

Minutes of the regular meeting of the Eva Town Council held on Thursday, February 13, 1996, at 7:30 p.m., in the Eva Town Hall with the following present: Mayor Livingston, Charles Nichols, James Fowler, Clarence Alexander, and Bert Collins. Also present, auditor for the town, Tom Perkins, CPA.

After roll call, Mr. Alexander opened with prayer. Mr. Collins made motion to dispense reading minutes until they heard from guest, Mr. Fowler second, carried.

Tom Perkins, C.P.A. presented council with completed audit for the fiscal year 1994/95. He stated that the financial position of the Town of Eva, Alabama, as of September 30, 1995, and the results of its operations for the year then ended in conformity with generally accepted accounting principles. He completely reviewed the audit with council and ask council for questions concerning this audit. After discussion, Mayor thanked Mr. Perkins for attending council and giving full report.

After reading of minutes from regular meeting on January 9, 1996, Mr. Nichols made motion to approve, Mr. Alexander second, carried. After reading minutes of called meeting on February 8, 1996, Mr. Collins made motion to approve, Mr. Alexander second, carried.

Finance & Education - Mr. Nichols

Since there was no library report, Mr. Nichols ask Mayor to report on information concerning recent reinvestment of two certificate on deposits for \$45,000 and \$60,000. Mayor advised that the \$45,000 has been reinvested at First Bank of Eva for 5.75% on 6 months. The \$60,000 was redeemed from First Bank of Eva and reinvested at First Commercial bank for one year at 6% interest, per council vote. Mayor advised that certificate # 1464 for \$100,000 will also mature on February 28, 1996 at First Bank of Eva. Mr. Nichols made motion that Mayor should seek the best interest rate at a financial institution and reinvest at time of maturity, Mr. Alexander second, carried.

Mayor also advised that the Eva Volunteer Fire Dept. would be receiving the final funds in February from Ad Valorem taxes and would need to be invested in order to make the fire truck payment in August, 1996. Mr. Fowler made motion for Mayor to seek the best interest rate at a financial institution with purpose to make fire truck payment on maturity, Mr. Alexander second, carried.

Mayor advised council that the recent winter storm was so destructive that power was off in many areas for 1 to 5 days. Several families in Eva was without power during this time and needed a place to stay. Mayor suggested to council that the nutrition site could be used for emergencies in this condition if the town had a generator and natural gas connection to the site. Mayor will seek prices on a generator and get cost of natural gas hook-up with heaters to report at next council meeting.

Utilities - Mr. Alexander

Mr. Alexander advised he had no report but ask the status of garbage pickup for Eva. Mayor advised that an associate of the Morgan County Health Dept. was at the Nutrition site last Friday to sign up people who qualified for "exempt" status on paying for garbage pickup. (Exempt status is only for those people with social security or S.S.I. with maximum income of \$7200 - \$7500). According to the associate, only those people on BFI pickup could sign up, those people on Ballew Sanitation with pick up in the town limits could not sign up. Since the town would be

responsible for them qualifying for "exempt" status, the town would also be responsible for payment of pickup. Mayor will get more information concerning this statement and report to council. Mayor set a called meeting for Tuesday, February 20, 1996, at 2:30 p.m. at the Eva Town Hall since there is a deadline for exemption status.

Mr. Alexander advised Mayor that the Eva Cemetery committee wants to meet with him concerning new guidelines for the cemetery. A date will be set up and advise Mayor.

Streets, Parks, & Cemeteries - Mr. Fowler

Mr. Fowler advised that Terry Poole is taking a sample of the defective siding off the concession stand at the park to D & S Building Supply. If it is the siding which is in a court class action suit then D & S Building Supply will advise on this matter. Mayor advised that after this information is obtained siding will have to be installed on the building because of the condition it is in.

Mayor advised that the road by Bunk Patton had be graveled and re-opened. Gladys road will have to be graveled since the postal service is complaining about the condition.

Police & Fire

In Mr. Smith's absence, Mayor advised that the new turnout gear will be delivered Thursday to the fire department. He also advised there still is no police contract from Morgan County yet.

Recreation & Sanitation - Mr. Collins

Mr. Collins reported there is still water across the road from Eva Tire Shop. Mayor advised that the Cullman Water Dept. has a leak there and is barred off for repair.

Mayor advised that he has a tentative list of members for Eva Park & Recreation Board. Each person has been contacted and has fully agreed to serve on this board. Namely:

Bert Collins - term 1 year	Jay Vest - 4 year term
James Fowler - 1 year	Rhonda Mosteller - 2 years
Nathan Holmes - 2 years	Cynthia Weaver - 3 years
Jason Holmes - 3 years	C. J. Mooney - 4 years
Ralph Henderson - 5 years	

Mr. Alexander made motion that these names be accepted for board membership, Mr. Nichols, second, carried

No report from special committees of officers, no hearings on petitions, applcs, complaints, commuc., etc.

Auditing Accounts

Mr. Alexander made motion to pay bills, Mr. Collins, second, carried. Mr. Collins made motion to transfer funds necessary to pay bills on GTF \$.07 fund, Mr. Fowler, second, carried.

Resolutions, ordinances, orders & other business

Ordinance #95-2 (1) as amended, An ordinance to prescribe and fix licenses for businesses, occupations, and professions in the Town of Eva, Alabama for the year 1996 and subsequent years thereafter and to repeal ordinance No. 3 of the Town of Eva, Alabama and all amendments thereto, which said ordinance is entitled "An ordinance to impose and levy a privilege or license tax on all persons, firms, or corporations trading or carrying on any business trade or profession or calling by agent or otherwise within the corporate limits of the Town of Eva, Alabama." was introduced by Councilmember Nichols.

Councilmember Alexander moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of the ordinance at this meeting, be and the same are hereby suspended for the purpose of permitting the said ordinance to be finally passed and adopted at this meeting. Councilmember Collins seconded this motion. Question put before the council and roll call vote was as follows:

Mayor Livingston - yea	Councilmember Nichols - yea
Councilmember Alexander - yea	Councilmember Fowler - yea
Councilmember Collins - yea	

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

Councilmember Collins moved that said ordinance, #95-2(1) as amended and title as introduced, be finally passed and adopted as introduced. Councilmember Alexander seconded motion.

Mayor Livingston put question to final passage and the adoption of said ordinance to vote of the council, and on roll call results as follows:

Mayor Livingston - yea	Councilmember Nichols - yea
Councilmember Alexander - yea	Councilmember Fowler - yea
Councilmember Collins - yea	

Mayor Livingston announced the result of vote, and declared the ordinance finally passed and adopted, refer to Section 11-45-2, Code of Alabama, 1975.

Mayor presented 2 estimates on a medical clinic building submitted by CWF construction. For a metal building on cement slab, \$131,984.00 (which could be with crawl space) and wood building with crawl space, \$127,754.00. These prices will be discussed at a later date.

Mr. Collins made motion to adjourn, Mr. Nichols second, carried.

Approved:

Attest:

Eva Town Clerk