

Minutes of the regular meeting of the Eva Town Council held on May 14, 1996, at 7:30 p.m. in the Eva Town Hall. Present: Mayor Livingston, James Fowler, Charles Nichols, Clarence Alexander, Larry Smith, absent due to being out of town, Bert Collins arrived late due to family sickness. Guest: Jean Deese of Deese Agency.

After roll call, James Fowler opened meeting with prayer. Mr. Alexander made motion to dispense reading minutes until hear from a guest, Mr. Nichols, second, carried.

After introducing Mr. Deese who is developing a subdivision in town limits of Eva, Mayor explained that Probate Judge Day advised him that the subdivision plans must be signed off by someone in city or county. Mayor discussed this matter with Larry Bennich, Chairman of Morgan County commission. Mr. Bennich stated that county engineer, Bob Woodruff, is off work with his wife due to illness. Mr. Bennich advised mayor that Eva needs to hire an engineer to oversee this work. He added that Mayor should ask an attorney to write up an ordinance on subdivision for the town to adopt.

Mr. Deese stated that the county cannot come to town hall and advised the town to do anything because the county is under a different constitution than the town. He advised that there will be no mobile homes on this property. It will be restricted to 1700 sq. ft. in size and any outside building must match the house. There will be 25 lots with approx. 210 feet, but could have 15 ft. off the front for electrical utility right-of-way. He believes the subdivision will be an asset to Eva. Mr. Deese added that the street now going to the subdivision (Edgewood Street) has a 40 ft. Right-of-way and is dedicated. Mayor agreed that it is deeded to Town of Eva. Mr. Deese added that Joe Wheeler, Electric, must have 15 feet right-of-way on each side of a street for poles and clearance within the subdivision. Mr. Deese also added that he would like to make Edgewood Street (when continued into the subdivision turning right) also 40 ft wide and 15 ft right-of-way on each side. The other street turning left off Edgewood Street into the subdivision he would make it 60 ft with 15 ft. right-of-way on each side, or total 90 ft. He is trying to negotiate buying land from owners on each side to make this possible. He asks that town council please approve this street paving. There would be a total of 2000 ft. streets. He has already improved 800 ft. of now present Edgewood Street and when completely paved will cost of \$12,000. He will build houses and also sell lots in the subdivision. After discussion, Mr. Alexander made motion to accept leaving the street now named "Edgewood" at 40 ft, with 15 ft. Utilities right-of-way on each side as it turns right going into the subdivision and any other street turning into the subdivision at 60 ft. with 15 ft. utilities right-of-way on each side, Mr. Nichols second, carried.

Mr. Alexander advised Mr. Deese that a truck had turned a curve next to the sub-division and cut up the ditch. Mr. Deese said he would ask Bates Contracting to correct the matter, however, he was not responsible for damage the truck may have done. If Bates Contracting will not fix the ditch, he will get a bulldozer to do it. Mayor advised Mr. Deese that Bert Collins, councilman, will handle any matters on the sub-division when he needs assistance.

After reading minutes of April 9, 1996, regular meeting, Mr. Nichols made motion to approve, Mr. Alexander, second, carried. After reading minutes of called meeting on May 1, 1996, Mr. Fowler made motion to approve, Mr. Alexander second, carried.

FINANCE & EDUCATION - MR. NICHOLS

Since Mrs. Livingston was not present to give a library report, Mr. Nichols ask Mayor what he found on interest rates for the certificate of deposit to renew. Mayor advised that 10 months certificate at First Bank of Eva is 5.6%, but he has not received call back from First Commercial Bank for their rate. Final date to renew is May 18, 1996. Mayor stated that clerk advised that \$25,000 of the general fund could

be invested since the interest earnings is below 3% for checking at this time. The town could invest this amount for 90 days and earn more since it is needed. Mr Nichols made motion for Mayor to seek best interest on \$25,000 of general fund and invest for 90 days if possible, Mr. Alexander second, carried.

UTILITIES - MR. ALEXANDER

Mr. Alexander made motion that some street lights are out again in town. He will check at night and get a correct count for clerk to call in to Joe Wheeler, EMC.

Mr. Alexander advised that the Lions Club has several people donating wooden benches to be placed at the walking trail. Mayor advised that the Eva Art Guild has agreed to draw up plans for flower beds in the park and the benches should be placed in areas relating to the flower beds. The art guild should be contacted and let this matter be handled with them.

STREETS, PARKS, & CEMETERIES - MR. FOWLER

Mr. Fowler advised that the siding is being installed on the concession stand in the park. The old siding is being replaced and any rotten boards. Tommy Moore is assisting on the building and will catch the mowing up next week. Mr. Fowler ask Mayor is the road banks could be mowed. Mayor will discuss with county road department.

POLICE & FIRE - MAYOR LIVINGSTON REPORTED SINCE LARRY SMITH WAS ABSENT.

Mayor advised that Deputy Ferguson stated that Morgan County Commission is placing a new vehicle in Eva with the funds left over from the contract. Mayor has ask Deputy Ferguson for closer coverage in the area. Deputy Ferguson advised Mayor that another deputy (new employee) will be covering Eva also. Mayor will also ask Sheriff Crabbe for canine coverage during week-ends. Mr. Nichols also advised that there is excessive traffic by his house and the road has got in poor condition because of this. Mayor will also discuss with Sheriff Crabbe.

RECREATION & SANITATION - MR. COLLINS

Mr. Collins advised he had not report. Mayor stated that Frost Backhoe will handle the sewer/septic tank problem for G. C. Childers building. He advised that the water leak across from Eva Tire has now broke the pavement. Clerk called water department Monday, May 13, and they would come out and check the leak. Mr. Alexander advised that the water department was checking this on Monday afternoon.

NO REPORT FROM SPECIAL COMMITTEES OR OFFICERS

NO REPORT ON HEARINGS ON PETITIONS, APPLCS., COMPLAINTS, APPEALS, COMMUC., ETC.

AUDITING ACCOUNTS

After reviewing bills, Mr. Collins made motion to transfer the necessary funds and pay bills, Mr. Fowler, second, carried.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

Mayor advised council that all necessary paperwork is completed for site work at industrial park. Tom Hill has written ADECCA requesting a grant, but must have an engineer give a cost estimate in order to get a reimbursement. Mayor called Larry Bennich, Chairman Morgan County Commission, requesting

assistance from an road department, however, Mr. Bennich advised they did not have time to work on this project. Mayor advised that the town needed this assistance and Mr. Bennich agreed to talk with Morgan County Road Department concerning the project. Mayor advised that he and Ronnie Ryan, Chairman of Eva IDB agreed to ask the woodworking business prospect \$5,000.00 per acre for land in the industrial park. Mayor advised that the business will provide revenue for Eva since it is retail and would have to collect sales tax. Mayor also advised that the machine shop prospect is having difficulty obtaining loan to start a business. Everything is not yet worked out with a small business loan.

Mr. Alexander made motion to adjourn, Mr. Fowler, second, carried.

Approved

6/11/96

Attest:

Eva Town Clerk