

# **KIMBALL BOARD OF MAYOR AND ALDERMEN**

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**Monthly Board Meeting  
Thursday, October 7, 2010 6:00 P.M.**

## **AGENDA**

1. Call to Order the Monthly Meeting of the Kimball Board of Mayor and Aldermen
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of September 2, 2010 Minutes of Regular Meeting
6. Old Business
7. Open Bids on the Rescue Truck Chassis
8. Proclamation Declaring the month of November “Pancreatic Cancer Awareness Month” in the Town of Kimball
9. Ratify Ordering of the Carpet for Recorder and Mayor’s Office from Southern Wholesale Carpet with Carpet and Installation Totaling \$2,408.98
10. Ratify Purchase of Kyocera TASKalfa500ci Digital Color Copier for Town Hall from Duplicator Supply Company in the amount of \$9,903
11. Ratify Purchase of Soccer Uniforms from Maximum Sports for Fall 2010 in amount of \$3,708
12. Local Planning Assistance Office Yearly Dues \$5,250
13. Fire Department Member Dustin Whitcher
14. Hydraulic Pump for Jaws of Life
15. Marketing Committee
16. Authorize Mayor to sign the contract with River City Athletics for Infield Construction
17. Trash Receptacles and Bench for Area near Soccer Fields through LPRF Grant
18. Discuss Parking Lot at Park on Industrial Blvd
19. Discuss Jeff Mount property located off Lofty Drive
20. 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
21. Wastewater Treatment Plant
22. Police Report
23. Fire Report
24. Park Board Report
25. Planning Commission Report
26. Sewer Report
27. Attorney Report
28. New Business
29. Adjourn

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**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, OCTOBER 7, 2010**

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A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, October 7, 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.

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**INVOCATION AND PLEDGE**

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Mayor Jackson asked Ronnie Case to say the invocation over the meeting.  
Mayor Jackson led the Pledge of Allegiance.

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**ROLL CALL**

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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, Alderman Mark Payne and Attorney William Gouger, Jr.

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**APPROVAL OF MINUTES**

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On a motion by **Alderman Keef**, seconded by **Alderman Case** the Minutes of the Regular Monthly Board Meeting for September 2, 2010 were approved unanimously on a board vote.

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**OLD BUSINESS**

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Vice-Mayor Pesnell wanted to inform the public that Centro Properties has begun to pave from Kentucky Fried Chicken, in front of Taco Bell and down to the Cracker Barrel Old Country Store.

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

- The paving of Rivers Edge Drive has been completed by the Marion County Highway Department.
- The water cooler has been delivered today and will be installed soon.

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**SCHEDULED AGENDA ITEMS**

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**a.) Open Bids on the Rescue Truck Chassis**

Mayor Jackson opened the bids as follows: Ted Russell Ford \$46,832 and Moss Motor Company Inc. \$43,593.90

Motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to approve the lowest bid from Moss Motor Company Inc. for the 2011 4x4 Rescue Truck Chassis in the amount of \$43,593.90. The motion passed unanimously on a board vote.

**b.) Proclamation Declaring the month of November "Pancreatic Cancer Awareness Month" in the Town of Kimball**

Mayor Jackson gave an overview of the proclamation.

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the Pancreatic Cancer Awareness Proclamation. The motion passed unanimously on a board vote.

**c.) Ratify Ordering of the Carpet for Recorder and Mayor's Office from Southern Wholesale Carpet with Carpet and Installation Totaling \$2,408.98**

All board members were called concerning this order.

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** to ratify the ordering of carpet for Recorder and Mayor's office from Southern Wholesale Carpet with carpet and installation totaling \$2,408.98. The motion passed unanimously on a board vote.

**d.) Ratify the Purchase of Kyocera TASKalfa500ci Digital Color Copier for Town Hall from Duplicator Supply Company in the amount of \$9,903**

All board members were called prior to the purchase of this copy machine.

Motion was made by **Alderman Keef**, seconded by **Alderman Payne** to ratify the purchase of Kyocera TASKalfa500ci digital color copier for Town Hall from Duplicator Supply Company in the amount of \$9,903. The motion passed unanimously on a board vote.

**e.) Ratify Purchase of Soccer Uniforms from Maximum Sports for Fall 2010 in amount of \$3,708**

Motion was made by **Alderman Case**, seconded by **Alderman Keef** to ratify the bill from Maximum Sports for soccer uniforms for Fall 2010 in the amount of \$3,708. The motion passed unanimously on a board vote.

**f.) Local Planning Assistance Office Yearly Dues \$5,250**

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to approve the Local Planning Assistance Office Yearly Dues in the amount of \$5,250. The motion passed unanimously on a board vote.

**g.) Fire Department Member Dustin Whitcher**

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Payne** to approve accepting Dustin Whitcher to the Kimball Fire and Rescue Department pending background clearance. The motion passed unanimously on a board vote.

**h.) Hydraulic Pump for Jaws of Life**

The fire department is requesting to spend approximately \$6,500 for a pump which is a savings of approximately \$1,700 since G&C Supply Company is placing a large order for other departments and can pass this savings on to the town by ordering this now.

After much discussion, a motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to order the Hurst hydraulic pump for the Jaws of Life for the Kimball Rescue Department. The motion passed unanimously on a board vote.

**i.) Marketing Committee**

Billy Watkins with the Marketing Committee was in attendance to request the town to proceed with the development of a DVD to advertise our town. The name will be "Why Kimball, Why Not Kimball" the DVD will be 5-6 minutes in length estimated at \$500 per minute using Dennis Video Production.

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the Marketing Committee to spend up to \$5,000 for the DVD production using Dennis Video Production. The motion passed unanimously on a board vote.

**j.) Authorize Mayor to sign the contract with River City Athletics for Infield Construction**

Based upon the Attorney's recommendation, the board will need to authorize the Mayor to sign the contract for formality purposes with River City Athletics for Infield Construction.

Motion was made by **Alderman Keef**, seconded by **Alderman Payne** to approve the Mayor to sign the contract with River City Athletics for Infield Construction which was awarded through bid procedure at the last monthly meeting. This funding will be part of the LPRF Grant. The motion passed unanimously on a board vote.

**k.) Trash Receptacles and Bench for Area near Soccer Fields through LPRF Grant**

Motion was made by **Alderman Keef**, seconded by **Alderman Case** to approve the ordering of 20 trash receptacles, liners and lids plus one set of 15' bleachers through the LPRF Grant with Belson Outdoors for a total of \$7,203. The motion passed unanimously on a board vote.

**l.) Discuss Parking Lot at Park on Industrial Blvd**

The board recommended discussing this issue with the state since this is part of the LPRF Grant project. Then discuss at a later meeting.

**m.) Discuss Jeff Mount property located off Lofty Drive**

The board decided not to seek the purchase of this property at this time. No further discussion on the issue.

**n.) 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**

This ordinance is better known as the FOG ordinance for the sewer system. Mike Nelson, Collection System Operator and Mark Payne, Alderman attended a conference in Gatlinburg concerning the rules and regulations for having a compliant sewer system which would include a criminal penalty and include an enforcement response plan. A letter needs to be drafted and sent to all businesses concerning sending the town proof of pumping of the devices for our files in case the state wants to verify our businesses are being compliant with our ordinance.

After much discussion, a motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve on first reading 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 contingent upon Attorney Gouger amending the ordinance to include some additional regulations. The motion passed unanimously on a board vote.

**o.) Wastewater Treatment Plant**

Mayor Jackson wanted to update the public concerning the future Regional Wastewater Treatment Plant. The first anticipated location of the plant has wetlands located on the site and rural development will not permit that site with the grant/loan funding due to a regulation in a Farm Bill from years past. The three town's are working together to purchase land near the proposed site to build the plant. This land is currently owned by Renewable Energies. The town is going to pay for the property to be appraised up front to proceed with the consideration of the purchase of this property. The board members were given information on the site in consideration. The Fish and Wildlife clearance will require a 500 foot below and above base study for compliance. The project will also be required to have a diffuser installed with this diffuser costing an estimated \$800,000 to \$1,000,000 for the device and wildlife study. The project will still remain in the 10 million dollar estimate even with the changes and additions to the project. Attorney Kelly will negotiate the lowest purchase price with the seller for the property after the appraisal is completed. There was much discussion upon this issue. The consensus of the board was to proceed forward to see the Regional Wastewater Treatment Facility Plant built.

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**POLICE REPORT**

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

Litigation Tax	\$15.75
Court Costs	\$60.25
Fines	\$54.00
Report Fee	\$100.00
Sessions Court	\$270.27
<b>Total</b>	<b>\$500.27</b>

Alderman Keef stated that Patrolman Wampler was attending training in Nashville to become a certified instructor for radar usage with his room, board and training being free to the town. Alderman Keef stated that Sergeant Chris Webb is a certified taser instructor for the town.

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**FIRE REPORT**

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Vice-Mayor Pesnell gave the fire report for September 2010. The department responded to seven calls for the month which were two mutual aids, two rescues, two vehicle fires and one fire alarm call at Lowe's.

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**PARK AND RECREATION BOARD REPORT**

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Alderman Keef stated the park board did not meet during the month of September. The next meeting will be held on October 14, 2010 at 5:00 p.m. Lofty Construction Company has done some prep work around the concession stand which looks good.

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**PLANNING COMMISSION REPORT**

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Alderman Case stated the planning commission did not meet during September. The planning commission meets the third Tuesday of each month at 6:00 p.m. The members will be attending their annual training on October 25, 2010.

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**SEWER REPORT**

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Alderman Payne stated the conference that he and Mike Nelson attended was valuable to the town. The conference gave them valuable information. Also Mike Nelson, Collection System Operator got to make contacts with others dealing with the sewer system operations. The town still needs to rehab some more of the manholes to fix the I&I problems.

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**ATTORNEY REPORT**

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None.

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**NEW BUSINESS**

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Alderman Case wanted to recognize a town citizen for his efforts in helping save a life in Ann Taylor's Trailer Park. A worker was under one of the homes and the home caught fire and the worker could not find a way out from under the home after having been overcome with smoke inhalation. Mr. David Adams, a town citizen and resident at Ann Taylor's Trailer Park saw the commotion and proceeded to the situation in which he saved the worker's life. The fire department responded to the fire and after being on the scene, those in the department realized the effort made by Mr. Adams.

Mayor Jackson had other items under new business as follows:

- Sales Tax for August 2009 was at \$221,015 with August 2010 at \$223,696. The sales tax revenue was up \$2,600 for the month of August.
- The Mayor attended a Regional Planning Meeting for the RPO Executive and Technical Board. The major project the board is reviewing is the Corridor K connection of Cleveland to North Carolina.
- The county, city and town Mayors have been working with the Southeast Tennessee Development District and others to come up with available commercial and industrial property available in Marion County. The plan will have the available property in the County Mayor's Office for easier access for potential developers to view. The last meeting will take place November 3, 2010 at the Southeast Tennessee Development District to try and finalize the property list. The main effort by everyone has been to promote the county as a whole and there has been an effort displayed of cooperation among those in attendance. The list will be tied to a no cost option authorizing the property to be shown.
- Tuesday, October 12, 2010, the Marion County Partnership will have a meeting concerning a position for the upkeep of the property listings and any assistance on this project plus the upkeep of the website for the county with the towns, chamber and partnership funding this part time position.
- There are still 10 sewer manholes with I&I problems and two lift stations in need of refurbishing. Mayor Jackson would like to take bids to repair the manholes and lift station with same substance as used on the trial manhole.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to authorize the Mayor to accept bids to repair the manholes and sewer lift stations with bids being opened at the next regular monthly board meeting. The motion passed unanimously on a board vote.

- October 30, 2010 the town will have Trunk or Treat at the barn from 4:00 pm until 7:00 pm. The town would like all citizens to participate by bringing a vehicle to the area and giving candy out of their trunk. Please contact town hall to reserve a spot.
- Kimball will host the soccer games on October 9, 2010 and October 16, 2010. The concession stand is ready and stocked.
- November 4, 2010 is the next regular monthly board meeting at 6:00 pm.

#### **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