

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
MARCH 16, 2006
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, March 16, 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 and Cathy McClain, City Clerk.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Vice-Mayor Qualls made a motion, seconded by Councilman Sallee, to amend the agenda by receiving presentation by Lt. Randy Evans (no volunteer of the month) and adding item 13 – consider approval of purchase of used truck – 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.

**PRESENTATION BY
LT. RANDY EVANS**

Lt. Randy Evans with the Cookeville Police Department, who is currently serving as a Lt. Colonel with the Army National Guard, stated that the City of Cookeville employee's members of the National Guard & Reserve had their jobs waiting from support of city leadership & community. He expressed appreciation on behalf of Department of Defense & National Committee for Employers Support of the National Guard & Reserve by presenting the Patriot Award to Mayor Womack, Vice-Mayor Qualls, Councilman Davis, Councilman Sallee, Councilman Shelton, City Manager Jim Shipley & Police Chief Bob Terry.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETING HELD ON
MARCH 2, 2006**

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

**COOKEVILLE CITY COUNCIL
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NEW BUSINESS:

**CONSIDER RESOLUTION
#R06-03-06, SUPPORTING
LEGISLATION MAKING
PHYSICAL EDUCATION
MANDATORY IN
TENNESSEE SCHOOLS**

Mayor Womack read Resolution #R06-03-06.

Mayor Womack made a motion, seconded by Councilman Sallee, to adopt Resolution #R06-03-06, as amended by adding in last paragraph, 3rd sentence, the words “per week” after 150 minutes. 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
#R06-03-07, AUTHORIZING
APPLICATION FOR A
URBAN FORESTRY
GRANT TO FUND
FORESTER POSITION**

Councilman Sallee read Resolution #R06-03-07.

Several citizens spoke in support of Resolution #R06-03-07.

Dr. James Smith voiced his concern if this position would regulate private individuals.

Upon call for a vote, the following voted aye:

Mayor Charles Womack
Councilman Sam Sallee

NAY: Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Ricky Shelton

The City Clerk announced that the motion failed.

**CONSIDER AUTHORIZING
THE CITY MANAGER TO
EXECUTE A CONTRACT
WITH VISAGE SOLUTIONS
FOR PROFESSIONAL
SERVICES RELATIVE
TO SAS-70 AUDIT**

**COOKEVILLE CITY COUNCIL
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Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to authorize the City Manager to execute a contract with Visage Solutions for a total cost of \$30,500.00 (City will be reimbursed up to \$35,000.00 for this report by TVA). 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 REAPPOINTMENT
TO THE HISTORIC ZONING
COMMISSION**

MEMORANDUM

TO: CITY COUNCIL MEMBERS
FROM: JAMES MILLS, PLANNING DIRECTOR
DATE: MARCH 7, 2005
SUBJECT: HISTORIC ZONING COMMISSION APPOINTMENT

The current term of Mr. Greg Stamps on the Historic Zoning Commission will expire on April 4, 2006. Mr. Stamps fills the architect position on the Commission. 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.

Mr. Stamps has been contacted and has agreed to continue to serve if reappointed. The Planning Department recommends for his reappointment.

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

Mayor Womack recommended reappointing Mr. Greg Stamps to the Historic Zoning Commission.

Councilman Davis made a motion, seconded by Councilman Shelton, to elect Mr. Greg Stamps 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 APPROVAL FOR
ABANDONMENT OF
EASEMENT RETAINED IN
ORDINANCE #003-11-22**

James Mills, City Planner, submitted a request by Larco Medical Inc., 405 N. Willow Avenue, to build over a retained easement.

**COOKEVILLE CITY COUNCIL
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Councilman Sallee made a motion, seconded by Councilman Davis, to approve abandoning the easement retained in Ordinance #O03-11-22 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.

**SET A DATE FOR A PUBLIC
HEARING ON ORDINANCE
#O06-03-05, REZONING
401 PINE AVENUE & 406
SPRUCE AVENUE FROM
RS-5 (SINGLE-FAMILY
RESIDENTIAL) TO RM8
(MULTI-FAMILY RESIDENTIAL)**

Mayor Womack set the date for April 20, 2006, at 6:00 p.m.

**SET A DATE FOR A PUBLIC
HEARING ON ORDINANCE
#O06-03-06, REZONING
660, 670, 718 & 730 E. 22ND
STREET & TWO VACANT
LOTS (TAX MAP #40C-E-
9.00, 9.01, 9.02, 10.01, 12.00
& 13.00) FROM LM (LIGHT
MANUFACTURING) TO
CL (LOCAL COMMERCIAL)**

Mayor Womack set the date for April 20, 2006, at 6:00 p.m.

**SET A DATE FOR A PUBLIC
HEARING ON ORDINANCE
#O06-03-07, CLOSURE AND
ABANDONMENT AS A CITY
STREET A PORTION OF
WEST 6TH STREET
BETWEEN NORTH CEDAR
& NORTH HICKORY
AVENUES & MEDICAL
CENTER BOULEVARD
(NORTH HICKORY) FROM
WEST 5TH TO WEST 6TH
STREETS & WEST 5TH
STREET FROM NORTH
WHITNEY TO MEDICAL
CENTER BOULEVARD
(NORTH HICKORY
AVENUE)**

Mayor Womack set the date for April 20, 2006, at 6:00 p.m.

**COOKEVILLE CITY COUNCIL
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**CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 06022001**

DATE OF BID OPENING: 3/6/2006 TIME: 1:00 PM CST
 BIDS OPENED BY: Glenn Greenwood
 BIDS WITNESSED BY: Brian Bohannon
 DEPARTMENT: Electric

BIDDERS	item 1		item 2		item 3		item 4	
	QTY	12' Decorative Poles 50	100 WMH Dec. Light 50	150 WHPS Dec. Light 25	Screw in Light Foundation 150			
Wesco		\$ 920.00 \$ 46,000.00	\$ 507.10 \$ 25,355.00	\$ 504.54 \$ 12,613.50	\$ 257.80 \$ 38,670.00			
Harris Electric Supply		\$ 928.20 \$ 46,460.00	\$ 505.97 \$ 25,289.50	\$ 503.90 \$ 12,597.50	\$ 267.00 \$ 40,050.00			
Stuart Irby		\$ 928.11 \$ 46,405.50	\$ 505.44 \$ 25,272.00	\$ 504.05 \$ 12,601.25	\$ 236.69 \$ 35,503.50			
Rexel		\$ 939.00 \$ 46,950.00	\$ 512.00 \$ 25,600.00	\$ 509.00 \$ 12,725.00	\$ 244.30 \$ 36,645.00			

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM
 item 1 item 2 item 3 item 4
 Wesco Stuart Irby Harris Elec. Stuart Irby

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.
 RECOMMENDED: DEPT. HEAD *[Signature]* APPROVAL: CITY MANAGER *[Signature]*

Councilman Shelton made a motion, seconded by Vice-Mayor Qualls, to award the Electric 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.

**CONSIDER APPROVAL OF
PURCHASE OF USED TRUCK
- POLICE DEPARTMENT**

FRONTIER CHEVROLET
1834 Cookeville Hwy. - Livingston, TN 38570
Phone (931) 603-1235

USED VEHICLE BUYER'S ORDER INVOICE NO. _____ DATE 03/14/06

CITY OF COOKEVILLE P. D. SOCIAL SECURITY NO. _____

BUYER: 382 S. JEFFERSON COOKEVILLE TN ADDRESS: 588-0378 ZIP: 38578

HOME TELEPHONE: 588-0378 EMPLOYMENT: POLICE TRUCK WORK TELEPHONE: _____

STOCK #: 1D7HLL878255755 MAKE: DODGE MODEL: RAM P70 1500 DOORS: 5 CYL: 5 ODO: 7834

VIN: _____ AUTO A/C V/ROOF PS PDB PW PST CRUISE AM/FM Cass. TRADE-IN: _____ WINDOW PRICE \$ 14500.00

YR: _____ MAKE: _____ N/A TAG NO. DECAL NO. MILEAGE: _____ PAY OFF \$: N/A Good Until _____ TO WHOM: _____ TOTAL \$ 14500.00

2nd LIEN: _____ TRADE ALLOWANCE: N/A 2nd TRADE-IN: \$ _____ MILEAGE: _____ TRADE DIFFERENCE: 14500.00

VIN: _____ PAY-OFF: \$ _____ CUSTOMER SERVICES: \$ N/A XXXX 299.00

THIS VEHICLE IS SOLD WITH NO WARRANTY AND I HEREBY ACCEPT THIS CAR AS IS WITH ANY FAULTS. N/A

ACCEPTED BY: _____ CUSTOMER SIGNATURE _____ STATE TAX & GROSS REG. TAX: N/A LOCAL TAX: N/A TITLE & REGISTRATION: N/A SERVICE CONTRACT: N/A

TOTAL \$ 14500.00 PAY-OFF ON TRADE-IN: \$ _____ DEPOSIT REC.#: _____ DOWN PAYMENT: N/A AMOUNT TO FINANCE OR CASH: 14500.00

LIEN: _____

NO OTHER AGREEMENT, PROMISE OR UNDERTAKING OF ANY KIND PERTAINING TO THIS PURCHASE WILL BE RECOGNIZED EXCEPT AS A CONDITIONAL CONTRACT IF WRITTEN EXCEPT BY THE UNDERSIGNED BUYER AND PURCHASER. BY SIGNING THIS UNDERSIGNED SURETY THAT THE DEPOSIT OF TITLE OR TITLES TRANSFERRED TO THIS DEALER IN THIS TRANSACTION SHALL AND WITHIN UNDISBURSED LEVEL AND IS NOT OF A RECOMMENDED NATURE. IN THE EVENT DEALER DISCOVERS THIS HAS HAPPENED, THE BUYER AGREES TO BUY BACK THE TITLE INSURANCE BY THE BUYER'S CERTIFICATE OF TITLE FOR THE AMOUNT OF THE TRADE ALLOWANCE SHOWN ABOVE.

THIS ORDER IS NOT VALID UNLESS SIGNED AND ACCEPTED BY DEALER AND CREDIT APPROVED BY A RESPONSIBLE FINANCE COMPANY AS TO ANY DEFERRED BALANCE.

ACCEPTED: _____ BUYER'S SIGNATURE _____

**COOKEVILLE CITY COUNCIL
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Councilman Sallee made a motion, seconded by Councilman Shelton, to approve the purchase of one (1) 2002 Dodge truck (paid for out of Drug Fund) 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.

The Council commended Fire Chief John Kendrick/Cookeville Fire Department, EMS, Putnam County Fire Department, Public Works Dept., Water Dept., Electric Dept. & others for saving the downtown historic buildings (formerly known as McCloud's Restaurant) from a fire on Friday, March 10, 2006.

Mayor Womack challenged everyone to participate in the Cookeville Rescue Mission's celebration of their 30th Year Anniversary on 3-26-06 @ 2:00 p.m. with a Bike-A-Thon riding from the Depot to the Rescue Mission.

HEARING OF CITIZENS AND/OR DELEGATIONS:

No one spoke at this time.

There being no further business to discuss, Councilman Shelton made a motion, seconded by Councilman Sallee, to adjourn the meeting at 6:52 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