

# **KIMBALL BOARD OF MAYOR AND ALDERMEN**

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## **Monthly Board Meeting Thursday, January 8, 2015 6:00 P.M.**

### **AGENDA**

1. Call the January 8, 2015 Meeting of Kimball Board of Mayor and Aldermen to Order
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of December 4, 2014 Minutes of Regular Meeting
6. Swear In of Alderman - Aldermen Mark Payne, III and Clarence "Johnny" Sisk, Jr.
7. Old Business
8. Discuss supporting the VFW Ladies Auxiliary placing a plaque at the Cumberland View Cemetery honoring a local WWII Medal of Honor Recipient, Master Sergeant Raymond H. Cooley
9. Approval of Citizens State Bank Amendment to the ACH Originator Agreement
10. Review the Revised Kimball Municipal Building Use Agreement and Payment Form
11. Approve Amendments to the Concessions Contract as Recommended by the Kimball Parks and Recreation Board
12. Approve Amendments to the Recreational Agreement between the Town of Kimball and City of South Pittsburg as Recommended by the Kimball Parks and Recreation Board
13. Review the Body Camera Policy for the Police Department
14. Ratify Bill for Christmas Dinner in the amount of \$1,800
15. Ratify Bill from Barnes Tire and Service Center for six (6) tires for the Garbage Truck in the amount of \$2,235.98
16. Sewer Easement for Sewer Lift Station on Nelson Lane
17. Discuss CDBG Grant for Water Line Extension from South Pittsburg to Kimball
18. Police Report
19. Fire Report
20. Park Board Report
21. Planning Commission Report
22. Sewer Report
23. Attorney Report
24. New Business
25. Adjourn

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**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, JANUARY 8, 2015**

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A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, January 8, 2015 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.

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**INVOCATION AND PLEDGE**

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

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**ROLL CALL**

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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, Alderman Mark Payne and Attorney William Gouger, Jr.

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**APPROVAL OF MINUTES**

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On a motion by **Vice Mayor Case**, seconded by **Alderman Payne** the Minutes of the Regular Monthly Board Meeting for December 4, 2014 were approved unanimously on a board vote.

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**SWEARING IN OF ALDERMEN**

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Judge Melissa Thomas Blevins – swore in Alderman Mark Payne, III and Clarence “Johnny” Sisk, Jr. for their four 4-year Aldermen Elected Term.

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**OLD BUSINESS**

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Mayor Pesnell had the following items under old business:

- The fire department received its ISO re-evaluation in which the department remained at a Class 5. The town appreciates the work everyone put into the re-evaluation to keep the department stable at a 5.

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**SCHEDULED AGENDA ITEMS**

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- a.) **Discuss supporting the VFW Ladies Auxiliary placing a plaque at the Cumberland View Cemetery honoring a local WWII Medal of Honor Recipient, Master Sergeant Raymond H. Cooley**

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to approve the town supporting the VFW Ladies Auxiliary placing a plaque at the Cumberland View Cemetery honoring local WWII Medal of Honor Recipient, Master Sergeant Raymond H. Cooley with a monetary donation of \$1,000. The motion passed unanimously on a board vote.

- b.) **Approval of Citizens State Bank Amendment to the ACH Originator Agreement**

Attorney Gouger explained this was section 36 of the agreement that was being asked to be changed by the bank concerning Termination and Suspension for ACH Automatic Clearing House, which are similar to wire transfers. The new language does not increase the risk for the town or decrease the town’s benefit. It actually allows the town to terminate with the action being effective on the 10<sup>th</sup> day following written notice to the bank.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Payne** to approve the Amendment to the ACH Originator Agreement with Citizens State Bank. The motion passed unanimously on a board vote.

**c.) Review the Revised Kimball Municipal Building Use Agreement and Payment Form**  
Mayor Pesnell stated that the Kimball Municipal Building use form needed modified for clarification and the cost versus expense needed to be revised to keep maintenance in line; therefore, the fee to use the building for the day would be raised from \$100 to \$150.

A motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to approve the revised Kimball Municipal Building Use Agreement and Payment Form with increased rates from \$100 to \$150 per day. The motion passed unanimously on a board vote.

**d.) Approve Amendments to the Concessions Contract as Recommended by the Kimball Parks and Recreation Board**

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the amendments to the concessions contract as recommended by the Kimball Parks and Recreation Board. The motion passed unanimously on a board vote.

**e.) Approve Amendments to the Recreational Agreement between the Town of Kimball and City of South Pittsburg as Recommended by the Kimball Parks and Recreation Board**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the amendments to the recreational agreement between the Town of Kimball and City of South Pittsburg as Recommended by the Kimball Parks and Recreation Board. The motion passed unanimously on a board vote.

**f.) Review the Body Camera Policy for the Police Department**

Attorney Gouger had the policy which combined the policy Chief Jordan had compiled with the Department of Justice's Policy key points. The combination of the two policies will cover the necessary items for the town, police department and give guidance in the usage.

A motion was made by **Alderman Matthews**, seconded by **Alderman Payne** to approve the body camera policy for the police department. The motion passed unanimously on a board vote.

**g.) Ratify Bill for Christmas Dinner in the amount of \$1,800**

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to ratify the bill from Diane Massengale for the Christmas Dinner in the amount of \$1,800. The motion passed unanimously on a board vote.

**h.) Ratify Bill from Barnes Tire & Service Center for six (6) tires for the Garbage Truck in the amount of \$2,235.98**

A motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to ratify the bill from Barnes Tire & Service Center for six (6) tires for the garbage truck in the amount of \$2,235.98. The motion passed unanimously on a board vote.

**i.) Sewer Easement for Sewer Lift Station on Nelson Lane**

Attorney Gouger has prepared the sewer utility easement and submitted to First Jackson Bank for review based on the survey and property description as described by Charlie Schaerer. Once the bank officials have signed the document, this will be properly recorded.

**j.) Discuss CDBG Grant for Water Line Extension from South Pittsburg to Kimball**

Mayor Pesnell stated that Sam Saieed with the Southeast Tennessee Development District had contacted him concerning the town using its eligibility for a grant to extend the waterline from South Pittsburg to Kimball. The South Pittsburg Water Company was interested in this grant; however, it would need to use the town's eligibility with it being responsible for the matching funds on the project. The grant administration would be handled by SETDD, with South Pittsburg Water

Company handling some aspects of the project and Kimball processing the grant paperwork and working with the two entities. In order to be eligible, the town would have to have a public hearing before the end of January to meet the application deadline.

A motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to approve the town to have a public hearing concerning the CDBG Grant on January 27, 2015 with time to be determined by the Mayor and SETDD. The motion was rescinded.

A motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to approve the town to have a public hearing concerning the CDBG Grant on January 26, 2015 at 5:00 pm. The motion passed unanimously on a board vote.

A motion was made by **Alderman Payne**, seconded by **Vice Mayor Case** to authorize the mayor to sign any paperwork in the application process for the grant other than a contract. The motion passed unanimously on a board vote.

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### **POLICE REPORT**

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

Litigation Tax and Training Fees	\$118.00
Court Costs	\$482.00
Fines	\$20.00
Report Fee	\$41.00
Sessions Court	\$627.95
<b>Total</b>	<b>\$1,288.95</b>

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### **FIRE REPORT**

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Alderman Sisk gave the fire report for December 2014; the department responded to five calls during the month which were one vehicle fire, two rescues, one LZ and one mutual aid.

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### **PARK AND RECREATION BOARD REPORT**

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Alderman Matthews stated the Park and Recreation Board met on December 11, 2014. The board reviewed the concessions contract and recreational agreement between Kimball and South Pittsburg in detail to try and address any issues before the 2015 ball season. The park board members, aldermen, mayor and grant administrator met with four (4) bidders on playground equipment on Tuesday, January 6, 2015 to show the playground site area. These bids are due Tuesday, January 20, 2015. The next meeting is scheduled for January 15, 2015 at 6:00 p.m.

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### **PLANNING COMMISSION REPORT**

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Vice Mayor Case stated the Kimball Planning Commission meeting for December was cancelled. The next planning meeting is scheduled for January 20, 2015 at 6:00 p.m.

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### **SEWER REPORT**

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Alderman Payne stated he wanted to make sure that when the sewer pump station was rehabbed that the spare pumps and control panel items were all interchangeable with the other sewer pump stations.

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### **ATTORNEY REPORT**

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Attorney Gouger had nothing further.

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**NEW BUSINESS**

Vice Mayor Case stated that there was a light on Cedar Point Lane that was cycling on and off and he would like this labeled and reported so the SVEC could get this one and any others corrected.

Mayor Pesnell had items under new business as follows:

- Town Hall and Maintenance Department will be closed for the Holiday on January 19, 2015 with Sanitation Service being on Tuesday, January 20, 2015.
- Sales Tax for November was up \$16,413 compared to last year.
- Finances


<b>General Fund</b>	\$1,263,560
<b>State Street Aid</b>	\$20,873
<b>Drug Fund</b>	\$4,196
<b>Sewer Fund</b>	\$230,388


<b>Grand Total</b>	<b>\$1,519,017</b>
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- The town will have a special called meeting on Tuesday, January 20, 2015 to open bids on the playground equipment and any consider any other items that may come before the board.
- The next Regular Board meeting will be Thursday, February 5, 2015.

**ADJOURNMENT**

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

  
Rex Pesnell, Mayor

  
Tonia May, Recorder

# KIMBALL BOARD OF MAYOR AND ALDERMEN

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## Special Called Meeting Tuesday, January 20, 2015 at 5:00 P.M.

1. Call to Order Special Called Meeting of Kimball Board of Mayor and Aldermen concerning opening bids on Playground Equipment at Kimball Park funded through the LPRF Grant and any other pertinent business that may come before the board.

2. Roll Call

Mayor Pesnell

Vice-Mayor Case

Alderman Payne

Alderman Matthews

Alderman Sisk

Attorney Gouger

3. Open Bids on Playground Equipment at Kimball Park Funded Through the LPRF Grant

	<b>Bid 1</b>	<b>Alt/Deduct</b>	<b>Bid 2</b>	<b>Alt/Deduct</b>
1. Great Southern Recreation	\$	\$	\$	\$
2. Bliss Products and Services	\$	\$	\$	\$
3. First Place Finish, Inc.	\$	\$	\$	\$
4. PlayCore Holding, Inc.	\$	\$	\$	\$

4. Any Other Properly Presented Business

5. Adjourn

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**MINUTES OF THE SPECIAL CALLED MEETING  
KIMBALL, TENNESSEE  
TUESDAY, JANUARY 20, 2015**

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A special called meeting of the Kimball Board of Mayor and Aldermen was held on Tuesday, January 20, 2015 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the special called meeting to order at 5:00 p.m. The special meeting was to open the bids on the Playground Equipment at Kimball Park funded through the LPRF Grant and any other pertinent business that may come before the board.

**ROLL CALL**

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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.

**SCHEDULED AGENDA ITEMS**

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**a.) Open Bids on Playground Equipment at Kimball Park Funded Through the LPRF Grant**

	<b>Bid 1</b>	<b>Add for Concrete Walkway</b>	<b>Bid 2</b>	<b>Add for Concrete Walkway</b>
1. First Place Finish, Inc	\$62,715.00	\$3,900.00	\$76,557.00	\$3,900.00
2. Bliss Products and Services	\$59,672.37	\$2,300.00	\$72,844.35	\$2,300.00
3. Great Southern Recreation	\$47,995.00	Included	\$77,000.00	Included
4. PlayCore Holding, Inc.	\$35,995.00	Included	\$46,585.00	Included

Alderman Sisk came into the meeting at 5:07 p.m.

Attorney Gouger reviewed all the bids for necessary bid documentation such as insurance and licensing and stated all comply with the required documents.

The board decided to continue with the remainder of the meeting before reviewing the bid plans in detail.

**b.) Any Other Properly Presented Business**

Mayor Pesnell has a quote from NaturChem for the control of vegetation for an annual price of \$1,000 to maintain the parking lot area at the Kimball Park.

After some discussion, a motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve NaturChem to control the vegetation on the parking lot area at the park for the 2015 calendar year. Mayor Pesnell will ask the company to see about the walking track being included with this process. The motion passed unanimously on a board vote.

Mayor Pesnell recessed the meeting at 5:27 p.m. in order to review the playground bids in detail.

Mayor Pesnell reconvened the meeting at 6:08 p.m. to discuss the playground bids after everyone had a chance to review all bids submitted.

Vice Chairman of Park and Recreation Board Jack Keef addressed the Board of Mayor and Aldermen with at recommendation from the Park Board Members concerning the playground Equipment Bid at Kimball Park as to their first choice being PlayCore Bid 1 in the amount of \$35,995 and second choice being Bliss Bid 1 in the amount of \$59,672.37 with addition of \$2,300 for concrete walkway.

The discussion from the members was that if they chose the lower bid there would be \$73,356 remaining in the matching grant to fund other projects at the park in the interest of the members such as dugout covers, pavilions, picnic tables and a flag pole.


A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the playground equipment bid from PlayCore Bid 1 in the amount of \$35,995 subject to the approval of TDEC since this is funded through the LPRF Grant. The motion passed unanimously on a board vote.

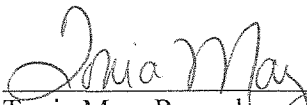
David Hill with PlayCore was in attendance at the meeting and stated that the color choices were unlimited and the town could make these changes as desired before installation.

#### **ADJOURNMENT**

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

  
Rex Pesnell, Mayor

  
Tonia May, Recorder



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**MINUTES OF THE PUBLIC HEARING  
KIMBALL, TENNESSEE  
MONDAY, JANUARY 26, 2015 – 5:00 P.M.**

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A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Monday, January 26, 2015 at 5:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman John Matthews, Alderman Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr. Also present were Sam Saieed with Southeast Tennessee Development District and Keith Garth with South Pittsburg Water and Gas Company.

Mayor Pesnell called the public hearing to order concerning the Town of Kimball exploring applying for a Community Development Block Grant (CDGB) for installation of an additional waterline from South Pittsburg to Kimball.

**NEW BUSINESS**

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**a) Town of Kimball applying for a CDBG Grant for installation of an additional waterline from South Pittsburg to Kimball**

Mayor Pesnell stated the Town of Kimball will be applying for a CDBG Grant and using its eligibility in order to seek funding for an additional waterline from South Pittsburg to Kimball. The grant cycle will be for the 2015 year eligibility with the matching and additional funding sources to be provided by the South Pittsburg Water and Gas Company if the grant is awarded. The estimated project cost is \$975,800 for the waterline extension for an 8' inch PVC Water line with a creek crossing and interstate bore. The CDBG for Water and Sewer projects will fund up to \$525,000 if selected. The grants packets are to be completed and submitted to ECD by February 27, 2015. The award selection is normally released between the months of August and October.


There were no comments from the public.

**ADJOURNMENT**

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As there was nothing further to come before the public hearing, Mayor Pesnell closed the public hearing.

  
Rex Pesnell, Mayor

  
Tonia May, Recorder