

KIMBALL BOARD OF MAYOR AND ALDERMEN

**Monthly Board Meeting
Thursday, JANUARY 3, 2013 6:00 P.M.**

AGENDA

1. Call to Order the Monthly Kimball Board of Mayor and Aldermen Meeting
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of December 6, 2012 Minutes of Regular Meeting and December 18, 2012 Minutes of Special Called Meeting
6. Old Business
7. Swearing In of Mayor – David Jackson, Alderman – Rex Pesnell, and Alderman – Jerry Don Case
8. John Pinnix with the Marion County Bicentennial Organization
9. Recommendation from the Park Board concerning the priorities for the LPRF Grant
10. Discuss Hiring Maintenance Employee
11. Discuss Property at 120 Raulston Cove Road
12. Police Report
13. Fire Report
14. Park Board Report
15. Planning Commission Report
16. Sewer Report
17. Attorney Report
18. New Business
19. Adjourn

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, JANUARY 3, 2013**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, January 3, 2013 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 requested that his father Mr. George Jackson Sr. 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 covered the items discussed in the special called meeting as follows: the Kimball Raceway Beer Application was reviewed based on meetings held with the Regional and District Managers and the timeframe for the newly renovated store opening. After much discussion, the beer permit was granted to the new operator of the Raceway. The EDA engineering contract that had been revised was reviewed and approved by the board. Also, the board reviewed the addition to Resolution 2012-05. On a motion by **Alderman Sisk**, seconded by **Alderman Case** the Minutes of the Regular Monthly Board Meeting for December 6, 2012 and Minutes of the Special Called Meeting December 18, 2012 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Jackson had items under old business as follows:

- The tractor the town had approved to purchase is now ordered. The town and company had some confusion; however, the correct tractor has been ordered and should arrive this month.
- The town received a Thank You Card from the Lions Club for the Donation to their Sight Conservation Program.
- The town's employee/board Christmas Dinner was held in December and everyone seemed to have a good time.

SCHEDULED AGENDA ITEMS

- a.) Swearing In of Mayor – David Jackson, Alderman – Rex Pesnell, and Alderman – Jerry Don Case

Judge Melissa Thomas Blevins swore in Mayor David Jackson.

Judge Melissa Thomas Blevins swore in Alderman Rex Pesnell.

Judge Melissa Thomas Blevins swore in Aldermen Jerry Don Case.

Their terms will be for four 4-Years.

- b.) John Pinnix with the Marion County Bicentennial Organization**

Mr. John Pinnix was in attendance with some history concerning Kimball and its origination. Mr. Pinnix wanted the town to mark their calendars for May 24, 2017 for the Marion County's Celebration for 200 years old. The county began in 1817. Mr. Pinnix will be coming back before the board over the next few years to keep the town up to date on the exact plans for the celebration.

c.) Recommendation from the Park Board concerning the priorities for the LPRF Grant

Alderman Sisk stated that the park board met on December 20, 2012 concerning the expenditures for the LPRF Grant and came up with a list that the board has recommended by the park board as follows:

1. Lights for the three (3) remaining baseball/softball fields
2. Scoreboards for the two (2) remaining fields
3. Cover and concrete for dugouts
4. Playground Area near the baseball/softball fields
5. Pavilion/Picnic Tables
6. Batting Cages

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve the recommendations from the Park and Recreation Board for the expenditures for the LPRF Grant as follows: 1. Lights for the three (3) remaining baseball/softball fields 2. Scoreboards for the two (2) remaining fields 3. Cover and concrete for dugouts 4. Playground Area near the baseball/softball fields 5. Pavilion/Picnic Tables 6. Batting Cages. The motion passed unanimously on a board vote. The contract for the LPRF Grant has not been received by the town yet. The town is in the process of getting the drawings more specific from TVA and SVEC for the three (3) remaining ballfield lights. Also, Scott Hawkins will work with the town to design the covers and concrete for the dugouts when the time comes for this item. The town will be required to get all plans approved by the state prior to bidding any project once the contract has been fully executed.

d.) Discuss Hiring Maintenance Employee

Mayor Jackson stated the board had interviewed ten (10) candidates for the position that became available since Arlin Brewer had retired.

A motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Payne** to hire Bobby Smith for the Maintenance Department Employee position. The motion passed on a board vote of three to two.

e.) Discuss Property at 120 Raulston Cove Road

Attorney Gouger stated he had been in contact with the bank on this property, the bank stated the town would need to make an offer to determine if the bank would accept. The bank would consider accepting less than the pay off. Mayor Jackson recommended that the town authorize Attorney Gouger to draft a letter to the bank and make an offer. The property is in the flood way and the property will not meet any setback to build any living structure on with the new town zoning setbacks. The town could develop a small park to add a positive attractive area to this area.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to authorize Attorney Gouger to draft a letter to the bank offering 60% of the county's assessed value assuming the assessed value is not over \$21,000. 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	\$1.00
Court Costs	\$74.00
Fines	\$0.00
Report Fee	\$40.00
Sessions Court	\$372.40
Total	\$487.40

Alderman Case stated the Governor's Highway Safety Office Grant has up to \$1,000 available for a camera and accessories to be used by the department for accidents.

A motion was made by **Alderman Case**, seconded by **Alderman Sisk** to approve the Police Department to spend up to \$1,000 of the Governor's Highway Safety Office Grant Funds for a camera and the accessories. The motion passed unanimously on a board vote.

FIRE REPORT

Vice-Mayor Pesnell gave the fire report for December 2012; the department responded to nine calls during the month which were one fire (Rock-Tenn), two brush fires, two rescues, one stand by, one investigation (Lowe's), one oil spill and one false alarm.

PARK AND RECREATION BOARD REPORT

Alderman Sisk had nothing further.

PLANNING COMMISSION REPORT

Alderman Case gave the Planning Commission Report as follows: the December meeting was held on Tuesday, December 18, 2012 at 5:30 pm. The Board approved the Boren Site Plan subject to approval of the requested variance from the BZA. The BZA met on December 18, 2012 at 6:00 pm with the requested variance of setback lines was approved. The January meeting is scheduled for Tuesday, January 15, 2013 at 6:00 pm.

SEWER REPORT

Alderman Payne stated the new pump station has been installed; however, there are materials entering the new system and the station is already in need to be pumped. There will be an exploration to determine what the substance is and how it is entering the system. The meeting with Anthony Pellam went well on the new sewer line and pump station for the sewer line extension to the college project.

ATTORNEY REPORT

Attorney Gouger stated that based on the internet access, the 2013 appraisal of the property at 120 Raulston Cove Road is \$13,700. The improved value has been removed; therefore, there is no value listed for the home. The town will offer 60% of this amount for the property.

NEW BUSINESS

Vice-Mayor Pesnell stated that some citizens had approached him concerning Third Street having no street lights. He said he had been on the road and it is extremely dark at night. He wanted to see what could be done for these citizens to light up their roadway.

A motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** to approve the installation of at least two (2) street lights on Third Street. The motion passed unanimously on a board vote.

Mayor Jackson had items under new business as follows:

- Sales Tax for November 2012 was up approximately \$960 compared to November 2011.
- On Wednesday at 11:00 am Attorney Gouger and the Mayor will meet with Clay Copeland with the Rural Development District to go over the applications for the loan that was approved at the last meeting for the school sewer project and the boat ramp.
- Last month, several of the city and town Mayors met in the County Mayor's Office. It was a good, upfront, and open discussion on items that needed to be done. Each municipal mayor recognizes that the first responsibility is to take care of their town or city first. The best thing that happen in this meeting was that if our town or city couldn't get it and another one could then the towns and cities would work together to help get the industry, business or whatever to benefit Marion County. This will be a quarterly meeting which will float from town to town.
- The town discussed a solution to having heaps of paper documents to sort through on meeting days and copying to save time on the recorder by replacing all the paper with laptops for the board members, recorder, attorney and clerk for meetings, court and other town related purposes. The board agreed this is something to check pricing on for the February meeting.
- Mitch with the The High School Bass Federation has contacted the town and set the date for the State of Tennessee High School Championship Tournament which will be held on June 1, 2013.

The town will be the host of the tournament again this year. The high school participants will register at the barn on Friday, May 31, 2013. The fishing will take place at the Shellmound Park Boat Ramp on Saturday, June 1, 2013 at 6:00 am with weigh in around 1:30 pm or 2:00 pm.

- The town received a bill from Lofty Construction Company concerning the Change Order to Pump Station per Randy: Attached for \$3,235. This was to satisfy the State of Tennessee Inspector due to the Pump Station being Classified as a Class 1 Division 1 to make sure the explosion proof and different relays were installed.

A motion was made by **Alderman Payne**, seconded by **Alderman Case** to reject the payment on bill notify the property owner and notify all subcontractors. The motion passed unanimously on a board vote. Attorney Gouger recommended responding to Lofty Construction Company, HLP Contracting, Southeast Company and the Property Owners.

- Finances

General Fund		State Street Aid	
Checking	\$ 167,799	Checking	\$ 20,164
Payroll	\$ 1,683	Drug Fund	
Savings FVB	\$ 201,678	Checking	\$ 2,797
Savings FJB	\$ 169,467	Sewer Fund	
Savings CSB	\$ 246,463	Checking	\$ 87,662
CD	\$ 328,259	Savings	\$ 25,080
Total	\$1,115,349	CD	\$ 76,562
		Total	\$ 189,304
Grand Total		\$1,327,614	

Citizen Lamar Manis wanted to know the status of the Marketing Committee. The town has sent the DVDs out to developers and businesses. The town will start sending those back out to businesses and developers again soon.

Business Owner Amos Nance wanted to know about the new college and the widening of the roadway on Main Street from Kimball to Jasper. The anticipated date for classes to start in the new building is set for January 2014. The town has talked with Representative Spivey about the widening of the roadway. The town has a Pin # on the roadway widening project and there has been a cost study done on the road widening project. All sewer extension lines have been installed on private property to keep away from future widening of the roadway plans which is a positive to keep from wasting town funds and grant funds to have to move these sewer lines when the roadway is widened in the future.


The county is in the process of having a traffic study done now near the future college property.

The next board meeting will be February 7, 2013 at 6:00 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 **Vice-Mayor Pesnell**. The motion passed unanimously on a board vote.


David Jackson, Mayor


Tonia May, Recorder

KIMBALL BOARD OF MAYOR AND ALDERMEN

Special Called Meeting

Tuesday, January 22, 2013 at 5:00 P.M.

1. Call to Order Special Called Meeting of Kimball Board of Mayor and Aldermen concerning Hiring Maintenance Department Employee 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. Discuss Hiring Maintenance Department Employee

4. Any Other Properly Presented Business

5. Adjourn

**MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
TUESDAY, JANUARY 22, 2013**

A special called meeting of the Kimball Board of Mayor and Aldermen was held on Tuesday, January 22, 2013 at 5:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Jackson called the special meeting to order at 5:00 p.m. to discuss hiring a maintenance department employee and any other pertinent business that may come before the board.

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.

SCHEDULED AGENDA ITEMS

a) Discuss Hiring Maintenance Department Employee

Mayor Jackson stated that Bobby Smith had declined the job for the Maintenance Department. Mayor Jackson also stated that there were eight others interviewed for the position that the town could hire for the department. He stated that he preferred that if the town had a qualified person in town he thought they should be given preference over those living outside of the city limits. A motion was made by **Alderman Payne**, seconded by **Alderman Case** to hire David Henley for the Maintenance Department Employee position. The motion passed unanimously on a board vote.

b) Other properly presented business

Mayor Jackson had several items under other business as follows:

- There is some opposition from the Jasper area to the Marion County Chamber of Commerce Office moving to Kimball. There will be more research into this and report to the board on the issues.
- Becca Helm is working on her Doctorate degree. She is working on a project to build a handicap acceptable fishing pier into the pond at Kimball for this project. There is grant money available for this type of project that she will be seeking. Alderman Payne stated that he could get the electronic copies of the area if she needed these items.
- Rural Development has notified the town that no recreational loans could be issued through them; however, the town is still working to get all the paperwork together to get the \$750,000 loan from Rural Development District for the College Project.
- The town will need to have a special called meeting on Tuesday, January 29, 2013 at 5:30 pm concerning bidding the Sewer Line Extension Project through CDBG from the North Kingsberry to the Vanhoosier Circle Area.
- The town will need to have a special called meeting on Thursday, February 28, 2013 at 5:00 pm to open bids on the CDBG Project and a special called meeting on Thursday, February 28, 2013 at 6:00 pm to award the bid on the CDBG Project.

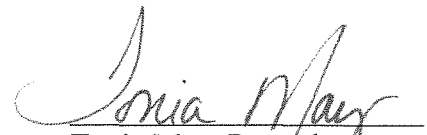
Alderman Payne wanted to address the issue concerning the new motel down spouts and backflow for the swimming pool pump. Mike Nelson, Maintenance Supervisor, stated that the other motel down spouts go into the sewer system. Alderman Payne has drafted a letter to send to the contractor overseeing the new motel project. The town does not want to be liable for advising a contractor on an issue that could violate the clean water act. The town needs to make sure that water entering the sewer is metered to lower the town's I and I issues.

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



David Jackson, Mayor



Tonia May, Recorder

KIMBALL BOARD OF MAYOR AND ALDERMEN

Special Called Meeting

Tuesday, January 29, 2013 at 5:30 P.M.

1. Call to Order Special Called Meeting of Kimball Board of Mayor and Aldermen concerning discussing bidding out the CDBG Sewer Line Extension Project in the North Kingsberry and Vanhoosier Circle Area 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. Discussing bidding out the CDBG Sewer Line Extension Project in the North Kingsberry

4. Any Other Properly Presented Business

5. Adjourn

**MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
TUESDAY, JANUARY 29, 2013**

A special called meeting of the Kimball Board of Mayor and Aldermen was held on Tuesday, January 29, 2013 at 5:30 p.m. in the Mayor's Office of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Jackson called the special meeting to order at 5:30 p.m. to discuss bidding out the CDBG Sewer Line Extension Project in the North Kingsberry and Vanhoosier Circle Area and any other pertinent business that may come before the board.

Mayor Jackson asked Recorder May to call roll.

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

Alderman Jerry Don Case was absent due to a work related issue.

SCHEDULED AGENDA ITEMS

a) Discuss bidding out the CDBG Sewer Line Extension Project in the North Kingsberry and Vanhoosier Circle Area

Mayor Jackson stated that the rules for grants had been modified since the last CDBG Grant. The town has thirty days to bid the project, open bids and award the project. Therefore, the town will have a special called meeting to open bids on February 28th at 5:00 pm and another special called meeting February 28th at 6:00 pm to award the bid. The Community Development Block Grant has the Grant contributing \$386,900 with the Town contributing \$143,100 for a Total Project of \$530,000. This includes construction, inspections, engineering, legal services, appraisals, acquisition of property, professional fees, environmental review, and contingency. The Southeast Tennessee Development District will be administering the Grant. Upon preliminary review, most of the homes in the area will be eligible for LMI which means their homes will be connected to the sewer system for free if the property owner wants the service. There will be a small pump near Vanhoosier Circle to service this sewer line. The funds will be used to extend line until funds as expended. If bids are low, the town may be able to extend to more homes. However, if bids are higher, then the line may not extend as far as the town had anticipated.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to approve the town to accept bids for the CDBG Sewer Line Extension Project in the North Kingsberry and Vanhoosier Circle Area. The motion passed unanimously on a board vote.

b) Other properly presented business

Alderman Sisk wanted to know about hiring a part time employee from the employees interviewed for the full time position to assist the Maintenance Crew while one of the maintenance employees was off due to a worker's compensation injury. The matter was discussed and will be reviewed later if necessary after the employee returns to the doctor on February 4th for a recheck of the injury.

Mayor Jackson stated that he had been approached by Vickie Lofty with the UT Extension Office concerning a Farmer's Market. She stated that there are grants available to fund this type of market; however, the extension office needs a location to apply for the funding. She wanted to approach the Town of Kimball to see if it would be possible to use some of Kimball's land to apply for the grant and have a farmer's market. The grant is due by February 15, 2013. This type of market has regulations for pricing among other stipulations. The board discussed this issue no action was taken.

ADJOURNMENT

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



David Jackson, Mayor



Tonia May, Recorder