

Town of Kimball

March 6, 2008

AGENDA

1. Call to Order Regular Monthly Board Meeting of the Town of Kimball Board of Mayor and Aldermen
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of February 7, 2008 Minutes of Regular Meeting and February 28, 2008 Minutes of Special Called meeting
6. Old Business
7. Review Bid Package #9 on Mechanical Package for the New Maintenance Building
8. Wireless Internet System
9. Jere Davis Scholarship
10. Sewer Connection with Jasper
11. Donation to Siege at Bridgeport
12. Donation to Victims of Tornado in North Alabama – First Jackson Bank has Jackson County Tornado Relief Fund established to help victims
13. Tennessee Consolidated Retirement System New Employer Rate of 6.24%
14. Ratify the bill from Steve Steven's Carpentry in amount of \$2,800 for the installation of ceiling tile in town hall due to tornado damaged tiles
15. Open Bids on Gutters for Pavilion, Town Hall, Park Restroom, Police Department damaged during tornado
16. Zoning & Land Use Control 14-404 Specific District Regulations R-1 Low Residential District Uses Permitted Section K Customary Incidental Home Occupations Including Professional Office
17. Storm Warning System
18. Growth Plan
19. Kimball Fireworks Festival
20. Open Bids on Fire Equipment for Fire Department through FEMA Grant
21. Open Bids on Portable Radios for Fire Department through FEMA Grant
22. Discuss accepting bids for the purchase of six SCBA – 45 minutes with face piece – with extra bottle for the Fire Department FEMA Grant
23. Discuss accepting bids for the purchase of one Thermal Imaging Device for the Fire Department FEMA Grant
24. 2008 Assistant to Firefighters Grant
25. High Visibility Grant for Police in amount of \$5,000
26. Seized 2003 Suzi DRS M/C
27. Police Report
28. Fire Report
29. Park Board Report
30. Attorney Report
31. New Business
32. Adjourn

TOWN OF KIMBALL, TENNESSEE

Record of Minutes of Regular Meeting

Date March 6, 2008

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, March 6, 2008 at 6:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor David Jackson, Vice-Mayor Rance Castle, Alderman John Keef, Alderman Mark Payne, Alderman Rex Pesnell and Attorney William Gouger, Jr.

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

INVOCATION AND PLEDGE

Mayor Jackson asked Jerry Don Case to say the invocation over the meeting.

Mayor Jackson led the Pledge of Allegiance.

ROLL CALL

Mayor Jackson asked Recorder May to call roll those present were: Mayor David Jackson, Vice-Mayor Rance Castle, Alderman John Keef, Alderman Rex Pesnell, Alderman Mark Payne and Attorney William Gouger, Jr.

APPROVAL OF MINUTES

On a motion by **Alderman Payne**, seconded by **Vice-Mayor Castle** the minutes the Regular Monthly Board Meeting February 7, 2008 and the minutes of the Special Called Board Meeting on February 28, 2008 Mayor Jackson stated that the special called meeting had no citizens in attendance, the board voted and approved bid package for the carpentry, painting and electrical work on the maintenance building, authorize the Mayor to sign a grant application, ratified paying Tennessee Valley Survey for some survey work completed for the town and other issues were general discussed with no votes taken. With no other comments, these minutes were approved unanimously on a board vote.

OLD BUSINESS

Alderman Payne contacted Dixie Brackett concerning the flood data needed for URS. She stated URS has everything requested at this time.

Mayor Jackson gave updates on a couple of issues as follows:

- The fencing repairs are complete. The playground area is now totally enclosed with fencing.
- The slide has been delivered and new basketball goals to replace those damaged in the tornado have been ordered.

- The new GMC Sierra Truck has been repaired on the front end damage. Raulston's Collision Center is still waiting on the rear quarter panel to repair the rear end damage.
- The LPRF Grant for the Park has been submitted. The town has 65 points out of 200 with 20 points for the pre-application, 20 points for benchmarking Tier1 Level, 20 points for environmental clearances and 5 points for being three-star.
- The EPA has been looking at towns and cities to tighten standard on ground level ozone. The towns in Tennessee and Senator Coker have sent letters concerning this issue. A letter has been received from Jane Wier Deputy Assistant to the President and Director of Intergovernmental Affairs. All letters signed by those in Tennessee have been forwarded on to the EPA.
- Steve Stevens has replaced the ceiling tiles in the rooms affected by the rain damage during the tornado.
- Charter Communications has submitted a response to the audit done by John Howell on the franchise fees. Charter agrees with the finding that they owe the town additional funds.

SCHEDULED AGENDA ITEMS

a) Review Bid Package #9 on Mechanical Package for the New Maintenance Building

Michael Schrudder with STH and Associates opened the only bid at 4:00 p.m. on package #9 from E.H. Marsh Service in the amount of \$3,950 base bid and \$4,040 for alternate number 1 for a grand total bid of \$7,990.

Motion was made by **Alderman Pesnell**, seconded by **Alderman Keef** to accept the bid from E.H. Marsh for the mechanical bid in the amount of \$7,990. The motion passed unanimously on a board vote.

b) Wireless Internet System

Alderman Payne would like this item moved to the April Agenda. He would like for South Pittsburg's Mayor, Mike Killian to attend our meeting and explain the process South Pittsburg took to have wireless internet in their city. Mayor Jackson stated for those in town with a lap top computer Krystal and Comfort Inn both had wireless internet service with Comfort Inn's log in as being Comfort Inn and password is Kimball.

c) Jere Davis Scholarship

Motion was made by **Vice-Mayor Castle**, seconded by **Alderman Payne** to approve the Jere Davis Scholarship for the 2008 year. The motion passed unanimously on a board vote. Julie Bennett with Chattanooga State will be in charge of selecting judges to review the applications. This is a \$1,000 scholarship for one student from each of the high schools in Marion County to attend Chattanooga State Technical Community College.

d) Sewer Connection with Jasper

Mayor Jackson stated that the Town of Jasper has approach Kimball concerning allowing Jasper to connect to Kimball's sewer line on Industrial Blvd and send their sewage, from the project providing Rarity Club with sewage, to our pump station and then on to South Pittsburg for treatment. James Garrett, Engineer with James C. Hailey and Co., recommends that the town does not allow Jasper to connect to our sewer line unless the following has been done: increase and upgrade the pump station, upgrade and increase the sewer lines from Kimball's pump station to South Pittsburg's plant and have Jasper get a direct contract with South Pittsburg that would not affect Kimball's limit of 200,000 gpd.

Motion was made by **Alderman Payne**, seconded by **Vice-Mayor Castle** to approve Attorney Gouger to send a letter to Jasper Mayor Billy Simpson stating that at this time Kimball can not allow Jasper to connect to our sewer due to Kimball's contract and the burden their sewage would put on Kimball's gpd limit in our current contract with South Pittsburg with reference to the letter from James Garrett concerning the peaking factor. The motion passed unanimously on a board vote.

e) Donation to Siege at Bridgeport

Motion was made by **Alderman Pesnell**, seconded by **Alderman Keef** to approve a donation to the Siege at Bridgeport in the amount of \$250.00. The motion passed unanimously on a board vote.

f) Donation to Victims of Tornado in North Alabama – First Jackson County Tornado Relief Fund established to help victims

Citizens in Marion County have sent in contributions in the total of \$270.00. The town will add additional funds to this and send a check to First Jackson Bank for the Relief Fund.

Motion was made by **Alderman Payne**, seconded by **Vice-Mayor Castle** to approve the donation to the First Jackson County Tornado Relief Fund in the amount of \$2,730 to be added to the other \$270 in donations for a grand total of \$3,000. The motion passed unanimously on a board vote.

g) Tennessee Consolidated Retirement System New Employer Rate of 6.24%

Motion was made by **Vice-Mayor Castle**, seconded by **Alderman Keef** to approve the new Tennessee Consolidated Retirement System Employer Rate of 6.24%. The motion passed unanimously on a board vote.

h) Ratify the Bill from Steve Stevens' Carpentry

Motion was made by **Alderman Pesnell**, seconded by **Alderman Keef** to ratify the bill from Steve Stevens' Carpentry in the amount of \$2,800 for the installation of the ceiling tiles in town hall due to the rain damage from the tornado. All board members were called before work began. The motion passed unanimously on a board vote.

i) Open Bids on Gutters for Pavilion, Town Hall, Park Restrooms and Police Department damaged during tornado

Mayor Jackson opened the only bid on the guttering project from TJ's Seamless Gutters with the following amounts – Town Hall \$1,275.75, Police Department \$660.25, Park Restrooms \$181.50, Pavilion \$460.50, Grand Total \$2,578.

Motion was made by **Alderman Keef**, seconded by **Vice-Mayor Castle** to accept the bid for guttering from TJ's Seamless Gutters for a grand total of \$2,578. The motion passed unanimously on a board vote.

j) Zoning & Land Use Control 14-404 Specific District Regulations R-1 Low Residential District Uses Permitted Section K Customary Incidental Home Occupations Including Professional Office

The office within question is a doctor's office. According to the attorney's interpretation and MTAS legal advice, a physician's office would be acceptable in the R-1 zone without the limit of the two employees.

k) Storm Warning System

Mayor Jackson met with Chuck Weisling concerning weather sirens. It appears the town needs three sirens to reach all citizens in Kimball. The board was provided with information to review for the next monthly meeting. Mr. Weisling recommends that everyone to have a weather radio. There was much discussion concerning the storm warning system and weather radios.

l) Growth Plan

The town will get some quad maps to review the elevations on the mountain to check and see what area the town wants to add to our growth plan. Sharon Case was asked to check with the State Planner concerning the maps.

m) Kimball Fireworks Festival

Discussed during the special called meeting was the Kimball Fireworks Festival. Mayor Jackson recommended taking the money which would be spent on this year's festival and put toward development of the park property with a walking track and other items mentioned during the strategic workshop.

Motion was made by **Alderman Payne**, seconded by **Alderman Pesnell** to cancel the Kimball Fireworks Festival for this year and put the money toward the park progress. The motion passed unanimously on a board vote.

n) Open Bids on Fire Equipment for the Fire Department through the FEMA Grant

Mayor Jackson opened the bids as follows:

Name	5" Hose	3" Hose	2.5" Hose	1.5" Hose	2.5" Nozzle	1.5" Nozzle	RIT Pack	Flashlight	Grand Total
G&C	10,206	5,400	2,289	1,862.50	1,396	1,820	197	495.50	23,666
Tupelo	10,980	6,084	2,877	2,125	1,946	2,458	224	480	27,184

Motion was made by **Alderman Pesnell**, seconded by **Alderman Payne** to accept the bid from G&C Supply Company for the Fire Equipment for a grand total of \$23,666. The motion passed unanimously on a board vote.

o) Open bids on Portable Radios for Fire Department through the FEMA Grant

Mayor Jackson stated that there was one bid from Communications and Electronics and that he had opened the package but did not look at the prices or literature after he saw it was a bid package. Communication and Electronics bid was as follows:

CP 200 \$2,280 Chargers \$294 Microphone \$58 HT 1550-XLS \$785 Grand Total \$3417

Motion was made by **Vice-Mayor Castle**, seconded by **Alderman Pesnell** to approve the bid from Communications and Electronics for radios for a grand total of \$3,417. The motion passed unanimously on a board vote.

p) Discuss accepting bids for the purchase of six SCBA – 45 minutes with face piece – with extra bottle for the Fire Department with the FEMA Grant

Motion was made by **Alderman Pesnell**, seconded by **Alderman Keef** to accept bids for the purchase of six SCBA – 45 minutes with face piece – with extra bottle for the Fire Department with the FEMA Grant to be opened on April 3rd. The motion passed unanimously on a board vote.

q) Discuss accepting bids for the purchase of one Thermal Imaging Device for the Fire Department with the FEMA Grant

Motion was made by **Alderman Pesnell**, seconded by **Alderman Payne** to accept bids for the purchase of one Thermal Imaging Device for the Fire Department with the FEMA Grant to be opened on April 3rd. The motion passed unanimously on a board vote.

r) 2008 Assistant to Firefighters Grant

Motion was made by **Alderman Pesnell**, seconded by **Alderman Payne** to approve the Kimball Volunteer Fire Department to apply for the 2008 Assistant to Firefighters Grant. This grant is a 95% Federal Government and 5% Local Match. The motion passed unanimously on a board vote.

s) High Visibility Grant for Police in amount of \$5,000

Sergeant Chris Webb stated that this is a grant that can be used for overtime and it is a 100% grant. The town is already in compliance to be eligible for this grant.

Motion was made by **Alderman Keef**, seconded by **Vice-Mayor Castle** to approve the Kimball Police Department to apply for the High Visibility Grant in the amount of \$5,000. The motion passed unanimously on a board vote.

t) Seized 2003 Suzuki DRS M/C

Motion was made by **Alderman Keef**, seconded by **Alderman Payne** to sell this seized 2003 Suzuki DRS Motorcycle at a public auction to be held on Saturday, March 29, 2008 at 10:00 am. The motion passed unanimously on a board vote.

POLICE REPORT

Alderman Keef gave the Police Report as Follows:

Litigation Tax	\$123.75
Court Costs	\$1601.25
Fines	\$310.00
Report Fee	\$106.00
Sessicns Court	\$1090.12
License fee	\$0.00
Total	\$3231.12

FIRE REPORT

Alderman Pesnell gave the fire report for February 2008 the department responded to six calls for the month. The calls were a fire call, four false alarms and a mutual aid.

PARK AND RECREATION BOARD REPORT

Alderman Keef stated the park board was postponed due to several members out of town. Benchmarking has been completed. Dewey Gilliam will be putting sodiurn nitrate on the fields free of charge. The next park board meeting will be March 13, 2008 at 5:00 pm. Public input is encouraged by the board.

ATTORNEY REPORT

Attorney Gouger nothing new.

NEW BUSINESS

Alderman Payne wanted to give credit to Bobby concerning wireless and to seek out the possibility of grant funding for the wireless internet. Alderman Payne has someone researching this issue.

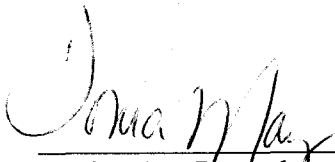
Mayor Jackson had several items under new business as follows:

- Sales Tax Holiday for March has been changed.
- Sales Tax for January 2008 was \$296,421 this was down about \$6300 from last year.
- A letter was sent from the auditor Paul Johnson concerning unfunded mandates for the upcoming audit which will address the New Risk Assessment Standards (SAS Nos. 104-111).
- First Jackson Bank had its ground breaking on 3/5/2008.
- Beautification Committee meeting the committee decided to make the planter 2 ft high and Wal-Mart is in the process of getting the flowers for the planter.
- TML Risk Management Pool has declared an \$8.3 million dollar dividend which will lower the premiums in Liability an average of 10%, Workers Compensation 5%, and Property 4%.

- The POW/MIA flag has been placed on the flag pole representing the local Vietnam veterans.
- The town is trying to get the Vietnam Wall in Kimball during September. Gary Hooper is over the wall and will be contacting us later concerning this issue.
- Bids for the replacement of the restrooms at Industrial Blvd will be opened on Thursday, March 20, 2008 at 4:00 p.m. and Special called meeting at 4:30 to review these bids and other items.

ADJOURNMENT

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



Tonia May, Recorder



David Jackson, Mayor

AGENDA

March 20, 2008

Special Called Meeting at 4:30 p.m.

1. Call to Order Special Called Meeting to discuss the bids on the park restroom facility and barn roof repair, 1st Reading of Ordinance 190 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning certain properties herein described from zoning Classification R-1, Low Density Residential District to C-2, Highway Business District (AS SHOWN ON TAX MAP 133K, PARCEL 003.00) ROBERT BLOUNT PROPERTY, 1st Reading of Ordinance 191 – An Ordinance to amend the official zoning map for the Town of Kimball, Tennessee by rezoning certain properties herein described from zoning classification I-1, Industrial District and R-1, Low Density Residential to R-2, High Density Residential District (AS SHOWN ON TAX MAP 132, PARCEL 059.00) LOCATED BETWEEN INDUSTRIAL BOULEVARD AND THE NORTH BORDER OF INTERSTATE 24, attorney fees, part time fire department records management, sewer connection and any other pertinent business that may come before the board.
2. Roll Call

Mayor Jackson	Vice-Mayor Castle	Alderman Payne
Alderman Pesnell	Alderman Keef	Attorney Gouger
3. Review Bid Packages for Restroom facilities at 3591 Industrial Blvd
4. Sewer Connection
5. 1st Reading of Ordinance No. 190 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification I-1, Industrial District to R-1, Low Density Residential (As Shown on Tax Map 132, Parcel 059.00) Located between Industrial Boulevard and the South Border of Interstate 24
6. Part time fire department records manager
7. Legal Service Fees
8. Any other properly presented business
9. Adjourn

TOWN OF KIMBALL, TENNESSEE

Record of Minutes of Special Called Meeting

Meeting Date March 20, 2008

A special called meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, March 20, 2008 at 4:30 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor David Jackson, Vice-Mayor Rance Castle, Alderman Rex Pesnell, Alderman John Keef, Alderman Mark Payne and Attorney William Gouger, Jr.

Mayor Jackson called the special called meeting to order at 4:30 p.m. to discuss the bids on the park restroom facility and barn roof repair, 1st Reading of Ordinance 190 –An Ordinance to amend the official zoning map for the Town of Kimball, Tennessee by rezoning certain properties herein described from zoning classification I-1, Industrial District and R-1, Low Density Residential to R-2, High Density Residential District (AS SHOWN ON TAX MAP 132, PARCEL 059.00) LOCATED BETWEEN INDUSTRIAL BOULEVARD AND THE SOUTH BORDER OF INTERSTATE 24, attorney fees, part time fire department records management, sewer connection and any other pertinent business that may come before the board

Mayor Jackson asked Recorder May to call roll those present were: Mayor David Jackson, Vice-Mayor Rance Castle, Alderman Rex Pesnell, Alderman John Keef, Alderman Mark Payne and Attorney William Gouger, Jr.

SCHEDULED AGENDA ITEMS

a.) Review Bid Package on for Restroom facilities at 3591 Industrial Blvd

Michael Schrudder with STH & Associates opened the bids at 4:00 p.m. at town hall. There were four bidders on the Restrooms at 3591 Industrial Blvd as follows:

Bidder	1 Concrete	2 Masonry	3 Doors & Hardware	4 Plumbing	5 Toilet ,Ac.	6 Carpentry	7 Painting	8 Electrical	Grand Total
Houts Construction	\$2,630.00	\$3,688.76	\$1,200.00	\$4,532.72	\$350.00	\$3,000.00	\$2,288.00	\$2,500.00	\$20,189.48
Curl Construction Imperial Home Imp	\$2,230.00	\$2,970.00	\$1,485.00	\$6,750.00	\$675.00	\$2,835.00	\$810.00	\$4,860.00	\$22,615.00
HLP Construction	\$1,500.00	* n/a	\$2,560.00	\$6,350.00	\$1,230.00	\$2,300.00	\$1,185.00	\$2,525.00	*\$17,650.00
	\$2,100.00	\$2,310.00	\$1,750.00	\$3,600.00	\$1,225.00	\$3,200.00	\$900.00	\$3,000.00	\$18,085.00

Michael Schrudder with STH and Associates recommends that the town use HLP Construction for the building of the restrooms at 3591 Industrial Blvd.

Motion was made by **Alderman Keef**, seconded by **Vice-Mayor Castle** to accept the bid from HLP Construction Co. for the Bid Package on the restrooms at 3591 Industrial Blvd in the amount of \$18,085. Alderman Payne abstained due to relationship with HLP Construction Company. The motion passed on a board vote.

b.) Sewer Connection

Mayor Simpson asked that Jasper's Engineer Gary Cosby address the Kimball board.

Gary Cosby provided each board member with a Capacity Calculation Kimball-South Pittsburg Sewer Connection. The Town of Jasper wants to use the sewer line on Industrial Blvd to Kimball pump station for seven (7) years with a maximum capacity of 50,000 gpd. From the pump station to South Pittsburg, Jasper wants to combine their sewage with Kimball's sewage and send to South Pittsburg for treatment. The Town of Jasper is proposing to upgrade Kimball's pumping station.

Mayor Jackson had several points to bring up concerning the issue as follows:

- Kimball will not allow Jasper to use any of Kimball's contracted 200,000 gpd
- The sewer line from Kimball Pump Station to South Pittsburg is 30 years old and would need to be upgraded before addition sewage be put in the lines
- Take care of Kimball and Kimball's growth
- Kimball does not want to be a party of a three party agreement
- Kimball should only be involvement should be to use the lines and pump it through the pump station

Zack Kelly, Town of Jasper Attorney explained Jasper's extension plan as follows: Jasper wants to install sewer lines out Hwy 41 toward R&R Bait and Tackle and extend to the Rarity Club. The proposed sewer line is about a 4 million dollar project the Town of Jasper is trying to borrow the money through the State Revolving Loan in which the Marion County Commissions will have to approve to get the best interest rate then turn the loan over to Jasper. Without the involvement of Kimball, Jasper will not be able to get the loan at the lower interest rate because it will only benefit one community. There was much discussion on this issue.

Mayor Jackson asked for a motion on the proposal from Jasper and try to enter into an agreement on the sewer issue. The proposal dies for a lack of a motion.

There was more discussion on this issue.

c.) 1st Reading of Ordinance No. 190 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification I-1, Industrial District to R-1, Low Density Residential (As Shown on Tax Map 132, Parcel 059.00) Located Between Industrial Boulevard and the South Border of Interstate 24

Motion was made by **Alderman Payne**, seconded by **Alderman Keef** to accept on 1st Reading of Ordinance No. 190 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification I-1, Industrial District to R-1, Low Density Residential (As Shown on Tax Map 132, Parcel 059.00) Located Between Industrial Boulevard and the South Border of Interstate 24. Vice-Mayor Castle abstained from voting due to the relationship with the requesting property owner. The motion passed on a board vote.

d.) Part time fire department records manager

Mayor Jackson stated that during the ISO Inspection the majority of the issue is with the records of the Fire Department showing meetings, training, etc. Mayor Jackson and Alderman Pesnell have spoken with Peggy Thomas concerning the part time work. She would need to attend an ISO Training session in April on the types of records needed.

Motion was made by **Alderman Pesnell**, seconded by **Alderman Payne** to hire Peggy Thomas as a Part time records manager for the fire department at \$10 per hour 10-12 hours per month. The motion passed unanimously on a board vote.

e.) **Legal Services fees**

Motion was made by **Alderman Pesnell**, seconded by **Alderman Payne** to approve paying Attorney William Gouger \$150 per hour for legal services until the next fiscal year. The motion passed unanimously on a board vote.

f.) **Other properly presented business**

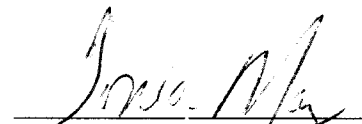
Mayor Jackson has several items to discuss as follows:

- Dan Aranda with Grandview concerning the Ambulance Service. The current contract for ambulance service requires an ambulance to be located in Whitwell and Kimball. Mr. Aranda stated they were going to negotiate a contract so that the ambulance owners could select the location. The town is concerned with this issue to make a decision on the rebuilding of the building that once housed the ambulance service and the design the town would select depends on if the ambulance service was going to use our facility or not.
- Easter Egg hunt at the barn on Saturday sponsored by the Town of Kimball and Western Sizzlin.
- Monday, March 24, 2008 from 3:30 – 5:00 Congressman Lincoln Davis.

ADJOURNMENT

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


David Jackson, Mayor


Tonia May, Recorder