

Minutes of the regular meeting of Eva Town Council were held on 12 November 2024 at 6:30 PM at Eva Town Hall. Present: Mayor Gary Livingston, Council Members: Martin Nelson, Johnny Persall, Kent Chambers, and Wes Stephens, Edsel Childers absent, Assistant Clerk Kimberly Cryer.

Guests: Nolan West, Joyce Woodall, Joe Hill, Terri Hightower, Josh Livingston, Steve Brown, Paula Brown Vonda Burrow, Roger Burrow, Robert Stevens Julie Mooney, Jason Holmes, William Riley, Jeff Frost Stephanie Sprouse, Will Sprouse, Carolyn Corley, and Mike Corley.

Mayor called meeting to order; After roll call Mayor Livingston informed all present that we open our meetings with prayer, if anyone objects, we will abstain from this practice at tonight's meeting. No one objected, Martin Nelson led in prayer.

Mayor Livingston requested that we accept Kathy Nelsons resignation as of tonight. Mr. Nelson so motioned; Mr. Childers seconded; All ayes-motion carried asked that we replace her immediately, asking the Assistant Clerk Kimberly Cryer to work full time until they could decide what to do.

Mayor Livingston requested a motion to approve the minutes of October 8, 2024, Regular Council Meeting. Mr. Persall so motioned; Mr. Chambers seconded; All ayes-motion carried.

**A. FINANCE, EDUCATION & LIBRARY– MR. CHAMBERS**

- Asked Joyce Woodall for a Library update. She stated that the library would need about \$4000 for books since they were not getting LSTA grant money
- Asked Joyce to also give update on Tinsel Trail she stated that pavilion is done and that 63 trees have been sold. Trees will be ready for pickup on the 25<sup>th</sup> of November, and everyone can start decorating that day.
- Christmas on Eva Mountain will start at 6 following the parade which starts at 430pm.

**B. UTILITIES & STREETS – MR. CHILDERS**

- Mayor Livingston stated that since Mr. Childers was out, he would give an update to him.
- The mayor stated that the extra dirt from the construction of the helipad went to the extra land by the cemetery so that we could try and level it out.

**C. PARKS, RECREATION & CEMETERIES – MR. PERSALL**

- Mentioned we upgraded the fence at the ballpark the only thing not done was the locks on the dugout and didn't know if we really needed to do that.
- Stated that he, Mr. Nelson and Kathy went to see Chris Campbell, which deals with 401k and since all the employees are interested in this asked Kimberly Cryer follow up with this and schedule a time for him to come out and speak with the town employees.

**D. POLICE, FIRE & GRANTS – MR. STEPHENS**

- Stated that VFD seeded grass around the Helipad and that looks good.
- Mentioned that we got 2 bids on the striping and that we would see which one we would use after bids come in.
- Stated that Rex came and put the camera and receiver up at Veterans Park and a new monitor.

**E. SANITATION & BUILDINGS- MR. NELSON**

- Stated that before winter comes, we need to get the sidewalks fixed get with Neel about

helping the guys with the sidewalks.

- Updated about still waiting for the Church people to get back with us about the purchase of the Methodist Church.
- Mentioned that the tiles and lights at the senior building need to be replaced with LEDs

**F. HEARINGS ON PETITIONS, COMPLAINTS, APPEALS, COMMUNICATIONS, ETC.**

No Report

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

- The mayor requested a motion to pay bills. Mr. Chambers so motioned. Mr. Stephens seconded; All Ayes-motion carried.

**H. RESOLUTIONS, ORDINANCES, ORDERS & OR BUSINESS - Mayor Livingston**

No Report

**I. NEW BUSINESS - Mayor Livingston**

- The mayor requested that we have a special meeting on November 18<sup>th</sup>, 2024, at 4:30pm to discuss the appointment of Kimberly Cryer as the Interim Town Clerk until they have time to discuss what they want to do. Kimberly is to post on the sign at Town Hall
- Mayor recognized Robert Stevens to address his concerns about Johnny Persall not residing inside the town limits. Mr. Stevens mentioned that at the last council meeting Mr. Persall admitted to not residing within the town limits and that the code of ethics reference 36 Chapter 2-1 sub 2 code of the law being disqualified to run for the council or hold a seat on council and that he failed to disclose on his SEI forms that he was residing elsewhere which is perjury and a class c felony. He also stated that he has been paid by the town for 3 yrs while he was residing outside the town limits. He also stated that this was an issue for the ethics committee because he never changed his driver's license and he said to be careful with using Mr. Madison, our town's attorney, because he can't represent the town and Mr. Persall and he asked that Mr. Persall to resign immediately or he would go to the Ethics Commission and the 3 TV stations about his residency. Mr. Persall replied that he did not know Mr. Stevens nor had Mr. Stevens been to any of our council meetings besides tonight's and just wanted to know what he had done to make Mr. Stephens not like him and why he wanted him to resign so badly. Mr. Stevens did not reply to Mr. Persall. Mayor Livingston reply to Mr. Stevens was for him to move forward in what he wanted to do the Mr. Persall wasn't resigning. That he had talked to Larry Madison and the address on his license determines his residency and that Mr. Persall would not be blackmailed into resigning and if he felt like he needed to turn him in to the Ethics committee so be it. Mr. Frost then asked well since I own property inside the town limits I can run for election. Paula Brown then stated Domicile means your permanent address where you reside, and transient is not.
- The mayor then recognized Stephanie Sprouse who asked if she could put a free library box. She stated that she owns a bookstore in Cullman and would provide all the books for boxes she just needed at Shorty Ryan Park to put it. The mayor asked that she give them time to debate the issue, and someone would get with her.
- Mr. Stephens wanted to add before we adjourn that even though we will have civil discourse with the people we represent, we might not always agree that we will always do what we think is right. I am just glad to see everyone being civil.

Mayor Livingston requested a motion to adjourn, Mr. Persall so motioned, Mr. Chamers seconded; All Ayes- motion carried. Meeting adjourned.

APPROVED:

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Mayor

ATTEST:

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Town Clerk