

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
AUGUST 20, 2009
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, August 20, 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 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.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETING HELD ON
AUGUST 6, 2009**

Vice-Mayor Davis 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.

**CONSIDER ON SECOND AND FINAL
READING ORDINANCE #009-07-13,
AMENDING SECTION 230 OF THE
COOKEVILLE ZONING CODE TO
ADOPT REVISED FLOODPLAIN
REGULATIONS AS MANDATED BY
FEMA (FEDERAL EMERGENCY
MANAGEMENT AGENCY)**

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 20, 2009**

Councilman Shelton made a motion, seconded by Councilman Williams, to approve on second and final reading Ordinance #O09-07-13. 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 #O09-08-14,
AMENDING TITLE 18,
CHAPTER 1 OF THE
COOKEVILLE MUNICIPAL
CODE, PERTAINING TO
WATER STORAGE RATES**

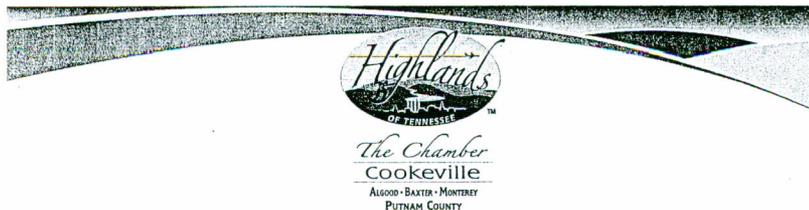
Councilman Williams made a motion, seconded by Vice-Mayor Davis, to approve on second and final reading Ordinance #O09-08-14. Upon call for a vote, the following voted aye:

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 REAPPOINTMENTS
TO THE INDUSTRIAL
DEVELOPMENT BOARD**



August 18, 2009

Mr. Jim Shipley, City Manager
City of Cookeville
PO Box 998
Cookeville, TN 38503

Dear Mr. Shipley:

After conferring with Chamber of Commerce Chair Tom Lawrence and Chair Elect Bob Luna, please allow me to recommend the reappointment of Dr. Bob Bell, president of Tennessee Tech University, and Bobby Williams, president of Williams Wholesale Supply, to the Cookeville Industrial Development Board (IDB).

Both have agreed to serve another term, and their professional leadership and dedication to the economic and community development of our community will be an asset to the IDB.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Halford".

George F. Halford, President/CEO
Cookeville-Putnam County Chamber of Commerce

**COOKEVILLE CITY COUNCIL
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Councilman Anderson made a motion, seconded by Councilman Shelton, to reappoint Dr. Bob Bell & Mr. Bobby Williams to the Industrial Development Board 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 APPROVAL OF
EMERGENCY PURCHASE
OF 36" & 15" OF PIPE
TO REPLACE EXISTING
STORM SEWER SYSTEM
LOCATED ON NORTH
WALNUT AVENUE**

MEMORANDUM

TO: Jim Shipley
City Council Members
FROM: Greg Brown *GB*
DATE: August 13, 2009
SUBJ: August 20, 2009 City Council Agenda Items

Consider awarding the following bid: Refuse and Cardboard Container bid.

Consider approving emergency purchase of 36" and 15" pipe to replace existing storm sewer system.

The existing storm sewer in the city parking lot on North Walnut next to Deborah's Designs has partially collapsed, causing the building to flood during heavy rains. The existing storm sewer is a covered WPA ditch adjacent to the existing building. Because the storm sewer is so close to the building, there would be a risk of damaging the building if we tried to replace or repair the storm sewer in its existing location. We are planning to install a new 36" HDPE pipe from the existing catch basin in the parking lot, across North Walnut, and into a new catch basin on the east side of North Walnut. The project will require 280 feet of 36" pipe (\$6,893.60) and 100 feet of 15" pipe (\$604.00) for a total of \$7,497.60 for the HDPE pipe.

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to approve the emergency purchase of pipe to replace the existing storm sewer system 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
REFUSE/CARDBOARD
CONTAINERS – PUBLIC WORKS
DEPARTMENT**

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 20, 2009**

CITY OF COOKEVILLE
BID TABULATION RECORD
REFUSE AND CARDBOARD CONTAINERS
6 MONTH CONTRACT - AUGUST 21, 2009 - FEBRUARY 21, 2010

DEPARTMENT: Public Works
BIDS OPENED BY: Tom Dyer
OPENING WITNESSED BY: Debbie Swallows
DATE OF BID OPENING: August 17, 2009
TIME OF BID OPENING: 10:00 AM

BIDDERS	BID PRICE PER UNIT					DELIVERY TIME
	4 YARD	6 YARD	8 YARD	8 YD CARDBOARD	30 YARD ROLL-OFF CONTAINERS	
D & W ENVIRONMENTAL	\$455.00	\$610.00	\$710.00	\$720.00	\$3,470.00	10-20 days
WASTEQUIP	\$461.00	\$616.00	\$645.00	\$675.00	\$3,554.00	3-4 weeks
** Wastequip bid prices are subject to increase at any time the steel index increases.						
LEWIS STEEL WORKS	\$479.00	\$639.99	\$749.00	\$769.00	\$3,495.00	15 days
BAKERS WASTE EQUIP	\$491.00	\$644.00	\$740.00	\$759.00	\$3,196.00	10 work days

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM D & W ENVIRONMENTAL & BAKERS WASTE
BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER
Tom Dyer RECOMMENDED: DEPT. DIRECTOR
John Davidson APPROVAL: CITY MANAGER
Mike Davidson BUDGET AVAILABILITY: FINANCE DIRECTOR

Councilman Williams made a motion, seconded by Councilman Anderson, to award the refuse/cardboard container 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 BID FOR
THE SALE & REMOVAL OF 2009
PROPANE GAS – GAS DEPT.**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE
2009 Propane Gas Sale and Removal

DATE OF BID OPENING: 10-Aug-09 TIME: 2:00pm cst
BIDS OPENED BY: Mike Davidson
BIDS WITNESSED BY: Jeff Mills, Linda Savage
DEPARTMENTS: Gas

BIDDERS	Base Bid		
Admiral Propane	\$.64 per gallon	approximately	\$46,272.00
Trans Tech	\$.52 per gallon	approximately	\$37,596.00
Total Energy	\$.61 per gallon	approximately	\$44,103.00

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Admiral Propane BE AWARDED
FOR THE FOLLOWING REASON: highest bidder/buyer meeting specifications
Mike Davidson RECOMMENDED: DEPT. HEAD
John Davidson APPROVAL: CITY MANAGER
n/a BUDGET AVAILABILITY: FINANCE DIRECTOR

Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to award the bid for sale & removal of 2009 propane gas 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
AUGUST 20, 2009**

**CONSIDER AWARDED BID FOR
THE SALE & REMOVAL OF
2009 PROPANE AIR PLANT
EQUIPMENT – GAS DEPT.**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

2009 Propane Air Plant Equipment Sale and Removal

DATE OF BID OPENING: 10-Aug-09 TIME: 2:30pm cst
 BIDS OPENED BY: Mike Davidson
 BIDS WITNESSED BY: Jeff Mills, Linda Savage
 DEPARTMENTS: Gas

BIDDERS	Base Bid 90 Day Removal	Alternate 180 Day Removal		
Admiral Propane	\$78,997.00	\$0.00		
Trans Tech	\$140,442.12	\$151,104.02		
Total Energy	\$141,010.19	\$161,010.19		

WE THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM Total Energy (180 day removal) BE AWARDED
 FOR THE FOLLOWING REASON: highest bidder/buyer meeting specifications


 RECOMMENDED: DEPT. HEAD

n/a
 BUDGET AVAILABILITY: FINANCE DIRECTOR


 APPROVAL: CITY MANAGER

Councilman Shelton made a motion, seconded by Councilman Anderson, to award the bid for sale & removal of 2009 propane air plant equipment 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.

**HOLD A PUBLIC HEARING
RELATIVE TO CDBG GRANTS
FOR THE WATER QUALITY
DEPARTMENT**

Cathy Andrews, Grant Writer, gave a brief report on the 2007 TTU Sanitary Sewer Rehab Project.

**CONSIDER APPROVAL OF
EMINENT DOMAIN
SETTLEMENT AGREEMENT
RELATIVE TO
CONSTRUCTION OF
COMMERCE DRIVE**

**COOKEVILLE CITY COUNCIL
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Jim Shipley, City Manager, advised the following:

Item 11

City acquired ROW and easements from Garry McNabb as part of the Commerce Drive project by eminent domain

To settle the case, the city is hereby agreeing to deed city-owned property on Jackson Street to Mr. McNabb for the ROW and easements on Commerce Drive.

Mr. McNabb will refund to the city the \$60,000 that was deposited with the Court at the inception of the lawsuit.

This agreement resolves all issues in the lawsuit.

Councilman Anderson made a motion, seconded by Councilman Shelton, to approve the eminent domain settlement agreement relative to Commerce Drive on legal advice per agreement of the City Attorney. 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:

Mayor Sallee & Council announced Cathy Andrews, Grant Writer, is leaving the City & wished her good luck in her future endeavors!!

Mayor Sallee recognized Boy Scout Troop #20 attending the meeting.

Mayor Sallee announced that Cookeville will soon receive two (2) fixed route buses to transport people to the Downtown Shopping Area & etc.

Councilman Williams thanked all the city departments that assisted in the events to benefit the expansion of the "Dogwood Park".

Vice-Mayor Davis announced the grand opening of the new 911 Center/Health Department & etc. located on South Willow Avenue on Saturday, August 29th.

**COOKEVILLE CITY COUNCIL
MINUTES
AUGUST 20, 2009**

There being no further business to discuss, Vice-Mayor Davis made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:20 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