

**VILLAGE OF DELTA  
VILLAGE COUNCIL PROCEEDINGS  
MONDAY JUNE 27, 2022, AT 5:30 P.M.**

Meeting called to order at 5:30 p.m. by Mayor Frank Wilton

*Pledge of Allegiance* was led by Mayor Wilton

Employee's present: Marlena Allwood (Tax Administrator), Kevin Heban (Law Director), Nathan Hartsock (Police Chief) and Brad Peebles (Administrator)

Visitors present: John Bay, Dan Elliot, Kyle Comers, Beth Thomas, Bill O'Connell (Village Reporter), Ted Hasselman, Bill and Joyce Pacak, Lindsay Phillips, Eric Barnes, Emily Callahan, Jennifer Barnes, Carol Goldsmith

ROLL CALL—Present: Art Thomas, Tony Dawson, Mike Tanner, Ashley Todd, and Lynn Frank

*A motion was made by Lynn Frank, seconded by Ashley Todd to excuse Chad Johnson from the meeting. Frank -yea, Tanner-yea, Thomas-yea, Todd-yea, Dawson yea Motion carried.*

**Approval of Minutes: Council June 6, 2022**

*A motion was made by Lynn Frank, seconded by Ashley Todd to approve the June 6, 2022, council minutes as written. Frank – Yea, Tanner – yea, Thomas – Yea, Todd – Yea, Dawson – Yea. Motion carried.*

**Approval of Minutes: Special Meeting June 14, 2022**

*A motion was made by Mike Tanner, seconded by Art Thomas to approve the June 14, 2022, Special Meeting minutes as written. Tanner-yea, Thomas-yea, Todd-yea, Dawson-abstain, Frank- abstain. Motion carried.*

**Approval of Minutes: Village Services Committee Meeting May 23, 2022**

*A motion was made by Mike Tanner, seconded by Art Thomas to approve the May 23, 2022, Village Service Committee Meeting minutes as written. Thomas-yea, Todd-yea, Dawson-abstain, Frank yea, Tanner-yea. Motion Carried*

**Public addressing council:**

*Jenny Barnes 4740 Co Rd 11, Wauseon, Ohio, their home is in Delta School District, and they own a business in town. Spoke briefly to council regarding the Medical Marijuana Ordinance on tonight's agenda for 2<sup>nd</sup> reading, reminding them of their promise to their constituents and thanking councilman Thomas, Frank, Tanner, and Mayor Wilton for following the outcome of the fall election vote.*

*Tracy Ruple 12210 St Rt 109, Delta, also a school district resident reminded council that three districts voted in the election and all three voted against allowing marijuana into the Delta Community.*

**Village Administrator:**

- Requests approval to pay invoices  
*A motion was made by Lynn Frank, seconded by Ashley Todd to approve the payment of invoices. Todd-yea, Dawson-yea, Frank-yea, Tanner-yea, Thomas- yea. Motion carried.*
- Brad explained the revised draft of the Delta Community Park Survey and asked for councils' approval to send it out to the public. The last revision entailed a note under the question about the pool, verbiage that explains it would likely require an additional operation levy 1 mil.

*A motion was made by Mike Tanner, seconded by Ashley Todd to approve the mailing of the park survey. Dawson-yea, Frank-yea, Tanner-yea, Thomas-yea, Todd-yea. Motion Carried.*

*Brad advised council that Friday June 24, 2022, we received the resignation of Landon Johnson from the Water Treatment Plant. He has accepted an*

*account manager position in the agricultural industry. We have a summer employee, Treyden Dunning, a senior this year who we are very impressed with and would like to transition him into the water treatment plant. Mr. Peebles will be working with the school in anticipation that Mr. Dunning could work five days a week as part of a work release program, at the water plant and to be placed into our rotation.*

**Law Director:**

- HB 172 Discharge of Personal Fireworks

Statute gives municipality ability to overwrite it and prohibit personal fireworks.

It is Mr. Heban and Mr. Peebles suggestion that council prohibit personal use of fireworks. Chief Hartssock agreed.

*A motion was made by Lynn Frank, seconded by Ashley Todd to amend the agenda to include Ordinance 22-11 with emergency language under new business. Frank-yea, Tanner-yea, Thomas-yea, Todd-yea, Dawson-yea. Motion Carried*

**Safety:**

Police Chief states he received a request for road closure for the Delta Chicken Festival Parade July 9<sup>th</sup> beginning at 10:30 a.m. He has no objections to this closure

*A motion was made by Mike Tanner, seconded by Lynn Frank to approve the road closures for the 2022 Delta Chicken Festival Parade. Frank-yea, Tanner-yea, Thomas-yea, Todd-abstain, Dawson-Yea. Motion Carried.*

**Old Business:**

**Ordinance #22-07:** Specifying approval for pending annexation petition filed

A motion was made by Dawson, seconded by Tanner to suspend the 3<sup>rd</sup> reading for Ordinance #22-07. All votes yea, motion carried.

A motion was made by Todd, seconded by Tanner to declare an emergency, and make Ordinance #22-07 final on its third reading. All votes yea, motion carried.

**Resolution #22-08:** To provide utilities & other services for property seeking annexation

A motion was made by Frank, seconded by Dawson to suspend the 3<sup>rd</sup> reading of Resolution #22-08. All votes yea, motion carried.

A motion was made by Dawson, seconded by Frank to declare an emergency, and make Resolution #22-08 final on its third reading. All votes yea, motion carried.

**Ordinance #22-08:** To supplement Ordinance #21-13 appropriations

A motion was made by Frank, seconded by Todd to supplement Ordinance #21-13 to make supplemental appropriations for the current expenses of the Village of Delta for the fiscal year ending December 31, 2022, on its 2<sup>nd</sup> reading. All votes yea, motion carried.

**Ordinance #22-09:** Prohibiting marijuana in the Village of Delta

A motion was made by Frank, seconded by Dawson to prohibit the cultivation of marijuana, processing of medical marijuana, marijuana wholesalers, marijuana retailers and medical retail marijuana dispensaries in the Village of

Delta on its 2nd reading. Todd – No, Dawson – No, Tanner – Yes, Thomas – Yes, Frank – Yes. Motion carried.

**New Business:**

**Ordinance #22-10:** Contract for Law Director Services

A motion was made by Frank, seconded by Dawson to approve Ordinance #22-10 on first reading, executing a renewed contract with Kevin Heban and the law firm Heban Murphree & Lewandowski to serve as law director for the Village of Delta. All votes yea, motion carried.

**Ordinance #22-11:** Prohibit Personal Use of Fireworks

A motion was made by Todd, seconded by Frank to suspend the first reading of Ordinance #22-11. All votes yea, motion carried.

A motion was made by Frank, seconded by Todd declaring an emergency and making Ordinance #22-11 final on its first reading. All votes yea, motion carried.

Motion by Frank, seconded by Tanner to enter executive session to discuss personnel matters at 5:50 p.m. All votes yea, motion carried.

Motion by Todd, seconded by Frank to exit executive session with no action taken. All votes yea, motion carried.

A motion was made by Tanner, seconded by Dawson to adjourn at 6:18 p.m.  
All votes yea, motion carried.

Next regular council meeting will be on Monday, July 11, 2022, at 5:30 p.m.  
Special Village Services meeting will be on Monday, July 11, 2022, at 4:30 p.m.

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Mayor Frank Wilton

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Clerk of Council