

CITY OF DAYTON, KENTUCKY  
COUNCIL MEETING  
APRIL 1, 2008

Marvin Knobloch, Main St. Manager, introduced Joe Frommeyer, from Buona Vita Pizzeria across the street. Joe brought a pizza for everyone to enjoy. The Pizzeria just opened this week. The hours are 11:00 a.m until 8:00 p.m.

A regular meeting of the Dayton City Council was held on Tuesday, April 1, 2008, 7:00 p.m. in the council chamber of the Dayton City Building. Mayor Rankle opened the meeting with a silent prayer and the Pledge of Allegiance.

ROLL CALL:

Mayor Rankle	Present	Member Gunning	Present
Member Ashford	Present	Member Allen	Present
Member Hurtt	Present	City Adm. Redmond	Present
Member Volter	Present	City Att. Fischer	Present
Member Boruske	Present		

MAYOR'S REPORT:

Mayor Rankle welcomed Mayor Miles Vaught.

Thank you to Allen Smith for his help with the Easter Egg Hunt.

The council meetings are now showing on channel 20 at 7:00 p.m. on Thursday and 9:00 a.m. on Friday. Within a few weeks the video file will be on the city web site.

DCI, Riverfront Development, will submit Phase II to Campbell County Planning and Zoning any day now. The Planning & Zoning Meeting on Phase II will be held in May. April 9<sup>th</sup>, 6:00 p.m. is the Planning & Zoning Meeting about development on Locust, Edwards & Silver.

House Bill #512 is still in committee. We hope it does not make it to the floor. The riverfront development will still go forward but it might not be as grand if House Bill #512 passes. Thanks to Dennis Keene, State Rep., and Senator Katie Stine for all their help.

Mayor Rankle entertained a motion to appoint Joseph Neary to the board of adjustments. Motion by Member Ashford, seconded by Member Volter to appoint Joseph Neary to the Board of Adjustments. Comments: Member Ashford recommend Mr. Neary and said he is a very good neighbor and keeps his property looking nice. Motion carried—so ordered.

Comments from the audience:

Tom Ranson, 219 Sixth Avenue, asked that council approve a temporary extension on the amount of dogs allowed in his household. Currently there are three dogs at 219 Sixth Avenue. His son & daughter-in-law recently moved into his home and they have two dogs of their own and Mr. Ranson has one dog. This will be temporary. City Adm. Redmond recommends that council approve a one-year exemption because Mr. Ranson was decent enough to come and ask. The intent of the ordinance is to stop habitual offenders and if anyone else would ask I would recommend the same. Motion by Member Boruske, seconded by Member Allen to approve a one-year extension. Motion carried—so ordered. Mr. Ranson will purchase another animal tag.

Bill Burns said he thinks the TIF money has been abused but now the city is stuck in the middle. If the Riverfront Development is going to be scaled back, when will we receive a revised drawing? When is the start up and finish date and when will the roadway be opened? Mayor Rankle said they are currently remodeling the boat harbor. The project will move forward. Is there going to be a development on Terrace off of 10<sup>th</sup> Ave.? Currently the Sanitation District is working there. Is there going to be a development on Locust? Mayor Rankle said people are interested in Locust. There is talk of nine condos and a 5,000 sq. ft. home.

Larry Butler attended the last meeting and was under the impression that he had to pay back 5 years of delinquent waste and rental fees on his property on Walnut Street. The letter he received from the city

has 7 years back waste, rental and penalty & interest. Mr. Butler came tonight to ask that council revoke and have him go back only 5 years. Member Ashford said his motion was for payment back 7 years. He understood there might have been some confusion but the motion was for 7 years and he was not going to change his motion. No new motion. Motion stands at 7 years. Mr. Butler asked where the money goes. Mayor Rankle said into the general fund.

Miles Vaught said the houses on Locust Street have a wonderful view. He hates to see this change? What about the elevation? Mayor Rankle said the new development would be build down the hill on piers. City Att. Fischer said the development would have to meet all the constraints of hillside development. This will be discussed at the meeting on April 9<sup>th</sup>. City Adm. Redmond said the city does not want to see anyone's view destroyed. It's fair to say that the plans give the greatest protection from this. It's requested that the length of the lot be greater than the ordinance allows. A ten-foot setback instead of 20-foot setback and the building will be on piers. Arlene Vaught said a dream of theirs is to have a home built on a lot they own on Fairview Avenue. Would piers be allowed? City Adm. Redmond answered yes. Arlene Vaught asked about the home that is currently being built on Fairview Ave. City Adm. Redmond said that property is currently under a stop work order. There may be plans for lot 33 & 34 for another potential development on Edwards but no plans have been submitted to date.

Charlie Adams said he owns a house on Fourth Avenue and it has a wonderful view of the river. Will his view be blocked with the Riverfront Development? Mayor Rankle said we'd find this out at the Planning & Zoning Meeting when DCI presents the Master Plan. City Adm. Redmond commended Mr. Adams on the nicest and finest job of preservation he did on his home on Fourth Avenue. There are currently a few problems with parking but we'll work this out.

Tom Schwartz said the contracts for Dayton Youth Baseball are out. They can be picked up at school, local businesses or the city building. Dayton Youth Baseball requests a car stop for April 25, 4:00 – 7:00 p.m and April 26, 10:00 – 3:00 p.m. Motion by Member Ashford, seconded by Member Hurtt that we do not object to the car-stop. Motion carried—so ordered.

Jennifer Sierra, Sixth Avenue, asked how high up the dirt will be behind the floodlevee? Mayor Rankle said within 10 feet of the top of the floodwall. Jennifer said she is trying to figure out what to do with her property. How much land North of me will be affected? City Adm. Redmond said the developers may want to purchase property but those properties have not been identified yet. Some commercial property has been identified but this is confidential. Jennifer said she is happy in Dayton and wants to stay. She is looking to expand.

#### CITY ADMINISTRATOR'S REPORT:

City Adm. Redmond said he was involved with the GED program several years ago. Dayton is blessed with the best program of Adult Education. Nicole Kent Cottongin is responsible for the program here in Dayton. Nicole said she started working in Dayton in 1994 at Lincoln Elementary School. Then PACE with 8 students. Thanks to the City of Dayton we've served 150 people and graduated 120. Graduation is May 31, cap & gown. We have 49 grade level gains. The GED is near and dear to my heart but we offer so many other services. We teach ACT preparation classes, parenting classes, court ordered classes, and military preparation, free of charge. I need continued referrals from the city and support. We stay open 12 months of the year and offer services to people outside of Dayton.

## CITY OF DAYTON, KENTUCKY

2008-3R

### **AN ORDER SUPPORTING THE PASSAGE OF HOUSE BILL 600 OF THE KENTUCKY LEGISLATURE THAT WILL PROVIDE MUCH NEEDED FISCAL RELIEF TO LOCAL GOVERNMENTS THAT PARTICIPATE IN THE COUNTY EMPLOYEES RETIREMENT SYSTEM (CERS).**

WHEREAS, many local governments provide pension benefits for their employees through the Kentucky Retirement Systems; and

WHEREAS, Dayton participates in the County Employee Retirement System (CERS) that is a part of the Kentucky Retirement System; and

WHEREAS, pension contribution rates for CERS employers have increased 121% since 2002 and are rising at an unsuitable rate; and

WHEREAS, increasing pension expenses for local governments are reducing available funds for other critical services such as police, fire and transportation; and

WHEREAS, local governments have no control over pension system benefits and contribution rates which are determined by state statute and the KRS Board of Trustees; and

WHEREAS, House Bill 600 represents an important first step in addressing pension reform efforts by creating a two-tiered system, establishing practical accounting requirements and other common sense changes to the present system; and

WHEREAS, House Bill 600 does not in any way affect the benefits of existing employees, current retirees or require the commitment of any state funding; and

WHEREAS, House Bill 600 must be enacted during the current session to capitalize upon the retirement wave of government employees due to pension system changes effective January 1, 2009.

BE IT ORDERED BY THE CITY OF DAYTON, CAMPBELL COUNTY, KENTUCKY

**SECTION ONE: That the City of Dayton hereby voices its enthusiastic support of House Bill 600 of the Kentucky Legislature to reform the County Employees Retirement System as well as the other state retirement systems.**

**SECTION TWO: That this order shall take effect and be in full force when passed and recorded according to law.**

PASSED by City Council of the City of Dayton, Kentucky assembled in regular session this \_\_\_ day of \_\_\_\_\_, 2008.

CITY OF DAYTON, KENTUCKY

By: \_\_\_\_\_  
Kenneth E Rankle,  
Its Mayor

ATTEST:

\_\_\_\_\_  
Donna Leger, its Clerk

Motion by Member Ashford, seconded by Member Hurtt to approve order 2008# 3R. .

ROLL CALL

Member Boruske	Aye	Member Ashford	Aye
Member Gunning	Aye	Member Hurtt	Aye
Member Allen	Aye	Member Volter	Aye

Motion carried—so ordered.

City Adm. Redmond asked that the four cars, one truck and old boat we currently sold be removed from the inventory. Motion by Member Boruske, seconded by Member Gunning to remove from the inventory. Motion carried—so ordered.

There will be a budget workshop held on April 15<sup>th</sup>; all department heads will be there.

We currently ordered 15 plastic rings for the trashcans at \$75.00 each. We had the stop sign at Seventh & Berry stolen 4 times. Street & Stop signs are missing all over the city. People are stealing the trashcan lids to sell the aluminum rings. Someone must have seen something. We need your help!

CONSENT AGENDA:

Motion by Member Gunning, seconded by Member Ashford to approve the minutes from the March 4, 2008 council meeting as received. Motion carried—so ordered.

DEPARTMENT HEAD'S REPORT:

Chief Werner, Police Chief, gave Mayor and Council an incident analysis report.

Mayor Rankle said the cities have been talking about police consolidation for months. The three Mayors met and would like the three Police Chiefs and three Fire Chiefs to meet and look into this. Hopefully, there will be a meeting this month. Member Volter said the Fire Department did a wonderful job at the Third & Vine fire.

Marvin Knobloch, Main St. Manager, said the Historical Tour of Churches is May 10<sup>th</sup>. So far six churches have signed up. The Planning committee will meet again this Saturday. June 5 & 6 is Developers Day. The city received the 2008 Main Street Certification. Mayor Rankle thanked Marvin.

Bobby Fuller, Supt. Public Works, reported that our persistence has paid off; CSX is here working on the railroad crossings. The platform and steps issue has been resolved and a spring box has been installed on Brooklyn. The Parks will be opening soon. Nine to ten spruce trees will be planted in the back of Hansman's Market. We currently have 13 community service workers. Member Ashford said he is amazed with how well the alleys look.

ORDINANCES & ORDERS:

**CITY OF DAYTON, KENTUCKY**

2008- #2

**AN ORDINANCE AMENDING THE CITY OF DAYTON, KENTUCKY'S ANNUAL BUDGET FOR FISCAL YEAR JULY 1, 2007, THROUGH JUNE 30, 2008, & ESTIMATING REVENUES & RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT.**

This ordinance amends the budget for Fiscal Year 2008 for the General Fund, Municipal Aid Fund, Park Board Fund, Park Tax Fund, Urban Renewal Fund, Sargeant Park Fund, Sanitation District Reimbursement Fund, the Civic Club Fund, the Infrastructure Fund and the CDBG Fund.

I, John C. Fisher, an attorney licensed to practice law in the Commonwealth of Kentucky, acting as attorney for the City of Dayton, Kentucky, do hereby certify that this summary was prepared by me at the direction of the Council of the City of Dayton, and that said summary is a true and accurate summary of the contents of the ordinance.

\_\_\_\_\_  
John C. Fisher

Motion by Member Boruske, seconded by Member Volter to approve 2008#2 as read.

ROLL CALL:

Member Gunning	Aye	Member Hurtt	Aye
Member Allen	Aye	Member Volter	Aye
Member Ashford	Aye	Member Boruske	Aye

Motion carried—so ordered.

**CITY OF DAYTON, KENTUCKY**

2008 - #3

**AN ORDINANCE ADOPTING AND ENACTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF DAYTON, KENTUCKY**

This ordinance adopts Supplement 19 to the Dayton, Kentucky Code of Ordinances including changes due to ordinances adopted within the previous year and changes due to changes in state statute.

I, John C. Fischer, an attorney licensed to practice law in the Commonwealth of Kentucky, acting as attorney for the City of Dayton, Kentucky, do hereby certify that this summary was prepared by me at the direction of the Council of the City of Dayton, and that said summary is a true and accurate summary of the contents of the ordinance.

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**JOHN C. FISCHER**

Motion by Member Ashford, seconded by Member Hurtt to approve 2008#3 as read.

ROLL CALL:

Member Allen	Aye	Member Volter	Aye
Member Ashford	Aye	Member Boruske	Aye
Member Hurtt	Aye	Member Gunning	Aye

Motion carried—so ordered.

## **CITY OF DAYTON, KENTUCKY**

2008 - 4

### **AN ORDINANCE AMENDING THE DAYTON CODE OF ORDINANCES CHAPTER 110, SECTION 110.29, ELIMINATING THE EXEMPTION FOR MINISTERS OF RELIGION.**

This ordinance amends the business license procedures to eliminate the exemption of religious ministers from payment of the occupational license fee. This action is taken to abide by a decision of the Kentucky Supreme Court.

I, John C. Fischer, an attorney licensed to practice law in the Commonwealth of Kentucky, as City Attorney for the City of Dayton, Kentucky, do hereby certify that this summary was prepared by me at the direction of the Council of the City of Dayton, and that said summary is a true and accurate summary of the contents of the ordinance.

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**JOHN C. FISCHER**

Motion by Member Boruske, seconded by Member Allen to approve 2008#4 as read. Comments: City Att. Fischer said this ordinance has been proposed because a gentleman took Boone County to the Supreme Court. We're doing this so we protect the rest of the occupational and payroll for the entire town. Mayor Rankle asked if it was possible to enter into a contract with each church. He is not in favor of this ordinance. Maybe we can form a group to look into this.

ROLL CALL:

Member Ashford	Aye	Member Boruske	Aye
Member Hurtt	Aye	Member Gunning	Aye
Member Volter	Aye	Member Allen	Aye

Motion carried – so ordered.

ROLL CALL:

First Reading: Ordinance 2008#5

## **CITY OF DAYTON, KENTUCKY**

2008 - 5

### **AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DAYTON CHAPTER 154, SECTIONS 154.053, OUTDOOR SWIMMING POOLS**

Whereas, the Dayton Planning and Zoning Commission has held a hearing and made recommendation for acceptance of a zoning text amendment;

**BE IT ORDAINED BY THE CITY OF DAYTON, CAMPBELL COUNTY, KENTUCKY:**

**SECTION ONE:** The Code of Ordinances of the City of Dayton Chapter 154, Section 154.053, Outdoor Swimming Pools, is amended as follows:

(A) Private swimming pools. All private swimming pools shall be regulated according to the following requirement:

(1) Except as herein provided, no swimming pool or associated equipment shall be permitted within any ~~required yards~~ minimum front, side, or rear lot line nor within any public utility right-of-way easement. Above ground pools, including the apparatus and equipment pertaining to the operation of the swimming pool, shall be permitted within any ~~required yards~~ minimum side or rear lot line of the lot or easement; provided, however, that if at any time construction, repair, or maintenance is necessary within the easement, removal of the pool will be at the owner's expense.

(2) Swimming pools which are constructed in-ground shall be required to have a fence or wall, including a self-closing or self-locking door or gate around the pool or the property on which the pool is located. The fence or wall shall be at least four feet, but not more than seven feet in height (only classes 1, 3, 4, or 5 fences are permitted, as regulated in s§ 154.135 through 154.145); these fences or walls shall be constructed *in* a manner so that a small child may not reach the pool from the street or any adjacent property without climbing the fence or wall or opening the gate or door.

(3) (a) Swimming pools which are located above ground shall be required to have a fence or wall, including a self-closing or self-locking door or gate around the pool or property upon which the pool is located. The fence or wall shall be at least four feet, but not more than seven feet in height (only classes 1, 3, 4, and 5 are permitted as regulated by §§154.135 through 154.145). The fence or wall shall be constructed in a manner so that a small child may not reach the pool from the street or any adjacent property without scaling a fence or wall or opening the gate or door. The wall may be the wall of the above ground pool providing that the wall is at least four feet in height above the surrounding ground level.

(b) Any access to above ground pools by means of a ladder or stairway shall be provided with a self-closing or self-locking door or gate, or some other device that would prevent a small child from gaining access to the pool by means of a ladder.

(4) Glare from lights used to illuminate the swimming pool area shall be directed away from adjacent properties.

(5) All swimming pools and associated equipment shall be constructed and erected in accordance with all applicable codes, ordinances, and regulations of the city. Water used in the swimming pool which is obtained from other than a public source, shall be approved by the Northern Kentucky District Health Department.

(6) All swimming pools existing at the time of adoption of this chapter which are unprotected by a surrounding fence or wall, including gates or doors, as regulated herein, shall be required to comply with the provisions of this chapter within 60 days after its adoption.

(B) Public, semi-public, and commercial swimming pools. All public, semi-public, and commercial swimming pools shall be regulated according to the following requirements:

(1) Except as herein provided, no swimming pool and associated equipment shall be permitted within any required yards or within the limits of any public utility right-of-way easement.

(2) The swimming pool or the property on which the pool is located shall be surrounded by a fence or wall, including a self-closing and self-latching door or gate (only classes 1, 3, 4, and 5 fences are permitted, as regulated by §§ 154.135 through 154.145). The fence or wall shall be at least five feet in height, but not exceeding the height as permitted herein, and of that construction that a small child may not reach the pool from the street or from adjacent property without climbing the wall or fence or opening a door or gate.

(3) Glare from lights used to illuminate the swimming pool area shall be directed away from adjacent properties.

(4) All swimming pools and associated equipment of the swimming pool shall be constructed and erected in accordance with all applicable codes, ordinances, and regulations of the legislative body. Water used in the operation of the swimming pool, which is obtained from a public source, shall be approved of by the Northern Kentucky District Health Department.

(5) No mechanical device for the reproduction or amplification of sounds used in connection with swimming pools shall create a nuisance to adjacent residential properties.

**SECTION TWO:** This ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published, and shall be in effect at the earliest time provided by law.

PASSED by City Council of the City of Dayton, Campbell County, Kentucky assembled in regular session.

First Reading:  
Second Reading:

**CITY OF DAYTON, KENTUCKY**

by \_\_\_\_\_  
Kenneth E. Rankle  
its Mayor

**ATTEST:**

\_\_\_\_\_  
Donna Leger, its Clerk

First Reading: Ordinance 2008#6

**CITY OF DAYTON, KENTUCKY**

**2008 -6**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DAYTON CHAPTER 154, SECTIONS 154.091, I-1 (INDUSTRIAL ONE) ZONE, ADDING CHURCHS AS A CONDITIONAL USE.**

Whereas, the Dayton Planning and Zoning Commission has held a hearing and made recommendation for acceptance of a zoning text amendment;

**BE IT ORDAINED BY THE CITY OF DAYTON, CAMPBELL COUNTY, KENTUCKY:**

**SECTION ONE:** The Code of Ordinances of the City of Dayton Chapter 154, Section 154.091, I-1(Industrial One) Zone, is amended by adding as follows:

(A) Permitted uses. The following uses are permitted providing all permitted uses are in compliance with the performance standards set forth in §§ 154.190 through 154.192.

(1) The manufacturing, compounding, processing, packaging, repair or assembling of the following uses:

(a) Candy and confectionery products, food and beverage products, except the rendering or refining of fats and oils and excluding poultry and animal slaughtering and dressing.

(b) Cigars, cigarettes, and chewing tobacco.

(c) Cosmetics, pharmaceuticals, and toiletries.

(d) Animated or illuminated billboards and other commercial advertising structures.

(e) Electric appliances, television sets, phonographs, household appliances.

(f) Electrical and electronic machinery, equipment and supplies.

(g) Fountain and beverage dispensing equipment.

(h) Furniture and fixtures.

(i) Instruments of professional, scientific, photographic, and optical use.

(j) Metal products and metal finishing, excluding the use of blast furnaces or drop forges.

(k) Musical instruments, toys, novelties, jewelry, rubber or metal stamps.

(l) Office equipment.

(m) Pottery and figurines.

(n) Products from the following previously prepared materials: paper, glass, cellophane, leather, feathers, fur, or semi-precious metals, hair, horn, shell, tin, steel, wood, plastics, rubber, bone, cork, felt, fibers, yarn, wool, tobacco, stone, and clay.

(o) Textile products including asbestos products, canvas and burlap, clothing, cotton products, hosiery and knitting mills, rope and twine.

(2) Bottling and canning works.

(3) Body shops, service and repair of vehicles.

(4) Industrial engineering consultant offices.

(5) Laboratories, offices, and other facilities for research, both basic and applied, conducted by or for any industrial organization or concern, whether public or private.

(6) Laundries and dry cleaning plants, involving laundering and dry cleaning of articles delivered to the premises by commercial vehicles.

(7) Machine shops.

(8) Printing, engraving, and related reproduction processes.

(9) Public utilities' right-of-way and pertinent structures.

(10) Publishing and distribution of books, newspapers, and other printed material.

(B) Accessory uses.

(1) Customary accessory buildings and uses, including operations required to maintain or support any use permitted in this zone on the same lot as the permitted use, such as maintenance shops, power plants, and machine shops.

(2) Uses, as listed below, including within and entered from within any use permitted in this zone as a convenience to the occupants thereof, and their customers, providing accessory uses shall not exceed 10% of the gross floor area of the permitted uses in the building and no exterior advertising displays shall be visible from outside the building.

(a) Cafeterias.

(b) Coffee shops or refreshment stands.

(c) Soda or dairy bars.

(3) Fences and walls, as regulated by §§154.135 through 154.145.

(4) Signs, as regulated by §§ 154.170 through 154.177.

(C) Conditional uses. The following uses or any customary accessory buildings or uses subject to the approval of the Board of Adjustment, as set forth in §§ 154.049 and 154.247:

(1) Churches

~~(C)~~ (D) Area and height regulations, General. Any site proposed for development in this zone must have access to an approved "industrial street" (internal or collector) as provided for in Figure 1A. In addition all development must conform to the following:

(1) Minimum tract for industrial development. Three acres, except that development of a smaller tract adjacent to an existing three acre tract may be permitted.

(2) Minimum lot area within minimum tract: One-quarter acre.

(3) Minimum lot width at building setback line: 80 feet.

(4) Minimum front yard depth: 10 feet.

(5) Minimum side yard width on each side of lot: 10 feet.

(6) Minimum rear yard depth: 10 feet, except that where the flood levee right-of-way forms the rear property line, no rear yard setback is required.

(7) Maximum building height: 40 feet or three stories.

~~(D)~~ (E) Area and height regulations, Small Businesses. The Planning and Zoning Commission may designate a contiguous area not greater than ten percent (10%) of the entire I-1 (Industrial One) Zone for Small Businesses. Any site proposed for development in this zone must have access to an approved "industrial street" (internal or collector) as provided for in Figure 1A. In addition all development must conform to the following:

(1) Minimum lot area within minimum tract: 6,600 square feet.

(2) Minimum lot width at building setback line: 60 feet.

(4) Minimum front yard depth: 10 feet.

(5) Minimum side yard width on each side of lot: 10 feet.

(6) Minimum rear yard depth: 10 feet, except that where the flood levee right-of-way forms the rear property line, no rear yard setback is required.

(7) Maximum building height: 40 feet or three stories.

~~(E)~~ (F) Other development controls.

(1) Off-street parking and loading or unloading shall be provided in accordance with §§ 154.105 through 154.122.

(2) No lighting shall be permitted which would glare from this zone onto any street, or into any adjacent property.

(3) Where any yard of any use permitted in this zone abuts a residential zone, a minimum yard requirement of 30 feet shall be provided, with a screening area, as regulated by § 154.052. For purposes of this subsection, the term "residential zone" shall not include any zone with the designation "Phased Industrial One [(P) I-1].

(4) A site plan, as regulated by § 154.054, shall be required for any use in this zone.

(5) When exterior modifications or additions are proposed in the I-1 Zone, a site plan shall be submitted to the Planning Commission for their review, who shall make a determination whether or not the proposed improvements (new construction, an addition to existing development, accessory uses, parking and the like) are in general conformance

with the requirements for section 154.091. If it is determined that the proposed improvements are in general conformance with section 154.091, and all other applicable requirements of this chapter are met, the Planning Commission shall approve the plan and authorize the City Inspector/ Zoning Administrator to issue a zoning permit for the proposal. Landscaping as approved by the Planning Commission, shall be required within the minimum front yard.

(6) Where development is proposed that abuts an existing street right-of-way, that has not been adequately or clearly recorded, the site plan for such development shall be required to indicate the dedication (or rededication) of the adequate width for said right-of-way.

(7) Where any streets or alleys are closed (as illustrated on Figure 1A) easements for utilities shall be provided, where applicable.

**SECTION TWO:** This ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published, and shall be in effect at the earliest time provided by law.

**PASSED** by City Council of the City of Dayton, Campbell County, Kentucky assembled in regular session.

First Reading: \_\_\_\_\_, 2008  
 Second Reading: \_\_\_\_\_, 2008

**CITY OF DAYTON, KENTUCKY**

by \_\_\_\_\_  
 Kenneth E. Rankle  
 its Mayor

**ATTEST:**

\_\_\_\_\_  
 Donna Leger, its Clerk

First Reading: Ordinance 2008#7

**CITY OF DAYTON, KENTUCKY**

**2008#7**

**AN ORDINANCE AMENDING ORDINANCE 2007#2 SETTING FORTH COMPENSATION AND NUMBER OF AUTHORIZED POSITIONS FOR EMPLOYEES UNDER THE DAYTON JOB CLASSIFICATION SYSTEM. ORDINANCES IN CONFLICT REPEALED**

**BE IT ORDAINED BY THE CITY OF DAYTON, CAMPBELL COUNTY, KENTUCKY:**

**SECTION ONE:** Compensation ranges for employees and number of authorized positions under the Dayton Job Classification System shall be as follows:

Position	(No. Authorized)	Pay Range
City Administrative Officer	(1)	50,000.00 - <del>70,000.00</del> <u>72,000.00</u>
Assistant City Administrator		
Codes Director	(0)	22,000.00 - 36,000.00
City Clerk/Treasurer	(1)	35,000.00 - <del>50,000.00</del> <u>52,000.00</u>
Ass't City Clerk/Treasurer	(1)	25,000.00 - <del>35,000.00</del> <u>37,000.00</u>
Administrative Secretary	(1)	24,000.00 - <del>30,000.00</del> <u>32,000.00</u>
Chief of Police	(1)	45,000.00 - <del>55,000.00</del> <u>57,000.00</u>
Captain	(0)	
Lieutenant	(0)	
Sergeant	(1)	39,000.00 - <del>44,000.00</del> <u>46,000.00</u>
Corporal	(3)	34,700.00 - <del>42,000.00</del> <u>44,000.00</u>
Patrol Officer	(4)	31,000.00 - <del>36,000.00</del> <u>38,000.00</u>
Part-time Patrol Officer	(6)	10.00 - 12.00 per hour

<u>Police Building Codes</u>	(1)	<u>34,000.00 – 39,000.00</u>
Police Clerk	<del>(2)</del> (1)	8.00 - <del>13.00</del> <u>15.00 per hour</u>
Fire Chief	(0)	
Assistant Fire Chief	(0)	
Fire Captain	(0)	
Fire Lieutenant	(0)	
Firefighter/Inspector		
Paramedic	(0)	
Firefighter	(0)	
Superintendent, Public Works	(1)	35,000.00 - <del>45,000.00</del> <u>47,000.00</u>
Crew Leader	(0)	25,000.00 - 32,000.00
Laborer	<del>(2)</del> (3)	10.00 - <del>15.00</del> <u>17.00 per hour</u>
Laborer (23 hrs./week)	(1)	7.00 - 12.00 per hour
Seasonal Laborer (4/1-10/31) (40 hrs./week)	(0)	
City Inspector	(0)	
Blight Inspector	(0)	
Blight Administrator	(0)	22,000.00 - 30,000.00
Secretary to City Inspector	(0)	
Janitor (10 hrs/week)	(1)	7.00 per hour - 10.00 per hour
Recreation Director	(0)	
Main Street Manager (20 hrs./week)	(1)	14.90 - <del>16.00</del> per <u>18.00</u> hour

**SECTION TWO:** Unless otherwise stated, the compensation stated in Section One shall be a yearly amount based upon the normal number of hours required for each position under the Job Classification System and does not include overtime pay as authorized under the Employee Personnel Policy.

**SECTION THREE:** City Council may, by resolution, authorize the payment of a year end bonus to any or all employees in an amount not to exceed One Hundred Dollars (\$100.00)

**SECTION FOUR:** Any and all ordinances including or portions thereof in conflict herewith are hereby repealed.

**SECTION FIVE:** This ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published, and shall be in effect at the earliest time provided by law.

**PASSED** by City Council of the City of Dayton, Kentucky assembled in regular session.

First Reading:  
Second Reading:

**CITY OF DAYTON, KENTUCKY**

by \_\_\_\_\_  
Kenneth E. Rankle  
its Mayor

**ATTEST:**

\_\_\_\_\_  
Donna Leger, its Clerk

**STANDING COMMITTEE REPORTS:**

Finance (Member Volter):

Budget Meeting April 15, 2008.

Public Works (Member Ashford):

Member Ashford donated a bench seat for the public works van so they could transport more workers.

Public Safety (Member Allen)

No report.

Parks & Real Estate (Member Hurtt):

There will be a Pet Fair and P.T Cruiser show at Gil Lynn Park on Saturday, April 26.

Personnel, Law & Printing (Member Gunning):

No report.

Economic Development (Member Boruske):

No report.

UNFINISHED BUSINESS:

Member Gunning asked about the two-way street on Ervin Terrace. What is the status? City Adm. Redmond said the Department of Transportation has been contacted and has done a study. At this point they have not gotten back with me. Maybe by the next meeting.

Mr. Bricking was asked about the USS Nightmare. Mr. Bricking said the boat was there when he purchased the property. Mr. Bricking is paid \$6,000 a year to store the boat. Why is the city so worried about letters from people living in Ohio? Mayor Rankle said he is getting complaints from Ohio residents and Dayton residents. Other cities benefit from the boat, its an eyesore, take it to the cities that benefit. Mr. Bricking said the money that he generates helps the city. In the summer my business generates about 900 people a weekend coming into the city. The money I generate goes back into my business. Mr. Bricking called the owner of the boat, and asked that the boat be removed. Member Boruske told Mr. Bricking you're in the storage business and that's how you make your money, I understand. When the boat leaves in September, Mr. Bricking said he could keep it from coming back, but not until then. Mr. Bricking said the city has always been helpful to him and he wants to work with the city.

Member Volter attended a 471-study meeting. It's not just about route 8 but the entire loop. A lot of things are in the works. You can voice your opinion at [www.471study.org](http://www.471study.org).

NEW BUSINESS:

Request from Douglas Polly, 409 Fourth Avenue, for a handicap parking space. This is a family owned home, no off-street parking and the physician has signed the application. City Adm. Redmond recommend the sign be granted. Motion by Member Boruske, seconded by Member Gunning to approve the handicap parking space for 409 Fourth Avenue. Motion carried—so ordered.

Member Hurtt suggested that City Att. Fischer review the new Newport Rental Ordinance and see if we can adopt such an ordinance to help with blight in the city. City Att. Fischer suggested that a copy be sent to Carl Tabar, Police Officer/Code Specialist. City Att. Fischer would like Mr. Tabar's input.

ADJOURNMENT:

Motion by Member Boruske, seconded by Member Allen to adjourn. Motion carried—so ordered.

Respectfully submitted,

Donna Leger  
Clerk/Treas.

ATTEST:

Kenneth E. Rankle  
Mayor