

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
APRIL 19, 2012
5:30 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, April 19, 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; Cathy McClain, City Clerk; and Dan Rader, City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

City Manager Jim Shipley requested to add item #9 – consider Resolution #R12-04-06, authorizing the submission of an application to TDOT for Local Interstate Connecting (LIC) Route Program by the County of Putnam.

Councilman Anderson made a motion, seconded by Councilman Woodford, to add item #9 and to approve the agenda as amended. 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 5, 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.

**COOKEVILLE CITY COUNCIL
MINUTES
APRIL 19, 2012**

NEW BUSINESS:

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O12-03-02,
REZONING 610 & 626 NORTH
PEACHTREE AVENUE FROM
MS (MEDICAL SERVICES) TO
UNV (UNIVERSITY)**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O12-03-02. 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 REAPPOINTMENT
TO THE COOKEVILLE
HISTORIC ZONING
COMMISSION**

MEMORANDUM

TO: CITY COUNCIL MEMBERS
FROM: JAMES MILLS, PLANNING DIRECTOR
DATE: APRIL 10, 2012
SUBJECT: HISTORIC ZONING COMMISSION APPOINTMENT

The current term of Mrs. Julia Woodford on the Historic Zoning Commission will expire in April 2012. Mrs. Woodford serves as representative of a local patriotic organization on the Commission. Members of the Historic Zoning Commission serve five-year terms and are appointed by the Mayor with confirmation by a majority vote of the City Council.

Mrs. Woodford has been contacted and has agreed to continue to serve if reappointed. The Planning Department recommends for her reappointment.

If you have any questions or need further information please contact me at your convenience.

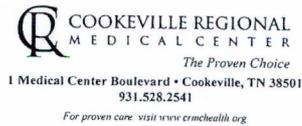
Councilman Anderson made a motion, seconded by Councilman Albrecht, to reappoint Julia Woodford to the Cookeville Historic Zoning Commission as recommended. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

COOKEVILLE CITY COUNCIL
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CONSIDER APPROVAL OF
PROPERTY SWAP FOR THE
COOKEVILLE REGIONAL
MEDICAL CENTER



April 12, 2012

Jim Shipley, City Manager
City of Cookeville
45 East Broad Street
Cookeville, TN 38501

RE: Property Swap

Dear Mr. Shipley,

We would like the city to deed the property at 423 Peachtree, 433 Peachtree and 428 North Walnut to the Tennessee Delta Housing Corporation of Sigma Alpha Epsilon and they would deed the property at 158 W 7th to the city.

We are requesting that this agenda item be considered at the next City Council meeting. Thank you in advance for your assistance.

Sincerely,

Paul Korth
CFO

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the property swap for the CRMC 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
PAYMENT FOR PROFESSIONAL
SERVICE FEES – WASTEWATER
TREATMENT PLANT PERMIT/
PUBLIC WORKS MS4 STORM
WATER PERMIT

MEMORANDUM

TO: City Manager
City Council

FROM: Ronnie J. Kelly, Director *RJK*

DATE: April, 12, 2012

SUBJ: Request for authorization to pay professional service fees - Wastewater Treatment Plant permit/Public Works MS4 Storm water permit

During the next City Council Meeting I will be presenting a request for payment on a final invoice for professional service fees that we incurred regarding permit guidance at our wastewater treatment plant and on the Public Works MS4 storm water permit.

In August of 2011 we entered into a letter of engagement with Hall & Associates to provide our department with guidance on permit issues at our wastewater treatment plant and to provide guidance to the Public Works Department on issues concerning their MS4 storm water permit. The terms of the agreement were capped at a not to exceed amount of \$10,000. A final invoice has been submitted for payment that will exceed the \$10,000 cap and therefore requires Council authorization to pay. The final amount requiring Council authorization is \$2,089.83.

If you have any questions concerning this matter please feel free to give me a call.

**COOKEVILLE CITY COUNCIL
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Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the payment for the professional service fees 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
CITY MANAGER TO EXECUTE
AN ENGINEERING CONTRACT
FOR THE HYDRAULIC SEWER
MODEL DEVELOPMENT**

MEMORANDUM

TO: City Council
City Manager

FROM: Ronnie J. Kelly, Director *RJK*

DATE: April 12, 2012

SUBJ: Engineering Proposal – Hydraulic Sewer Model Development

During the next City Council meeting I will be seeking authorization for the City Manager to enter into an engineering contract with Gresham Smith and Partners to provide consulting engineering services necessary to develop a hydraulic sewer model for our Department. The model will be used as a tool to formulate a capital improvement plan to identify and eliminate pinch points or bottlenecks in the sewer system that could contribute to sanitary sewer overflows and verify the impact of proposed residential and commercial developments in Cookeville and outlying areas.

A not to exceed fee of \$114,408 has been negotiated with Gresham Smith and Partners to provide the services necessary to develop the model and flow monitor the system. The not to exceed fee is broken down as follows:

Engineering fees - \$69,488
Flow Monitoring Fee - \$43,720
Reimbursable Expenses - \$1,200

The objectives of the project are to:

- a) Provide an assessment of the hydraulic characteristics and capacity of the sewer lines using temporary flow monitors and rainfall gauges;
- b) Develop a hydraulic sewer model representative of all collection system piping 15" and larger to validate flow conditions and available capacity of the sewer and the hydraulic impact to the wastewater treatment plant under various conditions; and
- c) Assess the hydraulic loading limitations related to diurnal flows recorded in the drainage basin.

If you have any questions or comments please feel free to give me a call.

Councilman Anderson made a motion, seconded by Councilman Woodford, to authorize the City Manager to execute an engineering contract for the Hydraulic Sewer Model Development 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.

COOKEVILLE CITY COUNCIL
MINUTES
APRIL 19, 2012

CONSIDER APPROVAL OF NEW
LEASE AGREEMENT FOR THREE
(3) MOTORCYCLES - POLICE
DEPARTMENT

MEMORANDUM

To: Chief R. E. Terry
From: Major Mark Maxwell
Date: April 16, 2012
Re: Council Agenda Item

3-31-12

The Traffic Division has three motorcycle leases that have expired. If we intend to keep these three motorcycles in service, then I need approval to renew the existing lease with Boswells Harley Davidson. Once the leases are approved then they will order three new bikes. We will continue operating the existing bikes until the new ones arrive. (COST \$283.29 PER BIKE = \$3,399.48 ANNUALLY)

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the three (3) 2012 motorcycle lease agreements 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 RESOLUTION #R12-04-06,
AUTHORIZING THE SUBMISSION
OF AN APPLICATION TO TDOT
FOR LOCAL INTERSTATE
CONNECTING (LIC) ROUTE
PROGRAM BY THE COUNTY
OF PUTNAM

Melinda Keifer, Project Manager, gave the following report:

TDOT/FHWA Timeline requirements:

1. The 5th interchange, its progress and funding, is DIRECTLY connected to the "significant simultaneous progress" of the Bennett Road Extension as per the IIS.
2. The FHWA will **NOT** release funds to begin Right-of-way (ROW) acquisition on the 5th interchange until the Bennett Road Extension is under contract with TDOT for Local Interchange Connector (LIC) funds:
 - \$2M available for connection at 5th Interchange
 - \$2M available for connection at Highway 70
 - Both will be matched by the City
3. The current TDOT schedule is for ROW acquisition to begin Fall 2012-Spring 2013.
4. Currently, the Bennett Road Extension corridor is in the County's jurisdiction.

Resolution

1. **States:** the County will go into contract with TDOT for the LIC funds.
2. **States:** the County's contract responsibility will expire upon successful annexation by the City of Cookeville.
3. **States:** the City of Cookeville agrees to provide all non-TDOT funding for the Project.
4. **States:** the City of Cookeville will assume all responsibility for the development, construction and maintenance.
5. **States:** the City of Cookeville is in full support of the County Resolution.

**COOKEVILLE CITY COUNCIL
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Councilman Anderson made a motion, seconded by Councilman Woodford, to adopt Resolution #R12-04-06. 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:

Mayor Swallows announced that a Community Meeting will be held on Thursday, April 26th at the Leslie Town Centre located at One West 1st Street in Cookeville from 5:00 p.m. to 7:00 p.m. to inform the public on the Bennett Road Extension from I-40 Interchange North to U.S. Highway 70N.

There being no further business to discuss, Councilman Albrecht made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:12 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