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**MINUTES OF THE PUBLIC HEARING  
KIMBALL, TENNESSEE  
THURSDAY, MARCH 3, 2016 – 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, March 3, 2016 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, Alderman Mark Payne and Attorney William Gouger, Jr.

Mayor Pesnell called the public hearing to order concerning Ordinance Number 236 – An Ordinance to Amend the Official Zoning Map to Rezone Property on Old Dixie Highway from C-2 Highway Business District to R-2 High Density Residential District in the Town of Kimball, Tennessee and Ordinance Number 237 – An Ordinance Amending the Annual Operating Budget and Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016.

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**NEW BUSINESS**

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- a) **Ordinance Number 236 – An Ordinance to Amend the Official Zoning Map to Rezone Property on Old Dixie Highway from C-2 Highway Business District to R-2 High Density Residential District in the Town of Kimball, Tennessee**
- b) **Ordinance Number 237 – 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.


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**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 **Vice Mayor Case**. The motion passed unanimously on a board vote.

  
Rex Pesnell, Mayor

  
Tonia May, Recorder

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**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, MARCH 3, 2016**

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A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, March 3, 2016 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 was held at 6:00 p.m.

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**INVOCATION AND PLEDGE**

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Mayor Pesnell requested Vice Mayor Case 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 John Matthews, Alderman Johnny Sisk, Alderman Mark Payne and Attorney William Gouger, Jr.

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**APPROVAL OF MINUTES**

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On a motion by **Alderman Sisk**, seconded by **Alderman Matthews** the Minutes of the Regular Monthly Board Meeting for February 4, 2016 were approved unanimously on a board vote.

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**OLD BUSINESS**

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Alderman Sisk wanted to clarify that he was not against the CDBG water project being done; however, he was against the town paying the match for a utility department's waterline.

Alderman Payne stated the town was fortunate to have a utility department connection that did for the town as ours did since we have a sewer system and the utility department willingly helped Kimball when in need. Our town does not have the proper equipment to work on the sewer lines, manholes or lift stations that the utility department has and this kind of partnership makes for good relationships between the two especially when the utility department does not charge the town as a contractor would if assistance was needed from one of them. Mayor Pesnell stated he believed the town would lose revenue dollars if a main waterline was to break between Kimball and South Pittsburg while waiting on the line to be repaired. There was more discussion on the town's assistance with the CDBG Grant application with South Pittsburg.

Mayor Pesnell had the following items under old business:

- The maintenance department has received the Grasshopper Mower approved during the last meeting. The department is preparing for the upcoming mowing season.
- The rescue truck is still at Moss Motor Company awaiting Ford. The town has received word since the last meeting that the engine is blown. Moss Motor Company is trying to get a Ford Corporate Representative to contact them or come onsite concerning the truck, warranty issue, which is 51 days out of range, and low mileage of the rescue truck. The town has been waiting on Moss Motor Company and needs direction from the board as the next steps to take on this issue since it has been seven weeks. The town has a couple of options such as allow Moss Motor Company to repair the vehicle after Ford Corporate gives their input, take truck to another shop for a second opinion about the truck's condition or buy another rescue truck.

After much discussion, a motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve Attorney Gouger to send a letter to Moss Motor Company and/or Ford Motor Company and make a phone call on the town's behalf concerning the rescue truck and the status of the repairs to the rescue truck with the low mileage and problems associated with these types of vehicles. The motion passed unanimously on a board vote.

## **SCHEDULED AGENDA ITEMS**

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**a.) 2<sup>nd</sup> and Final Reading of Ordinance No 236 – An Ordinance to Amend the Official Zoning Map to Rezone Property on Old Dixie Highway from C-2 Highway Business District to R-2 High Density Residential District in the Town of Kimball, Tennessee**

A motion was made by **Vice Mayor Case**, seconded by **Alderman Payne** to approve on Second and Final Reading Ordinance No. 236 – An Ordinance to Amend the Official Zoning Map to Rezone Property on Old Dixie Highway from C-2 Highway Business District to R-2 High Density Residential District in the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

**b.) Second and Final Reading of Ordinance No. 237 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2015-2016**

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve on Second and Final Reading Ordinance No. 237 – An Ordinance to Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee. The motion passed unanimously on a board vote.

**c.) Ratify Clerical Error of Resolution 2016-04 – A Resolution of the Town of Kimball supporting the 2016 Community Development Block Grant Application for the City of South Pittsburg Water System Improvements**

Mayor Pesnell explained that the previous resolution had a clerical error with the figures for the amount the town would match and that the new resolution also includes the 12-inch ductile iron pipe as specified in the motion made last month.

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve Resolution 2016-04 – A Resolution of the Town of Kimball supporting the 2016 Community Development Block Grant Application for the City of South Pittsburg Water System Improvements with the resolution including a 12-inch diameter ductile iron pipe being part of the water system improvement from South Pittsburg to Kimball, approving the town paying \$47,628. The motion passed unanimously on a board vote.

**d.) Approve the submittal of the unpaid 2014 Property Taxes to Town Attorney for Collection**

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve the town to submit the unpaid 2014 Property Tax to the Town Attorney for Collection. The motion passed unanimously on a board vote.

**e.) Amended Concessions Contract**

Attorney Gouger stated the concessions contractor was under the impression that they were covered by the town's insurance. However, the concessions contractor needs to provide his own insurance for working at the Kimball complex to cover the contractor and his workers. This has been clearly defined in the contract and the dates of the contract are now March – March.

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the Amended Concessions Contract to reflect the changes. The motion passed unanimously on a board vote.

**f.) Approval of the 2016 Spring Soccer Coaches**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the 2016 Spring Soccer Coaches with background check clearances. 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	\$59.00
Court Costs	\$231.00
Fines	\$30.00
Report Fee	\$48.00
Sessions Court	\$593.27
<b>Total</b>	<b>\$961.27</b>

Vice Mayor Case stated the department responded to 235 calls during the month of February 2016.

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## **FIRE REPORT**

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Alderman Sisk gave the fire report for February 2016; the department responded to five calls during the month which were two mutual aid calls, one gasoline leak and two investigations.

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## **PARK AND RECREATION BOARD REPORT**

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Alderman Matthews stated the Park and Recreation Board meeting for February was held on Thursday, February 11, 2016. The board discussed the LPRF Grant for 2016, start time for Sunday tournaments and the Easter Egg Hunt. The next meeting is scheduled March 10, 2016 at 6 pm.

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## **PLANNING COMMISSION REPORT**

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Vice Mayor Case stated the Kimball Planning Commission meeting for February was held on Tuesday, February 16, 2016. The commission reviewed a final plat approval of a five (5) lot subdivision being developed by Angie and Johnny Rogers. This plat was approved. There was a request for permission to operate a towing company on property zoned C-2, with cars being stored at this location. This request was denied. The towing company has filed an appeal that will be heard by the BZA on Tuesday, March 15, 2016 at 5 pm. The next planning meeting is scheduled for March 15, 2016 at 6 pm.

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## **SEWER REPORT**

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Alderman Payne had nothing to report.

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## **ATTORNEY REPORT**

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Attorney Gouger had nothing else to report.

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## **NEW BUSINESS**

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Vice Mayor Case wanted to know about two issues in the Kimball Shopping Center, the continuation of the stop sign painted on the asphalt near Shoe Show and the large pot hole in the center. Mayor Pesnell has been in contact with Ann Tillman concerning the pothole; however, he will contact her again concerning these issues.

Mayor Pesnell had items under new business as follows:

- The sales tax for January was \$25,769 more than this time last year.
- Daylight Savings Time begins Sunday March 13. The town wants to remind everyone to Spring Forward.
- The town will have three public hearing for the LPRF Grant as scheduled March 10, 2016 at 6 pm, March 14, 2016 at 5 pm and March 15, 2016 at 6 pm. This is to get the public input concerning the town applying for another Local Parks and Recreation Fund Grant for the 2016 Year.

- The town and local businesses will be hosting an Easter Egg Hunt at the Kimball Barn on Friday, March 25, 2016 at 6 pm for those ages 12 and under with the prizes in the eggs consisting of candy, coupons, or various other prizes.
- Town Hall and Maintenance Department will be closed Friday, March 25, 2016 for Good Friday Holiday. Garbage Service will be on Thursday, March 24, 2016 remind your friends and neighbors in town.
- The next board meeting is scheduled for Thursday, April 7, 2016 at 6 pm.

Kyle Holland wanted to update everyone that US Stove Sponsors a Fall Event to Benefit the Christmas for Kids Program. This is the 6<sup>th</sup> year for the Community Event and since it is growing, it is going to be moving to the Kimball Park on November 5<sup>th</sup> with rain date November 19<sup>th</sup>. The event is hosted by US Stove in conjunction with Marion County Sheriff Department, South Pittsburg Police Department and Whitwell Police Department. The event will have antique cars, arts and crafts, and a 5k run. The town may need to help with traffic for the runners and the direction of the flow of traffic.

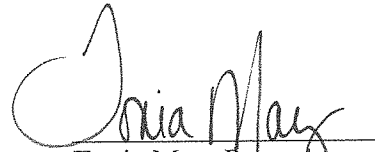
Also, the Sequatchie Valley Honor Guard will have their car show in the Kimball Shopping Center on May 21, 2016 with the board continuing to support this event.

#### **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