
**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, AUGUST 4, 2011– 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, August 4, 2011 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 Rex Pesnell, Alderman Jerry Don Case, Alderman Mark Payne, Alderman Johnny Sisk and Attorney William Gouger, Jr.

Mayor Jackson called the public hearing to order for Ordinance Number 214 – An ordinance to amend Ordinance No. 210 concerning the budget for fiscal year 2010-2011 for the Town of Kimball, Tennessee and Ordinance Number 215 – An ordinance amending the annual operating budget and capital program of Kimball, Tennessee for fiscal year 2011-2012.

NEW BUSINESS

- a) **Ordinance No. 214 – An Ordinance to Amend Ordinance No. 210 Concerning the Budget for the Fiscal Year 2010-2011 for the Town of Kimball, Tennessee**

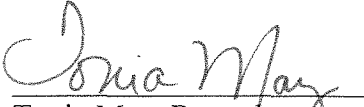
- b) **Ordinance No. 215 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2011-2012**

Mayor Jackson explained the two ordinances and their amendments.

ADJOURNMENT

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


David Jackson, Mayor


Tonia May, Recorder

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, AUGUST 4, 2011**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, August 4, 2011 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Jackson called the regular meeting to order after the public hearing which began at 6:00 p.m.

INVOCATION AND PLEDGE

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

ROLL CALL

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

APPROVAL OF MINUTES

On a motion by **Alderman Case**, seconded by **Alderman Payne** the Minutes of the Public Hearing and Regular Monthly Board Meeting for July 7, 2011 were approved unanimously on a board vote. Mayor Jackson pointed out to the board that the minutes included that the town's purchase of the cameras was under emergency powers.

OLD BUSINESS

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

- The bleachers approved last meeting for the park through LPRF Grant have been delivered.
- Neal Webb with Marion County Highway Department has stated his department will start paving next week.
- The cameras for the police department have been delivered. Andy Ridge with Radio Ridge is in the process of installing the new cameras in the police cars.

SCHEDULED AGENDA ITEMS

- a.) **2nd and Final Reading of Ordinance 214 – An Ordinance to Amend Ordinance No. 210 Concerning the Budget for the Fiscal Year 2010-2011 for the Town of Kimball, Tennessee**

Motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve on second and final reading Ordinance No. 214 – An Ordinance to Amend Ordinance No. 210 Concerning the Budget for the Fiscal Year 2010-2011 for the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

- b.) **2nd and Final Reading of Ordinance 215 – An Ordinance to Amend the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2011-2012**

Motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve on second and final reading Ordinance No. 215 – An Ordinance to Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2011-2012. The motion passed unanimously on a board vote.

c.) Discuss 8 Benches for Baseball/Softball Fields as part of the LPRF Grant

Mayor Jackson stated the packet included two quotes on benches, one from Belson Outdoors and another from MARKSTAAR, with MARKSTAAR being lowest quote.

Motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve the purchase of 8 Benches for Baseball/Softball Fields as part of the LPRF Grant from MARKSTAAR in the amount of \$2081.60. The motion passed unanimously on a board vote.

d.) Debt Management Policy

Attorney Gouger has provided a draft policy for the board to review. Attorney Gouger recommended having a workshop to review the policy and make several decisions concerning various issues on the adoption of the policy. This policy will be done as a resolution upon final draft with final copy being submitted to State's Comptroller's Office which has to be approved by January 1, 2012. Each year during budget workshops, the town can review this resolution and make changes as necessary through the adoption of a new resolution as changes are necessary with modified resolutions being kept up to date with the State's Comptroller's Office.

e.) Gate for new entrance to the park

Mayor Jackson requested a quote from Quality Fence Company for the new park entrance off Lofty Drive. The quote for the fencing at the new entrance is estimated at \$1,778.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to approve the quote from Quality Fence Company for a gate to be installed at the new park entrance located off Lofty Drive in the amount of \$1,778. The motion passed unanimously on a board vote.

f.) Ratify bill from Lofty Construction Company in the amount of \$1,528.74

Mayor Jackson stated the new road into the parking lot was holding water. In an effort to alleviate this issue, Lofty Construction Company hauled gravel and packed the gravel in to raise this area and eliminate a dip in the roadway at the parking lot entrance.

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** to ratify the bill from Lofty Construction Company in the amount of \$1,528.74 to correct some issues with the roadway in the park. The motion passed on a board vote with Alderman Payne abstaining from voting.

g.) TML Risk Management Pool Premium Audit \$2,474

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to ratify the bill from TML Risk Management Pool for Premium Audit for the Worker's Compensation Policy in the amount of \$2474. The motion passed unanimously on a board vote.

h.) Donation to St. Jude

Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the donation to St. Jude's in the amount of \$1,000. The motion passed unanimously on a board vote.

i.) Discuss Right of Way for Road going into Proposed Industrial Site

Mayor Jackson stated there was interest of Industrial Business to the west of the town's property on Industrial Boulevard. He requested the board to consider a Right-of-Way Easement for a future roadway through the town's property if an industry decided to locate on this property.

Motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to commit to all parties involved at this time to allow them an easement across the town's existing city street (Lofty Drive) and across the park property a 50 foot non descriptive Right-of-Way Easement to be defined by the town's board based upon their willingness to upgrade this non descriptive area to state industrial standards and for other good and valuable consideration. The motion passed unanimously on a board vote. Attorney

Gouger will draft the letter on the town's behalf to include this agreement and state that the town supports the project.

j.) Pave Handicapped Parking Spaces at Park \$5,000

The town has paving included in the park grant. In order to comply with the town's original park grant, the town is required to provide at least \$5,000 worth of paving to meet this line item. The town would like to pave some handicapped parking spaces since the town cannot afford to pave the whole parking lot through the grant funding.

Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the Marion County Highway Department to pave up to \$5,000 for handicapped parking spaces at the park through the LPRF Grant. The motion passed unanimously on a board vote.

k.) Name New Street

Motion was made by **Mayor Jackson**, seconded by **Alderman Payne** to name the new street into the park Bob Lofty Lane. The motion passed unanimously on a board vote.

l.) Speed Limit on Lofty Drive

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve a 20 mph speed limit on Lofty Drive. The motion passed unanimously on a board vote.

m.) Resolution No. 2011-90 – A Resolution Adopting a Compliance Manual Regarding Title VI of the Civil Rights Act of 1964

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve Resolution No. 2011-90 – A Resolution Adopting a Compliance Manual Regarding Title VI of the Civil Rights Act of 1964. 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	\$78.50
Court Costs	\$361.50
Fines	\$60.00
Report Fee	\$238.00
Sessions Court	\$462.65
Total	\$1,200.65

Alderman Case also wanted to know about purchasing a new refrigerator for the police department which would cost approximately \$350. Mayor Jackson stated the department needed to get a purchase order and go make the purchase.

Chief Jordan stated that the camera in Car #86 has been installed. The department chose to start with the video cameras that were in the most need first. Next week there should be three cameras installed. Discussion was brought up concerning the old cameras. At this time, the board requested to check with other departments to see if their government entity wanted to purchase and if not turn the others into the landfill.

FIRE REPORT

Vice-Mayor Pesnell gave the fire report for July 2011; the department had no calls during the month.

PARK AND RECREATION BOARD REPORT

Alderman Sisk stated the Park Board met on July 14, 2011. The board discussed the grant for trees in the park. Soccer signups will be the next two Saturdays from 9 am until 12 pm at town hall. The next park board meeting is scheduled for August 11, 2011 at 5:00 pm.

PLANNING COMMISSION REPORT

Alderman Case stated the planning commission meeting for the month of July was held on Tuesday, July 19, 2011. Gary Sexton and Chuck Hammonds with the Southeast Tennessee Development District informed the members that they plan to provide the same services for the same cost as the State Planning Officer offered. The mixed use zoning was discussed. The development district will do some research on this and it will be discussed at the August meeting. The next planning commission meeting is scheduled for Tuesday, August 16, 2011 at 6:00 pm.

SEWER REPORT

Alderman Payne stated the sewer project is going well and he is pleased with the work performed by the contractor. Mike Nelson is also doing a fine job on this project.

ATTORNEY REPORT

Attorney Gouger wanted to commend the board and city government on the work performed for the proposed industrial project at such a short notice.

NEW BUSINESS

Alderman Payne has been talking with a gentleman that is seeking a site for an airstrip for the radio controlled planes. A representative on this issue will be coming by the park to review the landscape to see if the area would meet their needs.

Alderman Sisk wanted to address the heat issue and to see if the police would make an observation when checking on the elderly to see if they had a fan. The police department responded that if the department notices a situation, the department checks with churches or individuals to help if fans are needed. Alderman Sisk also stated that the City of Rome applied for a grant for the storm warning system. At the time of the town's tornado occurred, there were no storm warning system grants available. The town will check to see if there is grant funding available on this issue.

Mayor Jackson had items under new business as follows:

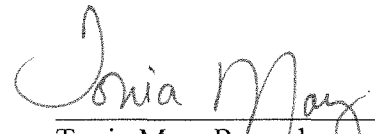
- Sales Tax for June 2011 is up \$13,364.
- The Mayor attended a meeting with Patsy Hazelwood. She is the regional director of the Economic Community Development. Governor Haslam has divided this county into 9 Districts and he has a District Director in each one of these. Bledsoe, Grundy, Sequatchie and Marion met with the elected officials and chamber of commerce. The session had groups which discussed the assets of your county and strategy to improve your assets. Blake Pool is an employee of Mrs. Hazelwood's office and has been assigned to Marion County. Mr. Pool's prior director had him as the direct liaison between the Commissioner's Office and Volkswagen.
- Marion County Partnership had the annual meeting during July. The partnership organized a committee of three people to go over the budget for the partnership. The budget for this year was not approved at this time. The partnership organized a committee of three people to review the bylaws which include Mayor Jackson, Travis McDonough and David Abbott.
- Marion County Education Committee of the County Commissioners met on July 27, 2011 which included some movement on Chattanooga State Technical Community College.

- The chamber banquet is August 18, 2011 at 6:30 pm.
- Paul Johnson and his firm will be at the town August 24, 25 and 26 for the annual audit.
- The town renewed a sewer Certificate of Deposit for \$76,000. It was awarded to First Jackson Bank at 0.83%. A couple banks did not submit bids.
- Mayor Jackson wanted to commend Sharon Case and Debbie Bowman for filling in while Tonia May has been out.

ADJOURNMENT

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


David Jackson, Mayor


Tonia May, Recorder