

CITY OF DAYTON, KENTUCKY  
COUNCIL MEETING  
November 3, 2009

A regular meeting of the Dayton City Council was held on November 3, 2009, 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 Brooks	Present	City Adm. Redmond	Present
Member Volter	Present	City Attorney Fischer	Present
Member Boruske	Present		

Mayor's Report:

Mayor Rankle welcomed everyone attending the meeting and thanked the police department and the public works for all their participation during trick or treat in the City. The weather was great and there were no incidents. Laura Stockton and volunteers had hot dogs and chips at Gil Lynn park and then moved to the town center during trick or treat hours. Mayor Rankle received many positive comments and one negative comment regarding the time of trick or treat being after dark.

Mayor Rankle stated that Bobby Fuller the public works superintendent will receive his road scholar award at a luncheon on Friday November 13, 2009.

Mayor Rankle spoke about the rental fees that are paid in the City of Dayton. Around seven years ago the City began what is called the Multifamily conversion account in which a portion of the rental fee is applied to and in return is used for the conversion from a two family to a single family home and for off street parking. The account has approximately forty thousand dollars in it at this time. Mayor Rankle suggested using about half of this money toward Façade grants. These grants would apply to Sixth Avenue from Main to O'Fallon. The City would form a committee made up of three non-elected officials to oversee this program. The program would possibly be a 60% - 40% or a 50% - 50% grant. The Old Dime store and the boys from Italy (Buona Vita Pizzeria) are interested in the program. City Administrator Redmond mentioned that there were not many interested parties in the parking pads or the multi-family conversions so therefore he agrees with this idea. City Administrator Redmond agrees with the area but feels it should include the houses also. Mayor Rankle has three individuals in mind for the committee which would include Sandy Trutschel, Cathy Gordon and Mike Lenz. Motion made by Member Boruske and seconded by Member Allen to use Twenty thousand of the fund and to form a committee of three for Façade grants. Motion carried - so ordered.

CITY ADMINISTRATOR'S REPORT:

City Administrator Redmond spoke regarding the cleanup at ninth and Ervin Terrace in 2006. The cleanup was a nightmare but the neighborhood needed it badly. The City was sued for this action and it ended up costing the City five thousand dollars for which the Federal judge threw out the case and called for a motion for summary judgment.

CONSENT AGENDA

Motion by Member Volter, seconded by Member Brooks to approve the minutes from October 6, 2009 council meeting as received. Motion carried – so ordered.

ORDINANCES & ORDERS

Second reading:

**CITY OF DAYTON, KENTUCKY**

2009 - #12

**AN ORDINANCE AMENDING THE DAYTON CODE OF ORDINANCES CHAPTER 50.04 REGARDING REMOVAL OF GARBAGE**

This ordinance amends the Dayton Code of Ordinances to require that all mattresses, upholstered furniture and the pillows and cushions there from be wrapped securely in plastic before being placed for garbage and trash collection.

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.

\_\_\_\_\_  
JOHN C. FISCHER

Motion made by Member Boruske to approve ordinance 2009 #12 and seconded by Member Gunning.

Roll Call:

Member Ashford	Aye	Member Boruske	Aye
Member Brooks	Aye	Member Gunning	Aye
Member Volter	Aye	Member Allen	Aye

First reading:

**CITY OF DAYTON, KENTUCKY**

**2009 - 13**

**AN ORDINANCE AMENDING ORDINANCE 2009-#10 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 - 80,000.00
Assistant City Administrator Codes Director	(0)	22,000.00 - 36,000.00
City Clerk/Treasurer	(1)	35,000.00 - 55,000.00
Ass't City Clerk/Treasurer	(1)	25,000.00 - 39,000.00
Administrative Secretary	(1)	24,000.00 - 35,000.00
Chief of Police	(1)	45,000.00 - 58,000.00
Captain	(0)	
Lieutenant	<del>(0)</del> (1)	<del>39,000.00 - 49,000.00</del>
Sergeant	(1)	39,000.00 - 49,000.00
Corporal	(2)	34,700.00 - 48,000.00
Patrol Officer	<del>(4)</del> (3)	31,000.00 - 41,000.00
Part-time Patrol Officer	(6)	10.00 - 14.00 per hour
Police Clerk	(1)	8.00 - 15.00 per hour
Superintendent, Public Works	(1)	35,000.00 - 49,000.00
Crew Leader	(1)	25,000.00 - 33,000.00
Laborer	(3)	10.00 - 19.00 per hour
Laborer (23 hrs./week)	(0)	7.00 - 12.00 per hour
Seasonal Laborer (4/1-10/31)	(1)	7.00 - 12.00 per hour

(40 hrs./week)		
City Codes Director	(1)	22,000.00 – 37,000.00
City Inspector	(0)	
Blight Inspector	(0)	
Janitor (10 hrs/week)	(1)	7.00 per hour - 11.00 per hour
Recreation Director	(0)	
Main Street Manager (20 hrs./week)	(1)	14.90 - 18.00 per 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

Fire: Chief Lynn passed out his report to Mayor and Council.

Police: Sergeant Antrobus stated that there have been ten burglaries and they have closed 50% of them with leads to follow up on the rest. Early Friday morning the Public Works garage was broken into and several thousand dollars worth of equipment was stolen in which the police department is anticipating leads this week.

Comments: City Administrator Redmond stated that the incident will be turned in to the insurance company and that based on the claim rate it will not change our rate. The City will have the same premium for the next three years.

Code Enforcement Don Riley stated that he will be sending letters to all the landlords regarding the new ordinance 2009 #12 removal of garbage. He asked that all garbage be set out at the proper time and day. Don also stated that the owner will be held responsible and not the renter if the ordinance is not followed.

Comments: City Administrator Redmond stated that Codes officer Riley had just taken care of a case that involved a six year old boy that had respiratory problems due to mold in his home. Codes officer Riley followed up immediately and met with the tenant. The mold had been covered up with paint and there were no plates on the electrical switches. Codes officer Riley contacted the landlord and gave him a twenty minute time frame to have all problems fixed and it was all taken care of thanks to Codes officer Riley.

Comments: City Attorney Fischer stated that Codes officer Riley had also composed a list of forty four properties along with the owners name in the City that were in foreclosure. Only four are on the list that the City Attorney has to go after. Codes officer Riley stated that the ones owned by banks usually send a crew out to correct what ever the problem may be. Also that the new Master Commissioner George Kolentse is much more

adamant about demanding signatures. City Administrator Redmond stated that five or six families worked with the bank to get their houses back.

City Clerk: Donna Leger stated that taxes are due November 6, 2009 and that two groups of children from Lincoln Elementary toured the City Building today.

Public Works Superintendent: Bobby Fuller stated that his seasonal worker Jim Donelan worked his last day of the season October 31<sup>st</sup>, Jim is excited and looking forward to coming back next year. PW Superintendent Fuller thanked Jim for his service. The salt has been ordered and we are getting one hundred tons more than last year at less cost. The floodwall has been cut for the last time this year. Leaf season is upon us and we ask residents to call in to be put on the leaf pick-up list. This weekend is the County wide cleanup in which we have two hundred twenty five tires to drop off. A couple weeks ago the City purchased a walk behind street cleaner that public works will use approximately three times a week down the Avenue.

#### CORRESPONDENCES:

#### STANDING COMMITTEE REPORTS:

FINANCE (MEMBER VOLTER): no report.

PUBLIC SAFETY (MEMBER ALLEN): no report.

PUBLIC WORKS (MEMBER ASHFORD): no report.

PARKS & REAL ESTATE (MEMBER BROOKS): no report

Mayor Rankle stated that the new Tot Lot at Gil Lyn Park is finished and that it was funded through the park board with no grant money. The next goal of the park board is to replace all the picnic tables at Gil Lyn. Also the handicap swing has already been broken and the manufacturer has replaced the broken parts for free. There will be a special park board meeting on November 9<sup>th</sup>.

PERSONNEL, LAW & PRINTING (MEMBER GUNNING): no report.

ECONOMIC DEVELOPMENT (MEMBER BORUSKE): no report.

#### Comments from the audience:

Bill Burns commented on the ordinance for the garbage. He thinks it should apply for businesses with dumpsters. City Attorney Fischer stated that it only pertains to items put out for CSI Pickup. The dumpsters sit on private property. Mr. Burns feels that everyone should be made to follow this ordinance.

Cathy Gordon stated that a couple of meetings ago there was talk about hot patching pot holes which crews were out doing today per PW Superintendent Fuller and Cathy said she had another list for him. Cathy also stated a part of her sidewalk in front of her house is raised up and is a trip hazard. City Administrator Redmond stated that the City will notify Duke Energy.

Unfinished Business: None

New Business: None

#### EXECUTIVE SESSION:

Mayor Rankle entertained a motion to go into Executive Session per KRS 61.810 (F) Discussions or Hearings which might lead to the appointment, discipline or dismissal of an individual employee, member or student without restricting that employee's, member's or student's right to a public hearing if requested, provided that this exception is designed to protect the reputation of individual persons and shall not be interpreted to permit discussion of general personnel matters in secret.

Motion by Member Boruske, seconded by Member Volter to go into Executive session. Motion carried—so ordered.

Motion by Member Boruske, seconded by Member Gunning to go back into regular session. Motion carried—so ordered.

ADJOURNMENT:

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

Respectfully submitted,

Joni Mallery  
Clerk

ATTEST:

Kenneth E. Rankle  
Mayor