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**MINUTES OF THE PUBLIC HEARING  
KIMBALL, TENNESSEE  
THURSDAY, NOVEMBER 5, 2015 – 6:00 P.M.**

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A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, November 5, 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, Alderman John Matthews, Alderman Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr.

Mayor Pesnell called the public hearing to order concerning Ordinance Number 235 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016.

**NEW BUSINESS**

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- a) **Ordinance Number 235 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016**

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

**ADJOURNMENT**

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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.

  
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Rex Pesnell, Mayor

  
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Tonia May, Recorder

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**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, NOVEMBER 5, 2015**

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A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, November 5, 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, Alderman Johnny Sisk, Alderman John Matthews, Alderman Mark Payne and Attorney William Gouger, Jr.

Vice Mayor Jerry Don Case was absent from the meeting.

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**APPROVAL OF MINUTES**

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On a motion by **Alderman Matthews**, seconded by **Alderman Sisk** the Minutes of the Regular Monthly Board Meeting for October 1, 2015 were approved unanimously on a board vote.

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**OLD BUSINESS**

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Mayor Pesnell had the following items under old business:

- The additional parking at the Davis Pavilion has been asphalted and curbed by Lofty Paving and Grading. The town will continue to work on this area to enhance the park.
- The sidewalk at the Davis Pavilion has also been completed by Jason Collins Construction.
- The town received a letter from the state stating the town did not score high enough to receive the 2015 CDBG Grant. The town will decide whether they want to apply for another grant in the coming month.
- The town appreciates everyone for participating in the Pre-Halloween Party events.

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**SCHEDULED AGENDA ITEMS**

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**a.) 2<sup>nd</sup> and Final Reading of Ordinance Number 235 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016**

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve on 2<sup>nd</sup> and Final Reading of Ordinance Number 235 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016. The motion passed unanimously on a board vote.

**b.) Paul Johnson with Johnson, Murphey & Wright, P.C. CPA concerning Town of Kimball's Fiscal Year Financial Statement June 30, 2015**

Paul Johnson attended the meeting and supplied the board with the audit reports. The town received a good report on financial assets versus liabilities. The report includes the extra report as required by state concerning the retirement funds. The town's audit report is available for review.

**c.) Butch Maynor concerning Yard Sales in Kimball**

Citizen and Business owner Butch Maynor wanted to challenge the board to address the issue of the continued yard sales in Kimball. He stated the yard sales create traffic issues on Main Street and wanted to see if there may be a solution to help resolve the situation where every weekend the same families are having yard sales on the front street by maybe having a monthly centralized location for everyone to participate. The board will review our current ordinances and zoning regulations plus consider some new regulations to

help with these issues. The board will also consider Mr. Maynor's idea of a central location for monthly sales.

**d.) Review Proposal from First Volunteer Insurance and Lloyds Commercial Data Breach (Network Privacy) Insurance for \$5864.25 12/5/15-12/5/16**

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the proposal from First Volunteer Insurance and Lloyds Commercial Data Breach (Network Privacy) Insurance for \$5864.25 12/5/15-12/5/16. The motion passed unanimously on a board vote.

**e.) NACHA Operating Rules and ACH Originator Agreement from Citizens State Bank Annual Policy**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to authorize the mayor to sign the NACHA Operating Rules and ACH Originator Agreement from Citizens State Bank Annual Policy. The motion passed unanimously on a board vote.

**f.) Marion County Sheriff's Department Christmas for Kids**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve a donation to the Marion County Sheriff's Department Christmas for Kids in the amount of \$500. The motion passed unanimously on a board vote.

**g.) Hams and Turkeys**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the purchase of turkeys for Thanksgiving and hams for Christmas for the employees, Planning Commission members, BZA members, Park and Recreation Board members, and Beautification Committee. The motion passed unanimously on a board vote.

**h.) Bonuses**

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to continue the bonuses as in the past, which are \$400 for fulltime employees and \$200 for part-time employees. The motion passed unanimously on a board vote.

**i.) Set Holiday Sanitation Schedule for Thanksgiving and Christmas**

After some discussion, a motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the sanitation schedule for Thanksgiving as Monday, November 23 and Monday, November 30 with Christmas sanitation schedule as Monday, December 21 and Monday, December 28 due to the dates the maintenance department receives for the holidays. The motion passed unanimously on a board vote.

**j.) Garbage Truck Repairs**

The board reviewed the quotes obtained; however, they want more time to check all the companies before making a firm decision.

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to table the garbage truck repairs until research on the companies that provided quotes could be done. The motion passed unanimously on a board vote.

**POLICE REPORT**

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

Litigation Tax and Training Fees	\$73.75
Court Costs	\$301.25
Fines	\$80.00
Report Fee	\$40.00
Sessions Court	\$557.65
<b>Total</b>	<b>\$1052.65</b>

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## **FIRE REPORT**

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Alderman Sisk gave the fire report for October 2015; the department responded to three calls during the month which were two mutual aids, and one hazard removal.

Alderman Sisk stated that Fire Chief Keef, Fireman Haynes and he had attended a hazardous materials meeting in South Pittsburg. The meeting was very informative about the symbols and what they meant when located on trucks or lines in the ground. This also can make for a scary situation as well as some chemicals have no smell to alert you that they are leaking or exposed to the public. The pipeline at the park is a 10" natural gas line by USG that the department has already had dealings with in the past with no major problems.

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## **PARK AND RECREATION BOARD REPORT**

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Alderman Matthews stated the Park and Recreation Board meeting for October was cancelled. The next meeting is scheduled for November 12, 2015 at 6 pm.

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## **PLANNING COMMISSION REPORT**

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Alderman Matthews stated the Kimball Planning Commission meeting was cancelled for October. The planning commission and BZA members attended their annual training during October. The next planning meeting is scheduled for November 17, 2015 at 6 pm.

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## **SEWER REPORT**

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Alderman Payne stated the town still needs to work on the CMOMS and codifying the ordinances. This will take some time and needs to be done as a proactive step for the sewer program.

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## **ATTORNEY REPORT**

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Attorney Gouger had nothing new at this time.

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## **NEW BUSINESS**

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Alderman Sisk asked about the Thanksgiving Dinner. The town has elected not to do a Thanksgiving Dinner this year. Alderman Sisk also asked about getting rifle racks for the police department. This will be reviewed upon a price and rifle rack selection.

Alderman Matthews wanted to know about getting the maintenance department new walkies as the current ones are not operating properly or have missing parts. The department normally gets better pricing with a group order so the fire department was also contacted as to their need. The total number of walkies needed would be seven (7). It was recommended to get Vice Mayor Case to get pricing and type upon his return.

Mayor Pesnell had items under new business as follows:

- The sales tax for September was \$700 more than this time last year.
- Finances


<b>General Fund</b>	\$1,381,709
<b>State Street Aid</b>	\$30,673
<b>Drug Fund</b>	\$5,746
<b>Sewer Fund</b>	\$264,017
<b>Grand Total</b>	<b>\$1,682,145</b>

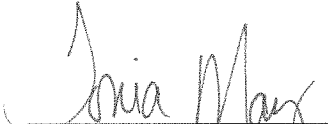
- The Sequatchie Valley Honor Guard will have a service on November 14, 2015 at 11:00 am at the Cumberland View Cemetery honoring Medal of Honor Recipient Master Sergeant Raymond H. Cooley. The community is invited to attend the service honoring and recognizing his dedication.
- The TML Pool sent the town an award and letter recognizing the loyalty to their company for the thirty years.
- The Police Chief received a letter commending Sharon Case for her work performed at the TIBRS Conference. Mrs. Case is the Vice-President of the TIBRS User Group and performs staff duties to assist the TBI staff. The town is fortunate to have such valuable employees working at Kimball.
- Town Hall and Maintenance Department will be closed on Wednesday, November 11, 2015 in honor of Veteran's Day Holiday. The town would like to thank each and every active serviceman and woman and those veterans that gave so we could have our freedom today.
- The town has planted two cherry trees in the park on Main Street in remembrance of two former employees Ralph Durham and Mark Reed. These trees were donated by the Town of Jasper to be planted in honor of these past employees.
- The next regular scheduled monthly board meeting is set for December 3, 2015 at 6 pm.

#### **ADJOURNMENT**

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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