

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
FEBRUARY 21, 2013
5:30 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, February 21, 2013, 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 Alma Anderson
Councilman Connie Albrecht
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 amend the agenda by adding the Water Quality Control Fund to the budget amending Ordinance #O13-02-05 (item#6).

Councilman Anderson made a motion, seconded by Mayor Swallows, to approve the amendment to the agenda as requested. Upon call for a vote on the amendment, the following voted aye:

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

The City Clerk announced that the amendment to the agenda carried.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the agenda as amended. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the amended agenda carried.

OLD BUSINESS:

**CONSIDER APPROVAL OF
MINUTES OF COUNCIL
MEETING HELD ON
FEBRUARY 7, 2013**

**COOKEVILLE CITY COUNCIL
MINUTES
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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 Alma Anderson
Councilman Connie Albrecht
Councilman Jim Woodford

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND
FINAL READING ORDINANCE
#O13-01-02, AMENDMENT TO
THE ZONING CODE
ESTABLISHING A NEW
ZONING DISTRICT
ENTITLED RAO,
REDEVELOPMENT AREA
OVERLAY**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O13-01-02. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND
FINAL READING ORDINANCE
#O13-02-04, TO ESTABLISH AN
UPDATED OCCUPATIONAL
SAFETY & HEALTH PROGRAM
PLAN FOR THE CITY OF
COOKEVILLE**

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O13-02-04. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
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NEW BUSINESS:

**CONSIDER APPROVAL OF
CHANGE ORDER FOR THE
HIGHLANDS BUSINESS
PARK PROJECT**

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

Borrow Excavation (Graded Solid Rock)
Bid Quantity - 3,906 cubic yards, \$82,026
As Built Quantity - 44,038.29 cubic yards, \$924,804.09
Unsuitable soil was discovered at both approaches to the Cane Creek Bridge and the two box culverts on the west end of the project. In the areas that were to receive fill on top of existing grade, this material was used instead of undercutting down to rock and backfilling with stone, then filling with dirt to subgrade. The cost of undercutting is \$26 per cubic yard, while the cost of the graded solid rock is \$21 per cubic yard. This material was also used in cut areas in the same locations instead of using the undercut line item. A representative from GEOServices, a geotechnical and materials engineering firm, was on site and recommended the above actions be taken in all areas that had unsuitable materials.

Borrow Excavation(Unclassified)
Bid Quantity - 59,199 cubic yards, \$133,197.75
As Built Quantity - 0, \$0 (\$133,197.75 will not be spent)
Because the graded solid rock was used in the fill sections instead of undercutting, this item, which would have been used to fill from the existing grade to subgrade, was not used.

Undercutting (Including Replacement Stone)
Bid Quantity - 3,906 cubic yards, \$101,556
As Built Quantity - 13,856.48 cubic yards, \$360,268.48
This item was used in areas shown on the plans to be undercut, as well as areas around the box culverts, Cane Creek Bridge, and other areas discovered to have unsuitable material during the course of construction, as recommended by the GEOServices representative. It was also used for areas in the sanitary sewer installation where the soil would not support the pipe.

Machined Rip-Rap (Class A-1)
Bid Quantity - 696 tons, \$15,312
As Built Quantity - 5,084.33 tons, \$111,855.26
Machined Rip-Rap (Class B)
Bid Quantity - 1,737 tons, \$38,214
As Built Quantity - 4,057.54 tons, \$89,265.88
A sinkhole developed in the median over the winter of 2011-12. To repair it, the area was dug out till the opening in the bedrock was discovered, and the hole was backfilled with rip-rap. The Undercutting line item could have been used here, but the rip-rap was \$4 per ton cheaper (\$22 per ton), and since the hole was so deep, the larger rip-rap could be used successfully. Graded solid rock was not used here because there are not enough voids in this material to allow water to drain through it and out the opening in the bedrock. Rip-rap was also used in some undercut areas that were very wet to allow for drainage. The GEOServices representative recommended the above actions be taken.

Temporary Silt Fence(Without Backing)
Bid Quantity - 13,215 linear feet, \$14,536.50
As Built Quantity - 23,281 linear feet, \$25,609.10
Temporary Silt Fence(With Backing)
Bid Quantity - 1,865 linear feet, \$6,993.75
As Built Quantity - 4,872 linear feet, \$18,270
TDEC would not issue a permit for construction based upon the way the erosion control plans were designed. Extra silt fence was added to meet TDEC's requirements.

Erosion Control Blanket
Bid Quantity - 705 square yards, \$846
As Built Quantity - 24,650 square yards, \$29,580
Plans notes state to protect all slopes 3:1 or steeper with erosion control blankets. Bid quantity was not enough to cover all the 3:1 slopes. The seeding bid quantity was intended by the designer to be used in these areas. The reduction in seeding quantity should offset some of this cost.

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24" Curb and Gutter

Bid Quantity - 543 cubic yards, \$73,305
As Built Quantity - 1,409.5 cubic yards, \$190,282.50
The bid quantity was not enough to install curb and gutter where shown on the plans. The mountable curb at the roundabout was changed to an extruded type curb. That quantity was deducted from the concrete curb line item (\$175 per cubic yard) and added to this item (\$135 per cubic yard). This change added 30 cubic yards to the total.

Sidewalks (57 Stone)

As Built Quantity - 3,477.24 tons, \$67,632.32
The plans did not show placing any stone under the sidewalks. To ensure the sidewalks remain usable for as long as possible, 4" of stone was added under the sidewalks. It was also used to bring the concrete median and truck lane at the roundabout up to grade.

Sanitary Sewer

As Built Quantities are currently estimated to be \$290,502 over Bid Quantities. There have been some discrepancies from the existing ground grade as shown on the sewer plans versus what was found in the field. Most of these are the existing grade is actually higher than what is shown on the plans. This causes the depth of the sewer installed to be deeper than what is shown on the plans, since the elevation of the sewer cannot be changed. Since the price per foot is higher the deeper the sewer is installed, the as built price is higher. When all of the sewer is installed, the final lengths and depths as installed will be verified and the final quantities will be adjusted to match what was installed.

The lift station was relocated due to property acquisition problems. The cost for relocation is an additional \$139,220. There will be some savings on pipe quantities which will be verified after all the lines are installed.

Lateral service connections along Lee Seminary Road and Burgess Falls Road were added to the project to service existing residences. There are two services remaining to install. Total additional cost will be approximately \$37,000.

Cane Creek Bridge

The bridge was redesigned by an engineer hired by Highways, Inc. to save money. The original design was a five span precast arch bridge. The new design is a traditional two span bridge.
Total savings for the bridge is \$554,707.86.

Water Line

Creek Crossing
Bid Quantity - 130 linear feet, \$15,600
As Built Quantity - 378 linear feet, \$45,360
The creek that supplied the pond that was drained was required to be reestablished below the pond dam. The water line would cross the creek in this area, but was not accounted for in the bid quantities, since the creek relocation had not been determined when the project was bid. Also, the bid quantity did not include enough footage to cover all the creek crossings shown on the plans.

8" DI Pipe

Bid Quantity - 806 linear feet, \$18,538
As Built Quantity - 1,237 linear feet, \$28,451
Four fire hydrants had to be relocated due to conflicts with slope or guardrails. The waterline main and fire hydrant taps were installed prior to guardrail installation or slopes being completed. Once those items were completed, the hydrants had to be relocated in order to be usable. The 8" line was used from the fire hydrant tap to the new location.

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Change Order amount requested - \$1,221,000

Original contract amount - \$12,944,238.52

New contract amount - \$14,165,238.52

The City Council expressed their concerns & disappointments in the cost missed in this project.

Councilman Anderson made a motion, seconded by Councilman Woodford, to approve the change order for the Highlands Business Park Project as recommended. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

**HOLD A PUBLIC HEARING AND
CONSIDER ON FIRST READING
ORDINANCE #O13-02-05,
AMENDING THE BUDGET OF
THE GENERAL, WATER
QUALITY CONTROL &
ECONOMIC DEVELOPMENT
FUNDS OF THE CITY OF
COOKEVILLE, TN, FOR THE
2012-2013 FISCAL YEAR**

SECTION I: That the budget for the General Fund be amended as follows:

GENERAL FUND

INCREASE (DECREASE) EXPENDITURES:

51627-769	Transfer to Economic Development Fund	\$1,375,000.00	
Total Increase (Decrease) in Expenditures - General Fund			<u>\$1,375,000.00</u>
Total Increase (Decrease) in General Fund Balance:			<u>(1,375,000.00)</u>

SECTION II: That the budget for the Water Quality Control Fund be amended as follows:

INCREASE (DECREASE) EXPENDITURES:

52505-927	Southwest Sewer Line @ I-40	\$225,000.00	
Total Increase (Decrease) in Expenditures			<u>\$225,000.00</u>
Total Increase (Decrease) in Water Quality Control Fund Balance:			<u>(225,000.00)</u>

SECTION III: That the budget for the Economic Development Fund be amended as follows:

ECONOMIC DEVELOPMENT FUND

INCREASE (DECREASE) IN REVENUE:

31000	Transfer from General Fund	\$1,375,000.00	
33801	Putnam County Government Contribution	\$334,505.00	
Total Increase (Decrease) in Revenue			<u>\$1,709,505.00</u>

INCREASE (DECREASE) EXPENDITURES:

47111-923	Highlands Business Park Construction	\$2,858,311.00	
47112-923	Lee Seminary Road Improvements	\$64,780.00	
Total Increase (Decrease) in Expenditures			<u>\$2,923,091.00</u>
Total Increase (Decrease) in Economic Development Fund Balance:			<u>(1,213,586.00)</u>

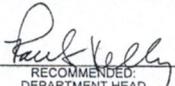
**COOKEVILLE CITY COUNCIL
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CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
VEHICLE BIDS

DATE OF BID OPENING: 14-Feb-13 TIME: 10:00 A.M.
 BIDS OPENED BY: MARLIN HAGGARD
 BIDS WITNESS BY: Pauline Whiteside, Donald Stockton

BIDDERS	(1 ea.) PICKUP TRUCK 1/2 TON 4x4 EXT. CAB	PRICE EA.	(2 ea.) 1 TON 4x4 EXT. CAB TRUCK W/SERVICE BODY	PRICE EA.
CARLEN MOTOR CO.	N/B	N/B		
CHEVROLET OF MURFREESBORO	Silverado 1500	\$24,997.00	"Error in Bid	
CUMBERLAND AUTO CENTER	N/B	N/B	Specifications,	
DODGE OF COLUMBIA	Ram 1500 Quad Cab	\$21,993.00	This Item To Be	
FORD OF MURFREESBORO	Ford F-150	\$22,280.00	Bid Again @ a Later	
MID-TENN FORD	Ford F-150	\$22,425.00	Date."	
VALLEY FORD MERCURY	Ford F-150	\$22,200.00		
WALKER CHEVROLET	N/B	N/B		

WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FOR: (1) PICKUP TRUCK 1/2 TON 4x4 EXTENDED CAB, BE AWARDED TO: -DODGE OF COLUMBIA- FOR THE FOLLOWING REASONS: LOW BIDDER MEETING SPECIFICATIONS.


RECOMMENDED:
DEPARTMENT HEAD


APPROVAL:
CITY MANAGER


BUDGET AVAILABILITY:
FINANCE DIRECTOR

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:

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

The City Clerk announced that the motion carried.

**CONSIDER AWARDED BID FOR
UNIFORMS – ELECTRIC
DEPARTMENT**

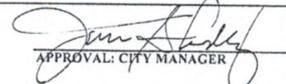
CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # 13012501

DATE OF BID OPENING: 2-12-2013 TIME: 2:00 PM CST
 BIDS OPENED BY: Glenn Greenwood
 BIDS WITNESSED BY: Brandon Jones
 DEPARTMENT: Electric

BIDDERS	QTY	item 1 Long Sleeve Henley F.R. Shirt	item 2 F.R. Work Pants	item 3 F.R. Work Jacket	item 4 Short Sleeve Work T-Shirt	item 5 Work Pants	item 6 Long Sleeve Work Shirt	item 7 Short Sleeve Work Shirt	item 8 Long Sleeve Denim Work Shirt
Wesco		No Bid	\$48.00/pr	No Bid	No Bid	No Bid	No Bid	No Bid	No Bid
Stuart Irby		\$56.75/ea	No Bid	\$120.50/ea	No Bid	\$34.73/ea	\$60.25/ea	\$23.79/ea	\$31.30/ea
Unifirst		\$51.86/ea	\$61.60/pr	\$112.12/ea	\$9.59/ea	\$21.36/ea	\$16.00/ea	No Bid	\$18.89/ea
Perfect Fit		\$48.00/ea	\$51.00/pr	\$115.00/ea	\$11.50/ea	\$22.00/ea	\$22.00/ea	\$16.75/ea	\$23.15/ea
Riverside		\$46.87/ea	\$69.07/pr	\$115.99/ea	\$16.10/ea	\$30.73/ea	\$30.89/ea	\$26.33/ea	\$28.84/ea

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Perfect Fit Wesco Unifirst
 BE AWARDED FOR THE FOLLOWING REASON: low bid meeting specs.


RECOMMENDED: DEPT. HEAD


APPROVAL: CITY MANAGER

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

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

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS:

Everyone wished Councilman Connie Albrecht a Happy Birthday!

There being no further business to discuss, Councilman Woodford made a motion, seconded by Councilman Albrecht, to adjourn the meeting at 6:10 p.m. Upon call for a vote, the following voted aye:

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

The City Clerk announced that the motion carried.

Matt Swallows, Mayor

ATTEST:

Cathy McClain, City Clerk