
**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, JULY 6, 2023 – 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, July 6, 2023, 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 and Attorney William Gouger.

Mayor Pesnell called the public hearing to order concerning Ordinance No. 285 – An Ordinance to Amend Kimball Municipal Code Title I and Ordinance Nos. 160, 164, and 248 to increase the Compensation of the Mayor and Aldermen of the Town of Kimball, Tennessee.


NEW BUSINESS

- a) **Ordinance No. 285 – An Ordinance to Amend Kimball Municipal Code Title I and Ordinance Nos. 160, 164, and 248 to increase the Compensation of the Mayor and Aldermen of the Town of Kimball, Tennessee**

There was no comment on this ordinance.

ADJOURNMENT

As there was nothing further to come before the public hearing, a motion was made by **Vice Mayor Case** to close the public hearing. 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, JULY 6, 2023**

A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, July 6, 2023, in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the regular meeting to order after the public hearing which started at 6:00 pm.

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.

Alderman Johnny Sisk was absent.

APPROVAL OF MINUTES

On a motion by **Alderman Matthews**, seconded by **Alderman Lofty** the Minutes of the Public Hearing and Regular Monthly Board Meeting for June 1, 2023, were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The town received a letter from the Division of Local Government Finance stating that their office had approved the Town's Fiscal Year 2024 budget as adopted.
- The town had a Worker's Compensation audit on June 23rd. Everything went well on this audit.
- Town auditors were onsite June 26th for the preliminary work for the Fiscal Year 2023. They will return again August 15th-August 16th for the final numbers.
- Jim Hatchel with Public Entity Partners visited the town for a semi-annual property survey on June 29th. There were some minor issues that need to be corrected. Once all the corrections are done, the town will let the insurance company know.
- Bailey Contracting has finished the drainage project on Ponderosa Drive.

SCHEDULED AGENDA ITEMS

a.) Second and Final Reading of Ordinance No. 285 – An Ordinance to Amend Kimball Municipal Code Title I and Ordinance Nos. 160, 164, and 248 to Increase the Compensation of the Mayor and Aldermen of the Town of Kimball, Tennessee

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve on Second and Final Reading of Ordinance No. 285 – An Ordinance to Amend Kimball Municipal Code Title I and Ordinance Nos. 160, 164, and 248 to Increase the Compensation of the Mayor and Aldermen of the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

b.) Open Bids on the Conversion of High Mast Lights to LED Lights

The mayor opened the only bid on this project. This bid was from Nabco Electric Company, Inc. The bid for the work was \$134,640. This will be to convert 48 lights to LED lights. Attorney Gouger reviewed the bid documents for accuracy of all required bid documents in which he stated were enclosed.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve the bid from Nabco Electric Company, Inc. for a bid on the Conversion of High Mast Lights to LED Lights for \$134,640. The motion passed unanimously on a board vote.

c.) Approval of the Blue Cross Blue Shield Dental Insurance for the employees and their families with no new increases to the premiums

A motion was made by **Alderman Lofty**, seconded by **Alderman Matthews** to approve the Blue Cross Blue Shield Dental Insurance for the employees and their families with no new increases to the premiums. The motion passed unanimously on a board vote.

d.) Approval of the Premium Increases for 2024 for Health Insurance through the State of Tennessee for the employees and their families with the average premium increase being 5.3% (where Premium PPO and Standard PPO is increasing 5-5.1% for Employee, Employee plus children, Employee plus Spouse and Children and where Premier PPO and Standard PPO is increasing 7.3-7.4% for Employee and Spouse)

A motion was made by **Alderman Lofty**, seconded by **Vice Mayor Case** to approve the premium increases for 2024 for Health Insurance through the State of Tennessee for the employees and their families with the average premium increase being 5.3%. The motion passed unanimously on a board vote.

e.) Approval of the Local Government Corporation Annual Support Invoice for 2023-2024 in the amount of \$32,631

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the Local Government Corporation Annual Support Invoice for 2023-2024 in the amount of \$32,631. The motion passed unanimously on a board vote.

f.) Review and Approve the Cybersecurity Plan and Policy

Attorney Gouger explained the need for this plan and policy. The State of Tennessee Public Chapter No. 1111 Senate Bill No. 2282 was approved stating that by July 1, 2023, all utilities shall prepare and implement a cyber security plan to provide for the protection of the utility's facilities from unauthorized use, alteration, ransom, or destruction of electronic data. The utility shall assess and update the cyber security plan implemented pursuant to this bill every two years to address new threats. Town members have been to class concerning this issue and the plan and policy development. The plan and policy will apply to the utility as well as the town in general.

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve the Cybersecurity Plan and Policy. The motion passed unanimously on a board vote.

g.) Approve the VFIS/Steve Frost Agency Renewal Policy for Accident/Health for the Fire and Rescue Department Members Coverage Effective July 2023 to June 2024 in the amount of \$4,031

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the VFIS/Steve Frost Agency Renewal Policy for Accident/Health for the Fire and Rescue Department Members Coverage Effective July 2023 to June 2024 in the amount of \$4,031. The motion passed unanimously on a board vote.

h.) Park and Recreation Board recommends accepting Resumes/Applications for the position of Park Director through July 31, 2023

A motion was made by **Alderman Lofty**, seconded by **Vice Mayor Case** to approve the recommendation from the Park and Recreation Board to accept resumes/applications for the position of Park Director through July 31, 2023. The motion passed unanimously on a board vote.

i.) Consider Applying for the Safety Partners Grant through Public Entity Partners

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve applying for the Safety Partners Grant through Public Entity Partners. The motion passed unanimously on a board vote.

j.) Maintenance Report

Alderman Matthews stated he had spoken with Maintenance Supervisor David Henley, and everything was going well for the department. He also stated that the New Sewer Pump from Byrd's Electric would be picked up and installed next week. The spare sewer pump for the Main Lift Station had been ordered from Carolina Pumpworks with an estimated 12-16 weeks for delivery.

k.) Fire Report

Alderman Matthews gave the fire report for June 2023 as follows: The department responded to four calls for the month which were one mutual aid, one truck fire, one rescue and one brush fire.

l.) Parks and Recreation Report

Alderman Lofty stated the Park and Recreation Board met on June 27, 2023. The board discussed and approved the acceptance of applications for the park director position. The Fall 2023 Soccer season will begin online registration July 7th – August 7th along with in person registration on August 5th. The South Pittsburg Youth League has completed their ball program for the 2023 season. Any usage of the fields can be scheduled through Park Liaison Alderman Lofty. The park board has recommended making repairs to Baseball/Softball Field 3 and Field 4 as soon as possible. Also, the soccer fields will need some attention at the end of the Fall 2023 Season. Quotes are being obtained for these projects. The park and recreation board will be changing its meeting night to the last Tuesday of each month starting August 2023. The next regular meeting will be postponed to Tuesday, August 1, 2023, at 5:30 pm in order to review the applications.

m.) Police Report

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

Litigation Tax and Training Fees	\$85.50
Court Costs	\$415.00
Fines	\$175.00
Report Fee	\$70.00
Sessions Court	\$209.00
Total	\$954.50

The Kimball Police Department responded to 219 calls during the month of June.

n.) Planning Commission Report

Vice Mayor Case stated the Kimball Planning Commission meeting for June was cancelled. The next meeting is scheduled for July 19, 2023, at 5:30 pm.

o.) Attorney Report

Attorney Gouger stated that he had reached out to Chris Lucas, Executive Vice President and General Counsel of Regency Properties which owns the Kimball Shopping Plaza a couple of times. The latest update was that the power washing and painting are scheduled as well as the repairs to the signs damaged by the unauthorized semitrucks using their parking lot. These items should be completed within the next thirty days. Also, the replacement parts for the light poles damaged by the unauthorized semitrucks using their parking lot are on backorder according to the electrical company contracted for the work. The potholes were not addressed in the update; however, in a previous email, the company stated the paving work would be done in intervals. It was cautioned by the board members to watch about hitting those potholes as they were rather large. Mayor Pesnell offered to share the shopping center contact information to anyone with issues related to the shopping center.

NEW BUSINESS

Alderman Lofty stated that the Spring 2023 Soccer Year End Party was held in conjunction with KCA Movie Night. The coaches, parents and players enjoyed a fun family night on the Kimball Soccer Fields watching a movie and the town paid for each player that attended a slice of pizza, drink, and chips. Each player was also given a soccer ball as a year-end gift.

Vice Mayor Case asked if the bridge repair at Pat Layne Bridge was still on schedule. Mayor Pesnell had no new updates; however, it appears the work is moving forward and should be close to the original estimated completion date. The Industrial Boulevard project is still on schedule and the town looks forward to this job moving into an action plan soon.

Mayor Pesnell had items under new business as follows:

- Tony Roma's will have a groundbreaking ceremony on July 10th at 10 am.
- Tennessee's Traditional Sales Tax Holiday on clothing, school supplies, and computers begins Friday, July 28th through Sunday, July 30th.
- Tennessee Grocery Tax Holiday will begin August 1st and end October 31st for food and food ingredients.
- The Town Financial Report is as follows:

General Fund	\$4,433,574
State Street Aid Fund	\$ 75,577
Drug Fund	\$ 10,185
Sewer Fund	\$ 926,871
- The next monthly meeting will be August 3, 2023, at 6 pm.

PUBLIC COMMENTS

Roger Haggard asked if there was any update on the Food City Project. Attorney Gouger stated that the project has an estimated opening date of November 2023.

ADJOURNMENT

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



Rex Pesnell, Mayor


Tonia May, Recorder