

KIMBALL BOARD OF MAYOR AND ALDERMEN

Monthly Board Meeting Thursday, December 4, 2014 6:00 P.M.

AGENDA

1. Call the Meeting of Kimball Board of Mayor and Aldermen to Order
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of November 6, 2014 Minutes of Regular Meeting
6. Old Business
7. Paul Johnson with Johnson, Murphey & Wright, P.C. CPA concerning Town of Kimball's Fiscal Year Financial Statement June 30, 2014
8. Review Beer Application for Clinton Brock for Kimball Raceway Inc. DBA Raceway #843 for Off Premises Permit
9. Honor Guard Sign at City Limit Entrances
10. Ratify Bill from Lee Smith for Repairs to Fire Truck #701 in the amount of \$2,394.70
11. Review Proposal from First Volunteer Insurance For Information Security And Privacy Insurance with Electronic Media Liability
12. Discuss AirMed Insurance
13. Police Report
14. Fire Report
15. Park Board Report
16. Planning Commission Report
17. Sewer Report
18. Attorney Report
19. New Business
20. Adjourn

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, DECEMBER 4, 2014**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, December 4, 2014 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the regular meeting to order at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Pesnell requested Vice Mayor Case to say the invocation over the meeting.
Mayor Pesnell requested Alderman Matthews to lead the Pledge of Allegiance.

ROLL CALL

Mayor Pesnell asked Recorder May to call roll.

Those present were: Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman Johnny Sisk, Alderman John Matthews, and Attorney William Gouger, Jr.
Alderman Mark Payne was absent from the meeting.

APPROVAL OF MINUTES

On a motion by **Alderman Sisk**, seconded by **Alderman Matthews** the Minutes of the Regular Monthly Board Meeting for November 6, 2014 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The unisex restroom at the Kimball Park near the Blevins Pavilion has been completed. The restroom has an issue; however, the contractor is aware and is in the process of making the appropriate corrections at this time.
- The ADA accessible pier has been started at the Kimball Park. However, when it began the water levels were lower and before those donating time could make the necessary steps to get the pillars into the pond the levels raised back up. This project may take time just waiting on the water levels.
- The Thanksgiving Dinner held at the fire hall went well.
- Little Caesar's is opened in the Kimball Shopping Plaza. The town has only heard nice compliments about the new business.
- The play structure bid has a set site meeting for December 18th at 2:00 p.m. if all the bid specifications are approved and notification can be placed in the paper in time. Chad Reese, LPRF grant administrator, and other park board members are encouraged to attend with the mayor to emphasize the design and area for the play structure to those prospective bidders.

SCHEDULED AGENDA ITEMS

a.) **Paul Johnson with Johnson, Murphey & Wright, P.C. CPA concerning the Town of Kimball's Fiscal Year Financial Statement June 30, 2014**

Mr. Paul Johnson attended the December meeting to review the fiscal year financial statement with the Board of Mayor and Aldermen and citizens. The town received a clean audit. Mr. Johnson stated that overall the town was in good financial shape with the town receiving over \$572,000 in grant funds for the 2013-2014 fiscal year. The town had a change in net position of \$467,183 which is a positive change. Each board member was given a complete copy of the audit booklet for their files.

b.) Review Beer Application for Clinton Brock for Kimball Raceway Inc. DBA Raceway #843 for Off Premises Permit

A motion was made by **Alderman Sisk**, seconded by **Mayor Pesnell** to approve the Beer Permit for Clinton Brock for Kimball Raceway Inc. DBA Raceway #843 for Off Premises Permit located at 141 Main Street Kimball, TN 37347. The motion passed on a board vote with Alderman Matthews voting no.

c.) Honor Guard Sign at City Limit Entrances

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the Sequatchie Valley Honor Guard to place signs at the Kimball City Limit Entrances with the town purchasing the signs. The motion passed unanimously on a board vote.

d.) Ratify Bill from Lee Smith for Repairs to Fire Truck #701 in the amount of \$2,394.70

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to ratify the bill from Lee Smith for Repairs to Fire Truck #701 in the amount of \$2,394.70. The motion passed unanimously on a board vote.

e.) Review Proposal from First Volunteer Insurance for Information Security and Privacy Insurance with Electronic Media Liability

Mayor Pesnell stated the town had sought out additional quotes for the Data Breach coverage since TML had sent a proposal of over \$14,000 for Errors and Omissions plus Network Liability. The town already has coverage for Errors and Omissions with another company and now only needs Information Security or Data Breach coverage. Attorney Gouger advised the board that TML will only cover the town by having the Errors and Omissions plus the Network Liability coverage. This other company has given the town two options for just the Network Liability coverage of \$500,000 or \$1,000,000 limits and with the breaches happening in today's society, he recommends for the price difference to go ahead with the \$1,000,000 coverage.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to keep the Errors and Omissions where it currently is and approve the town to accept the insurance quote from First Volunteer Insurance and Beazly for Data Breach Coverage with the \$1,000,000 coverage for the annual premium of \$5,864.25. The motion passed unanimously on a board vote.

f.) Discuss AirMed Insurance

Mayor Pesnell stated he spoke with the AirMed Insurance Representative, James Morse, concerning Kimball's site plan coverage and the plan options with end dates and renewal terms. At this time, the town enrolled November 15, 2013 for Kimball site plan and it will expire February 13, 2015 since AirMed Insurance has a 90 day grace period. The town can continue the coverage at the same rate as last year either by paying annually, bi-annually, quarterly or monthly. The citizens of Kimball can still enroll for the extended coverage outside of Marion County in AirMed's coverage area for an additional \$35 per household. Mr. Morse will be setting up dates to come to town hall for enrollment into the secondary insurance plan for Kimball residents and others during soccer registration in 2015.

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to continue the AirMed Insurance at the time of the prior year coverage expiration on a monthly basis as the town waits on the county's decision to join the site plan. After the county's decision, the town can revisit this if necessary. The motion passed unanimously on a board vote.

POLICE REPORT

Vice Mayor Case gave an update on the Police Department as follows:

Litigation Tax and Training Fees	\$86.50
Court Costs	\$290.50
Fines	\$50.00
Report Fee	\$0.00
Sessions Court	\$1471.07
Total	\$1,898.07

It was questioned whether there was additional training the police officers needed to attend for their job. The officers are required to attend in-service for 40 hours during the month of February each year. The in-service normally cover issues that arise over the previous year and each officer seeks out training as interests arise.

The new radio previously approved has been installed and is working properly at the police station. The body cameras have been issued to the officers and a policy will be drafted.

The board decided to set a workshop date on December 10, 2014 at 5:00 p.m. to discuss the body camera policy, sewer, and other items the board needs to address in a workshop.

FIRE REPORT

Alderman Sisk gave the fire report for November 2014; the department responded to three calls during the month which were one electrical fire (Wal-Mart meat department) and two mutual aids. Fire Chief Keef stated that he appreciates all the board has done for the fire department and to try and eliminate the bats; however, there are still some bats inside the fire hall. He was unsure how long a bat could live inside without food. They will keep a watch on the hall to verify if these were just a few that did not get out of the building or if maybe there is still a spot for the bats to enter the hall.

PARK AND RECREATION BOARD REPORT

Alderman Matthews stated the Park and Recreation Board met on November 13th. The board approved the play structure bid specifications, met with Todd and Angela Smith concerning the concessions stand prior year pros and cons, reviewed the recreational agreement between Kimball and South Pittsburg which will need tweaking before renewal and discussed the possibility of outdoor movies at the park. The next meeting is scheduled for December 11th at 6:00 p.m.

The board stated that they would be in agreement with Kyle Holland showing movies in the Kimball Park and understand that the cost would be \$600 per movie advertised at the boards' choice and decision if he decided to pursue this equipment.

PLANNING COMMISSION REPORT

Vice Mayor Case stated the Kimball Planning Commission for November was cancelled. The next planning meeting is scheduled for December 16, 2014 at 6:00 p.m.

Planning Commission Member Lamarr Manis stated that he had been to Jasper Highlands and was impressed with the efforts made in this area.

SEWER REPORT

No one present to report.

ATTORNEY REPORT

Attorney Gouger stated he had reviewed the easements recorded in the Register of Deeds Office and the records at town hall for an easement on the sewer lift station located off Nelson Lane and could not locate one. The sewer lift station is located on the property owned by First Jackson Bank and needs to have an easement granted to access the property. The town needs to make major repairs to the lift station and has been advised before starting the construction to the lift station property easement should be on file before this is started. Attorney Gouger has contacted Charles E. Schaerer who did the original survey of the property when the bank purchased the property. He will get a survey and description as needed for the easement for the town; however, there needs to be an authorization to allow him to proceed to complete this.

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve Charles E. Schaerer to survey and describe the property located off Nelson Lane where the sewer pump station sits for easement purposes for the town. The motion passed unanimously on a board vote.

NEW BUSINESS

Vice Mayor Case stated that the Thanksgiving Dinner was enjoyable. Stevarinos had good food for the dinner and those that assisted with the dinner were appreciated. He also stated that Leon Bailey was repairing the restroom at the park due to minor issues and it would be fixed soon. Lastly, he wanted to wish the Marion County Warriors the best of luck Saturday as they head to the State Championship Game. He looks forward to seeing them bring back a trophy.

Alderman Matthews stated that the South Pittsburg Christmas Parade will be held Saturday, December 6th at 10:00 a.m. The town has worked on putting a float together in order to be represented in both South Pittsburg and Jasper parades. All the Aldermen and their wives are welcome to be on the float. The town float will be lining up for the South Pittsburg parade at 9:00 a.m. and the Jasper Parade at 5:30 p.m. The Jasper parade was delayed an hour since the Warriors were making the trip to Cookeville and would be headed home afterwards causing a possible time issue.

Mayor Pesnell had items under new business as follows:

- The Jasper VFW Post 6362 Ladies Auxiliary would like to honor one of our local WWII Medal of Honor recipients, Master Sergeant Raymond H. Cooley who is the only Medal of Honor Recipient buried in Marion County. His grave site is located here in Cumberland View Cemetery in Kimball, Tennessee. The group would like to place a plaque at the entrance with his information and details honoring him. The group is seeking the town's support and possible contribution. The board will review this item later after more details on the amount of funding sought are provided.
- The town would like to congratulate the Marion County High School Warriors for making it to the State Championship Game. They will be heading to Cookeville Saturday, December 6th to play Peabody at 11:00 a.m. It is my understanding that they will come to Kimball and eat and then head up. We wish the Warriors Support to bring home the championship trophy.
- The parades will be Saturday, December 6th. South Pittsburg's parade will start at 10 a.m. and Jasper's parade will start at 6:30 p.m.
- Marion County Regional School of Excellence – Chattanooga State will have an open house Sunday, December 7th from 2-4 p.m. Everyone is welcome to attend and see the new campus.

- Town Hall and Maintenance will be closed for Holidays on December 24th and December 25th and January 1st.
- Sales Tax for October was up \$13,779. This is the third month it has been over \$10,000 as an increase and the town hopes that the economy is turning around.
- Finances


General Fund	\$1,243,664
State Street Aid	\$24,658
Drug Fund	\$4,186
Sewer Fund	\$211,390

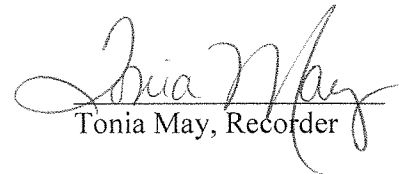
Grand Total	\$1,483,898
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- The next Regular Board meeting will be Thursday, January 8, 2015.
- The town would like to wish everyone a Merry Christmas and Happy New Year.

ADJOURNMENT

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


 Rex Pesnell, Mayor


 Tonia May, Recorder