

CITY OF DAYTON
COUNCIL MEETING
March 3, 2020

A regular meeting of Dayton City Council was held on Tuesday, March 3, 2020 in the board meeting room of the Dayton Independent Schools Administration Building, Third & Clay Street. Dayton, KY.

Mayor Baker opened the meeting with a silent prayer, and led the Pledge of Allegiance.

ROLL CALL:

Mayor Baker	Aye	Member Burns	Aye
Member Volter	Aye	Member Lynn	Aye
Member Neary	Aye	City Adm. Giffen	Aye
Member Beseler	Aye	City Att. Edge	Aye
Member Cornett	Aye		

Adam Chaney with Sanitation District No. 1, passed out a storm water handbook to Mayor and Council. Everyone viewed a short video in response to storm water events, then he explained the storm water programs offered by SD1. SD1 has several funding programs. One is the back flow prevention valve. In standard conditions, the cost is about \$3,500.00. SD1 will pay a maximum of \$10,000 on certain programs. This would be payable to the plumber. Member Burns asked Mr. Chaney where the majority of the money offered by the Sanitation District goes. Mr. Chaney said the majority of the money goes into sanitary sewer overflow mitigation in the River Cities. Member Burns said he does not think this will resolve our problem. A discussion was held on the sewer pipe issue on Dayton Pike. Member Cornett asked why SD1 would not take over this line. Mr. Chaney said it's a private line. It was not turned over to SD1 when all the other lines were. First SD1 will work on the worst pipes in the region. The pipes that SD1 are responsible for is our first priority. We also have to be fair to the rate payers. It's not fair to rate payers to fix issues on private lines. That is one reason SD1 started these programs. Anyone buying a home needs to check out the sewer pipe lines before they buy. The lateral is the homeowner's responsibility. SD1 cannot take ownership of private pipes. If we don't own it we can't fix it. The city can take ownership but we would only take ownership from the city if it meets our specs and standards. 2009 was the last time lines were transferred to SD1. Member Burns responded to Mr. Chaney. This isn't all SD1's problem. We haven't done our job, we is me as a council member. Now we have to fix the problem. We do have a homeowner program. If it's important to you we'll help you fund it. Matt Lenz said he thinks the pipe has an obstruction or blockage. Would it be possible for SD1 to clear out the pipe and run a camera? Mr. Chaney said he cannot commit to any work on a private pipe. We have a lot of people who have private pipe issues. Mr. Lenz asked about the typical size of a private pipe. Mr. Chaney responded up to 48"-54". Some can be larger. Member Volter asked if SD1 or a Developer has the right to connect into a private line. Only with the permission of the owner. Your City Adm. has all the tools to our programs. SD1 did an audit of all the lines in the region

in the last 18 months. SD1 is doing more than we've ever done before, but we're still limited by our legal obligation, and to be fair we have an obligation to the rate payers, who pay and are not getting their private pipes fixed. The city also has a link on our website to these maps. Mr. Redleaf, Dayton Pike, asked if Mr. Chaney said the private lines cannot be tied into. Mr. Chaney said yes. We can only do this with permission. Per Mr. Redleaf SD1 tied into a catch basin. Where did they get permission from? Angela, SD1, said there are public pipes underneath the right of way. Any pipe under the right of way is public pipe. Mayor Baker thanked Mr. Chaney for his time.

DEPARTMENT HEAD'S REPORT:

David Halfhill, Police Chief, submitted a copy of his report for this month and last month.

Chris Adkins, Fire Chief, submitted a copy of his report.

Bob Yoder, Economic Development Director, submitted a copy of his report. The grand opening for Galactic Chicken is March 5th at noon.

Phil Liles, Codes Director, submitted a copy of his report. In February there were 53 letters sent. Of those 36 were violations and 17 citations. Twenty nine cases were closed, 18 tickets written, and 5 cars towed. When putting out garbage all upholstered items must be wrapped with plastic. Residents are allowed 6-90 gallon totes and one large item per week. Containers with tight fitting lids are also required.

MAYOR'S REPORT:

Member Beseler started an amazing project in Dayton. "All Eyes on Dayton Kentucky". This is a fun project.

In the past month the city has worked with other cities such as Bellevue and Newport, and soon Ft. Thomas on storm water sewerage removal. We are currently working with an engineering group to make sure all water coming off our hills and going towards the river is properly disbursed. We're trying to enter a program with these cities for dollars that are available. More to come at a later date.

A screen presentation was shown. Mayor Baker recently visited Frankfort to talk about Fourth Avenue/Route 8 in our city. He met with the Secretary of Transportation, Mr. Grey, Senator Schroder, Rep. Rachel Roberts and spoke to Governor Beshear about major concerns we have concerning Route 8. Fourth Avenue is bad, and needs immediate attention. I consider Urban Route 8 from Clay Street to the end of the flood wall. Then Rural goes beyond the floodwall to Ft. Thomas. Rural Route 8, Dayton to Melbourne has massive landslides. The State is responsible to make sure this stretch of road is taken care of. We do not believe the State has done a good job. If the state is not going to make the repairs needed they need to give us the

resources so we can make the repairs. We are actively taking action and meeting with State Officials.

Motion by Member Cornett, seconded by Member Volter to approve the minutes from the Feb. 4, 2020 meeting. Motion carried—so ordered.

CITY OF DAYTON, KENTUCKY
ORDINANCE 2020#1

AN ORDINANCE AMENDING CHAPTER 154 OF THE DAYTON CODE OF ORDINANCES COMMONLY REFERRED TO AS THE CITY OF DAYTON ZONING ORDINANCE BY ADDING EVENT FACILITIES AND CHILD CARE CENTER AS A CONDITIONAL USE IN THE RESIDENTIAL-ONE JJ ZONE.

This ordinance amends Chapter 154 of the City of Dayton Code of Ordinance (Zoning Ordinance) by adding to event facilities and child care center as conditional uses in the Residential-One JJ (R-1JJ) Zone. The ordinance further adds a definition of for event facilities and child care centers. The Ordinance further makes additional changes to other Residential-One JJ (R-1JJ) Conditional Uses for clarity and purpose. The Ordinance further adds a parking requirement for conditionally permitted uses.

I, Tom Edge, 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.

TOM EDGE

Motion by Member Lynn, seconded by Member Cornett to approve 2020#1 as read.
Comments: Member Burns would like to know the location. City Adm. Giffen explained this is in the R1JJ Zone which is the largest zone in the community. The child care part is just for wording clarification. The event center is new. This is to bring life back into commercial properties that are in the single family zone (R1JJ). This will be a conditional use and must go before Planning & Zoning for approval.

ROLL CALL:

Member Beseler	Abstained	Member Lynn	Aye
Member Cornett	Aye	Member Volter	Aye
Member Burns	Aye	Member Neary	Aye

Motion carried—so ordered.

**CITY OF DAYTON, KENTUCKY
MUNICIPAL ORDER NO. 2020-#2R**

A MUNICIPAL ORDER DECLARING CITY-OWNED REAL PROPERTY AS SURPLUS AND AUTHORIZING THE MAYOR TO DISPOSE OF THREE POLICE CRUISERS.

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 three police cruisers described in more detail below:

2009 Ford Police Interceptor Vin# 2FAHP71V29X109047
2008 Ford Police Interceptor Vin# 2FAHP71V98X102563
2008 Ford Police Interceptor Vin# 2FAHP71V78X102562
- (b) That the intended purpose of the property described herein at the time of purchase is unknown.
- (c) That it is in public interest to sell or dispose of the property because the real property as it does not serve any current or future public interest.
- (d) The method of disposition is to be sold by sealed bids pursuant to KRS 82.083(4).

Section II

That this Order shall be maintained and indexed in the Official Order Book by the City Clerk/Treasurer, March 3, 2020.

MAYOR BEN BAKER

ATTEST:

DONNA LEGER
CITY CLERK/TREASURER

Motion by Member Burns, seconded by Member Volter to approve 2020#2R as read.

ROLL CALL:

Member Cornett	Aye	Member Volter	Aye
Member Burns	Aye	Member Neary	Aye
Member Lynn	Aye	Member Beseler	Aye

Motion carried—so ordered.

City Administrator's Report:

Request for a handicap parking space from John G. Ashcraft, 328 Third Avenue. Mr. Ashcraft turned in all the required paperwork and is in compliance with the city ordinance. Motion by Member Cornett, seconded by Member Lynn to approve the handicap parking space for Mr. Ashcraft. Motion carried—so ordered.

Request for a handicap parking space from Phillip Bishop, 809 Sixth Avenue. Mr. Bishop turned in all the required paperwork and is in compliance with the city ordinance. Motion by Member Volter, seconded by Member Beseler to approve the handicap parking space for Mr. Bishop. Motion carried—so ordered.

City Adm. Giffen would like to start handling the request for handicap parking space in house. He'll put together some information for council. Member Lynn said he does not have any problem with this, just let council know what locations have been approved.

New Business:

The 91st. Dayton-Bellevue Memorial Day Parade will be held on Monday, May 25, 2020. Thanks to Amanda Bowman for attending the parade meeting at the VFW tonight.

Adjournment:

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

Respectfully submitted,

Donna Leger
Clerk/Treas.

ATTEST:

Ben Baker
Mayor