
**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, JUNE 5, 2014**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, June 5, 2014 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 asked Alderman Case to say the invocation over the meeting.

Mayor Jackson requested that Honor Guard Member Chris Reyes lead 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 Mark Payne, Alderman Jerry Don Case, Alderman Johnny Sisk and Attorney William Gouger, Jr.

APPROVAL OF MINUTES

On a motion by **Vice-Mayor Pesnell**, seconded by **Alderman Sisk** the Minutes of the Regular Monthly Board Meeting for May 1, 2014 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Jackson had the following items under old business:

- The town has made the final payment on the Dodge Charger Police Cars and now the town owns the cars as the lease is paid in full.
- The town has submitted a payment request to LPRF for \$60,391 which should be received from the state in approximately three (3) weeks.
- The pavement marking the board approved at last month's meeting has been completed on Industrial Boulevard and Kimball Lane.
- The paving at the Kimball Complex approved during last month's meeting has been installed. The pavement worked well during the tournament for handicapped accessibility.

SCHEDULED AGENDA ITEMS

a.) Sequatchie Valley Honor Guard

Several Honor Guard members were in attendance at the meeting concerning a permanent home for their equipment and supplies. Honor Guard Member Chris Reyes stated their organization needed to know if the town would be willing to allow the Honor Guard to remain at the Kimball site and if so how long and at what cost. The Kimball board members were all in agreement that the Honor Guard performs a service to honor the men and women that have served our country. In this respect, the town would like to do a service to their organization.

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to allow the Sequatchie Valley Honor Guard to store their equipment and other supplies at Kimball Town Hall in the rear office for five (5) years at no charge if both boards agree to the terms. **Alderman Payne** amended his motion to include this to be renewable every five (5) years if both boards are agreeable, **Alderman Sisk** seconds the amendment. The motion passed unanimously on a board vote.

Members of the Honor Guard spoke thanking the Kimball Board for their continued support.

The Honor Guard Car Show was successful again this year. During the car show, the Honor Guard performed their ceremony and presented the flag to Mayor Jackson as appreciation for the support the town has shown the Honor Guard for sponsorship.

b.) Marion County Fair Donation 2014

Sam Anderson was in attendance to inform the board of the Marion County Fair which will be held September 9th through September 13th. The board is invited to attend the opening ceremonies on September 9th at 5:00 pm. The fair has requested support from Kimball for the event. This will be added to the July agenda to be reviewed after the approval of the 2014-2015 budget.

c.) 1st Reading of Ordinance 228 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2013-2014

Mayor Jackson stated that he had reviewed the amendments and recommended that Paul Johnson the town auditor review the amendments prior to 1st reading. He also stated he found the amendments to be in line as written in the ordinance.

A motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to approve the 1st Reading of Ordinance 228 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal year 2013-2014. Mayor Jackson read through the budget amendments describing the amendments and reasons for amendments. The motion passed unanimously on a board vote.

d.) 1st Reading of Ordinance 229 – An Ordinance of the Town of Kimball, Tennessee adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015

A motion was made by **Alderman Sisk**, seconded by **Alderman Case** to approve the 1st Reading of Ordinance 229 – An Ordinance of the Town of Kimball, Tennessee adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015. Mayor Jackson stated the totals for revenues, fund balances and expenditures per fund. Alderman Case wanted to note that the property tax will remain at \$0.10 per \$100 of the assessed value. He also wanted to thank the mayor, Tonia and Sharon for their efforts on the budget prior to the board's workshop on the budget which helped speed the workshop along. The board will have a public hearing immediately followed by a special called meeting on Thursday, June 26, 2014 at 5:15 pm to approve the budget amendments and budget so that the 2014-2015 budget will be in place prior to July 1, 2014. The motion passed unanimously on a board vote.

e.) Approval of Local Government Corporation Contract for Software and Hardware Support for Fiscal Year 2014-2015 in the amount of \$15,896

A motion was made by **Alderman Case**, seconded by **Alderman Payne** to approve the Local Government Corporation Contract for Software and Hardware Support for Fiscal Year 2014-2015 in the amount of \$15,896. The motion passed unanimously on a board vote.

f.) Ratify Bill from SVEC for Service Built to the Sewer Pump Station Located near the new Chattanooga State Facility on Main Street in the amount of \$1,560

A motion was made by **Alderman Case**, seconded by **Alderman Sisk** to ratify a bill from SVEC for service built to the sewer pump station located near the new Chattanooga State facility on Main Street in the amount of \$1,560. The motion passed unanimously on a board vote.

g.) Ratify Bill from DCD Voice and Data for installing fiber cables between Town Hall and the Police Department due to the lightning strike on April 4, 2014 that damaged the cables and fiber in the amount of \$1,599.50

A motion was made by **Alderman Sisk**, seconded by **Alderman Case** to ratify a bill from DCD Voice and Data for installing fiber cables between Town Hall and the Police Department due to the lightning strike on April 4, 2014 that damaged the cable and fiber in the amount of \$1,599.50. The motion passed unanimously on a board vote.

h.) Ratify Bill from Phoenix Technology LLC for various jobs such as ordering new computers, ordering monitors, delivering and unpacking computers and monitors, set up and installation of new monitors and computers in the amount of \$2,115

A motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to ratify a bill from Phoenix Technology LLC for various jobs related to computers in the amount of \$2,115. The motion passed unanimously on a board vote.

i.) Review the Casualty Loss Control Survey and Recommendations from TML The Pool concerning Motor Vehicle Record Checks on employees who drive vehicles owned by the town

A motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to approve the response to the Casualty Loss Control Survey and Recommendations from TML The Pool concerning Motor Vehicle Record Checks on employees who drive vehicles owned by the town. The Police Chief will perform these checks and report back to the Mayor on the findings. The motion passed unanimously on a board vote.

j.) Discuss Phone System

Attorney Gouger has reviewed both phone proposals, with both proposals being in line legally. The proposal from Peace Communications is less than the other company and also will be reducing the monthly phone bill. The quote from Peace Communications will be for all new equipment which will be an internet based system.

A motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to authorize the town to enter into phone service with Peace Communication in the amount of \$1,742 with \$1,000 being the initial equipment and installation cost. The motion passed unanimously on a board vote.

k.) Discuss CDBG Sewer Line Extension Project

Anthony Pelham with James C. Hailey and Company was in attendance at the meeting to discuss the CDBG Line Extension Project. The project currently has all customers in the project area connected to the sewer system and the pump station in service. The project is under the base contract amount by an estimated \$12,000 plus the project contingency of an estimated \$18,000. The board can vote to add the deduct on North Kingsberry back to the project since there is funding remaining. The contractor still has some cleanup work remaining and other items left to do on this project. Mr. Pelham stated he did not attend the last meeting because the contractor did not have anything on the project but he did receive a letter on May 8th requesting a time extension stating a death in the contractor's family, weather and late signups have delayed the project completion. The initial completion date was May 17, 2014 and the contractor was requesting an extension of 30 days due to these situations to complete the project. Mr. Pelham stated there have been timing issues; however, everyone is online and the project work has been performed to quality standards. It has taken a

significant amount of effort on several peoples' part to encourage and incentivize Angel Construction Company to proceed at the intensity that was desired.

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve Attorney Gouger to send official notification to Angel Construction Company tomorrow that liquidated damages will begin ten calendar days from 12:01 tonight which will be the 16th of June, 2014 and if the job is not completed entirely with no punch list remaining by the 26th of June, 2014, the Town of Kimball will bring in another contractor to complete the project and continue to subtract liquidated damages from Angel Construction Company's contract until the newly hired contractor has finished the CDBG project. The motion passed unanimously on a board vote.

The town needs to determine if there are customers in the North Kingsberry area that are in the scope of the project that want sewer. The town stated that the quality of work performed by Angel Construction Company has been outstanding; however, their timeliness and documentation has been lacking. Mr. Pelham has requested that the contractor hold off on paving until all those interested in the North Kingsberry Drive area have been connected. A local citizen did request that some of the large holes be corrected along North Kingsberry Drive until the pavement was fixed and Mr. Pelham did make note to contact the contractor with this request.

POLICE REPORT

Alderman Case gave an update on the Police Department as follows:

Litigation Tax and Training Fees	\$114.00
Court Costs	\$631.00
Fines	\$90.00
Report Fee	\$56.00
Sessions Court	\$795.15
Total	\$1,686.15

FIRE REPORT

Vice-Mayor Pesnell gave the fire report for May 2014; the department responded to ten calls during the month which were one mutual aid/assistance, three rescues, two gas leaks/spills, one assistance (fluorescent light ballast), two false alarms and one signal nine.

PARK AND RECREATION BOARD REPORT

Alderman Sisk stated the Park and Recreation Board did not meet last month. The Town and TWRA will host the Kids Free Fishing Day on June 7, 2014 from 7:00 am until 10:00 am at the park on Industrial Boulevard. Those ages 1 to 16 years old are welcome to participate in the free event and enter to win prizes and get a snack after the event. The park is closed until 7:00 am since TWRA has stocked the pond with catfish. The next scheduled meeting will be on June 12, 2014 at 6:00 p.m.

PLANNING COMMISSION REPORT

Alderman Case stated the May planning commission meeting was cancelled. The next planning meeting is scheduled for June 17, 2014 at 6:00 p.m.

SEWER REPORT

Alderman Payne stated that he had been impressed with the work that inspector George Hampton had done for the Kimball residents on the CDBG project. Mr. Hampton had seen that the contractor did not tear up flower beds, sidewalks and other items important to our residents during the CDBG project.

Anthony Pelham stated that the sewer project going to the new college has been completed for the most part with the force main testing being done. The town had set aside approximately \$30,000 to test the existing line on Industrial Boulevard. The contractor is still pressure testing this line. There is still some grading and cleanup going on and one small leak that is being detected to be repaired. The fencing still needs to be installed around the wet well and there has been a request to improve the road to the wet well. There is \$40,000 to \$50,000 remaining in contingency on this project at this time. A final number will be given later once the project is closer to the final stages.

ATTORNEY REPORT

Attorney Gouger stated that on the phone contracts each one had a three year contract with a month to month out clause. Signal Voice and Data included an extra maintenance fee after the first year.

NEW BUSINESS

Mayor Jackson had items under new business as follows:

- The sales tax for the month of April 2014 was down \$6,050 compared to last April.
- The town received two thank you cards one from the Minter Family and the other from the Allison Family for the kindness shown during their time of loss.
- The town will have their monthly meeting on the 2nd Thursday the next two months which will be July 10th and August 14th. This will be to avoid the 4th of July Holiday and the General Election in August. These meetings were advertised in December and January appropriately for these dates.
- Finances

General Fund			State Street Aid	
Checking	\$ 22,170		Checking	\$ 21,068
Payroll	\$ 23,222		Drug Fund	
Checking FJB	\$ 385,912		Checking	\$ 2,186
Savings FVB	\$ 202,712		Sewer Fund	
Savings FJB	\$ 252,612		Checking	\$ 111,315
Savings CSB	\$ 52,046		Savings	\$ 25,270
CD FJB	\$ 460,833		CD	\$ 77,430
Total	\$1,399,507		Total	\$ 214,015


Grand Total	\$1,636,776
--------------------	--------------------

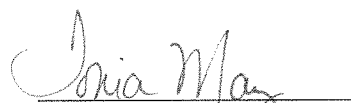
- The town has funds in money market accounts because these accounts draw more interest than certificates of deposits and the town can write checks on the money market accounts.

Citizen Bill Neal wanted everyone to know that Kimball’s population increased by one on April 22, 2014 when he and his wife adopted a son which is a joy to their lives.

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