

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
AUGUST 7, 2008
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, August 7, 2008, 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
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

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 Shelton, to amend the agenda by adding item 13 – consider approval of Addendum to Settlement Agreement with Lamar Tennessee, LLC & withdraw item #10 – consider Resolution #O08-08-19, expressing appreciation to Don Prince for serving on various city boards. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETINGS HELD ON
JULY 17, 2008**

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

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 7, 2008**

**CONSIDER AWARDING BIDS FOR
INSTALLATION OF 138' GUARDRAIL
(BILL SMITH ROAD), STRIPING FOR
CROSSWALKS & PARKING SPACES/
TURNING ARROWS FOR THE
SQUARE (SOLE SOURCE) – PUBLIC
WORKS DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION RECORD
GUARDRAIL INSTALLATION
BILL SMITH ROAD @ WEST OAK DRIVE

DEPARTMENT: Public Works
FANED BIDS RECEIVED BY: Greg Brown
BIDS EXAMINED BY: Greg Brown
BID DATE: August 4, 2008
BID DEADLINE: 10:00 am

BIDDERS	GUARDRAIL, TRAFFIC CONTROL AND MOBILIZATION		
CUMBERLAND GUARDRAIL, INC	\$8,080.00		
TENNESSEE GUARDRAIL, INC	\$8,775.00		
GUIDE SERVICES, INC	\$9,793.75		

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM CUMBERLAND GUARDRAIL, INC.

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER
RECOMMENDED BY: Greg Brown DEPT. DIRECTOR
John Morris BUDGET AVAILABILITY: FINANCE DIRECTOR
John Morris APPROVAL: CITY MANAGER

3M Traffic Safety Systems Division
3M Center Building 225-55-08
P.O. Box 33225
St. Paul, MN 55133-3225
FAX: 1-800-591-9293
Toll Free 1-800/553-1380



To: CITY OF COOKEVILLE (FYT2703)
45 E BROAD ST
COOKEVILLE, TN 38501-3209
Attn: DANNY HANSON (SHOP)
Fax: 931-525-1668
Phone: 931-520-5272
From: JOHN MORRIS
Phone: 800-553-1380
Quotation Number: 8GE2824TC
Quotation Date: Jul 30, 2008
Expiration Date*: Sep 28, 2008
Terms:
Delivery Time: Contact your CSR
F.O.B: See Below

Quantity	Description	Unit Price	Ext. Price
22 Rolls	A270ES WHT STAMARK BRAND TAPE 24 IN X 25 YDS 1/CTN - TN STATE CONTRACT PRICING	\$268.50	\$5,907.00
17 Rolls	A270ES WHT STAMARK BRAND TAPE 4 IN X 25 YDS 1/CTN - TN STATE CONTRACT PRICING	\$67.50	\$1,147.50
8 Packages	SMS-L270ES-LA LEFT CURVE ARROW 4/PKG	\$410.00	\$3,280.00
5 Packages	SMS-L270ES-HC HANDICAP SYMBOL 4 FT 1/PKG	\$130.00	\$650.00
	Total:		\$10,984.50

F.O.B: Shipping Point. Freight charges via cheapest method prepaid and allowed.

**SET A DATE (9-4-08) FOR A
PUBLIC HEARING ON
ORDINANCE #O08-08-12,
REZONING A PORTION OF
1724/1742 E. SPRING STREET
FROM RS20 (SINGLE-
FAMILY RESIDENTIAL) TO
CL (LOCAL COMMERCIAL)**

**SET A DATE (9-4-08) FOR A
PUBLIC HEARING ON
ORDINANCE #O08-08-13,
HISTORIC OVERLAY
ZONING FOR THE
PROPERTY AT 118
EAST FIRST STREET**

**SET A DATE (9-4-08) FOR A
PUBLIC HEARING ON
ORDINANCE #O08-08-14,
CLOSURE AND
ABANDONMENT OF A
PORTION OF THE
UNDEVELOPED RIGHT-
OF-WAY OF POPLAR
AVENUE**

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 7, 2008**

**CONSIDER AWARDED BID FOR
THE SALE OF 65 REAGAN STREET**

CITY OF COOKEVILLE
BID TABULATION RECORD
SALE OF PROPERTY AT 65 Reagan Street, Parcel 22

DEPARTMENT General
BIDS OPENED BY: Gail Fowler
OPENING WITNESSED BY: Mike Davidson

DATE OF BID OPENING: July 21, 2008
TIME OF BID OPENING: 10:00 AM

BIDDERS	BID AMOUNT		
Redus Family Limited Partnership	36,260.19		

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Redus Family Limited Partnership

BE AWARDED FOR THE FOLLOWING REASON: Sole Bidder meeting minimum bid price

RECOMMENDED: DEPT. DIRECTOR _____

BUDGET AVAILABILITY: FINANCE DIRECTOR _____

APPROVAL: CITY MANAGER _____

Councilman Shelton made a motion, seconded by Councilman Anderson, to approve the consent agenda items as recommended. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

NEW BUSINESS:

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O08-08-15,
AMENDING THE BUDGETS OF
THE VARIOUS FUNDS/DEPTS.
OF THE CITY OF COOKEVILLE,
TN, FOR THE FISCAL YEAR
ENDED 6-30-08**

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 7, 2008**

Councilman Anderson made a motion, seconded by Councilman Shelton, to approve on first reading Ordinance #O08-08-15. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

**CONSIDER APPOINTMENT
TO THE HISTORIC ZONING
COMMISSION**

MEMORANDUM

TO: CITY COUNCIL MEMBERS
FROM: JAMES WILLS, PLANNING DIRECTOR
DATE: AUGUST 4, 2008
SUBJECT: HISTORIC ZONING COMMISSION APPOINTMENT

Due to the resignation of Mr. Don Prince a vacancy exists on the Historic Zoning Commission. Mr. Prince served as the Planning Commission representative. Mr. Chris Wakefield has been contacted and has agreed to complete Mr. Prince's term as the Planning Commission representative, which will expire in April 2009. Members of the Historic Zoning Commission are appointed by the Mayor with confirmation by a majority vote of the City Council.

The Planning Department recommends for the appointment of Mr. Wakefield.

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

Mayor Sallee made a motion, seconded by Councilman Anderson, to appoint Mr. Chris Wakefield to the Historic Zoning Commission. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

**CONSIDER AWARDING CONTRACT
WITH CLINTON ENGINEERING
FOR DESIGN IMPROVEMENTS
TO INTERSECTIONS OF SOUTH
MAPLE AVENUE/HUDGENS
STREET, OLD BRIDGE ROAD/
OLD SPARTA ROAD, WEST
JACKSON STREET/SOUTH
WALNUT AVENUE & WEST
JACKSON STREET/BUFFALO
VALLEY ROAD**

COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 7, 2008



Clinton Engineering
380 South Lowe Ave., Ste. 6
Cookeville, Tennessee 38501
931/372-0427; fax 931/528-3530

July 17, 2008

Mr. Greg Brown
City of Cookeville
45 East Broad Street
Cookeville, TN 38501

Re: **Intersection Improvements**
Cookeville, Tennessee

Dear Greg:

Clinton Engineering is pleased to submit this proposal for providing engineering and surveying work for the above referenced project. This project consists of widening the existing roads and providing turn lanes at four (4) different locations in the city.

Our fee for providing these services would be as follows:

• South Maple Avenue/Hudgens Street Intersection	\$8000.00
• Old Bridge Road/Old Sparta Road Intersection	\$5500.00
• West Jackson Street/South Walnut Avenue Intersection	\$9500.00
• West Jackson Street/Buffalo Valley Road Intersection	\$5700.00
• Bid Documents	\$2500.00
Total Fee:	\$31,200.00

If you are in agreement with the above stated fee and scope of services, please sign below and return one copy of this letter as notice to proceed. Thank you for the opportunity to submit this proposal. We look forward to working with you on this project.

Thank you,

Phillip M. Staton, P.E., L.S.

Authorized Representative, Date

Councilman Shelton made a motion, seconded by Councilman Anderson, to award the contract with Clinton Engineering for the design improvements to various intersections as submitted. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

**CONSIDER APPROVAL OF
ADDENDUM TO SETTLEMENT
AGREEMENT WITH LAMAR
TENNESSEE, LLC**

ADDENDUM TO SETTLEMENT AGREEMENT

Lamar Tennessee, LLC, and the City of Cookeville enter into the following addendum to the April 21, 2008 Settlement Agreement to settle certain sign cases between them that were pending in the Chancery Court and Circuit Court of Putnam County, Tennessee.

The parties agree as follows:

1. The City of Cookeville agrees to the substitution of "1211 Boyd Farris Road" in place of "1151 South Willow Avenue" in Paragraph 1 of the April 21, 2008 Settlement Agreement.
2. Lamar Tennessee, LLC ("Lamar") agrees to the substitution of "1211 Boyd Farris Road" in place of "1151 South Willow Avenue" in Paragraph 1 of the April 21, 2008 Settlement Agreement.
3. Except for the modifications addressed in this addendum, both parties ratify, approve and affirm all terms and conditions as set forth in the April 21, 2008 Settlement Agreement.

Dated this _____ day of _____, 2008.

LAMAR TENNESSEE, LLC

CITY OF COOKEVILLE

By: _____
Ron Graves, Vice President
General Manager

By: _____
Jim Shipley, City Manager

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 7, 2008**

Councilman Shelton made a motion, seconded by Councilman Anderson, to approve the Addendum to Settlement Agreement with Lamar Tennessee, LLC (wavier of rights on 1151 S. Willow Avenue) as submitted. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS:

Linda Clemons, Executive Director of the Humane Society Spay/Neuter Clinic, invited everyone to a celebration on 8-15-08 of their one (1) year anniversary located at 2435 Fisk Road, Cookeville, TN.

Councilman Shelton announced that the “After Dark 8K Race for the Park” (to benefit Dogwood Park Expansion) scheduled for Friday, August 8, 2008 has 300+ people registered to participate!

There being no further business to discuss, Councilman Shelton made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:40 p.m. Upon call for a vote, the following voted aye:

Mayor Sam Sallee
Councilman Alma Anderson
Councilman Ricky Shelton

ABSENT: Councilman Ryan Williams
Vice-Mayor Jean Davis

The City Clerk announced that the motion carried.

ATTEST:

Sam Sallee, Mayor

Cathy McClain, City Clerk