

KIMBALL BOARD OF MAYOR AND ALDERMEN

Monthly Board Meeting Thursday, April 5, 2012 6:00 P.M.

PUBLIC HEARING

1. Call to Order Public Hearing
2. Ordinance 218 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District
3. Close Public Hearing

AGENDA

1. Call to Order the Meeting of the Kimball Board of Mayor and Aldermen
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of March 1, 2012 Minutes Regular Meeting and March 15, 2012 Minutes Special Called Meeting
6. Old Business
7. County Mayor John Graham concerning update on Chattanooga State Technical Community College
8. Discuss hiring Police Officer
9. Open Bids on Roof Repairs due to Storm Damage
10. 2nd and Final Reading of Ordinance 218 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District
11. Sequatchie Valley Honor Guard Donation
12. Relay for Life Donation
13. CT-0253 Public Debt Report for Lease to Purchase Agreement on Police Cars
14. Ratify bill from Builders Hardware Company for the changing of the locks at town hall to primus cylinders
15. Ratify bill from Marion Environmental Inc. for Vacuum Truck during main sewer lift station repairs
16. Approval of striping for new police units by Grafix Shoppe which will be reimbursed by GHSO Grant
17. Approval of Quote from Private Logo for TBF Student Angler Federation T-Shirts
18. Purchase of Scoreboards for Chester Blevins Sports Complex
19. Approval of Soccer Coaches for Spring 2012
20. Approval of the Employer Contribution Rate for the Tennessee Consolidated Retirement System
21. Police Report
22. Fire Report
23. Park Board Report
24. Planning Commission Report
25. Sewer Report
26. Attorney Report
27. New Business
28. Adjourn

**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, APRIL 5, 2012– 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, April 5, 2012 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 218 – An ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District.

NEW BUSINESS

- a) **Ordinance No. 218 – An ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District.**

Mayor Jackson explained the ordinance in which he stated this property includes a section of George Roberts Lane and a parcel of property on this road for the rezoning.

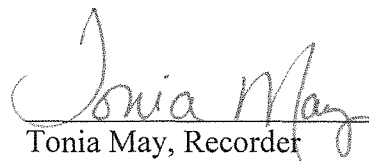
There were no comments from the other board members or public.

ADJOURNMENT

As there was nothing further to come before the public hearing, 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

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, APRIL 5, 2012**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, April 5, 2012 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 started at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Jackson requested Alderman Jerry Don Case 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 Jerry Don Case, Alderman Mark Payne, Alderman Johnny Sisk and Attorney William Gouger, Jr.

APPROVAL OF MINUTES

Mayor Jackson gave a brief overview of the March 15, 2012 meeting, the board approved a beer application from Chaffin's Sports Bar and Grill, also covered was the damage to the town property by the hail storm in March 2012. The town's insurance totaled four of the hail damaged patrol cars in which the town was paid by the insurance company with the option to buy the cars back in which the town did. The board reviewed the options to purchase patrol cars for the police department. The board decided to purchase eight (8) Dodge Charger Police Units on state bid from Moss Motor Company through the lease to own plan. The town will owe \$218,842 with three annual payments at \$76,456 and at the end the lease, the town will purchase all eight patrol units for \$8 with the interest rate at 4.89% on this plan. All the shingle roof town owned properties were damaged during this same hail storm that damaged the patrol cars. The adjuster requested the town to request bids to replace the roofs on all shingle buildings. The board authorized the town to accept bids to replace the shingles during the special called meeting with bids to be opened at tonight's meeting.

On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Payne** the Minutes of the Regular Monthly Board Meeting for March 1, 2012 and Minutes of the Special Called Meeting for March 15, 2012 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Jackson had items under old business as follows:

- The Marion County Partnership meeting was held on Thursday, March 29, 2012 in the Municipal Building. There were a few new members added during this meeting. The partnership is growing and fund balance is being built up to assist a new industry or existing industry if assistance was needed and qualifications were met.
- Scott Medlin with TDOT has sent an email concerning the tower lighting at the interstate. There is one tower light working now. The other tower lights will need to have some electrical work and concrete bases redone.
- The town received a thank you note from the Siege of Bridgeport for the donation to their event.

Vice-Mayor Pesnell stated he had spoke with the manager of Cracker Barrel in which their store had a large crowd from the reenactment. The town benefits from events going on within the surrounding area.

- The property manager Ann Tillman was contacted concerning the STOP on the asphalt near the Shoe Show. The property management group has painted over the word STOP on the asphalt to cover this up as it is not a legal stop sign in the shopping center.

SCHEDULED AGENDA ITEMS

a.) Discuss hiring Police Officer

Mayor Jackson stated the board interviewed three (3) qualified police officers which included: Benjamin Canales, Terrence Gann and Timothy Hudson.

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to hire Timothy Dewayne Hudson as a Police Officer. The motion passed unanimously on a board vote.

b.) Open Bids on Roof Repairs due to Storm Damage

Mayor Jackson opened the bid for the roof repairs from Two Rivers Roofing, Inc. from Madison, Tennessee. The bid for the town hall, police department, municipal building and park restrooms is \$43,200 add \$1,500 for 30 year shingles and the bid for the pavilion \$4,400 subtract \$125 with \$60 per sheet to replace any damaged decking. The bid from Grace Homes is not a valid bid since their company does not have an active Tennessee Contractor's license. Attorney Gouger explained that any job over \$25,000 must have a Tennessee Contractor's License. The local roofers' jobs normally do not exceed the \$25,000. The town requested bids by the requirements as set forth by the state to cover the town and all bidders. The adjuster and insurance is waiting on the town's bids to proceed.

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to tentatively approve the bid from Two Rivers Roofing, Inc to include the alternate of 30 year shingles based on the town attorney, adjuster and insurance review and approval of this bid. The motion passed unanimously on a board vote.

c.) 2nd and Final Reading of Ordinance 218 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve on 2nd and Final Reading of Ordinance 218 – An Ordinance to Amend the Official Zoning Map for the Town of Kimball, Tennessee by Rezoning Certain Properties Herein Described from Zoning Classification C-2, Highway Business District to Zoning Classification R-1, Low Density Residential District. The motion passed unanimously on a board vote.

d.) Sequatchie Valley Honor Guard Donation

A motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve the \$250 donation to Sequatchie Valley Honor Guard. The motion passed unanimously on a board vote.

e.) Relay for Life Donation

A motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve the \$1,000 donation to Relay for Life. The motion passed unanimously on a board vote.

f.) CT-0253 Public Debt Report for Lease to Purchase Agreement on Police Cars

Attorney Gouger stated that the State Comptroller's Office and Division of Local Finance require that all municipalities report on any debt obligation. The CT-0253 Public Debt Report is the form approved to report borrowing activities by municipalities. The form has been modified to accommodate the debt management policy compliance.

A motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the Mayor to sign the CT-0253 Public Debt Report and submit to the state. The motion passed unanimously on a board vote.

g.) Ratify bill from Builders Hardware Company for the changing of the locks at town hall to primus cylinders

A motion was made by **Alderman Payne**, seconded by **Alderman Case** to ratify the bill from Builders Hardware Company for \$2,710 for locks to be changed at town hall. The motion passed unanimously on a board vote.

h.) Ratify bill from Marion Environmental Inc. for vacuum truck during the main sewer lift station repairs

A motion was made by **Alderman Payne**, seconded by **Alderman Case** to ratify the bill from Marion Environmental Inc. for the use of the vacuum truck during the main sewer lift station repairs in the amount of \$2,822.80. The motion passed unanimously on a board vote.

i.) Approval of striping for new police units by Grafix Shoppe which will be reimbursed by the GHSO Grant

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the striping of the police units by Grafix Shoppe for eight (8) sets of decals for the new units to be reimbursed by the GHSO Grant. The motion passed unanimously on a board vote.

j.) Approval of quote from Private Logo for TBF Student Angler Federation T-Shirts

Mayor Jackson stated the town has sought donations from sponsors for the event. The town has received \$1,500 to date with the possibility of additional sponsors before the cutoff date. The town will give all participants in the TBF High School State Championship a T-Shirt and have for sale the additional shirts ordered during the event. Any remaining shirts will be used for the free fishing day held at the barn in June.

A motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve the ordering of the T-Shirts from Private Logo for the TBF Student Angler Federation in the amount of \$2,492.50. The motion passed unanimously on a board vote.

k.) Purchase of Scoreboards for Chester Blevins Sports Complex

Mayor Jackson stated the town has received \$5,400 from Coca Cola toward the purchase of scoreboards for the complex. The town can purchase two (2) 6 ft X 3 ft. scoreboards for \$5,718 from Electro-Mech Scoreboard Company which is a company Coca Cola recommends. This does not include the installation fees.

A motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve purchasing two (2) 6 ft. X 3 ft. scoreboards for the Chester Blevins Sports Complex from Electro-Mech Scoreboard Company. The motion passed unanimously on a board vote.

l.) Approval of Soccer Coaches for Spring 2012

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the Soccer Coaches for Spring 2012 since all have been cleared by background checks by the Police Chief. The motion passed unanimously on a board vote.

m.) Approval of the Employer Contribution Rate for the Tennessee Consolidated Retirement System

A motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to approve the town's employer contribution rate for the Tennessee Consolidated Retirement System set at 6.83% for the next two fiscal years. 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	\$73.75
Court Costs	\$321.25
Fines	\$60.00
Report Fee	\$180.00
Sessions Court	\$1658.35
Total	\$2293.35

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the town applying for the GHSO High Visibility and Coordinator's Grant for the police department. The motion passed unanimously on a board vote.

FIRE REPORT

Vice-Mayor Pesnell gave the fire report for March 2012; the department responded to six calls during the month which were two rescues, one stand by and three mutual aids.

Most of the town's equipment should be up to standards for the narrow banding which will take effect December 31, 2012 with the exception of the some of the fire departments pagers. The town's radio licenses have been updated by Stephanie Bishop with Communications and Electronics.

In July, Steve Lamb, Marion County EMA Director and Stephanie Bishop with Communications and Electronics will be using our fire department to run the various departments through to service all the radios to comply with the new system since the fire department has the drive through and is centrally located.

PARK AND RECREATION BOARD REPORT

Alderman Sisk gave the park and recreation board report as follows: there is a playday set for Saturday, April 21, 2012 with a maximum of 24 baseball/softball teams. The next park board meeting will be Thursday, April 12, 2012. The town will host soccer at the park on Saturday, April 21 and April 28.

PLANNING COMMISSION REPORT

Alderman Case stated the planning commission meeting for March was cancelled. The April meeting is scheduled for Tuesday, April 17, 2012 at 6:00 pm. The committee will be reviewing the Chattanooga State site plan.

SEWER REPORT

Alderman Payne stated during the main lift station repairs, there was I and I issues noticed. He recommended getting the lines camera soon to see the repairs that needed to be fixed to correct the I and I issues.

ATTORNEY REPORT

Attorney Gouger stated the delinquent property tax lawsuit for 2010 has been filed. These letters from the lawsuit will go out in May 2012. The town sent out letters to those that were unpaid with about a 70% rate of response to pay the property taxes.

NEW BUSINESS

Alderman Payne stated the City of Bridgeport has planned an appreciation dinner for the volunteers that helped during the tornado.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to donate \$250 to the City of Bridgeport for the appreciation dinner. The motion passed unanimously on a board vote.

Alderman Case wanted to know what can be done in a subdivision that is having rubbish piled on the right of way always in the same area on Ellen Drive. The maintenance crew has replanted grass. The citizen noticing the problem would like to see if this can be remedied in some way. The police chief will be notified of those making the drops to discuss the importance of pulling items to their right of way not others since the maintenance department will pick up items on the right of way.

Vice-Mayor Pesnell wanted to know the process for the repayment for the mowing maintenance on property when the town has to maintain property for non-compliant residence. Currently, the town mows the property and then attaches a lien on the property that has been mowed by the town or town contractor.

Mayor Jackson had items under new business as follows:

- The town board approved the payment of \$9,438 for sewer maintenance repairs at a previous meeting. Southeast Company Inc. has sent a bill for \$9,596.

A motion was made by **Alderman Payne**, seconded by **Alderman Case** to pay Southeast Company Inc. \$9,596 for the repairs to the sewer lift station. The motion passed unanimously on a board vote.

- Sales Tax for February 2011 was \$177,340, February 2012 was \$196,097, and, therefore, the town's sales tax was up \$18,757.
- The town has a pavilion at the park on Industrial Boulevard which has no playground equipment. Lowe's is offering free installation plus the 5% discount through April 8th for purchases of playground equipment. The playground set the town has a drawing and picture of is the Captain's Loft Playground at \$2,099 less the 5% discount.

A motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** to approve the purchase of playground equipment from Lowe's with the free installation and 5% discount to be installed near the Blevins Pavilion. The motion passed unanimously on a board vote.

- Sharon Case and Tommy Jordan attended a court class in which several issues have been brought for review by the town as follows: Seatbelt Fines \$50 under 16 years of age, \$20 16-17 years of age, adult fine \$10 for first offense and \$20 for second offense – Attorney Gouger suggested implement the change internally since state statute; Financial Responsibility Fines Court Costs, Litigation Fee and Fine up to \$50 – Attorney Gouger suggested implement the change internally since state statute; Accident/Offense Reports by opinion of the state the town is allowed to charge \$0.15 per page – Attorney Gouger will review the open records provision on this issue, the town will continue to charge for reports; and the last item was to charge interest on unpaid citations one year and older at a rate of 10% – Attorney Gouger suggested implement the change internally since state statute.

- Finances

General Fund		State Street Aid	
Checking	\$ 83,555	Checking	\$ 20,837
Payroll	\$ 41,068	Drug Fund	
Savings FVB	\$ 176,268	Checking	\$ 2,645
Savings FJB	\$ 169,297	Sewer Fund	
Savings PSB	\$ 245,658	Checking	\$ 20,808
CD	\$ 325,000	CD	\$ 76,314
Total	\$1,040,846	<u>Savings</u>	\$ 102,196
		Total	\$ 199,318
Grand Total		\$1,263,646	

Citizen Bill Neal was asking about the rumble strips going down Kimball Lane. These were supposed to be installed last week; however, maintenance crew must have had other necessary items come up and could not get this accomplished. Mr. Neal also questioned the trucks going over the bridge as to whether they are within the weight limit posted by the state. The town has requested the town attorney to send to Hot Stuff Foods, Rock Tenn and other industries on Industrial Boulevard a letter of the weight limit for trucks going over the bridge on Kimball Lane.

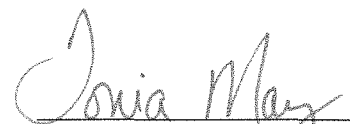
County Mayor John Graham was at the meeting to give the board an update on the future plans for Chattanooga State Technical Community College on Main Street. The status of the project is moving quickly with a timeline established last fall. The building site construction bid date is set for the first or second week of May. The permits from the state and all other permits have been applied for and approved. The county is awaiting the EDA grant results. The county has initiated the traffic study for this project. The building completion date will be approximately January 2013 with sewer needed at the facility at this time. Mayor Jackson stated that the town's engineer has been contacted to start the engineering work to design the sewer line to the college property. The town will need to review the financial part of funding this sewer line project within the next few months.

- The next monthly board meeting will be Thursday, May 3, 2012 at 6:00 pm.
- The board will have a budget workshop May 31, 2012 at 5:30 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 **Alderman Sisk**. The motion passed unanimously on a board vote.


David Jackson, Mayor


Tonia May, Recorder