

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
MARCH 1, 2012
5:30 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, March 1, 2012, 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 and Cathy McClain, City Clerk.

**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
FEBRUARY 16, 2012**

Councilman Anderson made a motion to dispense with the reading of the minutes and approve said minutes as submitted. The motion was seconded by Councilman Woodford. 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 #O12-02-01, REZONING
423 NORTH PEACHTREE AVENUE
FROM MS (MEDICAL SERVICES)
TO UNV (UNIVERSITY) REQUEST
SUBMITTED BY CRMC**

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O12-02-01. 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 RESCINDING ACTION
OF 1-19-12 (RES. #R12-01-02) &
ADOPTING RESOLUTION #R12-03-04,
AMENDING PRIVATE CHAPTER 49,
PRIVATE ACTS OF 1999 & PRIVATE
CHAPTER 115, PRIVATE ACTS OF
2000, RELATIVE TO AUTHORITY
OF BOARD TO ENTER INTO
JOINT OWNERSHIP
ARRANGEMENTS AND THE
DEFINITION OF CAMPUS OF
COOKEVILLE REGIONAL
MEDICAL CENTER**

- This resolution rescinds Resolution #R12-01-02, adopted January 19th 2012, which amended the hospital private act, giving the hospital authority to enter into joint ownership arrangements and defined the campus of the hospital.
- When the attorneys for the state legislature analyzed the resolution, they expressed concern that the amendment did not require city council approval of any ownership arrangements, and allowed the hospital to purchase property outside the state.
- The resolution before you tonight deletes the provision to go outside the state, and clearly requires city council approval for any joint ownership arrangement.

Councilman Anderson made a motion, seconded by Councilman Woodford, to rescind the motion of 1-19-12 that adopted Resolution #R12-01-02 & adopt Resolution #R12-03-04 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 APPROVAL OF
PURCHASE OF PROPERTY
AT 1115 E. SPRING STREET**

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

- This contract authorizes the purchase of the Heritage Ford building located at 1115 East Spring Street.
- The purchase price is \$1,350,000, and includes the installation of a new roof on the main building.
- The closing date is on or before May 30, 2012.
- The plan is to move all public works divisions to this location, which includes:
 - Sanitation-currently located at Lowe & Stevens
 - Public Works garage and sign shop on Whitson
 - Traffic Signal shop Reagan St.

- We worked with Greg Stamps to estimate the total cost of the renovations to the buildings and grounds.
- That estimate is approximately \$500,000, which will bring the total cost of the project to \$1,850,000.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the purchase/renovation of 1115 E. Spring Street 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 APPOINTMENTS
TO THE TENNESSEE
CENTRAL HERITAGE
RAIL TRAIL AUTHORITY**

Date: Thursday, March 1, 2012
To: Cookeville City Council
From: Melinda Keifer
Re: TN Central Heritage Rail-Trail Appointments

Please accept this memo as request for the following appointments to the Tennessee Central Heritage Rail-Trail Authority:

Dr. Scott Keith – Physician, Upper Cumberland Otolaryngology, Cookeville
Sam Sallee – General Manager Frontier Communications and former Mayor

Both men have been contacted and have agreed to serve a three-year term. Their leadership and commitment to the Trail will be invaluable as we move forward in the development and construction of Phase I of the Trail, hopefully this year.

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

Councilman Anderson made a motion, seconded by Councilman Woodford, to appoint Dr. Scott Keith & Sam Sallee to the Tennessee Central Heritage Rail Trail Authority 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 AWARDING BID FOR
AUCTIONEER SERVICES (SALE
OF SEIZED GUNS) - POLICE
DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE
(AUCTIONEER SERVICES FOR ONE (1) YEAR)

DATE OF BID OPENING: 3/1/12, 10am
BIDS OPENED BY: Major Evans, USD Commander
BIDS WITNESSED BY: Cathy McClain, City Clerk; Sam Tays, Tays Realty & Auction, LLC.
DEPARTMENT: Police

BIDDERS	Commission	In Compliance with TCA 39-17-1317
Tays Realty & Auction LLC	10% Seller 10% Buyer	yes
Horizon Realty & Auction	10% Seller 10% Buyer	yes

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM: Tays Realty & Auction LLC (HAS PERMANENT FACILITY & SECURE VAULT)


RECOMMENDED: DEPARTMENT HEAD


BUDGET AVAILABILITY: FINANCE DIRECTOR


APPROVAL: CITY MANAGER

Councilman Anderson made a motion, seconded by Councilman Woodford, to award the auctioneer services 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.

**CONSIDER AWARDING BID FOR
TRACTOR WITH SIDE MOWER
- PUBLIC WORKS DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION RECORD
TRACTOR W/ ROTARY SIDE MOWER

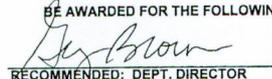
DEPARTMENT: Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Tracy Meggs

DATE OF BID OPENING: February 24, 2012
TIME OF BID OPENING: 9:00 AM

BIDDERS	W/SHUTTLE CLUTCH	WIOUT SHUTTLE CLUTCH
CMi EQUIPMENT COMPANY	\$44,107.61	\$42,974.00
DICKSON COUNTY EQUIPMENT	\$45,542.28	\$43,799.00
TRIGREEN EQUIPMENT	\$48,500.00	\$46,445.00

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM CMi EQUIPMENT COMPANY

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER


RECOMMENDED: DEPT. DIRECTOR


BUDGET AVAILABILITY: FINANCE DIRECTOR


APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

Councilman Anderson made a motion, seconded by Councilman Woodford, to award the tractor with side mower 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.

**CONSIDER AWARDING BID FOR
BUCK MOUNTAIN WATER TANK
- MIXING AND SITE PIPING -
WATER QUALITY CONTROL
DEPARTMENT**

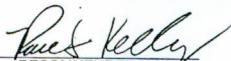
CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
BUCK MOUNTAIN WATER TANK - MIXING AND SITE PIPING

DATE OF BID OPENING 23-Feb-12 TIME: 2:00 P.M.
BIDS OPENED BY JOHN KING
BIDS WITNESS BY BARRY K. TURNER RONNIE J. KELLY

PLAN HOLDERS	BID				
J CUMBY CONSTRUCTION INC	\$103,500.00				
ELK MOUNTAIN CONSTRUCTION CO.	\$117,300.00				
JOHN HALL CONSTRUCTION, INC	\$118,000.00				
CUMBERLAND VALLEY CONSTRUCTORS	\$123,750.00				
LAUREL CONSTRUCTION CO, INC	\$130,000.00				

DNB - DID NOT BID

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THAT -
BE AWARDED THIS CONTRACT FOR THE FOLLOWING REASON: LOW BID MEETING SPECIFICATIONS


RECOMMENDED:
DEPARTMENT HEAD


APPROVAL:
CITY MANAGER


BUDGET AVAILABILITY:
FINANCE DIRECTOR

Councilman Anderson made a motion, seconded by Councilman Woodford, to award the Buck Mountain Water Tank – Mixing and Site Piping 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.

**CONSIDER AWARDING BIDS FOR
(3) ½ TON TRUCKS 4X4 W/EXT. CABS,
(2) ¾ TON TRUCKS, (3) SUV'S 4X4 &
(4) ½ TON TRUCKS – GAS, WATER
QUALITY CONTROL, PUBLIC
WORKS, FIRE, LEISURE SERVICES
& CODES DEPARTMENTS**

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

CITY OF COOKEVILLE
DEPARTMENTS OF GAS AND WATER QUALITY CONTROL
VEHICLE BIDS 1/2 TON TRUCKS EXT. CABS (4x4)

DATE OF BID OPENING FEB. 23, 2012 TIME: 10:00 A.M.
BIDS OPENED BY Marlin Haggard
BIDS WITNESS BY Steve Smith, Greg Brown, Jeff Littrell, Jeff Mills, Ronnie Kelly, Rick Woods

BIDDERS	TRUCK MODEL	BID PRICE EACH	GAS Dept. (Quantity of 2=)	WATER QUALITY Dept. (Quantity of 1=)
BILL BORUFF AUTOMOTIVE	RAM 1500	\$21,144.00	\$42,288.00	\$21,144.00
SAM SWOPE AUTOMOTIVE	RAM 1500	\$20,266.36	\$40,532.72	\$20,266.36
COUNTRY FORD AUTOMOTIVE	FORD F150	\$21,994.36	\$43,998.72	\$21,994.36
EDD ROGERS VALLEY FORD	FORD F150	\$21,700.00	\$43,400.00	\$21,700.00
DODGE OF COLUMBIA	RAM 1500	\$20,197.00	\$40,394.00	\$20,197.00
TOM BANNEN CHEVROLET	SILVERADO 1500	\$23,930.05	\$47,860.00	\$23,930.05
WALKER CHEVROLET	SILVERADO 1500	\$24,016.00	\$48,032.00	\$24,016.00

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR THREE NEW 1/2 TON 4X4 EXTENDED CAB TRUCKS, BE AWARDED TO **DODGE OF COLUMBIA**- FOR THE FOLLOWING REASON: LOW BIDDER MEETING SPECS.

Paul Kelly
RECOMMENDED:
WQC DIRECTOR

Jeff Littrell
APPROVAL:
CITY MANAGER

Marlin Haggard
BUDGET AVAILABILITY:
FINANCE DIRECTOR

Steve Smith
RECOMMENDED:
GAS DEPT. DIRECTOR

CITY OF COOKEVILLE
DEPARTMENTS OF PUBLIC WORKS AND COOKEVILLE FIRE
VEHICLE BIDS 3/4 TON TRUCKS

DATE OF BID OPENING FEB. 23, 2012 TIME: 10:00 A.M.
BIDS OPENED BY Marlin Haggard
BIDS WITNESS BY Steve Smith, Greg Brown, Jeff Littrell, Jeff Mills, Ronnie Kelly, Tom Brown

BIDDERS	TRUCK MODEL	BID PRICE EACH CAB & CHASSIS	BID PRICE EACH CREW CAB (4 x 4)	PUBLIC WORKS Dept. (Quantity of 1=)	FIRE Dept. (Quantity of 1=)
BILL BORUFF AUTOMOTIVE	RAM 2500	\$22,108.00	\$24,442.00	\$22,108.00	\$24,442.00
SAM SWOPE AUTOMOTIVE	RAM 2500	\$19,218.81	\$23,404.00	\$19,218.81	\$23,404.00
COUNTRY FORD AUTOMOTIVE	FORD F250	\$19,173.04	\$24,857.04	\$19,173.04	\$24,857.04
EDD ROGERS VALLEY FORD	FORD F250	\$18,800.00	\$24,855.00	\$18,800.00	\$24,855.00
DODGE OF COLUMBIA	F250/RAM 2500	\$18,865.00	\$22,885.00	\$18,865.00	\$22,885.00
TOM BANNEN CHEVROLET	SILVERADO 2500	\$20,103.65	\$26,489.70	\$20,103.65	\$26,489.70
WALKER CHEVROLET	SILVERADO 2500	\$19,019.00	\$25,847.00	\$19,019.00	\$25,847.00

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BIDS FOR 3/4 TON TRUCKS, BE AWARDED AS INDICATED, FOR THE FOLLOWING REASON: LOW BIDDERS MEETING SPECS.

Roger Zuzma
RECOMMENDED:
COOKEVILLE FIRE CHIEF

Jeff Littrell
APPROVAL:
CITY MANAGER

Marlin Haggard
BUDGET AVAILABILITY:
FINANCE DIRECTOR

Greg Brown
RECOMMENDED:
PUBLIC WORKS DIRECTOR

CITY OF COOKEVILLE
DEPARTMENTS OF PLANNING & CODES AND WATER QUALITY CONTROL
VEHICLE BIDS SUV'S 4X4

DATE OF BID OPENING FEB. 23, 2012 TIME: 10:00 A.M.
BIDS OPENED BY Marlin Haggard
BIDS WITNESS BY Steve Smith, Greg Brown, Jeff Littrell, Jeff Mills, Ronnie Kelly, Rick Woods

BIDDERS	SUV MODEL	BID PRICE EACH COMPACT SUV	CODES DEPT. (Quantity of 2=)	WATER QUALITY (Quantity of 1=)
BILL BORUFF AUTOMOTIVE	JEEP LIBERTY	\$20,591.00	\$41,182.00	\$20,591.00
SAM SWOPE AUTO GROUP	JEEP LIBERTY	\$18,562.36	\$37,124.72	\$18,562.36
COUNTRY FORD AUTO	FORD ESCAPE	\$24,108.02	\$48,216.04	\$24,108.02
EDD ROGERS VALLEY FORD	N/B	N/B	N/B	N/B
DODGE OF COLUMBIA	JEEP LIBERTY	\$17,879.00	\$35,758.00	\$17,879.00
TOM BANNEN CHEVROLET	N/B	N/B	N/B	N/B
WALKER CHEVROLET	N/B	N/B	N/B	N/B

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR THREE COMPACT SUV'S 4X4, BE AWARDED TO **DODGE OF COLUMBIA**- FOR THE FOLLOWING REASON: LOW BIDDER MEETING SPECS.

Paul Kelly
RECOMMENDED:
WQC DIRECTOR

Jeff Littrell
APPROVAL:
CITY MANAGER

Marlin Haggard
BUDGET AVAILABILITY:
FINANCE DIRECTOR

Jeff Littrell
RECOMMENDED:
CODES DIRECTOR

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

CITY OF COOKEVILLE
DEPARTMENTS OF LEISURE SERVICES AND PUBLIC WORKS
VEHICLE BIDS 1/2 TON TRUCKS

DATE OF BID OPENING FEB. 23, 2012 TIME: 10:00 A.M.
BIDS OPENED BY Marlin Haggard
BIDS WITNESS BY Steve Smith, Greg Brown, Jeff Littrell, Jeff Mills, Ronnie Kelly, Rick Woods

BIDDERS	TRUCK MODEL	BID PRICE EACH	LEISURE SERVICES Dept.	PUBLIC WORKS Dept.
			(Quantity of 3=)	(Quantity of 1=)
BILL BORUFF AUTOMOTIVE	RAM 1500	\$17,720.00	\$53,160.00	\$17,720.00
SAM SWOPE AUTOMOTIVE	RAM 1500	\$18,373.11	\$55,119.33	\$18,373.11
COUNTRY FORD AUTOMOTIVE	FORD F150	\$16,956.36	\$50,869.08	\$16,956.36
EDD ROGERS VALLEY FORD	FORD F150	\$16,765.00	\$50,295.00	\$16,765.00
TN. FLEET SALES	FORD F150	\$16,899.00	\$50,697.00	\$16,899.00
TOM BANNEN CHEVROLET	SILVERADO 1500	\$18,685.81	\$56,057.43	\$18,685.81
WALKER CHEVROLET	SILVERADO 1500	\$18,307.00	\$54,921.00	\$18,307.00

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR FOUR NEW 1/2 TON TRUCKS, BE AWARDED TO - EDD ROGERS VALLEY FORD- FOR THE FOLLOWING REASON: LOW BIDDER MEETING SPECS.

Rich Woods
RECOMMENDED:
LEISURE SERVICES DIRECTOR

Greg Brown
RECOMMENDED:
PUBLIC WORKS DIRECTOR

Jim Epps
APPROVAL:
CITY MANAGER

Mike Davidson
BUDGET AVAILABILITY:
FINANCE DIRECTOR

Councilman Anderson made a motion, seconded by Councilman Woodford, to award the various truck/suv bids 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 FROM OFFICERS, COUNCILMEN AND CITY MANAGER:

**HEAR REPORT ON THE \$4
MILLION BOND ISSUE TO
CONSTRUCT THE ELECTRIC
DEPARTMENT SOUTHWEST
SUBSTATION**

Mike Davidson, Finance Director, gave the following report:

Report to Council
Electric System \$4.0 Million Bond Issue

- Oct 2011 council authorized \$4 million Revenue and Tax Bonds
- Purpose to construct the new southwest electric substation
- Competitive Public Sale 1/31/2012
 - Bonds rated as Aa3 (Moody's)
 - Tax exempt bank qualified
 - 8 bids
 - Morgan Keegan & Co low bid @ 1.666620% TIC
 - Sold with level debt service requirements
 - Bonds closed and dated 2/15/2012
 - Bonds sold @ \$200,296.65 premium
- Bond Issue Cost
 - Morgan Keegan Underwriters Discount \$20,676.25
 - Stephens Inc. financial advisor \$20,000.00
 - Waller, Lansden, Dortch and Davis \$15,000.00
 - Moody's Rating Agency \$9,500.00
 - Stephens Inc. printing and advertising expenses \$1,500.00
 - Stephens Inc. official statements \$5,000.00
- Total Cost of Issuance \$71,676.00
- Available for the Construction Fund \$4,128,620.40

HEARING OF CITIZENS AND/OR DELEGATIONS:

Judy Butler, resident of Skyline Drive, stated that the rock quarry is still operating & damaging their homes/quality of life.

The City Manager stated that he will get her a copy of the City Attorney's rock quarry report that was submitted to the Council on 6-16-11.

**COOKEVILLE CITY COUNCIL
MINUTES
MARCH 1, 2012**

At this time, Dan Rader, City Attorney, entered the meeting.

The Council announced that the Dogwood Park Grand Opening will be on Saturday, April 7th from 10:00 a.m. until 2:00 p.m.

There being no further business to discuss, Councilman Albrecht made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:17 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