

CITY OF DAYTON, KENTUCKY  
COUNCIL MEETING  
SEPTEMBER 2, 2008

A regular meeting of the Dayton City Council was held on September 2, 2008, 7:00 p.m. in the Council Chamber of the Dayton City Building. Mayor Rankle opened the meeting with a silent prayer and 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 announced the Senior Picnic will be held on September 10th at the VFW. He urged Dayton's senior citizens to call the city building and make a reservation. Rides will be provided to those who need them.

There will be a public hearing on the TIF financing for the Riverfront Development Plan on September 11th, 6:00 p.m., and another public hearing on October 7th at 6:00 before the regular council meeting. Before October 7th, City Attorney Fischer and City Administrator Redmond will meet with DCI to make changes to the development plan to include wording that TIF bonds are to be sold.

Mayor Rankle said the Corp of Engineers will give guidelines to DCI for them to comply with by October 1st. If DCI doesn't comply, the city will do the work.

City Administrator Redmond said the holdup has been the consent decree signed by the Sanitation District concerning sewage bypasses. The Sanitation District is telling the developer that 2 new reservoirs must be built to capture grit material, which will be pumped out every month. This has caused a five-month delay. The Sanitation District has agreed to the additional costs. If the contractor is not agreeable, the developer will hire additional contractors. This has involved the Sanitation District, EPA, DCI and the contractor. Mayor Rankle said he is 100% sure this project will happen.

Mayor Rankle said that he would like to require that dumpsters be enclosed, and directed City Attorney Fischer to draft such an ordinance.

Mayor Rankle said he would like to eliminate chain link fences and wooden privacy fences be prohibited in the Central Business District. Member Hurtt motioned to refer this matter to P & Z for the purpose of changing the fencing regulations in the CDBD to prohibit chain link fences, wooden privacy fences, and fences higher than 4 feet. Member Ashford seconded the motion. Motion carried--so ordered.

Mayor Rankle said he has received many calls about recycling. He said a trailer with compartments for plastic, glass and paper would be good. Member Hurtt said we have tried it before; Member Ashford said it is a good idea. City Administrator Redmond said it is a real success when it is completely supervised.

CITY ADMINISTRATOR'S REPORT

City Administrator Redmond recommended approving the parking application request from David T. Lane, 305 Dayton Avenue. Member Boruske motioned and Member Hurtt seconded, to approve the handicap parking space for David T. Lane. Motion carried--so ordered.

Regarding the handicap-parking request from Doris and Mark Burchfield, 612 McKinney, discussion resulted about whether or not the space could be installed across the street from their house. Member Hurtt motioned and Member Gunning seconded that the matter be tabled until further research can be done. Motion carried--so ordered.

CONSENT AGENDA

Motion to approve the minutes of the August 5, 2008 City Council meeting as submitted by Member Boruske, seconded by Member Allen. Motion carried--so ordered.

Mayor Rankle proposed taking a 2% increase instead of a 4% increase this year. Member Ashford said our rate is too high to begin with. Member Ashford motioned to take a 2% increase in real estate taxes this year and Member Boruske seconded the motion. Motion carried--so ordered.

FIRST READING

**CITY OF DAYTON, KENTUCKY**

**2008- # 10**

**AN ORDINANCE PROVIDING FOR THE IMPOSITION, LEVY, COLLECTION AND APPORTIONMENT OF TAXES FOR THE CITY OF DAYTON, CAMPBELL COUNTY, KENTUCKY FOR THE FISCAL YEAR JULY 1, 2008 THROUGH JUNE 30, 2009.**

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

**SECTION ONE:** There shall be imposed, levied and collected for the Fiscal Year July 1, 2008 through June 30, 2009, by the City of Dayton, Kentucky, the sum of .4180 under the General Chapter of said City, as amended, and also an Act concerning the assessment and valuation for taxation of the corporate franchise and intangible properties, as amended, on each \$100.00 valuation of real and mixed property; .5009 on all automobile and watercraft personal property and .7400 on all other personal property, choses in action, evidence of debt, and corporate franchises within said City as certified by the Property Valuation Administrator to Council, as assessed and returned for taxation to said City by the State Railroad Commission, the State Board of Valuation and Assessments and the Revenue Cabinet and certified by the State Auditor to the Council; if for any reason property has not been listed for taxation, then by the Mayor and Council; further, upon such property within the corporate limits of said City subject to taxation, except the deposits of Banks and Trust Companies, hereinafter mentioned.

**SECTION TWO:** Said levy and assessment of .4180 on real and mixed property; .5009 on all automobile and watercraft personal property and .7400 on all other personal property on each \$100.00 valuation as set out above, shall be imposed, collected, levied and apportioned to and for the following purposes, and in the following proportions:

**Real Property:**

For the current general and incidental expenses of said City the sum of .3680  
For the acquisition and maintenance of parks within the City, the sum of .0500.

**Personal Property:**

For the current general and incidental expenses of said City the sum of .6900  
For the acquisition and maintenance of parks within the City, the sum of .0500

**Automobiles and Watercraft:**

For the current general and incidental expenses of said City the sum of .5009;

**SECTION THREE:** There shall be imposed and collected for said City, as permitted under KRS 136 on the taxable fair cash value of bank deposits within the city as assessed, corrected, altered, certified and returned by the Revenue Cabinet or as assessed by the Mayor and Council, if for any reason said deposits have not been listed in any manner for taxation, sum equal to twenty-five thousandths of one percent (.025%) of those deposits. The levy called for in this Section shall be imposed, levied, collected and apportioned for payment of incidental expenses of the City. Those banks upon which the above tax is imposed may pay the sum due less 2% if paid by December 31, 2008 or the full amount by January 31, 2009. Thereafter the penalty and interest shall be imposed.

**SECTION FOUR:** All revenues received are hereby apportioned as in the preceding Sections and set apart and shall be apportioned and set apart exclusively for the several purposes therein mentioned. Any transfer of such funds are hereby prohibited.

**SECTION FIVE:** The City Clerk/Treasurer shall make out the tax bills in accordance with the altered, corrected and returned assessment list in books provided for that purpose and said City Clerk/Treasurer shall show in the books of the City the total amount of taxes collectable for the year. Further, the City Clerk/Treasurer shall publish all notices of taxes due as required by law, if any, according to the requirements of KRS Chapter 424.

**SECTION SIX:** The taxes hereby levied shall be due and payable on and after September 18, 2008 at the office of the City Clerk/Treasurer and shall be delinquent after November 6, 2008, or as otherwise provided by Council by order, and the City Clerk/Treasurer shall thereafter proceed to attach to each bill a penalty of 20%. The City Clerk/Treasurer shall proceed to collect the delinquent taxes as provided by law until such time as the Council shall instruct the City Clerk/ Treasurer to refer all delinquent bills to the City Attorney for collection by taking legal action, if necessary. Interest at the rate of 12% per annum shall be charged on the account of such tax from November 6, 2008, or as otherwise provided by Council by order, to the date of payment.

**SECTION SEVEN:** 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: September 2, 2008  
Second Reading: September \_\_\_\_, 2008

**CITY OF DAYTON, KENTUCKY**

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

**ATTEST:**

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

City Administrator Redmond said that this will reduce property taxes by 19% and commended Council's actions. He stated it was not a great financial action, but a compassionate action. There will be a special meeting for the second reading of the tax rate ordinance on September 15, 6:00 p.m.

Kentucky League of Cities will give us a 5% discount in insurance costs if we adopt a new drug-free workplace policy. City Attorney Fischer said we need to adopt it as soon as possible in order to get the decrease, so we will adopt it in the form of an order. We will save \$3000 a year. We can later determine if it needs to be changed, and after that adopt it as an ordinance. This will give the personnel committee a change to review it. The new policy requires that we test for 11 substances. Zero tolerance may no longer be referred to in the policy.

## **CITY OF DAYTON, KENTUCKY**

2008- 4R

### **AN ORDER ADOPTING AN AMENDED DRUG FREE WORKPLACE POLICY.**

WHEREAS, the City of Dayton, Kentucky has previously adopted a Drug Free Workplace Policy; and

WHEREAS, the City of Dayton desires update that policy and provide for better testing and for proper due process for its employees;

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

**SECTION I:** The City of Dayton here adopts the following Drug Free Workplace Policy:

#### **Section 1. PURPOSE**

To establish a drug-free workplace policy for the City of Dayton in compliance with 803 KAR 25.280, certification of drug-free workplace.

#### **Section 2. SCOPE**

This policy is applicable to all regular and part-time employees of the City of Dayton.

#### **Section 3. POLICY STATEMENT**

1. The City of Dayton is committed to providing a safe work environment and to fostering the well being and health of its employees. That commitment is jeopardized when any employee uses alcohol or illegal drugs on the job, comes to work under their influence, or possesses, distributes or sells drugs in the workplace. The goal of this policy is to balance respect for individual employees with the need to maintain a safe, productive and drug-free work environment. The intent of the policy is to offer assistance to those who need it, while providing clear notice that the unlawful manufacture, distribution, dispensation, possession, or use of alcohol or a controlled or illicit drug in the workplace is incompatible with employment with the City of Dayton. Therefore, the unlawful manufacture, distribution, dispensation, possession, or use of alcohol or a controlled or illicit drug is prohibited in the workplace.
2. Violations of this order are subject to disciplinary action up to and including termination of employment.

#### **Section 4. DEFINITIONS**

As used in this Order:

1. "Alcohol" means ethyl alcohol, hydrated oxide of ethyl, or spirit of wine, produced from any source or process.
2. "Consortium" means an entity, which may involve varied pools of employers and their employees, established to provide cost-effective services to employers to help the employers comply with drug-free workplace program requirements and may provide employer education, supervisor training and drug and alcohol testing at a reduced cost to the employers who choose to participate.
3. "Drug" means a controlled substance as defined in KRS 218A.010(6) and as established in 802 KAR Chapter 55, including:
  - (a) Amphetamines;
  - (b) Cannabinoids/THC;
  - (c) Cocaine;
  - (d) Opiates;
  - (e) Phencyclidine (PCP);
  - (f) Benzodiazepines;
  - (g) Propoxyphene;
  - (h) Methaqualone;
  - (i) Methadone;
  - (j) Barbiturates;
  - (k) Synthetic Narcotics
  - (l) Illicit substances; and

- (m) Volatile substances as defined in KRS 217.900(1), including any glue, cement, or paint or other substance containing a solvent or chemical having the property of releasing toxic vapors or fumes which when inhaled may cause a condition of intoxication, inebriation, stupefaction, dulling of the brain or nervous system, or distortion or disturbance of the auditory, visual, or mental processes.
- 4. "Drug or alcohol rehabilitation program" means a service provider that provides confidential, timely, and expert identification, assessment, treatment, and resolution of employee drug or alcohol abuse.
- 5. "Drug test" or "test" means a chemical, biological, or physical instrumental analysis administered by a qualified laboratory for the purpose of determining the presence or absence of a drug or its metabolites or alcohol pursuant to standards, procedures and protocols established by the U.S. Department of Health and Human Services' Substance Abuse and Mental Health Services Administration (SAMHSA).
- 6. "Employee" means any person who works for salary, wages, or other remuneration for the City of Dayton.
- 7. "Employee Assistance Program" means an established program providing:
  - (a) Professional assessment of employee personal concerns;
  - (b) Confidential and timely services to identify employee alcohol or drug abuse;
  - (c) Referral of employees for appropriate diagnosis, treatment, and assistance with regard to employee alcohol or substance abuse; and
  - (d) Follow-up services for employees who participate in a drug or alcohol rehabilitation program and are recommended for monitoring after returning to work.
- 8. "Employer" means the City of Dayton, Kentucky.
- 9. "Illicit substance," as defined in KRS 351.010(m), means a prescription drug used illegally or in excess of therapeutic levels and also means an illegal drug.
- 10. "Medical review officer" or "MRO" means a licensed physician with knowledge of substance abuse disorders, laboratory testing, chain of custody, collection procedures, and the ability to verify positive, confirmed test results. The MRO shall possess the necessary medical training to interpret and evaluate a positive test result in relation to the person's medical history or any other relevant biomedical information.
- 11. "Qualified laboratory" means a laboratory certified in accordance with the National Laboratory Certification Program (NLCP) by the United States Department of Health and Human Services' Substance Abuse and Mental Health Services Administration (SAMHSA).
- 12. "Reasonable suspicion testing" means drug or alcohol testing that meets the requirements in Section 7 of this order.
- 13. "Substance" means drugs or alcohol.

**Section 5. EMPLOYEE AND SUPERVISOR ALCOHOL AND SUBSTANCE ABUSE EDUCATION AND AWARENESS TRAINING**

- 1. All employees, including supervisors, shall receive at least one (1) hour of initial alcohol and substance abuse education and awareness training. Thereafter, all employees shall receive at least thirty (30) minutes of refresher training each year. All training shall include, at a minimum, information concerning:
  - (a) The dangers of alcohol and drug abuse in the workplace;
  - (b) The employer's policy of maintaining a drug-free workplace;
  - (c) The effects of alcohol and drug use on an individual's health, work and personal life;
  - (d) The disease of alcohol or drug addiction;
  - (e) Signs and symptoms of an alcohol or drug problem;
  - (f) Alcohol and drug testing;
  - (g) The role of co-workers and supervisors in addressing alcohol or drug abuse;
  - (h) Available drug counseling, rehabilitation and employee assistance programs;
  - (i) Referrals to an employee assistance program; and
  - (j) Penalties for violation of the drug-free workplace policy.
- 2. All supervisors shall receive, in addition to the training specified in paragraph one (1) of this subsection, at least thirty (30) minutes each year of alcohol and substance abuse education and awareness training which shall include, at a minimum, information on:
  - (a) Recognizing the signs of employee alcohol or substance abuse;
  - (b) How to document signs or employee alcohol or substance abuse;

- (c) How to refer employees to an employee assistance program or other alcohol or substance abuse treatment program; and
  - (d) Legal and practical aspects of reasonable suspicion testing for the presence of drugs and alcohol.
3. Written materials explaining the policies and procedures of the drug-free workplace program shall be provided to employees as part of the training program.
  4. The employer shall annually verify that the frequency and duration of each employee and supervisor training session meets the requirements of this section.
  5. The employer shall annually verify that all employees have participated in the required alcohol and substance abuse education and awareness training program.

**Section 6. BREATH ALCOHOL AND URINE DRUG TESTING**

1. Job applicants and employees shall be required to submit for breath alcohol testing at the following times:
  - (a) After conditional offer of employment;
  - (b) Upon reasonable suspicion of prohibited alcohol use;
  - (c) Following an accident on the premises of the employer or in the course of employment for the employer that results in an injury requiring off-site medical attention; and
  - (d) At follow-up testing at least once per quarter for one (1) year after the employee's successful completion of an employee assistance program for alcohol-related problems, or an alcohol rehabilitation program, or as recommended by the person administering the alcohol rehabilitation program.
2. Job applicants and employees shall be required to submit for urine drug testing at the following times:
  - (a) After conditional offer of employment;
  - (b) After being selected using a statistically valid, unannounced random method;
  - (c) Upon reasonable suspicion of prohibited drug use;
  - (d) At follow-up testing at least once per quarter for one (1) year after the employee's successful completion of an employee assistance program for drug-related problems, or a drug rehabilitation program, or a recommended by the person administering the drug rehabilitation program; and
  - (e) Following an accident on the premises of the employer or in the course of employment for the employer that results in an injury requiring off-site medical attention.

**Section 7. REASONABLE SUSPICION TESTING**

Reasonable suspicion testing shall be based on a belief that an employee is using or has used drugs or alcohol in violation of the employer's drug-free workplace policy, drawn from specific objective and articulable facts and reasonable inferences drawn from those facts in light of experience, training or education. Objective criteria include:

1. While at work, direct observation of drug or alcohol use or of the physical symptoms or manifestations of being under the influence of a drug or alcohol;
2. While at work, abnormal conduct, erratic behavior or a significant deterioration in work performance;
3. A report of drug or alcohol use provided by a reliable and credible source;
4. Evidence that an employee has tampered with a drug or alcohol test during employment with the current employer;
5. Information that an employee has caused, contributed to or been involved in an accident while at work; or
6. Evidence that an employee has used, possessed, sold, solicited or transferred illegal or illicit drugs or used alcohol while on the employer's premises or while operating the employer's vehicle, machinery or equipment.

**Section 8. TESTING PROCEDURES**

1. All drug and alcohol testing in the drug-free workplace program shall be conducted in accordance with applicable federal and state requirements, including requirements for participation in the drug-free workplace program set forth in 803 KAR 25.280.
2. The collection of samples and administration of drug and alcohol tests shall follow all standards, procedures and protocols set forth by the U.S. Department of Health and Human Services Substance Abuse and Mental Health Administration (SAMHSA).
3. Test results will be obtained by a qualified laboratory as defined in Section 4 of this order.
4. The alcohol and drug testing program shall include the following minimum testing protocol:
  - (a) A breath alcohol concentration of .04 shall be the maximum acceptance level of concentration.

- (b) An eleven (11) panel urine test that shall include testing for the following substances:
- i. Amphetamines;
  - ii. Cannabinoids/THC
  - iii. Cocaine
  - iv. Opiates
  - v. Phencyclidine (PCP)
  - vi. Benzodiazepines;
  - vii. Propoxyphene;
  - xiii. Methaqualone;
  - ix.. Methadone;
  - x. Barbiturates
  - xi. Synthetic Narcotics

**Section 9. MEDICAL REVIEW OFFICER**

1. All test results shall be submitted for medical review by the medical review officer (MRO), who shall consider the medical history of the job applicant or employee, as well as other relevant biomedical information.
2. If there is a positive test result, the job applicant or employee shall be given an opportunity to report to the MRO the use of any prescription or over-the-counter medication.
3. If the MRO determines there is a legitimate medical explanation for a positive test result, the MRO may certify that the test result does not indicate the unauthorized use of alcohol or drugs.
4. If the MRO determines, after appropriate review, there is not a medical explanation for the positive test result other than the unauthorized use of alcohol or drugs, the MRO shall refer the individual tested to an employee assistance program or to a personnel or administrative officer for further proceedings in accordance with the employer's drug-free workplace program.
5. Determinations concerning the use of alcohol or a controlled or illicit substance shall comply with all procedures outlined in the U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration (SAMHSA) "Medical Review Officer Manual for Federal Agency Workplace Drug Testing Programs".

**Section 10. EMPLOYEE ASSISTANCE PROGRAM**

1. The drug-free workplace program shall include an Employee Assistance Program (EAP) for employees and supervisory personnel as defined in Section 4 of this order.
2. The Employee Assistance Program may be provided as part of the employer's personnel services, by an entity with which the employer contracts that provides EAP services or by participation in a consortium as defined in Section 4 of this order.
3. The Employee Assistance Program shall provide services regardless of race, color, religion, national origin, disability, sex, or age.

**Section 11. CONSEQUENCES FOR VIOLATION OF DRUG-FREE WORKPLACE POLICY**

1. The employer shall allow all employees who receive a positive confirmed test for use of alcohol and/or drugs the opportunity to explain the test results to the appropriate Medical Review Officer prior to taking an adverse action.
2. Violation of the drug-free workplace policy may result in disciplinary action, including possible termination.

**Section 12. CONFIDENTIALITY OF TEST RESULTS**

Records of drug or alcohol test results, written or otherwise, received by the employer shall be confidential communications and shall not be disclosed by the employer to any party unless a written release of information is signed by the employee or release is ordered by a court of competent jurisdiction.

**Section 13. MAINTENANCE OF RECORDS**

The employer shall maintain controlled access at its place of business of the following records for review by the Kentucky Labor Cabinet, Department of Workers' Claims:

1. Names and position titles of all employees and supervisory personnel trained under the drug-free workplace program; and
2. The names of all persons who presented alcohol and substance abuse training for the program.

**Section 14. DRUG-FREE WORKPLACE STATEMENT**

Each employee shall be provided a copy of a drug-free workplace statement. The statement shall:

1. Notify employees that the unlawful manufacture, distribution, dispensation, possession or use of alcohol or a controlled or illicit substance is prohibited in the workplace;
2. Identify methods that may be used by the employer to determine if an employee has violated the prohibition; and
3. Specify actions that will be taken against employees for violation of the prohibition.
4. Each employee must acknowledge receipt and understanding of the statement as a condition of employment.

**SECTION TWO:** This order shall be signed by the Mayor, attested by the City Clerk, recorded, and shall be in effect at the earliest time provided by law and a certified copy provided to the necessary officials and agencies.

**PASSED** by City Council of the City of Dayton, Campbell County, 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 to approve 2008 4R by Member Boruske, seconded by Member Ashford.

Roll Call:

Member Hurtt	aye	Member Gunning	aye
Member Volter	aye	Member Allen	aye
Member Boruske	aye	Member Ashford	aye

Motion carried--so ordered.

**DEPARTMENT HEADS REPORT**

Fire Chief Denny Lynn apologized for not attending the last two meetings. Chief Lynn explained that physicals will be given to his department at a cost of \$325 each as a preventive measure. The city administrators of Bellevue and Dayton and Chief Lynn held interviews for promotion to fill Lt./ Inspectors Henderson's position. The announcement of the successful candidate will be made tomorrow.

Chief Lynn said his department would apply for a grant to help finance the manpower of a second squad. The fireboard has been given a packet and will confer with the city administrators regarding the financial costs. Everything will be based on getting the grant; a second squad would be impossible without it. NFPA1710 protocol requires 2 firemen as a backup for every 2 firemen fighting a fire. We would need 6 more men per shift.

Police Chief Jim Werner stated he would be picking up a 2009 crown Victoria tomorrow. There are no hybrids available: if we order one in January of 2009, we wouldn't get it until 2010. There are three cars in the Police Department that is in poor condition. Mr. Redmond said we could buy a pre-owned Ranger or S-10 for our Codes Officer at an on-line auction, the way Public Works Supervisor got the previously owned leaf machine. Officer Tabar can use it with great efficiency, and then it can go to the Public Works department. He stated that home fleets are a luxury that we can no longer afford. It's a sacrifice for our citizens to have police officers drive cars home. Member Ashford said we started it because we were a revolving door with officers leaving. It was thought that officers take better care of their cars, and take pride in them. Mrs. Nancy Martin stated she thought the police cars should be number one. City Administrator Redmond said if we do not find ways to conserve, it is his recommendation to halt the home fleet plan. The issue will be tabled until we find out what's going on with the state contract. Mr. Redmond said Public Works is rebuilding a 97 Ford. We bought the bed for \$450 and fenders for \$70 apiece. We can get a truck for Officer Tabar.

Superintendent of Public Works Bobby Fuller said Dayton Pike has been paved. All the contracted street work should be complete by the end of October. He now has a paint machine and has restriped around schools and parking lot. It has eliminated manpower and material. He will contact the water district about coming back for repairs where necessary.

Member Volter said that Duke Energy performed work in the 300 block of 5th, and has yet to remove poles and dirt. Bobby Fuller will talk to Rhonda Whittier, who is our contact at Duke Energy.

Member Ashford said that the floodwall looks great. Mr. bricking told Member Ashford how quickly Superintendent of Public Works responded to his water problem.

**CORRESPONDENCE**

Assistant Clerk/Treasurer Barb Washington read the following correspondence: a letter of thanks to City Administrator Redmond from Dayton Schools Superintendent Gary Rye for the painting done around the schools; and a letter to the Mayor, Council and Park Board from Jerry Fleeter, Cub Master, for allowing the pack and their families the use of the park on Covert Run.

**PETITIONS**

Ms. Lisa Weitz, owner of the Rivernuts Tavern, asked to close Clay Street from 6th to 7th Avenue for a Bikers against Child Abuse fundraiser on Saturday, September 13th. Chief Werner had no objection as long as the area is posted 48 hours in advance. Public Works Superintendent will get wooden horses and post the area at 2:00.

**UNFINISHED BUSINESS**

The City has petitioned the court about the burned out house at 3rd and Vine. The hearing will be on September 12, 2008.

Member Hurtt spoke to Mr. Klosterman about the illegal shack in the 600 block of 3rd Avenue. It is being added onto instead of being torn down. City Administrator Redmond said that the 30-day period is almost up, then county and city codes will take effect.

**NEW BUSINESS**

Member Hurtt said there is over \$28,000 in the multifamily conversion fund. She would like to also use that money to promote offstreet parking. Member Volter said it is a good idea. Member Boruske said we don't want to run out of money. Member Ashford said it would be ideal to do both. Member Hurtt motioned for an order to be written to establish an incentive program for new rear off street parking, reimbursements to be \$500 with a limit of two spaces, and Member Ashford seconded. Motion carried--so ordered.

Motion to adjourn by Member Boruske, seconded by Member Gunning.

Respectively Submitted,

Barbara Washington  
Assistant City Clerk/Treasurer

ATTEST:

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Kenneth E. Rankle, Mayor