

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

The Council of the City of Cookeville met in regular session on Thursday, December 6, 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 Ricky Shelton
Councilman Ryan Williams

Also present: Jim Shipley, City Manager; Cathy McClain, City Clerk; and Lane Moore, serving as City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Anderson made a motion, seconded by Councilman Williams, to approve the agenda as submitted. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

CONSENT AGENDA:

**SET A DATE (1-3-08 @ 6PM) FOR
A PUBLIC HEARING ON
ORDINANCE #O07-12-36,
REZONING 433 PROFFITT
STREET FROM RS5 (SINGLE-
FAMILY RESIDENTIAL) TO
CN (NEIGHBORHOOD
COMMERCIAL)**

**SET A DATE (1-3-08 @ 6PM) FOR
A PUBLIC HEARING ON
ORDINANCE #O07-12-37,
CLOSURE AND ABANDONMENT
OF A PORTION OF THE
UNDEVELOPED RIGHT-OF-
WAY OF PARK STREET
LOCATED BETWEEN 1826 &
1848 BYRNE AVENUE**

**CONSIDER AWARDING BIDS FOR
TRANSFORMERS, FEEDTHRU
CABINETS & WOOD POLES –
ELECTRIC DEPARTMENT**

**COOKEVILLE CITY COUNCIL
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Councilman Shelton 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 Ricky Shelton
Councilman Ryan Williams

The City Clerk announced that the motion carried.

NEW BUSINESS:

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O07-11-33,
REZONING PROPERTIES
ALONG WHITSON AVENUE
BETWEEN EAST HUDGENS
STREET AND EAST STEVENS
STREET FROM RS-5 (SINGLE-
FAMILY RESIDENTIAL) TO
RS-10 (SINGLE-FAMILY
RESIDENTIAL)**

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve on first reading Ordinance #O07-11-33. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O07-11-34,
COMPREHENSIVE REZONING
ALONG NORTH WASHINGTON
AVENUE & 10TH STREET FROM
CL (LOCAL COMMERCIAL)
TO CN (NEIGHBORHOOD
COMMERCIAL)**

James Mills, Planning Director, explained that non-conforming areas are grandfathered. He agreed that a land use study is needed.

Councilman Anderson made a motion, seconded by Councilman Williams, to approve on first reading Ordinance #O07-11-34.

Ms. Kelly Tayes, Conservator for the Houston Boyd property, requested his property be excluded from this rezoning.

Mr. Jim Stafne, of the Planning Commission, explained that the CN zone is the best future use for this area. He also said that they always focus on protecting the Single-Family Residential areas & study what zone is best for the community as a whole.

After a lengthy discussion, Councilman Anderson called to question.

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Upon call for a vote on the question, the following voted aye:

Vice-Mayor Jean Davis
Councilman Alma Anderson
Councilman Ricky Shelton
Councilman Ryan Williams

NAY: Mayor Sam Sallee

The City Clerk announced that the call to question carried.

Upon call for a vote on the motion, the following voted aye:

Councilman Alma Anderson
Councilman Ricky Shelton
Councilman Ryan Williams

NAY: Mayor Sam Sallee
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #007-11-35,
REZONING PROPERTIES
LOCATED AT EAST 10TH
STREET AND FISK ROAD
FROM CL (LOCAL
COMMERCIAL) TO RS-10
(SINGLE-FAMILY
RESIDENTIAL) TO CN
(NEIGHBORHOOD
COMMERCIAL)**

Councilman Williams made a motion, seconded by Councilman Anderson, to approve on first reading Ordinance #007-11-35. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #007-11-31,
AMENDING THE COOKEVILLE
ZONING CODE PERTAINING
TO SECTION 207, GENERAL
SIGN REGULATIONS**

**COOKEVILLE CITY COUNCIL
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Councilman Shelton made a motion, seconded by Councilman Anderson, to approve on first reading Ordinance #O07-11-31. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**CONSIDER APPROVAL OF
TTU SINKHOLE STUDY
CONTRACT AGREEMENT**

MEMORANDUM

TO: COOKEVILLE CITY COUNCIL MEMBERS
FROM: JAMES MILLS, PLANNING DIRECTOR
DATE: NOVEMBER 29, 2007
SUBJECT: TTU SINKHOLE STUDY AGREEMENT

At the December 6, 2007 meeting of the City Council I will be presenting for your approval a contract agreement with Tennessee Technological University for the completion of a sinkhole study. A copy of the agreement is attached for your review. The purpose of this study is to identify all sinkholes likely to have flooding problems within the Cookeville corporate limits and the Urban Growth Boundary. A primary end product of this study will be a Sinkhole Floodplain Map.

It is anticipated that the completion of the study will take two (2) years. The cost of the study is \$85,000 with the liability of the city not to exceed \$42,500 per fiscal year. The first fiscal year cost is a budgeted item. The agreement has been reviewed by the Finance Director and City Manager.

If you have any questions regarding the contract agreement and/or the sinkhole study please contact me at your convenience.

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the TTU Sinkhole Study Contract Agreement as requested. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
TWO (2) 4 X 2 PICKUP TRUCKS
- PUBLIC WORKS DEPT.**

**COOKEVILLE CITY COUNCIL
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**CITY OF COOKEVILLE
BID TABULATION RECORD
2008 4x2 PICK UP TRUCKS**

DEPARTMENT: Public Works
BIDS OPENED BY: Tracy Meggs
OPENING WITNESSED BY: Debbie Swallows

DATE OF BID OPENING: November 27, 2007
TIME OF BID OPENING: 2:00 PM

BIDDERS	UNIT PRICE	TOTAL COST FOR 2 TRUCKS
HERITAGE FORD	\$13,535.00	\$27,070.00
TED RUSSELL	\$13,081.00	\$26,162.00
CUMBERLAND AUTO CENTER	\$15,471.00	\$30,942.00
CARLEN CHEVROLET	\$16,844.00	\$33,688.00
TOM BANNEN CHEVROLET	\$16,902.40	\$33,804.80
EDD ROGERS CHEVROLET	\$19,267.84	\$38,535.68

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM HERITAGE FORD

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

[Signature]
RECOMMENDED: DEPT. DIRECTOR

[Signature]
BUDGET AVAILABILITY: FINANCE DIRECTOR

[Signature]
APPROVAL: CITY MANAGER

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

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

The City Clerk announced that the motion carried.

**CONSIDER AWARDED BIDS FOR
EMERGENCY VEHICLE
EQUIPMENT – POLICE DEPT.**

**CITY OF COOKEVILLE
BID TABULATION SCHEDULE**

Emergency Vehicle Equipment

DATE OF BID OPENING: 11/16/2007 TIME: 10:10 A.M.
BIDS OPENED BY: Lt. David Dukes
BIDS WITNESSED BY: Adrienne Lintz
DEPARTMENT: Police

BIDDERS	(5) Double Tailon Windshield High/Low	(8) 90 Watt Corner Strobe Kit	(5) 8 Head LED light stick with mounting bracket	(18) 3 Diode surface Mount LED	(5) Remote Siren and Control Center	(5) Setina 10-SL Safety Cage w/ lower panel	
Craig's Firearms	204.91	255.62	467.00	61.65	541.71	477.50	Total
Costs	1024.55	2044.96	2335.00	1107.90	2708.55	1910.00	11130.96
Trucker's Lighthouse	239.00	304.00	489.00	65.00	595.00	524.00	

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Craig's Firearms BE AWARDED
FOR THE FOLLOWING REASON: Bidder meeting bid specifications and low bidder

[Signature]
RECOMMENDED: DEPT. HEAD

[Signature]
BUDGET AVAILABILITY: FINANCE DIRECTOR

[Signature]
APPROVAL: CITY MANAGER

DATE OF BID OPENING: 11/16/2007 TIME: 10:10 A.M.
BIDS OPENED BY: Lt. David Dukes
BIDS WITNESSED BY: Adrienne Lintz
DEPARTMENT: Police

BIDDERS	(3) Complete Warning Package
Craig's Firearms	1,426.23
Trucker's Lighthouse	1,695.00
Total Costs	5085.00

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Trucker's Lighthouse BE AWARDED
FOR THE FOLLOWING REASON: Bidder meeting bid specifications

[Signature]
RECOMMENDED: DEPT. HEAD

[Signature]
BUDGET AVAILABILITY: FINANCE DIRECTOR

[Signature]

**COOKEVILLE CITY COUNCIL
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Councilman Shelton made a motion, seconded by Councilman Anderson, to award the emergency vehicle equipment bids as recommended. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR
RAW WATER INTAKE
IMPROVEMENTS – WATER
QUALITY CONTROL DEPT.**

CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
RAW WATER INTAKE IMPROVEMENTS

DATE OF BID OPENING 29-Nov-07 TIME: 2:00 P.M.
BIDS OPENED BY DUDNEY FOX
BIDS WITNESS BY RONNIE KELLY & BARRY TURNER

CONTRACTOR	TOTAL BID				
BOWEN ENGINEERING CORP	\$3,580,000				
GARNEY COMPANIES, INC.	\$4,134,000				
GARRISON CONSTRUCTION CO.	NO BID				
W.L. HAILEY COMPANY, INC.	\$3,875,000				
HAREN CONSTRUCTION CO., INC.	\$3,553,000				
W. ROGERS COMPANY	NO BID				
W & O CONSTRUCTION CO., INC.	\$3,336,000				

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM **W & O CONSTRUCTION CO., INC.**
BE AWARDED FOR THE FOLLOWING REASON: LOW BID MEETING SPECIFICATIONS


RECOMMENDED:
DEPARTMENT HEAD


APPROVAL:
CITY MANAGER


BUDGET AVAILABILITY:
FINANCE DIRECTOR

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

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

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 7:35 p.m. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

Sam Sallee, Mayor

ATTEST:

Cathy McClain, City Clerk