
**MINUTES OF THE PUBLIC HEARING
KIMBALL, TENNESSEE
THURSDAY, SEPTEMBER 21, 2017 – 5:15 P.M.**

A Public Hearing of the Town of Kimball Board of Mayor and Aldermen was held on Thursday, September 21, 2017 at 5:15 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 Mark Payne, and Attorney William Gouger, Jr.

Mayor Pesnell called the public hearing to order concerning Ordinance No. 250 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2017-2018.


NEW BUSINESS

a) Ordinance No. 250 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2017-2018

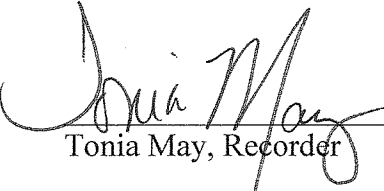
There was no comment on this ordinance.

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



Rex Pesnell, Mayor



Tonia May, Recorder

**MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
THURSDAY, SEPTEMBER 21, 2017**

A special meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, September 21, 2017 in the Meeting Room at Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the special meeting to order after the public hearing which started at 5:15 p.m. to approve on second and final reading Ordinance No. 250 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2017-2018, For Profit Businesses at the Park, Firemen at work leaving for Emergency Calls and Remaining on Clock for Town Employment, Vehicles for the Police Department and Maintenance Department and 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, Alderman Mark Payne, and Attorney William Gouger, Jr.

Alderman Johnny Sisk was absent from the start of the meeting.

SCHEDULED AGENDA ITEMS

a.) 2nd and Final Reading of Ordinance No. 250 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2017-2018

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve on Second and Final Reading of Ordinance No. 250 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2017-2018.

Alderman Sisk entered the meeting.

The motion passed unanimously on a board vote.

b.) For-Profit Businesses at the Park

Mayor Pesnell stated it has been brought to the attention of the board that there have been for-profit businesses at the park at different events. Some events hosted had nonprofit businesses and for-profit businesses. However, in certain events these for-profit and nonprofit entities were present at the same time. There was discussion on this topic which lead to authorizing the attorney to develop a policy on this to present at the next regular monthly meeting for review.

c.) Firemen at work leaving for Emergency Calls and Remaining on the Clock for Town Employment

Mayor Pesnell asked Attorney Gouger for advice on interpreting TCA Codes 50-1-307 and 50-1-309 which applies to volunteer firemen.

The town shall let the firemen leave to respond to emergency calls and the state laws protects these volunteers' jobs if they leave employment to attend such requests which is covered by TCA Code 50-1-307. Then TCA Code 50-1-309 is concerning the pay for these volunteers. This policy is at the discretion of the town. The town may continue to pay the volunteers while on the call. The current standard of the town is if a volunteer fireman leaves the job for a call the town will pay the fireman for

the rest of his shift or until he returns to his regular shift after the emergency has been resolved. And in addition to the code, the town may decide to allow the employees to take sick, vacation or leave time without pay if they are on call more than 4 hours within 12 hours of work for the next day. A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to adopt TCA Code 50-1-309 as town policy for employees on a fire and/or rescue department for compensation of these employees. The motion passed unanimously on a board vote.

d.) Vehicle for Police Department

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the Police Department to purchase a 2018 4x4 Police Package Tahoe through state bid in the amount of \$37,205.24 from Wilson County Motors. The motion passed unanimously on a board vote.

e.) Vehicle for Maintenance Department


A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the Maintenance Department to purchase a 2018 Chevrolet Silverado 2500HD 4WD Double Cab through state bid in the amount of \$30,151.50 from Wilson County Motors. The motion passed unanimously on a board.

f.) Any Other Properly Presented Business

The town has had a complaint on the property located on Judy Drive where the home burnt a couple of years ago. The town has sent a letter requesting the owner contact town hall. This letter has not been returned nor has the owner made an effort to call town hall. The complainant has again requested something to be done on this property on Judy Drive. The complainant has offered to clean the property if possible with ability to put a lien on this for cleanup payment. After discussion, the board has authorized Attorney Gouger to send a letter to the current owner. The letter will detail the owner's required attention to the property or the action the town may take in order to get the property in compliance.

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.



Mayor Pesnell, Mayor



Tonia May, Recorder