

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
APRIL 21, 2011
5:30 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, April 21, 2011, at 5:30 p.m., in the Municipal Building, 45 East Broad Street. Mayor Swallows called for a moment of silent prayer, and led the audience in the Pledge of Allegiance. Mayor Swallows then called the meeting to order and asked the Clerk to call the roll. Present and answering roll call were:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

Also present: Jim Shipley, City Manager; Cathy McClain, City Clerk; and Dan Rader, City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the agenda as submitted. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

OLD BUSINESS:

**CONSIDER APPROVAL OF MINUTES
OF COUNCIL MEETING HELD ON
APRIL 7, 2011**

Councilman Woodford 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 Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

NEW BUSINESS:

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O11-03-04,
REZONING TAX MAP #83,
PARCEL 108.03 LOCATED ON
WEST CEMETERY ROAD,
WEST OF 1801 SOUTH
JEFFERSON AVENUE, FROM
RS-20 (SINGLE-FAMILY
RESIDENTIAL) TO CG
(GENERAL COMMERCIAL)**

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 21, 2011**

Councilman Anderson made a motion, seconded by Councilman Albrecht, to approve on first reading Ordinance #O11-03-04. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER APPEAL SUBMITTED
BY COOKEVILLE LIQUOR & WINE
CO. TO BE LOCATED AT 1066
S. WILLOW AVENUE, COOKEVILLE,
TN FOR A CERTIFICATE OF
COMPLIANCE FOR A RETAIL
LIQUOR STORE LICENSE
(PREVIOUSLY DECLINED BY
THE ABCB ON 4-4-11)**

Cathy McClain, City Clerk, reported the following & confirmed by Dan Rader, City Attorney, that they meet all requirements except fire inspection/business license, which will be required before the opening date:

“COOKEVILLE LIQUOR & WINE CO., TO BE LOCATED AT 1066 S. WILLOW AVENUE, WAS DENIED BY THE ABCB ON 4-4-11 FOR A CERTIFICATE OF COMPLIANCE, DUE TO A DELAY IN THE BACKGROUND CHECK (BENCHAWAN KEERDAROME ONE OF THE OWNERS WAS OUT OF THE COUNTRY). SINCE THIS TIME, THE POLICE DEPARTMENT HAS COMPLETED THE BACKGROUND CHECK WITH NO INDICATION OF ANY RECORD THAT WOULD PRECLUDE THE OWNERS FROM BEING CONSIDERED FOR A RETAIL LIQUOR PACKAGE STORE LICENSE. THE OWNERS ALSO MEET THE RESIDENCY REQUIREMENTS & ALL OTHER REQUIREMENTS SET FORTH IN ORDINANCE #O11-01-01. I RECOMMEND THEY BE GRANTED A CERTIFICATE OF COMPLIANCE FOR A RETAIL LIQUOR PACKAGE STORE”.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the Certificate of Compliance for Cookeville Liquor & Wine Co. as requested by the owners. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER APPEAL SUBMITTED
BY JEFFERSON WINE & LIQUOR
TO BE LOCATED AT 620 SOUTH
JEFFERSON AVENUE, SUITE 108,
COOKEVILLE, TN FOR A
CERTIFICATE OF COMPLIANCE
FOR A RETAIL LIQUOR STORE
LICENSE (PREVIOUSLY DECLINED
BY THE ABCB ON 4-4-11)**

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 21, 2011**

Cathy McClain, City Clerk, reported the following & confirmed by Dan Rader, City Attorney, that they meet all requirements except fire inspection/business license, which will be required before the opening date:

“JEFFERSON WINE & LIQUOR, TO BE LOCATED AT 620 S. JEFFERSON AVENUE, SUITE 108, WAS DENIED BY THE ABCB ON 4-4-11 FOR A CERTIFICATE OF COMPLIANCE, DUE TO A DELAY IN COMPLETION OF THE BUILDING TO BE INSPECTED. SINCE THIS TIME, THE CODES DEPARTMENT HAS COMPLETED A FULL INSPECTION OF THE BUILDING SQUARE FOOTAGE & GRANTED A CERTIFICATE OF OCCUPANCY. THE OWNERS MEET ALL REQUIREMENTS SET FORTH IN ORDINANCE #011-01-01. I RECOMMEND THEY BE GRANTED A CERTIFICATE OF COMPLIANCE FOR A RETAIL LIQUOR PACKAGE STORE”.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the Certificate of Compliance for Jefferson Wine & Liquor as requested by the owners. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER APPOINTMENT OF
REPRESENTATIVE TO THE
PUTNAM COUNTY TAX
EQUALIZATION BOARD**

Councilman Anderson made a motion, seconded by Vice-Mayor Epps, to appointment Judy Mainord to the Putnam County Tax Equalization Board until May 2012. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER DECLARING VEHICLES,
EQUIPMENT & MISC. ITEMS AS
SURPLUS**

4-18-11
Roger Fuqua COOKEVILLE FIRE DEPARTMENT

To: Cathy McClain
Subject: Gov. Deals

Workout Station
Three Ford Crown Victoria all cars are in the mid. 90's with over a 100,000 miles, all cars are not running
One 1994 Ford Aerostar Van. Does not run
Force 4 XL lightbar, We may have 3 more to sell
2.2 SCBA Air Pack we have 10 of these

**COOKEVILLE CITY COUNCIL
MINUTES
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Surplus Vehicles to Auction

COOKEVILLE POLICE DEPARTMENT 4-18-11

ID	Year	Make	Model	VIN	Mileage	Keys	Notes:
1	1991	Ford	Bronco	1FMEU15H5MLA62833	148,604	Yes	PAINT
2	1992	Chevrolet	Astro Van	1GNDM19Z3NB188447	96,797	Yes	FRONT END DAMAGE, NO WHEELS, PAINT
3	1995	GMC	1500 PK	1GTEK14H9S2523683	138,996	Yes	FRONT END DAMAGE, NO WHEELS, PAINT
4	1994	Ford	F150 XL	1FTEF15N4RLB60702	134,651	Yes	LEFT WINDOW, PAINT, FLAT TIRE
5	1994	Pontiac	Grand Am	1G2NE5530RC797552	78,786	Yes	PAINT
6	1992	Ford	Crown Vic	2FACP72W8NX206720	113,900	Yes	PAINT
7	1998	Ford	Crown Vic	2FAFP71W6WX177458	113,556	Yes	NO STEERING COLUMN
8	1998	Ford	Crown Vic	2FAFP71W6WX177461	120,037	Yes	PAINT
9	1996	Chevrolet	Lumina	2G1WL52M2T9286497	94,547	Yes	PAINT
10	1996	Chevrolet	Lumina	2G1WL52MXT9272265	126,883	Yes	PAINT
11	1996	Chevrolet	Lumina	2G1WL52M2T9287004	79,589	Yes	PAINT
12	1998	Ford	Crown Vic	2FAFP71W8WX177462	144,707	Yes	PAINT
13	1989	Ford	Van	1FBJS31H2KHB80417	111,379	No	
14	2000	Chrviolet	Impala	2G1WF55K5Y9294781	108,458	Yes	PAINT
15	1996	Ford	Crown Vic	2FALP71W8TX212984	123,135	Yes	PAINT
16	1998	Ford	Crown Vic	2FAFP71W9WX177471	124,902	Yes	
17	2003	Chevrolet	Impala	2G1WF55K339216671	197,972	Yes	
18	2000	Chevrolet	Impala	2G1WF55K7Y9293017	97,396	Yes	
19	2005	Chevrolet	Impala	2G1WF55K959321668	96,253	Yes	
20	1998	Ford	Crown Vic	2FAFP71W4WX177457	95,204	Yes	
21	2001	Chevrolet	Impala	2G1WF55K019202689	94,871	Yes	

April 18, 2011

To: Cathy McClain, Jim Shipley
From: Tony Peek
Re: Surplus Items

Cathy,

Here is a list of surplus items that the Electric Department would ask the City Council declare as surplus.

- 1) Power Tech 60 kW diesel stand-by generator w/ 462 hours
- 2) Oce" 7055 Wide Format Copier
- 3) 1995 Jeep Cherokee with 143,466 miles VIN 1J4FJ28SL646828
- 4) 1997 Chevy Blazer with 125,300 miles VIN 1GNNDT13W0V2198077
- 5) 1996 Ford F-150 with 175,857 miles VIN 1FTEF15N3TLA98393
- 6) 2001 Dodge 3500 with 93,742 miles VIN 3B6MF36571M269233

1978 Ford 3600 tractor/Auborn trencher
1997 Ford Aerostar van 227,138 miles
craine (to be truck mounted)
lathe (3 phase)
drill press (3 phase)
gas unit heaters (qty 10)
warehouse light fixtures (qty 9)
pavement breaker (air operated)
pavement breaker (hydraulic)
tamp (hydraulic)
bore machine (air operated)
propane pump/filling equipment
Xerox map copier (model 2515)
Blu-Ray blue print machine



Cathy McClain

From: Mike Davidson
Sent: Tuesday, April 19, 2011 11:56 AM
To: Cathy McClain
Subject: surplus item (FINANCE DEPARTMENT)
Cathy,

I will ask council to declare as surplus a Fujitsu M3041 line printer. Purchased in 1996 and no longer works. Please add this to the council packets.

Also, two Dell Keyboards (used, but wocks); two swingline heavy duty staplers used needs work;
one swingline electric stapler used needs work.

Thanks

Mike

Also, Dell Poweredge 6400, Belkin Wireless Router, Radio Shack TRS-80, 2 monitors, 4 towers, Keyboards, misc. power cords/speakers for computers.
5 HP LaserJet-6P printers used, 6 Okidata Microline Printers/metal stand/4 manuals/power cords (6)/5 ribbon cartridges; two electric typewriters; 1 HP Scanner, 1 Lexmark Inkjet Printer, 1 GBC Book Binder - all used; 4 monroe calculators used needs work; 2 rolling hanging file holders; 1 wooden table top podium; office supplies misc. - 3 drawer index card file, simplex 500 timeclock broken, timecard holder, plastic small shelves & paper trays, broken electric stapler, file hangers, calendar holders & rolodex card holder.

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 21, 2011**

**SURPLUS ITEMS
PUBLIC WORKS & ENGINEERING DEPT
2011**

ITEM	YEAR	MODEL	MILEAGE OR HOURS	DESCRIPTION
FRONT LOAD GARBAGE TRUCK	1998	MACK	105,036	Operable, didn't need for spare, purchased new truck in 2010
DUMP TRUCK	1984	GMC	4,634	Operable, starts w/boost, has bad exhaust leak, floor rusted out
BACKHOE	1990	JOHN DEERE	7205/HRS	Operable, starts w/boost, no 2nd, 3rd or 4th gear
TRACTOR W/SIDE MOWER	1986	FORD	2226/HRS	Operable, starts w/boost, no longer use
TRENCHER	1972	DITCH WITCH	NA	Starts but not operable, hydraulic pump does not work
SALT SPREADER (rear mount)	NA	HENDERSON	NA	Not operable, sell for parts only
SALT SPREADER (rear mount)	NA	HENDERSON	NA	Not operable, rusted out
GENERATOR	NA	POWER GUARD	NA	5500 watt, not operable - old
RADIAL ARM SAW	NA	DELTA	NA	Taken out of service - TML stated was unsafe to use, too old to get parts for repairs
LEAF BLOWER	NA	CRAFSTMAN	NA	Operable, hand held, not used
HEDGE TRIMMER	NA	WEED EATER	NA	Operable, missing parts on blade, not used
WEEDEATERS	NA	REDMAX & STIHL	NA	Lot of 3, not operable, sell for parts
CHAIN SAWS	NA	HUSGVARNA & STIHL	NA	Lot of 3, not operable, sell for parts
MOSQUITO SPRAYER	NA	LECO	NA	16 HP sprayer, operable, needs battery - no longer used
WHACKY PACKERS	NA		NA	Lot of 2, used to compact asphalt, not operable, needs repair to bushings & pumps - old
FINISH MOWER	NA	BEFCO	NA	Pull behind with PTO, not operable, sell for parts
VINYL CUTTING PLOTTER	NA	GRAPHTEC	NA	Parallel port cable incl. 12 years old, not compatible to cut new sign material
TRAFFIC SIGNAL LENS	NA	EAGLE	NA	Lot of 156, red, green, yellow, green arrow - switched to LED, no longer use
TRAFFIC SIGNAL BULB SOCKETS	NA	EAGLE	NA	Lot of 661, no longer use
TRAFFIC SIGNAL CONTROLLERS (7)	1994	TRANSYT	NA	8 phase controllers - Like new - took out of service - switched to use all Eagle brand controllers in mid 1990's.

SURPLUS LIST, April 19, 2011

Leisure Services Department

- 44" Cut ExMark Mower**
Lazer Z HP
Model #LHP4418KC
Serial #212506
Engine Model #CV185
Engine Serial #2827400011
almost 3000 hrs., blown engine, 12 yrs old
- 5ft Mowing Deck for B7500 Kubota**
Deck model #RCK60-24B
Serial #30463
gear housing needs repair – costs more than worth kept for parts only
- Brother Printer**
Model #HL10H
doesn't work
- Smith Corona Typewriter**
Model #NA1HH
not in use – very old
- Wyse Keyboard**
old, replaced with new computer at cemetery
- John Deere LT 160 Automatic**
Serial #3213610033
2001 – Deck no longer works
- Kubota B2400**
Serial #30480
1998 – 887 hrs - junk
- 1988 Chevy Stationwagon**
Vin #1AW81W3J6211866
109,000 miles – battery dead – bad interior may start with boost
- 1991 Chrysler Dynasty**
Vin #1B3XC46R6MD2489
146,813 miles – battery dead, no shocks, gas & oil leaks may start with boost
- 1985 Chevrolet 4x4**
Vin #IGCHD34J9GF314510
? mileage – passed down from Police Dept someone set fire to this truck

To: Cathy McClain

From: Marlin Haggard

**Department Of Water Quality Control
Surplus Equipment Declaration List,
For: Council Consideration April 21, 2011**

- 1ea. #5505ST 1988 Ford F-150 Pickup Two Wheel Drive
VIN# 1FTDF15N0JLA63805
License #GL-7510 Mileage = 124,062 Age 23yrs.
- 1ea. #5520ST 1994 Ford F-150 Pickup Two Wheel Drive
VIN# 1FTEF15NXRN34447
License #GP-6730 Mileage = 210,686 Age 17yrs.
- 1ea. #5504ST 1996 GMC 1500 Pickup 4 x 4
VIN# 1GTEK14M0TZ501621
License #GR-3137 Mileage = 176,485 Age 15yrs.
- 1ea. #5522SBT 1996 GMC-2500 ¾-Ton Truck W/Service Body
VIN# 1GTGC24R9TZ501995
License #GR-3136 Mileage = 114,554 Age 15yrs.
- 1ea. #5595BH 1999 New Holland 555E Backhoe
VIN# 31017452
Hours: 6,572 Age 12yrs.
- 1ea. #5597AC 1975 Leroi Portable Air Compressor
VIN# 160RDI
Age: 36yrs.
- 1ea. #5599AC 1994 Rotaryaire P185 Portable Air Compressor
VIN# 718-001
Age: 17yrs.
- 1ea. #5598AC 1991 Ingersoll Rand P185 Portable Air Compressor
VIN# 191528U91328
Age: 20yrs.
- 2 ea. Sewer Pump Motors (Motors Only) From: Honeybrook Sewer Lift Station:
(1)Serial #LTJ1111299; Model #5K6254XM2007A
Horse Power: 60
(1)Serial #DWJ413333; Model #5K6254XM2007A
Horse Power: 60
- 1 (Lot) Scrap Water Meters, Various Sizes
- 1 (Lot) Scrap Computer Accessories; Including Monitors, Printers, Fax Machines, and other sundry items
- 1 (Lot) Scrap Motorola SCADA System
- 2 ea. Scrap Gorman Rupp Sewer Lift Station Housings-(Minus Components)

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 21, 2011**

Councilman Anderson made a motion, seconded by Councilman Albrecht, to declare as surplus the lists of city-owned property as recommended. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER AUTHORIZING THE
ELECTRIC DEPARTMENT
DIRECTOR TO EXECUTE AN
AGREEMENT WITH TWIN
LAKES COMMUNICATIONS
PROVIDING FOR THE
ATTACHMENT OF CABLES
AND EQUIPMENT, TO ITS
POLES, FOR THE
DISTRIBUTION OF FIBER
CABLE SERVICES**

Tony Peek, Electric Department Director, reported the following:

- Joint Pole Attachment Agreement similar to existing agreements with Charter Communications, Kentucky Data Link, Iris Networks
- Rental Rate of \$12.52 per pole per year
- Requires approved application before attaching
- All make ready work and pole change out cost to be borne by the Licensee

Councilman Anderson made a motion, seconded by Councilman Woodford, to authorize the Electric Department Director to execute an agreement with Twin Lakes Communications as requested. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

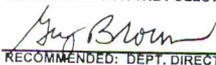
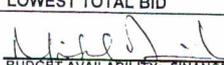
**CONSIDER AWARDING BID FOR
REFUSE AND CARDBOARD
CONTAINERS (6 MONTH
CONTRACT) – PUBLIC WORKS
DEPARTMENT**

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 21, 2011**

CITY OF COOKEVILLE
BID TABULATION RECORD
REFUSE AND CARDBOARD CONTAINERS
6 MONTH CONTRACT - APRIL 21, 2011 - OCTOBER 21, 2011

DEPARTMENT: Public Works
BIDS OPENED BY: Tom Dyer
OPENING WITNESSED BY: Debbie Swallows
DATE OF BID OPENING: March 24, 2011
TIME OF BID OPENING: 10:00 AM

BIDDERS	BID PRICE PER UNIT					TOTAL BID	DELIVERY TIME
	4 YARD	6 YARD	8 YARD	8 YD CARDBOARD	30 YARD ROLL-OFF CONTAINERS		
BAKERS WASTE	\$559.00	\$727.00	\$813.00	\$831.00	\$3,854.00	\$6,784.00	21-28 DAYS
WASTEQUIP MFG	\$546.00	\$731.00	\$847.00	\$864.00	\$3,813.00	\$6,801.00	2-3 WEEKS
VALLEY CAN	\$635.00	\$790.00	\$999.00	\$999.00	NO BID	NO BID	3-4 WEEKS
STOLTZFUS STEEL	NO BID	NO BID	NO BID	NO BID	\$3,700.00	\$3,700.00	30 DAYS

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID BAKERS WASTE
BE AWARDED FOR THE FOLLOWING REASON LOWEST TOTAL BID
 RECOMMENDED: DEPT. DIRECTOR
 BUDGET AVAILABILITY: FINANCE DIRECTOR
 APPROVAL: CITY MANAGER

Councilman Woodford made a motion, seconded by Councilman Anderson, to award the refuse and cardboard container bid as recommended. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS;

Councilman Anderson recognized her U.S. History Class present at the meeting.

Councilman Anderson gave thanks to the employees of the Leisure Services/Public Facilities Department for the newly planted trees in Dogwood Park!!

There being no further business to discuss, Councilman Anderson made a motion, seconded by Councilman Woodford, to adjourn the meeting at 5:50 p.m. Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht
Councilman Alma Anderson
Councilman Jim Woodford

The City Clerk announced that the motion carried.

Matt Swallows, Mayor

ATTEST:

Cathy McClain, City Clerk