

MINUTES
DAYTON CITY COUNCIL
REGULAR SESSION
July 6, 2015

PRESENT: Mayor Elizabeth Wytoski
Councilor John Collins
Councilor Trini Marquez
Councilor Darrick Price (arrived at 6:35)
Councilor Erin Taylor

ABSENT: Councilor Annette Frank
Councilor John Bixler

STAFF: Scott Pingel, City Manager
Peggy Selberg, City Recorder

A. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor Wytoski called the meeting to order at 6:30 pm and those present gave the Pledge of Allegiance.

B. ROLL CALL

Mayor Wytoski noted there was a quorum with Councilors Collins, Marquez and Taylor. Councilor Price would arrive later and Councilors Bixler and Frank had excused absences.

C. CONSENT AGENDA

- 1. Approval of Meeting Minutes**
 - a. Regular Session of May 4, 2015**
 - b. Regular Session of June 1, 2015**
 - c. Special Session of June 15, 2015**

Councilor Taylor stated there was an error on the first page of the minutes for the June 15, 2015 meeting. She stated she arrived at 6:42 and not 7:42.

JOHN COLLINS MOVED TO APPROVE THE MINUTES OF THE REGULAR SESSION OF MAY 4, 2015, THE REGULAR SESSION OF JUNE 1, 2015 AND THE SPECIAL SESSION OF JUNE 15, 2015 AS AMENDED. SECONDED BY TRINI MARQUEZ. Motion carried with Collins, Marquez, Taylor and Wytoski voting aye. Bixler, Frank and Price absent.

Mayor Wytoski noted the arrival of Councilor Price.

D. APPEARANCE OF INTERESTED CITIZENS

Mayor Wytoski introduced Teresa Shelburne. Ms. Shelburne (7609 SE Wallace Rd, Dayton) stated she was representing the Dayton School District Board. Ms. Shelburne gave a brief report from the previous School Board meeting.

E. **ACTION ITEMS**

1. **Cost of Living Adjustment Discussion/Approval**

Mayor Wytoski stated the past few years Council have approved smaller cost of living adjustments than other local cities; consequently, she would like to see Council consider a 2.5% COLA instead of the 2.3% that was being recommended by the City Manager.

DARRICK PRICE MOVED TO APPROVE A 2.5% COST OF LIVING ADJUSTMENT FOR CITY STAFF EFFECTIVE JULY 1, 2015. SECONDED BY ERIN TAYLOR. Motion carried with Collins, Marquez, Price, Taylor and Wytoski voting aye. Bixler and Frank absent.

2. **2nd Reading and Adoption of Ordinance 627 Amending Chapter 8 of the Municipal Code**

Councilor Price performed the 2nd reading of Ordinance 627.

JOHN COLLINS MOVED TO APPROVE THE 2ND READING OF ORDINANCE 627 AN ORDINANCE AMENDING CHAPTER 8 – UTILITIES, OF THE DAYTON MUNICIPAL CODE TO MAKE SPECIFIC CHANGES TO SECTION 8.0 GENERAL TO REMOVE OWNER AS SURETY FOR FEES LANGUAGE, ADJUST THE PROCESS FOR TERMINATING UTILITY SERVICES, REMOVE REQUEST FOR HEARING LANGUAGE AND TO MAKE OTHER MISCELLANEOUS ADJUSTMENTS THROUGHOUT CHAPTER 8. SECONDED BY TRINI MARQUEZ. Motion carried with Collins, Marquez, Price, Taylor and Wytoski voting aye. Bixler and Frank absent.

JOHN COLLINS MOVED TO ADOPT ORDINANCE 627 AN ORDINANCE AMENDING CHAPTER 8 – UTILITIES, OF THE DAYTON MUNICIPAL CODE TO MAKE SPECIFIC CHANGES TO SECTION 8.0 GENERAL TO REMOVE OWNER AS SURETY FOR FEES LANGUAGE, ADJUST THE PROCESS FOR TERMINATING UTILITY SERVICES, REMOVE REQUEST FOR HEARING LANGUAGE AND TO MAKE OTHER MISCELLANEOUS ADJUSTMENTS THROUGHOUT CHAPTER 8. SECONDED BY DARRICK PRICE. Motion carried with Collins, Marquez, Price, Taylor and Wytoski voting aye. Bixler and Frank absent.

3. **1st Reading of Ordinance 628 Establishing Bee Regulations**

Scott Pingel stated he left language in the code that there would be a registration process and he would recommend the fee be the same as business registration fee of \$25. Mayor Wytoski stated she did not want the registry to be too burdensome and wasn't sure if they would need a fee attached to it. Mayor Wytoski stated she felt that the main purpose of the registry was to be able to know the locations of where the bee hives are located within the city limits. Scott Pingel stated Council did not need to make a decision on this registration process at this meeting. Councilor Collins suggested if there is a fee that it be minimal and perhaps have the renewal every two or three years instead of yearly.

Councilor Price performed the 1st reading of Ordinance 628.

JOHN COLLINS MOVED TO APPROVE THE 1ST READING OF ORDINANCE 628 AN ORDINANCE AMENDING CHAPTER 5 – ABATEMENT OF A PUBLIC NUISANCES, OF THE DAYTON MUNICIPAL CODE TO MAKE SPECIFIC CHANGES TO SECTION 5.2.10 BEE HIVES TO AMEND THE RULES REGARDINHG THE KEEPING OF BEES AND TO MAKE OTHER MISCELLANOUS CHANGES TO CHAPTER 5 REGARDING BEES. SECONDED BY TRINI MARQUEZ. *Motion carried with Collins, Marquez, Price, Taylor and Wytoski voting aye. Bixler and Frank absent.*

4. **Code Amendments for Outdoor Seating and Cooking Discussion**

Scott Pingel stated this would need to go before the Planning Commission, but he would like to get feedback from Council on the amended language. Mayor Wytoski stated with regards to section B.1.c, Council has in the past discussed outdoor eating and drinking and had decided against allowing it on public sidewalks. She wanted to make sure that this section would not inadvertently allow that. Scott Pingel stated that was not the intent of that section. He suggested making the language more specific by stating "not allowed on public right-of-way". Councilor Collins stated he would like to see section B.1.c a little easier to understand by perhaps stating whichever is greater – 75% of indoor seating or 12 outdoor seats.

5. **Local Option Levy Discussion**

Mayor Wytoski stated she would like to consider a 5 year levy with a slight increase. Scott Pingel agreed, however, he did not think there was adequate time to promote this before the November election. He reminded Council that they would have to be the ones to campaign for this increase. Mayor Wytoski agreed that she wasn't sure if this year was the time to do a longer levy and that perhaps they should agree to ask for a renewal of the existing levy this November. Mayor Wytoski stated this would give them the time needed to campaign for an increase before the levy expires. Mayor Wytoski stated she felt Council should agree to placing the levy on the November ballot and then place it again on the May ballot if it should fail in November. Councilor Price asked if they did a renewal of the current levy could they

have another ballot measure mid-way through asking the voters to approve an increase adjustment to the levy. Scott Pingel stated he did not know the answer but he could find out if that was possible.

F. CITY COUNCIL COMMENTS/CONCERNS


G. INFORMATION REPORTS

1. City Manager's Report

H. ADJOURN

There being no further business, the meeting adjourned at 7:40

Respectfully submitted:


By: Peggy Selberg
City Recorder

APPROVED BY COUNCIL on August 3, 2015

As Written As Amended


Elizabeth Wytoski, Mayor