COOKEVILLE CITY COUNCIL
REGULAR MEETING
MAY 21, 2015
5:30 P.M.

The Council of the City of Cookeville met in regular session on Thursday, May 21, 2015, at 5:30 p.m., in the Municipal Building, 45 East Broad Street. Mr. Dave Corley with the Life Church gave the invocation, and led the audience in the Pledge of Allegiance. Mayor Shelton then called the meeting to order and asked the Clerk to call the roll. Present and answering roll call were:

Mayor Ricky Shelton
Councilman Dwight Henry
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

Also present: Mike Davidson, Interim City Manager; Cathy McClain, City Clerk; and Dan Rader, City Attorney.

CONSIDER APPROVAL OF AGENDA AS PRESENTED

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

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

APPOINTMENTS, PROCLAMATIONS, PRESENTATIONS OR AWARDS:

No business to consider.

OLD BUSINESS:

CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON MAY 7, 2015

Councilman Womack 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 Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O15-04-08, AMENDMENTS TO THE ZONING CODE RELATING TO BANNERS AND OTHER TEMPORARY NON-PREMISE SIGNS

Councilman Womack made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O15-04-08. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O15-04-09, AMENDMENTS TO THE ZONING CODE RELATING TO ACCESSORY STRUCTURES

Mayor Shelton made a motion, seconded by Councilman Womack, to approve on second and final reading Ordinance #O15-04-09. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O15-04-10, AMENDMENTS TO THE ZONING CODE RELATING TO REAL ESTATE OFFICES IN THE UNV (UNIVERSITY) DISTRICT

Mayor Shelton made a motion, seconded by Councilman Womack, to approve on second and final reading Ordinance #O15-04-10. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

COOKEVILLE CITY COUNCIL
MINUTES
MAY 21, 2015

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O15-04-11, RAO (REDEVELOPMENT AREA OVERLAY) DISTRICT ZONING FOR PROPERTIES LOCATED AT 319, 339 & 349 WEST 8TH STREET AND 340 & 346 WEST 9TH STREET (TAX MAP #'S 40O-A-8.00, 10.00, 15.00, 16.00 & 17.00)

Mayor Shelton made a motion, seconded by Councilman Womack, to approve on second and final reading Ordinance #O15-04-11. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER ON SECOND AND FINAL READING ORDINANCE #O15-04-12, CLOSURE AND ABANDONMENT OF A PORTION OF LAUREL AVENUE LOCATED BETWEEN WEST 8TH & WEST 9TH STREETS AND DECLARING IT AS SURPLUS

Councilman Womack made a motion, seconded by Councilman Woodford, to approve on second and final reading Ordinance #O15-04-12. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSENT AGENDA:

No business to consider.

NEW BUSINESS – PUBLIC HEARINGS AND ACTION ITEMS:

CONSIDER AWARDING BID FOR THE RAILS WITH TRAILS PROJECT PHASE I (COOKEVILLE TO ALGOOD)

CITY OF COOKEVILLE
BID TABULATION RECORD
RAILS WITH TRAILS PROJECT

DEPARTMENT: Public Works
BIDS OPENED BY: Greg Brown
OPENING WITNESSED BY: Mike Netherton

DATE OF BID OPENING: APRIL 9, 2015
TIME OF BID OPENING: 10:00 AM

BIDDERS	BID AMOUNT		
HIGHWAYS, INC.	$1,778,902.00		
ELK MOUNTAIN CONSTRUCTION	$1,833,837.00		

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM HIGHWAYS, INC.

BE AWARDED FOR THE FOLLOWING REASON: LOW BIDDER

RECOMMENDED: DEPT. DIRECTOR

BUDGET AVAILABILITY: FINANCE DIRECTOR

APPROVAL: CITY MANAGER

Councilman Womack made a motion, seconded by Councilman Woodford, to award the Rails with Trails Project bid as recommended. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO AN AGREEMENT BETWEEN THE GAS, WATER/SEWER DEPARTMENTS AND TDOT RELATIVE TO THE I-40 INTERCHANGE PROJECT

TDOT I-40 Interchange

Utility Relocation Contract

CITY OF COOKEVILLE
GAS DEPARTMENT

- Total Project Cost $521,870.72
  - Gas Dept. Share of Project Cost (Betterment) $143,550

TDOT I-40 Interchange
Utility Relocation Contract
Water/Sewer

- Sewer - $376,235 All betterment (Gravity Sewer from Highland Business Park to Academy Sports)

- Water - $2,401,004.38 Total Project Cost
  - $257,671.76 Water Department Share of Project Cost

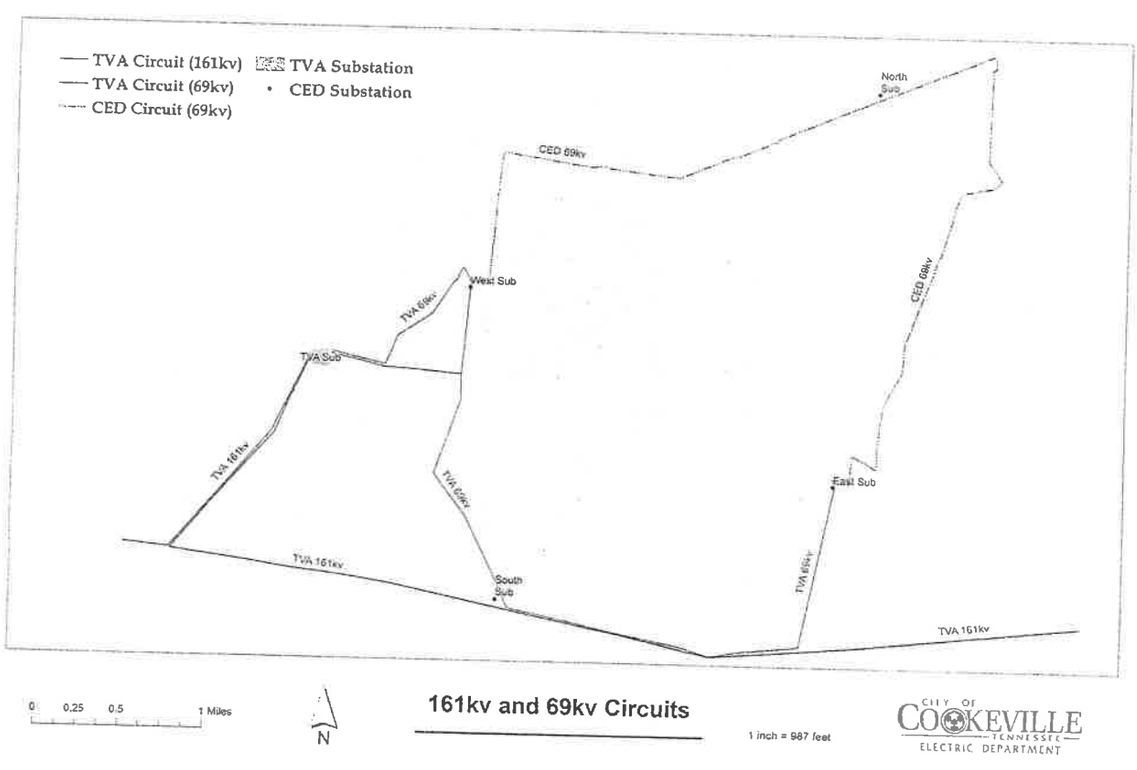
Councilman Womack made a motion, seconded by Councilman Woodford, to authorize the Interim City Manager to execute an agreement for the I-40 Interchange Project as requested. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER FOR APPROVAL AN AGREEMENT WITH TENNESSEE VALLEY AUTHORITY EXPRESSING THE CITY'S DESIRE TO PROCEED WITH THE CONVEYANCE TVA SUBSTATION EQUIPMENT AND TRANSMISSION LINES



TVA 69kV Conveyance Agreement

- TVA proposes to sell Cookeville the 161-69 kV transformer bank and existing 69-kV Substation equipment and the 69-kV transmission lines extending from the Substation to the Distributor's West and East Cookeville Substation
- TVA will be responsible for the administrative costs associated with the initial environmental review
- If the conveyance is deemed too costly by TVA to continue with the transaction, TVA will pursue conveying only the equipment assets and not any land
- The depreciated cost of the assets is estimated to be < $200,000
- Approval of this agreement indicates Cookeville's desire to proceed with the conveyance

Mayor Shelton made a motion, seconded by Councilman Womack, to approve the agreement with TVA to proceed with the conveyance of TVA substation equipment and transmission lines as submitted. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER APPROVAL OF AN AMENDMENT WITH TENNESSEE VALLEY AUTHORITY TO EXTEND THE TERMINATION NOTIFICATION OF THE POWER CONTRACT TO A TEN (10) YEAR NOTICE

TVA Power Contract Amendment

- Amend provisions of the Power Contract to change the termination notification to 10 years
- Beginning on the tenth anniversary of the effective date, and on each subsequent anniversary, this contract will be extended automatically for an additional 1-year renewal term
- Either party may terminate this contract at any time upon not less than 10 years' prior written notice

Councilman Womack made a motion, seconded by Councilman Woodford, to approve the amendment with TVA to extend the termination notification of the power contract to a ten (10) year notice as submitted. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CONSIDER AWARDING BID FOR ONE (1) SUBSTATION TRANSFORMER FOR THE COOKEVILLE SOUTH SUBSTATION

CITY OF COOKEVILLE
ELECTRIC DEPT.
BID TABULATION SCHEDULE
BID NOTICE # SOUTH SUBSTATION TRANSFORMER

DATE OF BID OPENING: 4-23-2015
BIDS OPENED BY: Joe Nims
BIDS WITNESSED BY: Tony Peek, Carl Haney
DEPARTMENT: Electric

BIDDERS QTY	75 MVA Transformer 1		evaluated cost					
KMS Electrical Products	$1,027,293.00		$1,874,061.00					
Border States (GE)	$1,037,600.00		$1,880,520.00					
Border States (Pennsylvania)	$958,324.00		$1,835,564.00					
Ashby Company	$1,037,015.00		$1,960,327.00					

WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Border States (Pennsylvania)
BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.

RECOMMENDED: DEPT. HEAD

APPROVAL: CITY MANAGER

Mayor Shelton made a motion, seconded by Councilman Womack, to award the transformer bid as recommended. Upon call for a vote, the following voted aye:

Mayor Ricky Shelton
Councilman Charles Womack
Councilman Jim Woodford

ABSENT: Vice-Mayor Larry Epps
Councilman Dwight Henry

The City Clerk announced that the motion carried.

CITIZENS REQUEST FOR HEARING BEFORE CITY COUNCIL:

Cheryl Vick DBA/*Open Heart Rescue, Inc.* apologized for her actions in the last council meeting and advised that the dogs she rescued have gone to another home.

Several kids expressed their desire for a local skate park to be built.

COOKEVILLE CITY COUNCIL
MINUTES
MAY 21, 2015

HEARING FROM OFFICERS, COUNCILMEN AND INTERIM CITY MANAGER:

No comments.

MAYOR'S COMMENTS:

Mayor Shelton stated that the Council included a skate park in the Master Plans of the old Parkview Pool property.

There being no further business, Mayor Shelton declared the meeting adjourned at 6:05 p.m.

_____
Ricky Shelton, Mayor

ATTEST:

_____
Cathy McClain, City Clerk