



# City of Dayton

399 First Avenue, P O Box 226, Dayton, Tennessee 37321  
Phone: 423-775-1817 Fax: 423-775-8404

August 22, 2024

Dear Councilman:

RE: Agenda  
Tuesday, September 3, 2024  
Dayton Municipal Building

## Meeting to Start 5 Minutes after Dayton City School Board Meeting Adjourns

1. Call to Order
2. Roll Call by Recorder
3. Reading and Approval of Minutes of Previous Meetings
  - A. August 5, 2024
4. Public Comment\*

**\*The public comment period shall be limited to 30 minutes. A sign-up sheet for public comment will be available 30 minutes prior to each applicable meeting and will be closed and removed at the start of the meeting. If you wish to address the City Council, you must indicate which agenda item you wish to provide comment. Only those members of the public that have signed the sign-up sheet prior to the start of the meeting will be permitted to address the City Council. PUBLIC COMMENTS ARE LIMITED TO AGENDA ITEMS ONLY. Members of the public wishing to address an item NOT on the agenda must first contact the City Manager or other appropriate city official who will determine whether or not such item should be placed on the agenda.**

**Public comments shall be taken in the order in which the sign-up is listed. Members of the public wishing to address the City Council shall be limited to 3 minutes. However, if there are more people wishing to address the City Council than can be heard in the 30 minutes public comment period and in order to hear opposing views, the City Council by motion can limit each speaker to 2 minutes and/or require the public to limit the number of speakers addressing the City Council on the same subject and expressing the same viewpoint. All members of the public signing up for comment shall be required to review the rules of procedure for public comment.**

**The City Council reserves the right to temporarily suspend these rules of procedure upon a motion, second and majority vote of the City Council.**

5. Communications from the Mayor
6. Reports from the City Manager, City Recorder, Councilmen, Committees and Other Officers.
7. OLD BUSINESS:

A. Consideration of Ordinance #708, An Ordinance to Amend the Official Zoning Map for the City of Dayton, Tennessee, to Rezone Parcel 007.00 on Rhea County Tax Map 090P Group "C" from C-2 General Commercial to R-3 High Density Residential, Second Reading.

8. NEW BUSINESS:

A. Consideration of Consent Agenda:

1. Consideration of Invoices from W. A. Kendall and Company, LLC. for Tree Trimming, Electric Department – Totaling \$49,790.34.
2. Consideration of Invoice from NISC for July 2024 Recurring Invoices totaling in the amount of \$15,221.90.
3. Consideration of Invoice from Rhea Economic & Tourism Council, Inc. for FY 2024/2025 Annual Contribution in the amount of \$50,000.00.

- B. Consideration of Request to Close Streets from Drew Fisher, 5K for Cancer to be held Saturday, September 14, 2024.
- C. Consideration of Ordinance #709, An Ordinance to Amend Title 7, Fire Department and Fireworks, Chapter 3, Fire Department, Section 7-308, Fire Protection Fee, to the Municipal Code of the City of Dayton, Tennessee, First Reading.
- D. Consideration of Consideration of Reverter Interest on Market Street Property.
- E. Consideration of 24" Interceptor Line Project.
- F. Consideration of Bids on Fire Equipment, Fire Department.
- G. Consideration of Open Records Policy Update.
- H. Consideration of Authorization to Purchase 2 Police Cars from Ford of Murfreesboro on State Bid in the amount of \$90,744.00.
- I. Consideration of Authorization to Advertise for Bids on Electrical Vehicle Charging Station Make-Ready.
- J. Consideration of Contract with Tennessee Department of Transportation for Local Construction Railroad Agreement, Highway-Rail Grade Crossing Improvement Project, Contract #CRR070523.
- K. Consideration of Pay Estimate #27 from Reeves Young LLC, Wastewater Treatment Plant Project in the amount of \$ \_\_\_\_\_ plus an additional \$ \_\_\_\_\_ for Retainage.
- L. Consideration of Invoice from J R Wauford & Company, Wastewater Treatment Plant Project in the amount of \$ \_\_\_\_\_.
- M. Consideration of Budget Amendments.
- N. Consideration of Budget Adjustments since last Meeting.

9. Other Business

10. Adjournment

Sincerely,

A handwritten signature in blue ink, consisting of a stylized 'D' followed by a horizontal line that tapers to a point on the right.

David Shinn,  
City Manager

Dayton City Council  
Date: September 3, 2024  
Time: 6:10 PM

The meeting was called to order by Mayor Hurley Marsh.

City Recorder L. Michelle Horton called the roll with the following being present: Councilman Bobby Doss, Councilman Bill Graham, Mayor Hurley Marsh, Vice Mayor Steve Randolph, and Councilman Caleb Yawn.

Mayor Marsh called for Agenda Item 3 – Reading and Approval of Minutes of Previous Meetings

A. August 5, 2024

Vice Mayor Randolph moved to approve the August 5, 2024 Regular Meeting minutes as presented. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

Mayor Marsh called for Agenda Item 4 – Request from Citizens

NONE.

Mayor Marsh called for Agenda Item 5 – Communications from the Mayor

NONE.

Mayor Marsh called for Agenda Item 6 – Reports from the City Manager, City Recorder, Councilmen, Committees and Other Officers.

NONE.

Mayor Marsh called for Agenda Item 7A – OLD BUSINESS – Consideration of Ordinance #708, An Ordinance to Amend the Official Zoning Map for the City of Dayton, Tennessee, to Rezone Parcel 007.00 on Rhea County Tax Map 090P Group "C" from C-2 General Commercial to R-3 High Density Residential, Second Reading.

Vice Mayor Randolph moved to approve Ordinance #708, An Ordinance to Amend the Official Zoning Map for the City of Dayton, Tennessee, to Rezone Parcel 007.00 on Rhea County Tax Map 090P Group "C" from C-2 General

Commercial to R-3 High Density Residential, Second Reading. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Mayor Marsh called for Agenda Item 8A – NEW BUSINESS - Consideration of Consent Agenda:

1. Consideration of Invoices from W.A. Kendall and Company, LLC. for Tree Trimming, Electric Department – Totaling \$49,790.34.
2. Consideration of Invoice from NISC for July 2024 Recurring Invoices totaling in the amount of \$15,221.90.
3. Consideration of Invoice from Rhea Economic & Tourism Council, Inc. for FY 2024/2025 Annual Contribution in the amount of \$50,000.00.

Vice Mayor Randolph moved to approve the Consent Agenda as presented. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Agenda Item 8B - NEW BUSINESS – Consideration of Request to Close Streets from Drew Fisher, 5K for Cancer to be held Saturday, September 14, 2024.



Vice Mayor Randolph moved to approve the Request to Close Streets from Drew Fisher, 5K for Cancer to be held Saturday, September 14, 2024 subject to insurance and indemnity agreement. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
 RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Mayor Marsh called for Agenda Item 8C - NEW BUSINESS - Consideration of Ordinance #709, An Ordinance to Amend Title 7, Fire Department and Fireworks, Chapter 3, Fire Department, Section 7-308, Fire Protection Fee, to the Municipal Code of the City of Dayton, Tennessee, First Reading.

Vice Mayor Randolph moved to approve Ordinance #709, An Ordinance to Amend Title 7, Fire Department and Fireworks, Chapter 3, Fire Department, Section 7-308, Fire Protection Fee, to the Municipal Code of the City of Dayton, Tennessee, First Reading. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Mayor Marsh called for Agenda Item 8D – NEW BUSINESS – Consideration of Reverter Interest on Market Street Property.

PASS OVER

Mayor Marsh called for Agenda Item 8E - NEW BUSINESS - Consideration of 24" Interceptor Line Project.

City Manager David Shinn said Cleary Construction is who we contracted with to do the 24" interceptor line. They are going to begin work on September 16<sup>th</sup> and it includes the swinging bridge walking track section and we will have to close the walking track from September 16<sup>th</sup> through January 1<sup>st</sup>, Monday through Thursday. He said they will repair the track that they have to remove.

Vice Mayor Randolph moved to approve closing the walking track beginning September 16th through January 1<sup>st</sup>, Monday through Thursday. Motion seconded by Councilman Doss.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Mayor Marsh called for Agenda Item 8F - NEW BUSINESS - Consideration of Bids on Fire Equipment, Fire Department.

BIDDER	AMOUNT	COMMENTS
Tennessee Fire Equipment & Safety Supplies 5944 Shallowford Road, Suite B Chattanooga, TN 37421	Attack Hose: 1.75" in 50' Section - \$248.00 ea. 2.5" in 50' Section - \$335.00 ea.  LDH Supply Hose: 4" Hose in 100' Section - \$810.00 ea. 4" Hose in 25' Section - \$351.00 ea.	Both hoses are available in all 9 NFPA Colors

Vice Mayor Randolph moved to accept and award bid submitted by Tennessee Fire equipment & Safety Supplies for Fire Equipment, Fire Department. Motion seconded by Councilman Yawn.



VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

Mayor Marsh called for Agenda Item 8I - NEW BUSINESS – Consideration of Authorization to Advertise for Bids on Electrical Vehicle Charging Station Make-Ready.

Vice Mayor Randolph moved to approve advertising for Bids on Electrical Vehicle Charging Station Make-Ready. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

Mayor Marsh called for Agenda Item 8J – NEW BUSINESS – Consideration of Contract with Tennessee Department of Transportation for Local Construction Railroad Agreement, Highway-Rail Grade Crossing Improvement Project, Contract #CRR070523.

Vice Mayor Randolph moved to approve the Contract with Tennessee Department of Transportation for Local Construction Railroad Agreement, Highway-Rail Grade Crossing Improvement Project, Contract #CRR070523. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

Mayor Marsh called for Agenda Item 8K – NEW BUSINESS – Consideration of Pay Estimate #27 from Reeves Young LLC, Wastewater Treatment Plant Project in the amount of \$684,755.79 plus an additional \$36,039.78 for Retainage.

Vice Mayor Randolph moved to approve Pay Estimate #27 from Reeves Young LLC, Wastewater Treatment Plant Project in the amount of \$684,755.79 plus an additional \$36,039.78 for Retainage. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

Mayor Marsh called for Agenda Item 8L – NEW BUSINESS – Consideration of Invoice from J R Wauford & Company, Wastewater Treatment Plant Project in the amount of \$25,000.

Councilman Yawn moved to approve payment of Invoice from J R Wauford & Company, Wastewater Treatment Plant Project in the amount of \$25,000. Motion seconded by Vice Mayor Randolph.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

Mayor Marsh called for Agenda Item 8M –NEW BUSINESS – Consideration of Budget Amendments.

PASS OVER

Mayor Marsh called for Agenda Item 8N – NEW BUSINESS – Consideration of Budget Adjustments since last Meeting.

PASS OVER

Mayor Marsh called for Agenda Item 9 - Other Business.

9A – Vice Mayor Randolph moved to approve the Public Assistance Grant Award for Cost Incurred. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

9B – Councilman Yawn moved to approve the Airport Maintenance Grant Contract. Motion seconded by Vice Mayor Randolph.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

9C – City Manager Shinn said the Library is asking to approve a budget amendment for a Library on the Go van purchase. The cost would be \$52,750 plus \$4,500 for a wrap for the van. He said the Library obtained a \$20,000 grant to help pay for the van.

Vice Mayor Randolph moved to approve a budget amendment for the Library on the Go in the amount of \$52,750 plus \$4,500 for a wrap. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

9D – Vice Mayor Randolph moved to approve payment of invoice submitted by W A Kendall in the amount of \$11,609.80. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

9E – Vice Mayor Randolph moved to approve payment of Pay Estimate 1, Middle Tennessee Contractors for the Summer City Water line relocation project in the amount of \$268,668.00 plus an additional \$14,140.00 in Retainage. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

9F – Councilman Yawn moved to approve payment of the invoice submitted by J.R. Wauford for the Summer City Water Line Relocation Project in the amount of \$19,500.00. Motion seconded by Vice Mayor Randolph.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

9G- Vice Mayor Randolph moved to approve payment of the invoice submitted by Service Electric in the amount of \$272,010.36 plus an additional \$14,316.34 into Retainage. Motion seconded by Councilman Yawn.

VOTE:

DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE           MOTION CARRIED.

9H – City Attorney Susan Arnold said this is the amendment to the pilot agreement with Nokian Tyres to cover the warehouse and an additional production line.

Vice Mayor Randolph moved to approve the Pilot Agreement with Nokian Tyres. Motion seconded by Councilman Yawn.

VOTE:

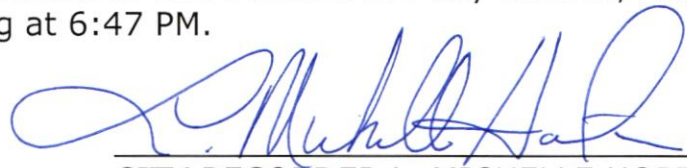
DOSS, AYE            GRAHAM, AYE        MARSH, AYE  
RANDOLPH, AYE    YAWN, AYE            MOTION CARRIED.

City Manager Shinn said we have notice from MainStreet Dayton asking if we want a Farm to Table Dinner on September 21<sup>st</sup>.

City Manager Shinn said September 11th from 9 AM – 11 AM the library will be celebrating 11 years of the Imagination Library.

There being no additional business to come before the City Council, Mayor Marsh adjourned the meeting at 6:47 PM.

  
\_\_\_\_\_  
MAYOR HURLEY MARSH

  
\_\_\_\_\_  
CITY RECORDER L. MICHELLE HORTON