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**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, SEPTEMBER 1, 2011**

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A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, September 1, 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.

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**INVOCATION AND PLEDGE**

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Mayor Jackson said the invocation over the meeting.  
Alderman Case 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 Jerry Don Case, Alderman Mark Payne, Alderman Johnny Sisk and Attorney William Gouger, Jr.

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**APPROVAL OF MINUTES**

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Mayor Jackson informed the public that the special called meeting was concerning accepting bids to light field one of the baseball/softball complex.  
On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** the Minutes of the Public Hearing and Regular Monthly Board Meeting for August 4, 2011 and Minutes of the Special Called Meeting for August 16, 2011 were approved unanimously on a board vote.

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**OLD BUSINESS**

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

- All paving previously approved by the board has been completed by the Marion County Highway Department which included Lofty Drive, Boyd Avenue and a section of the parking lot in the park.
- The gate at the new park entrance has been installed.
- The Bob Lofty street sign for the new road name has been put up at the park entrance.
- The town received a thank you card for naming this roadway in Mr. Bob Lofty's honor.
- All the cameras have been mounted in the patrol cars.
- Beth Jones with the Southeast Tennessee Development District was contacted concerning the storm warning system grants. She thought that these may be obtained through the CDBG funding; however, the town can not apply for this since it already has a CDBG grant for the sewer line extension. A town can only have one CDBG grant at a time. She was going to check with Homeland Security to see if there were any funds available through their grants.
- The town received the TML Safety Grant in which the town pays \$1,000 and the safety grant will pay \$1,000.
- The town received a thank you card from Tonia May.

## **SCHEDULED AGENDA ITEMS**

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**a.) Anthony Pellam with James C. Hailey and Co. concerning sewer work change order on Hwy 2 project**

Anthony Pellam addressed the board concerning the sewer line replacement complications. The town had approved as Alternate for the bore which was an addendum. The contractor was digging the launching pit for the bore to be established and they dug into rock. The pipe was laying on the rock and gray water began to flow into the bore pit. There was a small volume of leakage. The job was evaluated and determined to be an emergency situation which needed to be corrected. Neither the water line nor sewer line was cased under Highway 2. During this process, the water line was disturbed and water was off to customers on this roadway. The contractor worked as fast as possible and had water back on to the customers by about 10 pm. The contractor is in the final stage of completion with the section to tie Chattanooga State and add a clean out for this section remaining. The itemized statement has not been sent in; therefore, there will be minor additions and some subtractions.

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the Mayor to authorize the changes up to the existing contract value with any additional charges being addressed at a later date. The motion passed unanimously on a board vote.

**b.) Open Bids on the Lighting Project for the Baseball Complex**

Mayor Jackson opened four bids on the Lighting Project as follows:

Stansell Electric Company Inc.	\$69,850.00
Sowder Electric Company Inc.	\$65,250.00
John Gunter Electric	\$80,340.00
Bailey Contracting, LLC	\$97,568.67

Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the lowest bid from Sowder Electric Company, Inc. in the amount of \$65,250 for the lighting of field number 1 through the LPRF Grant contingent upon all documentation meeting the bid specifications. The town has received notification that the budget line revisions have been accepted by the state on the LPRF Grant. The motion passed unanimously on a board vote.

**c.) Debt Management Policy**

The town board members, recorder and attorney will have a workshop to review this policy. The town has until December 31, 2011 to approve the policy. Attorney Gouger gave a brief synopsis of the policy. The items in bold print are required and the items italicized are optional on the draft policy provided.

**d.) Dental Insurance Increase**

Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the increase in dental insurance for employee and family coverage. The motion passed unanimously on a board vote.

**e.) Discuss new law on banking over \$250,000**

Mayor Jackson stated there is a new law concerning non interest versus interest bearing accounts to be covered by the FDIC. FDIC will cover an interest bearing account up to \$250,000 and will cover the amount unlimited on non-interest bearing accounts.

Motion was made by **Alderman Payne**, seconded by **Alderman Case** to correct the problem immediately by authorizing Mayor Jackson to place the towns' funds so they will be fully FDIC insured at his discretion. The motion passed unanimously on a board vote.

**f.) Discuss Sewer Fund Finances**

Mayor Jackson stated that the Sewer Fund has to operate in the black at this time; the town has operated in the red for last year. This is due to the extra expense for maintenance on the sewer lines, the \$10,000 paid on the regional wastewater system and depreciation. The sewer fund for 2010-2011 will have a negative balance of \$45,719.64. The town’s auditor Paul Johnson has been working on ways to correct this issue; however, at this time he does not have a solution other than raising rates. No suggestions at this time; however, this will need to be addressed at a later time.

**g.) Ordinance No. 216 – An Ordinance to Amend the Official Zoning Ordinance to Maintain Eligibility in the National Flood Insurance Program for the Town of Kimball, Tennessee Caption on Page 2 (An Ordinance Adopted for the Purpose of Amending the Town of Kimball, Tennessee Municipal Zoning Ordinance Regulating Development within the Corporate Limits of Kimball, Tennessee, to Minimize Danger to Life and Property Due to Flooding, and to Maintain Eligibility for Participation in the National Flood Insurance Program)**

Mayor Jackson stated this has been reviewed and recommended by the Planning Commission. Motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve on 1<sup>st</sup> Reading Ordinance No. 216 – An Ordinance to Amend the Official Zoning Ordinance to Maintain Eligibility in the National Flood Insurance Program for the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

**h.) Donation to Jasper Jaycees**

Motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve the donation to the Jasper Jaycees in the amount of \$1,000. The motion passed unanimously on a board vote.

**i.) Approval of Soccer Coaches**

Mayor Jackson read off all the soccer coaches and stated all soccer coaches have coached previous years with the exception of Flint Woodfin. His background check has been processed and he is clear. Motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve all the soccer coaches for Fall 2011. The motion passed unanimously on a board vote.

**j.) Water Meter for Barn**

Mayor Jackson stated that the town will need to purchase a water meter for the barn. Currently, John Keef is paying the water bill for usage at the barn. Upon the purchase of the water meter, the town will have its own bill.

Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the town purchasing a water meter and have a water line installed to alleviate this situation. 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	\$59.00
Court Costs	\$434.32
Fines	\$50.00
Report Fee	\$90.00
Sessions Court	\$0.00
<b>Total</b>	<b>\$633.32</b>

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## **FIRE REPORT**

Vice-Mayor Pesnell gave the fire report for August 2011; the department had one call during the month. This was a brush fire.

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## **PARK AND RECREATION BOARD REPORT**

Alderman Sisk stated the soccer enrollment has 10 teams with 116 players. The town will host soccer on Saturday, October 8, 2011 and October 15, 2011. The park board will have a workshop on September 8, 2011 at 5:00 pm concerning the rules on the usage of the ball park.

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## **PLANNING COMMISSION REPORT**

Alderman Case stated the planning commission meeting for the month of August was held on Tuesday, August 16, 2011. On the agenda was the Ordinance to amend the Official Zoning Ordinance which was discussed earlier in tonight's meeting. The next planning commission meeting is scheduled for Tuesday, September 20, 2011 at 6:00 pm.

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## **SEWER REPORT**

Alderman Payne wanted to commend Mike Nelson, Anthony Pellam and the contractor for the work to correct the issue on the sewer line repair.

Mayor Jackson also wanted to commend all employees for a good job and to thank Mike Nelson for extra effort on the sewer system. He wanted to thank him for the relationship he has with TDEC concerning any sewer issues.

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## **ATTORNEY REPORT**

Attorney Gouger wanted to thank everyone for their condolences during the loss of his grandmother.

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## **NEW BUSINESS**

Vice-Mayor Pesnell wanted to discuss the nuisance of the bat issue in the Fire Hall and Maintenance Department Building. There were two quotes obtained for the extermination of these creatures. BioLab quoted \$7,000 to exterminate bats and seal area with a 2 year guarantee with the option to add additional maintenance years at \$600 per year. Lookout Pest Control quoted \$3,300 to exterminate bats and seal area with a 1 year guarantee with the option to add additional maintenance years at \$300 per year.

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Payne** to accept the bid from Lookout Pest Control to exterminate and seal area at the Fire Hall and Maintenance Department Building in the amount of \$3,300 with a 1 year guarantee. The motion passed unanimously on a board vote.

Mayor Jackson had items under new business as follows:

- Paul Johnson and his staff came to town hall last week and did the town's yearly audit. He stated in his preliminary view that everything looks good with exception of the sewer fund. He will be at the meeting in November or December for the official report.
- The town has received approval of the budget revision on the LPRF Grant.
- Sales Tax for July 2011 \$247,281 with July 2010 \$245,009 which is up \$1,771.
- September 14, 2011 at 5:00 pm, the town will have a special called meeting to review a beer application from Isbell's Barbecue and Steaks.

- Chief Jordan, Officer Wampler and Clerk Case attended the TIBRS training conference. Sharon Case is the Vice-President of this association. The town appreciates her serving in this role.
- Pat Keef has asked to place a plaque at the barn with Joe and Pearl Blevins name on it. Motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the Blevins Family to mount a plaque near the barn with Joe and Pearl Blevins name on it. The motion passed unanimously on a board vote.
- The town has a new business R&S Seafood. The town has a new restaurant, Isbell's Barbecue and Steaks located on Hwy 2. The town encourages the public to visit these new businesses.
- Finances

<b>General Fund</b>		<b>Drug Fund</b>	
Checking	\$ 206,466	Checking	\$ 2,376
Payroll	\$ 15,987	<b>Sewer Fund</b>	
Savings	\$ 505,104	Checking	\$ 117,010
CD	<u>\$ 437,841</u>	CD	\$ 76,000
Total	\$1,165,398	Savings	<u>\$ 102,012</u>
<b>State Street Aid</b>		Total	\$ 295,022
Checking	\$ 22,329		
<b>Grand Total</b>		<b>\$1,485,125</b>	

- The next monthly meeting will be Thursday, October 6, 2011 6:00 pm.

## ADJOURNMENT

As there was nothing further to come before the board, 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