

# **KIMBALL BOARD OF MAYOR AND ALDERMEN**

---

**Monthly Board Meeting  
Thursday, September 2, 2010 6:00 P.M.**

## **AGENDA**

1. Call to Order the Monthly Meeting of the Board of Mayor and Aldermen of the Town of Kimball
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of August 5, 2010 Minutes of Public Hearing and Regular Meeting
6. Old Business
7. Open Bids on Paving and Striping on Parking Lot at Park on Industrial Blvd through LPRF Grant
8. Open Bids on Cut Out of Infield for Baseball/Softball Fields through LPRF Grant
9. Fire Department Accidental and Sickness Policy with Steve Frost Agency for 2010-2011 in amount of \$3,630
10. Ratify Bill from Barnes Tire & Service Center for Rear Tires on Garbage Truck in amount of \$1,672.56
11. Ratify Bill from Chattanooga Tractor & Equipment for Repairs to Ford Tractor 4630 in the amount of \$1,856.26
12. Ratify Bill from Byrd's Electric Motor for Repairs to Sewer Pump in the amount of \$2780
13. Discuss accepting Bids for the Rescue Truck Chassis
14. Discuss Naming the Baseball/Softball Complex
15. Discuss Applying for the ARC Grant for the Sewer Line Extension to the new Chattanooga State Technical Community College on Main Street
16. Discuss increasing Dishonesty, Forgery, Theft and Computer Fraud Insurance Coverage to \$250,000 Limit
17. Ordinance 211 – An Ordinance of the Town of Kimball, Tennessee to Regulate Animal and Vegetable Fats, Oils and Grease as Well as Soil/Sand and Lint Traps and Interceptors
18. Discuss Jeff Mount property located off Lofty Drive
19. Paving Rivers Edge Drive
20. Police Report
21. Fire Report
22. Park Board Report
23. Planning Commission Report
24. Sewer Report
25. Attorney Report
26. New Business
27. Adjourn

---

---

**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, SEPTEMBER 2, 2010**

---

---

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, September 2, 2010 at 6:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

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

---

**INVOCATION AND PLEDGE**

---

Mayor Jackson asked Ronnie 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 Rex Pesnell, Alderman John Keef, Alderman Jerry Don Case, and Attorney William Gouger, Jr. Alderman Mark Payne was absent.

---

**APPROVAL OF MINUTES**

---

On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** the Minutes of the Public Hearing and Regular Monthly Board Meeting for August 5, 2010 were approved unanimously on a board vote.

---

**OLD BUSINESS**

---

Mayor Jackson had a couple of items under old business as follows:

- The repairs to Kimball Cove Road have been completed.
- The Interlocal Agreement between Kimball, Jasper and South Pittsburg concerning the Wastewater Treatment Plant remains in the process.
- The letter to TDOT concerning the striping on the roadway on Main Street during the re-paving project was hand delivered. TDOT was aware of the safety concerns. However, the paving began the next day and the striping was replaced within a day of the paving being finished.
- TDOT held the preconstruction meeting on Wednesday, August 11, 2010 at 9:00 a.m. in Chattanooga concerning the interchange project. Mayor Jackson attended the meeting to gather information concerning the plans for the two year project. Dement Construction Company was awarded the bid on the project. According to TDOT, this company has been known to finish projects early. However, the official completion date on this project is September 2012. The plan will be to keep two lanes open on the interstate for the majority of the project with any lane closures being done primarily during the night when traffic flow is lighter. Highway Construction is a subcontractor which is doing some of the site preparation work which is already taking place. Arcadis from Chattanooga has been hired as the Engineering Firm over the project. Any major lane changes will be emailed to the Mayor for the town to be aware of the lane shifts. Tree removal will be restricted during November 1, 2010 through March 1, 2011 due to an endangered species in the area. The existing off ramp from Interstate 24 West Bound will be removed once the new off ramp has been completed. The new ramp will be on the East Side of the Interstate with traffic headed to South Pittsburg coming to a stop light to turn onto Hwy 72. Traffic headed to Kimball should be able to merge into the existing Hwy 72 traffic. The project design includes a stop light for the Interstate 24 East Bound on and off ramps.

- The Mayor and Sharon Case attended a FEMA meeting in Soddy Daisy. During the meeting, the towns in attendance had their flood ordinances reviewed. Kimball's Flood Ordinance meets all the requirements by FEMA.

#### **SCHEDULED AGENDA ITEMS**

---

**a.) Open Bids on Paving and Striping on Parking Lot at Park on Industrial Blvd through LPRF Grant**

Mayor Jackson stated that the Marion County Road Commissioner, John Graham assisted with the specifications on the paving project. There was a Pre-Bid meeting on August 27, 2010 at 10:00 am at the Park to Review the Park Paving Project. Those in attendance were: David Cook, Tinsley Asphalt, LLC, Wilburn Lofty, Lofty Grading & Paving Inc., David Jackson and Tonia May.

Mayor Jackson opened the bids on the paving project as follows: Lofty Grading & Paving Inc. \$252,887.50 and Tinsley Asphalt, LLC \$174,300. Mayor Jackson does not recommend this project. The agenda item fails for lack of motion.

**b.) Open Bids to have Infields Cut In for Baseball/Softball Fields through LPRF Grant**

Mayor Jackson opened the bids on the infields cut in for Baseball/Softball Fields as follows: Coston General Contractors, Inc. \$57,965, JD Thomas Construction \$54,512, and River City Athletic Fields \$47,200. The town will contact the state concerning moving the funds to the appropriate line items for the coverage of the cut in of the four infields through the LPRF Grant.

Motion was made by **Alderman Keef**, seconded by **Alderman Case** to approve the lowest bid from River City Athletic Fields to have infields cut in for baseball/softball fields through the LPRF Grant in the amount of \$47,200. The motion passed unanimously on a board vote.

**c.) Fire Department Accidental and Sickness Policy with Steve Frost Agency for 2010-2011 in amount of \$3,630**

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** to approve the Fire Department Accidental and Sickness Policy with Steve Frost Agency for 2010-2011 in the amount of \$3,630. The motion passed unanimously on a board vote.

**d.) Ratify Bill from Barnes Tire & Service Center for Rear Tires on Garbage Truck in amount of \$1,672.56**

Motion was made by **Alderman Case**, seconded by **Alderman Keef** to ratify the bill from Barnes Tire & Service Center for rear tires on the garbage truck in the amount of \$1,672.56. The motion passed unanimously on a board vote.

**e.) Ratify Bill from Chattanooga Tractor & Equipment for Repairs to Ford Tractor 4630 in the amount of \$1,856.26**

Motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to ratify the bill from Chattanooga Tractor & Equipment for repairs to Ford tractor 4630 in the amount of \$1,856.26. The motion passed unanimously on a board vote.

**f.) Ratify Bill from Byrd's Electric Motor for Repairs to Sewer Pump in the amount of \$2780**

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** to ratify the bill from Byrd's Electric Motor for repairs to sewer pump in the amount of \$2780. The motion passed unanimously on a board vote.

**g.) Discuss Accepting Bids for the Rescue Truck Chassis**

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to approve accepting bids for a new rescue truck chassis. The motion passed unanimously on a board vote.

**h.) Discuss Naming the Baseball/Softball Complex**

The Park and Recreation Board have recommended naming the Baseball/Softball Complex “Chester Blevins Sports Complex”, Chester Blevins being the valuable asset to our town for many years in the promotion of sports and many other aspects of our town. This complex name is only a small gesture the town could do to honor his time and dedication to Kimball.

Motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to accept the recommendation from the Park and Recreation Board to name the Baseball/Softball Complex “Chester Blevins Sports Complex”. The motion passed unanimously on a board vote.

**i.) Discuss Applying for the ARC Grant for the Sewer Line Extension to the new Chattanooga State Technical Community College on Main Street**

Beth Jones with Southeast Tennessee Development District sent Mayor Jackson an email concerning the need to file the application for the ARC Grant for the Sewer Line Extension. The Mayor gave her permission to file the application due to the time sensitive material.

Motion was made by **Alderman Case**, seconded by **Alderman Keef** to ratify the town applying for the ARC Grant for the Sewer Line Extension to the new Chattanooga State Technical Community College on Main Street. The motion passed unanimously on a board vote.

**j.) Discuss increasing Dishonesty, Forgery, Theft and Computer Fraud Insurance Coverage to \$250,000 Limit**

Mayor Jackson and Attorney Gouger recommend increasing the coverage on all the above from the existing \$100,000 to the proposed \$250,000 limit.

Motion was made by **Alderman Keef**, seconded by **Vice-Mayor Pesnell** to approve the increase in the dishonesty, forgery, theft and computer fraud insurance coverage limits to a \$250,000 limit with TML Risk Management Pool. The motion passed unanimously on a board vote.

**k.) Ordinance 211 – An Ordinance of the Town of Kimball, Tennessee to Regulate Animal and Vegetable Fats, Oils and Grease as well as Soil/Sand and Lint Traps and Interceptors**

Attorney Gouger has revised Ordinance 211 to model the Sewer FOG program as recommended by TDEC and MTAS. This ordinance has also added enforcement and penalty fees. It also allows the town to adopt its own program. Attorney Gouger explained at length the differences between the two draft ordinances. The board will have a workshop on this ordinance September 21, 2010 at 4:00 pm.

**l.) Discuss Jeff Mount Property located off Lofty Drive**

After much discussion on this issue, Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to table this issue until next month’s meeting. The motion passed unanimously on a board vote.

**m.) Paving Rivers Edge Drive**

A motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to approve Marion County Highway Department to pave Rivers Edge Drive from below the Railroad Crossing down the straight section to the stop sign. The motion passed unanimously on a board vote.

---

**POLICE REPORT**

---

Alderman Keef gave an update on the Police Department as follows:

Litigation Tax	\$72.75
Court Costs	\$247.25
Fines	\$10.00
Report Fee	\$90.00
Sessions Court	\$162.45
<b>Total</b>	<b>\$582.45</b>

Alderman Keef stated Chief Jordan, Patrolman Wampler and Clerk Case attended the TIBRS Conference in Pigeon Forge during the month of August. Clerk Sharon Case was appointed the Vice-President of the TIBRS User Group. Patrolmen Adams, Gouger, Hubbard, and Tate attended a TIBRS class for accurate offense reporting.

---

**FIRE REPORT**

---

Vice-Mayor Pesnell gave the fire report for August 2010. The department responded to one call for the month which was one mutual aid call.

---

**PARK AND RECREATION BOARD REPORT**

---

Alderman Keef stated the park board recommended cutting in the infields and paving using the park grant. The park board recommended naming the two pavilions. The one on Hillcrest Drive will be the Davis Pavilion and the one on Industrial Boulevard will be the Blevins Pavilion. The soccer registration went well for Fall 2010. Lee Belk with Gentry Chevrolet contacted the town concerning the Chevrolet Youth Soccer Program in which the town will receive a \$500 donation, soccer equipment and 2000 tickets to use for a fundraiser for the soccer program. The Fall 2010 had 115 participants with teams as follows: 4-U6, 2-U9, 1-U12, and 1-U19. The first soccer game will be September 11, 2010. The town will host soccer two weekends in October. Coke will be supplying the concessions stand with banners, a cooler and reader boards. The next meeting will be held on September 9, 2010 at 5:00 p.m.

---

**PLANNING COMMISSION REPORT**

---

Alderman Case stated the planning commission did not meet during August. Mayor Jackson and Sharon Case attended a FEMA meeting concerning the flood ordinance. The town's flood ordinance includes everything FEMA recommends be included. The planning commission meets the third Tuesday of each month at 6:00 p.m.

---

**SEWER REPORT**

---

Mayor Jackson stated the pump for Dixie Lee Center Sewer Lift Station has been repaired. Mike Nelson and Mark Payne will be attending a conference related to the sewer system later this month.

---

**ATTORNEY REPORT**

---

None.

---

**NEW BUSINESS**

---

Mayor Jackson recommended approving soccer coaches that have had prior background checks performed as follows: Robert Delgado, Ben Bumpus, Doris Post, Ryan Carter, Tim Bible, and Nicole Smith.

Motion was made by **Alderman Keef**, seconded by **Vice-Mayor Pesnell** to approve the following Fall 2010 Soccer Coaches: Robert Delgado, Ben Bumpus, Doris Post, Ryan Carter, Tim Bible, and Nicole Smith. The motion passed unanimously on a board vote.

Mayor Jackson recommended approving soccer coaches pending the background check results as follows: Jessica Delgado, Nicholas Pickett, Susan Holland, Jim Boren, Johnny McDonald and Jim Combs.

Motion was made by **Alderman Keef**, seconded by **Alderman Case** to approve Fall 2010 soccer coaches pending the background check results as follows: Jessica Delgado, Nicholas Pickett, Susan Holland, Jim Boren, Johnny McDonald and Jim Combs. The motion passed unanimously on a board vote.

Mayor Jackson had other items under new business as follows:

- There have been complaints in Taylor Trailer Park stating that water has been turned on them since the sewer project's completion. Jim Lofty will be working in this area to correct the water issue.
- Sales Tax for July 2009 was at \$296,909 with July 2010 at \$300,067. The sales tax revenue was up \$2,583 for the month of July.
- The town has received a thank you card from Mr. Geary for the flowers and visits during the passing of his father.
- The town will be looking at a new copy machine. Upon reviewing copiers, the board will be contacted as to the type and price for approval then ratify at the next meeting.
- Finances

<b>General Fund</b>		<b>Drug Fund</b>	
Checking	\$ 126,965	Checking	\$ 1,781
Payroll	\$ 27,860	<b>State Street Aid</b>	
Savings	\$ 601,324	Checking	\$ 19,750
CD	<u>\$ 434,910</u>	<b>Sewer Fund</b>	
Total	\$1,191,059	Checking	\$ 73,030
		CD	\$ 75,118
		Savings	<u>\$ 101,283</u>
		Total	\$ 249,431
<b>Grand Total</b>		<b>\$1,462,021</b>	

Citizen Lamar Manis requested the status of the water fountain. E.H. Marsh has been out to check out the water fountain. A part has been ordered.

- Mayor Jackson wished everyone a Happy and Safe Labor Day Holiday.
- The next monthly board meeting will be October 7, 2010 at 6:00 p.m.
- Trunk or Treat will be October 30, 2010 from 4:00 p.m. until 7:00 p.m. at the Barn.

**ADJOURNMENT**

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

  
David Jackson, Mayor

  
Tonia May, Recorder