

PRESIDING OFFICER, THOMAS J. GARDNER, MAYOR

ROLL CALL:

PRESENT: Joe Bourne, Brandie Bourne, John Little, Ed Steffek, Nate Penrod, Steve Adams

ABSENT: N/A

OTHER ATTENDEES: Rick Swiger, Donna Meek & DJ Meek

VISITORS: Nancy Bourne, John Bourne

MOMENT OF SILENCE/PLEDGE

The meeting was opened with The Pledge of Allegiance led by Mayor Gardner.

PRIOR MEETING MINUTES

**Motion was made by Brandie Bourne** and seconded by Nate Penrod to dispense with the reading of the minutes and accept the minutes from regular meeting held April 1, 2025. All council members present were in favor.

VISITORS

\* No Reporting

PAY BILLS

**\*Motion made by Brandie Bourne** and seconded by Nate Penrod to pay bills from respective funds. Roll call as follows: Joe Bourne yay, Brandie Bourne yay, John Little yay, Steve Adams yay, Ed Steffek yay, Nate Penrod yay.

POLICE

\*No Reporting-Absent

STREET

\*Street Supervisor Rick Swiger reported that there is one tree down in the cemetery caused from recent high wind activity. Swiger will remove the tree tomorrow.

\*Was reported that the Little League Association cleaned the park area. It was noted that nine bags and two drums of trash and debris was removed. Gratitude was expressed towards the Little League Association for their participation in the clean-up.

SOLICITOR MARK PERLAKY

\* Solicitor Perlaky and council review the proposed ordinance #2025-04 for prohibiting the keeping of certain animals in the village. Fiscal Officer drew up the ordinance to reflect the amendments from original Ordinance #2010-6. Perlaky indicated that he would like to revise the wording for Section 3 of the ordinance which is exempting/grandfathering one property owner for the keeping of one horse. The grandfather for the horse was omitted in the original Ordinance in 2010. There will be three readings on this ordinance once it is presented at the next regular meeting on May 6<sup>th</sup>. The three readings will be held on May 6, May 20 and June 3<sup>rd</sup>. This will give the public ample time to voice their opinions on the animal ordinance before passage. The original Ordinance # 2010-6 will be in effect until the passage of the new Ordinance #2025-4.

## CONT'D MARK PERLAKY

\*Heard that Perlaky will have a new ordinance for passage at the next regular meeting for the vacation of the unnamed alley for the Tony Martin Property. The vacation was previously approved for Martin to build an addition onto the deli store building. (Tony Mart).

\*Reported that the property owners for delinquent real estate taxes have been served with certificated notices for payment to be remitted to the village. The deadline has expired and Perlaky will proceed with the process for the county sheriff sale program to force the sale of multiple properties in the village.

\*It was noted that Perlaky and Income Tax Administrator Donna Meek will proceed with reviewing all delinquent people who are in violation of the Municipal Income Tax Ordinance. Once a listing is compiled – action will be taken to cite all delinquent municipal income tax filers into court.

## INCOME TAX ADMINISTRATOR

\*No Reporting

## ZONING/ADMIN ASST.

\*Heard that a variance was granted to the owner at 108 Bremer Street who wishes to install a shed in the front of the property. A variance was granted with the stipulation of moving the shed to the side/front of the property.

\*The Zoning Planning Commission met and recommended a revision to the zoning ordinance #503-5. **A Motion was made by Joe Bourne and seconded by Steve Adams** to approve Ordinance # 2025-5 on an emergency basis - for the revision of the zoning ordinance section #503-5. The current zoning ordinance section states a garage must be attached to the home. The revision will allow garages to be constructed apart from the home. Roll call taken and all council members present were in favor.

**Motion was made by Nate Penrod and seconded by Brandie Bourne** to enact said Ordinance #2025-5 as stated. Roll call taken and all council members present were in favor.

## MAYOR

\* Mayor Gardner issued a reminder for the removal of all winter flower arrangements to be removed from the Union Cemetery by May 1<sup>st</sup>.

\*Set Union Cemetery Cleanup Day for May 10<sup>th</sup> – Saturday @ 9am

## JOE BOURNE

\*Reminder – May 29, 30 & 31<sup>st</sup> will be Community Yard Sale Weekend

\*Heard that Seth Morrison would like to wait until ball season is over to form new sidewalk areas at Belden Park Pavilions.

\*Bourne received a complaint that a correction for misinformation concerning delinquent real estate tax payments has not been published. At the March 4<sup>th</sup> regular council meeting an incorrect address was reported to be delinquent on real estate payments and had refused a pick up on a certified letter concerning the delinquency. The property owner for 112 Arch Street was incorrectly report to be delinquent on real estate taxes. The property owner for 112 Arch Street is not delinquent on their real estate tax payment. Bourne indicated that the village needs to acknowledge and correct the mistake in the Bargain Hunter as it was reported incorrectly by the village Fiscal Officer to the Bargain Hunter. Fiscal Officer Lute stated that the

## CONT'D JOE BOURNE

Bargain Hunter staff will not make a correction – as it was of no fault of the Bargain Hunter. Lute will attempt to rectify the issue with a correction to be published in the near future.

## NATE PENROD

\*Penrod inquired whether the village has a fencing ordinance for swimming pools. Solicitor Perlaky will check the village ordinance book to verify.

## BRANDIE BOURNE

\*Reminder – Memorial Day BBQ Chicken Dinner Event will be held on May 26 @ 12pm – to be held at the Delaware Volunteer Fire Dept.

## STEVE ADAMS

\*No Reporting

## JOHN LITTLE

\*No Reporting

## ED STEFFEK

\*No Reporting

## FISCAL OFFICER

\*Heard the audit for Year 2023 & 2024 is complete and will be finalized and posted within the next two weeks. The audit went very smoothly.

\*Was reported that the new laptop and printer for the Fiscal Officer has been received. The old laptop state programs were converted to the new laptop. The old laptop has been erased and cleaned and ready for donation.

**A Motion was made by Steve Adams and seconded by Nate Penrod to** donate the old laptop computer to the Delaware Volunteer Fire Dept. Roll call taken and all council members present were in favor.

## TREASURER'S REPORT

\* **Motion made by Joe Bourne** and seconded by Brandie Bourne to accept the March 2025 Treasurer's report with the following: \$525,794.47 General Fund, \$ 28,731.23 Street Construction, \$844.04 State Highway, \$5.37 Cemetery Fund, \$10,097.01 Permissive Vehicle Tax, \$3012.63 Capital Project, \$0 Mayor's Court. With a total of all funds \$568,484.75. Reports included the Bank Reconciliation Report, bank statements, payment listing, receipt detail report, fund status report, appropriation status report. All council members present were in favor.

Next meeting will be May 6, 2025 at 7:00pm.

Meeting Adjourned

\_\_\_\_\_  
Thomas J. Gardner, Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Darissa R. Lute, Fiscal Officer

\_\_\_\_\_  
Date

**RESOLUTIONS & ORDINANCES**

**A Motion was made by Joe Bourne and seconded by Steve Adams** to approve Ordinance # 2025-5 on an emergency basis - for the revision of the zoning ordinance section #503-5. The current zoning ordinance section states a garage must be attached to the home. The revision will allow garages to be constructed apart from the home. Roll call taken and all council members present were in favor.

**Motion was made by Nate Penrod and seconded by Brandie Bourne** to enact said Ordinance #2025-5 as stated. Roll call taken and all council members present were in favor.