COOKEVILLE CITY COUNCIL
REGULAR MEETING
APRIL 16, 2009
6:00 P.M.

The Council of the City of Cookeville met in regular session on Thursday, April 16, 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 #10 – consider Resolution #R09-04-05, updating the Interlocal Agreement with TML Risk Management Pool & item #11 – consider approval of contract with Cookeville Boat Dock Utility District. 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.

OLD BUSINESS:

CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON APRIL 2, 2009

Vice-Mayor Davis made a motion to dispense with reading 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.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O09-03-02, AMENDMENTS TO ZONING CODE SECTION 204.9 "FENCES, WALLS AND HEDGES"

Councilman Anderson made a motion, seconded by Vice-Mayor Davis, to approve on second and final reading Ordinance #O09-03-02.

After a lengthy discussion, Councilman Shelton made a motion to amend the motion to exclude the finished side of a privacy fence facing outward.

Due to the lack of a second, the motion failed.

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

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

NAY: Councilman Ricky Shelton

The City Clerk announced that the original motion carried.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O09-03-03, REZONING 6.7 ACRES ON GAINESBORO GRADE (TAX MAP 39, PARCEL 58.04) FROM CL (LOCAL COMMERCIAL) AND RS-10 (SINGLE-FAMILY RESIDENTIAL) TO RS-5 (SINGLE-FAMILY RESIDENTIAL)

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve on second and final reading Ordinance #O09-03-03. 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 RESOLUTION #R09-04-04, AUTHORIZING THE EXECUTION, TERMS, ISSUANCE, SALE & PAYMENT OF NOT-TO EXCEED $2,700,000 GAS SYSTEM REVENUE REFUNDING BONDS SERIES 2009 AND PROVIDING THE DETAILS THEREOF

Councilman Williams made a motion, seconded by Councilman Anderson, to adopt Resolution #R09-04-04. 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 FOR GRANT APPLICATION TO U.S. DEPARTMENT OF JUSTICE FOR JAG FUNDS (JUSTICE ASSISTANCE GRANT)

Cathy Andrews, Grant Writer/Admin., reported that a JAG grant is applied for in order to purchase one (1) police car & four (4) digital video cameras.

CONSIDER APPOINTMENTS TO THE COOKEVILLE TREE BOARD

COOKEVILLE TREE BOARD

Cookeville Tree Board
45 East Broad Street
Cookeville TN 38501

TO: Mayor Sam Sallee and Cookeville City Council

The Cookeville Tree Board has two candidates for the Tree Board that we would like appointed. One position has been vacant for some time due to the previous board member quitting. The other position was vacated recently when that member opted out of a second 3-year term. Please make these appointments effective April 2009. Below are the statements of the two candidates. Both have met with the Tree Board and are very acceptable to the board members.

Please let me know as soon as possible about their appointments. Thank you very much.

Sincerely,

Peggy Evans

Peggy Evans, chair
Cookeville Tree Board

Mayor Sallee made a motion, seconded by Councilman Anderson, to appoint Rosemary Pedigo Ponte & Ann Jared Lewald to the Cookeville Tree Board to fill two (2) vacant positions. 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
APRIL 16, 2009

CONSIDER APPROVAL OF PROPOSAL FOR DESIGN SERVICES FOR THE DOGWOOD PARK EXPANSION PROJECT

CITY OF COOKEVILLE

PROPOSAL FOR
Design and Construction Documents for Dogwood Park Expansion

DATE OF BID OPENING: Monday, April 6, 2009 Time: 4:00 pm

BIDS OPENED BY: Rick Woods & Jim Shipley

DEPARTMENT: Leisure Services & Public Facilities

	Base Fees
1. AEI/Hodgson and Douglas	$44,000.00
2. Michael Brady, Inc./Michael Versen & Assoc.	$24,500.00
3. Springburn/Stamps Design	$32,960.00
4. Ross Fowler	$33,850.00
5. Lose & Associates	$49,000.00

We, the undersigned, do hereby recommend the proposal from Michael Brady, Inc.

RECOMMENDED: DEPARTMENT HEAD

BUDGET AVAILABILITY: FINANCE DIRECTOR

APPROVAL: CITY MANAGER

Councilman Williams made a motion, seconded by Councilman Shelton, to approve the proposal from Michael Brady, Inc. for the design services for the Dogwood Park Expansion Project. 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 50 KVA TRANSFORMERS

CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 09031201

DATE OF BID OPENING: 3-24-2009 TIME: 2:00 PM CST
BIDS OPENED BY: Glenn Greenwood
BIDS WITNESSED BY: Brandon Jones
DEPARTMENT: Electric

BIDDERS QTY	50 Kva Csp Transformer 6	evaluated cost
Power Supply	$ 1,326.00 $ 7,956.00	$2399.72
Stuart Irby	$ 1,384.50 $ 8,307.00	$2663.09
Deco	$ 1,178.00 $ 7,068.00	$2651.35
Wesco	**$ 1,279.00** **$ 7,674.00**	**$2366.22**

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Wesco

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.

RECOMMENDED: DEPT. HEAD

APPROVAL: CITY MANAGER

Councilman Anderson made a motion, seconded by Councilman Shelton, to award the transformer 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 RESOLUTION #R09-04-05, UPDATING THE INTERLOCAL AGREEMENT WITH TML RISK MANAGEMENT POOL

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to adopt Resolution # R09-04-05. 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 CONTRACT WITH COOKEVILLE BOAT DOCK UTILITY DISTRICT

Councilman Shelton made a motion, seconded by Councilman Anderson, to approve the new contract with the Cookeville Boat Dock Utility District as submitted & reviewed by the CBDUD Board. 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:

Councilman Anderson announced that the Red Bud Festival is coming up!!!!

There being no further business to discuss, Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:30 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