

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, MAY 2, 2024**

A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, May 2, 2024, in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee.

Mayor Pesnell called the regular meeting to order at 6:00 pm.

INVOCATION AND PLEDGE

Mayor Pesnell requested Alderman Matthews to say the invocation over the meeting.

Mayor Pesnell requested Alderman Sisk to lead the Pledge of Allegiance.

ROLL CALL

Mayor Pesnell asked Clerk Case to call roll.

Those present were Mayor Rex Pesnell, Vice Mayor Jerry Don Case, Alderman John Matthews, Alderman Johnny Sisk, Alderman Teresa Lofty, and Attorney William Gouger.

APPROVAL OF MINUTES

On a motion by **Alderman Lofty**, seconded by **Alderman Sisk** the Minutes of the Public Hearing and Regular Monthly Board Meeting for April 4, 2024, were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- The sign at the shopping center has been removed.
- The potholes at the shopping center are being repaired. The potholes were on three different owners including Regency, Walmart and Kimball.
- The Tennessee Department of Transportation paving project for Industrial Boulevard has been scheduled for the month of May mainly on the weekends. A test section has been completed during April with plans of finishing the project this month.

SCHEDULED AGENDA ITEMS

a.) Judge Jenkins to Swear in New Patrolman Donald Patterson

Judge Jenkins swore in Kimball Police Department's newly hired Patrolman Donald Patterson.

b.) Open Bids on New Maintenance Storage Building at 20 Kimball Cove Road

Mayor Pesnell stated the town had received three bids on this project. Before and after opening each bid, the mayor asked the attorney to review the documentation supplied for bid conformance. All bids complied with the specifications.

The Bids are as follows:

| Company Name | Base Bid | Alternate #1 |
|---------------------------------|--------------|--------------|
| Bailey Contracting | \$204,901.46 | \$1,800.00 |
| Gann Construction Company, Inc. | \$228,980.00 | \$3,593.20 |
| STH & Associates, Inc. | \$234,234.00 | \$3,500.00 |

After some discussion, a motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the lowest bid which was from Bailey Contracting in the amount of \$204,901.46 for the new maintenance storage building at 20 Kimball Cove Road. **Alderman Sisk** amended his motion with a second to the amendment by **Vice Mayor Case** to include alternate #1 which will include an electric operator for the overhead door which will be an additional \$1,800. The motion passed unanimously on a board vote.

It was stated the building will take 14-18 weeks to arrive in Kimball once ordered.

c.) First Reading of Ordinance No. 289 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2024, and Ending June 30, 2025

A motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to approve the First Reading of Ordinance No. 289 – An Ordinance of the Town of Kimball, Tennessee Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning, July 1, 2024, and Ending June 30, 2025. The motion passed unanimously on a board vote.

d.) Jim Lofty concerning interest in a section of the Kimball Park Property

Jim and Steve Lofty were in attendance at the meeting concerning their request to purchase a section of the Kimball Park Property that is adjacent to their property. The Lofty brothers stated that they are here as owners of Lofty Construction Company and would like to add additional acreage to their existing property for the company as they are expanding. Also, it was stated that they would allow the town to continue using part of the land for overflow parking. There will be no land lock for the Lofty Construction Company as they would be able to access from their existing properties.

After some discussion, a motion was made by **Alderman Matthews**, seconded by **Alderman Sisk** to sell a portion of the Kimball Park to Lofty Construction Company this property will be about 2-3 acres on the Left-Hand side of the roadway coming into the park from Lofty Drive onto Bob Lofty Lane which will include 10-20 foot of easement along the roadway along with a parking easement for the town on this property. **Alderman Matthews** amended his motion seconded by **Alderman Sisk** to state the buyer would be responsible for the land survey and appraisal with the town to be responsible for the warranty deed. Mayor Pesnell asked for a reverse roll call as follows: Alderman Matthews yes, Alderman Sisk yes, Alderman Lofty abstains, Vice Mayor Case yes and Mayor Pesnell no. The motion passes on a 3-1 vote with one abstaining.

e.) Approval of the Quote from Marion County Highway Department to pave Virgil Thomas Drive and Mountain View Road in the amount of \$85,000

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve the quote from Marion County Highway Department to pave Virgil Thomas Drive and Mountain View Road in the amount of \$85,000. The motion passed unanimously on a board vote.

f.) Approve Tennessee Consolidated Retirement System (TCRS) Employer Contribution Rate at a Minimum of 6.23%

Mayor Pesnell stated that the town is currently paying a rate of 6% and in the past, the town has normally gone above the recommended rate. He recommends setting the rate at 6.5% for the Fiscal Year of 2024-2025. A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to approve the Tennessee Consolidated Retirement System (TCRS) Employer Contribution Rate for Fiscal Year of 2024-2025 in the amount of 6.5%. The motion passed unanimously on a board vote.

g.) Approve the bill from Public Entity Partners for Worker’s Compensation for the Town in the amount of \$39,875

A motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve the bill from Public Entity Partners for Worker’s Compensation for the Town in the amount of \$39,875. The motion passed unanimously on a board vote.

h.) Maintenance Report

Alderman Matthews said that everything is going well in the department according to Maintenance Supervisor David Henley.

i.) Fire Report

Alderman Sisk gave the fire report for April 2024 as follows: The department responded to one call for the month which was a vehicle fire.

j.) Parks and Recreation Report

Alderman Lofty said the Park and Recreation Board meeting for April was canceled. The next regular meeting will be Tuesday, May 28, 2024, at 5:30 pm.

k.) Police Report

Vice Mayor Case gave an update on the Police Department as follows:

| | |
|----------------------------------|-------------------|
| Litigation Tax and Training Fees | \$74.75 |
| Court Costs | \$455.25 |
| Fines | \$230.00 |
| Report Fees | \$50.00 |
| Sessions Court | \$837.68 |
| TOTAL | \$1,647.68 |

l.) Planning Commission Report

Vice Mayor Case said the Kimball Planning Commission meeting for April was cancelled. The next meeting is scheduled for May 21, 2024, at 5:30 pm.

m.) Attorney Report

Attorney Gouger said the only thing he had was from a workshop which is a policy on the adjustments for sewer waivers.

NEW BUSINESS

Alderman Lofty was concerned as to whether the park would be accessible this weekend with the roadwork. Mayor Pesnell stated he talked with Tinsley Asphalt, and they stated this end would be open for public traffic; however, there may not be complete accessibility to go to Jasper on Industrial Boulevard.

Alderman Sisk stated there were several street lights out in town. He requested that the police monitor these and mark them in the coming month.

Mayor Pesnell had items under new business as follows:

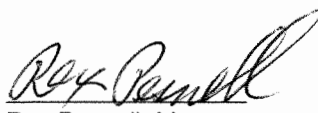
- Town Hall, Parks and Maintenance Department will be closed Monday, May 27, 2024, in observation of the Memorial Day Holiday. Sanitation will resume its normal route on Tuesday, May 28th.
- The next monthly meeting will be June 6, 2024, at 6 pm.

PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

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


Rex Pesnell, Mayor


Tonia May, Recorder