

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
NOVEMBER 18, 2004
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, November 18, 2004, at 6:00 p.m., in the Municipal Building, 45 East Broad Street. Invocation was given by Mayor Womack. Pledge of Allegiance was led by Mayor Womack. Mayor Womack then called the meeting to order and asked the Clerk to call the roll. Present and answering roll call were:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

Also present: Jim Shipley, City Manager and Cathy McClain, City Clerk.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Sallee made a motion, seconded by Councilman Shelton, to amend the agenda by adding item 10c – consider approval of purchase of two (2) drug dogs. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**RECOGNIZE VOLUNTEER
OF THE MONTH**

PROCLAMATION

Whereas: Dr. Sullivan Smith is being honored is being honored as November's "Volunteer of the Month" for his service and involvement in many aspects of our community; and

Whereas: Dr. Smith played an active role in implementing the AED program in Cookeville, is a member of the Cookeville Police Department's Special Operations Group, and frequently speaks to civic and government organizations such as the Cookeville Police Academy; and

Whereas: as a member of the Governor's Task Force on Meth, "Sully" attends meetings all over the state educating communities and seeking combative methods against the war on methamphetamine production in our region and others; and

Whereas: Dr. Smith is the Medical Director for the Rescue Squad, Ambulance Service, Paramedic Program at TTU, and is an active supporter of the Child Advocacy Center where he and his family support fundraising and promote community awareness for the children they represent.

Now, therefore, I, Dr. Charles Womack, Mayor of the City of Cookeville, do hereby proclaim a sense of profound appreciation to Dr. Sullivan Smith for his volunteerism and service to this community and commend you as Cookeville's Volunteer of the Month.

This 18th day of November, 2004.

Mayor Charles T. Womack, M.D.

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Ms. Jennifer Wilkerson, Director of Upper Cumberland Child Advocacy Center, thanked Mayor Womack, Councilman Jean Davis & others for their participation in the fundraising walk with First Lady Andrea Conte on 11-17-04.

OLD BUSINESS:

**CONSIDER APPROVAL OF MINUTES
OF COUNCIL MEETING HELD ON
NOVEMBER 4, 2004**

Councilman Davis made a motion to dispense with the reading of the minutes and approve said minutes as submitted. The motion was seconded by Councilman Shelton. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND
FINAL READING ORDINANCE
#004-10-17, REZONING THE
PROPERTY AT 1040 SOUTH
MAPLE AVENUE FROM RS-15
(SINGLE-FAMILY RESIDENTIAL)
TO CR (REGIONAL COMMERCIAL)**

Vice-Mayor Qualls made a motion, seconded by Councilman Davis, to approve on second and final reading Ordinance #004-10-17. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Ricky Shelton

NAY: Councilman Sam Sallee

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND FINAL
READING ORDINANCE #004-10-18,
REZONING A PORTION OF THE
PROPERTY ON WEST JACKSON
STREET (TAX MAP 54, PARCEL
27.00) FROM RS-20 (SINGLE-FAMILY
RESIDENTIAL) TO CL (LOCAL
COMMERCIAL)**

**COOKEVILLE CITY COUNCIL
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Councilman Shelton made a motion, seconded by Councilman Sallee, to approve on second and final reading Ordinance #O04-10-18. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

NEW BUSINESS:

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O04-09-16,
REZONING THE PROPERTY
AT 1240 EAST TENTH STREET
(TAX MAP #41, PARCEL 49.00)
FROM RS-15 (SINGLE-FAMILY
RESIDENTIAL) TO RS-5 (SINGLE-
FAMILY RESIDENTIAL)**

Mr. James Mills, City Planner, explained that due to the opposition of rezoning 1240 East Tenth Street to RS-5, the owner of the property & residents of the area agreed to a compromise of rezoning to RS-10 (more restrictive).

Councilman Sallee made a motion, seconded by Councilman Shelton, to change the ordinance to read rezoning to RS-10 & approve on first reading Ordinance #O04-09-16. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER APPOINTMENT
TO THE COOKEVILLE
GREENWAY/BIKE TRAIL/
PEDESTRIAN CIRCULATION
TASK FORCE (COMMITTEE
OF THE PLANNING
COMMISSION)**

**COOKEVILLE CITY COUNCIL
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MEMORANDUM

TO: Jim Shipley
FROM: James Mills
DATE: November 9, 2004
SUBJECT: Appointment Greenway/Bike Trail/Pedestrian Circulation Task Force

Cookeville Greenway/Bike Trail/Pedestrian Circulation Task Force member Tod Williams has indicated that he no longer wishes to serve. The Task Force respectfully submits for your approval the appointment of Mike Surgenor.

Mike Surgenor has been contacted by the Task Force and has agreed to serve if appointed. Your consideration of this matter is appreciated.

JAM/jb

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to appoint Mr. Mike Surgenor to the Pedestrian Circulation Task Force as requested. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER APPOINTMENTS
TO THE TREE BOARD, DUE
TO TWO (2) RESIGNATIONS**

MEMO
Date: November 11, 2004
To: Cookeville City Council
From : Jessica Neary, Chair, Cookeville Tree Board
RE: New Members

The Cookeville Tree Board has two open positions for unexpired terms as Heather Sallee and I have regretfully resigned.

The Tree Board has recommended two people for these positions and would like your approval at the upcoming city council meeting. They are James Bryant and Becky Magura.

Thank you for your consideration.

James Bryant
791 Greenland Ave.
Cookeville, TN 38501
526-2789

Becky Magura
293 E. 8th St.
Cookeville, TN 38501
528-6160

**COOKEVILLE CITY COUNCIL
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Councilman Sallee made a motion, seconded by Councilman Shelton, to appoint Mr. James Bryant & Ms. Becky Magura to the Tree Board as recommended. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER RESCINDING ACTION
OF ROOFING BID ON 10-7-04,
AND AWARD NEW ROOFING
BID OF 11-2-04 – FIRE DEPT.**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

ROOFING COOKEVILLE FIRE STATION #3

DATE OF BID OPENING: 11/02/04 TIME: 2:00 P.M.
 BIDS OPENED BY: Gene Schmid
 BIDS WITNESSED BY: April Howard
 DEPARTMENT: Fire

BIDDERS	AMOUNT		
Two Rivers Roofing	\$8,480.00		
Wright Construction, LLC	\$9,360.00		
Porter Roofing Contractors, Inc.	\$9,430.00		
Cookeville Sheet Metal Works, Inc.	\$12,880.00		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM TWO RIVERS ROOFING BE AWARDED
 FOR THE FOLLOWING REASON: LOWEST BID MEETING SPECIFICATIONS

 RECOMMENDED: DEPARTMENT HEAD
 BUDGET AVAILABILITY: FINANCE DIRECTOR
 APPROVAL: CITY MANAGER

Mr. Gene Schmid, Fire Chief, explained that this roofing bid was re-bid, due to failure to advertise.

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to rescind action of roofing bid on 10-7-04, and award new roofing bid of 11-2-04 as recommended. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
TWENTY (20) SETS OF STRUCTURAL
TURN OUT GEAR – FIRE DEPT.**

**COOKEVILLE CITY COUNCIL
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CITY OF COOKEVILLE
BID TABULATION SCHEDULE

TWENTY (20) SETS OF STRUCTURAL FIRE FIGHTING TURN OUT GEAR

DATE OF BID OPENING: 11/03/04 TIME: 2:00 P.M.
 BIDS OPENED BY: Gene Schmid
 BIDS WITNESSED BY: April Howard
 DEPARTMENT: Fire

BIDDERS	AMOUNT		
Ferrara Fire Apparatus, Inc.	\$1,139.00 per set/\$22,783.00 Total		
Total Fire Group	\$1,156.98 per set/\$23,139.60 Total		
Quest Enterprises, Inc.	\$1,179.00 per set/\$23,580.00 Total		
Samson Industrial	\$1,245.60 per set/\$24,912.00 Total		
NAFECO	\$1,265.00 per set/\$25,300.00 Total		
G & S Supply Co., Inc.	\$1,330.00 per set/\$26,600.00 Total		
Harless Fire Equipment	No Bid		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM SAMSON INDUSTRIAL BE AWARDED
 FOR THE FOLLOWING REASON: LOWEST BID MEETING SPECIFICATIONS


 RECOMMENDED: DEPARTMENT HEAD


 APPROVAL: CITY MANAGER


 BUDGET AVAILABILITY: FINANCE DIRECTOR

Councilman Shelton made a motion, seconded by Councilman Sallee, to award the turn out gear bid as recommended. Upon call for a vote, the following voted aye:

- Mayor Charles Womack
- Vice-Mayor Steve Qualls
- Councilman Jean Davis
- Councilman Sam Sallee
- Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDED BID FOR
DUMPSTERS – PUBLIC WORKS
DEPARTMENT**

CITY OF COOKEVILLE, TENNESSEE
BID TABULATION RECORD
REFUSE & CARDBOARD CONTAINERS

DEPARTMENT: PUBLIC WORKS BIDS OPENED BY: TOM DYER
 BID DATE: NOVEMBER 11, 2004 OPENING WITNESSED BY: DEBBIE SWALLOWS
 BID TIME: 10:00 A.M.

UNIT PRICES

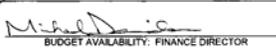
BIDDERS	4 YARD	6 YARD W/DOORS	8 YARD W/DOORS	8 YARD CARDBOARD
BAKERS WASTE EQUIPMENT	\$464.00	\$586.00	\$704.00	\$714.00
WASTEQUIP HOLT	\$509.00	\$678.00	\$754.00	\$779.00

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM BAKERS WASTE EQUIPMENT, INC. BE

AWARDED FOR THE FOLLOWING REASON: LOW BIDDER


 RECOMMENDED: DEPT. DIRECTOR


 APPROVAL: CITY MANAGER


 BUDGET AVAILABILITY: FINANCE DIRECTOR

Councilman Sallee made a motion, seconded by Councilman Davis, to award the dumpster bid as recommended. Upon call for a vote, the following voted aye:

- Mayor Charles Womack
- Vice-Mayor Steve Qualls
- Councilman Jean Davis
- Councilman Sam Sallee
- Councilman Ricky Shelton

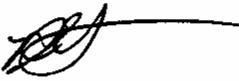
The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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**CONSIDER APPROVAL OF
PURCHASE OF TWO (2)
DRUG DOGS**

M E M O R A N D U M

To : Jim Shipley, City Manager
From: Robert E. Terry, Chief of Police
Re : Replacement of two K-9 Units
Date : November 18, 2004



Within the last few months, we have had to retire a K9 because of age and one died during a storm.

I am requesting to purchase two Malinois patrol/drug dogs from Advance Canine Academy in Scottsville, Kentucky for the amount of \$18,000.00.

This purchase will be made from the drug fund.

Councilman Davis made a motion, seconded by Councilman Sallee, to approve the purchase of two (2) drug dogs as requested. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS:

Mr. Mike Bowman, Jr., spokesman for Putnam County Soldier Support Group, and Ms. Lisa Bishop, founder of the group, and many others expressed their concerns of the parades for the soldiers ending, due to liability issues.

At this time 6:36 p.m., Mike O'Mara, City Attorney, entered the meeting.

Mayor Womack stated that we all want to recognize & support the soldiers. He recommended every official & emergency group involved to schedule a meeting with the support group & work something out.

Mr. Jim Shipley, City Manager, advised that this is not just a City decision – Putnam County is also involved.

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There being no further business to discuss, Councilman Shelton made a motion, seconded by Councilman Davis, to adjourn the meeting at 6:42 p.m. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

Charles Womack, Mayor

ATTEST:

Cathy McClain, City Clerk