

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

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

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

ABSENT: Mayor Matt Swallows

Also present: Jim Shipley, City Manager; Cathy McClain, City Clerk; and Dan Rader IV, serving as 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:

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

**OLD BUSINESS:**

**CONSIDER APPROVAL OF MINUTES  
OF COUNCIL MEETING HELD ON  
APRIL 21, 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:

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND FINAL  
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  
MAY 5, 2011**

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

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

**CONSENT AGENDA:**

**CONSIDER AWARDING BID  
FOR CABLE – ELECTRIC  
DEPARTMENT**

**CITY OF COOKEVILLE  
ELECTRIC DEPT.  
BID TABULATION SCHEDULE  
BID NOTICE # 11041301**

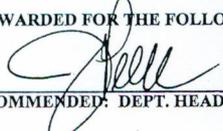
DATE OF BID OPENING: 4-26-2011  
BIDS OPENED BY: Glenn Greenwood  
BIDS WITNESSED BY: Jeff Peek  
DEPARTMENT: Electric

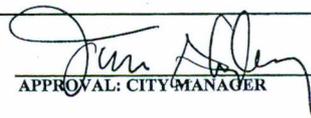
TIME: 2:00 PM CST

BIDDERS	QTY	500 Cu. Primary URD Cable 13,200 ft.							
Wesco		\$13.70/ft. \$180,840.00							
Stuart Irby		\$14.28/ft. \$188496.00							
Power Supply		No Bid							

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Wesco

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

  
RECOMMENDED: DEPT. HEAD

  
APPROVAL: CITY MANAGER

**CONSIDER AWARDING BID FOR  
PORTABLE AIR COMPRESSOR –  
WATER QUALITY CONTROL  
DEPARTMENT**

**COOKEVILLE CITY COUNCIL  
MINUTES  
MAY 5, 2011**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
PORTABLE AIR COMPRESSOR BID

DATE OF BID OPENING 28-Apr-11 TIME: 10:00 A. M.  
 BIDS OPENED BY Marlin Haggard  
 BIDS WITNESS BY Barry Turner, Ronnie Kelly

BIDDERS	185 CFM AIR COMPRESSOR				
AIR SYSTEMS	\$16,182.00				
ASC CONSTRUCTION EQUIP.	<b>\$15,150.00</b>				
BOBCAT OF NASHVILLE	\$15,569.00				

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR (1) 185 CFM PORTABLE AIR COMPRESSOR BE AWARDED TO; ASC CONSTRUCTION EQUIPMENT, FOR THE FOLLOWING REASON: LOW BIDDER MEETING SPECS.

  
 RECOMMENDED:  
 DEPARTMENT HEAD

  
 APPROVAL:  
 CITY MANAGER

  
 BUDGET AVAILABILITY:  
 FINANCE DIRECTOR

**CONSIDER APPROVAL OF RFP  
FOR ANALYTICAL TESTING  
OF STREAM SAMPLES FOR  
NUTRIENTS – WATER  
QUALITY CONTROL  
DEPARTMENT**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
ANALYTICAL TESTING OF STREAM SAMPLES FOR NUTRIENTS

DATE OF PROPOSALS 21-Apr-11 TIME: 10:00 A.M.  
 PROPOSALS EVALUATED BY BARRY TURNER

PROPOSALS SUBMITTED BY:	TOTAL KJELDAHL NITROGEN	TOTAL PHOSPHATE	NITRATE-NITRITE	AMMONIA NITROGEN	TOTAL
EMPIRICAL LABORATORY	\$20.00	\$15.00	\$15.00	\$20.00	\$70.00
ENVIRONMENTAL SCIENCE	\$16.00	\$15.00	\$27.50	\$15.00	\$73.50
MIRCOBAC LABORATORIES	\$27.00	\$27.00	\$22.00	\$17.00	\$93.00
<b>NATIONWIDE ANALYTICAL LAB</b>	<b>\$16.00</b>	<b>\$15.00</b>	<b>\$24.00</b>	<b>\$15.00</b>	<b>\$70.00</b>
XENCO LABORATORIES	\$25.00	\$25.00	\$35.00	\$25.00	\$110.00

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THAT - NATIONWIDE ANALYTICAL LABORATORY-  
BE USED TO CONDUCT LABORATORY ANALYSES OF STREAM SAMPLES FOR NUTRIENTS.

  
 RECOMMENDED:  
 DEPARTMENT HEAD

  
 APPROVAL:  
 CITY MANAGER

  
 BUDGET AVAILABILITY:  
 FINANCE DIRECTOR

**COOKEVILLE CITY COUNCIL  
MINUTES  
MAY 5, 2011**

Councilman Albrecht made a motion, seconded by Councilman Woodford, to approve the consent agenda items as recommended. Upon call for a vote, the following voted aye:

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

**NEW BUSINESS:**

**HOLD A PUBLIC HEARING  
AND CONSIDER ON FIRST  
READING ORDINANCE  
#O11-04-05, AMENDMENTS  
TO THE ZONING CODE  
RELATING TO BED AND  
BREAKFAST  
ESTABLISHMENTS IN  
RS ZONES**

James Mills, Planning Director, reported the following:

The following additional standards shall apply for all bed and breakfast homes:

- 206.3A There shall be no more than four (4) guest rooms in any bed and breakfast home located in a RS, Single Family Residential District and no more than five (5) guest rooms in any bed and breakfast home located in a zone other than a RS, Single Family Residential District.
- 206.3B The principal structure for any bed and breakfast home located in a RS, Single Family Residential District shall consist of a minimum of 3,000 square feet.
- 206.3C No alteration to the residential structure shall indicate from the exterior that the structure is being utilized for any purpose other than a residential dwelling unit, including permitted accessory buildings.
- 206.3D Required off-street parking shall be located to the rear of the principal structure unless otherwise specially authorized by the Board of Zoning Appeals. The Board may require screening of off-street parking areas if determined necessary to minimize the impact on adjacent residential properties.
- 206.3E No guest shall stay for more than seven (7) consecutive days.
- 206.3F A current guest register shall be kept by the owner or operator.
- 206.3G The owner or operator shall reside on the premises.
- 206.3H The only meal to be provided to guests shall be breakfast, and it shall only be served to guests taking lodging in the facility.
- 206.3I No food preparation or cooking shall be conducted in any guest room.
- 206.3J A Certificate of Appropriateness shall be issued by the Historic Zoning Commission prior to the establishment of a bed and breakfast home located in any Historic Zoning District.
- 206.3K The provisions of Tennessee Code Sections 68-14-501 through 68-14-503 shall be met.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O11-04-05. Upon call for a vote, the following voted aye:

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BID FOR  
WORK TRUCK – ELECTRIC  
DEPARTMENT**

**COOKEVILLE CITY COUNCIL  
MINUTES  
MAY 5, 2011**

**CITY OF COOKEVILLE  
ELECTRIC DEPT.  
BID TABULATION SCHEDULE  
BID NOTICE # 10110501**

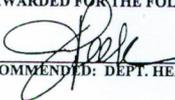
DATE OF BID OPENING: 11-18-2010  
BIDS OPENED BY: Glenn Greenwood  
BIDS WITNESSED BY: Donald Stockton  
DEPARTMENT: Electric

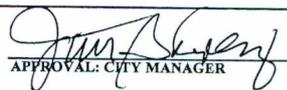
TIME: 2:00 PM CST

BIDDERS	2011 Yr. Model 3/4 Ton Diesel Work Truck QTY 1						
Cookeville Ford	\$ 30,785.00						
Alexander Chevrolet	\$ 34,359.00						
Alexander Dodge	\$ 31,462.00						
Carlen Chevrolet	No Bid						
Cumberland Dodge	No Bid						
Edd Rogers Chevrolet	No Bid						

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Cookeville Ford

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

  
RECOMMENDED BY: DEPT. HEAD

  
APPROVAL: CITY MANAGER

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

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

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

Residents of the Beverly Hills Subdivision voiced their concerns about Cookeville Limestone's uncovered trucks speeding down their road & operating too close to their property lines.

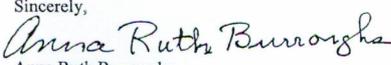
Also, the following letter was submitted to the council:

To the Members of the Cookeville City Council:

Regarding Doug & Sara Hudgens

On April 11, 2011 Doug Hudgens of the Beverly Hills Subdivision came home to find an 84 lb rock had crashed through the roof of his home. It landed in the Hudgens bedroom knocking out the power, breaking windows, destroying walls, and crushing Sara's jewelry box, jewelry, and oak dresser leaving a mess of dust, dirt, and insulation over everything in the room. This damage is a result of blasting done by the Cookeville Limestone Quarry.

I issue this council a challenge to do something about this matter. The Hudgens were lucky that no one was injured. I feel this is only the beginning of this type of incident. You, our city council need to step up to the plate and represent the people that you were elected to represent. The people of Beverly Hills Subdivision and surrounding areas need your help. Something must be done!

Sincerely,  
  
Anna Ruth Burroughs  
5-5-11

**COOKEVILLE CITY COUNCIL  
MINUTES  
MAY 5, 2011**

There being no further business to discuss, Councilman Anderson made a motion, seconded by Councilman Woodford, to adjourn the meeting at 6:00 p.m. Upon call for a vote, the following voted aye:

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

ABSENT: Mayor Matt Swallows

The City Clerk announced that the motion carried.

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Larry Epps, Vice-Mayor

ATTEST:

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Cathy McClain, City Clerk