CITY OF DAYTON

PUBLIC HEARING/COUNCIL MEETING

August 7, 2018

A public hearing was held on Tuesday, August 7, 2018, 7:00 p.m. in the board meeting room of the Dayton Independent Schools Administration Building, Third & Clay Street. Dayton, KY. The purpose of the public hearing was to discuss proposed use of Municipal Road Aid Program Funds for 2017/2018. Council and the media were notified in advance.

City Adm. Giffen submitted a list of streets for asphalt paving, concrete work, and five catch basins which will be done in connection with the Sanitation District. Member Baker asked who compiled the list. The list was compiled by Rick Lucas, Supt. Public Works, and City Adm. Giffen. We’re trying to keep the cost at $100,000 not including the catch basins. This will fix all the broken catch basins. Chief Halfhill contacted the State and they will start fixing the pot-holes on Route 8 tomorrow, between Main Street and the floodwall. Member Neary would like the administration to address the issue in the 1000-1200 block of Fourth Avenue. Member Neary thinks the problem with the road is tied into the Sanitation District. Member Giffen was told the last time this road was repaired SD1 used experimental asphalt. The following locations were discussed; between McKinney St and Berry on Second Avenue, the alley behind the VFW, the alley in the 600 block between Sixth & Seventh Avenue, the alley in the 100 block between Fourth & Fifth Avenue, and the parking pad at Jamestown Pike Park. Hopefully construction will start this Spring at Jamestown Pike Park. The National Park Service wants to see some activity at this park. Member Volter agreed the alleys need to be done, but this will be more expensive than a parking lot. Member Neary asked about the paving problem in Grant Park. City Adm. Giffen said the city does not have the funds. A rough estimate for this project would be $200,000 - $250,000. It’s not just the road that needs repaired. We are talking with a representative to see if we can get financial help with this problem. City Att., Tom Edge, said there may or may not be litigation. Member Baker noted no repairs are being done below the avenue except the 400 block of Clark Street. Mayor Boruske noted this list is partly from what was not done last year, and what Rick Lucas, Supt. Public Works, and City Adm. Giffen feels needs to be done first this year. Member Volter felt most of the streets below the avenue were in better shape. The city will have to coordinate work in the 200 block of Fourth Avenue with SD1.

The hearing was closed at 7:17 p.m.

ROLL CALL:

Mayor Boruske Aye Member Haas Aye

Member Volter Aye Member Lynn Aye

Member Burns Aye City Adm. Giffen Aye

Member Neary Aye City Att. Edge Aye

Member Baker Aye

Mayor Boruske opened the regular council meeting with a silent prayer, and led the Pledge of Allegiance.

Audience:

Beth Nyman, 625 Tenth Avenue, announced there will be a picnic at the Monument, Sixth & Berry, on Saturday, August 11th, from 6:00 p.m. until 9:00 p.m. Entertainment will be provided by the band Moonshine and Wine. The Eagles will have a beer garden, and everyone is encouraged to stop at one of our local restaurant and bring food.

Laura Stansbury, 213 Lindsey Street, would like to have some lights installed in the alley behind her property. Her home was broken into on June 11. At another time her car was broken into, and her dumpster was stolen. She would like the police to patrol this area more often and feels a new light would help. The Mayor will have this looked at tomorrow.

Mayor’s Report:

Motion by Member Neary, seconded by Member Volter to approve the minutes from July 17, 2018 meeting as received. Motion carried—so ordered.

Mayor Boruske entertained a motion to approve a $6,000 line item travel expense for the City Administrator. Motion by Member Burns, seconded by Member Haas to approve. Member Neary voted nay. Motion carried—so ordered.

City Administrator’s Report:

The City is working with SD1 on the five catch basins that need replaced/repaired. City Adm. Giffen would like a motion not to exceed $10,000 for the catch basin work. This price is just a pre-caution. CSI will be charged back for one of these catch basins. Motion by Member Lynn, seconded by Member Hass to approve an amount not to exceed $10,000. Comments: Member Burns would like to know when the work will start. City Adm. Giffen noted SD1 is waiting for his phone call tomorrow. It will be a cheese grate drain, 6’ – 8’ off the curb line.

ROLL CALL:

Member Burns Aye Member Haas Aye

Member Neary Aye Member Lynn Aye

Member Baker Aye Member Volter Aye

Motion carried—so ordered.

The City put out bids for three lots. One bid from Tim Rechtin was received. Two lots on Silver Street, 325 & 327 and one unnumbered lot on Edwards Avenue. Mr. Rechtin addressed council. He would like to purchase these lots, and build a home or two on this property including other property he owns. His goal is to build at least two houses costing $200,000 - $300,000. He would like these three parcels to help with his building plans. Member Burns asked if a retaining wall would be needed. Mr. Rechtin said yes. He is still about five years away from building. Mr. Rechtin would also be interested to see if the city would vacate the paper street. He is looking into this. He would be willing to pay all the legal fees. Member Neary noted how much the property value was on the PVA. The lot at 327 Silver is $5,000, 325 Silver is $5,000 and Edwards Avenue is $2,730.00. Mr. Rechtin bid $5,000 for all three lots. Motion by Member Volter, seconded by Member Burns to accept the bid of $5,000 for all three lots.

ROLL CALL:

Member Neary Aye Member Lynn Aye

Member Baker Aye Member Volter Aye

Member Haas Aye Member Burns Aye

Motion carried—so ordered.

The Code of Ordinances are on line now, and linked to the city web page.

Department Head’s Report:

David Halfhill, Police Chief, submitted a copy of his report. Chief Halfhill thanked his Officers for their hard work and dedication.

Chris Adkins, Fire Chief, submitted a copy of his report. The Fire Department has made job offers to three candidates. Last Thursday the FDBD participated in an active shooter drill in Newport. The new pumper is in service, and training will continue to be held.

Donna Leger, Clerk/Treas., submitted the monthly financial report. The city received the 2018 real estate tax roll from the PVA.

Robert Yoder, Economic Development Director, reminded everyone about the Picnic at the Monument on August 11th. I “8” in Dayton is currently under way, and Mr. Yoder completed eating at all 8 restaurants. A few CCAP applications are currently under review. Smitty’s Sports Bar has been sold, and Avenue Pharmacy will be moving into that location. There is a Board of Architectural Review meeting next week.

Phillip Liles, Codes Director, submitted his report. Fifty nine cases were closed in July. One hundred eighteen letters were written, seventy-five of those were notice of violations, thirty-three were citations, and ten were grass cutting invoices. Mr. Liles issued eight parking tickets resulting in eleven charges, and six vehicles towed. He’s working on HUD owned houses that are just sitting there vacant. The city received four payments for vacant property registration this week. Member Burns reported the wall behind School House Flats, Vine Street side, is falling down.

Member Neary reported Beyond the Curb will be held on Sept. 30th. Most of the properties participating will be on Sixth Avenue. Member Neary would like Mr. Liles to push on the outside appearance of properties in this area over the next month. Mr. Liles said he is actively pursuing all homes with violations. He must abide by city ordinances. Mr. Liles would like council to amend the Vacant Property Registration ordinance concerning property that is for sale. The “For Sale Sign” needs to have contact information. City Att. Edge said there must be some kind of activity that the owner is attempting to sell the property.

Unfinished Business:

City Adm. Giffen is working on a comprehensive plan meeting. He has reached out to others but has not heard back.

Member Neary would like the emergency road on Seventh Avenue, down to Sixth Avenue, repaired. When raining, there is major water flow from Seventh Avenue down, no curb, and the sewer grate is not good. City Adm. Giffen reported he had to fight with SD1 on the five grates we are currently fixing. This is not just fixing the grate on the top. It includes all new underground work. Mayor Boruske said the emergency road will be looked at tomorrow.

New Business:

Member Burns would like the city to look at the “Welcome to Dayton” sign on Dayton Pike and O’Fallon Avenue. The mulch and landscaping needs to be improved. These are key areas when someone is visiting Dayton.

**CITY OF DAYTON, KENTUCKY**

**MUNICIPAL ORDER NO. 2018-10R**

A MUNICIPAL ORDER DECLARING CITY-OWNED REAL PROPERTY AS SURPLUS AND AUTHORIZING THE CITY MANAGER TO SELL OR DISPOSE OF SAID REAL PROPERTY COMMONLY LOCATED AT 325 SILVER STREET, 327 SILVER STREET, AND AN UNNUMBERED ADDRESS ON EDWARDS AVENUE.

**BE IT HEREBY ORDERED BY THE CITY OF DAYTON, KENTUCKY AS FOLLOWS:**

Section I

That the City of Dayton, in accordance with the provisions of KRS 82.083, hereby makes the following findings:

(a) That it is in the public interest for the City to declare as surplus real property commonly located at 325 Silver Street, PIDN 999-99-08-445.00; 327 Silver Street, PDIN 999-99-09-144.00; Unnumbered address on Edwards Ave, PIDN 999-99-09-143.00 both in Dayton, Kentucky 41074.

(b) That the intended purpose of the property described herein at the time was undeclared.

(c) That it is in public interest to sell or dispose of the property because there is no declared intent of use for the property and public interest to sell to private party and add property to City Tax Rolls.

(d) The method of disposition is to be sold by sealed bids pursuant to KRS 82.083(4)(e).

Section II

That this Order shall be maintained and indexed in the Official Order Book by the City Clerk/Treasurer. August 7, 2018.

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MAYOR VIRGIL L. BORUSKE

ATTEST:

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DONNA LEGER

CITY CLERK/TREASURER

Motion by Member Baker, seconded by Member Burns to approve 2018#10R as read.

ROLL CALL:

Member Baker Aye Member Volter Aye

Member Haas Aye Member Burns Aye

Member Lynn Aye Member Neary Aye

Motion carried—so ordered.

New Business:

Member Neary would like to see the trash cans though out the city painted.

Construction on the second floor of the Gateway Apartment, O’Fallon Avenue, is underway.

Mayor Boruske entertained a motion to go into executive session to discuss KRS 61.810 (b) Deliberations on the future acquisition or sale of real property by a public agency, but only when publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency. No final action to be taken after closed session. Motion by Member Volter, seconded by Member Lynn to go into executive session. Motion carried—so ordered.

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

Motion by Member Lynn, seconded by Member Haas to adjourn. Motion carried—so ordered.

Respectfully submitted,

Donna Leger

Clerk/Treas.

ATTEST:

Virgil L. Boruske

Mayor