

**COOKEVILLE CITY COUNCIL  
REGULAR MEETING  
MARCH 5, 2009  
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, March 5, 2009, 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 Dan Rader, City Attorney.

**CONSIDER APPROVAL OF  
AGENDA AS PRESENTED**

Councilman Shelton made a motion, seconded by Councilman Anderson, to amend the agenda by adding item #8b – consider setting a maximum bid amount of \$20,000 for the purchase of a water truck on GovDeals Auction Website. 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 COOKEVILLE  
HIGH SCHOOL WRESTLING  
TEAM**

Councilman Anderson read the following:

***PROCLAMATION***

*Whereas:* the Cookeville High School has consistently won many championship titles over the years; and

*Whereas:* the Cookeville High School Wrestling Team recently ranked 4<sup>th</sup> in the state; and

*Whereas:* Nick White is number one in the state in the 215 pound weight class; and

*Whereas:* Joe Proctor is number one in the 160 pound weight class; and

*Whereas:* in addition to those two wins, two other young men placed– John Salada placed second and Ethan Henry placed fourth; and

*Whereas:* the Cookeville High School Wrestling Team has excelled under the leadership and direction of the team's coach, Mr. Scott Cook.

*Now, Therefore:* I, Alma Anderson, Councilwoman of the City of Cookeville, do hereby proclaim these achievements worthy of recognition and urge the people of this community to support the efforts of these young citizens. I further bestow best wishes to these students as they continue to strive for excellence.

This 5<sup>th</sup> day of March, 2009.

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 5, 2009**

**OLD BUSINESS:**

**CONSIDER APPROVAL OF  
MINUTES OF COUNCIL  
MEETING HELD ON  
FEBRUARY 19, 2009**

Councilman Shelton 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.

**CONSENT AGENDA:**

**SET A DATE (4-2-09) FOR A  
PUBLIC HEARING ON  
ORDINANCE #O09-03-02,  
AMENDMENTS TO  
ZONING CODE SECTION  
204.9, "FENCES, WALLS  
AND HEDGES"**

**SET A DATE (4-2-09) FOR A  
PUBLIC HEARING ON  
ORDINANCE #O09-03-03,  
REZONING 6.7 ACRES  
ON GAINESBORO GRADE  
(TAX MAP 39, PARCEL  
58.04) FROM CL (LOCAL  
COMMERCIAL) & RS-10  
(SINGLE-FAMILY  
RESIDENTIAL) TO RS-5  
(SINGLE-FAMILY  
RESIDENTIAL)**

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

The City Clerk announced that the motion carried.

COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 5, 2009

NEW BUSINESS:

CONSIDER AUTHORIZING THE  
CITY MANAGER TO EXECUTE  
AN AGREEMENT WITH BRYAN,  
PENDLETON, SWATS &  
MCALLISTER FOR ACTUARIAL  
SERVICES RELATED TO POST  
EMPLOYMENT BENEFITS



David L. Shaub, F.S.A.  
Direct Line: (615) 665-5309  
Email: David.Shaub@bpsm.com

February 24, 2009

Mike Davidson  
Finance Director  
City of Cookeville  
45 East Broad St  
Cookeville, TN 38501

Dear Mike:

Re: The City of Cookeville - GASB OPEB

Thank you for selecting Bryan, Pendleton, Swats & McAllister, LLC to provide actuarial services in connection with the above matter. We look forward to working with you to achieve your benefits goals. This letter describes the structure for the services BPS&M will provide and explains how we are compensated for those services.

Management of Services

I will have primary responsibility for your work, and I will use, to the extent appropriate, other consultants and assistants within our firm.

Some aspects of our work require greater expertise than others. We assign and delegate responsibilities based upon the degree of experience and expertise required. All work performed will, however, be monitored and approved by one of the principals of the firm. Please contact me at once, if at any time you have questions or concerns.

Please identify the people with authority to discuss plan affairs, or other sensitive matters on the behalf of The City of Cookeville. Otherwise, if we are contacted by persons from your organization who, in our judgement, appear to have authority to represent The City of Cookeville concerning the services we are providing, we will assume that they are authorized to contact us and receive information.

Fees and Billing

Our fees are determined based upon our time and the expenses that we incur in completing the agreed upon services. However, fees for this project will not exceed the dollar amount of \$10,000 specified in Exhibit B. More specific description of the project can also be found in Exhibit B along with an explanation of our billing procedures for any additional work.

Project Timing

We expect to complete the projects according to the timeline given in Exhibit C. The timing of this project is contingent upon timely responses to questions and requests for information

If this letter and the attached schedule meet your approval, please sign a copy of the letter and return it to me. If anything I have mentioned presents a problem to you, or if you have any questions, please feel free to call me. Again, I am pleased you have selected BPS&M, LLC. We look forward to serving you.

Sincerely,

David L. Shaub, F.S.A.

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the agreement with Bryan, Pendleton, Swats & McAllister, LLC 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.



**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 5, 2009**

Councilman Williams made a motion, seconded by Councilman Anderson, to reappoint Mr. Chris Wakefield to the Historic Zoning Commission. 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 SETTING A  
MAXIMUM BID AMOUNT  
OF \$20,000 FOR THE  
PURCHASE OF WATER  
TRUCK ON GOVDEALS  
AUCTION WEBSITE**



New Bidders Register FREE!  
Username: \_\_\_\_\_  
Password: \_\_\_\_\_ Login!  
[Forgot username?](#) [Forgot password?](#)  
Mar 3, 2009, 4:15 PM ET S1

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Category: Trucks, Heavy Duty 1 ton & over  
Item: 1993 Freightliner FL-70 Water Tank Truck  
Starting Bid: \$1,000.00  
Tax Imposed: None  
Quantity: 1 Each  
Condition: See Description  
Current High Bidder: CAP34  
Auction Ends: Monday, March 9, 2009 at 2:00 PM ET  
5 Days 20 Hours  
Time Remaining:   
Description: 1993 Freightliner FL-70 Water Tank Truck

Current Bid:	\$10,050.00
Bid Increment:	\$50.00
Minimum Bid:	\$10,100.00
Bids:	58
<input type="checkbox"/> Email a friend	

This is a 1993 Freightliner FL-70 Water Tank Truck with 15,857 actual miles. Vehicle has a Cummins Diesel 5.9L 210 HP engine and an Allison MD3060P transmission. The front axle rating is 12,000 lbs. and the rear is 23,000 lbs. The water tank is an Etnyre 2000 gallon Model# NS/H. Includes 4 spray heads on the truck with a 100' 2" hose on the rear of the truck. The truck runs good and looks good. Has in-cab heat and air. The cab is in great shape with only a tear in the driver seat area. The tires are in good shape. This vehicle was purchased in Dec. of 1992, and cost over \$66,000 when new. It was recently taken out of service when replaced by a newer model, but has been retained as a back-up when needed.

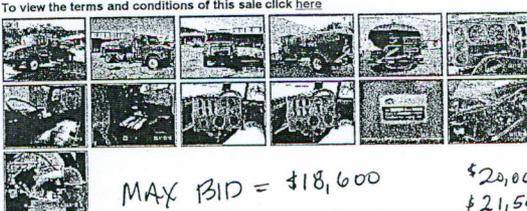
The City of Maryville shall assume no liability for this vehicle upon its sale.

Full maintenance records are available for this vehicle. Any questions regarding the maintenance and condition of this vehicle may be addressed to Scott Brown - Fleet Maintenance Supervisor @ 865-273-3335 or by e-mail at [sebrown@ci.maryville.tn.us](mailto:sebrown@ci.maryville.tn.us). An inspection can also be scheduled by contacting Scott Brown.

1981 FORD

"THERE WILL BE A 7.5% ADMINISTRATIVE FEE ADDED TO THE TOTAL AMOUNT OF PURCHASE. (Actual sold amount + 7.5%) PLEASE NOTE THAT THE 7.5% ADMINISTRATIVE FEE WILL NOT SHOW IN YOUR BUYER'S CERTIFICATE. HOWEVER, IT MUST BE ADDED WHEN FINALIZING PAYMENT."

To view the terms and conditions of this sale click here



MAX BID = \$18,600  
20,000 / 1.075 = 18,604.65  
\$20,000 BID  
\$21,500 PAY

<http://www.govdeals.com/eas/itmDisplay.cfm?itemID=420&acctID=1462> 3/3/2009

NEW TRUCK ≈ \$100,000

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the bidding of not-to-exceed \$20,000 for the purchase of a water truck (replacing a 1981 Ford) for the Public Works Department 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.

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 5, 2009**

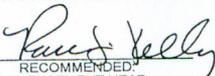
**CONSIDER AWARDING BIDS FOR  
TRUCKS & BACKHOE – WATER  
QUALITY CONTROL DEPT.**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
VEHICLE BID

DATE OF BID OPENING 26-Feb-09 TIME: 10:00 A.M.  
BIDS OPENED BY MARLIN HAGGARD  
BIDS WITNESS BY Roger Mayberry, Sam Miller and Donald Stockton

BIDDERS	SERVICE BODY TRUCK	TOTAL : FOR TWO	BODY MFG.	(1) PICKUP TRUCK
ALEXANDER AUTOMOTIVE	\$35,493.00	\$70,986.00	READING	\$13,635.00
ALEXANDER AUTOMOTIVE	\$38,465.00	\$76,930.00	OMAHA	
BILL BORUFF CHRYSLER	N/B	N/B	N/B	\$21,127.00
CARLEN MOTOR CO.	N/B	N/B	N/B	N/B
COOKEVILLE GMC	\$55,155.00	\$110,310.00	OMAHA	\$18,320.00
CUMBERLAND CHRYSLER	N/B	N/B	N/B	N/B
EDD ROGERS CHEVROLET	N/B	N/B	N/B	N/B
EDD ROGERS VALLEY FORD	\$38,400.00	\$76,800.00	OMAHA	\$13,785.00
MID-TENN FORD	\$35,686.74	\$71,373.48	READING	\$13,604.30
TERRY CULLEN CHEVROLET	N/B	N/B	N/B	\$15,900.00
GOLDEN CIRCLE FORD	\$38,358.00	\$76,716.00	OMAHA	N/B

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR TWO (2) EACH SERVICE BODY TRUCKS, BE AWARDED TO:  
-ALEXANDER AUTOMOTIVE- AND THE PICKUP TRUCK BID BE AWARDED TO -MID-TENN FORD-FOR THE FOLLOWING REASON:  
LOW BIDDERS MEETING SPECS.

  
RECOMMENDED:  
DEPARTMENT HEAD

  
APPROVAL:  
CITY MANAGER

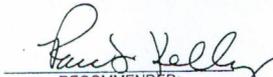
  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
BACKHOE BID

DATE OF BID OPENING Feb. 24, 2009 TIME: 10:00 A.M.  
BIDS OPENED BY Marlin Haggard  
BIDS WITNESS BY Barry Turner, Damon Fortune, Doug Stephens and John Waits.

BIDDERS	BACKHOE MODEL	BID PRICE
DIAMOND EQUIPMENT	Case 580SM Series 3	\$74,957.00
NORTRAX SOUTH	John Deere 310SJ	\$82,102.00
THOMPSON MACHINERY	Caterpillar 420E	\$78,830.54

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR A NEW 2009 BACKHOE,  
BE AWARDED TO - DIAMOND EQUIPMENT - FOR THE FOLLOWING REASON: LOW BIDDER MEETING SPECS.

  
RECOMMENDED:  
DEPARTMENT HEAD

  
APPROVAL:  
CITY MANAGER

  
BUDGET AVAILABILITY:  
FINANCE DIRECTOR

**COOKEVILLE CITY COUNCIL  
MINUTES  
MARCH 5, 2009**

Ronnie Kelly, Water Quality Control Director & Marlin Haggard, Purchasing Officer, explained to the Council about the emergency use of heavy equipment/service trucks which is depreciated each year & rotated (according to the increased cost of repairs); this system has been in effect for years & is proven to extend the life of the equipment. They expressed the importance of having a warranty on heavy equipment which releases the City of any large expense for repairs in a period of 3 to 5 years.

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to award the bids for trucks/backhoe as recommended.

After a lengthy discussion, Councilman Williams made an amendment to the motion to approve the funds & check with used auctions up to the amount of the current bids received. The motion was seconded by Councilman Shelton.

After further discussion, Councilman Williams made a motion, seconded by Councilman Shelton, to rescind the amendment to the motion.

Councilman Anderson called to question. Upon call for a vote on the question, 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.

Upon call for a vote on the original motion, 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 original motion carried.

**HEARING OF CITIZENS AND/OR DELEGATIONS:**

The Council recognized Alma Anderson's U.S. History Class for their attendance.

Jim Shipley, City Manager, proudly announced that Cookeville-Putnam County was awarded two (2) Certificate of Public Purpose - Industrial Park & Business Park (near the proposed 5<sup>th</sup> Interchange) today in Nashville, TN through the TN Dept. of Economic and Community Development's Building Finance Committee.

There being no further business to discuss, Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:45 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.

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Sam Sallee, Mayor

ATTEST:

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Cathy McClain, City Clerk