

KIMBALL BOARD OF MAYOR AND ALDERMEN

Monthly Board Meeting Thursday, June 4, 2015 6:00 P.M.

1. Call to Order Public Hearing
2. Ordinance 230 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015
3. Close Public Hearing

AGENDA

1. Call the June 4, 2015 Meeting of Kimball Board of Mayor and Aldermen to Order
2. Prayer
3. Pledge of Allegiance
4. Roll Call
5. Approval of May 7, 2015 Minutes of Regular Meeting
6. Old Business
7. Approve the 2nd and Final Reading of Ordinance Number 230 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015
8. Approve the 1st Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016
9. Approve the 1st Reading of Ordinance Number 232 – An Ordinance to Amend the Official Zoning Ordinance to Require Principal Structures to Face Dedicated Local Streets in Residential Districts in the Town of Kimball, Tennessee
10. Approve the 1st Reading of Ordinance Number 233 – An Ordinance to Amend the Official Zoning Ordinance to Limit Self-Storage Mini-Warehouses to the Industrial District in the Town of Kimball, Tennessee
11. Approve the 1st Reading of Ordinance Number 234 – An Ordinance to Amend the Official Zoning Ordinance to Better Define Building Setbacks in the Town of Kimball, Tennessee
12. Approve quotes from Danny Hibbs Construction Company beginning the start of next fiscal year contingent upon TDEC approval for the LPRF grant for labor only to form concrete sidewalks to the pavilions and to form concrete underneath pavilions for \$4,750 another quote for labor only to form concrete sidewalks to the dugouts with a sitting area for \$4,960 for ADA accessibility for the Kimball Complex
13. Ratify bill on turnout gear from Municipal Emergency Services in the amount up to \$1525.00
14. 2015-2016 "Safety Partners" Loss Control Matching Safety Grant to purchase two (2) cardiac defibrillators
15. Police Report
16. Fire Report
17. Park Board Report
18. Planning Commission Report
19. Sewer Report
20. Attorney Report
21. New Business
22. Adjourn

**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, JUNE 4, 2015 – 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, June 4, 2015 at 6:00 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, and Attorney William Gouger, Jr.

Mayor Pesnell called the public hearing to order concerning Ordinance Number 230 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015.

NEW BUSINESS

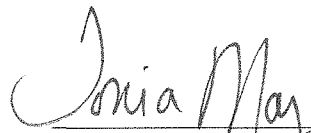
- a) **Ordinance Number 230 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015**

There were no comments from the other board members or public.

ADJOURNMENT

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


Rex Pesnell, Mayor


Tonia May, Recorder

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, JUNE 4, 2015**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, June 4, 2015 in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the regular meeting to order after the public hearing which began at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Pesnell requested Vice Mayor Case to say the invocation over the meeting remembering all the families that had lost loved ones over the past month.

Mayor Pesnell requested Alderman Sisk 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 Payne was absent at the beginning of the meeting.

APPROVAL OF MINUTES

On a motion by **Vice Mayor Case**, seconded by **Alderman Matthews** the Minutes of the Regular Monthly Board Meeting for May 7, 2015 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The Mayor and Aldermen attended the various award ceremonies to present the 2015 Jere Davis Memorial Scholarship Winners with one winner per local high school to attend Chattanooga State with the winners as follows:

AnnaMae Cali Grooms from Marion County High School
Madison Caroline Henderson from South Pittsburg High School
Elizabeth Leann Dykes from Richard Hardy Memorial High School
Kaitlyn Nicole Rains from Whitwell High School

Alderman Payne entered the meeting.

SCHEDULED AGENDA ITEMS

- a.) **Approve the Second and Final Reading of Ordinance Number 230 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015**

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve on Second and Final Reading of Ordinance Number 230 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2014-2015. The motion passed unanimously on a board vote.

- b.) **Approve the First Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve on First Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the for Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016. The property tax rate will remain the same at \$0.10 per \$100 of the assessed value. The motion passed unanimously on a board vote.

c.) **Approve the First Reading of Ordinance Number 232 – An Ordinance to Amend the Official Zoning Ordinance to Require Principal Structures to Face Dedicated Local Streets in Residential Districts in the Town of Kimball, Tennessee**

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve on First Reading of Ordinance Number 232 – An Ordinance to Amend the Official Zoning Ordinance to Require Principal Structures to Face Dedicated Local Streets in Residential Districts in the Town of Kimball, Tennessee. The property owners can decide which way to face the home if there are two roads passing this residence unless the subdivision plat has already set the way it shall face. The addressing of the homes may also contribute to the way a home shall face. The motion passed unanimously on a board vote.

d.) **Approve the First Reading of Ordinance Number 233 – An Ordinance to Amend the Official Zoning Ordinance to Limit Self –Storage Mini-Warehouses to the Industrial District in the Town of Kimball, Tennessee**

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve on First Reading of Ordinance Number 233 – An Ordinance to Amend the Official Zoning Ordinance to Limit Self – Storage Mini-Warehouses to the Industrial District in the Town of Kimball, Tennessee. There was much discussion on the limitations of this ordinance; however, there is no zone where mini-warehouses are allowed in Kimball at this time. The motion passed unanimously on a roll call vote as follows: Mayor Pesnell aye, Vice Mayor Case aye, Alderman Matthews aye, Alderman Payne aye and Alderman Sisk aye.

e.) **Approve the First Reading of Ordinance Number 234 – An Ordinance to Amend the Official Zoning Ordinance to Better Define Building Setbacks in the Town of Kimball, Tennessee**

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve on First Reading of Ordinance Number 234 – An Ordinance to Amend the Official Zoning Ordinance to Better Define Building Setbacks in the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

f.) **Approve quotes from Danny Hibbs Construction Company beginning the start of next fiscal year contingent upon TDEC approval for the LPRF grant for labor only to form concrete sidewalks to the pavilions and to form concrete underneath pavilions for \$4,750 another quote for labor only to form concrete sidewalks to the dugouts with a sitting area for \$4,960 for ADA accessibility for the Kimball Complex**

A motion was made by **Alderman Matthews**, seconded by **Alderman Payne** to approve the quotes from Danny Hibbs Construction Company beginning Fiscal Year 2015-2016 contingent upon TDEC approval for the LPRF grant for labor only to form concrete sidewalks to the pavilions and to form concrete underneath pavilions for \$4,750 and another quote for labor only to form concrete sidewalks to the dugouts with a sitting area for \$4,960 for ADA accessibility for the Kimball Complex. The motion passed unanimously on a board vote.

g.) **Ratify bill on turnout gear from Municipal Emergency Services in the amount up to \$1525.00**

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to ratify a bill on turnout gear from Municipal Emergency Services in the amount up to \$1,525. The motion passed unanimously on a board vote.

h.) **2015-2016 "Safety Partners" Loss Control Matching Safety Grant to purchase two (2) cardiac defibrillators**

The town would like to apply for the 2015-2016 “Safety Partners” Loss Control Matching Grant to purchase two (2) cardiac defibrillators, one for the park and one for the fire department. If approved and purchased, these will need to be signed off by a doctor and recorded at Marion County dispatch.

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve applying for the 2015-2015 "Safety Partners" Loss Control Matching Safety Grant through TML The Pool to purchase two (2) cardiac defibrillators. 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	\$103.25
Court Costs	\$346.75
Fines	\$30.00
Report Fee	\$20.00
Sessions Court	\$934.30
Total	\$1434.30

FIRE REPORT

Alderman Sisk gave the fire report for May 2015; the department responded to eight calls during the month which were three mutual aids, one vehicle fire, one rescue, two stand bys, and one signal nine.

PARK AND RECREATION BOARD REPORT

Alderman Matthews stated the Park and Recreation Board met on May 14, 2015. The meeting was basically to get everyone up to date on the park and events. The issues discussed were an overview of the LPRF grant, soccer, Free Fishing Day, Free Movie in the Park, concessions, parking and direction for the future of the park. The next meeting is scheduled for June 11, 2015 at 6:00 pm.

PLANNING COMMISSION REPORT

Vice Mayor Case stated the Kimball Planning Commission meeting was held on May 19, 2015. The commission reviewed three zoning ordinance amendments and one subdivision regulation amendment. The ordinance amendments were recommended to the Board of Mayor and Aldermen for approval. The public hearing on the subdivision regulation amendment will be heard on June 16, 2015 at 6:00 pm. with the regular meeting to follow.

SEWER REPORT

Alderman Payne stated that the delay in the new sewer lift station was due to the size of the lid; however, once the items were all received the job should take no more than two – three days to complete.

ATTORNEY REPORT

Attorney Gouger had nothing to report.

NEW BUSINESS

Mayor Pesnell had items under new business as follows:

- The sales tax for April 2015 was \$16,346 more than this time last year.
- Finances

General Fund	\$1,355,221
State Street Aid	\$23,982
Drug Fund	\$4,920
Sewer Fund	\$268,505
Grand Total	\$1,652,628

- The town wanted to remind everyone about the Free Fishing Day hosted by the town and TWRA on June 6, 2015 with gates opening at 7:00 am. The town will finish the night with a Free Movie at the park on the baseball field showing Night at the Museum: Secret of the Tomb.

- The town auditors did the preliminary audit on the fiscal year 2014-2015 during May with the final audit scheduled for August 17, 2015 and August 18, 2015.
- The town had a review of the insurance on the buildings, property and liability items which is due for renewal on August 1, 2015. The insurance company has no increase in premiums unless the town adds coverage or property to the coverage list.
- The next regular scheduled meeting will be July 2, 2015 at 6:00 p.m.


Alderman Matthews wanted to thank Patrolman Wampler and Patrolman Hudson for staying attentive on Sweetens Cove Road during a power outage. The two officers kept lights active for workers to be safe while working to restore power on a curve on this roadway. He appreciates their dedication to the town, citizens and safety of others.

Citizens Jim Lofty and Lisa Bradford had concerns about their existing building permit and new structure being built on Mountain Meadow Lane. They are concerned about the requirements being requested from the town building inspector since the property the Bradford's new home is being built is in Flood Zone A. FEMA and the town's participation with FEMA require certain regulations according to the building inspector and his request made on any property located in Flood Zone A. The Bradford's requests are to be able to better understand what is expected to be able to comply with the regulations in order to be able to get a Certificate of Occupancy at the time they are finished with the home. Attorney Gouger advised Mr. Lofty and Mrs. Bradford that if they did not agree with the building inspector's request or if a stop work order was issued, these would be addressed by the Board of Zoning Appeals. The board and attorney resolve to have a meeting between the owners, building inspector, town attorney and board members to be able to resolve any issues. This meeting will hopefully be able to make everyone more knowledgeable of the items that must be completed on this property to finish the home per the requirements set forth for a home in Flood Zone A with the new requirements as set forth in the FEMA regulations.

Citizen Jerry Don Kennemore wanted the board to consider more parking options for the Davis Pavilion as this is a popular place for reservations for parties, showers, and other gatherings with few parking spaces to accommodate those in attendance.

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

KIMBALL BOARD OF MAYOR AND ALDERMEN

Special Called Meeting Wednesday, June 24, 2015 at 5:15 P.M.

1. Call to Order Public Hearing
 2. Ordinance 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016
 3. Close Public Hearing
-

1. Call to Order Special Called Meeting of Kimball Board of Mayor and Aldermen, Wednesday, June 24, 2015 at 5:15 p.m. concerning Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016, to review improvements at the Kimball Complex for ADA compliance and consider any other properly presented business that may come before the board.

2. Roll Call

Mayor Pesnell	Vice-Mayor Case	Alderman Payne
Alderman Matthews	Alderman Sisk	Attorney Gouger

3. Approve the 2nd and Final Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016

4. Review improvements at the Kimball Complex for ADA compliance for LPRF Grant

5. Consider Any Other Properly Presented Business

- Ratify Bill from Moss Motor Company on 2004 Ford Truck in the amount of \$3,847.47 for repairs to Street Department vehicle for all Injectors replacement, fuel pump replacement and fuel filters replaced.
- Ratify Bill from Lowe's Home Center for Items for Pier at Kimball Park with using SVEC Donation of \$3,500 from 2012-2013 to help pay for the \$4,713.94 for materials this will fall under the 2014-2015 fiscal year budget
-

6. Adjourn

**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
WEDNESDAY, JUNE 24, 2015 – 5:15 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Wednesday, June 24, 2015 at 5:27 p.m. in the Conference Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman John Matthews, and Alderman Johnny Sisk.

Mayor Pesnell called the public hearing to order concerning Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016.


NEW BUSINESS

- a) **Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2019**

No citizens were present.

ADJOURNMENT

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



Rex Pesnell, Mayor



Tonia May, Recorder

**MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
WEDNESDAY, JUNE 24, 2015**

A special meeting of the Kimball Board of Mayor and Aldermen was held on Wednesday, June 24, 2015 in the Conference Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the special meeting to order at 5:28 p.m. immediately following the public hearing concerning Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016, to review improvements at the Kimball Complex for ADA compliance and consider any other properly presented business that may come before the board.

ROLL CALL

Mayor Pesnell asked Recorder May to call roll.

Those present were: Mayor Rex Pesnell, Vice-Mayor Jerry Don Case, Alderman John Matthews and Alderman Johnny Sisk.

Alderman Mark Payne and Attorney William Gouger, Jr. were absent from the meeting.

SCHEDULED AGENDA ITEMS

- a.) **Approve the 2nd and Final Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016**

It was stated that the budget Estimates for FY 2015 had been updated on the ordinance with all other numbers remaining in line as before.

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve on Second and Final Reading of Ordinance Number 231 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the for Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016. The motion passed unanimously on a board vote.

- b.) **Review improvements at the Kimball Complex for ADA compliance for LPRF Grant Danny Hibbs Construction Co. forming eight (8) dugouts for concrete work in amount of \$8,192**

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve the quote from Danny Hibbs Construction Co. for forming eight (8) dugouts for concrete work in the amount of \$8,192 for next fiscal year for ADA compliance for the LPRF Grant. The motion passed unanimously on a board vote.

Concrete for all ADA Projects Sidewalks, Dugouts, and underneath Pavilion 51-55 yards from Sequatchie Concrete approve to spend up to \$6,500

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the town to spend up to \$6,500 for concrete from Sequatchie Concrete for the Kimball Complex for next fiscal year for ADA compliance for the LPRF Grant. The motion passed unanimously on a board vote.

c.) Any Other Properly Presented Business

Mayor Pesnell asked the board to ratify a bill from Moss Motor Company on the Street Department 2004 Ford Truck in the amount of \$3,847.47 for repairs, an expense for the 2014-2015 fiscal year. A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to ratify the bill from Moss Motor Company on the Street Department 2004 Ford Truck in the amount of \$3,847.47 for repairs to be paid from the 2014-2015 fiscal year budget. The motion passed unanimously on a board vote.

Mayor Pesnell asked the board to ratify another bill which is from Lowe's Home Center for items for the pier at Kimball Park with the town using funds donated from SVEC Cares in 2012-2013 in the amount of \$3,500 to help pay for the \$4,713.94 bill for materials only, which will fall under the 2014-2015 fiscal year budget.

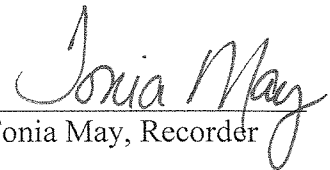
A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to ratify the bill from Lowe's Home Center in the amount of \$4,713.94 for materials to be used on the pier at the Kimball Park with a portion of the amount to be paid from the donation from SVEC Cares funds. The motion passed unanimously on a board vote.

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



Rex Pesnell, Mayor



Tonia May, Recorder