
**MINUTES OF THE SPECIAL CALLED MEETING
KIMBALL, TENNESSEE
THURSDAY, NOVEMBER 16, 2017**

A special meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, November 16, 2017 at Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the special meeting to order at 5:15 p.m. to approve on 1st Reading Ordinance No. 251 – An Ordinance Amending and Deleting Ordinance No. 31 An Ordinance Controlling Bonus Pay, Payroll Issues, Discuss Quotes for Property Maintenance at 200 Judy Drive 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, Alderman Johnny Sisk, Alderman John Matthews, Alderman Mark Payne, and Attorney William Gouger, Jr.

Vice-Mayor Jerry Don Case was absent from the start of the meeting.

SCHEDULED AGENDA ITEMS

a.) 1st Reading of Ordinance No. 251 – An Ordinance to Delete and Repeal Section 3 of Ordinance No. 31 Regarding Pay of Bonuses to Employees of the Town of Kimball, Tennessee

Attorney Gouger stated when reviewing the prior ordinances to prepare this one, the first two sections of this ordinance had been amended in 1993 by other ordinances pertaining to the board members' compensation. Therefore, the only part still in effect is section 3 pertaining to the bonuses. By deleting this section, the town can choose how to address any bonuses issued for employees without these restrictions coming into play if this ordinance passes.

Vice Mayor Case enters meeting.

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve on First Reading of Ordinance No. 251 – An Ordinance to Delete and Repeal Section 3 of Ordinance No. 31 Regarding Pay of Bonuses to Employees of the Town of Kimball, Tennessee. The motion passed unanimously on a board vote.

b.) Payroll Issues

Mayor Pesnell stated the board needed to review the policy on Holiday Pay when an employee misses work for a non-town related injury. The town needs to decide if the town pays the employee Holiday Pay during the time off from work due to an injury which occurred with another employer. Attorney Gouger stated the town has a moonlighting policy which allows for employees to work outside the town. There was lots of discussion concerning this issue.

A motion was made by **Alderman Sisk**, seconded by **Alderman Payne** to pay the current employee in question the holiday pay since there is no policy to address this issue and amend the current personnel policy to include that moonlighting may cause an employee to lose benefits if unable to perform normal work duties. The motion passed unanimously on a board vote.

Mayor Pesnell stated the board needed to address bonus pay for an employee with less than a year of employment.

A motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to prorate any bonus given to an employee with less than a year of employment with the town. The motion passed unanimously on a board vote.

c.) Discuss Quotes for Property Maintenance at 200 Judy Drive

Mayor Pesnell stated he had been asked to get quotes for the clean up and he has these quotes; however, since the last meeting the property owner has reached out for time to get the property sold or cleaned up.


A motion was made by **Alderman Payne**, seconded by **Alderman Sisk** to give the property owner time to deal with issues on the property. A board discussion ensued, after which an amended motion was made by **Alderman Payne**, seconded by **Alderman Matthews** to give the property owner 180 days to deal with issues on the property with time starting today. The motion passed on a board vote with Vice Mayor Case voting no.

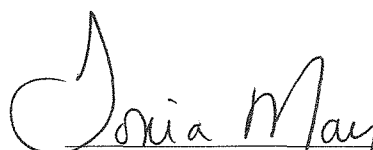
d.) Any Other Properly Presented Business

- Mayor Pesnell stated that the Park Maintenance-Office-Restroom through the LPRF Grant Bid Documents are ready to be advertised to solicit bids on this project contingent upon TDEC's approval of the bid documents. The bids will be opened in December and awarded in January. A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the town to solicit bids for the Park Maintenance-Office-Restroom through the LPRF Grant contingent upon TDEC's approval of the specifications. The motion passed unanimously on a board vote.
- Mayor Pesnell stated Mike Nelson had contacted him concerning the sewer pump at the Lowe's Lift Station. The town can purchase a new sewer pump for \$10,250 due to the other pump going down and the repairs costing approximately \$8,500. A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the town to purchase a new sewer pump for the Lowe's Lift Station from Byrd's Electric not to exceed \$10,600 under emergency powers which should include shipping charges. The motion passed unanimously on a board vote.
- Mayor Pesnell wanted to remind everyone that the Annual Christmas Dinner will be held December 15, 2017 at the Municipal Building with Appetizers starting at 6 pm and Dinner starting at 6:30 pm.
- The board wanted to remind everyone of the donations the police department is taking on behalf of the Ronald McDonald House. Any donations are welcome and will be taken to Chattanooga during the middle of December.

ADJOURNMENT

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


Mayor Pesnell, Mayor


Tonia May, Recorder