, and.

**WHEREAS**, the Alabama Public Library Service, the state library agency of the State of Alabama, has received notice of said change regarding the Eva Public Library and has noted the legal compliance of the change to be in agreement with the applicable laws of the state concerning public libraries and the organization structure of such,

**THEREFORE BE IT RESOLVED** that the Eva Public Library shall cease as a member entity of the Wheeler Basin Regional Library System and shall be considered an independent public library effective October 1, 2008 thus eligible to receive direct payment of state aid as provided by the Legislature and Governor of the State of Alabama through its agent, the Alabama Public Library Service.

**FURTHER**, be it resolved that the Eva Public Library shall act as an independent public library in the pursuit of other funds, both governmental and private, as may be available.

**ADOPTED BY THE** Eva Town Council this the 8 day of April, 2008.

Mayor

ATTEST:

Eva Town Clerk

