
**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, JANUARY 2, 2020**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, January 2, 2020 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the regular meeting to order at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Pesnell requested Vice Mayor Case to say the invocation over the meeting.

Mayor Pesnell requested Alderman Lofty to lead the Pledge of Allegiance.

ROLL CALL

Mayor Pesnell asked Recorder May to call roll.

Those present were: Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman Teresa Lofty, Alderman John Matthews, and Attorney William Gouger, Jr.

Alderman Johnny Sisk was absent

APPROVAL OF MINUTES

On a motion by **Alderman Lofty**, seconded by **Alderman Matthews** the Minutes of the Regular Monthly Board Meeting for December 5, 2019 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The town had its Annual Christmas Party on Friday, December 13th at the Municipal Building with all Boards, Committees and Employees being invited. Bones Smokehouse catered the event. The board appreciates all that attended and looks forward to another prosperous year.
- The computers for the office staff and police chief arrived in December; however, due to the holiday season these have not been installed yet. The computers are scheduled to be installed during the month of January. The town had to purchase these as Microsoft has scheduled to stop the support for the Microsoft Windows 7 on January 14, 2020.

SCHEDULED AGENDA ITEMS

- a.) **First Reading of Ordinance No. 263 – An Ordinance to Abandon an Unnamed and Unopened Right-of-Way Along Apache Trail and Bordering on Marion County Tax Map 119J, Group A, Parcels 020.00 and 021.00 within the Corporate Limits of the Town of Kimball, Tennessee**

The planning commission recommends this ordinance. There is no roadway, and this is an existing residential zoned area. The roadway was created to access lot number 24 which has been granted permission to access this lot from Main Street/Hwy 72.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve on first reading of Ordinance No. 263 – An Ordinance to Abandon an Unnamed and Unopened Right-of-Way along Apache Trail and Bordering on Marion County Tax Map 119J, Group A, Parcels 020.00 and 021.00 within the Corporate Limits of the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

- b.) **Discuss the Property at 105 Kimball Crossing Drive**

Mayor Pesnell stated that he had been approached by a developer looking at the property at 105 Kimball Crossing Drive. As being a member of the partnership, Mayor Pesnell approached the Marion County Partnership concerning their efforts to recruit industry as well as retail business. After looking into their policy, the Marion County Partnership was unsure how to handle the retail recruitment. Mayor Pesnell requested assistance for the property at 105 Kimball Crossing Drive along with a continuation of the

assistance to other retail business with limits and restrictions. Currently, the Marion County Partnership is still considering the options for the assistances to these types of businesses. However, the developer is negotiating with a business and would like to be able to settle on the exact cost for this property and future development. In an effort to move this along, Mayor Pesnell recommended that the town make a one-time donation not to exceed \$25,000 to the Marion County Partnership for Economic Development. This donation is subject to the following stipulations, used for demolition of the Shoney's building on the property, the payment made to the contractor upon the completion of the job, demolition and removal must be completed within 9 months from January 2, 2020. If this has not been completed the town shall be reimbursed the amount, with the final stipulation being made concerning the Partnership allowing recruitment efforts that the town be reimbursed if the Partnership decides to help these types of projects. After some discussion, a motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to move forward with the request from the developer to assist on the demolition of the property located at 105 Kimball Crossing Drive with a maximum of \$25,000 to be used within 9 months from January 2, 2020. These funds will be sent to the Marion County Partnership to fund this project with payment on the demolition being made to the contractor upon completion of the job. If the Marion County Partnership decides to fund any or all of this project, the town will contribute the amount remaining to get the total amount to \$25,000 towards demolition of the property for up to 9 months from 1/2/2020 with the town sending its payment to the Marion County Partnership earmarked for the project at 105 Kimball Crossing Drive with the payment being made to the contractor not the developer or the new business. If the project is not started by the time 9 months has passed, the Marion County Partnership will refund the town's contribution. The motion passed unanimously on a board vote.

c.) Ratify the Bill from Nabco Electric in the amount of \$7,910.20 for the Electrical Work on the High Mass Lighting and Traffic Signals

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to ratify the bill from Nabco Electric in the amount of \$7,910.20 for the Electrical Work on the High Mass Lighting and Traffic Signals. The motion passed unanimously on a board vote.

d.) Review the NCSI Service Agreement concerning the continuation of the Background Checks performed by the Police Department with this Company on New Hires, New Fire Personnel, and those in the sporting network deemed necessary for checks

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to review the NCSI Service Agreement concerning the continuation of the Background Checks performed by the Police Department with this Company on New Hires, New Fire Personnel, and those in the sporting network deemed necessary for checks. This will be subject to the review of the attorney with a follow up email if satisfactory. The motion passed unanimously on a board vote.

MAINTENANCE REPORT

Alderman Matthews stated there was nothing to report except cleaning drains getting ready for the rain. Alderman Matthews stated he has had several comments on the Christmas lights at town hall and the park.

FIRE REPORT

Alderman Matthews gave the fire report for December 2019; the department responded to seven calls during the month which were two mutual aids, one signal nine, one spill, two standbys and one vehicle fire.

PARK AND RECREATION BOARD REPORT

Alderman Lofty stated the Park and Recreation Board meeting for December was cancelled. The board will have a workshop on January 9th at 5:30 to discuss the upcoming park grants. The next meeting is scheduled for January 30, 2020 at 5:30 pm.

POLICE REPORT

Vice Mayor Case gave an update on the Police Department as follows:

Litigation Tax and Training Fees	\$29.50
Court Costs	\$120.50
Fines	\$25.00
Report Fee	\$428.20
Sessions Court	\$575.70
Total	\$1,178.90

Vice Mayor Case stated the department responded to 221 calls.

PLANNING COMMISSION REPORT

Vice Mayor Case state the Kimball Planning Commission meet on December 17th at 6 pm. The commission reviewed a request concerning dog kennels in C-2 zone which failed due to lack of a motion. The other was a request from Stan Wilson to abandon the right-of-way on Apache Trail which has been addressed by the board. The next planning meeting is scheduled for January 21, 2020 at 6:00 pm.

ATTORNEY REPORT

Attorney Gouger had no items.

NEW BUSINESS

Mayor Pesnell had items under new business as follows:

- All Aldermen and Planning Commission Members will need to file their ethics forms before January 31st to be in compliance with state law.
- Tennessee law requires all Municipal members newly elected to attend twelve hours of training and continuing education concerning Water and Wastewater Treatment. Alderman Lofty and Alderman Sisk have both completed these twelve hours as required.
- Town Hall and Maintenance Department will be closed for the Martin Luther King, Jr. Holiday, Monday, January 20th. Sanitation will run its normal routes on Tuesday, January 21st.
- Finances


General Fund	\$ 1,703,036
State Street Aid	\$ 51,004
Drug Fund	\$ 9,433
Sewer Fund	\$ 840,072
Grand Total	\$ 2,603,546

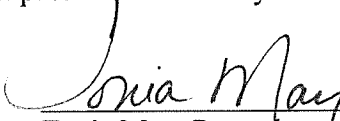
- The next regular scheduled meeting will be February 6, 2020 at 6:00 p.m.

Citizen John "Jack" Keef wanted to remind everyone of the workshop for the park grants on Thursday, January 9, 2020 at 6 pm.

ADJOURNMENT

As there was nothing further to come before the board, motion was made by **Vice Mayor Case** to adjourn. The motion was seconded by **Alderman Matthews**. The motion passed unanimously on a board vote.


Rex Pesnell, Mayor


Tonia May, Recorder