
**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, JULY 7, 2016 – 6:00 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, July 7, 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 Mark Payne, Alderman Johnny Sisk, and Attorney William Gouger, Jr.

Mayor Pesnell called the public hearing to order concerning Ordinance Number 240 – An Ordinance to Amend the Official Zoning Map to Rezone Property on South Kingsberry Drive from C-2 Highway Business District to R-1 Low Density Residential District in the Town of Kimball, Tennessee.

NEW BUSINESS

- a) **Ordinance Number 240 – An Ordinance to Amend the Official Zoning Map to Rezone Property on South Kingsberry Drive from C-2 Highway Business District to R-1 Low Density Residential District in the Town of Kimball, Tennessee**

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 **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

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, JULY 7, 2016**

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, July 7, 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 started 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 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 Mark Payne, Alderman Johnny Sisk and Attorney William Gouger, Jr.

Alderman John Matthews was absent.

APPROVAL OF MINUTES

On a motion by **Alderman Sisk**, seconded by **Vice Mayor Case** the Minutes of the Public Hearing and Regular Monthly Board Meeting for June 2, 2016, the Minutes of the Special Called Meeting for June 13, 2016 and the Minutes of the Public Hearing and Special Called Meeting for June 30, 2016 were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The town wanted to recognize David Henley and Jerry Rollins for completing Firefighter I training. These two men are members of the Maintenance Department and the Kimball Fire and Rescue Department. The men are an asset to both departments.
- The town has met with TDEC and the town engineer on the Kimball Cove Branch. The branch may have vegetation removed as long as the town follows their guidelines. The town can remove debris within 100 feet of a bridge along the branch again following their guidelines. The town's engineer is applying for a bank stabilization permit through TDEC.
- The mayor has made contact with TDOT concerning the heavy traffic at the intersection at Kimball Lane and Main Street. There were a couple of options on this intersection. The town can request a study through TDOT; however, if a traffic light was determined necessary it would be at the town's expense. The town may want to seek to be a RPO item again. This project would be to widen the roadway to Jasper. Stacy Morrison, Region 2 Community Transportation Planner, will be our contact point on the steps to be considered a RPO agenda item again.
- The new garbage truck paperwork has been executed. The artwork for the Toter carts has been approved with the town seal on the sides of the cans which should be shipped at the end of August. The garbage truck should be ready in September if everything stays on schedule.

SCHEDULED AGENDA ITEMS

a.) **Second and Final Reading of Ordinance No. 240 – An Ordinance to Amend the Official Zoning Map to Rezone Property on South Kingsberry Drive from C-2 Highway Business District to R-1 Low 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 of Ordinance No. 240 – An Ordinance to Amend the Official Zoning Map to Rezone Property on South Kingsberry Drive from C-2 Highway Business District to R-1 Low Density Residential District in the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

b.) **First Reading of Ordinance No. 241 – An Ordinance to Adopt the 2009 Edition of the International Energy Conservation Code (IECC) with the exception of Sections 402.4.2.1 (Blower Door Test) and 403.2.2 (Duct Tightness Test), and to Acknowledge and Adopt 2016 Tennessee Public Chapter No. 378 and T.C.A. Section 68-120-101(a)(8)(C)(i) Eliminating Sprinkler System Requirements for Townhouses**

The state opted out of these as well and Earl Geary has recommended this ordinance.

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve on First Reading of Ordinance No. 241 – An Ordinance to Adopt the 2009 Edition of the International Energy Conservation Code (IECC) with the exception of Sections 402.4.2.1 (Blower Door Test) and 403.2.2 (Duct Tightness Test), and to Acknowledge and Adopt 2016 Tennessee Public Chapter No. 378 and T.C.A. Section 68-120-101(a)(8)(C)(i) Eliminating Sprinkler System Requirements for Townhouses. The motion passed unanimously on a board vote.

c.) **Resolution 2016-06 – A Resolution to Ratify the Recommendation of the Marion County Coordinating Committee on Amending the Jasper Urban Growth Boundary and The Marion County Growth Plan**

This resolution either has to be approved or rejected or if the town takes no action in 120 days it is considered to pass.

A motion was made by **Alderman Payne**, seconded by **Vice Mayor Case** to approve Resolution 2016-06 – A Resolution to Ratify the Recommendation of the Marion County Coordinating Committee on Amending the Jasper Urban Growth Boundary and the Marion County Growth Plan. The motion passed unanimously on a board vote.

d.) **Resolution 2016-07 – A Resolution to Ratify the Recommendation of the Marion County Coordinating Committee on Amending the Whitwell Urban Growth Boundary and The Marion County Growth Plan**

This resolution either has to be approved or rejected or if the town takes no action in 120 days it is considered to pass.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Payne** to approve Resolution 2016-07 – A Resolution to Ratify the Recommendation of the Marion County Coordinating Committee on Amending the Whitwell Urban Growth Boundary and The Marion County Growth Plan. The motion passed unanimously on a board vote.

e.) **Approve the Certified Tax Rate Calculations for 2016 as recommended by the State Board of Equalization which is \$0.1009**

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the Certified Tax Rate calculations for 2016 as recommended by the State Board of Equalization which is \$0.1009. The motion passed unanimously on a board vote.

f.) Approve Marion County Partnership Dues in Amount of \$5,000

A motion was made by **Vice Mayor Case**, seconded by **Alderman Payne** to approve the Marion County Partnership Dues in the amount of \$5,000. The motion passed unanimously on a board vote.

g.) Approve the Bill from VFIS/The Steve Frost Agency for the Fire Department's Accident and Sickness Policy in the amount of \$3,920

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve the bill from VFIS/The Steve Frost Agency in the amount of \$3,920. The motion passed unanimously on a board vote.

h.) Sequatchie Valley Honor Guard Donation 2016 \$1,000

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the Sequatchie Valley Honor Guard Donation for 2016 in the amount of \$1,000. The motion passed unanimously on a board vote.

i.) Marion County Veteran's Park War Memorial Donation 2016 \$1,000

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the Marion County Veteran's Park War Memorial Donation for 2016 in the amount of \$1,000. The motion passed unanimously on a board vote.

j.) Relay for Life Donation 2016 \$1,000

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to approve the Relay for Life Donation for 2016 in the amount of \$1,000. The motion passed unanimously on a board vote.

k.) Re-Appoint George Vaughan to the Board of Zoning Appeals for another 5-year term

A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to Re-Appoint George Vaughan to the Board of Zoning Appeals for another 5-year term. The motion passed unanimously on a board vote.

l.) Re-Appoint Mark O'Leary to the Kimball Planning Commission for another 5-year term

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to Re-Appoint Mark O'Leary to the Kimball Planning Commission for another 5-year term. The motion passed unanimously on a board vote.

**m.) Dental Insurance for Employees and Family Coverage – 4% Increase Effective August 1, 2016
Old Rates Employee Only \$35.90 Family \$107.30 New Rates Employee Only \$37.34 Family
Coverage \$111.59**

A motion was made by **Alderman Payne**, seconded by **Vice Mayor Case** to approve the Dental Insurance for Employees and Family Coverages 4% Increase effective August 1, 2016. The motion passed unanimously on a board vote.

**n.) Park Equipment One Piece Platform Whirl or Space Whirl to replace piece at Davis Pavilion
Park 4-6 Children \$4,242 or 8-10 Children \$5,718 from Gametime**

A motion was made by **Alderman Payne**, seconded by **Vice Mayor Case** to approve to spend up to \$5,500 for the purchase and installation of a one-piece platform whirl for the Davis Pavilion from Gametime. The motion passed unanimously on a board vote. The town will choose a light color so it will stay cool in the summer months.

- o.) **Purchase two (2) Stalker Radars from Applied Concepts, Inc. through GHSO Grant in the amount of \$4,590**

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to purchase two (2) Stalker Radars from Applied Concepts, Inc. through GHSO Grant in the amount of \$4,590. The motion passed unanimously on a board vote.

- p.) **Discuss Applying for 2016-2017 "Safety Partners" Loss Control Matching Safety Grant – Safety Items for Maintenance**

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to apply for the 2016-2017 "Safety Partners" Loss Control Matching Safety Grant. 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	\$88.50
Court Costs	\$361.50
Fines	\$10.00
Report Fee	\$100.00
Sessions Court	\$504.45
Total	\$1064.45

FIRE REPORT

Alderman Sisk gave the fire report for June 2016; the department responded to twelve calls during the month which were five mutual aid calls, one rescue call, two spills, one investigation, and three vehicle fires. The department is still battling a bat problem inside the fire hall. The town will ask Scott Hawkins to check the building again.

PARK AND RECREATION BOARD REPORT

Alderman Sisk gave the Park and Recreation report and stated the June 30th meeting was cancelled. The next meeting is scheduled for Thursday, July 28, 2016 at 5:30 for its regular monthly meeting.

PLANNING COMMISSION REPORT

Vice Mayor Case stated the Kimball Planning Commission meeting for June was cancelled. The next planning meeting is scheduled for July 19, 2016 at 6 pm.

SEWER REPORT

Alderman Payne stated he had not had time to contact Brett Ward concerning the maintenance program for the sewer system.

ATTORNEY REPORT

Attorney Gouger had nothing new at this time.

NEW BUSINESS

Mayor Pesnell had items under new business as follows:

- The sales tax for May was \$12,763 more than this time last year.
- The town wanted to remind everyone of the Annual Sales Tax Holiday Weekend which will be Friday, July 29th through midnight Sunday, July 31st.

- The town has been contacted by Cecily Honeycutt with South Pittsburg Academy concerning using the Kimball Complex for hosting a play day Saturday, August 6th.
- The Kimball Complex had some storm damage in which one of the dugout covers top blew off during June. The town had this repaired with insurance being responsible for the majority of the expense; since this occurrence, the town has sought more security for all the dugouts and pavilions to avoid this in the future.
- The Office of State and Local Finance has approved the town's 2017 fiscal year budget adopted by the governing body. The Board of Mayor and Aldermen work hard to get the budget passed and approved before June 30th and then submitted to the state.
- The next board meeting is scheduled for Thursday, August 11, 2016 at 6 pm. The meeting is the second Thursday because the State Primary and County General Election is Thursday, August 4, 2016.

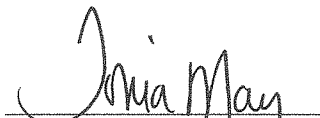
Chief Keef wanted to thank JP Durham for putting the firefighters through the academy. He also wanted to thank JP Durham and Mayor Jackson for working with Chattanooga State Kimball Site for allowing this to be the training location for the academy. This is an asset for our county to have an instructor to dedicate his time to training the firemen.

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



Rex Pesnell, Mayor



Tonia May, Recorder