

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, MAY 7, 2020**

A COVID-19 Recorded meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, May 7, 2020 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.

Attorney Gouger made the statement concerning the COVID-19 meeting that this meeting is being met in accordance with the governor's emergency declaration guidelines due to the COVID-19 pandemic to protect the public. The meeting is being recorded, and the recording will be made available to the public within 48 hours and be kept for one year. The meeting is also being made available on Facebook Live via Marion County News as well as on WEPG.

INVOCATION AND PLEDGE

Mayor Pesnell requested Vice Mayor Case to say the invocation over the meeting.

Mayor Pesnell requested Alderman Lofty 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 Teresa Lofty, Alderman Johnny Sisk, Alderman John Matthews, and Attorney William Gouger, Jr. Also present were David Riley with Marion County News and Vicki Messer with WEPG.

APPROVAL OF MINUTES

On a motion by **Alderman Lofty**, seconded by **Alderman Matthews** the Minutes of the Regular Monthly Board Meeting for March 5, 2020 were approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes. All voting items must be done by roll call vote as this meeting is being done through the COVID-19 style of meeting.

OLD BUSINESS

- None to discuss

SCHEDULED AGENDA ITEMS

- a.) **Ratify and Approve the following items during the Declaration of Local State of Emergency for the April 12-April 13th atypical weather patterns that lead to severe storm damage and flooding in Kimball the materials, services and work were completed during the timeframe from April 16, 2020 until April 24, 2020 approve the following bills: Lofty Construction Company in the amount of \$23,718.17, Jason Collins Construction in the amount of \$1,690, Dunlap Stone in the amount of \$4,033.25 and review the statement from James C. Hailey & Company and approve to pay no more than \$10,000 for Project No. 20140 for the following: Engineering Oversight and coordination, Dive Inspection and Coordination from the Underwater Construction Corporation for temporary repair to the Force Main due to the Breach of the line from Kimball to South Pittsburg which sustained damage during the recent flooding**

Alderman Sisk wanted to know why the town is requesting to approve up to \$10,000 for James C. Hailey and Company when the bill is included for \$7,908. It was explained that this is not an official bill and that the recorder had requested this to cover any unforeseen costs that could arise from this in an effort to not have this back on the agenda in the future.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to ratify and approve the following items during the Declaration of Local State of Emergency for the April 12-April 13th atypical weather patterns that lead to severe storm damage and flooding in Kimball the materials, services and work were completed during the timeframe from April 16, 2020 until April 24, 2020 approve the following bills: Lofty Construction Company in the amount of \$23,718.17, Jason Collins Construction in the amount of \$1,690, Dunlap Stone in the amount of \$4,033.25 and review the statement from James C. Hailey & Company and

approve to pay no more than \$10,000 for Project No. 20140 for the following: Engineering Oversight and coordination, Dive Inspection and Coordination from the Underwater Construction Corporation for temporary repair to the Force Main due to the Breach of the line from Kimball to South Pittsburg which sustained damage during the recent flooding. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

b.) Discuss options and projected costs presented by Matthew Tucker with James C. Hailey and Company concerning a permanent fix to the Force Main from Kimball to South Pittsburg which sustained damage during the recent flooding

Matthew Tucker explained the options and why certain options were not feasible to take to make repairs to the line. The line was installed in the 1970's-1980's with the best option being to do a full replacement crossing the creek by boring under the creek with a 12-inch pipe. The estimated cost for this project is approximately \$356,000. There may be grants available to supplement the costs. Mayor Pesnell wanted Mr. Tucker to review this project further to make certain this is our best option before the town proceeded with any other action as the temporary fix has been made on the existing line. Mr. Tucker has kept the state in the loop on all the repairs and has been satisfied with the repairs made to the line to this point.

c.) Discuss James C. Hailey & Company's options for repairing the roadway at Mountain View Drive. The areas are near Main Street/Mountain View Drive between the ponds which gives access to several businesses and a subdivision

Mayor Pesnell requested that Mr. Tucker look at the area in question and report back to the board at the next meeting with options to resolve this issue.

d.) First Reading of Ordinance No. 264 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2019-2020

A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve on first reading of Ordinance No. 264 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2019-2020. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

e.) First Reading of Ordinance No. 265 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2020 and Ending June 30, 2021

A motion was made by **Alderman Lofty**, seconded by **Alderman Matthews** to approve on first reading of Ordinance No. 265 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2020 and Ending June 30, 2021. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

f.) Ratify the ordering of Protective Glass for Town Hall from Quality Glass in the amount of \$11,786.63 for control against spread of COVID-19 and any future issues within town hall expenses during Declaration of Local State of Emergency

Alderman Sisk wanted to know about the cost of the protective glass and wanted to know about the reason for not going with the less expensive option. The options were as follows: Option 1 Lexgard Lev2 \$15,019.88, Option 2 Glass Clad Lev3 \$11,786.63, Option 3 Using ¼" Clear Tempered Glass \$5,379.38. After some discussion, it was explained that the town had elected to go with the Bullet Proof Glass in Order to fix the area once to prevent COVID-19 plus any future issues that may come into play instead of preventing COVID-19 at this time and changing out the glass later on in the future as times may change. This will protect the office employees, as well as anyone in the office behind the glass. The company will install a temporary until the permanent comes in later.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Lofty** to approve the ordering of the protective glass for Town Hall from Quality Glass in the amount of \$11,786.63 for control against spread of COVID-19 and any future issues within town hall expenses during Declaration of Local State of Emergency.

The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

g.) Ratify a bill from Southeast Company Inc. in the amount of \$2,984.56 to pay for repairs to Main Lift Station
A motion was made by **Alderman Lofty**, seconded by **Alderman Sisk** to ratify the bill from Southeast Company Inc. in the amount of \$2,984.56 to pay for repairs to the main lift station. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

h.) Ratify payment to American Soccer Company, Inc. in the amount of \$3,141.64 for the Spring Soccer Season even though the season has been cancelled. Park Director is currently working to get all items returned for town to start refunds

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to ratify the payment to American Soccer Company Inc. in the amount of \$3,141.64 for the Spring Soccer Season even though the season has been cancelled. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

i.) Renewal of the Open Roads Policy Quick Clearance for Safety and Mobility Between the Tennessee Department of Transportation, Tennessee Department of Safety and Homeland Security and Tennessee Counties and Cities
A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to renew the Open Roads Policy Quick Clearance for Safety and Mobility Between the Tennessee Department of Transportation, Tennessee Department of Safety and Homeland Security and Tennessee Counties and Cities. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

j.) Approve the Tennessee Consolidated Retirement System (TCRS) Employer Contribution Rate beginning July 1, 2020
Mayor Pesnell stated that the state is recommending 2.65% which is the same as last year. The town is currently at 5.5% and the Mayor would like to recommend dropping it just a small margin to 5%.
A motion was made by **Mayor Pesnell**, seconded by **Alderman Matthews** to approve the Tennessee Consolidated Retirement System (TCRS) Employer Contribution Rate beginning July 1, 2020 at 5%. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

k.) Approve Kimball Police Department applying for the grant with Tennessee Highway Safety Office (THSO) for 2020-2021 grant
A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the Kimball Police Department applying for the grant with Tennessee Highway Safety Office (THSO) for 2020-2021 grant. The motion approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.

NEW BUSINESS

Vice Mayor Case stated that this has been a rough month and very stressful for everyone. The town and all the employees have been affected in some way either by the flood and/or the COVID-19 pandemic. The mayor and the others on the board concurred with this statement.


Alderman Matthews wanted to know if Congress approved certain stimulus packages if the town would be eligible for grant funding. Attorney Gouger stated the town is currently eligible for some Local Government Grants from the Governor's Office with amounts already determined. However, there still is a possibility that the town can be eligible to apply for other grant funds.

Mayor Pesnell had items under new business as follows:

- Town Hall will be open Monday – Friday from 8 am until 4 pm beginning tomorrow May 8th.
- A reminder to complete the census was encouraged to everyone. This may be done either online or by mail. If individuals fail to comply with the census requests to complete these by mail or online a census worker may visit your home requesting the information. This information is very important to helping the municipalities and counties get the proper funding.
- The next regular scheduled meeting will be June 4, 2020 at 6:00 p.m.
- The mayor requested that everyone continue to be vigilant when out and about and continue to abide by the CDC Guidelines to keep the COVID-19 pandemic curve going down. He noted that he would continue to pray for our town, county, and nation that the pandemic will end soon and life will be back to normal soon. It was also noted to stay safe and healthy and that the town appreciated everyone's support and patience during this unprecedented time.

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 approved by roll call vote as follows: Mayor Pesnell yes, Vice Mayor Case yes, Alderman Matthews yes, Alderman Sisk yes and Alderman Lofty yes.


Rex Pesnell, Mayor


Tonia May, Recorder