

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
AUGUST 16, 2007
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, August 16, 2007, at 6:00 p.m., in the Municipal Building, 45 East Broad Street. Mayor Sallee announced a moment of silent prayer. Pledge of Allegiance was led by Mayor Sallee. Mayor Sallee then called the meeting to order and asked the Clerk to call the roll. Present and answering roll call were:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

Also present: Jim Shipley, City Manager; Cathy McClain, City Clerk; and Dan Rader, City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Williams made a motion, seconded by Councilman Anderson, to amend the agenda by deleting item 3 – consider on second and final reading Ordinance #O07-06-18, rezoning 2160 Denton Avenue from RM8 (Multi-Family Residential) to RM14 (Multi-Family Residential) & add item 10 – consider authorizing the City Manager to purchase a house located at 636 Fairground Street. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETING HELD ON
AUGUST 2, 2007**

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

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 16, 2007**

NEW BUSINESS:

**CONSIDER RESOLUTION #R07-08-14,
IN SUPPORT OF A TENNESSEE
TECHNOLOGICAL UNIVERSITY
DISTRIBUTED GENERATION
PROJECT**

Mayor Sallee made a motion, seconded by Councilman Anderson, to adopt Resolution #R07-08-14. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O07-08-24, AMENDING
THE BUDGETS OF THE VARIOUS
FUNDS/DEPARTMENTS OF THE
CITY OF COOKEVILLE, TN FOR
THE FISCAL YEAR ENDED 6-30-07**

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to approve on first reading Ordinance #O07-08-24. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER ON FIRST READING
ORDINANCE #O07-08-23,
AMENDING TITLE 18, CHAPTER
2 OF THE COOKEVILLE
MUNICIPAL CODE, PERTAINING
TO SEWER USE ORDINANCE**

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 16, 2007**

MEMORANDUM

TO: City Manager
City Council
FROM: Ronnie J. Kelly, Director *RJK*
DATE: August 7, 2007
SUBJ: Sewer Use Ordinance Revision

During the August 16th City Council meeting I will be presenting a change to our Sewer Use Ordinance. These changes are required per our Wastewater Treatment Plant's NPDES Permit that was re-issued in 2006. Pass through limits for the effluent discharged from the Wastewater Treatment Plant were changed to reflect revised flow characteristics of the receiving stream.

The previous limitations were based on a 3-day, 20-year low flow of the receiving stream. The new limitations are now calculated on the 7-day, 10-year low of the receiving stream. The values for cyanide and cadmium were lowered, based on the new flow calculations, while all other parameters were raised or stayed the same.

Using the pass through limits as the maximum effluent value, we can then determine the influent loading values that can be treated at the Wastewater Treatment Facility. Influent loading values are based on biosolids protection, plant inhibition concentrations, and plant removal percentages. The influent loadings are then used to determine the local limits for industry.

The local limits increased for all parameters except for 1,2 trans dichlorethylene, and naphthalene. 1,2 trans dichlorethylene is a degreaser and cleaner while naphthalene is a natural component of petroleum and coal and is used in the leather tanning industry.

If you have any questions concerning this matter please give me a call.

Councilman Anderson made a motion, seconded by Councilman Williams, to approve on first reading Ordinance #O07-08-23. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER APPROVAL OF
SEWER LINE COST-SHARING
AGREEMENT**

TO: City Council
City Manager
FROM: Ronnie J. Kelly *RJK*
Director
DATE: August 10, 2007
SUBJ: Sewer Line Cost-Share Agreement

During the next City Council meeting I will be presenting a sewer line cost-sharing agreement with Ed Butler. Mr. Butler is developing a tract of property on Davis Road and has requested that our department share in the cost to extend the sewer infrastructure up to his development. I have included a copy of this agreement for your review and will discuss the details during the Council meeting.

If you have any questions concerning this matter please give me a call.

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the sewer line cost-sharing agreement for the city's cost of \$3,227.66 as requested. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson

NAY: Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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**CONSIDER DECLARING AS
SURPLUS PROPERTY A
PORTION OF THE
WESTERN RIGHT-OF-WAY
OF SOUTH WASHINGTON
AVENUE FROM REAGAN
STREET SOUTH TO SOUTH
LOWE AVENUE LOCATED
ADJACENT TO 107 AND
121 SOUTH WASHINGTON
AVENUE**

Councilman Anderson made a motion, seconded by Mayor Sallee, to declare as surplus property & sell to the adjacent property owners (Stephen & Mary Johns 6,525 sq. ft. & J. D. Parks 1,375 sq. ft.) at \$1.44 per sq. ft., subject to retention of utility easements of the property as requested. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
(1) MID-SIZE SPORTS UTILITY
VEHICLE – FIRE DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

ONE (1) 2007 OR 2008 MID-SIZE SPORTS UTILITY VEHICLE

DATE OF BID OPENING: 07/31/05 TIME: 12:00 P.M.
 BIDS OPENED BY: John Kendrick
 BIDS WITNESSED BY: April Howard
 DEPARTMENT: Fire

BIDDERS	AMOUNT		
Heritage Ford Lincoln Mercury	\$20,288.00		
Smith County Motor Company, Inc.	\$22,792.05		
Cardinal Chrysler-Dodge Inc. (State Bid)	\$23,424.38		
Edd Rogers Chevrolet	\$25,914.45		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM HERITAGE FORD LINCOLN MERCURY BE AWARDED FOR THE FOLLOWING REASON: LOWEST BID MEETING SPECIFICATIONS

John Kendrick
RECOMMENDED: DEPARTMENT HEAD

[Signature]
APPROVAL: CITY MANAGER

[Signature]
BUDGET AVAILABILITY: FINANCE DIRECTOR

Councilman Williams made a motion, seconded by Councilman Anderson, to award the vehicle bid as recommended. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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**CONSIDER AWARDING BID FOR
MOTORCYCLE LEASES (2) –
POLICE DEPARTMENT**

**CITY OF COOKEVILLE
BID TABULATION SCHEDULE
Two Year Lease for (2) two Police Motorcycles**

DATE OF BID OPENING: August 10, 2007 TIME: 10:00 a.m.
BIDS OPENED BY: Captain Mark Maxwell
BIDS WITNESSED BY: Glen Ramsey and Wilma Wheeler
DEPARTMENT: Police

BIDDERS						
Boswell's Harley-Davidson of Cookeville	\$ 3,399.48 per year	or \$ 283.29 per month				

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Boswell's Harley-Davidson of Cookeville

BE AWARDED FOR THE FOLLOWING REASON: Low bid meeting specs

RECOMMENDED: DEPARTMENT HEAD

BUDGET AVAILABILITY: FINANCE DIRECTOR
Budget \$7,200

APPROVED: CITY MANAGER

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to award the motorcycle lease bid as recommended. Upon call for a vote, the following voted aye:

- Mayor Sam Sallee
- Vice-Mayor Jean Davis
- Councilman Alma Anderson
- Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BIDS FOR
PICKUP TRUCKS (4) & POLICE
CARS (4) – POLICE DEPT.**

**CITY OF COOKEVILLE
BID TABULATION SCHEDULE
4 - 2008 Police Pursuit Vehicles
4 - 2008 Extended Cab Trucks 4x4**

DATE OF BID OPENING: August 7, 2007 TIME: 10:00 AM
BIDS OPENED BY: Deputy Chief Fred White
BIDS WITNESSED BY: Capt. Randy Evans; Cathy McClain
DEPARTMENT: Police

BIDDERS	Crown Victoria	Dodge Charger V-6	Dodge Quad 4x4	Truck 4x4	Impala
Smith County Motor Company	\$20,248.00	\$21,209.00	\$22,485.00	Ford F150 \$18,716.00	
Heritage Ford	\$20,115.00			Ford F150 \$18,785.00	
Carlen Motors				Silverado \$21,781.00	\$18,787.00
Cumberland Auto			\$22,618.00		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Carlen Motors - pursuit vehicles BE AWARDED FOR THE FOLLOWING REASON: Heritage Ford - lowest bid meeting specifications (\$75,148.00)

RECOMMENDED: DEPT HEAD

BUDGET AVAILABILITY: FINANCE DIRECTOR

APPROVAL: CITY MANAGER

Budget \$144,000

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to award the truck & car bids as recommended. Upon call for a vote, the following voted aye:

- Mayor Sam Sallee
- Vice-Mayor Jean Davis
- Councilman Alma Anderson
- Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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**CONSIDER AWARDING BID FOR
TRACTOR W/SIDE MOWER –
PUBLIC WORKS DEPT.**

CITY OF COOKEVILLE
BID TABULATION RECORD
TRACTOR W/ SIDE MOWER

DEPARTMENT Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Debbie Swallows

DATE OF BID OPENING: August 7, 2007
TIME OF BID OPENING: 10:00 AM

BIDDERS	W/SHUTTLE CLUTCH	W/OUT SHUTTLE CLUTCH			
TRIGREEN	\$38,935.00	\$36,935.00			
HIX BROTHERS	NO BID	\$38,850.00			
CFI EQUIPMENT	NO BID	\$40,150.00			
MOUNTAIN FARM	NO BID	NO BID			

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM TRIGREEN

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER

Greg Brown
RECOMMENDED: DEPT. DIRECTOR

Michael D. L.
BUDGET AVAILABILITY: FINANCE DIRECTOR
James S. Shelton
APPROVAL: CITY MANAGER

Budget \$36,000

Councilman Anderson made a motion, seconded by Councilman Williams, to award the tractor w/side mower bid as recommended. Upon call for a vote, the following voted aye:

- Mayor Sam Sallee
- Vice-Mayor Jean Davis
- Councilman Alma Anderson
- Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
DUMP TRUCK/BODY – PUBLIC
WORKS DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION RECORD
SINGLE AXLE DUMP TRUCK AND DUMP BODY

DEPARTMENT Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Debbie Swallows

DATE OF BID OPENING: August 7, 2007
TIME OF BID OPENING: 10:00 AM

BIDDERS					
LANDMARK INTL	\$60,528.49				
MID TN FORD	59,316.90				
NEELY COBLE	59,177.00				
UD TRUCKS OF ALCOA	66,840.00				

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM LANDMARK INTERNATIONAL

BE AWARDED FOR THE FOLLOWING REASON: LOWEST LOCAL BIDDER MEETING SPECIFICATIONS

Greg Brown
RECOMMENDED: DEPT. DIRECTOR

Michael D. L.
BUDGET AVAILABILITY: FINANCE DIRECTOR
James S. Shelton
APPROVAL: CITY MANAGER

Budget \$75,000

**COOKEVILLE CITY COUNCIL
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Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to award the dump truck/body bid as recommended. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
(2) LEAF VACUUM MACHINES –
PUBLIC WORKS DEPT.**

CITY OF COOKEVILLE
BID TABULATION RECORD
LEAF VACUUM MACHINES (2)

DEPARTMENT: Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Debbie Swallows

DATE OF BID OPENING: August 7, 2007
TIME OF BID OPENING: 10:00 AM

BIDDERS					
ODB COMPANY	\$32,482.00				
CMi EQUIPMENT	\$34,730.00				
H.H. HOOPER	\$45,000.00				

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM ODB COMPANY

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER

Greg Brown
RECOMMENDED: DEPT. DIRECTOR

Michael D. ...
BUDGET AVAILABILITY: FINANCE DIRECTOR

James ...
APPROVAL: CITY MANAGER

Councilman Anderson made a motion, seconded by Councilman Williams, to award the leaf vacuum machine bid as recommended. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
(1) CARGO VAN – PUBLIC WORKS
DEPARTMENT**

**COOKEVILLE CITY COUNCIL
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CITY OF COOKEVILLE
BID TABULATION RECORD
ONE TON CARGO VAN

DEPARTMENT: Public Works
BIDS OPENED BY: Debbie Swallows
OPENING WITNESSED BY: Tommy Winingham

DATE OF BID OPENING: August 10, 2007
TIME OF BID OPENING: 10:00 AM

BIDDERS			
TOM BANNEN CHEVROLET	\$26,804.83		
MID TENN FORD TRUCK SALES	\$27,285.00		
SMITH COUNTY MOTOR CO.	\$27,644.00		

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM TOM BANNEN CHEVROLET

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER

Debbie Swallows
RECOMMENDED: DEPT. DIRECTOR

Jim Alley
APPROVAL: CITY MANAGER

Michael D. L.
BUDGET AVAILABILITY: FINANCE DIRECTOR
\$20,000 Budget

Councilman Anderson made a motion, seconded by Councilman Williams, to award the cargo van bid as recommended. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER AUTHORIZING THE
CITY MANAGER TO PURCHASE
A HOUSE LOCATED AT 636
FAIRGROUND STREET**

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to authorize the City Manager to purchase the Carver house located at 636 Fairground Street (corner of Walnut & Fairground) in the amount of \$90,800.00. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS:

No one spoke at this time.

**COOKEVILLE CITY COUNCIL
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There being no further business to discuss, Mayor Sallee made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:42 p.m. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ryan Williams

ABSENT: Councilman Ricky Shelton

The City Clerk announced that the motion carried.

Sam Sallee, Mayor

ATTEST:

Cathy McClain, City Clerk