

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, AUGUST 3, 2023**

A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, August 3, 2023, in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

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

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 Recorder May to call roll.

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

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 July 6, 2023, were approved unanimously on a board vote.

OLD BUSINESS

There was no old business to discuss.

SCHEDULED AGENDA ITEMS

a.) Swear In Patrolman Michael Trace Condra

Town Judge Charles Jenkins, Jr. swore in Kimball Patrolman Michael Trace Condra.

b.) Ratify the Repairs to Tahoe #81 in the amount of \$4,937.33 due to incident during pursuit with repairs to be done by Trussell Collision Repair with Public Entity Partners sending the town a check for the cost except the \$500 deductible

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to ratify the repairs to Tahoe #81 in the amount of \$4,937.33 with repairs done by Trussell Collision Repair. The motion passed unanimously on a board vote.

c.) Approve the town to sign the Contract with the State of Tennessee for the Violent Crime Intervention Fund (VCIF) Grant

Postpone agenda item to September Meeting due to contract not ready.

d.) Discuss Bidding the Body Cameras for the Police Department to be funded through the Violent Crime Intervention Fund (VCIF) Grant

Postpone agenda item to September Meeting due to contract not ready.

e.) Discuss Approving the Police Chief to purchase a Police Vehicle for the Department through State Bid Contract

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the Police Chief to purchase a Police Vehicle for the Department through State Bid Contract. The motion was amended to add spending up to \$50,000. The motion passed unanimously on a board vote.

f.) Approve George Wampler III to be off without full pay from July 29th to August 23rd. The Employee will use enough sick days to cover insurance for the next two payrolls

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve George Wampler III to be off without full pay from July 29th to August 23rd. The motion passed unanimously on a board vote.

g.) Discuss Approving the Marion County Highway Department paving the parking lot near the Basketball Court

A motion was made by **Alderman Lofty**, seconded by **Alderman Matthews** to approve the Marion County Highway Department paving the parking lot near the Basketball Court and spending up to \$23,000. The motion passed unanimously on a board vote.

h.) Tenisha Coleman with Interstate Parking Management requesting to provide Booting Services at the Kimball Crossing Center for Regency Properties

Ms. Tenisha Coleman addressed the board concerning Interstate Parking Management providing a Booting Service at Kimball Crossing Center for Regency Properties. There was lots of discussion concerning the booting services and the past experience with this company doing this service. The cost to remove the boot in the past ranged from \$100 to \$1,000. Ms. Coleman stated that the agreed-upon cost would be \$200. The company would comply with all regulations including the newly adopted State regulations concerning signage and payment methods.

After much discussion, a motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to not authorize this type of service within the town. The motion passed unanimously on a board vote.

i.) Discuss Donation to the Greater Jasper Jaycees for the Lake Outboard National Drag Boat Race at Marion County Park

Mayor Pesnell stated that this had been discontinued for a couple of years during the Covid outbreak. The town had taken the Greater Jasper Jaycees off the donation list; however, there is \$650 of unnamed funds in the line item that could be allocated to this organization. If the organization plans another one next year, the town can add them to the donation list next fiscal year.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Lofty** to approve the donation of \$650 to the Greater Jasper Jaycees for the Lake Outboard National Drag Boat Race at Marion County Park. The motion passed unanimously on a board vote.

j.) Approve the FY2024 Annual Dues to the Marion County Partnership in the amount of \$5,000

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the FY2024 Annual Dues to the Marion County Partnership in the amount of \$5,000. The motion passed unanimously on a board vote.

k.) Approve the School Zone Signage on Main Street for the Kimball Christian Academy

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the town to proceed with the process to get the signs approved and to order the school zone signage, spending up to \$9,000 for two solar signs through G&C Supply Company. The motion passed unanimously on a board vote.

l.) First Reading of Ordinance No. 286 – An Ordinance to Amend Kimball Municipal Code Sections 5-602, 5-604, and 5-605, and Ordinance Nos. 121, 155, 200 and 270 to Establish a Maximum Amount for Purchases without Public Advertisement and Competitive Bidding

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve on First Reading of Ordinance No. 286 – An Ordinance to Amend Kimball Municipal Code Sections 5-602, 5-604, and 5-605 and Ordinance Nos. 121, 155, 200, and 270 to Establish a Maximum Amount for Purchases without Public Advertisement and Competitive Bidding. The motion passed unanimously on a board vote.

m.) First Reading of Ordinance No. 287 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2023-2024

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve on First Reading of Ordinance No. 287 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for the Fiscal Year 2023-2024. The motion passed unanimously on a board vote.

n.) Approve the Public Officials Management & Employment Practices Liability with Builtwell Insurance Agency, Inc. and Greenwich Insurance Company in the amount of \$4,824

A motion was made by **Vice Mayor Case**, seconded by **Alderman Lofty** to approve the Public Officials Management & Employment Practices Liability with Builtwell Insurance Agency, Inc., and Greenwich Insurance Company in the amount of \$4,824. The motion passed unanimously on a board vote.

o.) Review Estimates to make repairs to the Baseball/Softball Field 4

The board reviewed the two estimates on the Baseball/Softball Field 4 repairs. Their estimates were as follows: \$10,000 from Lofty Construction Company and \$9,866 from Bailey Contracting, LLC. The board reviewed the estimates and the cost to make these repairs, which were recommended by the Kimball Park and Recreation Board.

After much discussion, a motion was made by **Alderman Matthews**, to make repairs to the field using Lofty Construction Company in the amount of \$10,000. This motion was rescinded. After further discussion, a motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to make repairs to Baseball/Softball Field 4 using Lofty Construction Company in the amount of \$10,000. The motion passed on a board vote with Alderman Lofty abstaining.

p.) Approve Estimate to remove and reinstall Fence from Baseball/Softball Field 4 in the amount of \$4,866.10 from Quality Fence, LLC

A motion was made by **Vice Mayor Case**, seconded by **Alderman Lofty** to approve Quality Fence LLC to remove and reinstall the fence section as needed for Baseball/Softball Field 4 repairs in the amount of \$4,866.10. The motion passed unanimously on a board vote.

q.) Review Estimates to make repairs to the Baseball/Softball Field 3

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve Lofty Construction Company to make repairs to Baseball/Softball Field 3 in the amount of \$10,000. The motion passed on a board vote with Alderman Lofty abstaining.

r.) Approve Estimates to remove and reinstall Fence from Baseball/Softball Field 3 in the amount of \$3,770 from Quality Fence, LLC

A motion was made by **Alderman Lofty**, seconded by **Alderman Sisk** to approve Quality Fence LLC to remove and reinstall the fence section as needed for Baseball/Softball Field 3 repairs in the amount of \$3,770. The motion passed unanimously on a board vote.

s.) Maintenance Report

Alderman Matthews stated he had spoken with Maintenance Supervisor David Henley, and everything was going well for the department.

t.) Fire Report

Alderman Sisk gave the fire report for July 2023 as follows: The department responded to six calls for the month which were three mutual aids, two truck fires, and one brush fire.

The department has a quote from a couple of months ago concerning buying two more air packs with extra bottles and face masks. The department was requested to get a new quote to be reviewed at the next meeting as an agenda item.

u.) Parks and Recreation Report

Alderman Lofty stated the Park and Recreation Board met on August 1, 2023. The board reviewed and discussed the park director's applications. The park board will interview all four applicants on August 8th. The Fall Soccer Season registration is ongoing with an in-person registration being held on Saturday, August 5th from 9 am until noon. The last day to register online is August 7th at midnight. Kimball Christian Academy will be hosting another movie in the park on August 4th beginning at dark. The school boosters will be selling BBQ bags and concessions during the movie. The board reviewed the public input surveys and determined the top projects are more lighting throughout the park and playground shades. Chairman Case will work with the office staff to complete the BlueCross Healthy Places Grant before the deadline. The next regular meeting will be Tuesday, September 5, 2023, at 5:30 pm.

v.) Police Report

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

Litigation Tax and Training Fees	\$29.50
Court Costs	\$235.50
Fines	\$75.00
Report Fee	\$100.00
Sessions Court	\$148.76
Total	\$588.76

The Kimball Police Department responded to 244 calls during the month of July.

w.) Planning Commission Report

Vice Mayor Case stated the Kimball Planning Commission meeting for July was cancelled. The next meeting is scheduled for August 15, 2023, at 5:30 pm.

x.) Attorney Report

Attorney Gouger stated that he had an email from Cystal Bassett of Regency Properties. She stated that all items were still being addressed and some would take time waiting on materials and/or workers. The shopping center still plans to fix the potholes, lighting, power pressure washing and repair/replace the signs. Brad Mills met with the mayor onsite and reviewed the areas of concern. The potholes have been patched with cold mix patch and two stop signs have been replaced. Sowder Electric is also working on repairing the lights.

NEW BUSINESS

Mayor Pesnell had items under new business as follows:

- Tennessee Grocery Tax Holiday which began August 1st will end October 31st for food and food ingredients.
- Town Hall and Maintenance will be closed September 4th for the Labor Day Holiday. Sanitation services will be delayed this week until Tuesday, September 5th.
- The Town Financial Report is as follows:

General Fund	\$4,484,124
State Street Aid Fund	\$ 74,942
Drug Fund	\$ 10,205
Sewer Fund	\$ 929,043
- The next monthly meeting will be September 7, 2023, at 6 pm.

PUBLIC COMMENTS

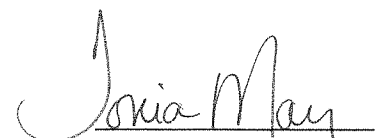
Alderman Matthews stated that the town needs to request quotes from the area banks as the funds may be better served by a different bank account or certificate of deposit. This will be reviewed at the next meeting.

Roger Haggard stated that the BBB reviews for the Interstate Parking Management were not all positive.

ADJOURNMENT

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


Rex Pesnell, Mayor


Tonia May, Recorder