

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

The Council of the City of Cookeville met in regular session on Thursday, November 6, 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
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, acting City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, 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.

**RECOGNIZE POLICE/
FIRE DEPARTMENTS
FOR LIFE SAVING
AWARDS**

Memorandum

To: Chief Robert E. Terry
Cc. Captain Randy Evans
Date: August 26, 2008
From: Captain Gary R. Byers/ Lieutenant Bruce Lamb
Subject: Life Saving Award

Concerning the events on August 24, 2008 involving Officer Michael Herrick at the Wal-Mart parking lot, we recommend that he receive the department's life saving award. Officer Herrick was monitoring the Fire Department radio channel when an AED, first responder call was dispatched. He was near the scene and was the first emergency responder on the scene. Officer Herrick, finding the victim not breathing with no detectable pulse, attached the AED which advised to shock. One shock was administered. The AED analyzed the victim again and advised no shock. As EMS/ Fire Rescue arrived, the victim stopped breathing again at which time Officer Herrick began chest compressions as the victim was loaded onto the cot to be transported. EMS personnel informed Officer Herrick that the victim was breathing and had a pulse when arriving at the hospital ER.

Because of Officer Herrick's quick response and professional actions and using his emergency medical training, Mr. Hensley Williams survived his heart attack and is currently recovering at home.

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MEMORANDUM

TO: Jim Shipley, City Manager
FROM: John Kendrick, Fire Chief
DATE: October 30, 2008
SUBJECT: Life Saving Award

The Cookeville fire stations have responded to numerous medical calls this year where basic medical intervention was all that was required until two recent responses. During these responses AED's were deployed with positive results. Once the cardio conversion occurred our Paramedics and EMT's began preparing for advanced airways control and drug stabilization. These individuals have continued to improve since their discharge from the Hospital. Since the inception of the countywide AED program 20 individuals have been able to return to the enjoyment of community activities. Within the city limits of Cookeville the number of saves is 16. This positive outcome has only been possible because of the devotion of the employees and support of the city.
The individuals involved with these responses are Lt. Terry Priest EMT, Lt. Donnie Vinson EMT, Engineer Paul Parrish Paramedic, Engineer Bo Power Paramedic, Fire Fighters Rich Fronning and Jake Norman.

The Council commended the Fire & Police Departments for savings lives!

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETING HELD ON
OCTOBER 16, 2008**

Councilman Williams made a motion to dispense with reading the minutes and approve said minutes as submitted. The motion was seconded by Vice-Mayor Davis. 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:

**CONSIDER APPROVAL OF
FINAL SETTLEMENT
AGREEMENT WITH
FIROOZ YAZDIAN
RELATIVE TO THE SALE
OF THE OLD SEWER
PLANT PROPERTY**

Jim Shipley, City Manager, explained the following:

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- Mr. Yazdian purchased the old sewer plant property, and the final agreement was executed on September 17, 2004.
- Under the agreement, the city was required to construct Commerce Ave, and obtain an environmental clearance from TDEC.
- The agreement required Mr. Yazdian to pay the purchase price (\$1,125,000) as follows:
 - \$562,500 at closing, and
 - \$562,500 be deposited in escrow until the city completed the requirements of the agreement.

- It was anticipated that it would take the city 2-3 years to complete the environmental requirements of the agreement; however, due to unforeseen circumstances, we did not receive the environmental ok until this year.
- The escrow account has earned approximately \$48,000 to date, and Mr. Yazdian feels that he should receive a portion of the interest because the delay prevented him from marketing his property.
- I recommend that we pay Mr. Yazdian one years interest, approximately \$12,000.

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to approve the final settlement agreement with Firooz Yazdian in the amount not-to-exceed \$12,000.00. 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
CHANGE ORDER FOR
BOOGER SWAMP SEWER
LINE CLEANING/VIDEO
INSPECTION – WATER
QUALITY CONTROL
DEPARTMENT**

**COOKEVILLE CITY COUNCIL
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MEMORANDUM

TO: City Manager
City Council

FROM: Ronnie J. Kelly, Director *RJK*

DATE: October 27, 2008

SUBJ: Change Order - Sewer Line Cleaning/TV Contract

On July 3rd of this year the City Council approved a contract for the cleaning and video inspection of a portion of the Booger Swamp sewer trunk line. The project was awarded to Pipeline Innovation for \$44,500. This was considerably lower than we had anticipated and budgeted.

We have spoken with the contractor to see if he would be willing to perform additional line work, at his current unit prices, if we could obtain approval. He has stated that he would honor the current unit prices on approximately 5000 feet of additional sewer line that we have discussed. If this change order is approved it would add approximately \$35,000 to the original contract.

We have approximately 5000 feet of sewer trunk line that we were planning to clean and inspect in the near future. In 2003 a section of sewer line collapsed at the intersection of Spring and Neal Street. At that time we were forced into an emergency contract to repair the damage and ended up relining approximately 2,400 feet of sewer line. This change order, if approved, would clean and video inspect approximately 5000 of sewer line downstream of the repairs made in 2003.

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

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the change order in the amount not-to-exceed \$35,000.00 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.

**CONSIDER AWARDED BIDS FOR
UNIFORMS – WATER QUALITY
CONTROL DEPARTMENT**

**CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
UNIFORMS**

DATE OF BID OPENING: 23-Oct-08
BIDS OPENED BY: MARLIN HAGGARD
BIDS WITNESSED BY: PAULINE WHITESIDE

TIME: 10:00 A.M.

BIDDERS	#14 MEN'S TEAM JACKET	#15 OXFORD LS SHIRT	#16 DENIM SHIRT LS SHIRT	#17 MEN'S RED-E-PREST PANTS	#18 MEN'S JEAN-CUT PANTS	#19 MEN'S COTTON PANTS	#20 MEN'S Twill PANTS	#21 WOMEN'S CASUAL PANTS	#22 MEN'S CASUAL PANTS	#23 MEN'S PREWASHED DENIM JEANS	#24 MEN'S UNIFORM SHORTS	#25 MEN'S PLEATED SHORTS
AMERIPRIDE	\$35.00	\$19.99	\$14.99	\$21.99	\$18.99	\$23.99	\$21.99	\$24.99	\$24.99	\$18.99	\$19.99	\$19.99
DJ'S UNIFORM						N/B						
MILLS LINEN SERVICE						N/B						
NEW DAY UNIFORMS						N/B						
PERFECT FIT	\$27.75	\$15.15	\$18.75	\$11.95	\$11.95	\$14.95	\$16.49	\$16.95	\$16.95	\$13.75	\$10.45	\$14.20
UNIFIRST CORP.	\$20.95	\$13.47	\$15.68	\$10.40	\$10.40	\$14.00	\$15.05	\$21.27	\$15.84	\$13.88	\$9.68	\$12.10

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM **-UNIFIRST CORP.-** BE AWARDED FOR THE FOLLOWING REASON:
LOW BID MEETING SPECS.
ESTIMATED QUANTITIES OF EACH ITEM WERE USED TO DETERMINE LOW BIDDER. **ALL PANTS TO BE AWARDED AS ONE ITEM.**

Ronnie J. Kelly
RECOMMENDED DEPARTMENT HEAD

Janet Shirley
APPROVAL: CITY MANAGER

Amelia Amiel
BUDGET AVAILABILITY: FINANCE DIRECTOR

**COOKEVILLE CITY COUNCIL
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**CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
UNIFORMS**

DATE OF BID OPENING: 23-Oct-08
BIDS OPENED BY: MARLIN HAGGARD
BIDS WITNESSED BY: PAULINE WHITESIDE

TIME: 10:00 A.M.

BIDDERS	#1 MENS INDUSTRIAL SS SHIRT	#2 MENS INDUSTRIAL LS SHIRT	#3 MENS COTTON SS SHIRT	#4 MENS COTTON LS SHIRT	#5 MENS STRIPE SS SHIRT	#6 MENS STRIPE LS SHIRT	#7 MENS MESH KNIT SS SHIRT	#8 MENS 100% COTTON SS SHIRT	#9 MENS MESH KNIT LS SHIRT	#10 MENS 100% COTTON T-SHIRT	#11 MENS 50/50 T-SHIRT	#12 MENS WAIST LGTH. JACKET	#13 MENS PERMALINED JACKET
AMERIPRIDE	\$10.95	\$11.25	\$12.95	\$14.48	\$17.76	\$19.70	\$14.95	\$29.95	\$13.95	\$8.10	\$7.50	\$25.00	\$34.00
DJ'S UNIFORM							N/B						
MILLS LINEN SERVICE							N/B						
NEW DAY UNIFORMS							N/B						
PERFECT FIT	\$10.35	\$11.48	\$13.25	\$14.70	\$14.10	\$15.80	\$14.95	\$21.00	\$16.70	\$8.05	\$7.00	\$25.50	\$27.00
UNIFIRST CORP.	\$10.10	\$11.20	\$12.95	\$14.40	\$13.81	\$15.85	\$14.70	\$20.70	\$16.45	\$7.65	\$6.90	\$23.28	\$24.70

WE, THE UNDERSIGNED, DO HERBY RECOMMEND THE BID FROM -UNIFIRST CORP.- BE AWARDED FOR THE FOLLOWING REASON:
LOW BID MEETING SPECS.

ESTIMATED QUANTITIES OF EACH ITEM WERE USED TO DETERMINE LOW BIDDER. ALL SHIRTS AND JACKETS TO BE AWARDED AS ONE ITEM.

Paul D. Kelly
RECOMMENDED, DEPARTMENT HEAD

John Shelton
APPROVAL, CITY MANAGER

Brenda Amel
BUDGET AVAILABILITY, FINANCE DIRECTOR

Councilman Anderson made a motion, seconded by Councilman Shelton, to award the uniform bids for WQC & Leisure Services Department 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 EXTENDING THE
LED LIGHTING PROJECT
TERMINATION DATE
FROM 9-30-08 TO 9-30-09**



Tennessee Valley Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1401

September 26, 2008

Contract No. 00069890, Supp. No. 1

The Honorable Sam Sallee
Mayor of Cookeville
Cookeville Electric Department
55 West Davis Road
Cookeville, Tennessee 38506

Ms. Ellen Brodbine, Esq.
Electric Power Research Institute, Inc.
3420 Hillview Avenue
Palo Alto, California 94304

LIGHT-EMITTING DIODE (LED) STREET AND AREA LIGHTING RESEARCH PROJECT

Dear Mayor Sallee and Ms. Brodbine:

As you know, the LED Lighting Project is scheduled to terminate September 30, 2008. TVA is committed to the Project and proposes to extend the Project for one year to achieve the objectives. Please indicate your agreement to extend the termination date for the LED Lighting Project under Contract No. 00069890, dated May 7, 2008 (Project Agreement) by signing below. This amends our Project Agreement by changing the termination date of September 30, 2008, in section 1 of Attachment 1, to September 30, 2009.

The Cookeville Electric Department should sign and return three copies of this letter to Calvin Duncan by October 31, 2008 to extend the Project. TVA will obtain signatures on behalf of the Electric Power Research Institute, Inc. A fully executed original will be returned to each of you for your files. Please contact your TVA Customer Service Manager or Jeromy Cotten if you have questions about this letter agreement or the LED Lighting Project.

Sincerely,

Joe Hoagland
Vice President
Energy Efficiency and Demand Response

Accepted and agreed to by:

CITY OF COOKEVILLE, TENNESSEE

ELECTRIC POWER RESEARCH
INSTITUTE, INC.

Councilman Williams made a motion, seconded by Vice-Mayor Davis, to approve extending the LED Lighting Project termination date 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.

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Councilman Shelton made a motion, seconded by Councilman Anderson, to award the concrete block bid to Acme Block & Brick for the 18" size in the amount of \$15,202.90. 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
PURCHASE (SOLE SOURCE)
OF TWO (2) SCBA UNITS/
ONE (1) HOLMATRO
HYDRAULIC POWER
SUPPLY – FIRE DEPT.**



**COOKEVILLE FIRE
DEPARTMENT**
P.O. Box 998 - 45 East Broad Street
Cookeville, TN 38503-0998
Phone: 931-520-5255
Fax: 931-520-5399

Memorandum

To: Jim Shipley, City Manager

From: John Kendrick, Fire Chief *JK*

Date: 10/24/2008

Re: Scott air packs

The Cookeville Fire Department needs to purchase two additional SCBA units before the Ladder 2 arrives in December. This will assure that all riding positions have SCBA units as required by NFPA and ISO. These are sole source items from Scott and the quote is from the Middle Tennessee Dealer. I recommend the purchase from Municipal Emergency Services, Inc. The total price for the purchase is \$ 11,770.00. This purchase is for two complete units and 2 extra cylinders.

Memorandum

To: Jim Shipley, City Manager

From: John Kendrick, Fire Chief *JK*

Date: 10/27/2008

Re: Holmatro power supply

The Cookeville Fire Department needs to purchase a Holmatro hydraulic power supply for Ladder 2. The electric hydraulic power supply is needed to supply the twin 100' hose reels on the ladder. This is a sole source purchase since no other units are interchangeable with the Holmatro system. The quoted price from the authorized Holmatro deal is \$ 7,750.00.

The Holmatro power unit is capable of full operation of two rescue tools at once.

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Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to award the Fire Department 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.

HEARING OF CITIZENS AND/OR DELEGATIONS:

Jenny Maffitt submitted a petition for sidewalk construction for the Hudgens, Elm, Stevens & Maple area around the city block encircling the Capshaw School.

There being no further business to discuss, Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:25 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