

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
JANUARY 20, 2005
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, January 20, 2005, 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; Cathy McClain, City Clerk and Mike O'Mara, City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Shelton made a motion, seconded by Councilman Sallee, to approve the agenda as submitted. 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: The Young Homemakers FCE (Family and Community Education) Club is being honored as January's "Volunteers of the Month" for their service and charitable endeavors in this community since the early 1950's; and

Whereas: the FCE Club meets monthly to address issues of concern and interest in the community as well as receive instructional and educational information to disseminate from County Extension offices; and

Whereas: one family has received support at Christmas for approximately 16 years and with the help of the FCE Club, have improved their quality of life, the children have flourished and will be able to give back to the community; and

Whereas: ranging in age from 20 to 70, the FCE Club supports benefit programs for various causes throughout the year and are a shining example that you are never too young, too old or too busy to help someone else.

Now, therefore, I, Dr. Charles Womack, Mayor of the City of Cookeville, do hereby proclaim a sense of profound appreciation to the Young Homemakers FCE Club for their volunteerism and service to this community and commend you as Cookeville's Volunteers of the Month.

This 20th day of January, 2005.

**COOKEVILLE CITY COUNCIL
MINUTES
JANUARY 20, 2005**

**PRESENTATION OF
DISTINGUISHED SERVICE
MEDALS TO FIRE FIGHTERS**

Gene Schmid, Fire Chief, presented Distinguished Service Medals for life saving action not fire related due to the cardiac arrest of David Adams, Maintenance Dept. Employee, to the following Fire Fighters: Bruce Womack, John Kendrick, Jason Horner, Chris Holmes, Rick Bohannon & Marvin Montgomery.

OLD BUSINESS:

**CONSIDER APPROVAL OF MINUTES
OF COUNCIL MEETING HELD ON
JANUARY 6, 2005**

Councilman Sallee made a motion to dispense with the reading of the minutes and approve said minutes as submitted. The motion was seconded by Councilman Davis. 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
#004-12-23, REZONING THE
PROPERTIES AT 41, 49 & 55
WEST STEVENS STREET,
259 & 275 SOUTH WALNUT
AVENUE, AND INCLUDING
THE COOKEVILLE CITY
CEMETERY FROM RD
(SINGLE-FAMILY AND
DUPLEX RESIDENTIAL)
TO CN (NEIGHBORHOOD
COMMERCIAL)**

Vice-Mayor Qualls made a motion, seconded by Councilman Shelton, to approve on second and final reading Ordinance #004-12-23. 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.

**COOKEVILLE CITY COUNCIL
MINUTES
JANUARY 20, 2005**

NEW BUSINESS:

**HOLD A PUBLIC HEARING
ON THE ANNUAL PROGRESS
REPORT ON THE PLAN OF
SERVICES FOR THE OLD SPARTA
ROAD/HORACE LEWIS ROAD,
OLD BRIDGE ROAD/FALLING
WATER RIVER AREA, BUCK
MOUNTAIN ROAD/DRY VALLEY
ROAD, SHIPLEY ROAD AREA,
EAST HIGHWAY 70N/INTERSTATE
40, MATHENEY/CORA ROAD, WEST
COOKEVILLE/INTERSTATE 40,
O'NEILL/WEST 12TH STREET, AND
PRESLEY/WEST 12TH STREET
ANNEXATION AREAS**

**NOTICE OF PUBLIC HEARING
CITY OF COOKEVILLE
ANNUAL PROGRESS REPORTS
PLANS OF SERVICES FOR ANNEXATION AREAS**

Notice is hereby given that the Cookeville City Council will hold a Public Hearing at its meeting on Thursday, January 20, 2005 at 6:00 p.m. in the Council Room at City Hall. The purpose of this Hearing is to present Annual Progress Reports on the status of extending services to areas annexed by the City of Cookeville as specified in the Plans of Services for each of the areas. All interested citizens are invited to attend this Hearing. The Progress Reports for these annexation areas are as follows:

**ANNUAL PROGRESS REPORT
PLANS OF SERVICES**

Tennessee Code Annotated, Section 6-51-108 requires that reports be prepared and published on the progress of extending the services to annexed areas as specified in the Plans of Services. The areas annexed by the City of Cookeville requiring annual progress report are as follows:

**OLD SPARTA ROAD/HORACE LEWIS ROAD AREA, R00-02-06, effective June 15, 2000
OLD BRIDGE ROAD/FALLING WATER RIVER AREA, R00-03-10, effective June 15, 2000
BUCK MOUNTAIN ROAD/DRY VALLEY ROAD AREA, R00-03-11, effective July 19, 2000
SHIPLEY ROAD AREA, R00-04-13, effective August 16, 2000
EAST HIGHWAY 70N/INTERSTATE 40 AREA, R00-09-24, effective January 7, 2001
MATHENEY/CORA ROAD AREA, R02-02-01, effective April 21, 2002
WEST COOKEVILLE/INTERSTATE 40 AREA, R02-06-11, effective August 8, 2002
O'NEILL/WEST 12TH STREET AREA, R02-07-14, effective August 31, 2002
PRESLEY/WEST 12TH STREET AREA, R02-07-18, effective November 3, 2002**

According to the Directors of the applicable City Departments, the following progress has been made toward extending the services specified in the Plans of Services for the above Annexation Areas:

Police and Fire Protection

Police and fire protection are provided to all annexation areas as specified in the Plans of Services.

Water

Water service is provided to the *Old Sparta Road/Horace Lewis Road, Old Bridge Road/Falling Water River, Buck Mountain/Dry Valley Road, Shipley Road, Matheny/Cora Road, O'Neill/West 12th Street, and Presley/West 12th Street* annexation areas as specified in the respective Plans of Services.

East Highway 70/Interstate 40 Area

Water service at the inside city rate is now provided to the annexed area by the City of Cookeville. Approximately 6,750 feet of 6 inch water mains and 13 fire hydrants have been installed in the area since annexation. The Plan of Services specifies that any necessary upgrades in water service will be completed within 15 years after the effective date of annexation.

West Cookeville/Interstate 40 Area

Those property owners already provided water service by the City of Cookeville have had their rates reduced to the city rate. The City is in the process of negotiating with the Double Springs Utility District to acquire the service area. The City has not yet initiated negotiations with the Boat Dock Utility District to acquire the service area. The Plan of Services specifies that required improvements in the areas served by utility districts will be completed within 5 years after the city acquires the service areas.

Sanitary Sewer

Sanitary sewer service is provided to the *Shipley Road, Matheny/Cora Road, O'Neill/West 12th Street, and Presley/West 12th Street* annexation areas as specified in the respective Plans of Services.

Old Sparta Road/Horace Lewis Road Area

Sanitary sewer service has not yet been extended to this area. The Plan of Services specifies that sanitary sewer service is not anticipated until approximately 15 years after the effective date of annexation.

East Highway 70/Interstate 40 Area

The first phase of the extension of sewer service to the annexation area, serving approximately 35 parcels along Highway 70N has been completed. The Plan of Services specifies that sanitary sewer service will be provided based on the same criteria, standards and policies used to determine the expansion of sanitary sewer service in the unserved portions of the present corporate limits.

**COOKEVILLE CITY COUNCIL
MINUTES
JANUARY 20, 2005**

Old Bridge Road/Falling Water River, Buck Mountain Road/Dry Valley Road, and West Cookeville/Interstate 40 Areas

Sanitary sewer has not yet been extended in these annexation areas. The Plans of Services specify that sanitary sewer service will be provided based on the same criteria, standards and policies used to determine the expansion of sanitary sewer service in the unserved portions of the present corporate limits.

Solid Waste Collection and Disposal

Solid waste collection and disposal is provided to the annexation areas as specified in the Plans of Services.

Streets

Street maintenance is provided to the annexation areas as specified in the Plans of Services.

Planning and Zoning and Inspection Services

Planning and zoning and inspection services are provided to the annexation areas as specified.

Electrical Service and Street Lighting

Old Sparta Road/Horace Lewis Road and Old Bridge Road/Falling Water River Areas

The Cookeville Electric Department has obtained the portion of the annexation areas served by the Caney Fork Electric Membership Cooperative. The city is pursuing legal measures to obtain the service area from the Upper Cumberland Electric Membership Coop. Streetlights have been installed in both annexation areas. The Plans of Services for these areas specify that electric service at city rates and street lighting will be provided within three years after the city acquires the service areas.

Buck Mountain Road/Dry Valley Road and Shipley Road Areas

The city is pursuing legal measures to obtain the service areas from the Upper Cumberland Electric Membership Coop. The Plans of Services for these areas specify that electric service at city rates and street lighting will be provided within three years after the city acquires the service areas.

Matheny/Cora Road, O'Neill West 12th Street, and Presley/West 12th Street Areas

The city is pursuing legal measures to obtain the service areas from the Upper Cumberland Electric Membership Coop. The Plans of Services for these areas specify that electric service at city rates and street lighting will be provided within one year after the city acquires the service areas.

East Highway 70/Interstate 40 Area

The city is pursuing legal measures to obtain the service area from the Upper Cumberland Electric Membership Coop. The Plans of Services for this area specifies that electric service at city rates and street lighting will be provided within three years after the city acquires the service area. Street lighting has been installed along Highway 70N to Whitson Chapel Road.

West Cookeville/Interstate 40 Area

The Cookeville Electric Department is pursuing necessary measures to acquire the service area from the Upper Cumberland Electric Membership Cooperative. The Plan of Services specifies that electric service at city rates will be provided in the area north of I-40 within one year after the city acquires the service area and within three years for the area south of I-40. Street lighting is to be provided to the entire annexation area within one year after the city acquires the service area.

Recreational Facilities

The residents of the annexation areas are able to use all municipal recreational facilities as specified.

Natural Gas

Natural gas service is provided to the *Old Sparta Road/Horace Lewis Road, Old Bridge Road/Falling Water River, Buck Mountain/Dry Valley Road, Shipley Road, Matheny/Cora Road, O'Neill/West 12th Street, and Presley/West 12th Street* annexation areas as specified in the respective Plans of Services.

East Highway 70/Interstate 40 Area

Those property owners already provided natural gas service by the City of Cookeville have had their rates reduced to the city rate. The Plan of Services specifies that natural gas service will be provided at city rates within five years after the effective date of annexation to that portion of the annexation area located north of Interstate 40 and within ten years to that portion of the annexation area located south of Interstate 40. The Cookeville Gas Department reports that all properties desiring natural gas service north of Interstate 40 have been provided service.

West Cookeville/Interstate 40 Area

Those property owners already provided natural gas service by the City of Cookeville have had their rates reduced to the city rate. The Plan of Services specifies that natural gas service will be provided at city rates within five years after the effective date of annexation to that portion of the annexation area located north of Interstate 40 and will be provided to the area south of Interstate 40 when the level of development economically justifies installation.

Street Name Signs

Street name signs have been provided to the annexation areas.

James Mills
Planning Director

**CONSIDER APPOINTMENT
TO THE BOARD OF ZONING
APPEALS**

Councilman Shelton made a motion, seconded by Councilman Davis, to appoint Mr. Tracy Cody to the Board of Zoning Appeals (replacing Bill Benson whose term expired) 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.

**HOLD A PUBLIC HEARING AND
CONSIDER RESOLUTION
#R05-01-02, AUTHORIZING
APPLICATION FOR COMMUNITY
DEVELOPMENT BLOCK GRANT
FUNDS**

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to adopt Resolution #R05-01-02. 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
MINUTES
JANUARY 20, 2005**

**CONSIDER S&ME ENGINEERING
COMPANY AS THE CONSULTANT
FOR THE BROWNFIELD PROJECT
AND BEGIN NEGOTIATIONS ON
A CONTACT FOR SERVICES**

City of Cookeville
Brownfield Assessment Grant Project
Engineering Evaluation

Criteria	Hart & Hickman	S&ME	TetraTech
Willingness to assist the development of local capacity	8	10	9
Experience in working with EPA as well as other federal and state funding agencies	8	9	8
Key personnel/qualifications	10	10	10
Capacity of Organization	9	9	9
Current Workload	9	9	9
Level of service proposed	9	10	9
Experience with similar projects	9	10	9
Cost	9	9	9
TOTAL	71	76	72

Recommended Company

S&ME
1413 Topside Road
Louisville, Tennessee 37777

Cathy Andrews
Evaluated by:

John Shelby
City Manager

Councilman Davis made a motion, seconded by Vice-Mayor Qualls, to approve S&ME Engineering Company as consultant for the Brownfield Project & begin contract negotiations 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 APPROVAL OF
OPTION TO PURCHASE
PROPERTY NEAR THE
PROPOSED 5TH
INTERCHANGE**

Councilman Shelton made a motion, seconded by Councilman Davis, to approve the Sheridan Family Option Purchase Agreement (160 acres South of I-40) for a one (1) year period at \$5,000.00 (w/ option to extend 1 yr.) until a decision is made for the purchase/development of a Proposed Business Park. 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
MINUTES
JANUARY 20, 2005**

**CONSIDER AWARDED BID FOR
FULL CATERED MEAL (FATHER
/DAUGHTER DATE NIGHT)**

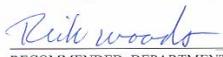
CITY OF COOKEVILLE
TABULATION SCHEDULE

Full Catered Meal for Father Daughter Date Night

DATE OF BID OPENING: Wednesday, December 29, 2004 Time: 10:00 a.m.
BIDS OPENED BY: Rick Woods
BIDS WITNESSED BY: Janice Myers
DEPARTMENT: Leisure Services & Public Facilities

	Per Night	Total			
1. Grade A Catering	\$4,670.25	\$9,340.50			
2. Diana Lynch	No Bid				
3. Peggy Holleman - Serendipity	No Bid				
4. City Square Café	No Bid				

We, the undersigned, do hereby recommend the bid from Grade A Catering
be awarded for the following reason: Only bid


RECOMMENDED: DEPARTMENT HEAD


BUDGET AVAILABILITY: FINANCE DIRECTOR


APPROVAL: CITY MANAGER

Councilman Shelton made a motion, seconded by Councilman Sallee, to award the full catered meal 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
TRANSFORMERS – ELECTRIC
DEPARTMENT**

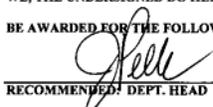
CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 04121401

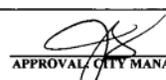
DATE OF BID OPENING: 12/28/2004 TIME: 2:00 PM CST
BIDS OPENED BY: Glenn Greenwood
BIDS WITNESSED BY: Brian Bohannon
DEPARTMENT: Electric

BIDDERS	QTY	item 1 10 Kva Csp Transformer		item 2 15 Kva Csp Transformer				
		4	evaluated cost	16	evaluated cost			
Wesco		\$ 506.00		\$ 526.00				
		\$ 2,024.00	\$ 716.03	\$ 8,416.00	\$ 854.09			
		\$ 522.00		\$ 578.00				
Utilicor		\$ 2,088.00	\$ 748.84	\$ 9,248.00	\$ 930.64			
		\$ 368.00		\$ 422.00				
Deco		\$ 1,464.00	\$ 601.38	\$ 6,752.00	\$ 800.90			
		\$ 470.00		\$ 469.00				
Power Supply		\$ 1,880.00	\$ 670.05	\$ 7,504.00	\$ 781.22			

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Deco item 1
Power Supply item 2

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.


RECOMMENDED: DEPT. HEAD


APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL
MINUTES
JANUARY 20, 2005**

Vice-Mayor Qualls made a motion, seconded by Councilman Davis, to award the transformer 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.

HEARING OF CITIZENS AND/OR DELEGATIONS:

Mayor Womack & Mr. George Halford, President/CEO of Cookeville/Putnam County Chamber of Commerce, announced that the Nashville & Eastern Railroad Authority's recent meeting included track repairs from Algood to Monterey & other great programs.

There being no further business to discuss, Vice-Mayor Qualls made a motion, seconded by Councilman Davis, to adjourn the meeting at 6:40 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