

**COOKEVILLE CITY COUNCIL  
REGULAR MEETING  
MARCH 3, 2005  
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, March 3, 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**

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to amend the agenda by removing items 6 & 9a 1. – consider Resolution #R05-03-06, requesting the Tennessee Dept. of Transportation improve State Route 136 & consider awarding bid for cleaning services at city hall; and change item 3 – consider Ordinance #O05-02-03 on *first reading*. 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.

**OLD BUSINESS:**

**CONSIDER APPROVAL OF MINUTES  
OF COUNCIL MEETING HELD ON  
FEBRUARY 17, 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.

**NEW BUSINESS:**

**CONSIDER ON FIRST READING  
ORDINANCE #O05-02-03,  
AMENDING TITLE 8, CHAPTER  
1 & 2 OF THE COOKEVILLE  
MUNICIPAL CODE, RELATIVE  
TO LIQUOR/BEER**

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 3, 2005**

Jim Shipley, City Manager, recommended the special events permit fee be increased to \$250.00. He stated that due to an addition of the special events permit section, this ordinance needs be considered on first reading (per City Attorney).

Councilman Davis made a motion, seconded by Councilman Sallee, to approve on first reading Ordinance #O05-02-03, as revised by increasing special events permit fee to \$250.00. 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 RESOLUTION #R05-03-04,  
ENCOURAGING THE 104<sup>TH</sup> GENERAL  
ASSEMBLY TO DELAY  
IMPLEMENTATION OF THE  
STATE-LEVEL ENABLING  
LEGISLATION FOR THE  
STREAMLINED SALES TAX  
AGREEMENT**

Councilman Shelton made a motion, seconded by Councilman Sallee, to adopt Resolution #R05-03-04. 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 RESOLUTION #R05-03-05,  
SUPPORTING THE TENNESSEE  
MUNICIPAL LEAGUE POSITION  
SEEKING LEGISLATION TO  
CLARIFY THE STANDARD AND  
BURDEN OF PROOF REQUIREMENTS  
FOR CHALLENGING AN ANNEXATION**

Councilman Davis made a motion, seconded by Councilman Sallee, to adopt Resolution #R05-03-05. 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  
MARCH 3, 2005**

**CONSIDER APPROVAL OF  
AGREEMENT OF SUBSTANTIAL  
COMPLETION OF THE SOCCER  
COMPLEX**

AGREEMENT OF SUBSTANTIAL COMPLETION

This agreement made and entered into by and between Putnam County, Tennessee (hereinafter "County") and the City of Cookeville, Tennessee (hereinafter "City").

WITNESSETH

WHEREAS, the County and the City did enter into an agreement in 2002 to develop a Soccer Complex (hereinafter "Complex"); and

WHEREAS, the City agreed to build the complex, and the County agreed to maintain and operate the complex; and

WHEREAS, the City and the County agree that the complex is substantially complete.

WHEREAS, the City desires that the County take responsibility for the operation and maintenance of the complex.

NOW THEREFORE, for and in consideration of the mutual promises contained herein, the County and the City agree to complete the following within one-year of the execution of this agreement:

1. The City agrees to install lights on fields 3-6.
2. The County agrees to use the proceeds of an LPRF Grant in the amount of \$50,000 to help defray the expense of purchasing and installing the lights.
3. The City agrees to repair all erosion ditches on the banks around the fields.
4. The City agrees to begin covering all remaining gravel in the drainage ditches between and around the fields.
5. The City agrees to install all conduits for the scoreboards on fields 3-6.

AGREEMENT OF SUBSTANTIAL COMPLETION

6. The City agrees to install field marking kits and goals on all fields.
7. The City agrees to test and repair, if necessary, the irrigation system.
8. The City agrees to install gutters on the maintenance building, and install heaters in the bathrooms in the concession building.

This agreement is subject to the approval of the Putnam County Commission and the Cookeville City Council and shall not be an enforceable agreement until approved by those legislative bodies.

Councilman Sallee made a motion, seconded by Councilman Davis, to approve the Soccer Complex Agreement 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.

**CONSIDER APPROVAL OF  
PROPERTY ACQUISITION  
FOR COOKEVILLE  
REGIONAL MEDICAL  
CENTER**

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 3, 2005**

February 25, 2005

Jim Shipley  
City Manager  
City of Cookeville  
45 East Broad Street  
Cookeville, TN 38501

Dear Jim:

The hospital Board of Trustees has approved the purchase of properties located at 536 North Hickory and 202 West 7<sup>th</sup> Street. The total purchase price is \$235,800. The Medical Center will transfer approved capital funding from projects/items not purchased this year to cover this land acquisition cost.

All properties are located within the Medical District and will be used by CRMC for parking/improvements. Please add this to the March 3, 2005 City Council Agenda for approval.

If you have any questions, please contact me at any time.

Sincerely,



Paul Korh  
Chief Financial Officer

Councilman Davis made a motion, seconded by Vice-Mayor Qualls, to approve the property acquisition for CRMC 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.

**CONSIDER AWARDED BID FOR  
CLEANING SERVICES – WATER  
DEPARTMENT**

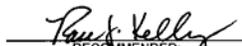
CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
CLEANING SERVICES

DATE OF BID OPENING: 2-Mar-05 TIME: 10:30 A.M.  
BIDS OPENED BY: RONNIE KELLY  
BIDS WITNESS BY: GAIL FOWLER

BIDDERS	BID WT WAREHOUSE	BID CITY HALL			
A CLEANING SOLUTION	DNB	DNB			
ADVANCED CLEANING SERVICES	\$1,135.00	\$1,695.00			
CLEAN CORP	\$1,285.00	\$1,885.00			
DODD'S CLEANING SERVICE	\$1,500.00	\$1,500.00			
JERRY ALLEN CLEANING SERVICES	DNB	DNB			
MIXED COMPANY	\$1,100.00	\$2,200.00			
PROFESSIONAL TOUCH	DNB	DNB			
SAFETY PLUS SERVICES	DNB	DNB			
SERVPRO OF COOKEVILLE	\$1,300.00	\$1,475.00			

\*DNB-DID NOT BID

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM - MIXED COMPANY BE AWARDED FOR WT WAREHOUSE AND SERVPRO BE AWARDED FOR CITY HALL CLEANING.  
BIDS AWARDED FOR THE FOLLOWING REASON: LOW BID MEETING SPECIFICATIONS

  
RECOMMENDED:  
DEPARTMENT HEAD

  
APPROVAL:  
CITY MANAGER

  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to award the Water Department cleaning 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  
MINUTES  
MARCH 3, 2005**

**CONSIDER AWARDED BID FOR  
WATER METERS – WATER  
QUALITY CONTROL DEPT.**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
WATER METERS

DATE OF BID OPENING 22-Feb-05 TIME: 10:00 A.M.  
BIDS OPENED BY Martin Haggaard  
BIDS WITNESS BY Alice Peck

BIDDERS	48 5/8" x 1/2"	300 5/8" x 3/4"	36 3/4" x L-9"	50 1"	3 1 1/2" IT	6 2" IT	0 1 1/2" EF	30 2" EF	TOTAL
HAYES PIPE SUPPLY, INC.	\$27.75	\$27.50	\$49.00	\$79.00	\$293.00	\$430.00	\$225.00	\$305.00	\$27,905.00
INVENSYS METERING SYSTEMS	Did Not Bid								
TN METER & SUPPLY	Did Not Bid								
NATIONAL WATERWORKS	\$52.13	\$52.13	\$80.01	\$113.71	\$289.41	\$426.73	\$289.41	\$426.73	\$42,937.61
UNITED UTILITES INC.	\$26.90	\$26.90	\$48.70	\$76.55	\$248.50	\$355.20	\$259.50	\$369.75	\$28,905.10

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM HAYES PIPE SUPPLY. BE AWARDED FOR THE FOLLOWING REASON: LOW BID MEETING SPECS (AWARDED AS ONE ITEM)

  
RECOMMENDED:  
DEPARTMENT HEAD

  
APPROVAL:  
CITY MANAGER

  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to award the water meter 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 BIDS FOR  
GLASS RECYCLING BINS &  
DUMPSTERS – PUBLIC WORKS  
DEPARTMENT**

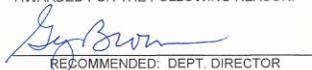
CITY OF COOKEVILLE, TENNESSEE  
BID TABULATION RECORD

GLASS RECYCLING CONTAINERS

DEPARTMENT: PUBLIC WORKS BIDS OPENED BY: TOM DYER  
BID DATE: FEBRUARY 24, 2005 OPENING WITNESSED BY: DEBBIE SWALLOWS  
BID TIME: 2:00 P.M.

BIDDERS	UNIT BID PRICE
THE FIBREX GROUP, INC.	\$2,270.50 (+ \$500 TOTAL SHIPPING)
BAKERS WASTE	NO BID
MUNICIPAL EQUIPMENT	NO BID

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM THE FIBREX GROUP, INC. BE  
AWARDED FOR THE FOLLOWING REASON: ONLY BIDDER

  
RECOMMENDED: DEPT. DIRECTOR

  
APPROVAL: CITY MANAGER

  
BUDGET AVAILABILITY: FINANCE DIRECTOR

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 3, 2005**

CITY OF COOKEVILLE, TENNESSEE  
BID TABULATION RECORD

**REFUSE & CARDBOARD CONTAINERS**

DEPARTMENT: PUBLIC WORKS  
 BID DATE: MARCH 2, 2005  
 BID TIME: 10:00 AM  
 BIDS OPENED BY: TOM DYER  
 OPENING WITNESSED BY: GREG BROWN

BIDDERS	4 YARD	6 YARD W/DOORS	8 YARD W/DOORS	8 YARD CARDBOARD
BAKERS WASTE EQUIP	\$488.00	\$690.00	\$739.00	\$742.00
WASTEQUIP HOLT	\$505.00	\$686.25	\$762.25	\$787.25

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM BAKERS WASTE EQUIPMENT BE  
 AWARDED FOR THE FOLLOWING REASON: LOWEST BIDDER MEETING SPECIFICATIONS  
 RECOMMENDED: DEPT. DIRECTOR  
 BUDGET AVAILABILITY: FINANCE DIRECTOR  
 APPROVAL: CITY MANAGER

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to award the glass recycling bin & dumpster bids 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 BIDS FOR  
HVAC, WIRING & ETC. FOR  
RECREATION CENTER –  
LEISURE SERVICES DEPT.**

CITY OF COOKEVILLE  
TABULATION SCHEDULE

**HVAC Package – Recreation Center**

DATE OF BID OPENING: Friday, February 25, 2005 Time: 11:00 a.m.  
 BIDS OPENED BY: Rick Woods  
 BIDS WITNESSED BY: Janice Myers  
 DEPARTMENT: Leisure Services & Public Facilities

1. Johnstone Supply	\$26,441.36				
2. C C Dickson Company	\$25,297.19				
3. Carwile Mechanical Contractors	No Bid				

We, the undersigned, do hereby recommend the bid from C.C. Dickson Company be awarded for the following reason: Low bid – Meets specs.

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

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 3, 2005**

CITY OF COOKEVILLE  
TABULATION SCHEDULE

Lighting Package – Fixtures, Lamps  
Cane Creek Recreation Center

DATE OF BID OPENING: Friday, February 25, 2005 Time: 10:00 a.m.  
BIDS OPENED BY: Rick Woods  
BIDS WITNESSED BY: Janice Myers  
DEPARTMENT: Leisure Services & Public Facilities

1. Braid Electric	\$15,531.27				
2. Williams Wholesale Supply	\$14,130.00				
3. Mayer Electric – Murfreesboro	\$13,993.65				
4. Lowes of Cookeville	No Bid				
5. Apex Supply Company	No Bid				

We, the undersigned, do hereby recommend the bid from Williams Wholesale Supply be awarded for the following reason: Low, local bidder – meeting specs.

  
RECOMMENDED: DEPARTMENT HEAD

  
BUDGET AVAILABILITY: FINANCE DIRECTOR

  
APPROVAL: CITY MANAGER

CITY OF COOKEVILLE  
TABULATION SCHEDULE

Conduit, Wire, Receptacles, Connectors & Switches  
Cane Creek Recreation Center

DATE OF BID OPENING: Friday, February 25, 2005 Time: 10:30 a.m.  
BIDS OPENED BY: Rick Woods  
BIDS WITNESSED BY: Janice Myers  
DEPARTMENT: Leisure Services & Public Facilities

1. Braid Electric	\$4,185.64				
2. Williams Wholesale Supply	\$4,505.98				
3. Mayer Electric – Murfreesboro	\$4,442.90				
4. Lowes of Cookeville	No Bid				
5. Apex Supply Company	No Bid				

We, the undersigned, do hereby recommend the bid from Braid Electric be awarded for the following reason: Low bid – meets specs.

  
RECOMMENDED: DEPARTMENT HEAD

  
BUDGET AVAILABILITY: FINANCE DIRECTOR

  
APPROVAL: CITY MANAGER

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to award the Leisure Services Department bids 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  
MINUTES  
MARCH 3, 2005**

**CONSIDER AWARDED BID FOR  
TRANSFORMERS – ELECTRIC  
DEPARTMENT**

CITY OF COOKEVILLE  
ELECTRIC DEPT.  
BID TABULATION SCHEDULE  
BID NOTICE # 05020801

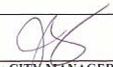
DATE OF BID OPENING: 2/22/2005 TIME: 2:00 PM CST  
BIDS OPENED BY: Glenn Greenwood  
BIDS WITNESSED BY: Brian Bohannon  
DEPARTMENT: Electric

BIDDERS	QTY	item 1		item 2		item 3	
		25 Kva Pad. Transformer	evaluated cost	37.5 Kva Pad Transformer	evaluated cost	60 Kva Pad. Transformer	evaluated cost
Utilicor		\$ 797.00 \$ 8,376.00	\$ 1,428.06	\$ 974.00 \$ 5,844.00	\$ 1,797.75	\$ 1,394.00 \$ 4,182.00	\$ 2,390.64
<b>Stuart Irby</b>		\$ 789.00 <b>\$ 6,312.00</b>	<b>\$ 1,407.67</b>	\$ 928.00 \$ 5,568.00	\$ 1,772.03	\$ 1,087.00 \$ 3,261.00	\$ 2,153.12
Wesco		\$ 1,039.00 \$ 8,312.00	\$ 1,588.94	\$ 1,155.00 \$ 6,930.00	\$ 1,930.66	\$ 1,267.00 \$ 3,801.00	\$ 2,228.32
<b>Hughes Supply</b>		\$ 855.00 \$ 6,840.00	\$ 1,458.02	\$ 979.00 <b>\$ 5,874.00</b>	<b>\$ 1,771.02</b>	\$ 1,078.00 <b>\$ 3,234.00</b>	<b>\$ 2,070.84</b>
Deco		\$ 947.00 \$ 7,576.00	\$ 1,539.76	\$ 1,093.00 \$ 6,558.00	\$ 1,923.32	\$ 1,193.00 \$ 3,579.00	\$ 2,215.17

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Stuart Irby Hughes Hughes

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

  
RECOMMENDED: DEPT. HEAD

  
APPROVAL: CITY MANAGER

Councilman Sallee 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.

**CONSIDER AWARDED BID FOR  
DUMP TRUCK BED – ELECTRIC  
DEPARTMENT**

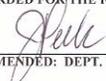
CITY OF COOKEVILLE  
ELECTRIC DEPT.  
BID TABULATION SCHEDULE  
BID NOTICE # 05012101

DATE OF BID OPENING: 2/17/2005 TIME: 2:00 PM CST  
BIDS OPENED BY: Glenn Greenwood  
BIDS WITNESSED BY: Carl Haney  
DEPARTMENT: Electric

BIDDERS	QTY	Dump Truck Bed						
Utility Equipment Service		No Bid						
<b>Q.G. Hughes</b>		<b>\$ 8,566.00</b>						
Terex		No Bid						

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM O.G. Hughes

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

  
RECOMMENDED: DEPT. HEAD

  
APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 3, 2005**

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to award the dump truck bed 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:**

No one spoke at this time.

There being no further business to discuss, Councilman Davis made a motion, seconded by Councilman Shelton, to adjourn the meeting at 6:30 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.

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Charles Womack, Mayor

ATTEST:

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Cathy McClain, City Clerk