

Minutes of the regular meeting of the Eva Town Council held on September 11, 2001, at 6:30 p.m. in the Eva Town Hall. Present: Mayor Gary Livingston, council members Burt Collins, Clarence Alexander, C. C. Mosteller, council member Larry Smith arrived at 6:40 p.m., and Clerk Judy Fortenberry. Council member Brian Brown arrived at the meeting at 7:00 p.m..

Guests: Jim Henderson, Deputy J. D. McKee, and Karen Kelly.

After roll call Mayor Livingston asked Mr. Mosteller to open the meeting with prayer.

Mayor dispense with minutes until after hearing from guests.

Mayor turned the meeting over to Karen Kelly. Ms Kelly complained to the Council that she was having trouble with the neighbors firing guns at her house and she was interested in annexation into the Town Limits. Mayor Livingston explained to Ms Kelly that the Town does not have a gun ordinance, and to annex into the Town that her land would have to be contiguous to the present town limits. She stated that she would not be able to because the neighbor she was having trouble with lives between her and the present limits. She stated she was aware that she was outside the limits but wanted the Council to assure her that if she called 911 she would receive help. Stated that she had called 911 in the past and no one came out. Deputy McKee stated that he was not aware that she had called 911 in the past, but he would go and talk to the neighbor, Deputy McKee and Ms Kelly left the meeting to discuss the problem.

Mr. Henderson reported that October 27 is fall clean-up date. He stated that if all right with the Council he would clean around the Library and the Cemetery.

Mayor Livingston asked if everyone had read minutes of August 14, 2001 regular council meeting. Mr. Collins motion to approve, Mr. Brown second, carried.

#### **A. FINANCE & EDUCATION - MR. MOSTELLER**

Mr. Mosteller reported that Ms Bert with Eva School had visited with him and requested \$5,000 from the town to be used as matching funds for next years budget. She stated that she would visit with other council members.

Reported that a work session is scheduled for Thursday September 13 and 20 at 3:00 p.m. to work on 2001/2002 budget.

#### **B. UTILITIES - MR. ALEXANDER**

Mr. Alexander reported that lights at Hopper's Building Supply, Bank and Foodland were still going on and off, Mr. Smith reported that Joe Wheeler was out this date.

#### **C. STREETS, PARKS, & CEMETERIES - MR. BROWN**

Mr. Brown reported on progress made on Adams road and at the school.

Mr. Alexander reported that Casey Road had not been completed.

Mr. Brown asked about the drive/culvert for Earwoods new building. Mayor stated that we would pay for one load of rock.

Mayor reported that we need more light on the basketball courts at the park, Mr. Collins will report this to L&N Electric.

#### **D. POLICE & FIRE - MR. SMITH**

Mr. Smith reported that Chief Little had been by and informed him we would be getting a new Deputy the 1<sup>st</sup> of October. New Deputy is Joe McDonald.

Mayor reported that he had talked with Mr. Hicks with the Morgan County Emergency Management Agency about the Warning Siren, and informed him that Eva was interested in getting two if possible. Mayor to call Mr. Hicks and follow-up. Mr. Smith will check with Representative Oden to see if additional funding is available for the second siren.

#### **E. RECREATION & SANITATION - MR. COLLINS**

Mr. Collins reported that the park needed to be sprayed for bugs, then stated the whole town. Clerk will call Somerville and request.

#### **F. REPORTS OF SPECIAL COMMITTEES & OFFICERS**

No Report

#### **HEARINGS ON PETITIONS, APPLCS., COMPLAINTS, APPEALS, COMMUC. ETC.**

No Report

#### **AUDITING ACCOUNTS - MOTION TO TRANSFER FUNDS & PAY BILLS**

Mr. Mosteller motion to pay bills, Mr. Collins second, carried.

#### **RESOLUTIONS, ORDINANCE, ORDERS & OTHER BUSINESS**

Resolution 01-06 Title: Authorization for Mayor to execute and submit an Economic Development Program application with approved assurances to the Alabama Department of Economic and Community Affairs requesting Appalachian Regional Commission Grant Funds in the amount of \$200,000 to assist with financing the construction of a wastewater treatment and disposal system in the Town of Eva was introduced by Councilmember Collins and read at length.

Councilmember Mosteller moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of the resolution at this meeting, be and the same are hereby suspended for the purpose of permitting the said resolution to be fully passed and adopted at this meeting.

Councilmember Smith seconded this motion.

That the question was put before the council and on roll call the vote was as follows:

Mayor Livingston	Yea	Councilmember Mosteller	Yea
Councilmember Smith	Yea	Councilmember Brown	Yea
Councilmember Collins	Yea	Councilmember Alexander	Yea

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

Councilmember Brown moved that the said Resolution 01-06, be finally passed and adopted as introduced.

Councilmember Smith second 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	Councilmember Mosteller	Yea
Councilmember Smith	Yea	Councilmember Brown	Yea
Councilmember Collins	Yea	Councilmember Alexander	Yea

Mayor Livingston presiding officer announced the result of the vote, and declared Resolution 01-06 finally passed and adopted.

Mr. Mosteller motion to adjourn, Mr. Smith second, carried.

APPROVED

ATTEST:

*Eva Down* Clerk