

**MINUTES OF THE REGULAR MEETING
KIMBALL, TENNESSEE
THURSDAY, MARCH 3, 2022**

A meeting of the Kimball Board of Mayor and Aldermen was held on Thursday, March 3, 2022, 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 Vice Mayor Case to say the invocation over the meeting.
Mayor Pesnell requested Alderman Sisk 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 Johnny Sisk, and Attorney William Gouger. Alderman Teresa Lofty and Alderman John Matthews were absent.

APPROVAL OF MINUTES

On a motion by **Alderman Sisk**, seconded by **Vice Mayor Case** the Minutes of the Public Hearing and Regular Monthly Board Meeting for February 10, 2022, were approved unanimously on a board vote.

OLD BUSINESS

Mayor Pesnell had the following items under old business:

- Matthew Tucker with James C. Hailey and Company called today to give a status update on Contract 121 – Sewer Line Relocation and 221 – Sewer Grinder Station Installation. Lofty Construction Company has completed the majority of the work for the Sewer Line Relocation. There is still some asphalt to be completed in the hotel parking lot before the job is complete. BAR Environmental and Bailey Contracting are working together on the Sewer Grinder Station. The grinder has been ordered with a lead time of 10 weeks. Bailey Contracting will wait until closer for the grinder to be delivered before they begin the work to dig the hole and other items to complete this project.
- The speed sign approved in last month's meeting has been ordered from MPH Industries.
- The fire grant with the State of Tennessee has been submitted.

SCHEDULED AGENDA ITEMS

a.) Resolution No. 2022-1 – A Resolution of the Board of Mayor and Aldermen of the Town of Kimball, Tennessee to amend its Bereavement Leave Policy

Resolution No. 2022-1 was on the agenda for February 2022. The resolution was approved with addition to the policy.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve Resolution No. 2022-1 – A Resolution of the Board of Mayor and Aldermen of the Town of Kimball, Tennessee to amend its Bereavement Leave Policy on this final passage to include the changes as requested during the February 2022 meeting. The motion passed unanimously on a board vote.

b.) Resolution No. 2022-2 – A Resolution of the Town of Kimball, Tennessee to Submit a 2022 Community Development Block Grant Application for a Fire Pumper Truck Project

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve Resolution No. 2022-2 – A Resolution of the Town of Kimball, Tennessee to submit a 2022 Community Development Block Grant Application for a Fire Pumper Truck Project for a total grant application of \$420,000 with the town having a 20 percent local match. The motion passed unanimously on a board vote.

c.) Resolution No. 2022-3 – A Resolution to Support Restoring the Historic Revenue Sharing Relationship Between the State of Tennessee and its Local Governments and to Return the Local Share of the Single Article Cap to Local Governments

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve Resolution No. 2022-3 – A Resolution to Support Restoring the Historic Revenue Sharing Relationship Between the State of Tennessee and its Local Governments and to Return the Local Share of the Single Article Cap to Local Governments. The motion passed unanimously on a board vote.

d.) Discuss the Refund to Lowe's Home Center, Inc. for property tax overpayments from 2014 to 2020 at the request of the State of Tennessee Board of Equalization in the amount of \$5,153.91 plus the additional refund of 2021 taxes in the amount of \$689

Attorney Gouger stated that Lowe's has appealed its property taxes at several locations; however, one item in the town's case was the road did not get taken off of their tax assessment and bill when the town accepted the roadway. The amounts were the agreed upon amounts by the Lowe's Representatives, State of Tennessee Board of Equalization and the Marion County Assessor. The county and towns hired a private attorney to handle this issue. Lowe's challenged their assessment and paid each year in protest.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve the town to refund Lowe's Home Center, Inc. for property tax overpayments in the amount of \$5153.91 for assessments from 2014 to 2020 and approve the town to refund \$689 for the 2021 overpayment with two separate checks being issued on this refund. The motion passed unanimously on a board vote.

e.) Review the MCA PROMS Agreement for a 12-month contract to account for the way Microsoft 365 charges its clients

Attorney Gouger has reviewed the agreement and stated that this is a standard agreement with MCA and its clients.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve the town to sign the agreement with MCA PROMS for a 12-month contract. The motion passed unanimously on a board vote.

f.) AirMedCare approval of the Kimball Site Plan for one year in the amount of \$7602 with monthly payments of \$633. This amount has remained the same for several years

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the AirMedCare Kimball Municipal Site Plan for one year in the amount of \$7,602 with monthly payments of \$633. The motion passed unanimously on a board vote.

g.) Approve the Submittal of the Unpaid 2020 Kimball Property Taxes to the Town Attorney for Collection

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve the town turning over any unpaid 2020 Kimball Property Taxes to the Town Attorney for Collection. The motion passed unanimously on a board vote.

h.) Approval of the 2021-2022 Fiscal Year Audit Contract with Johnson, Murphy and Wright P.C.

A motion was made by **Vice Mayor Case**, seconded by **Alderman Sisk** to approve the 2021-2022 Fiscal Year Audit Contract with Johnson, Murphy and Wright in the amount of \$31,750. The motion passed unanimously on a board vote.

i.) Approval of Spring Soccer Coaches

A motion was made by **Alderman Sisk**, seconded by **Vice Mayor Case** to approve the list of Spring 2022 Soccer Coaches contingent upon background checks by the Tennessee State Soccer Association. The motion passed unanimously on a board vote.

j.) Maintenance Report

Nothing to report

k.) Fire Report

Alderman Sisk gave the fire report for February 2022; the department responded to six calls during the month which were two rescues, one fire alarm, one hazmat, one mutual aid and one signal nine.

l.) Parks and Recreation Report

Alderman Sisk gave the Park and Recreation Report as follows: The park and recreation board members along with other volunteers assisted with the in-person registration for Spring Soccer on February 19th. The Spring 2022 Soccer League has 222 registered players. There will be 6-U6 teams, 6-U8 teams, 5-U10 teams, 2-U12 teams one boys' team and one girls' team, 2-U14 teams and 1-U19 team. The league has been struggling to get a coach for all of these teams. The town is still trying to find a coach for one team. The other coaches have gotten or are getting their player packets and soccer equipment. All players and coaches at this point have been entered into the Tennessee State Soccer Association portal. This entry gets the players and coaches covered on the soccer insurance. The games are set to begin Saturday, March 19, 2022. The concessions stand pressure washing and painting is underway. The new parking lot was used by the two teams using our fields for the mutual soccer location for a couple of games on Sunday, February 20th. Grass and More has been working to get the new basketball court ready. The town has contracted with Brian White concerning the connection to the electricity along with working with Randy McClure with SVEC for the service. The next meeting is scheduled for March 31st starting at 5:30 pm.

m.) Police Report

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

Litigation Tax and Training Fees	\$29.50
Court Costs	\$110.50
Fines	\$100.00
Report Fee	\$90.00
Sessions Court	\$470.75
Total	\$800.75

The report from Marion County E-911 showed that the Kimball Police Department responded to 215 calls for the month.

n.) Planning Commission Report

Vice Mayor Case stated the Kimball Planning Commission meeting for February was cancelled. The next planning commission meeting is scheduled for March 15, 2022, at 5:30 pm. The public is invited to attend.

o.) Attorney Report

Attorney Gouger stated he had no new business at this time.

NEW BUSINESS

Mayor Pesnell had items under new business as follows:

- The South Pittsburg City Administration called concerning a surplus property auction they will be having in mid-May. They are inviting the Town of Kimball and Town of Jasper to participate in their event. The town will evaluate its departments to see if the town has items to participate as well as a detailed list within the next few months. The town appreciates the invite to participate in their event.
- The Town will host its annual Easter Egg Hunt on Friday, April 15th at 6 pm at the Kimball Park on Industrial Blvd. Everyone is welcome to come and anyone wanting to help can help with getting the eggs stuffed or help to hide the eggs prior to the event. (The date has been changed to Thursday, April 14th at 6 pm to avoid another conflict)


- Finances

General Fund	\$ 3,393,069
State Street Aid	\$ 64,414
Drug Fund	\$ 10,673
Sewer Fund	\$ 1,160,479

- The town will have a workshop on Monday, March 7, 2022, at 4 pm concerning relevant matters that need to be addressed.
- The town will have a special called meeting on Monday, March 14, 2022, at 4 pm. Agendas will be posted on the town hall doors next week. (This meeting was cancelled as there were no matters that needed addressed at this time)
- The town will have a budget workshop on Thursday, March 24, 2022, beginning at 4 pm.
- The next regular scheduled meeting will be April 7, 2022, at 6:00 pm.

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 Sisk**. The motion passed unanimously on a board vote.


Rex Pesnell, Mayor


Tonia May, Recorder