

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

The Council of the City of Cookeville met in regular session on Thursday, July 5, 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 Jim Woodford

ABSENT: Councilman Alma Anderson

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 Woodford made a motion, seconded by Councilman Albrecht, 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 Jim Woodford

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETINGS HELD ON
JUNE 21ST & JUNE 28, 2012**

Councilman Albrecht 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 Jim Woodford

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

NEW BUSINESS:

**CONSIDER RESOLUTION
#R12-07-07, EXPRESSING
APPRECIATION FOR
PRESIDENT OF TTU
BOB BELL**

**COOKEVILLE CITY COUNCIL
MINUTES
JULY 5, 2012**

City Manager Jim Shipley read the following resolution:

RESOLUTION

A RESOLUTION OF THE COUNCIL
OF THE CITY OF COOKEVILLE,
TENNESSEE, COMMENDING
RETIRING TENNESSEE
TECHNOLOGICAL PRESIDENT, DR.
ROBERT BELL, FOR SERVICE TO
THIS COMMUNITY

RESOLUTION NO. R12-07-07
REQUESTED BY: CITY COUNCIL
PREPARED BY: JIM SHIPLEY
APPROVED AS TO FORM AND
CORRECTNESS:

(City Attorney)
ADOPTED: _____
MINUTE BOOK _____ PAGE _____

WHEREAS, Dr. Robert Bell took the helm as President of Tennessee Technological University on July 1, 2000 and has served not only the University, but the Upper Cumberland Region, becoming a familiar face to all in the community during his tenure; and

WHEREAS, Dr. Bell is active in the community, serving on many boards and commissions past and present, including, currently as chair of the Cookeville Industrial Development Board, Vice Chairman of the Cookeville-Putnam County Chamber of Commerce, Executive Board member of the Middle Tennessee Council-Boy Scouts of America, as well as a member of the Cookeville Noon Day Rotary, Board for Blood Assurance; and

WHEREAS, Bob Bell is admired by both local citizens and his peers, striving to meet and deliver excellence in all challenges faced, a driving force in the leadership to move Tennessee Tech forward in the vision to construct the Nursing and Health Services building and Ray Morris Hall and seeing the project to fruition, working to enhance this region economically, as well as on the front lines during the TSSAA Football Championships, working with Cookeville to ensure a successful and enjoyable event, extending hospitality to all that visited this community; and

WHEREAS, Dr. Bob Bell's participation in community events, civic, social and numerous organization chairmanships reflects his servant's heart and sincere dedication and commitment to this community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF COOKEVILLE, TENNESSEE, that on behalf of the citizens and employees of the City of Cookeville, deepest appreciation is hereby extended to Dr. Robert Bell at his retirement for the tremendous contribution he has made, and will continue to make to the City of Cookeville and the Upper Cumberland Region.

NOW, THEREFORE, BE IT FURTHER RESOLVED that this resolution shall be duly recorded and filed in the City Clerk's office.

Adopted, this the 5th day of July, 2012.

Councilman Woodford made a motion, seconded by Councilman Albrecht, to adopt Resolution #R12-07-07. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O12-06-09,
AMENDMENTS TO THE ZONING
CODE RELATING TO AUTO-
MOBILE MANUFACTURING IN
THE CI (COMMERCIAL-
INDUSTRIAL MIXED USE
DISTRICT)**

Councilman Woodford made a motion, seconded by Councilman Albrecht, to approve on first reading Ordinance #O12-06-09. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O12-06-10,
AMENDMENTS TO THE ZONING
CODE SECTION 220, CN**

**COOKEVILLE CITY COUNCIL
MINUTES
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**(NEIGHBORHOOD COMMERCIAL
DISTRICT) TO ADD USES
PERMITTED ON REVIEW
SINGLE-FAMILY ATTACHED
DWELLINGS (TOWNHOUSES)
AND CONDOMINIUMS
SUBJECT TO SPECIAL
CONDITIONS**

James Mills, City Planner, explained the special conditions:

Proposed amendment to Section 220, CN, Neighborhood Commercial District allowing as uses permitted on review single-family attached dwellings:

SECTION 220.3 USES PERMITTED ON REVIEW

The following uses are permitted upon approval by the Planning Commission of a subdivision plat submitted in accordance with the Cookeville Subdivision Regulations:

220.3A Single-family attached dwellings (townhouses) and condominiums subject to the following:

1. Submittal to and approval of the Planning Commission of a site plan depicting the location of all proposed structures and improvements.
2. Standards for access, spacing of structures and site improvements shall be as for the PRD, Planned Residential Development District as specified in Section 218 of this Zoning Code.
3. Minimum lot area requirements for single-family attached dwellings of three (3) or more units may be calculated on the overall land area of a particular site provided a restriction is placed on the final subdivision plat prohibiting resubdivision that would reduce the overall site density.
4. Minimum lot width requirements for single-family attached dwellings of three (3) or more units may be reduced upon the approval of the Planning Commission
5. Minimum front setback requirements for single-family attached dwellings of three (3) or more units may be reduced upon the approval of the Planning Commission for internal streets constructed to serve a particular development.
6. The Architectural Design Requirements of Section 208A of this Zoning Code shall apply to single-family attached dwellings (townhouses) and condominiums.

Councilman Woodford made a motion, seconded by Councilman Albrecht, to approve on first reading Ordinance #O12-06-10. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**CONSIDER APPROVAL OF
ACQUISITION OF PROPERTY/
ASSETS OF RESTORATION
HEALTHCARE OF CELINA, LLC
D/B/A CUMBERLAND RIVER
HOSPITAL FOR THE
STRATEGIC PLAN OF
COOKEVILLE REGIONAL
MEDICAL CENTER
AUTHORITY HEALTHCARE
NETWORK SERVING THE
UPPER CUMBERLAND**

Menachem Langer, M.D., Chief Executive Officer of CRMC Authority, stated that he along with the CRMC Authority has completed its due diligence examination of the assets & operations of Cumberland River Hospital & recommends the purchase of the property/assets of Restoration Healthcare of Celina, LLC, d/b/a Cumberland River Hospital for \$6,745,000.00.

**COOKEVILLE CITY COUNCIL
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City Manager Jim Shipley advised the council that, if they vote to approve the purchase, it should be by approval of Resolution #R12-07-08 in detail form.

Councilman Woodford made a motion, seconded by Councilman Albrecht, to adopt Resolution #R12-07-08.

The council thanked Dan Rader IV for his detailed research on this purchase.

Councilman Woodford explained that he will not vote for the purchase of the hospital, due to the immediate repairs needed, appraisal over valued & etc.

Upon call for a vote, the following voted aye:

Mayor Matt Swallows
Vice-Mayor Larry Epps
Councilman Connie Albrecht

NAY: Councilman Jim Woodford

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**CONSIDER REAPPOINTMENT
TO THE ENVIRONMENTAL
APPEALS BOARD**

Councilman Woodford made a motion, seconded by Councilman Albrecht, to reappoint Kay Starkweather to the Environmental Appeals Board. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**CONSIDER AWARDING BIDS FOR
ANNUAL & SEMI-ANNUAL
MATERIALS – PUBLIC WORKS
DEPARTMENT**

CITY OF COOKEVILLE
BID TABULATION RECORD
ANNUAL & SEMI-ANNUAL CONTRACTS

DEPARTMENT: Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Tracy Meggs
DATE OF BID OPENING: June 21, 2012
TIME OF BID OPENING: 10:00 am

BIDDERS	BID ITEM
IMI	CONCRETE MIX
SHERMAN-DIXIE	CONCRETE PIPE
TAYS INC.	METAL PIPE
TAYS INC.	PLASTIC PIPE (HDPE)
BEST ONE TIRE SERVICE	RECAPPING TIRE SERVICE
ENGLAND STRIPING	STRIPING / PAVEMENT MARKING

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM _____ THE COMPANIES LISTED ABOVE
** SEE ATTACHED DETAILED BID SHEET **

BE AWARDED FOR THE FOLLOWING REASON: _____ LOWEST EVALUATED BIDDER

Greg Brown
RECOMMENDED: DEPT. DIRECTOR

Priscilla Jones
BUDGET AVAILABILITY: FINANCE DIRECTOR

Jim Shipley
APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL
MINUTES
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STRIPING		
ENGLAND STRIPING THERMOPLASTIC DESCRIPTION	UNDR 1500 UNIT PRICE	OVR 1500 UNIT PRICE
24" STOP BAR	\$20.00	\$15.00
TURN ARROW	\$175.00	\$150.00
STRAIGHT ARROW	\$175.00	\$150.00
COMB. ARROW	\$250.00	\$200.00
8" CROSSWALK	\$20.00	\$15.00
CONT CROSSWALK	\$25.00	\$20.00
RR ROSSING	\$500.00	\$450.00
SCHOOL CROSS ONLY	\$500.00	\$450.00
STOP AHEAD	\$550.00	\$500.00
YIELD	\$250.00	\$200.00
4" DOTTED LINE	\$2.00	\$2.00
6" DOTTED LINE	\$4.00	\$4.00
12" CHNL	\$30.00	\$30.00

THERMOPLASTIC PAVEMENT MARKING			
	0-2 MILES	2-4 MILES	4 MILES +
4" LINE PLASTIC - LM	\$ 5,600.00	\$ 4,800.00	\$3,000.00
4" SKIP PLASTIC - LM	\$ 6,600.00	\$ 5,600.00	\$3,600.00
4" SPRY THERMO 40 MIL	\$ 5,600.00	\$ 4,500.00	\$2,800.00
6" SPRY THERMO 40 MIL	\$ 5,600.00	\$ 5,600.00	\$3,000.00

PAINTED PAVEMENT MARKINGS			
	0-2 MILES	2-4 MILES	4 MILES & UP
4" PAINTED LINE	\$700.00	\$800.00	\$500.00
6" PAINTED LINE	\$900.00	\$800.00	\$800.00

ADDITIONAL FEES: \$500 CHARGE IF TRIP IS UNDER \$1500 PER TRIP

CONCRETE MIX					
IMI	W/OUT FIBER	W/FIBER	W/1 1/2 SLUMP	W/1/2" CHIPS	DEL
	\$75.00	\$82.00	\$75.00	\$77.50	NC
SEQUATCHIE CONCRETE					LESS 4
	\$78.00	\$83.50	\$78.00	\$81.00	\$50.00

RECAPPING TIRE SERVICE	
BEST ONE TIRES -	\$131.50
MAGGART TIRE -	\$142.00

CONCRETE PIPE		
SHERMAN DIXIE - PRICE PER FT		
	DELIVER	PICKUP
15"	\$12.60	\$11.97
18"	\$16.20	\$15.39
24"	\$24.75	\$23.51
30"	\$37.80	\$35.91
36"	\$49.50	\$47.02
42"	\$63.00	\$59.85
48"	\$90.99	\$86.44
54"	\$108.72	\$103.28
60"	\$132.57	\$125.94

PLASTIC PIPE - TAYS INC					
12"	15"	18"	24"	30"	36"
\$4.12	\$5.37	\$7.30	\$12.20	\$17.20	\$22.87

METAL PIPE					
	TAYS INC	CONTECH		TAYS	CONTECH
12"	\$7.81	\$7.95	48"	\$29.64	\$30.05
	\$9.38	\$9.72		\$37.44	\$38.96
16"	\$9.38	\$9.54		\$50.70	\$51.89
	\$11.70	\$11.93	54"	\$40.00	\$39.50
18"	\$11.70	\$11.88		\$48.80	\$48.87
	\$14.04	\$14.35		\$66.40	\$66.42
24"	\$14.82	\$14.90	80"	\$44.00	\$43.93
	\$18.72	\$19.08		\$53.60	\$53.87
	\$25.74	\$26.58		\$73.60	\$74.43
30"	\$18.72	\$18.98	66"	\$48.00	\$48.98
	\$23.40	\$23.68		\$59.20	\$60.38
	\$31.88	\$32.60		\$80.80	\$83.13
36"	\$22.62	\$22.95	72"	\$52.80	\$52.73
	\$28.08	\$28.61		\$64.80	\$66.57
	\$38.22	\$39.02		\$88.00	\$88.69
42"	\$26.82	\$27.03			
	\$32.76	\$33.98			
	\$44.46	\$45.25			

Councilman Woodford made a motion, seconded by Councilman Albrecht, to award the bids for annual & semi-annual materials as recommended. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**CONSIDER AWARDED BID FOR
ALS/BLS DEFIBRILLATOR –
FIRE DEPARTMENT**

TO: CITY MANAGER AND CITY COUNCIL
FROM: ROGER FUQUA, FIRE CHIEF *RF*
DATE: JUNE 29, 2012
SUBJECT: ALS/BLS DEFIBRILLATOR

Zoll Medical Corporation was awarded the bid for an ALS/BLS Defibrillator on May 3, 2012. With the knowledge of purchasing an additional defibrillator in the 2012/2013 fiscal budget year, the bid specification included that the submitted price would be valid until August 31, 2012. I request your approval to purchase the additional defibrillator from the May 3, 2012 bid at a cost of \$19,811.25.

**COOKEVILLE CITY COUNCIL
MINUTES
JULY 5, 2012**

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

NEW OR USED ALS/BLS DEFIBRILLATOR

(ADVANCED LIFE SUPPORT/BASIC LIFE SUPPORT)

DATE OF BID OPENING: 04/27/12 TIME: 10:00 A.M.
 BIDS OPENED BY: Roger Fugua
 BIDS WITNESSED BY: Tom Brown
 DEPARTMENT: Fire

BIDDERS	AMOUNT		
ZOLL Medical Corporation	\$19,811.25		
DXE Medical, Inc.	No Bid		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM ZOLL MEDICAL CORPORATION BE AWARDED FOR THE FOLLOWING REASON: LOWEST BID MEETING SPECIFICATIONS

Roger Fugua
RECOMMENDED: DEPARTMENT HEAD

Jim Woodford
APPROVAL: CITY MANAGER

Amanda Amel
BUDGET AVAILABILITY: FINANCE DIRECTOR

Councilman Woodford made a motion, seconded by Councilman Albrecht, to award the ALS/BLS Defibrillator bid as recommended. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**CONSIDER AWARDED BIDS FOR
TRANSFORMERS, STEEL POLES
& CLEANING SERVICES –
ELECTRIC DEPARTMENT**

CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 12052901

DATE OF BID OPENING: 6-11-2012 TIME: 2:00 PM CST
 BIDS OPENED BY: Glenn Greenwood
 BIDS WITNESSED BY: Jeff Dillidine
 DEPARTMENT: Electric

BIDDERS	75 Kva Csp Transformer	2	evaluated cost						
HD Supply	\$ 2,442.71								
	\$ 4,885.42		\$ 4,019.71						
Power Supply	\$ 2,020.00								
	\$ 4,040.00		\$ 3,540.63						
Stuart Irby	\$ 2,456.00								
	\$ 4,912.00		\$ 4,117.90						
Stuart Irby	\$ 2,546.00								
	\$ 5,092.00		\$ 3,960.36						
Gresco	\$ 2,244.00								
	\$ 4,488.00		\$ 3,791.23						

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Power Supply

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

Glenn Greenwood
RECOMMENDED: DEPT. HEAD

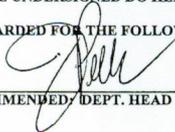
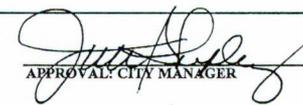
Jim Woodford
APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL
MINUTES
JULY 5, 2012**

**CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # STEEL POLE INDUSTRIAL PARK**

DATE OF BID OPENING: 6-18-2012 TIME: 2:00 PM E.S.T.
 BIDS OPENED BY: Charles Dykes
 BIDS WITNESSED BY: Jim Crowder
 DEPARTMENT: Electric

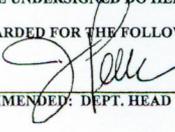
BIDDERS	QTY	Steel Poles for Industrial Park 52						
M.D. Henry		\$232,838.00	9 month delivery					
Fort Worth Tower		\$237,488.00	10 month delivery					
Sabre		\$240,702.00	6 month delivery					
Thomas & Bettes		\$261,711.00	6 month delivery					
Valmont		\$296,354.00	10 month delivery					

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Sabre
 BE AWARDED FOR THE FOLLOWING REASON: Best bid considering price and delivery
 RECOMMENDED: DEPT. HEAD  APPROVAL: CITY MANAGER 

**CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 12060601**

DATE OF BID OPENING: 6-22-2012 TIME: 10:00 AM CST
 BIDS OPENED BY: Glenn Greenwood
 BIDS WITNESSED BY: Tony Peek, Kristy Conley
 DEPARTMENT: Electric

BIDDERS	QTY	Cleaning Services						
		1						
Advanced Cleaning		\$1987.00/mth						
Bestway Services		\$3177.64/mth						
Pride Cleaning		\$3625.00/mth						
A & M Cleaning		\$1550.00/mth						
Quality Cleaning		No Bid						
Humble Cleaning		No Bid						

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM A & M Cleaning
 BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.
 RECOMMENDED: DEPT. HEAD  APPROVAL: CITY MANAGER 

Councilman Woodford made a motion, seconded by Councilman Albrecht, to award the bids for transformers, steel poles & cleaning services as recommended. Upon call for a vote, the following voted aye:

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

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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HEARING OF CITIZENS AND/OR DELEGATIONS:

City Manager Jim Shipley advised the local citizens that the legal use of fireworks inside the city limits began in 2003 & allowed on the following dates: July 1st until July 5th from 9:00 a.m. until 10:00 p.m. (except July 4th until 12:00 a.m.) and December 28th until January 2nd from the same time of day (except New Year's Eve until 1:00 a.m.).

There being no further business to discuss, Councilman Albrecht made a motion, seconded by Councilman Woodford, 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 Jim Woodford

ABSENT: Councilman Alma Anderson

The City Clerk announced that the motion carried.

Matt Swallows, Mayor

ATTEST:

Cathy McClain, City Clerk