
**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, SEPTEMBER 5, 2013**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, September 5, 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 Anthony Pelham 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 Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr. Alderman Jerry Don Case was absent.

APPROVAL OF MINUTES

On a motion by **Alderman Sisk**, seconded by **Alderman Payne** the Minutes of the Regular Monthly Board Meeting for August 1, 2013 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Jackson stated the town had received a thank you card and receipt for the donation to the Sequatchie Valley Honor Guard.

SCHEDULED AGENDA ITEMS

a.) Anthony Pelham with James C. Hailey and Company concerning the bids on Contract 112 – 2010 CDBG Sewer Line Additions REBID

Mr. Pelham presented the board with a letter concerning the bids opened on September 3, 2013 with a recommendation to accept Roy Joe Angel Construction's bid in the amount of \$387,020 for the project contingent upon ECD approval. This project amount reflects accepting the base bid, deduct alternate #1 and deduct alternate #2. The board also received an estimate of the sewer project, certified bid tabulation sheet and notice of award.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to accept Mr. Pelham's recommendation and approve the Mayor to sign the contract with Roy Joe Angel Construction for Contract 112 – 2010 CDBG Sewer Line Additions REBID in the amount of \$387,020 for sewer line addition to the Vanhoosier Circle and Walnut Street areas. This bid is contingent upon ECD approval with the base bid and deducting alternate #1 and alternate #2. The motion passed unanimously on a board vote.

b.) Open Bids on the Lighting of the three (3) remaining ballfields through the LPRF Grant

Mayor Jackson opened the bids as follows:

Bidder's Name	Bid Amount	Bid Amount
	Option 1	Option 2
AE Adman Electric	\$224,403.00	\$226,515.00
Bailey Contracting, LLC	\$209,955.00	\$211,955.00
C&H Commercial Contractors Inc.	\$199,175.00	\$205,000.00
DC Electrical & Construction	\$258,285.00	\$262,700.00
Knight Electrical Co.	\$270,000.00	\$274,000.00
Payne Electric	\$215,403.00	\$234,716.00
Reynolds Electric Contractor	\$206,600.00	\$221,600.00
Sowder Electric Co. Inc.	\$182,000.00	\$183,050.00

After the bids were opened, Mayor Jackson recommends the low bidder Sowder Electric Co. Inc. bid amount \$183,050 which is option 2 contingent upon the approval of Sequachee Valley Electric Cooperative (SVEC) and Tennessee Department of Environment and Conservation (TDEC) since this is a LPRF Grant. A motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve Sowder Electric Co. Inc. bid amount of \$183,050 option 2 for the lighting of three (3) ballfields at the park through the LPRF grant contingent upon Sequachee Valley Electric Coop (SVEC) and Tennessee Department of Environment and Conservation (TDEC) approval. The motion passed unanimously on a board vote.

c.) Donation to the Greater Jasper Jaycees in the amount of \$1,000

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve the donation to the Greater Jasper Jaycees in the Amount of \$1,000. The motion passed unanimously on a board vote.

d.) 1st Reading of Ordinance Number 225 – An Ordinance to Amend the Official Zoning Ordinance to Require an Application Fee When Applying for a Variance from the Kimball Board of Zoning Appeals in the Town of Kimball, Tennessee

Attorney Gouger explained the reasons for the recommendation to pass this ordinance. The town has had instances in the past where applications were submitted; the town set a date, completed the public notice advertisement, notified the board members and organized packets. The planner reviewed the application and made recommendations concerning the request. All these items cost the town money both for advertising and administrative costs, With the non-refundable application fee being attached the applicants will be more encouraged to complete the process.

A motion was made by **Alderman Payne**, seconded by **Vice-Mayor Pesnell** to approve on 1st Reading of Ordinance Number 225 – An Ordinance to Amend the Official Zoning Ordinance to Require an Application Fee When Applying for a Variance from the Kimball Board of Zoning Appeals in the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

e.) Discuss Purchasing a 4-Wheeler for the Fire Department

The department had two quotes for a new Honda TRX 500 FM Foreman 4X4 4-Wheeler fully loaded with a winch, and handguards – Honda of Chattanooga's Quote was \$6,866.84 and Southern Honda Powersports' Quote was \$6,434.44.

A motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve the Fire Department to purchase a new Honda TRX 500 FM Foreman 4X4 4-Wheeler from the lowest quote Southern Honda Powersports. The motion passed unanimously on a board vote.

f.) Approval of Soccer Coaches for Fall 2013

Mayor Jackson read the Soccer Coaches for Fall 2013 as follows: Robert Bagio, Robert Barnette, Timothy Beck, James Boren, Ryan Carter, Jason Chastain, Scott Collier, George Eaves II, Chad Gravitt, Tracy Grider, Benjamin Jones, John Marshall III, Cory Merrell, Nicole Smith and Shane Thomasson.

A motion was made by **Alderman Sisk**, seconded by **Vice-Mayor Pesnell** to approve the soccer coaches for Fall 2013 as follows: Robert Bagio, Robert Barnette, Timothy Beck, James Boren, Ryan Carter, Jason Chastain, Scott Collier, George Eaves II, Chad Gravitt, Tracy Grider, Benjamin Jones, John Marshall III, Cory Merrell, Nicole Smith and Shane Thomasson. The motion passed unanimously on a board vote.

g.) Ratify the bill from Automotive Unlimited on Police Car Number 88 in the amount of \$5,495.68 preliminary estimate was \$5,182.48

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to ratify the bill from Automotive Unlimited on Police Car Number 88 in the amount of \$5,495.68. The motion passed unanimously on a board vote.

h.) Health Insurance Premiums for State of Tennessee Insurance

The premiums for all levels of the state sponsored health insurance plan will be increasing by 5%. The town board would like a census sent to brokers for an estimate on health insurance at the first of next week to consider if the town and employees would benefit from changing to another plan. The census will include the employee’s date of birth and the sex of the employee. If the town changes from the state plan, the town will have to be off the state’s health insurance plan for two years before rejoining their plan. This will be on the agenda for next month.

i.) Discuss 120 Raulston Cove Road

This property is still in the same shape as it was when the town originally discussed making an offer on it to demolish the standing building for a safer and healthier land usage. The board discussed options to clean up the property and pass the cost on to the landowners. This type of cleanup is expensive and currently there is no equity in the property. Attorney Gouger stated the town could try to make a deal directly with the bank concerning this property. If the town decides to clean up the property and add a lien to the property, the property owners and bank will have to be notified prior to the cleanup process.

j.) Discuss Sewer Fees concerning changing from a fee to a transfer

Mayor Jackson explained that the town’s auditor Paul Johnson contacted the town on Friday, August 30th concerning the surcharge the town placed on all municipal buildings beginning in the 2012-2013 fiscal year. The Water and Wastewater Financial Board and the Comptroller’s Office are having a difficulty with this issue. One board wants the town to change the wording from fee to a transfer and then they called back on Tuesday, September 3rd and requested the town not make any corrections at this time. This came after the mayor requested a written request from the state to change this ordinance. At this time, the town is awaiting a written request from the state directing the town how to proceed on this issue. The state is seeking legislation to prevent this from happening in the future since at this time there is no law which prevents the steps the town took.

POLICE REPORT

Mayor Jackson gave an update on the Police Department as follows:

Litigation Tax and Training Fees	\$235.00
Court Costs	\$945.00
Fines	\$277.00
Department of Safety	\$30.00
Report Fee	\$50.00
Sessions Court	\$455.48
Total	\$1,992.48

FIRE REPORT

Mayor Jackson gave the fire report for August 2013; the department responded to five calls during the month which were one mutual aid, one general fire alarm, one investigation, one vehicle fire and a signal nine.

Fire Chief Keef wanted to thank the board for allowing the department to buy the 4-wheeler and everything else the board does for the department.

PARK AND RECREATION BOARD REPORT

Alderman Sisk stated the Park and Recreation Board will have a meeting Thursday, August 12, 2013 at 5:00 p.m.

PLANNING COMMISSION REPORT

Mayor Jackson stated the planning commission meeting for August was cancelled. The September meeting will be cancelled, as well, since there has been nothing turned in for the meeting and several will be out of town.

SEWER REPORT

Alderman Payne stated that TAUD can help develop the MOMs program for the town. The town will use TAUD to assist in the MOMs program for the sewer system. South Pittsburg and Jasper are using SES from Ashland City to spray their manholes to alleviate their I&I problems. Anthony Pelham has seen the work that SES has performed and their work is very impressive. The cost is \$200 per vertical foot and the manhole is tight and clean. The board requested some pricing on the manholes by the next meeting.

ATTORNEY REPORT

Attorney Gouger stated he had nothing further at this time.

NEW BUSINESS

Alderman Payne stated he wanted the maintenance department wearing the reflective vest that meets the ANSI 3 when working for the town. He also stated that if anyone was caught not wearing their vests they needed to be sent home for the day.

Mayor Jackson had items under new business as follows:

- The town wanted to thank Tonia May and Lamarr Manis for their work on the brochures. Tonia has developed the brochure and submitted it with approval from the state for the local welcome centers. Lamarr acquired the proper steps to get approval for brochures to be placed in the welcome centers and supplied this information to the town.
- The town has had another patrol car wrecked. This time the patrol car hit a deer on Hwy 2. The town had two quotes with Automotive Unlimited estimated at about \$1,500 and Trussell Automotive estimated at about \$2,100. The officer followed all the town's procedures, he notified the police chief, took a post-accident drug screening and the state worked the accident.

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to accept the lowest bid from Automotive Unlimited to repair the police car. The motion passed unanimously on a board vote.

- The sales tax for the month of July was up \$3,612.
- The town responded to the TOSHA findings and these were approved by Ron Rich.
- The town is hosting the ABA Couples National Championship with the couples coming to town on September 16th. The town will host a dinner at the park on September 19th. The weigh in will be at the park on Friday, September 20th and Saturday, September 21st beginning at 2:30 pm.

- Finances

General Fund

Checking	\$ 113,138
Payroll	\$ 21,472
Checking FJB	\$ 50,145
Savings FVB	\$ 202,256
Savings FJB	\$ 250,397
Savings CSB	\$ 246,921
CD FJB	<u>\$ 328,259</u>
Total	\$1,212,558

State Street Aid

Checking \$ 24,860

Drug Fund

Checking \$ 1,951

Sewer Fund

Checking \$ 82,591

Savings \$ 25,213

CD \$ 77,040

Total \$ 184,844

Grand Total	\$1,424,243
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Citizen Jack Keef wanted to thank the maintenance crew for cleaning up the litter on Kimball Lane and Industrial Boulevard; however, their efforts were not lasting very long due to people littering on a continuous basis on these roads. Mr. Keef asked if something could be done to encourage drivers not to litter on the roadway. The board will be ordering signs to be placed on these roads stating "No Littering Fines Up to \$500". These tickets will go through the state court so the fine can be greater.

The next monthly board meeting will be Thursday, October 3, 2013 at 6:00 p.m.

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