

**VILLAGE OF DELTA
VILLAGE COUNCIL PROCEEDINGS
MONDAY, AUGUST 17, 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 Church

Employee's present: Stephanie Mosing (Finance Director), Drew Walker (P.D.), Bob Gilbert (Mayor), Brad Peebles (Administrator), Cameron Breeding (Wastewater Superintendent), Nathan Hartssock (Police Chief) and Kevin Heban (Law Director)

Visitor's present: Bill O'Connell (Village Reporter), John Bay, Max Householder, Tim Suter, Geoff Yevtich, Bret Baumann, Carrie Smith, Judy Cook, Dean Druschel, Jill Schaller, Becky Lyon, Barb Sample and Tim Cowden

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

Minutes August 3, 2020:

A motion was made by Tony Dawson, seconded by Ashley Todd to approve the August 3, 2020 council minutes as printed. All votes yea, motion carried.

Minutes August 10, 2020, Special Council:

A motion was made by Ashley Todd, seconded by Lynn Frank to approve the August 10, 2020 council minutes as printed. All votes yea, motion carried.

Public:

Barb Samples, 517 Wood Street, addressed council explaining the issues she has had in the past with her sewer system. She told council that in the past dealing with the sewer employees she has had some terrible experiences until she called the sewer plant and talked with Cameron Breeding, which he apologized for the problem and arrived to investigate in 5 minutes. They found the plug, flushed it out and took care of the problem, and during this time he continued apologizing to her for the problem. Ms. Samples told council that Mr. Breeding is a good representative for the Village and shows true leadership qualities and is a very polite young man.

Tim Cowden, 605 Palmwood Street, addressed council to respond to the resident that made a statement concerning the municipal electric at the last council meeting. Cowden explained he (resident) said that if it would have passed the Village would have had \$600,000 to repave streets. Mr. Cowden states that is not necessarily correct when you look at purchasing a 4 million-dollar sub-station.

Mr. Cowden asked during July 20th's council meeting, Council suspended Ordinance 20-14 which was raising the water rates because Mr. Tanner wanted to address the letter that was

submitted by the past Water Superintendent concerning the difference in production of water and billing of water. He asked if the Village found out what the discrepancy was.

Mr. Tanner explained that the new Water Superintendent reviewed the letter and explained that it was miscalculations on the readings. The previous calculations were including the backwash water of 300,000 gallons of water a day. Tanner asked Mrs. Flores (Water Superintendent) to write a report after their meeting, which was presented to council at the last regular council meeting.

Ms. Frank asked a question regarding Mr. Cowden's statement about the municipal electric. She states that she understood that if we passed the municipal electric the substation would have been funded by Nature Fresh.

Mr. Peebles explained that under the original proposal, yes Nature Fresh would have had a debt service plan along with their electric cost to retire the debt.

Administrator Report:

- Written report was submitted to council
- Review CRA Application status report

Mr. Dawson asked if the CRA had to be an individual that applied. Brad explained it could be any new investment, individual or corporation. Peebles also explains that he did learn that the banks that are loaning the money for the CRA program receive a credit that they can use for their Federal requirement.

- Discuss safety concerns regarding Fewless Creek along Taylor Street
- Public hearing for Monroe Street has been postponed. (PDY Schools are not allowing public meetings currently)
- Home on Providence Street, Rieger Property, has been demolished

Mr. Peebles explained there is legislation this evening to apply for Ohio Public Works funding to enclose portions of Fewless Creek from Eastwood St. to Maplewood St. With the building activity that is happening on Taylor Street, the safety factor along Taylor Street needs addressed and it's a maintenance issue. The legislation needs to be passed as an emergency as the deadline to apply for funds is September 11th.

Village Services:

- Discuss having Village Services Committee meeting

Tanner asked for a meeting to discuss sidewalks after the next council meeting.

Mayor Gilbert asked to discuss the date for the next council meeting. He states that the next regular council meeting, because of the Labor Day Holiday, would be 4 weeks from today some of the council members asked to have the council meeting on August 31st.

Mr. Peebles asked Mr. Heban if the meeting on the 31st would be considered a special meeting. Heban explained it would be a special meeting, but council can approve it and it wouldn't be a problem. At the next meeting council can suspend the one meeting in September also.

A motion was made by Lynn Frank, seconded by Mike Tanner to have a special council meeting on August 31, 2020. All votes yea, motion carried.

Finance:

- **Approve committee minutes August 10, 2020**

A motion was made by Tony Dawson, seconded by Lynn Frank to approve August 10, 2020 Finance Committee minutes. All votes yea, motion carried.

Old Business:

Ordinance #20-16: Amendment to contract 2017-67 w/Fulton Co Commissioners

A motion was made by Wilton, seconded by Todd to authorize the Village Administrator to execute amendment to contract 2017-67 with Fulton County Commissioners for the treatment of leachate from the former County landfill on its 2nd reading. All votes yea, motion carried.

New Business:

Ordinance #20-17: To increase the water rates for the Village of Delta

A motion was made by Tanner, seconded by Wilton to increase the water rates for the Village of Delta amending Section 931.09 and repealing Section 931.08 of the codified ordinances on its 1st reading. Dawson – No, Wilton – Yea, Tanner – Yea, Johnson – Yea, Frank – Yea, Todd – Yea. Motion carried.

Ordinance #20-18: To increase the sanitary sewer rates for the Village of Delta

A motion was made by Tanner, seconded by Todd to increase the sanitary sewer rates for the Village of Delta on its 1st reading. All votes yea, motion carried.

Resolution #20-17: The distribution & management of funds under the coronavirus aid relief

A motion was made by Wilton, seconded by Frank to suspend the readings for Resolution #20-17. All votes yea, motion carried.

A motion was made by Wilton, seconded by Frank to provide for the distribution and management of funds, for local subdivisions, under the Coronavirus Aid Relief and Economic Security Act (Cares Act) and declaring an emergency. All votes yea, motion carried.

Resolution #20-18: To establish a new fund consistent with the requirements of ORC

A motion was made by Frank, seconded by Todd to suspend the readings for Resolution #20-18. All votes yea, motion carried.

A motion was made by Frank, seconded by Wilton to provide for the establishment of a new fund consistent with the requirements of ORC 5705.09 (F) and declaring an emergency. All votes yea, motion carried.

Resolution #20-19: To apply for Ohio Public Works funds for portions of Fewless Creek

A motion was made by Dawson, seconded by Wilton to suspend the readings for Resolution #20-19. All votes yea, motion carried.

A motion was made by Todd, seconded by Frank to authorize the Administrator to make application to Ohio Public Works Commission and execute all required documents to assist in obtaining funds to enclose portions of Fewless Creek between Eastwood Dr. and Maplewood Street. All votes yea, motion carried.

A motion was made by Lynn Frank, seconded by Frank Wilton to approve invoices in the amount of \$93,731.17. All votes yea, motion carried.

A motion was made by Ashley Todd, seconded by Chad Johnson to enter an executive session to discuss personnel at 6:07 p.m. All votes yea, motion carried.

A motion was made by Frank Wilton, seconded by Tony Dawson to exit the executive session at 7:32 p.m. All votes yea, motion carried.

Ashley Todd discusses that the mayor will negotiate contracts with the Village Administrator and Village Police Chief for council to review at the August 31, 2020 council meeting.

The next special council meeting will be August 31, 2020 at 5:30 p.m.

Village Services Committee Meeting will follow the Council Meeting on August 31, 2020

Dawson made a motion to adjourn at 7:32 p.m., Wilton seconded.

Mayor Bob Gilbert

Clerk of Council