

Minutes of the regular meeting of the Eva Town Council held on August 11, 2009, 6:30 p.m. at the Eva Town Hall. Present: Mayor Gary Livingston, Councilmember's: Johnny Persall, James Henderson, Brandlee Shadden, Bert Collins, Kent Chambers and Clerk Judy Fortenberry.

Guests: See attached list

Mayor Livingston called the meeting to order; all council members present. 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. Henderson to open with prayer.

Council member Collins motion to dispense with minutes until after hearing from our guest, Council member Henderson second, carried.

Mayor Livingston turned the meeting over to Athelia Gibbs with the Library, Ms. Gibbs turned in her resignation to be effective October 1, 2009, she stated that she had enjoyed working at the library, but she was finding it hard to find enough time to get the job done, and her husband is retiring and she would like to spend her time traveling with him, she will continue as a volunteer to assist the staff. She recommended that the Council move Betty Golden up as Head Librarian and that we hire someone to replace Betty. She recommended Michelle Thompson. Michelle is now working as a volunteer with the Library and would be willing to take the job as her studies allows.

Both Mayor Livingston and Council member Chambers stated they hate to see her go; she has done a great job. We will discuss the job opening at the next meeting. Council Member Collins asked if we had to post either of these jobs. Clerk will check and make sure.

Mayor turned the meeting over to Brian Brown to discuss the drainage project at the recreation park. Mr. Brown stated he hoped to complete the project within two weeks, which will get them out before Frontier Days. Mr. Brown also gave us a break down of the work being done and the cost. He requested that the Town along with the Activities Association purchase an irrigation system to keep the sod that will be placed watered so that it won't die. He stated that he had talked with Jason Holmes, Activities and he had agreed to pay for half the system. After discuss the Council ask for more information on the system, stated if the cost is not too high that the Town would also pay for half the system. Mr. Brown will provide Clerk with more information, hopefully before the work session.

Mayor Livingston turned the meeting over to Leah Hassell, with Cullman Primary Care; she informed all present that Cullman Primary Care had purchased the Eva Medical Clinic from CRMC, they would be providing health care five days a week from 8:00 a.m. until 5:00p.m. Each day, with lunch from 12:00 to 1:00. She stated that the Cullman Primary Care had not hired a Doctor for this office, but that coverage would be provided until they have a Doctor assigned to this office. She stated that the Doctor would follow patients to the hospital.

Mayor asked that once they do have a Doctor for this location if they would send out a flyer by mail to all the people in this area. She stated that they were planning on doing that.

Leah Hasselle left the meeting at 7:08.

Mayor Livingston asked if everyone had read the minutes of the July 14, 2009 Regular Council Meeting. Council member Henderson motion to approve the minutes, Council member Collins seconded, carried.

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

Mr. Chambers requested a work session date for Monday August 17, 2009, at 4:30 p.m. to work on the 2009-2010 Budget, he also stated that we will need to cut the budget by 5% hopefully we will be able to revise the budget at a later date.

B: UTILITIES & STREETS-- MR. SHADDEN

Mr. Shadden reported that he has a letter for the owners at 230 Patton Road to sign giving permission to have three trees cut down by the County. Mr. Stisher has stated that once he has the letter he will remove the trees.

Mr. Shadden requested we put in a parking lot at the back of the Medical Building for the Doctor's and employees to park in. He stated that we will have dirt from the park that can be used as fill at the Medical Building. He and Joe Hill will meet at the Medical Building and look at the site.

Mr. Shadden reported bleaches and canopies purchased by the Activities for the soccer fields have come in and everyone is very appreciative. He also reported that we need to replace the old bleachers that the visitors and parents (bleachers the insurance company had stated we should not use) for the soccer fields need to be replaced. Mayor asks if he could get a price on these bleaches before the work session, since we have money in the Recreation Park Budget that could be used for the bleaches. Mr. Shadden will get pricing before the work session.

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

Mr. Persall reported that quotes received on the insulation for the storage building, Mayor suggested that we cover this item at the work session.

D: POLICE, FIRE & GRANTS -- MR HENDERSON

Council member Henderson reported 2 vehicles, 5 EMT calls this pasted month for the fire department.

Council member Henderson reported that it is time to purchase a new car for the deputy. Have an estimate of \$24,500 from the Sheriff's department. After discussion Council member Henderson motion to purchase the vehicle out of these years funds, Council member Collins seconded, carried.

Council member Henderson reported that the bids received for the sidewalk project were below the estimate, that DOT was in the process of checking out the bids and would give us permission to proceed once the contractor had been check out. The low bid for the project is \$99,215.00.

Donald Armstrong with the Eva Church of Christ requested a pipe be installed in the ditch in front of the church while the sidewalks are being installed. He stated that it was a problem since the ditch is so deep to keep it mowed and cleaned out. Mr. Henderson will get with the County and the Contractor and see what can be done.

F: SANITATION & BUILDINGS -MR. COLLINS

Council member Collins reported that flow meter is in and working. Also reported one bio-clear has been shut down. The grant funds from EPA should be here within a few weeks.

HEARINGS ON PETITIONS, COMPLAINTS, APPEALS, COMMUNIC. ETC

AUDITING ACCOUNTS - MOTION TO TRANSFER FUNDS & PAY BILLS

Council member Persall motion to pay bills, Council member Collins seconded, carried.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

Ordinance No. 09-06 Titled: Authorization for Mayor to authorize CDG Engineers & Associates to proceed with the procurement of DOT Project No. STPTE-TE07- (927) Sidewalks along County Road 35 for the Town of Eva from the low bidder Brooks & Son Construction, Inc. for the amount of \$99,215.40, was introduced by Council member Henderson

Council Member Persall moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of Ordinance No. 09-06 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 Chambers seconded this motion.

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

Mayor Livingston	Yea	Council Member Collins	Yea
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Chambers	Yea	Council Member Shadden	Yea

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

Council Member Henderson moved that the said Ordinance 09-06 be finally passed and adopted as introduced.

Council Member Persall 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 Collins	Yea
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Chambers	Yea	Council Member Shadden	Yea

Presiding officer Mayor Livingston announced the result of the vote, and declared Ordinance 09-06 passed and adopted.

New Business: Frontier Days September 19-26, 2009.

Old Business: Letter from Brewer High School requesting funds.

Council member Collins motion to adjourn, Council member Chambers seconded, carried.

Approved:

Mayor

Attest:

Town Clerk