

**City of Dacono**  
**City Council Meeting Minutes**  
**Monday, July 12, 2021**

**Meeting held remotely via Zoom called to order at 6:00 PM**

**Members Present** Joe Baker, Mayor  
Kevin Plain  
Adam Morehead, arrived at 6:21 PM  
Jackie Thomas  
Kathryn Wittman  
Danny Long

**Members Absent** John Wargo, excused

**Staff Present** AJ Euckert, City Manager  
Valerie Taylor, City Clerk  
Jennifer Krieger, Community Development Director  
Kathleen Kelly, City Attorney  
Jordan Eiche, Assistant City Manager  
Rocco DeLuca, Chief Building Official

**Presentations and Proclamations**

None

**Public Comment on Issues Not Scheduled on Agenda** *(Any documents presented to City Council at the meeting will be kept in the City Clerk's office and will be available for viewing.)*

Linda Allour, Owner of Daylight Donuts located at 821 Carbondale Drive – stated that she provided all of Council with a bulleted list and some pictures regarding the drive-thru window at the liquor store. She asked council to read through her bullet points – cars come from all directions, blocking the exit, causing exhaust fumes for her outdoor seating area. She asked the council to create and adopt an ordinance that relates to a proper drive-thru and if the liquor store can't meet the requirements, then it's time to go.

Council Member Morehead joined the meeting.

**Consent Agenda**

- a. \*Minutes of the June 28, 2021 Regular Meeting.
- b. \*Accounts Payable dated July 12, 2021 in the amount of \$180,974.58.
- c. \*Approval of Resolution 21-47, approving an Agreement for Deputy Municipal Judge Services.
- d. \*Approval of Resolution 21-48, approving an update to the ClearGov Service Order.

Council Member Plain moved to approve the consent agenda as presented. The vote was unanimous with Mayor Baker declaring the motion carried.

**General Business**

- A. \*Public Hearing and Consideration of Ordinance 907, adopting by reference the 2020 National Electric Code, on Second Reading.**

Mayor Baker opened the public hearing.

Jennifer Krieger, Community Development Director presented her report.

Rocco DeLuca, Chief Building Official presented his report. He stated that language has

been added regarding sprinklers inside of residential dwellings, for those residents that would like to install them. A lot of the items that he has proposed are getting back to the basics of the building code, many of the items that were difficult for contractors and home owners to understand have been removed and are easier to understand.

Council Member Plain stated even though the ordinance is adopting the 2020 Electrical Code, we have removed certain sections. Rocco stated that the previous adoption excluded sprinkler systems but we have left them in with this ordinance, sprinkler systems have always been optional. Council Member Plain stated that we took out finished ceilings in basements before; Rocco stated that finished ceilings are not required but there are manufactured products used for floor joists that are required to be protected.

Council Member Thomas asked about Section 406.4.1, which references testing pressures, and asked what that was referring to. Rocco stated that in that instance it is regarding gas piping within a building.

Council Member Long asked how it is determined if a property that is already built is safe to live in. Rocco stated that if a house was built in 1942 we legally cannot walk into that house and require anyone to update it to the current codes. If there are not any property maintenance code violations, we can't do anything about it.

With no further public comments Mayor Baker closed the public hearing.

Council Member Wittman moved to approve Ordinance 907, adopting by reference the 2020 National Electric Code, on Second Reading. The vote was unanimous with Mayor Baker declaring the motion carried.

**B. \*Public Hearing and Consideration of Ordinance 908, amending Chapter 16 of the Dacono Municipal Code to prohibit Self-Storage Facilities and Truck Stops in all Zone Districts within the City, on Second Reading.**

Mayor Baker opened the public hearing.

Jennifer Krieger, Community Development Director presented her report.

Council Member Plain asked if a gas station that sells diesel and accommodates trucks would that not be considered a truck stop. Jennifer stated that there are certain characteristics that go along with a travel center/truck stop. That's not to say that certain fueling stations could accommodate big trucks. A site plan would be reviewed and questioned as to the use to get a better understanding.

Council Member Morehead wants to make sure that any type of fueling station would come to council's attention. Jennifer stated that both in CR and C1 motor fuel station are approved by Special User Permits and require public hearings and would need to come before Planning Commission and City Council.

With no further public comments Mayor Baker closed the public hearing.

Council Member Plain moved to approve Ordinance 908, amending Chapter 16 of the Dacono Municipal Code to prohibit Self-Storage Facilities and Truck Stops in all Zone Districts within the City, on Second Reading. The vote was ayes: Council Members Plain, Morehead, Thomas, Wargo and Long. Nay: Council Member Wittman. Mayor Baker declared the motion carried.

**C. \*Public Hearing and Consideration of Ordinance 909, amending Chapter 2 of the Dacono Municipal Code regarding Write-in Candidates and the Cancellation of**

## **Elections, on Second Reading.**

Mayor Baker opened the public hearing.

Valerie Taylor, City Clerk presented her report.

With no further public comments Mayor Baker closed the public hearing.

Council Member Plain moved to approve Ordinance 909, amending Chapter 2 of the Dacono Municipal Code regarding Write-in Candidates and the Cancellation of Elections, on Second Reading. The vote was unanimous with Mayor Baker declaring the motion carried

## **Staff Reports**

**AJ Euckert** – He stated we were successful with our Music & Movie event with Face Vocal Band, it was a great performance. No Planning Commission meeting tomorrow. The next City Council meeting will be July 26<sup>th</sup>. Our contract for services with VIA Mobility Services started in March. We split the costs, 60% from Firestone and 40% from Dacono. Frederick would like to participate; he would like to change from a percentage-based formula and base it more on ridership. We've only had 1 person participate and it has cost the city \$9,000. The new percentages proposed by VIA are based on population, he would like to see it tied more towards ridership so that it is more equitable. Joe asked about getting stuff on the November ballot, AJ stated it would have to be done by the middle of August.

**Jordan Eichem** – no report.

**Jennifer Krieger** – no report.

**Brian Skaggs** – not present.

**Kathleen Kelly** – no report.

**Valerie Taylor** – no report.

**Jon Rabas** – not present.

**Kelly Stroh** – not present.

## **Council Members**

**Jackie Thomas** – no report.

**Joe Baker** – no report.

**Danny Long** – He reported on a meeting that he attended last Thursday that was hosted by Commissioner Saine, CDOT was also there.

**Kathryn Wittman** – She stated that the meeting on Thursday was an update and discussion on the ADA intersection improvements. She stated the Splash Pad event went great, they handed out all of the sunglasses.

**Kevin Plain** – no report.

**John Wargo** – not present.

**Adam Morehead** – He apologized for being late.

## **Adjournment:**

With no further business to be discussed the meeting was adjourned at 7:19 PM.

Approved this 26<sup>th</sup> day July, 2021.

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Joe Baker, Mayor

Attest:

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Valerie Taylor, City Clerk