

**VILLAGE OF DELTA  
VILLAGE COUNCIL PROCEEDINGS  
MONDAY, JUNE 1, 2020 AT 5:30 P.M.**

Meeting called to order at 5:30 p.m. by Mayor Bob Gilbert

*Pledge of Allegiance* was led by Mayor Gilbert

*Prayer* was led by Pastor Chuck Whitmire, Shiloh Christian Church

Employee's present: Stephanie Mossing (Finance Director), Nathan Hartsock (Police Chief), Bob Gilbert (Mayor), Brad Peebles (Administrator) and Kevin Heban (Law Director)

Visitor's present: Bill O'Connell (Village Reporter), Max Householder (Fulton County Expositor), Pastor Chuck Whitmire (Shiloh Church), Bill Pacak, Joyce Pacak, Mark Haupricht, Kellie Haupricht and Daphne Demaline

ROLL CALL—Present: Ashley Todd, Frank Wilton, Chad Johnson, Mike Tanner, Tony Dawson and Lynn Frank

**Minutes May 18, 2020:**

*A motion was made by Frank Wilton, seconded by Tony Dawson to approve the May 18, 2020 council minutes with changes made to original draft. All votes yea, motion carried.*

**Public:**

Bill Pacak, 508 Main Street, he states that about a 1 ½ weeks ago he had a severe sewer back-up and his basement flooded. He understands we have a combined sewer system in our community that probably won't be taken care of in the near future. He explains he put 3 pumps in and couldn't keep up with it through the night. Mr. Pacak discovered there was a tree down the street from his house with the roots that were blocking the sewer system. He thought

the Village didn't have a program to address this kind of situation and asked if the Village could do a better job in the sewer maintenance program.

**Correspondence:**

- Mayor briefed council and attendee's on Covid-19 pandemic general information and encourages everyone to be safe.
- Mayor Gilbert announced the park will be opening up but not the playground equipment.

**Administrator Report:**

- Written report was submitted to council
- Following up on the topic raised by Mr. Pacak, he reports that we have an annual program with Dukes Root Control who foams and treats our sewer lines in different areas of the Village. He explained their services are guaranteed for 10 years and this line Mr. Pacak is referring to was done 7 years ago. Dukes Root Control will be here next week to evaluate the problem. In addition to this, the tree in question, the property owner actually requested for it to be removed and it will be removed in the next couple of weeks.

**Finance Director:**

- Submitted Statement of Cash Position.
- Request for approval placing a lien on property with a delinquent water utility bill in the amount of \$315.58

*A motion was made by Lynn Frank, seconded by Mike Tanner to place a lien on property with a delinquent water utility bill in the amount of \$315.58. All votes yea, motion carried.*

Brad Peebles follows up concerning delinquent water bills and the Governors orders to not turn off delinquent water accounts. He states that we have

approximately 30 people that are drastically behind on the water bill and most of these people were behind prior to the Covid-19 issue. We are reaching out to those drastically delinquent to set up a payment plan but there will come a point where 2 or 3 residents won't respond, and we may be forced to turn their water off or take legal action against them.

**Law Director:**

- Mr. Heban states that the Mayor had a question on an issue in the Village Charter and during the discussion he noticed that the Charter hasn't been reviewed, as far as he was aware, since it became active in 2000. Heban explains that different municipalities will review the Charter periodically to look it over and see if there is anything that needs to be changed. He makes Council aware if there is a change that needs to be made it will take an act of the voters, this is not something that Council can change themselves. He believes this will be a Rules & Ordinance topic and asked if council would be interested in setting up a committee meeting to discuss the Charter and see if there are any issues that need to be addressed.

**Village Services:** Reminds everyone we have a Village Services Committee meeting on June 8, 2020 at 5:30 p.m. to discuss possible rate increases.

**Property:** Request a committee meeting to discuss disposal of property.

**Safety:**

Chief Hartsock reports that he received a visit from Mr. David Hardy, Hardy shared a story of losing a loved one to the Covid-19. Mr. Hardy wanted to give back to the community and help the first responders during that process. He purchased local business gift certificates and provided them to the police department. Chief Hartsock thanked Mr. David Hardy.

**Old Business:**

**Resolution #20-11:** Entering into an agreement with Taylor Excavating for intersections

A motion was made by Tanner, seconded by Todd to authorize the Village Administrator to enter into agreements with Taylor Excavating for improvements to various intersections along Main Street and Madison Street on its 3rd reading. All votes yea, motion carried.

**Resolution #20-12:** Placement of park renewal levy on ballot

A motion was made by Dawson, seconded by Wilton to declare it necessary to levy a tax in excess of the ten-mill limitation for the purpose of the park and place renewal on the ballot on its 2nd reading. All votes yea, motion carried.

Councilman Johnson asked if this was an annual renewal. Ms. Mossing explained it was every 5 years.

**New Business:**

**Resolution #20-13:** For application of funds with US Dept of Commerce, EDA  
A motion was made by Wilton, seconded by Dawson to authorize the Village Administrator to execute documents for the application and acceptance of funds in cooperation with the United States Department of Commerce, Economic Development Administration to assist with the construction of water, sanitary sewer and roadway infrastructure to serve new industry within or adjacent to the 109 industrial corridor on its 1<sup>st</sup> reading. All votes yea, motion carried.

Mr. Peebles explains the Resolution, stating the application will be for approximately three (3) million-dollar grant. EDA approached the County and the Village about applying for assistance to pursue the needed infrastructure for Nova Steel. Timing is sensitive as EDA is trying to spend money before the end of their fiscal year.

**Resolution #20-14:** Establishing Village of Delta impound lot policies

A motion was made by Wilton, seconded by Todd to establish a Village impound lot and authorize the Village Administrator to promulgate policies and procedures for impounding vehicles ordered towed by the Village on its 1<sup>st</sup> reading. Johnson – No, Dawson – Yea, Todd – Yea, Frank – Yea, Tanner – No, Wilton – Yea. Vote 4 – 2 motion carried.

Mr. Peebles explains we are looking to use the Wastewater Treatment property for now. He explains we need this impound policy because as we go forward with our nuisance abatement or zoning codes, we don't have anywhere to tow abandoned cars. This will give us the opportunity to correct some of our abandoned vehicles in town.

Ms. Frank asked if we need to state that this is a temporary location in the Resolution. Mr. Heban explained this is only to execute the policy and procedures for impounding vehicles not the location where we will be holding them.

A draft of policies and procedures will be prepared for the next meeting.

A motion was made by Frank seconded by Wilton to approve the invoices in the amount of \$25,805.87. All votes yea, motion carried.

Councilman Dawson asked about the Neptune Equipment expense. Mr. Peebles explains Neptune Equipment is where we purchase our water meters.

Village Services Committee meeting will be June 8, 2020 at 5:30 p.m.  
Property Committee meeting will be June 8, 2020 at 6:00 p.m. or conclusion of  
Village Services Committee meeting.

The next regular council meeting will be June 15, 2020 at 5:30 p.m.  
Rules & Ordinance Committee meeting will be June 15, 2020 following the regular  
scheduled council meeting.

Dawson made a motion to adjourn at 6:03 p.m., Wilton seconded.

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Mayor Bob Gilbert

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Clerk of Council