

KIMBALL BOARD OF MAYOR AND ALDERMEN

**Monthly Board Meeting
Thursday, April 7, 2011 6:00 P.M.**

AGENDA

1. Call to Order the Monthly Board Meeting of the Kimball Board of Mayor and Aldermen
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of March 3, 2011 Minutes of Regular Meeting
6. Old Business
7. Sequatchie Valley Honor Guard Donation
8. Open Bids on Fence for Baseball/Softball Fields
9. Open Bids on Building Road from Lofty Drive to Kimball Park
10. Ratify bill from Maximum Sports in amount of \$3,380 for Soccer Uniforms for Spring 2011
11. Soccer Coaches Approval
12. Audit Contract with Johnson, Murphey and Wright for audit July 1, 2010 until June 30, 2011 in amount of \$21,170
13. Resolution 2011-05 – A Resolution of the Town of Kimball, Tennessee Requesting Reinstatement of Funding for Clean Up and Disposal of Methamphetamine Labs and Debris
14. Kimball-Jasper Interlocal Agreement for Sewage Treatment Plant
15. Police Report
16. Fire Report
17. Park Board Report
18. Planning Commission Report
19. Sewer Report
20. Attorney Report
21. New Business
22. Adjourn

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, APRIL 7, 2011**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, April 7, 2011 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 Reverend Ronald Case to say the invocation over the meeting.

Mayor Jackson asked Boy Scout Christian Sanchez to lead the Pledge of Allegiance.

ROLL CALL

Mayor Jackson asked Recorder May to call roll.

Those present were: Mayor David Jackson, Alderman Johnny Sisk, Alderman Jerry Don Case, Alderman Mark Payne and Attorney William Gouger, Jr.

Vice-Mayor Rex Pesnell was absent.

APPROVAL OF MINUTES

On a motion by **Alderman Case**, seconded by **Alderman Payne** the Minutes of the Regular Monthly Board Meeting for March 3, 2011 were approved unanimously on a board vote.

OLD BUSINESS

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

- The three point repairs for the Sewer Lines approved at last month's meeting have been completed. HLP Construction Company completed these three repairs for \$5,420 which was less than approved at \$8,000.
- Scott Medlin, Project Manager with TDOT, stated the I-24 at Exit 152 Project is still ahead of schedule.
- Next week, Kimball will host the Bass Federation National Championship Fishing Tournament. The Bass Federation has delivered 14 boats to the lot next to town hall. More boats should be arriving in the coming days prior to the start of the tournament. Mayor Jackson wanted to thank the office staff and all the volunteers for the hard work and efforts on the Bass Federation Championship Event.
- The town received a Thank You Card from the Clyde Stephens Family for the flowers, cards, calls and prayers during their time of loss.
- The town received a Thank You Card from the Mark Payne Family for the flowers, cards, calls and prayers during their time of loss.

SCHEDULED AGENDA ITEMS

a.) Sequatchie Valley Honor Guard Donation

Mayor Jackson stated that the Sequatchie Valley Honor Guard has been established to honor those military veterans or service men/women that have fought for our freedom. Currently, this honor guard is working with twelve funeral homes and it has locals in Marion County as members. The Sequatchie Valley Honor Guard is in need of funding to help buy uniforms and equipment. Mayor Jackson recommends that the board give a donation to this organization in the amount of \$1,500.

Motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve the donation of \$1,500 to the Sequatchie Valley Honor Guard. The motion passed unanimously on a board vote.

b.) Open Bids on Fence for Baseball/Softball Fields

Mayor Jackson opened the two bids submitted on the Baseball/Softball Fields as follows:

Quality Fence Co., Inc total bid \$115,108

with the three – 210' fields at \$28,258.68 each and the 250' field at \$30,331.96

Williams Fence Company total bid \$123,496.48

with the three – 210' fields at \$30,622.52 each and the 250' field at \$31,628.92

The park board recommends the installation of fencing from the LPRF Grant.

A motion was made by **Alderman Payne**, seconded by **Alderman Case** to accept the fence bid for the Baseball/Softball fields from Quality Fence Co., Inc. in the amount of \$115,108 with this being part of the LPRF Grant 50%-50% match. The motion passed unanimously on a board vote.

c.) Open Bids on Building Road from Lofty Drive to Kimball Park

Mayor Jackson opened the two bids submitted as follows:

Lofty Construction Company total bid \$53,274 Optional filling pond with piled dirt \$7,500

Signal Excavating total bid \$60,850

After some discussion, a motion was made by **Alderman Sisk**, seconded by **Alderman Case** to accept the building of road bid from Lofty Construction Company in the amount of \$53,274. The motion passed on a board vote with Alderman Payne abstaining.

d.) Ratify the bill from Maximum Sports & Fitness LLC in the amount of \$3,380 for Soccer Uniforms for Spring 2011

Motion was made by **Alderman Sisk**, seconded by **Alderman Case** to ratify the bill from Maximum Sports & Fitness LLC in the amount of \$3,380 for Soccer Uniforms for Spring 2011. The motion passed unanimously on a board vote.

e.) Soccer Coaches Approval

Mayor Jackson requested Soccer Coaches and Assistant Approval of the following:

Doris Post, Beth Sitz, Shawn Higdon, Susan Holland, Samantha Holloway, Nicole Smith, Jim Combs, and Tim Bible as coaches and Tim Beck and Eric Turney as assistants. All coaches and assistants have cleared the background checks.

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the listed Coaches and Assistants for Spring 2011 Soccer. The motion passed unanimously on a board vote.

f.) Audit Contract with Johnson, Murphey and Wright for audit July 1, 2010 until June 30, 2011 in the amount of \$21,170

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the audit contract with Johnson, Murphey and Wright for audit July 1, 2010 until June 30, 2011 in the amount of \$21,170. The motion passed unanimously on a board vote.

g.) Resolution 2011-05 – A Resolution of the Town of Kimball, Tennessee requesting Reinstatement of Funding for Clean Up and Disposal of Methamphetamine Labs and Debris

Mayor Jackson stated he recommended the approval of this resolution with the town sending the resolution to the Federal and State Elected Officials.

Motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve Resolution 2011-05 – A Resolution of the Town of Kimball, Tennessee requesting Reinstatement of Funding for Clean Up and Disposal of Methamphetamine Labs and Debris. The motion passed unanimously on a board vote.

h.) Kimball-Jasper Interlocal Agreement for Sewage Treatment Plant

Attorney Gouger explained that the town had concerns with the original agreement. However, the final draft presented in the February meeting covered the concerns as follows: specific gallons for each entity are stated, a statement of existing debt is included that Jasper owes on its existing plant which is in the amount of \$526,676, an escape clause in the contract in the event that TDEC will not issue a permit for a 1.5 million gallon sewage treatment plant and an escape clause if funding for either municipality is not available for any reason. All these items are now included in the Interlocal Agreement for Sewage Treatment Plant. Based upon the review of the final draft that includes all areas of concern, Attorney Gouger recommends that the town approve the Kimball-Jasper Interlocal Agreement for Sewage Treatment Plant.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve the Kimball-Jasper Interlocal Agreement for Sewage Treatment Plant based on the Attorney's recommendation. The motion passed unanimously on a board vote.

POLICE REPORT

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

Litigation Tax and Training Fees	\$72.75
Court Costs	\$359.50
Fines	\$60.00
Report Fee	\$100.00
Sessions Court	\$1,939.42
Total	\$2,531.67

FIRE REPORT

Mayor Jackson gave the fire report for March 2011. The department responded to four calls for the month which included one structure fire, one vehicle fire, one diesel spill and one mutual aid call. The fire department still has the cab and chassis for the new rescue truck.

PARK AND RECREATION BOARD REPORT

Alderman Sisk gave the park board report as follows: the town will host Soccer April 30th and May 7th, and the beautification committee developed two flower beds at the Park on Industrial Boulevard which included flowers and shrubs.

PLANNING COMMISSION REPORT

Alderman Case stated the planning commission meeting for the month of March was held on the 15th. The Church of Jesus Christ of Latter Day Saints Expansion Site Plan was approved. Nannetta Taylor presented a drawing for efficiency apartments for the rear of her commercial building. These are currently not allowed in a C-2 zone; however, the board asked Planner Thomas to research the opportunities having a mixed usage could allow. The board authorized Planner Thomas to proceed with the study to expand or modify the urban growth boundary. The planning commission meeting for this month is scheduled for Tuesday, April 19th at 6:00 pm.

SEWER REPORT

Alderman Payne stated that Collection System Operator Mike Nelson is having problems with the sewer; however, he has temporarily corrected this problem. The manhole refurbishing could be done on 9 manholes; however, the cost effectiveness may not benefit by having the company come to town to refurbish twice.

ATTORNEY REPORT

None.

NEW BUSINESS

Alderman Sisk stated there was a missing stop sign in the shopping center that the town may want to try and address with the owners before the visitors get to town with the bass federation. Mayor Jackson stated he would contact JT Chism with Wal-Mart since they were able to get the pothole repaired.

Mayor Jackson had items under new business as follows:

- Marion Environmental Inc. has submitted a bill for \$1,681.40 for the use of the Guzzler Vacuum Truck with Operator to get the debris out of the bottom of the main lift station.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to ratify the bill from Marion Environmental Inc. for the use of Equipment and Operator for Sewer System Issues in the amount of \$1,681.40. The motion passed unanimously on a board vote.

- Lofty Construction repaired the roadway into the Kimball Park on Industrial Boulevard. The major cost was gravel in the amount of \$2,104.50 with total bill for gravel, haul and repair at \$2,404.50.

Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to ratify the bill from Lofty Construction Company for repairs to road at the Kimball Park on Industrial Boulevard in the amount of \$2,404.50. The motion passed on a board vote with Alderman Payne abstaining.

- The 2010 Census shows Kimball is at 1,395 people which has increased 83 people since the 2000 census.
- Sales Tax for February 2010 was at \$184,600 with February 2011 at \$177,339. The sales tax revenue was down approximately \$7,200 for the month.
- Marion County Partnership meeting was held last week. The Partnership has been working for Marion County on recruitment. County Mayor Graham has a list of available properties in the

county for a quick response when needed. Ed Fuller, Chairman of Marion County Partnership, is doing an outstanding job.

- David Carroll, with Channel 3 News, who started at the radio station in South Pittsburg, Daryl Patterson and Cindy Sexton will be at Ingles Supermarket in Jasper, Tennessee this Saturday, April 9th from 10 am until 12 pm to sell their books and sign copies. A donation of \$10 per book sold will be made to Hospice.
- Finances

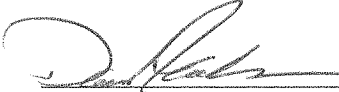
General Fund		Drug Fund	
Checking	\$ 171,712	Checking	\$ 2,386
Payroll	\$ 56,862	Sewer Fund	
Savings	\$ 464,208	Checking	\$ 58,327
CD	<u>\$ 435,000</u>	CD	\$ 75,867
Total	\$1,127,782	Savings	<u>\$ 101,825</u>
State Street Aid		Total	\$ 236,019
Checking	\$ 10,736		

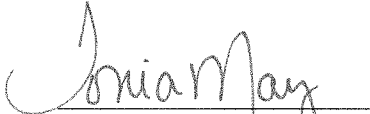
Grand Total	\$1,376,923
--------------------	--------------------

- The next monthly board meeting will be May 5th at 6:00 pm.
- There will be a special called meeting on April 21st at 6:00 pm concerning the acceptance or denial of sewer line repair bids. The engineer will open bids on April 21st at 4:00 pm.
- The Bass Federation 2011 National Championship will have the weigh ins at the Kimball Park on Industrial Boulevard on Thursday, April 14th and Friday, April 15th starting at 3:00 pm. The public is invited to watch these weigh ins for free.
- All fish caught during the fishing tournament will be returned to Nickajack Lake.

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 Sisk**. The motion passed unanimously on a board vote.


 David Jackson, Mayor


 Tonia May, Recorder

KIMBALL BOARD OF MAYOR AND ALDERMEN

**Special Called Meeting
Thursday, April 21, 2011 at 6:00 P.M.**

1. Call to Order Special Called Meeting of Kimball Board of Mayor and Aldermen concerning Contract 111- Sewer Line Replacement Acceptance or Denial and any other pertinent business that may come before the board.

2. Roll Call

Mayor Jackson	Vice-Mayor Pesnell	Alderman Payne
Alderman Case	Alderman Sisk	Attorney Gouger

3. Contract 111 – Sewer Line Replacement Acceptance or Denial of Bids

4. Any Other Properly Presented Business

5. Adjourn

MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
THURSDAY, APRIL 21, 2011

A special called meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, April 21, 2011 at 6:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Jackson called the special called meeting to order at 6:00 p.m. concerning Contract 111 – Sewer Line Replacement Acceptance or Denial of Bids and any other pertinent business that may come before the board.

Mayor Jackson asked Clerk Case to call roll.

Those present were: Mayor David Jackson, Vice-Mayor Rex Pesnell, Alderman Jerry Don Case, Alderman Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr.

SCHEDULED AGENDA ITEMS

a.) Contract 111 – Sewer Line Replacement Acceptance or Denial of Bids

At 4:00 p.m. today, the town had the bid opening on this project. There were thirteen bid requests with ten companies submitting bids. Henley Construction from Sewanee appears to be the low bidder with base bid at \$101,254.50 with Alternate No. 1 at \$38,401.00 – Bore under Road and Alternate No. 2 at \$29,563.50 – Stopping point to Raceway. Anthony Pellam with James C. Hailey and Company was present and stated all bids were tallied with just some minor mathematical issues. Henley Construction bid was accurate and low bidder. Mr. Pellam recommended to the board to award Contract 111 to Henley Construction in the amount of \$139,655.50 based on the base bid plus Alternate No. 1 contingent upon references being checked and board being comfortable with reference check. Mr. Pellam also recommended the board approve moving forward on this project and to authorize the Mayor to sign contract documents. Attached to the minutes will be the certified bid tabulation from Anthony Pellam with James C. Hailey and Company. There was more discussion on this issue.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve the low bid by Henley Construction base bid at \$101,254.50 plus Alternate No. 1 at \$38,401.00. The board discussed this issue further with estimated dates for preconstruction and starting dates. The motion passed unanimously on a board vote. Mayor Jackson signed the notice of award on Contract No. 111. Inspector on this project will be either David Webster or Carlton Webster.

b.) Other properly presented business

The board had several items under other properly presented business as follows:

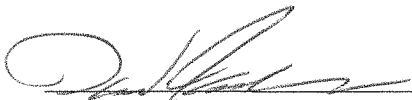
- Patrolman Wampler with our Police Department is off on Workman's Compensation. His salary is currently being paid through the town's workman's compensation insurance. Dayshift officers have been switching shifts to cover his night shift; however, the outcome of Officer Wampler's visit to the specialist on Tuesday will determine if he can return to work or need more time for therapy or other medical procedures. Alderman Case addressed the board concerning the town hiring several officers from other departments to work part time to cover this shift. Alderman Case had a list of officers from other departments interested in working part time for the town if the board desires taking this route to cut down on the overtime expense. The police department is in favor of hiring part time personnel to help their department. The department would buy the part time officers two pull over polo shirts with the town's emblem sewn in.

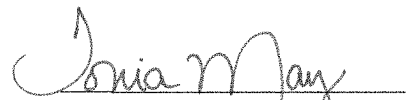
Motion was made by **Alderman Case**, seconded by **Alderman Payne** to authorize Police Chief Tommy Jordan to select five officers for a rotation basis to cover the shift of Officer Wampler in the event he is unable to return after his visit on April 26, 2011. The part time police officer will work Wednesday through Friday and every other Saturday at a pay rate of \$15 per hour. Patrolman Gouger will cover the shift for next week. The motion passed unanimously on a board vote.

- Mayor Jackson stated that Governor Haslam and Economic and Community Development Commissioner Hagerty announced that the State Planning Office will be eliminated effective July 1, 2011. Mayor recommended that Attorney Gouger work with County Mayor Graham concerning meeting to have a county meeting with the other mayors to hire a county-wide planner. Attorney Gouger has already spoken with County Mayor Graham concerning this issue and he will follow up on this issue.

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 Sisk**. The motion passed unanimously on a board vote.


David Jackson, Mayor


Tonia May, Recorder

**BID TABULATION
TOWN OF KIMBALL
CONTRACT 111 - SEWER LINE REPLACEMENT**

TOWN OF KIMBALL
675 West Main Street
Kimball, TN 37347

139,655.50

BID DATE: 4/21/10

BID SECURITY				BID BOND	
BIDDER AND ADDRESS				HENLEY CONSTRUCTION 2341 Sherwood Road Sewanee, TN 37375	
ITEM	QUAN.	UNIT	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
1	1	EA.	CUT-IN 8" CLEAN-OUT W/ TRAFFIC RATED BOX (above MH 90 – Ch	1,500.00	1,500.00
2	42	V.F.	F & I CEMENTITIOUS COATING COMPLETE MANHOLE REHAB	250.00	10,500.00
3	943	L.F.	F & I 8" SDR 35 GRAVITY SEWER LINE 0' – 6' (LINE "B")	26.50	24,989.50
4	310	L.F.	F & I 8" SDR 35 GRAVITY SEWER LINE 8' – 12' (LINE "A")	36.50	11,315.00
5	9	EA.	F & I 8" X 4" SERVICE TEE – FIELD LOCATE RECONNECT TO EXIS	850.00	7,650.00
6	9	EA.	FURNISH & REPLACE EXISTING 4" CLEAN-OUT CONNECTION W/	500.00	4,500.00
7	1500	TN.	CRUSHED STONE	25.00	37,500.00
8	100	S.Y.	PAVEMENT REPLACEMENT	18.00	1,800.00
9	10	C.Y.	CLASS "A" CONCRETE FOR DRIVEWAY REPAIR AS NEEDED	150.00	1,500.00
TOTAL BASE BID					101,254.50
ADD ALTERNATE NO. 1 FROM MH 87 TO 92, AD THE FOLLOWING:					
2	8	V.F.	F & I CEMENTITIOUS COATING COMPLETE MANHOLE REHAB	250.00	2,000.00
4	174	L.F.	F & I 8" SDR 35 GRAVITY SEWER LINE 8' – 12' (LINE "A")	36.50	6,351.00
11	450	TN.	CRUSHED STONE	25.00	11,250.00
A1	50	L.F.	16-IN BLACK STEEL CASING BY BORE & JACK	200.00	10,000.00
A2	20	L.F.	16-IN BLACK STEEL CASING BY OPEN CUT	80.00	1,600.00
A3	1	EA.	F & I 4' DIA. STANDARD 0-6' TALL XYPEX PRECAST MANHOLE	4,800.00	4,800.00
A4	3	V.F.	F & I 4' DIA. EXTRA DEPTH (TRANSITION MH 87A)	800.00	2,400.00
TOTAL DEDUCT - ALTERNATE NO. 1					38,401.00
ADD ALTERNATE NO. 2 FROM MH 93 TO 94. ADD THE FOLLOWING:					
2	8	V.F.	F & I CEMENTITIOUS COATING COMPLETE MANHOLE REHAB	250.00	2,000.00
4	299	L.F.	F & I 8" SDR 35 GRAVITY SEWER LINE 8' – 12' (LINE "A")	36.50	10,913.50
5	2	EA.	F & I 8" X 4" SERVICE TEE – FIELD LOCATE RECONNECT TO EXIS	850.00	1,700.00
6	2	EA.	FURNISH & REPLACE EXISTING 4" CLEAN-OUT CONNECTION W/	500.00	1,000.00
11	450	TN.	CRUSHED STONE	25.00	11,250.00
12	150	S.Y.	PAVEMENT REPLACEMENT	18.00	2,700.00
TOTAL DEDUCT - ALTERNATE NO. 2					29,563.50

