

Minutes of the regular meeting of the Eva Town Council held on September 13, 2005, at 6:30 p.m. in the Eva Town Hall. Present: Mayor Gary Livingston; Councilmember's: Kent Chambers, Bert Collins, Clarence Alexander, James Henderson, Johnny Persall and Clerk Judy Fortenberry.

Guests: Charlsa Perdew and Jackie Kinney Eva School; Patrick McCauley

Mayor Livingston called the meeting to order. 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.

Mr. Henderson motion to abstain with minutes until after hearing from our guest, Mr. Persall second, carried.

Mayor thanked everyone for coming out, and turned the meeting over to Patrick McCauley. Mr. McCauley thanked the Mayor for the time given to him, and preceded by stating that the time to plant the trees at the Cemetery is approaching. He stated that he would like to know where to plant the trees and the number of trees to purchase. He asked if the Town would like to plant a grove of trees similar to the ones at the Church of Christ. He also stated that he would like to plant two rows of trees along Cemetery Road, that he is planting a single row on the Carnell property just inside the fence. Mr. Collins stated that we only wanted one row of trees planted, that the area is needed for Town functions. Mr. Persall stated that he would like to meet and place stakes where they want the tree planted. A meeting was scheduled for September 26, at 4:30 p.m. at the cemetery. Mr. McCauley will have Jeff from the Arab Nursery to come to the meeting. Mr. McCauley asked that we invite Mr. Carnell since they will be planting trees on his property. Mr. McCauley stated that was all he had to bring before the Council, but he would like to stay for the meeting. Mayor informed him that he was welcome to stay for the whole meeting.

Mayor turned the meeting over to Jackie Kinney with Eva School; Ms. Kinney was requesting money for one of the programs at the school for this coming year. Ms. Kinney went into detail on the use for the money (see attach Alabama Reading Initiative) and the need for the additional supplies. Ms. Kinney stated that that Morgan County School Board will fund some of this program, how much she will not know until October 1, 2005. Ms. Kinney will let us know the amount of funding from the County once she gets her budget.

Ms. Perdew thanked the Council for the funds given to the Chorus Students last year. She invited all to come and sign the "Star Spangled Banner" at 9:00 A.M. on September 14 at the School. (See attached) Also Ms. Perdew stated that the Chorus Students are planning a drive for school supplies to help a school similar to our school in size in Mississippi, she requested help or suggestions on how to proceed with this project. Town Clerk will work with Ms. Perdew on suggestion on how to proceed with this project.

Ms. Kinney and Ms. Perdew left the meeting at 7:03.

Mr. McCauley left the meeting at this time also.

Mayor Livingston asked if everyone had read the minutes of the Regular Council Meeting on August 9, 2005, Mr. Collins motion to approve the minutes, Mr. Persall seconded, motion

carried.

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

Mr. Chambers gave a copy of the 2005-2006 Budget to each of the Council Members asked them to review before the October meeting.

Also, discussed the sign for the Library, was suggested that we ask Larry's Signs for a quote on the MPC sign, cemetery sign, and the library, hopefully we can get a better price by purchasing all three signs at this time. If the quote is reasonable we will purchase out of the Contingency Fund for 2004-2006 Budget. Clerk will get with Larry's Sign and get a quote. Note to file Larry's Sign is the only company with a license within the Town of Eva to do this kind of work.

The 2004-2005 Budget was discussed and suggested that the Town give \$3000.00 to the Morgan County Free Medical Clinic out of the Contingency Fund. After discussion Mr. Chambers's motion to give the Morgan County Free Medical Clinic \$3,000.00, Mr. Collins seconded, carried.

The audit proposal/engagement letter from Wear, Howell, Strickland, Quinn & Law, LLC for the 2005 was presented to the Council by the Clerk. Proposed Fees for the services outline in the engagement letter are:

1. Audit of Governmental Funds financial statements for year ended September 30, 2005  
\$4,250.00
2. Assistance with the conversion of the financial statements to conform with GASB 34  
\$500.00
3. Other services including assistance to accounting personnel etc. \$750.00

Mr. Chambers motioned to accept the proposal as presented, Mr. Persall seconded, carried.

#### **B: UTILITIES & STREETS– MR. ALEXANDER**

Mr. Alexander reported that he and the Mayor had met with Kevin Murphy District Three and that we agreed to give them \$20,000.00 to help on the cost to pave the road from Murphree Road to the four-way stop. Also stated that the work will not be done until Fall Break at Eva School, the culvert in front of School Road will be removed and replaced before paving can start.

Also stated that the Johnson Emu Processing, Inc. was being foreclosed on, the property will be sold on September 21, in front of the courthouse doors, main entrance, in Decatur, Morgan County, AL for cash.

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

Mr. Persall reported that we need to address the erosion problem at the recreation park in the near future. Mayor stated that we could not do it this year, but recommended that we purchase a CD for \$15,000 out of this year's budget, to put with fiscal year 2005-2006 funds for this project.

Mr. Persall motion to purchase a CD in the amount of \$15,000 out of these years funds, to be used for erosion control, Mr. Henderson seconded, carried. Clerk will take care of the CD.

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

Mr. Henderson reported that he had sold the generator for \$3,000.00. He asked at this time if some of this money could be set aside for the sidewalk project. He stated that the Fire Chief was going to sell the generator for \$1,500.00, and he felt like he could use the additional money on the sidewalk project. Mayor said he would look into the legal asset of using fire department money for the sidewalk.

Mr. Henderson stated that he had talked with Jana Monday and that before they could write a grant for the sidewalk monies. She would need a copy of a Resolution giving them permission to proceed with writing the grant.

Therefore Council member Chambers introduced Resolution 05-05 Titled: AUTHORIZATION FOR THE MAYOR TO ENTER INTO A CONTRACTUAL AGREEMENT WITH CDG ENGINEERS AND ASSOCIATES, INC. TO APPLY FOR TRANSPORTATION ENHANCEMENT FUNDS and read at length.

Council member Henderson moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of Resolution 05-05 at this meeting, be and the same are hereby suspended for the purpose of permitting the resolution to be finally passed and adopted at this meeting.

Council member Persall seconded this motion.

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

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

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

Council member Alexander moved that the said resolutions, Resolutions 05-05 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 resolutions to vote of the council, and on call of the roll the results were as follows:

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

Presiding officer Mayor Livingston announced the result of the vote, and declared the Resolution 05-05 passed and adopted.

**E. SANITATION & BUILDINGS – MR. COLLINS**

Mayor reported that East Morgan County Lawyers and our Lawyer are working out the sale of the Industrial Park to East Morgan.

Clerk reported that we have received the "Finding of No Significant Impact" (FNSI) for U S Environmental Protection Agency (EPA) they are waiting 30 days of the date of the FNSI to make the final decision to precede. The date of the letter from EPA is August 30, 2005.

Mayor requested that we meet with Wayne Rosenbaum, Ladd Environmental to discuss the bid schedule. Mayor suggested meeting September 16, at 9:00 A.M. if Mr. Rosenbaum can make that date. Clerk will set up meeting.

Training for Tommy Shickles has been scheduled for October 4, at Ider, AL... This class is sponsored by Alabama Rural Water Association. This class is designed to prep students for the required state test. This course will be 30 hours with Mr. Shickles attending class two nights a week.

**REPORT OF SPECIAL COMMITTEES & OFFICERS**

No Report

**HEARINGS ON PETITIONS, APPOINTEES, COMPLAINTS, APPEALS, COMMUC. ETC**

No Report

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

Motion to pay bills – Mr. Chambers motioned to pay bills, Mr. Collins seconded, carried.

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

Mr. Chambers's motion to adjourn, Mr. Henderson second, carried.

APPROVED:

  
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Mayor

ATTEST:

  
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Town Clerk