

**VILLAGE OF DELTA
VILLAGE COUNCIL PROCEEDINGS
MONDAY, JANUARY 8, 2018 AT 7:00 P.M.**

Meeting called to order at 7:00 p.m. by Mayor Dan Miller

Pledge of Allegiance was led by Mayor Dan Miller

ROLL CALL—Present: Art Thomas, Tony Dawson, Bob Gilbert, Frank Wilton, Lynn Frank and Ashley Todd

Employee's present: Stephanie Mossing (Finance Director), Dan Miller (Mayor), Nathan Hartsock (Police Chief), and Brad Peebles (Village Administrator)

Visitor's present: Shelby Gerken (Delta Atlas) and Josh Heinemann (Delta Fire Company)

Kevin Heban (law director) swore in council members Frank Wilton, Bob Gilbert and Ashley Todd

Election of Council President- Ashley Todd submitted a letter to Mayor Miller with Art Thomas exclaiming his interest in being Vice Mayor.

Bob Gilbert nominates Art Thomas for Vice Mayor

Tony Dawson nominates Ashley Todd for Vice Mayor

Art Thomas explained why he would like to become Vice Mayor.

Ashley Todd explained why she would like to become Vice Mayor but also stated after hearing Thomas she thought he would be a better candidate.

Votes for Thomas was 4 yea, 1 no

Votes for Todd was 4 no, 1 yea

Thomas is voted in for the Vice Mayor position for 2018.

Minutes of December 18, 2017 – A motion was made by Gilbert, seconded by Thomas to approve December 18, 2017 special council minutes. All votes yea, motion carried.

Visitors: Mr. Peebles explained he asked Josh Heinaman to attend the council meeting. Peebles explains that the Fire Company has requested money for equipment out of the Ona Wiley Trust Fund. As the agreement sits now only the interest may be used out of the Trust Fund for expenses for the Fire Department. Peebles explained to council that interest on \$50,000 is virtually non-existent. Brad requested council to consider having the law director start action for terminating the trust for the Ona Wiley and Lindhorst Trusts.

Lynn Frank asked how much was in these trusts dedicated to the Fire Department. Mr. Peebles explained there are three Funds with a total of \$70,475.10.

Bob Gilbert stated that the way the trust is intended was that the Principal of the trust couldn't be used until 20 years after the last of 15 or so descendants passed. Mr. Heban agreed but explained that there is a new law that provides for trust like this be terminated upon court approval. So in this case we would have to petition the Judge at Fulton County, name the descendants as defendants and have the Judge decide if it's worth giving the fire department \$50.00 a year or should we terminate the trust now and give a portion or all of it to the fire department. This could happen if council decides they would want to do this.

A motion was made by Thomas, seconded by Gilbert for the Law Director to advance in eliminating the trust for Lindhorst Fire, Lindhorst Rescue and Ona Wiley Fire. All votes yea, motion carried.

Correspondence: James Pruitt from the Village Reporter emailed the village regarding council and Mayor photograph's for the paper. He would like to set up a time for that. Council decided that the best time would be before a council meeting some evening.

A copy of a letter that was put in the utility bills this month was distributed to council. The letter was reminding residents of snow removal from the sidewalks.

Village Services: Mr. Wilton states there are three things to recommend to council this evening.

- Delinquent water bill process
- Water line warranty program
- Contract with Jones & Henry Engineers

A motion was made by Wilton, seconded by Gilbert to endorsing the recommendation on modifying the billing program and delinquency program and amending the codified ordinances. All votes yea, motion carried.

A motion was made by Wilton, seconded by Todd to contract with Jones & Henry Engineers for a water and sewer rate study. All votes yea, motion carried.

Development & Governmental Relations: Mr. Gilbert reported that the Casita Vieja Mexican Restaurant on Main Street is temporarily closed and they are hoping to reopen in the future when they get a liquor license.

Safety: Fire Department's 2017 year-end financial report from York Township. Brad explained the summary to council.

Finance Director Report: Income Tax Collections report at year end showing the last three years was disbursed to council.

Certificate of Recognition for the following organizations: North Star Blue Scope Steel, Delta Eagles memorial Team, Delta Library, AA and Girl Scouts.

A motion was made by Frank, seconded by Wilton to approve a certificate of recognition for North Star Blue Scope Steel on February 6 & 7th, 2018 from 7:00 a.m. to noon. All votes yea, motion carried.

A motion was made by Dawson, seconded by Frank to approve a certificate of recognition for Delta Eagles Memorial Team on May 13, 2018 from noon to 8:00 pm. All votes yea, motion carried.

A motion was made by Wilton, seconded by Todd to approve a certificate of recognition for Delta Library on July 19, 2018 from 12:30 p.m. to 2:30 p.m. All votes yea, motion carried.

A motion was made by Dawson, seconded by Gilbert to approve a certificate of recognition for AA on every Wednesday evening from 7:30 p.m. to 9:30 pm. All votes yea, motion carried.

A motion was made by Gilbert, seconded by Frank to approve a certificate of recognition for Girls Scouts "Bake Off" on March 24, 2018 from 2:00 pm. to 5:00 p.m. All votes yea, motion carried.

Village Administrators Report: Administrator Report submitted to council
In addition to written report Peebles discussed and briefed council on the following items.

- Lindhorst Fire Fund (Fund214)
- Lindhorst Rescue Fund (Fund 215)
- Ona Wiley Fire Fund (Fund704)
- Cemetery Endowment Fund (Fund703)

Brad explains that he would like to remove the Trust from Mr. Jones and go towards the crematory mausoleum for the cemetery. Mr. Heban said it would be the same procedure as the Ona Wiley Trust.

A motion was made by Gilbert, seconded by Thomas to have Mr. Heban start the process in eliminating the Cemetery Endowment Trust. All votes yea, motion carried.

Old Business:

Ordinance #17-42: To proceed with the sale and transfer of three residential lots

A motion was made by Dawson, seconded by Gilbert to authorize the Village Administrator to proceed with the sale and transfer of three (3) residential lots owned by the Village in Southwood Falls subdivision on its 2nd reading. All votes yea, motion carried.

Resolution #17-15: Listing procurement cards and establishing maximum credit limits

A motion was made by Frank, seconded by Thomas to approve procurement cards and establishing maximum credit limits on these credit accounts for the Village of Delta on its 2nd reading. All votes yea, motion carried.

New Business:

Ordinance #18-01: To release encumbered payment of the fire service agreement

Peebles asked that we table this Ordinance at this time

Ordinance #18-02: To petition Fulton Co Court of Common Pleas to transfer monies

Peebles asked that we table this Ordinance at this time.

The next regular council meeting will be Monday, January 15, 2018 at 7:00 p.m.
Rules & Ordinance committee meeting will be Monday, January 15, 2018 at 6:00 p.m.

Dawson made a motion to adjourn at 7:47 p.m.

MAYOR DAN D. MILLER

CLERK OF COUNCIL