

Minutes of the regular meeting of the Eva Town Council held on May 12, 2009, 6:30 p.m. at the Eva Town Hall. Present: Mayor Gary Livingston, Councilmember's: Johnny Persall, James Henderson, Brandlee Shadden, Bert Collins, Kent Chambers and Clerk Judy Fortenberry.

Guests: Betty Golden, Athelia Gibbs, Joe Hill, and John Holmes

Mayor Livingston called the meeting to order; all council members present. 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.

Mayor Livingston asked if everyone had read the minutes of the April 14, 2009 Regular Council Meeting, Mr. Henderson motion to approve the minutes, Mr. Persall, seconded, carried.

A: FINANCE, EDUCATION & LIBRARY- MR. CHAMBERS

Mr. Chambers asked the ladies from the Library if they had any business to bring before the Council. Ms. Gibbs reported that circulation is up by 25%.

Mr. Chambers stated we need to set up a work session for sometime in July to review the budget.

B: UTILITIES & STREETS- MR. SHADDEN

Mr. Shadden reported the solar light panels would cost around \$2100.00 each. But we would need to get approval from DOT.

Mr. Collins presented a letter stated that he would pay for pipe to be installed in front of his house, County will do all the work. County required a letter signed by all Council Members.

Mr. Shadden motion to approve, Mr. Chambers seconded, carried.

C: PARKS, RECREATION & CEMETERIES - MR. PERSALL

Mr. Persall reported painting in the upstairs at the concession stand complete.

D: POLICE, FIRE & GRANTS - MR HENDERSON

Mr. Henderson reported 2 - structure fires, 1 grass, 2 vehicles, 4 EMT and 4 other calls this pasted month.

Also, no burn until 1st of November.

F: SANITATION & BUILDINGS -MR. COLLINS

Mr. Collins reported sewer under control, Mark Rittman, may be leaving before long.

HEARINGS ON PETITIONS, COMPLAINTS, APPEALS, COMMUNIC. ETC

AUDITING ACCOUNTS – MOTION TO TRANSFER FUNDS & PAY BILLS

Mr. Chambers's motion to pay bills, Mr. Collins seconded, carried.

RESOLUTIONS, ORDINANCES, ORDERS & OTHER BUSINESS

Ordinance No. 09-02 Titled: An Ordinance to exempt certain "Covered Items" from the Municipal Sales and Use Tax during the first full weekend of August 2009, as authorized by AC T 2006-574 of the Alabama Legislature, generally referred to as the State Sales Tax Holiday Legislation, was introduced by Mayor Livingston.

Council Member Chambers moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of Ordinance No. 09-02 at this meeting is and the same are hereby suspended for the purpose of permitting the resolution to be finally passed and adopted at this meeting.

Council Member Henderson seconded this motion.

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

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

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

Council Member Henderson moved that the said Ordinance 09-02 be finally passed and adopted as introduced.

Council Member Persall seconded 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	Council Member Collins	Yea
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Chambers	Yea	Council Member Shadden	Yea

Presiding officer Mayor Livingston announced the result of the vote, and declared Ordinance 09-02 passed and adopted.

Ordinance 09-03, Titled: An Ordinance adopting a policy for the promotion of a drug-free work environment for the Town of Eva, Alabama, was introduced by Council Member Henderson

Council member Collins moved that all rules governing the council which might, unless suspended, prevent the passage and adoption of Ordinance 09-03 at this meeting is and the same are hereby suspended for the purpose of permitting the resolution to be finally passed and

adopted at this meeting.

Council Chambers seconded this motion.

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

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

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

Council Member Persall moved that the said Ordinance 09-03 be finally passed and adopted as introduced.

Council Member Henderson seconded 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	Council Member Collins	Yea
Council Member Persall	Yea	Council Member Henderson	Yea
Council Member Chambers	Yea	Council Member Shadden	Yea

Presiding officer Mayor Livingston announced the result of the vote, and declared Ordinance 09-03 passed and adopted.

New Business:

Mayor Livingston presented contact with CDG Engineers for Professional Engineering Services and Consultation for Transportation Enhancement Project No. STPTE-TE-0707 (927) County Rd 35 Sidewalks. Mr. Henderson motion to sign, Mr. Persall seconded, carried. Mayor signed.

Mayor stated that Rural East Morgan Industrial Development Board meeting will be Thursday May 14, 2009, 6:00 p.m. at the Eva Town Hall.

Mayor reported joint Resolution by Oden/Orr for Junior Holmes, would be held on June 1, 2009, at 6:00 P.M..

Mayor Livingston reported Wallace State had requested to have GED Class on each Monday from 9:00 a.m. – 12:00 noon, at the Eva Town Hall Conference Room.

Mr. Collins motion to approve the request for GED Classes, Mr. Chambers seconded, carried.

Mr. Persall motion to adjourn, Mr. Chambers seconded, carried.

Approved:

~~Mayor~~

Attest:

Town Clerk