
**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, DECEMBER 3, 2020 – 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, December 3, 2020 at 6:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman John Matthews, Alderman Teresa Lofty, Alderman Johnny Sisk and Attorney William Gouger.

Mayor Pesnell called the public hearing to order concerning Ordinance No. 267 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2020-2021.

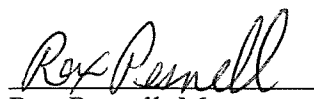
NEW BUSINESS

- a) **Ordinance No. 267 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2020-2021**

There was no comment on this ordinance.

ADJOURNMENT

As there was nothing further to come before the public hearing, 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

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, DECEMBER 3, 2020**

A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, December 3, 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 Alderman Matthews to say the invocation over the meeting.

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

ROLL CALL

Mayor Pesnell asked Administrative Clerk Case to call roll.

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

APPROVAL OF MINUTES

On a motion by **Alderman Matthews**, seconded by **Alderman Sisk** the Minutes of the Regular Monthly Board Meeting for November 5, 2020 were approved unanimously on a board vote.

OLD BUSINESS

Alderman Sisk asked about the sewer issue on Main Street. Mayor Pesnell has this as an item on his list for update.

Mayor Pesnell had the following items under old business:

- Mayor Pesnell had a follow up to an ongoing issue at Main Street and the Blevins' Mobile Home Park. The state official and owner have both been contacted concerning the status of this issue. The owner has contacted a contractor to come and repair the issue. The state official was pleased with the progress and is going to allow the owner and the hired contractor to try and fix the issue before any additional steps are taken. Therefore, the town should see some progress in the near future, weather permitting. However, the state will issue a citation if this is not completed or progress has not begun within a designated timeframe.
- Mayor Pesnell stated that he had information regarding another matter brought to light during the last meeting. Vice Mayor Case asked about the striping on the roadways which have become dull in several areas. Mayor Pesnell met with the local TDOT supervisor to review the areas of concern. The supervisor stated that TDOT will take one of these stances on the striping: TDOT will restripe the areas; however, this is normally done on a 5 year cycle. TDOT was responsible for the initial striping and then the roadway and maintenance, which includes striping, has been turned over to the local authorities for the remainder of any needed attention including but not limited to striping. TDOT is not responsible for the areas as they are not within TDOT's responsibility area, or sections are considered TDOT responsibility and other sections are the local authorities' responsibility. Any combination of these could be determined. The Marion County TDOT supervisor and the Mayor reviewed several roadways and notes were taken. Then after this visit, the Marion County TDOT supervisor emailed another within the TDOT department concerning the issues, and we are still awaiting a response on these areas to get a more defined answer.
- The town has received all of the Tennessee Cares Grant Funds, which were \$21,315 for COVID-19 related expenses.

- The mayor has spoken with a representative with the Kimball Shopping Center and they have contacted Sowter Electric on the lights. The representative did note that the company will only want to make a minimum repair as their plans are to install LED lights throughout the shopping center.

SCHEDULED AGENDA ITEMS

a.) Paul Johnson with Johnson, Murphey and Wright P.C. CPA concerning the Fiscal Year Audit for July 1, 2019 through June 30, 2020

Mayor Pesnell asked Paul Johnson to give the financial report for the town concerning the Fiscal Year 2019-2020.

Paul Johnson stated that the town was in good financial condition for the Fiscal Year 2019-2020. The town has total assets of \$9.2 million and total liabilities of \$5.6 million. The town's overall total Government Funds Increased by \$463,095. Along with the Pension Plan (TCRS) as of 6/30/2019, the town had a positive balance of \$97,684, and as of 6/30/2018 it was positive \$55,826; therefore, the town has basically overfunded the retirement plan, which is a good thing for the town so we are not behind on the retirement funds.

b.) Second and Final Reading Ordinance No. 267 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2020-2021

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve on Second and Final Reading Ordinance No. 267 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2020-2021. The motion passed unanimously on a board vote.

c.) Approval of Meeting Calendar for 2021

Mayor Pesnell stated that the town needs to approve the 2021 Meeting Calendar, which is set for the first Thursday of each month.

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve the 2021 Meeting Calendar which includes the first Thursday of each month for the regular Town Meeting. The dates are as follows: January 7, 2021; February 4, 2021; March 4, 2021; April 1, 2021; May 6, 2021; June 3, 2021; July 1, 2021; August 5, 2021; September 2, 2021; October 7, 2021; November 4, 2021; and December 2, 2021. The motion passed unanimously on a board vote.

d.) Discuss Boyd Avenue and Speed Limit Issues

Mayor Pesnell stated that a citizen living in this area reported a problem with speeders along their roadway, as well as there was a child living along the road that was deaf. The initial request was for a Slow-Children at Play sign. This sign was placed on the street. The citizen called back after a few months and requested something stronger to help with the speeders such as speed bumps. After the request, the Mayor requested that the citizen have a majority of the citizens living along the roadway to sign a petition concerning the speed bumps to demonstrate that they were for this method to help reduce the number of speeders within the area. The citizen has brought the petition to town hall with all but two of the property owners on the sheet. Since those living on the street are by majority in favor of speed bumps, the Mayor recommended that the town try this method along with the police amping up patrol on this area as well.

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to put speed bumps on Boyd Avenue based on the petition signed by the majority of citizens living along the roadway to assist in reducing the speeders along the roadway with 2-inch bumps that will run all the way across the street in two different locations, spread out evenly on the street. The motion passed unanimously on a board vote.

Alderman Sisk stated that this is not the only street that is having an issue with speeders. Mayor Pesnell requested that, in the future, this practice be followed wherein requests for speed bumps will require the requesters to seek the signatures of a majority of citizens along the roadways affected before the town addresses the issue. In the past, when the town has installed these, it was not long before more people complained about the speed bumps than was in favor; however, this will get the public involved, plus it lets

the speeders know that people are watching within the neighborhood. The police will also know the areas in question and can put more emphasis as time permits.

e.) Maintenance Report

Alderman Matthews stated David Henley has taken the Grade I Wastewater Collection System Exam and is awaiting the results. These results should be in within the next 4 to 6 weeks.

f.) Fire Report

Alderman Sisk gave the fire report for November 2020; the department responded to seven calls during the month which were one vehicle fire, one grass fire, three mutual aids, one gas leak and one investigation.

g.) Parks and Recreation Report

Alderman Matthews stated there was no Park and Recreation Board meeting for November 2020. The next meeting will be determined as agenda items arise due to the Holiday Season.

h.) 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	\$50.00
Report Fee	\$20.00
Sessions Court	\$180.50
Total	\$400.50

The report from Marion County E-911 was provided for the packet, which showed the police had 190 calls for the month of November 2020.

i.) Planning Commission Report

Vice Mayor Case stated the Kimball Planning Commission meeting for November was cancelled. The next planning commission meeting is scheduled for December 15, 2020 at 5:30 pm.

j.) Attorney Report

Attorney Gouger stated that the Town of Jasper requested that each Town be included as an additional insured on the cell tower lease paperwork. The tower companies insure themselves so this will not be a third-party insurance company. The insurance company will be the same as the companies that are on the leases. The verbiage included in the lease is about as strong as it gets already; however, the lease can be modified to include this, but the timeline of the first of January may not be achieved. These tower companies will be closed several days to observe the Christmas and New Year's Holidays so this could delay the lease agreements somewhat. Mayor Pesnell requested that Attorney Gouger inform the Town of Jasper of the insurance requirement and of these companies being self-insured. The Town of Kimball is fine with the tower companies continuing to submit the Certificate of Liability Insurance forms as previously submitted showing insurance, including worker's compensation with the Town of Kimball listed as Certificate Holder. Attorney Gouger will follow up on this with the tower companies as well as the Town of Jasper with hopes to get these leases completed before the first of the year.

NEW BUSINESS

- Alderman Matthews wanted to know more information about the recent audit and how the audit numbers were calculated on the sewer billings. The South Pittsburg Board of Water and Sewer bills for the town and then the town receives a flat amount unless the customer goes over the allotted amount; then, the town is given an additional percentage based upon the predetermined formula approved in the sewer agreement.

Mayor Pesnell had items under new business as follows:

- Town Hall and Maintenance Department will be closed for the Christmas Holiday on Thursday, December 24, 2020 and Friday, December 25, 2020.
- Town Hall and Maintenance Department will be closed for the New Year's Holiday, Friday, January 1, 2021.
- The Town of Kimball Financial Report is as Follows:
 - **General Fund** \$ 2,236,516
 - **State Street Aid** \$ 53,483
 - **Drug Fund** \$ 8,297
 - **Sewer Fund** \$ 959,675
 - **Grand Total** \$ 3,257,951

Alderman Matthews wanted to clarify if First Jackson Bank had all of the town's money pledged in excess of the FDIC. Attorney Gouger verified that the bank does send verification showing Pledge Receipt in excess to cover the funds the town has at their bank.

- The next regular scheduled meeting will be January 7, 2021 at 6:00 p.m.


Vice Mayor Case stated that he wanted to recognize the South Pittsburg High School Pirates on their trip to the High School Football State Championship on Friday, December 4, 2020 at Tennessee Tech's Tucker Stadium in Cookeville for the Class 1A BlueCross Bowl against Fayetteville. The town wants to congratulate them on their efforts to make this championship bowl game and wishes the team the best of luck.

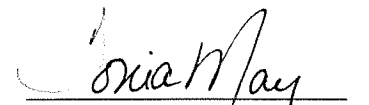
Mayor Pesnell wanted to wish everyone from the Town of Kimball a Merry Christmas and a Happy and Safe New Year.

Also, it was noted that there would be a Christmas Parade in South Pittsburg on Saturday, December 5th at 10 am and another one in Jasper at 6 pm. The town will have a float in these parades. The town's float was spearheaded by citizens Bobbi Tate and Clinton Tate. They are also welcoming young citizens to be on the town's float and enjoy the parade by riding and representing our town.

ADJOURNMENT

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


Rex Pesnell, Mayor


Tonia May, Recorder