

**COOKEVILLE CITY COUNCIL  
REGULAR MEETING  
JUNE 21, 2012  
5:30 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, June 21, 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 withdraw item #11 – consider approval of acquisition of property/assets of Restoration Healthcare of Celina, LLC, d/b/a Cumberland River Hospital for the CRMC.

Councilman Anderson made a motion, seconded by Councilman Woodford, to withdraw item #11 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.

**PRESENTATION BY  
COOKEVILLE-  
PUTNAM COUNTY  
CHAMBER OF  
COMMERCE**

George Halford, Mollie Brown & Laura Canaday of the Chamber of Commerce gave a report of the Harley-Davidson Annual HOG Rally (2,700 visitors) being a great success & thanking all the city employees for their help with this event!! They also presented coffee mugs & t-shirts advertising Cookeville, TN that are displayed for sale at the Upper Cumberland Visitors Center.

**OLD BUSINESS:**

**CONSIDER APPROVAL OF  
MINUTES OF COUNCIL  
MEETING HELD ON  
JUNE 7, 2012**

**COOKEVILLE CITY COUNCIL  
MINUTES  
JUNE 21, 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.

**CONSIDER ON SECOND AND FINAL  
READING ORDINANCE #O12-05-06,  
REZONING 730, 740 & 750  
BLACKWELL PARK (TAX MAP #83,  
PORTION OF PARCELS 77.03, 77.10  
& 77.11) FROM RS10 (SINGLE-  
FAMILY RESIDENTIAL) TO LM  
(LIGHT MANUFACTURING);  
REZONING 761, 781, 790 & 800  
BLACKWELL PARK (TAX MAP #83,  
PORTION OF PARCELS 77.12, 77.14,  
77.06 & 77.05) FROM CI (COMMERCIAL-  
INDUSTRIAL MIXED USE) TO LM  
(LIGHT MANUFACTURING); AND  
REZONING 1601 BLACKWELL  
ROAD & VACANT LOT LOCATED  
ON BLACKWELL ROAD (TAX MAP  
#83, PORTION OF PARCELS 73.00  
& 74.00) FROM LM (LIGHT  
MANUFACTURING) TO CI  
(COMMERCIAL-INDUSTRIAL  
MIXED USE)**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O12-05-06. 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.

**CONSIDER ON SECOND AND FINAL  
READING ORDINANCE #O12-06-14,  
AMENDING TITLE 18, CHAPTER  
1 OF THE COOKEVILLE  
MUNICIPAL CODE, PERTAINING  
TO WATER MAIN EXTENSION  
AND CONNECTIONS**

**COOKEVILLE CITY COUNCIL  
MINUTES  
JUNE 21, 2012**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O12-06-14. 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 ON SECOND AND FINAL  
READING ORDINANCE #O12-06-15,  
AMENDING TITLE 18, CHAPTER  
1 OF THE COOKEVILLE  
MUNICIPAL CODE, PERTAINING  
TO WATER CONNECTION  
CHARGES**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O12-06-15 as modified to \$350.00 for subdivision of developer in 18-110 (4). 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 ON SECOND AND FINAL  
READING ORDINANCE #O12-06-16,  
AMENDING TITLE 18, CHAPTER  
2 OF THE COOKEVILLE  
MUNICIPAL CODE, PERTAINING  
TO SEWER CONNECTION  
CHARGES**

Vice-Mayor Epps made a motion, seconded by Councilman Albrecht, to approve on second and final reading Ordinance #O12-06-16.

Mayor Swallows made a motion, seconded by Councilman Woodford, to amend the motion by revising the ordinance to change the sewer connection charge for subdivisions already having sewer installed by the developer to be \$50.00 instead of \$250.00. Upon call for a vote on the amendment to the motion, 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 amendment to the motion carried.

**COOKEVILLE CITY COUNCIL  
MINUTES  
JUNE 21, 2012**

Upon call for a vote on the motion as amended, 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 amended motion carried.

**NEW BUSINESS:**

**HOLD A PUBLIC HEARING  
AND CONSIDER ON FIRST  
READING ORDINANCE  
#O12-06-11, PROVIDING  
A TAX LEVY FOR THE  
2012-2013 FISCAL YEAR**

Mike Davidson, Finance Director, gave the following report:

**Proposed Property Tax Rate**

Fund	2011	2012	Revenue
	Tax Rate	Proposed	
General Fund	\$0.74	0.7900	\$5,463,833
G.O. Debt Service Fund	0.08	0.0500	414,975
Economic Development Fund	0.04	0.0400	276,650
Quality of Life Fund	0.01	0.0100	69,162
<b>Total</b>	<b>\$0.86</b>	<b>0.9000</b>	<b>\$6,224,620</b>

One Penny on the tax rate is projected to generate **\$69,162**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O12-06-11.

Mayor Swallows and Vice-Mayor Epps explained that they are for employee 3% cost of living/job evaluation study, but not for more debt.

Upon call for a vote, the following voted aye:

Councilman Connie Albrecht  
Councilman Alma Anderson  
Councilman Jim Woodford

**NAY:** Mayor Matt Swallows  
Vice-Mayor Larry Epps

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING  
AND CONSIDER ON FIRST  
READING ORDINANCE  
#O12-06-12, AUTHORIZING  
APPROPRIATIONS FOR  
FINANCIAL AID TO PUBLIC  
SERVICE, NON-PROFIT,  
AND CHARITABLE  
ORGANIZATIONS FOR THE  
2012-2013 FISCAL YEAR**

Mike Davidson, Finance Director, gave a detailed report.

**COOKEVILLE CITY COUNCIL  
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Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O12-06-12. 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.

**HOLD A PUBLIC HEARING  
AND CONSIDER ON FIRST  
READING ORDINANCE  
#O12-06-13, MAKING  
APPROPRIATIONS FOR  
THE VARIOUS FUNDS/  
DEPARTMENTS, AND  
AGENCIES OF THE  
CITY OF COOKEVILLE,  
TN, FOR THE 2012-2013  
FISCAL YEAR**

Mike Davidson, Finance Director, gave a detailed report.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on first reading Ordinance #O12-06-13. Upon call for a vote, the following voted aye:

Councilman Connie Albrecht  
Councilman Alma Anderson  
Councilman Jim Woodford

NAY: Mayor Matt Swallows  
Vice-Mayor Larry Epps

The City Clerk announced that the motion carried.

**CONSIDER APPROVAL OF  
ENGINEERING CONTRACT  
FOR THE DESIGN OF THE  
BENNETT ROAD  
EXTENSION**

Greg Brown, Public Works Director, gave the following report:

Bennett Road Extension  
Fee Summary

Bennett Road Extension		Percentage
Permitting	\$ 6,900.00	1%
Survey	\$ 87,050.00	15%
Preliminary Design	\$ 274,910.00	49%
Final Design	\$ 168,790.00	30%
Bidding/Negotiation	\$ 25,650.00	5%
Alternate "B" Bridge over Rail Design	TBD	
ROW Acquisition	TBD	
Geotechnical Evaluation	TBD	
Construction Administration	TBD	
CEI Services	TBD	
<b>TOTAL</b>	<b>\$ 563,300.00</b>	<b>100%</b>

**COOKEVILLE CITY COUNCIL  
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**Items included in contract:**

- Complete Project Management in accordance with TDOT Local Govt Guidelines
- All needed field survey services per TDOT standards
- Engineering design services to prepare right-of-way and bid/construction documents per TDOT standards
- Prepare signal warrant analysis for signal at Hwy 70 / Buffalo Valley Rd
- Design for utility relocation plans for any utilities impacted
- Prepare itemized estimate of probable cost using TDOT item numbers
- Prepare project specifications and bid documents per TDOT guidelines
- Prepare bid notice, advertisement
- Provide construction administration to address any questions during construction phase
- Any other services needed to complete the design, right-of-way preparation, and bidding for construction of the project

**Items to be negotiated at a later date due to uncertain road alignment:**

- Geotechnical Evaluation and reports per TDOT standards
- Additional environmental studies if needed
- Purchasing of right-of-way per TDOT requirements including appraisals, appraisal reviews, negotiations
- Preparation of legal sketches and descriptions for right-of-way acquisitions
- Construction administration and engineering inspection services as required by TDOT
- Materials testing as required by TDOT

Councilman Anderson made a motion, seconded by Councilman Woodford, to authorize the City Manager to execute an engineering contract with Wiser Company, LLC for the design of the Bennett Road Extension.

Councilman Woodford explained that he was one of the seven on an interview committee that set specific criteria in choosing this engineering company.

Local citizens spoke in opposition to the Bennett Road Extension/5<sup>th</sup> Interchange.

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 AWARDED BID FOR  
CHEMICALS – WATER QUALITY  
CONTROL DEPARTMENT**

CITY OF COOKEVILLE  
DEPARTMENT OF WATER QUALITY CONTROL  
CHEMICALS  
WATER AND WASTEWATER TREATMENT PLANTS

DATE OF BID OPENING: June 17, 2012  
BIDS OPENED BY: ROGER PHILLIPS  
BIDS WITNESS BY: BONNIE TRENCH

TIME: 2:00 P.M.

SEVER	LIQUID FERRIC CHLORIDE DRY TON	SODIUM HYDROXIDE DRY TON	HYDRO-FLUOSILICIC ACID DRY TON	CHLORINE CYLINDERS TON	HYDROGEN PEROXIDE 50% LB	POWDERED ACTIVATED CARBON FINE GRADE#B	POWDERED ACTIVATED CARBON COARSE GRADE#B	MEMBRANE FILTRATION SYSTEM CHEMICALS*	POLY ORTHO-PHOSPHATE GAL	COPPER SULFATE CRYSTALS LB	HIGH CALCIUM QUICKLIME TON
ALLIED UNIVERSAL	\$597.68			\$409.00							
AQUA SMART, INC											
AULICK CHEMICAL											
BRENTNAD MID-SOUTH		\$600.00	\$680.00	\$500.00	\$0.45			\$0.295 \$2.18 \$0.72		\$1.89	
CARMEUSE LIME											\$157.92
CHENEY LIME											\$155.14
CT THORNBERG				\$575.00							
DPC ENTERPRISES				\$414.00							
DYCHD CO., INC.		\$587.95	\$622.00	\$550.00	\$0.55	\$0.96		\$0.15 \$1.40 \$0.68		\$1.60	
EAGLEBRSON, INC											
F2 INDUSTRIES											
GEER LIME CO											
GRD SPECIALTY											\$190.00
HARCRIS CHEMICALS											
KA STEEL CHEMICALS		\$562.00									
KEMIRA	\$625.00										
KEY CHEMICAL, INC.				\$505.00							
LCL LTD											
MEADWESTVACO						\$0.88					
MISSISSIPPI LIME											\$197.64
PENCCO, INC.			\$548.75								
PVS TECHNOLOGIES	\$494.00										
SHANNON CHEMICAL											
SPECIALTY CHEMICAL		\$670.00		\$499.00	\$0.3124			\$0.1440 \$1.39 \$0.66 \$0.20 \$1.50 \$0.62			
UNIVAR		\$577.00								\$1.97	
WATER ELEMENTS											
AWARD BIDS TO	PVS	KA STEEL	KEY	ALLIED	SPECIALTY	MEADWEST- VACO	NO BID	SPECIALTY	DNMS	DYCHO	CHENEY LIME

DNMS-Did Not Bid  
DNMS-Did Not Meet Specs  
\* 1. Calcium 2. Sodium Hypochlorite 3. Citric Acid

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID AS INDICATED ABOVE BE AWARDED FOR THE FOLLOWING REASON: LOW BID SUBMITTED - WITH THE OPTION TO GO TO OTHER BIDDERS IF FIRST BIDDER CANNOT MEET DELIVERY REQUIREMENTS OR IF THERE IS AN UNFORESEEN PROBLEM WITH THEIR PRODUCT.

*Roger Phillips* DEPARTMENT HEAD  
*Jim Woodford*  
*Mike J. ...* FINANCE DIRECTOR

**COOKEVILLE CITY COUNCIL  
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JUNE 21, 2012**

Councilman Woodford made a motion, seconded by Councilman Albrecht, to award the chemical 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 reminded everyone of the Sundays & Mondays “Concerts in the Dogwood Park” & “Wine on the Westside” on Saturday, June 23<sup>rd</sup> from 3 to 8pm.

Mayor Swallows reminded everyone to shop at the “Farmers Market” on Mahler Avenue.

Mayor Swallows also read a letter from a local citizen thanking Ken Young, City Planning Dept., for his exceptional assistance & kindness in retrieving information.

There being no further business to discuss, Councilman Albrecht made a motion, seconded by Councilman Anderson, to adjourn the meeting at 6:55 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.

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Matt Swallows, Mayor

ATTEST:

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Cathy McClain, City Clerk