



Regular Council
Tuesday, July 21, 2020 - 6:30 PM
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the Village of Johnstown Regular Council Meeting for July 21, 2020 at 6:37 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Carol Van Deest, Sharon Hendren

Absent - None

Staff present - Jim Lenner - Village Manager, Jack Liggett - Assistant Village Manager, Yazan Ashrawi - Law Director, Abe Haroon - Chief of Police, Dana Steffan - Finance Director, Bailey Klimchak - Planner, Jim Blair - Zoning Inspector, Teresa Monroe - Clerk of Council

Public present - Amanda Webb - Grand Communities LLC

3. Invocation - Ms. Hendren

4. Pledge of Allegiance

5. Action on Minutes

a. July 7, 2020

ACTION: Cheryl Robertson moved to pass the minutes; Carol Van Deest seconded and the vote was as follows:

AYES: Benjamin Lee, Doug Lehner, Marvin Block, Mayor Dutcher, Cheryl Robertson, Carol Van Deest, Sharon Hendren

NOES: None

ABSTAIN: None

Passed 7 - 0

6. Citizen comments on matters not on the agenda

No comments by the public.

7. Council Committee reports

a. **Planning & Zoning:** Met 7/14/20; Next 7/28/20 @ 6:30 pm Virtual

Home Occupation Permit approved for resident on Lakeview Drive to groom small dogs in

her home. Continued review of Comprehensive Plan, bulk of next meeting should be on the Future Land Use Map; committee is on track to hold a vote to get in front of Council by August.

- b. **Safety & Service:** Met 7/7/20 minutes attached; Next 8/5/20 @ 5:00 pm Virtual Minutes were sent in the packet.
- c. **Finance:** Met 7/14/20 Special meeting-minutes attached; 7/21/2020 @ 5:00 pm Virtual

Special meeting 7/14/2020 minutes sent with packet; went through the Economic Development project funding which approved a ten thousand dollar feasibility study to come out of the CARES Act budget; continued to talk about CARES Act funds overall and additional items to come from that budget. 7/21/2020; Reviewed Finance Director reports. Narrowed breakdown of how CARES Act funds in the amount of \$49,000 would be spent. Reviewed data on delinquent water accounts and how they are trending compared to last year. Other business addressed: Sidewalk Replacement Program being discussed in Safety Service as well as how AEP bills for street lights.

- d. **Economic Development:** Met 7/9/20 Special-minutes attached; Next 8/6/20 @ 10:00 am Virtual

Minutes were sent with packet. Economic Development is applying for a grant for 1) Incubator space and 2) an Economic Development Plan for the downtown corridor. A feasibility study costing ten thousand dollars needs to be done as a part of the grant and was approved by Finance Committee.

- e. **Park & Rec:** 7/9/20 cancelled; Next TBD
- f. **Miles Estate:** Next TBD
- g. **Joint Recreation:** Next TBD
- h. **School District Liaison:** Next TBD

Ben updated that the school will not be pushing busing but rather parents dropping off as much as possible; should address traffic concerns in Leafy Dell and Police Department recommendations on traffic pattern. Mr. Lenner said he would reach out to Superintendent Dale Dickson to schedule a meeting.

- i. **Storm Water Management:** Next TBD
- j. **Rules:** Nothing scheduled
- k. **Personnel Board of Review:** Nothing Scheduled
- l. **Tree Commission:** Working to schedule

8. Director Reports

- a. Police
Chief Haroon reviewed his reports sent out with the packet.
- b. Finance
Dana Steffan reviewed her reports sent out with packet.
- c. Planner

Bailey Klimchak reviewed her report sent out with packet. Mr. Block asked if Ms. Klimchak has had conversations with the people bringing the annexation tonight, and if she knew it was coming last week; she said that she had and knew it was on the horizon but did not know it would come this quickly.

9. Tabled Legislation N/A

10. Public Hearings of Legislation

- a. ORDINANCE 21-2020 AN ORDINANCE AMENDING ORDINANCE 40-19, THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS. *Introduced July 7, 2020*

This is the CARES funding the village received from the County, who received it from the State, the village received \$49,621.03 and is increasing the revenues and appropriations for those funds.

Public Hearing: There were no public comments either for or against the legislation.

ACTION: Benjamin Lee moved to Approve Ordinance 21-2020; Cheryl Robertson seconded and the vote was as follows:

AYES: Doug Lehner, Marvin Block, Chip Dutcher, Cheryl Robertson, Carol Van Deest, Sharon Hendren, Benjamin Lee,

NOES: None

ABSTAIN: None

Passed 7 - 0

- b. ORDINANCE 22-2020 AN ORDINANCE AMENDING ORDINANCE 40-19, THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS. *Introduced July 7, 2020*

This is to appropriate funds to purchase a vacuum truck out of the Right of Way Fund money; also to appropriate three items from the Capital Improvement Fund as listed in the Ordinance.

Public Hearing: There were no public comments either for or against the legislation.

ACTION: Carol Van Deest moved to Approve; Benjamin Lee seconded and the vote was as follows:

AYES: Chip Dutcher, Benjamin Lee, Cheryl Robertson, Carol Van Deest, Marvin Block, Doug Lehner, Sharon Hendren

NOES: None

ABSTAIN: None

Passed 7 - 0

- c. ORDINANCE 23-2020 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF JOHNSTOWN, OHIO, AND DECLARING AN EMERGENCY.

This codifies all village ordinances passed since the last update; ordinances passed from June 7, 2019 through July 16, 2020. The emergency is requested so they can be included in the codified ordinances immediately.

ACTION: Benjamin Lee moved to waive the second reading; Cheryl Robertson seconded and the vote was as follows:
AYES: Mayor Dutcher, Cheryl Robertson, Carol Van Deest, Sharon Hendren, Benjamin Lee, Doug Lehner, Marvin Block
NOES: None
ABSTAIN: None

Second Reading waived 7 - 0

Public Hearing: There were no public comments either for or against the legislation.

ACTION: Doug Lehner moved to Approve; Carol Van Deest seconded and the vote was as follows:
AYES: Cheryl Robertson, Carol Van Deest, Sharon Hendren, Benjamin Lee, Doug Lehner, Marvin Block, Chip Dutcher
NOES: None
ABSTAIN: None

Passed 7 - 0 as an emergency

- d. RESOLUTION 2020-19 A RESOLUTION ACCEPTING THE RESIGNATION OF A PUBLIC EMPLOYEE.

This accepts Police Dispatcher Kathie Biggers resignation; her service to the community is appreciated.

Public Hearing: There were no public comments either for or against the legislation.

ACTION: Doug Lehner moved to Approve; Sharon Hendren seconded and the vote was as follows:
AYES: Carol Van Deest, Sharon Hendren, Benjamin Lee, Doug

Lehner, Marvin Block, Chip Dutcher, Cheryl Robertson
NOES: None
ABSTAIN: None

Passed 7 - 0

- e. RESOLUTION 2020-20 A RESOLUTION INDICATING WHAT SERVICES THE VILLAGE OF JOHNSTOWN WILL PROVIDE 78.482+/-ACRES OF LAND, LOCATED IN MONROE TOWNSHIP, LICKING COUNTY, OHIO, UPON ANNEXATION TO THE VILLAGE OF JOHNSTOWN, OHIO AND TO PROVIDE FOR BUFFER REQUIREMENTS

Jim Lenner said staff has been speaking with a local developer out of Columbus about this property and knew the annexation request was on the horizon but not necessarily the timing of it; the Clerk of Council was notified last Thursday by the Licking County Commissioners that it had been filed and approved. The village is required to approve a Services Resolution that outlines the minimum services it is willing to provide to the property if and when it does become annexed. This legislation does not actually annex the property, it just lays the ground work on what services the village is able to provide.

Mr. Block said the problem he has with this legislation tonight is they are asking for services but it is unknown how much water or sewer they will need, how many roads will be in there, he said there is just not enough information for council to make an intelligent decision. Mr. Block said secondly, the resolution states the services listed can be provided immediately upon annexation and he does not know if we can provide them immediately with the commitments on our water and sewer plants; building continues behind TSC and there is a new industrial park we are working on. Mr. Block also noted the condition in section One of the services resolution that refers to the village assuming maintenance of a street on the boundary of the township. Mr. Block suggested this resolution be tabled until next meeting to give time for further study on what can be provided and by what dates.

Law Director Yazan Ashrawi said Mr. Blocks concerns are fair and as he has previously advised, this resolution does not annex the property, it is a mandatory part of the annexation process. Mr. Ashrawi said Mr. Blocks suggestion is not a bad idea and he can support it for a couple of reasons: 1) the timing on this resolution would allow it to be considered at the next council meeting 2) this resolution indicates as a matter of law, the minimum level of services that the village will be obligated to provide should the property be annexed. If the village is unsure it can provide a service, that service could be removed from the resolution but could always be provided later if available. There are still a lot of unknowns.

Bailey Klimchak said that Fischer Homes contacted her yesterday and said they are ready to submit a development plan, she will get with staff this week to determine the best steps to take. Mayor Dutcher said in the absence of anything being submitted ahead of time to show what this development will be, how many houses etc., it causes concern to pass a resolution blindly, he agrees with Marvin to table tonight and get some more information by

next meeting. Ms. Robertson asked the Grand Communities LLC representative on the call if apartments would be a part of the housing plan. Amanda Webb answered no, saying that Grand Communities LLC is the developer for Fischer Homes who primarily develops single family homes and also condominiums which would be owned by a home owner; she said the intent is single family.

ACTION: Marvin Block moved to table; Sharon Hendren seconded and the vote was as follows:
AYES: Sharon Hendren, Benjamin Lee, Doug Lehner, Marvin Block, Mayor Dutcher, Cheryl Robertson, Carol Van Deest
NOES: None
ABSTAIN: None

Tabled 7 - 0

There was discussion on staff direction for next steps.

- f. RESOLUTION 2020-21 IN SUPPORT OF A REVIEW OF THE LOCAL GOVERNMENT FUND ALLOCATION FORMULA IN LICKING COUNTY AND IMPOSITION OF AN ALTERNATIVE FORMULA FOR DISTRIBUTION AND DIRECTING THE VILLAGE MANAGER TO INITIATE PROCEEDINGS NECESSARY TO AFFECT SUCH A REVIEW.

This would authorize review of the local government fund allocation formula in Licking County for a more fair system. If authorized, Village Manager Jim Lenner and Finance Director Dana Steffan will attend the meeting.

Public Hearing: There were no public comments either for or against the legislation.

ACTION: Benjamin Lee moved to Approve; Cheryl Robertson seconded and the vote was as follows:
AYES: Chip Dutcher, Benjamin Lee, Cheryl Robertson, Carol Van Deest, Marvin Block, Doug Lehner, Sharon Hendren
NOES: None
ABSTAIN: None

Passed 7 - 0

11. Introduction of Legislation N/A

12. Other Business

1. Jim Lenner posting an update on the ITS4US Grant, will send a meeting invite to any council members that would like to listen in.
2. Council meeting set for August 5th has been moved back to Tuesday, August 4th, 2020
3. Ms. Hendren asked someone to check function of the bicycle pump installed at the Trail Head

4. Mr. Block thanked the Law Director for his contribution tonight.

13. Adjourn

ACTION: Sharon Hendren moved to Adjourn; Cheryl Robertson seconded and all were in favor.

AYES: 7

NOES: None

ABSTAIN: None

Passe 7 - 0

The meeting adjourned at 7:46 p.m.

Next Council Meeting August 4, 2020