

---

---

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

---

---

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, December 2, 2010 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 his father George Jackson Sr. 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, Alderman Mark Payne and Attorney William Gouger, Jr.

---

**APPROVAL OF MINUTES**

---

Mayor Jackson stated the November 16, 2010 meeting was to review the bids on the manholes and lift stations refurbishing. Collection System Operator, Mike Nelson, reviewed both bids and CTR Utility did not meet the specifications; therefore, the bid was awarded to Conco Spray Solutions. The November 24, 2010 meeting was to discuss putting specifications to bid on the rescue box to be placed on the provided 2011 Cab and Chassis. The bid specifications were tweaked to better serve the town's needs and then let for bid.

On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** the Minutes of the Public Hearing and Regular Monthly Board Meeting for November 4, 2010, Minutes of the Special Called Meetings for November 16, 2010 and November 24, 2010 were approved unanimously on a board vote.

---

**OLD BUSINESS**

---

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

- The rescue truck cab and chassis has been delivered to the town from Moss Motor Company.
- The county and Chattanooga State had submitted an application to the Board of Regents for funding on the future project on Main Street. Chattanooga State had submitted another application for funding on a project in Chattanooga to purchase the Olan Mills building and property adjacent to the main campus. The Board of Regents approved the application for funding in Chattanooga and denied the one for our project. The county and Chattanooga State Representatives will meet again to consider the options for the project on Main Street. The county has funding available to construct the original building that was planned.
- The town received a thank you letter from the Marion County Food Bank for the donation.
- The town received a thank you letter from the Marion County Public Library Board for the donation.
- The town received a thank you letter from the United Way for the donation.

## SCHEDULED AGENDA ITEMS

**a.) Paul Johnson with Johnson, Murphy and Wright, P.C. concerning the fiscal year audit ending June 30, 2010**

Paul Johnson stated the town has been given a clean audit opinion. The town ended June 30, 2010 with the following: General Fund ending fund balance was \$1,410,648, Drug Fund ending fund balance was \$1,678, State Street Aid ending fund balance was \$23,951 and Sewer Fund ending net assets were \$1,521,853. The town had two findings for inadequate separation of duties and Accounting expertise.

**b.) Regional Wastewater Treatment Plant**

Mayor Jackson passed a set of financial numbers to the board members pertaining to South Pittsburg's Sewer Debt. The original figure given by South Pittsburg that the Town of Kimball would owe was approximately \$330,000. After South Pittsburg's accountant reviewed the numbers, a figure of \$483,758 was the total that the Kimball would owe toward South Pittsburg's debt service. The town requested our Accountant Paul Johnson to review the provided numbers and his figure was \$251,173. Accountant Paul Johnson explained his figures on the debt service; his determination was that if the town pays a lump sum to South Pittsburg then the town would not owe interest and principal. South Pittsburg's figure included principal and interest times 14%. Mr. Johnson made the figure based on 14% of the principal on all three loans. During South Pittsburg's Board Meeting in November, they voted not to participate in the Regional Wastewater Treatment Plant. Mayor Jackson explained the board's stance on South Pittsburg's Sewer Debt. The town still has an option to build a Regional Wastewater Treatment Plant with Jasper. The preliminary talks are to build a 1.5 million gallon plant, Kimball would have a capacity of 500,000 gallons per day and Jasper would have a capacity of 1 million gallons per day. During Jasper's Board Meeting in November, their board took two votes. One to do the Regional Wastewater Treatment Plant with Kimball and South Pittsburg and the second was to do the Regional Wastewater Treatment Plant with Kimball. If the town proceeds, the grant and loan percentages will remain the same. There was much discussion on this issue. All members would like full participation; however, they agreed to move forward with willing participants to fulfill the Regional Plant.

Motion was made by **Alderman Payne**, seconded by **Alderman Keef** to approve the town's participation in the Regional Wastewater Treatment Plant with Jasper. There was more discussion on this issue before the vote. The motion passed unanimously on a board vote.

Renewable Fuels LLC has requested earnest money to be paid in the amount of \$10,000 for the property purchase for the future site of the Regional Wastewater Treatment Plant. The payment will go toward the purchase price. Jasper has agreed to pay their half in the amount of \$5,000. The Kimball board would like to review the property survey and legal description before finalization on the payment. Motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve the payment of earnest money to Renewable Fuels LLC in the amount of \$5,000 pending the board and counsel's review. The motion passed unanimously on a board vote.

**c.) Approve the bill from Byrd's Electric in the amount of \$2,598 for repairs to the sewer pump**

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve the bill from Byrd's Electric in the amount of \$2,598 for repairs to the sewer pump. The motion passed unanimously on a board vote.

**d.) Approve bill from James C. Hailey & Co. in the amount of \$3,431.60 for reviewing the New Pump Station Plans**

These plans have been reviewed for the relocation of the Main Pump Station for the future home of the Hampton Inn.

Motion was made by **Alderman Keef**, seconded by **Alderman Payne** to approve the bill from James C. Hailey & Co. in the amount of \$3,431.60 for reviewing the New Pump Station Plans. 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	\$225.00
Fines	\$60.00
Report Fee	\$60.00
Sessions Court	\$482.00
<b>Total</b>	<b>\$899.75</b>

Also, Car #81 is in the shop for repairs after a rear end collision with estimated repairs being \$1,900.

**FIRE REPORT**

---

Vice-Mayor Pesnell gave the fire report for November 2010. The department responded to one call for the month which was a rescue call.

Fire Chief Keef wanted to thank the Board of Mayor and Aldermen for the cab and chassis.

**PARK AND RECREATION BOARD REPORT**

---

Alderman Keef stated the park board did not meet during the month of November and will not have a meeting in December. The maintenance to the soccer fields is starting to show with grass growing on these fields.

**PLANNING COMMISSION REPORT**

---

Alderman Case stated the planning commission met on Tuesday, November 16, 2010. The Best Value Final Plat was approved as was the Hampton Inn Site Plan. The make-up session for the annual training is scheduled for December 6, 2010. The town has three members that are planning to attend. The planning commission meeting for December has been cancelled.

**SEWER REPORT**

---

Alderman Payne stated that the rainfall shows the town's sewer system has I and I problems. The town will be seeking a company to camera the sewer system to identify where the problems exist in the lines. The board agreed to find a company to perform this service and to get the critical areas identified so the problems can be resolved.

Motion was made by **Alderman Payne**, to authorize the Mayor to spend up to \$10,000 to hire a company with a camera to map the sewer lines and find the problem areas. Payne withdraws his motion since a cost could not be determined.

**ATTORNEY REPORT**

Attorney Gouger stated a form letter along with Ordinance 211 has been mailed to all businesses that were affected by this FOG ordinance. The letter directed the businesses to call the attorney with legal questions and to call Mike Nelson, Collection System Operator, for technical questions.

**NEW BUSINESS**

Mayor Jackson had items under new business as follows:

- The town will hold its annual Christmas Dinner for employees, committee and board members in the Municipal Building next Friday night at 6:00 p.m.
- Representatives from the State and SETDD will be here on December 9, 2010 at 3:00 p.m. concerning a Technical Meeting for the 2010 CDBG Funding to extend the sewer lines.
- Sales Tax for October 2009 was at \$211,529 with October 2010 at \$202,856. The sales tax revenue was down \$8,673 for the month of October.
- The town would like to wish the South Pittsburg Pirate’s Football Team luck tomorrow in the State Championship game.
- Finances

<b>General Fund</b>		<b>Drug Fund</b>	
Checking	\$ 69,570	Checking	\$ 2,291
Payroll	\$ 33,410	<b>State Street Aid</b>	
Savings	\$ 527,733	Checking	\$ 21,007
CD	\$ 435,000	<b>Sewer Fund</b>	
Total	\$1,065,713	Checking	\$ 74,994
		CD	\$ 75,469
		Savings	\$ 101,520
		Total	\$ 251,983


<b>Grand Total</b>	<b>\$1,340,994</b>
--------------------	--------------------

- January 6, 2011 is the next regular monthly board meeting at 6:00 pm. Alderman Keef will be stepping down after approval of minutes. Then Johnny Sisk and Mark Payne will be sworn in for their four year terms.
- The town would like to wish everyone a Merry Christmas and a Happy New Year.

**ADJOURNMENT**

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

  
 David Jackson, Mayor

  
 Tonia May, Recorder