

TOWN OF KIMBALL, TENNESSEE

Record of Minutes of Regular Meeting

Date May 7, 2009

A regular meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, May 7, 2009 at 6:00 p.m. in the Meeting Room of Town Hall, 675 Main Street, Kimball, Tennessee. Those members present were: Mayor David Jackson, Vice-Mayor Rex Pesnell, Alderman John Keef, Alderman Jerry Don Case, Alderman Mark Payne and Attorney William Gouger, Jr.

Mayor Jackson called the regular meeting to order at 6:00 p.m.

INVOCATION AND PLEDGE

Mayor Jackson asked Jerry Don Case to say the invocation over the meeting.

Mayor Jackson led the Pledge of Allegiance.

ROLL CALL

Mayor Jackson asked Recorder May to call roll those present were: Mayor David Jackson, Vice-Mayor Rex Pesnell, Alderman John Keef, Alderman Jerry Don Case, Alderman Mark Payne and Attorney William Gouger, Jr.

APPROVAL OF MINUTES

The board had a special called meeting on April 16, 2009 to review the CDBG Sewer Bids which ranged from \$1,396,000 down to lowest bidder \$410,523 which was Lofty Construction this bid was approved.

On a motion by **Alderman Keef**, seconded by **Alderman Case** the Public Hearing and Minutes of the Regular Monthly Board Meeting for April 2, 2009 and Minutes of Special Called Meeting for April 16, 2009 were approved unanimously on a board vote.

OLD BUSINESS

Alderman Payne stated the Household Hazardous Waste Collection will not be held in Marion County for the 2009 year.

Mayor Jackson had a few items under old business as follows:

- The purchase order for the fire hydrant at Harkins Lane and Main Street has been issued.
- The Career Center Summer Program that was approved last meeting has not been officially approved. Janice Hopkins and I have not been able to connect to discuss the changes to the contract. There is a meeting scheduled for tomorrow morning at 10:00 am to discuss the changes on the contract.
- The Auction brought in \$1,100 and the car brought in \$400 to the town.
- 99% of the weather radios have been delivered to the residents of Kimball. Thanks to all the board members, city employees and fire department members for helping to deliver these radios.

SCHEDULED AGENDA ITEMS

a.) Beer Application from Sandra Talley for Jat'z Café located at 2013 Main Street

At the last meeting, the board tabled a beer application for Jat'z Café. The board has met with Sandra Talley and resolved any concerns they had with the applicant.

Motion was made by **Alderman Payne**, seconded by **Alderman Keef** to approve the beer application for Sandra Talley for Jat'z Café located at 2013 Main Street. The motion passed unanimously on a board vote.

b.) Architect for Concessions Stand

Mayor Jackson would like to recommend the board to hire Pat Bales as the Architect for our Concessions Stand the whole project will be under \$10,000.

Motion was made by **Alderman Payne**, seconded by **Alderman Keef** to hire Pat Bales as the Architect for the Kimball Concession Stand Project. The motion passed unanimously on a board vote.

c.) Lofty Construction French Drain for Parking Lot Area at 649 Main Street

Mayor Jackson stated the town saved about \$8,500 unfortunately; the parking lot has two wet spots. STH & Associates hired Tri-State Geosciences, LLC to observe the site and provide a solution to the problem. They suggested a trench drain at least 18 inches wide and minimum of 3 feet deep. See letter dated April 29, 2009 for full details.

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Case** to ratify Lofty Construction Company for forming a French drain to correct this problem in the amount of \$5,500 to preserve the parking lot. The motion passed on a board vote with Alderman Payne abstaining.

d.) Approve awnings for New Municipal Building and Maintenance Building by If It's Awning

Mr. Hopkins has given an estimate to construct five awnings, four awnings for the new municipal building and one awning for the maintenance building. A 10% discount will be given if all five awnings are purchased at same time.

Motion was made by **Alderman Case**, seconded by **Vice-Mayor Pesnell** to approve the four awnings for the new Building at \$1,495 and one awning for the Maintenance Building at \$510 by If It's Awning. The motion passed unanimously on a board vote.

e.) Marion County Library Board

Mayor Jackson has provided a copy of a letter from the Marion County Library Board for funding consideration.

f.) Audit Contract for Johnson, Murphey & Wright, P.C. for July 1, 2008 through June 30, 2009 in the amount of \$20,166

Motion was made by **Alderman Payne**, seconded by **Alderman Keef** to approve the Mayor to sign the contract with Johnson, Murphey and Wright, P.C. for the Audit for July 1, 2008 through June 30, 2009 in the amount of \$20,166. The motion passed unanimously on a board vote.

g.) Liability Insurance

Mayor Jackson, Tonia May, William Gouger, Jr. and John Hewgley met concerning options for the town. The only quote Mr. Hewgley received on EPLI has been able to get was a \$14,000 per year policy with a \$75,000 deductible. The town is going to fill out another set of application for complete liability insurance to get a quote for the town to consider this option. There was much discussion on the issue of liability insurance.

h.) Fencing for Fire Department Training Area

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Keef** to approve to enclose the Fire Department Training Area in with a fence by Excellence Fence Co. for \$3,322. The motion passed unanimously on a board vote.

POLICE REPORT

Alderman Keef gave an update on the Police Department as follows:

Litigation Tax	\$41.25
Court Costs	\$408.75
Fines	\$100.00
Report Fee	\$70.00
Sessions Court	\$2454.79
License fee	\$0.00
Total	\$3074.79

The Department has one car that has \$800 worth of exhaust problems. The department has been given permission to purchase one camera for the police department.

FIRE REPORT

Alderman Pesnell gave the fire report for April 2009 the department responded to seven calls for the month. The calls were four mutual aids, two signal 9 and one dryer fire. Fire Chief Keef wanted to thank everyone for the container. The Assistance to Fire Fighter Grant is due by May 20, 2009.

Motion was made by **Vice-Mayor Pesnell**, seconded by **Alderman Payne** to approve the department to apply for the Assistance to Firefighters Grant for 2009 based on the 2008 grant application items. The motion passed unanimously on a board vote.

PARK AND RECREATION BOARD REPORT

Alderman Keef stated the Park Board had a meeting on April 9, 2009. The board discussed soccer and the concessions stand. The committee wanted to go with a one story concessions stand. The meeting for May 14 has been cancelled.

ATTORNEY REPORT

None

NEW BUSINESS

Alderman Payne stated the new light on Hwy 2 helps to light up the area near the Mexican Restaurant and roadway area real well.

Alderman Case stated there were two residents on Cedar Point Lane that needed to be checked for property maintenance. The police will need to leave a note at the resident of the Thomas to take care of the property. The other one is supposed to be taken care of over the weekend. For future notice, please contact the police to contact owners and document the efforts.

Mayor Jackson had several items under new business as follows:

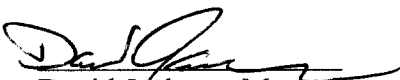
- The town has sent out brochures and the only response has been from Perkins Restaurant and Bakery. They are unaware of their businesses being built in Tennessee at this time.
- May 19, 2009 at 4:00 pm the town will have a preconstruction meeting on the sewer project for anyone that wants to attend.
- The New Building at 649 Main Street still has about five items to complete inside; however, a Certificate of Occupancy cannot be issued until the parking lot is paved and striped.
- Sales Tax for March 2008 \$218,140 compared to March 2009 \$214,661. The town is down about \$3,400 in sales tax revenues.
- Marion County Partnership met Monday to discuss supplying money to the CBI project in New Hope the Partnership approved to spend \$10,000 to apply for permits on the railroad spur that will be coming off the main into their facility. If funding has not come through in time, the Partnership may have to spend another \$45,000 to pay for an archeology study because the road crosses TVA property.
- The Chattanooga State project is still progressing and we hope to have more details in June.
- June 6, 2009 there will be a Free Fish Day at the Back Pond for Those 16 and Under Sponsored by the Town and TWRA. It will start at 7:00 am.
- Finances

<table style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">General Fund</td> </tr> <tr> <td style="padding-left: 20px;">Checking</td> <td style="text-align: right;">\$ 151,557</td> </tr> <tr> <td style="padding-left: 20px;">Savings</td> <td style="text-align: right;">\$ 551,518</td> </tr> <tr> <td style="padding-left: 20px;">CD</td> <td style="text-align: right;"><u>\$ 427,502</u></td> </tr> <tr> <td style="padding-left: 20px;">Total</td> <td style="text-align: right;">\$1,130,577</td> </tr> <tr> <td colspan="2" style="padding-top: 10px;">State Street Aid</td> </tr> <tr> <td style="padding-left: 20px;">Checking</td> <td style="text-align: right;">\$ 10,726</td> </tr> </table>	General Fund		Checking	\$ 151,557	Savings	\$ 551,518	CD	<u>\$ 427,502</u>	Total	\$1,130,577	State Street Aid		Checking	\$ 10,726	<table style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">Drug Fund</td> </tr> <tr> <td style="padding-left: 20px;">Checking</td> <td style="text-align: right;">\$ 6,252</td> </tr> <tr> <td colspan="2" style="padding-top: 10px;">Sewer Fund</td> </tr> <tr> <td style="padding-left: 20px;">Checking</td> <td style="text-align: right;">\$ 144,773</td> </tr> <tr> <td style="padding-left: 20px;">CD</td> <td style="text-align: right;"><u>\$ 70,650</u></td> </tr> <tr> <td style="padding-left: 20px;">Total</td> <td style="text-align: right;">\$ 215,423</td> </tr> </table>	Drug Fund		Checking	\$ 6,252	Sewer Fund		Checking	\$ 144,773	CD	<u>\$ 70,650</u>	Total	\$ 215,423
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- Kimball Planning Commission meeting will be May 19th at 6:00 pm if have business.
- Next Monthly Board meeting will be June 4th at 6:00 pm.
- Budget Workshop May 14 and May 15

ADJOURNMENT

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


David Jackson, Mayor


Tonia May, Recorder