

**MINUTES OF THE REGULAR MEETING  
KIMBALL, TENNESSEE  
THURSDAY, SEPTEMBER 5, 2024**

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A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, September 5, 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**

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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**

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Mayor Pesnell asked Recorder May 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**

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On a motion by **Alderman Matthews**, seconded by **Alderman Sisk** the Minutes of the Regular Monthly Board Meeting for August 8, 2024, and the Minutes of the Special Called Meeting for August 20, 2024, were approved unanimously on a board vote.

**OLD BUSINESS**

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Mayor Pesnell had the following items under old business:

- The Tennessee Comptroller of the Treasury has sent a letter acknowledging the receipt of a certified copy of the fiscal year 2025 budget and approves the budget as adopted by this board. There was one consideration which is to add a line to the budget ordinance stating whether the town has or does not have debt. The state commends our board as well as I do for adopting the budget prior to the beginning of the fiscal year.

**SCHEDULED AGENDA ITEMS**

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**a.) First Reading of Ordinance No. 292 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2024-2025**

A motion was made by **Alderman Sisk**, seconded by **Alderman Lofty** to approve the First Reading of Ordinance No. 292 – An Ordinance Amending the Annual Operating Budget & Capital Program of Kimball, Tennessee for Fiscal Year 2024-2025. The motion passed unanimously on a board vote.

**b.) Discuss the Town of Kimball, Tennessee Policy Regarding Adjustments of Wastewater Usage Charges for Leaks**

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to table this matter until more tweaking has been made to the policy. The motion passed unanimously on a board vote.

**c.) Consider Acceptance of Deed of Dedication for Sandra's Way**

A motion was made by **Alderman Matthews**, seconded by **Vice Mayor Case** to accept the Deed of Dedication for Sandra's Way and approve the mayor to sign the deed. The motion passed unanimously on a board vote.

**d.) Discuss Abandonment of a portion of Hillcrest Lane**

Mayor Pesnell stated that the developer and owners located at 565 Main Street Kimball have requested that the town abandon the portion of Hillcrest Lane beside their property for future commercial development. The abandonment of this property would go back to the property owners as this was originally an easement which the previous owners donated to the town for the roadway. It was explained that if the town decides to move forward with this abandonment, the affected owners will have to be given a thirty (30) days' notice, the abandonment will have to be done by ordinance which will have first reading, public hearing and finally the second and final reading of the ordinance.

After much discussion, a motion was made by **Alderman Matthews**, seconded by **Alderman Lofty** to approve the start of the abandonment of the section of Hillcrest Lane near 565 Main Street contingent upon this commercial development moving forward. The motion passed unanimously on a board vote.

**e.) Maintenance Agreement with Southern Duplicating of Chattanooga for copiers at town hall and police department**

A motion was made by **Alderman Lofty**, seconded by **Alderman Sisk** to approve the maintenance agreement with Southern Duplicating of Chattanooga for copiers at town hall and police department. The motion passed unanimously on a board vote.

**f.) Discuss Changing Park Director from Salary Position to an Hourly Position due to the new rates for Minimum Wage and Overtime Protections under the FLSA**

A motion was made by **Alderman Lofty**, seconded by **Alderman Sisk** to approve changing the Park Director from a Salary Position to an Hourly Position to comply with the Minimum Wage and Overtime Protections under the FLSA. The motion was amended by **Alderman Lofty**, seconded by **Alderman Sisk** to allow this to start September 4, 2024, the start of the pay period and to allow the employee to use the 6 hours of built time by the end of the year. The motion passed unanimously on a board vote.

**g.) Discuss Transferring Gregory Rowe from the Police Department to the Maintenance Department setting payrate as maintenance scale**

Mayor Pesnell stated that Gregory Rowe has requested to finish out his time with the town at the Maintenance Department. Mayor Pesnell recommended this transfer to be effective at the beginning of the next payroll period. A motion was made by **Vice Mayor Case**, seconded by **Alderman Matthews** to approve the transferring of Gregory Rowe from the Police Department to the Maintenance Department setting his payrate as maintenance scale. The motion passed unanimously on a board vote. The main purpose of this transfer will be to help at the parks; however, he will be under the supervision of the Maintenance Supervisor.

**h.) Approve Soccer Coaches for Fall 2024**

A motion was made by **Alderman Lofty**, seconded by **Alderman Sisk** to approve the Soccer Coaches for Fall 2024 contingent upon background checks. The motion passed unanimously on a board vote.

**i.) Healthcare Resiliency Program**

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to approve the Kimball Parks Director to apply for this grant. The park board will be finalizing the healthier options for our park at the next meeting. There is no match on this grant. The motion passed unanimously on a board vote.

**j.) Maintenance Report**

Alderman Matthews stated that the Maintenance Department Supervisor David Henley said everything was going well.

**k.) Fire Report**

Alderman Sisk gave the fire report for August 2024 as follows: the department responded to six calls for the month which were two grass fires, one building fire, one rescue, one mutual aid, and one cancelled in route.

### **I.) Parks and Recreation Report**

Alderman Lofty stated that the park has ordered new backstops for the complex with the town seal on them. The basketball tournament had two teams. There were a lot of other conflicting events going on at the same time as the tournament. Tabby and Virgil Phillips will be hosting a recreational soccer tournament November 9<sup>th</sup> to help raise funds for their ministry to build a futsal in India for their youth to play soccer. Soccer has 147 players signed up for Fall 2024. There are 11 teams with both U14/U19 having enough players to play full-sided this season. There will be a scrimmage game on September 7<sup>th</sup> at the Dunlap host site. The season will start in Bledsoe County on September 14<sup>th</sup>. The board held a workshop on August 13<sup>th</sup> and discussed the Healthcare Resiliency Program Grant. The board mentioned putting in pickle ball courts, and a new track along with a bridge with a fishing dock. There would be new benches, a doggie waste station, and lights. The town has applied for the BlueCross Healthy Places Grant for the park located off of Main Street. The next park board meeting is set for September 24, 2024, at 5:30 pm.

Alderman Lofty stated that the park board has been working to add another restroom facility, storage, concessions and office to the park in the area near the soccer fields and basketball court.

A motion was made by **Alderman Sisk**, seconded by **Alderman Matthews** to have the plans for the new restroom facility, storage, concessions and office for the park at the next meeting to consider bidding this project. The motion passed unanimously on a board vote.

Mayor Pesnell stated that the repairs to the drainage issue had been completed by Vinson's Lawn Service. The mulch for the playground area near the barn had been removed and all new fresh mulch was placed in this area. Also, Brian White has replaced the lights at the pavilion and barn with new LED lights.

### **m.) Police Report**

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

Litigation Tax and Training Fees	\$46.25
Court Costs	\$328.75
Fines	\$230.00
Report Fees	\$70.00
Sessions Court	\$614.08
<b>TOTAL</b>	<b>\$1,289.08</b>

The department responded to 372 calls for August.

### **n.) Planning Commission Report**

Vice Mayor Case said the Kimball Planning Commission meeting was held on August 20, 2024. The planning commission reviewed the Van Hoosier Circle Final Plat at 22 Walnut Street. This plat was approved. The next meeting is scheduled for September 17, 2024, at 5:30 pm.

### **o.) Attorney Report**

Attorney Gouger had nothing to report.

## **NEW BUSINESS**

Vice Mayor Case asked the Police Chief about the new Tahoe. The new Tahoe is on the road with lights and siren installed. The other Tahoe is on the road as well; however, they are still awaiting the cage for the rear. By adding this vehicle, all officers will have a Tahoe for patrol.

Scopes have arrived and are at the department.

Mayor Pesnell had items under new business as follows:

- The town auditors were at town hall on August 26<sup>th</sup> and August 27<sup>th</sup> to get the final numbers for the 2023-2024 fiscal year. They will return later this year for the full report.
- The next monthly meeting will be October 3, 2024, at 6 pm.

## **PUBLIC COMMENTS**

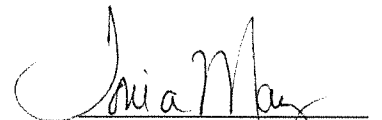
Roger Haggard stated that there are numerous lights out in the shopping center. Mayor Pesnell stated he will contact the shopping center.

## **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