

**COOKEVILLE CITY COUNCIL  
REGULAR MEETING  
JANUARY 19, 2006  
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, January 19, 2006, at 6:02 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 Sallee made a motion, seconded by Vice-Mayor Qualls, to amend the agenda by adding item 8f – consider approval of purchase of two (2) used vehicles – Police Department. 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**

Councilman Shelton presented certificates of appreciation to Coach Jerry Joslin & 26 Seniors of the Cookeville Cavalier Football Team.

**OLD BUSINESS:**

**CONSIDER APPROVAL OF  
MINUTES OF COUNCIL  
MEETING HELD ON  
JANUARY 5, 2006**

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 Sallee. 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 19, 2006**

**NEW BUSINESS:**

**HOLD A PUBLIC HEARING  
AND CONSIDER ON FIRST  
READING ORDINANCE  
#O05-12-23, CLOSURE AND  
ABANDONMENT AS CITY  
STREET A PORTION OF  
DACCO DRIVE**

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to approve on first reading Ordinance #O05-12-23. 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 ON FIRST  
READING ORDINANCE  
#O05-12-24, REZONING  
PROPERTIES AT 5320 OLD  
SPARTA ROAD, ADJOINING  
VACANT LOT, 5454, 5496 &  
5502 SOUTH JEFFERSON  
AVENUE (TAX MAP #96.00,  
PARCELS 76.00, 77.00, 78.02,  
78.04 & 78.05) FROM RS-20  
(SINGLE-FAMILY  
RESIDENTIAL) TO CL  
(LOCAL COMMERCIAL)**

Councilman Shelton made a motion, seconded by Councilman Sallee, to approve on first reading Ordinance #O05-12-24. 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  
ON THE ANNUAL PROGRESS  
REPORTS ON THE PLAN OF  
SERVICES FOR ANNEXATION  
AREAS**

# COOKEVILLE CITY COUNCIL MINUTES JANUARY 19, 2006

## 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 19, 2006 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 12<sup>TH</sup> STREET AREA, R02-07-14, effective August 31, 2002**  
**PRESLEY/WEST 12<sup>TH</sup> 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 12<sup>th</sup> Street, and Presley/West 12<sup>th</sup> 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 17,000 feet of water mains and 27 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 12<sup>th</sup> Street, and Presley/West 12<sup>th</sup> 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.

#### 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.

#### Matheny/Cora Road, O'Neill West 12<sup>th</sup> Street, and Presley/West 12<sup>th</sup> 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. Street lighting has been provided in these areas.

#### East Highway 70/Interstate 40, Buck Mountain Road/Dry Valley Road, and Shipley Road Areas

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 in these areas.

#### 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 12<sup>th</sup> Street, and Presley/West 12<sup>th</sup> 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.

**COOKEVILLE CITY COUNCIL  
MINUTES  
JANUARY 19, 2006**

**CONSIDER APPOINTMENTS  
TO THE HISTORIC ZONING  
COMMISSION**

**MEMORANDUM**

**TO: CITY COUNCIL MEMBERS**  
**FROM: JAMES MILLS, PLANNING DIRECTOR**  
**DATE: OCTOBER 11, 2005**  
**SUBJECT: HISTORIC ZONING COMMISSION APPOINTMENTS**

As you know the membership of the Historic Zoning Commission was expanded from 5 to 7 members with the adoption of Ordinance No. O05-04-06 on July 21, 2005. The purpose of the expansion was to provide representation on the commission from each of the three historic districts (the North Dixie Historic District is already represented). Several weeks ago the Planning Department contacted property owners in the East Broad-Freeze Street and Cream City Historic Districts regarding service on the commission. The following persons have asked to be considered for service:

Jorge Fernandez	-	Cream City
Charles Martin	-	Cream City
Chad McDonald	-	East Broad/Freeze Street
Gail Dyer	-	East Broad/Freeze Street
Lee Carney	-	East Broad/Freeze Street

Members of the Historic Zoning Commission serve five-year terms and are appointed by the Mayor with confirmation by a majority vote of the City Council. One person from each district should be appointed. Copies of letters from the candidates are attached.

If you have any questions or need further information please contact me at your convenience.

Councilman Shelton made a motion to appoint Charles Martin & Lee Carney to the Historic Zoning Commission.

Councilman Davis moved that nominations cease and elect these two (2) by acclamation.

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  
STRUCTURAL FIRE FIGHTING  
EQUIPMENT – FIRE DEPT.**

**COOKEVILLE CITY COUNCIL  
MINUTES  
JANUARY 19, 2006**

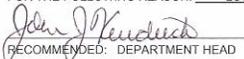
CITY OF COOKEVILLE  
BID TABULATION SCHEDULE

SEVEN (7) SETS OF STRUCTURAL FIRE FIGHTING TURN OUT GEAR

DATE OF BID OPENING: 12/21/05 TIME: 2:00 PM  
BIDS OPENED BY: John Kendrick  
BIDS WITNESSED BY: April Howard  
DEPARTMENT: Fire

BIDDERS	AMOUNT		
Tennessee Fire Equipment - Firemaster	\$1,195.00 per set/\$8,365.00		
First Choice Fire & Safety - Quest	\$1,218.00 per set/\$8,526.00		
Samson Industrial	\$1,288.30 per set/\$9,018.10		
First Choice Fire & Safety - Quaker	\$1,245.00 per set/\$8,715.00		
NAFECO	No Bid		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM FIRST CHOICE FIRE & SAFETY PRODUCTS - QUAKER BE AWARDED FOR THE FOLLOWING REASON: LOWEST BID MEETING SPECIFICATIONS

  
RECOMMENDED: DEPARTMENT HEAD

  
BUDGET AVAILABILITY: FINANCE DIRECTOR

  
APPROVAL: CITY MANAGER

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to award the Fire Department 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  
USED UTILITY VEHICLES –  
GAS DEPARTMENT**

MEMORANDUM

TO: Cathy McClain  
FROM: Jimmy Daniel   
DATE: January 11, 2006  
SUBJECT: January 19, 2006 Council Agenda Item

Consider awarding the following:

- (1) Used utility vehicle (2002 Chevrolet Silverado 76,000 miles) . Purchase price \$16,500. Kelley Blue Book value \$17,090.
- (2) Used utility vehicle (2003 Dodge Dakota 26,000 miles). Purchase price \$16,500. Kelley Blue Book value \$20,025. Both from Cookeville GMC.

Councilman Sallee made a motion, seconded by Councilman Davis, to award the two (2) used utility vehicle 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  
JANUARY 19, 2006**

**CONSIDER AWARDED BID FOR  
CATERING FOR FATHER/  
DAUGHTER DATE NIGHT –  
LEISURE SERVICES DEPT.**

CITY OF COOKEVILLE  
TABULATION SCHEDULE

Full-Catered Meal for Father Daughter Date Night

DATE OF BID OPENING: Wednesday, January 18, 2006 Time 10:00 a.m.  
BIDS OPENED BY: Rick Woods  
BIDS WITNESSED BY: Janice Myers  
DEPARTMENT: Leisure Services & Public Facilities

		Per night	Per Person		
1. Grade A Catering	\$14,845.50	\$4,948.50 350 max	\$8.59		
2. Diana's Catering	No bid				
3. Proof of the Pudding	No Bid				

We, the undersigned, do hereby recommend the bid from Grade-A Catering or the following reason: Only Bid – meets specifications.

  
RECOMMENDED: DEPARTMENT HEAD

  
BUDGET AVAILABILITY: FINANCE DIRECTOR

  
APPROVAL: CITY MANAGER

Councilman Sallee made a motion, seconded by Councilman Davis, to award the catering 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  
CHEMICALS & TTU DRAINAGE  
AREA NORTH SEWER REHAB  
PROJECT**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
CHEMICALS  
WATER PLANT

DATE OF BID OPENING: January 10, 2006  
BIDS OPENED BY: BARRY K TURNER TIME: 10:00 A.M.  
BIDS WITNESS BY: STEVE SMITH

BIDDERS	1 HYDROFLUO- SILICIC ACID (FLORIDE)	2 HYDROGEN PEROXIDE 35%	3 HYDROGEN PEROXIDE 50%	4	5	6	7	8	9	10
BRENTTAG MID-SOUTH	NO BID	\$0.41/LB								
DPC ENTERPRISES	NO BID	NO BID								
DYCHO CO., INC.	\$1,128.08/TON	\$0.25/LB	\$0.27/LB							
HARCROS CHEMICALS	NO BID	NO BID								
KA STEEL CHEMICALS	NO BID	NO BID								
KEMRON ATLANTIC/MIDLAND	NO BID	NO BID								
LCILTD	\$1,391.30/TON	NO BID								

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM DYCHO CO., INC. BE AWARDED FOR THE FOLLOWING REASON: LOW BID SUBMITTED.

  
RECOMMENDED BY:  
DEPARTMENT HEAD

  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

  
APPROVAL:  
CITY MANAGER

**COOKEVILLE CITY COUNCIL  
MINUTES  
JANUARY 19, 2006**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
TTU DRAINAGE AREA SEWER REHAB PROJECT

DATE OF BID OPENING: January 12, 2006  
BIDS OPENED BY: CAREY VAUGHN  
BIDS WITNESS BY: STEVE SMITH  
TIME: 10:00 A.M.

BIDDERS	BID						
AAA PIPE CLEANING	NO BID						
AMERICAN INFRASTRUCTURE	\$279,143.00						
AMERICAN WTSER UNDERGROUND	\$334,953.40						
IMPROVED TECHNOLOGIES	NO BID						
INSTITUFORM TECHNOLOGIES	<b>\$260,885.00</b>						
IPLUS INC	\$376,421.12						
MOORE CONST CO	NO BID						
REYNOLDS INLINER LLC	\$379,047.00						

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM - INSTITUFORM TECHNOLOGIES - BE AWARDED FOR THE FOLLOWING REASON: LOW BID SUBMITTED

*Faust Kelley*  
RECOMMENDED:  
DEPARTMENT HEAD

*[Signature]*  
APPROVAL:  
CITY MANAGER

*Michael Daniel*  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

Councilman Shelton made a motion, seconded by Vice-Mayor Qualls, to award the chemical bid to the low bidder, and award the sewer rehab bid up to \$300,000 in expenditure at the unit price in the contract 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  
CIRCUIT BREAKERS, BATTERY  
COMPRESSION TOOL & DIES/  
ADAPTER/CARRYING CASE –  
ELECTRIC DEPARTMENT**

CITY OF COOKEVILLE  
ELECTRIC DEPT.  
BID TABULATION SCHEDULE  
BID NOTICE # 05102901

DATE OF BID OPENING: 11/21/2005  
BIDS OPENED BY: Glenn Greenwood  
BIDS WITNESSED BY: Brian Bohannon  
DEPARTMENT: Electric  
TIME: 2:00 PM CST

BIDDERS	Substation Circuit Breaker QTY						
		\$ 21,630.00					
Wesco		\$ 43,260.00					
		\$ 26,619.00					
Tennessee Valley Electric Supply		\$ 53,238.00					
		\$ 27,858.00					
Utilicor		\$ 55,716.00					

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Wesco  
BE AWARDED FOR THE FOLLOWING REASON: low bid meeting specs.

*[Signature]*  
RECOMMENDED: DEPT. HEAD

*[Signature]*  
APPROVAL: CITY MANAGER



**COOKEVILLE CITY COUNCIL  
MINUTES  
JANUARY 19, 2006**

Councilman Shelton made a motion, seconded by Vice-Mayor Qualls, to approve the purchase of two (2) used vehicles for the Police Department 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:**

Councilman Shelton thanked all the City Department Directors for working with purchasing used vehicles.

There being no further business to discuss, Councilman Shelton made a motion, seconded by Councilman Sallee, to adjourn the meeting at 6:28 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