



Regular Council Meeting  
Tuesday, March 15, 2022 - 6:30 PM  
AGENDA

1. Call to Order
2. Roll Call
3. Invocation - Mayor Dutcher
4. Pledge of Allegiance
5. Executive Session to consider the employment of a public employee
6. Greater Johnstown Parks & Recreation District - Update
7. Action on Minutes
  - a. March 1, 2022
  - b. Special meeting March 8, 2022
8. Correspondence
  - a. Resident letter
9. Citizen comments on matters not on the agenda
10. Council Committee reports
  - a. **Planning & Zoning:** Met 3/8/22; Next 3/22/22 @ 6:30 pm Council Chambers
  - b. **Safety & Service:** Met 3/1/22 updated previously; Next 4/5/22 @ 5:00 pm Council Chambers
  - c. **Finance:** 3/15/22; Next 4/19/22 @ 5:00 pm Council Chambers
  - d. **Economic Development:** Met 3/4/22 updated previously; Next 4/1/22 @ 9:00 am Admin conference room
  - e. **Park & Rec:** 3/15/22; Next 4/19/22 @ 10:00 am Admin conference room
  - f. **Tree Commission:** Met 2/22/22 updated previously; Next 3/22/22 @ 5:00 pm Council Chambers
  - g. **Events Committee:** 3/10/22 canceled; Next 3/24/22 @ 5:00 pm Admin conference room
11. Director Reports
  - a. Finance Director
  - b. Chief of Police
12. Tabled Legislation
13. Public Hearings of Legislation
  - a. **ORDINANCE 04-2022** AN ORDINANCE AMENDING ORDINANCE 47-21, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS

- b. **RESOLUTION 2022-11** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE THE CONTRACT WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION TO COMPLETE WIDENING AND RESURFACING OF US 62 BETWEEN VILLAGE SQUARE SHOPPING CENTER AND WESTVIEW DRIVE
- c. **RESOLUTION 2022-12** A RESOLUTION UPDATING THE DISTRICT SOLID WASTE MANAGEMENT PLAN
- d. **RESOLUTION 2022-13** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO THE LICKING COUNTY GOVERNMENTAL AGGREGATION PROGRAM PARTICIPATION AGREEMENT

14. Introduction of Legislation

15. Other Business

16. Adjourn

**Next Council Meeting April 5, 2022**



Regular Council  
Tuesday, March 1, 2022 - 6:30 PM  
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the City of Johnstown Regular Council Meeting for March 1, 2022 at 6:31 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Ryan Green

Absent - None

Staff present - Jack Liggett - Interim City Manager, Abe Haroon - Chief of Police, Dana Steffan - Finance Director, Bailey Morlan - Planner, Jim Blair - Zoning Inspector, Terry Nichols - Water Operator In Charge, Teresa Monroe - Clerk of Council

Public present - Bruce Tolle, Robert Clemens, Barry/Jolie Reynolds, Carl/Sandy McCoy, Scott/Lisa Gramke, John Hoovler, Troy Hendren, Mike Perkins, Scott Bobbs, Rhonda Miller, John Bauman, Glenn C. Ronken, Randy Terflinger, Bev Terflinger, Sarah/Kyle Lightle, Tyler Fehrman, Stephanie Giannini, Bob Gose, Carl/Jennifer Neer, Dave Dicks, Chris/Faye Anderson, Chad Roby, Shannon Baker, Bryan Campbell, Carrie Howy, Mandi Justice, Errich/Angela Taylor, Mike Giangliordano, Andrea Ford, Shane/Betsy Langley, Joe Kroose, Bob Stoltz, Aaron Steffan, Ch... K..., Charles Nelson, Jeff Barr, Judy Haroon, Laurie Coleman, Laurie Grivel, Harmony Norman, Jason Piper, Mike/Kristi Matoszkia, Kim Thompson, Karen Selvey, Monica Gernert, Todd McDonnell, Michelle McMillen, Jack Nimesheim, Steve/Melanie Schmechel, Robert/Kristen Ream, Robert Moore, Jack R, Chris Vennefran, Lewie Main, Daryl Wernette

3. Invocation - Mr. Lee

4. Pledge of Allegiance

5. Water Plant Expansion Presentation - Jacobs Engineering

Mike Giangliordano and Chad Roby of Jacobs Engineering attended to give a presentation on the water treatment plant expansion project.

Presentation agenda items reviewed:

- Background
- Data Overview
- Project scope
- Construction Manager at Risk (CMAR)
- Project schedule
- Project costs
- Funding

Jack Liggett said with Council approval he has signed the documents to begin the loan process.

6. Action on Minutes

a. February 15, 2022

**ACTION:** Benjamin Lee moved to Approve as written; Doug Lehner seconded and the vote was as follows:

**AYES:** Ryan Green, Doug Lehner, Marvin Block, Cheryl Robertson, Mayor Dutcher, Benjamin Lee, Sharon Hendren

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

7. Proclamation - March as Developmental Disabilities month

Mayor Dutcher has issued a proclamation declaring March as Developmental Disabilities month. Johnstown has done this for a number of years, he has signed and sent the original for display, added that Licking County Board of Developmental Disabilities does great things for us and our citizens and we are grateful for the good work that they do. Mayor Dutcher said that people who have developmental disabilities are an important part of our community and we should never lose track of that.

8. Citizen comments on matters not on the agenda

Mayor Dutcher said he did not have too much to share on Intel tonight mainly because the ODOT District 5 call is tomorrow, he hopes to hear what they propose for Licking County and additional roadway infrastructure. Mayor Dutcher noted that he was only made aware of this project one week before the announcement. Ms. Robertson added that even then they would not tell them the name of the company. Mayor Dutcher said their (council) plan, as they know more facts, is to get them out as soon as possible and at some point Intel will have someone out that they can talk to directly. Mayor Dutcher said he has been assured by folks that know, that at the appropriate time, Johnstown will be receiving some financial resources to help manage the issues that having Intel one mile from the municipal boundary will create. Some community meetings likely in April, with those who can bring some answers.

a. A member of the audience expressed the desire for better social media communication from the city.

b. A member of the audience asked who they go to if they are a member of Monroe Township but not inside the municipality. Monroe Township Trustee Troy Hendren addressed residents adding that the Trustees also were not told anything about the project; he has since met with Troy Balderson and Mark Fraizer, they said they would be putting something together but it won't be right away, it might be a few weeks. Added that they are doing the best they can, that most know as much as they do and it may take six weeks to get someone out here to give some good information. Mayor Dutcher added that there would not be an airport; said he keeps reading Facebook comments about an airport, "if

you're making computer chips, the last thing you want are vibrations". Added that one of the reasons Intel is coming to Licking County is that we don't have seismic activity.

c. Andy Norman; 138 Liberty Ridge Ct

- Read a letter to Council, copy provided for record, summary as follows: He and his family have lived in Monroe Township/Johnstown for ten years. Asks what Johnstown is doing to prepare for this growth, specifically in the areas of zoning, infrastructure, development and planning; named several nearby communities who are actively planning and preparing by engaging professional and consultative type help. We need the right people and a comprehensive plan in place to address related impacts. In addition we need to plan how this growth will affect our school system.
- Seeks answers to the following:
  - What has the council already done and will it be doing to hire a city manager with experiences similar to what Johnstown will be facing.
  - How soon does our city plan to address the growth through zoning, building ordinances and infrastructure plan updates.
  - How can we embrace this growth but preserve the existing landscape and values of our small town.
  - How is our city already engaging with consultants and neighboring township leaders on identifying strategies to guide mindful development, harness community benefits, and mitigate negative effects of the Intel facility.

Ryan Green responded as Chair of the Zoning Commission saying that they have worked hard over the last two years, that a lot of our growth was projected at things coming from 161. The zoning board has been going through a rewrite of the zoning code being mindful of the future and they did bring in outside help for that. They have also created the Design Review Board and brought in outside help for that. Added that he was also involved in the Comprehensive Plan, they took a lot of community feedback on that. Mr. Green said he can't promise these will address everything, they had a goal in mind and then that goal changed rapidly, but that is something they are looking to in Planning and Zoning.

Mayor Dutcher talked about why Johnstown is a special place and about the opportunities Intel could bring. He recognized City Planner Bailey Morlan, said they met with MORPC this morning and they have promised some help, County Government is also on board with trying to get some planning help for all of the Licking County communities.

Marvin Block said they have already started meetings with Monroe Township Trustees and the School Board, he had some comments on housing, said they have not forgotten areas outside the village.

d. Monica Gernert; Liberty Township resident, 178 Timber Creek Court West

- Asked about the City Manager search, what the next steps were and what the timing is.

Mayor Dutcher said that this is going to be discussed in tonight's Executive Session, he cannot prejudge how his council colleagues feel. Gave assurance that Jack is doing a great job and that there is nobody that knows more about the City of Johnstown than Jack Liggett. They will have more information shortly on how they will proceed.

- Noted the recognition of Developmental Disability Awareness month and highlighted New Albany's new Miracle League - registration is open for children of all abilities to play baseball, they also need volunteer coaches, buddies, etc.

e. Bob Gose; Resident of Concord Crossing East

- Introduced himself, provided background on what brought him to Johnstown. Noted reasons why they love Johnstown and that he noticed the police patrolling neighborhoods very extensively, with research found that Johnstown is the fifteenth safest city in the state.
- Said he was thrilled when he moved to Concord Crossing East and met Abe and his wife Judy. During his conversations with the Chief, he was impressed with his servant style leadership, his dedication to his job and love for his community and that most importantly he saw a beautiful relationship between he and his wife Judy that was beyond reproach. He said he came today because he was shocked when he heard about unfounded allegations being made by a particular council member...

Mayor Dutcher interrupted Mr. Gose from going further with his comments and said that at the last council meeting he announced that they would be taking this matter under advisement, which they have done, that the city has outside human resource counsel looking into the allegations and will be providing a report, but it is not ready tonight. He has been told by legal counsel that he is not to say any more about it, the comments are being taken seriously.

f. John Hoovler

- Said he has first-hand knowledge of what Johnstown is feeling, he lived through the expansion of New Albany, he was the Fire Chief there for twenty-six years. Asked council to keep two things in mind to consider as this develops:
  - The Fire Department was always forgotten in the development of New Albany. Hours and hours were spent discussing how they were going to finance the FD to keep up with the growth. The residential constituents fund the FD and the FD serves the citizens, they will also have to serve Intel or whatever winds up being here. There won't be anybody coming from Plain Township, except for mutual aid, to provide help to people at Intel or in Johnstown, it will be the Monroe Township Fire Department and they will need help to provide the service that

everybody wants to have.

- Have to protect the schools; be mindful when asking for tax dollars that levies do not become a competition between entities. When land is annexed from the township to the city, tax abatements will likely happen and that's when the FD and schools sometimes struggle, hopefully there can be some arrangement that will help both.

g. Andrea Ford; Green Chapel Road

- Asked when the information would be shared from the ODOT presentation the Mayor is attending tomorrow.

Mayor Dutcher said it depends on what they say tomorrow, it is a zoom call with many others, if there is any new information it will be shared just like the other update given at a previous council meeting.

h. Daryl Wernette; 7473 Concord Road

- Has lived in the greater Johnstown area for fifteen years and is a current board member of the Greater Johnstown Parks & Rec District. Said he implores positive and proactive leadership from this group, he has heard a lot of "we don't have the information". Said that in the absence of information you can replace it with a plan, and if you don't have a plan yet, you can share the plan of how you will make the plan. That when you communicate that effectively, you create a lot of positive excitement and emotion as opposed to the anxiety that is left from the void. Said he believes those things can be properly established with the right City Manager, should think about future needs and who has demonstrated an ability to do that. Asks that council is patient and diligent with the search to find the person who can get us to the final vision. Part of that vision has to be inclusion and diversity with the employees and participants of the community. Challenged council to rely on the talents and help from the community and let them be a part of the plan.

i. Tyler Furman; Blacklick resident moving to the Pulte development

- Chose Johnstown for its rural charm and the community but is also excited for the opportunity of growth, applauds council for their efforts and appreciates the work they are doing.

9. Council Committee reports

a. **Planning & Zoning:** 2/22/22 cancelled; Next 3/8/22 @ 6:30 pm Council Chambers

b. **Safety & Service:** 3/1/22; Next 4/5/22 @ 5:00 pm Council Chambers

The Ohio Public Works Grant was received for East Jersey Street; planned for bid in mid-

---

*Vision Statement: The Village of Johnstown is dedicated to providing a secure community environment that fosters cultural, recreational, educational and economic opportunities while preserving our unique historical character*

April for a July start date; hoping for paving completion by the end of September.

- Licking County Humane Society sent a stat report for 2021.
- Talked about the mobility hub and contract with Etch who is developing the mobility software, partnering with Licking County Transit, no dollars out of pocket for the city because it is being funded by a grant from LCATS.
- Discussed the Pulte development traffic signal planned for the intersection of US62 and Bigelow Drive, continuing to explore options for rerouting so there is not an additional signal so close to the shopping center (Alterra) signal. There has been exploration of a route through the Alterra parking lot and furthering the conversation with them to look at engineering dollars to put toward the cost of rerouting. Prime Engineering's cost is \$8,700 for an engineering estimate that we would likely have by April 1st to better inform us of what the total cost might be to reroute and make that a dedicated right-of-way. Discussed asking Pulte for a performance bond before they could sell or build further; waiting on the dollar amount to understand what type of bond is needed to hold them accountable for what they agreed upon. Mr. Lee said Committee voted 3-0 to move forward, money to come from General Engineering has already been appropriated; asked for a motion from Council to move forward with an agreement with Prime for engineering and the \$8700 quote given.

**ACTION:** Marvin Block moved to go forward with the \$8,700 quote from Prime for engineering; Sharon Hendren seconded and the vote was as follows:

**AYES:** Ryan Green, Doug Lehner, Marvin Block, Cheryl Robertson, Mayor Dutcher, Ben Lee, Sharon Hendren

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

- Mr. Lee noted House Bill 563 would limit municipal restrictions on short term rentals/AirBnB and is a direct affront to home rule.
- Mr. Lee noted House Bill 494 would give municipalities a path to designate a School Adjacent Zone, the callout last year was Leafy Dell Elementary and the need to control speeds at certain times on SR 37 for ingress and egress to the school. Mr. Lee provided a letter in support of HB 494 to Representative Mark Fraizer.

**ACTION:** Marvin Block moved that the clerk prepare the letter for all council signatures and send to Mr. Fraizer; Doug Lehner seconded and vote was as follows:

**AYES:** Doug Lehner, Marvin Block, Cheryl Robertson, Mayor Dutcher, Ben Lee, Sharon Hendren, Ryan Green

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

- c. **Finance:** Met 2/15/22 updated last time; Next 3/15/22 @ 5:00 pm Council Chambers
- d. **Economic Development:** Met 2/11/22 updated last time; Next 3/4/22 @ 9:00 am Admin conference room
- e. **Park & Rec:** 2/15/22 cancelled; Next 3/15/22 @ 10:00 am Admin conference room
- f. **Tree Commission:** Met 2/22/22; Next 3/22/22 @ 5:00 pm Council Chambers  
 Andy Bruney was elected as the new chairman. Discussed working with Parks & Rec toward putting benches and more trees around the Dog Park. Planner Bailey Morlan provided an update that there are some problems with the way our Tree Ordinance is written, it is under review by the city attorney. In the meantime, the Tree Commission voted in favor of a recommendation to council that they pause zoning certificates for larger developments and businesses until the revised ordinance is passed.
- g. **Events Committee:** Met 1/24/22 updated last time; Next 3/10/22 @ 5:00 pm in Admin Conference Room  
 Fireworks event planning and fundraising.
- h. **School District Liaison:** Met 2/16/22; Next TBD  
 Mr. Block reported a good meeting with the school. Township Trustee Joseph Robertson attended.

Bailey Morlan asked council members if they wanted her to pause zoning certificates for thirty days and if so could she get a motion.

**ACTION:** Ryan Green moved to Approve; Cheryl Robertson seconded and the vote was as follows:  
**AYES:** Marvin Block, Cheryl Robertson, Mayor Dutcher, Ben Lee, Sharon Hendren, Ryan Green, Doug Lehner  
**NOES:** None  
**ABSTAIN:** None

**Passed 7 - 0**

## 10. Director Reports

- a. **Service Department: Water, Sewer, Street**  
 Jack Liggett reviewed department reports. Updated that the new eight hundred gallon per minute pump is not delivering as it should, it has the wrong impellers which will be switched out at no cost to the city.
- b. **Manager**  
 Jack Liggett reported that the city received the East Jersey Street project that we have been vying for three years; bids out in April with July start. He has signed the SIB loans for the traffic circle at Sportsmans Club and US62, the design work is continuing. City Engineers are working on getting the bid documents prepared for the Rolling Meadows

sewer lining project (County ARPA funds).

## 11. Tabled Legislation

- a. **RESOLUTION 2022-09** A RESOLUTION GRANTING ADDITIONAL SICK HOURS TO EMPLOYEES

**ACTION:** Benjamin Lee moved to take Resolution 2022-09 off the table; Doug Lehner seconded and all were in favor.

**AYES:** Mayor Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Ben Lee, Sharon Hendren, Ryan Green

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

Council edits have been made since introduction. This resolution grants up to five days of paid sick leave for 2022 to employees who cannot work due to circumstances related to COVID-19.

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

**ACTION:** Cheryl Robertson moved to pass Resolution 2022-09; Sharon Hendren seconded and the vote was as follows:

**AYES:** Cheryl Robertson, Mayor Dutcher, Ben Lee, Sharon Hendren, Ryan Green, Doug Lehner, Marvin Block

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

## 12. Public Hearings of Legislation

- a. **ORDINANCE 03-2022** AN ORDINANCE AMENDING ORDINANCE 47-21, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS

This Ordinance appropriates fees charged by the city Human Resources firm. The dollar amount has changed since introduction to account for additional charges.

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

**ACTION:** Benjamin Lee moved to Approve; Doug Lehner seconded and the vote was as follows:

**AYES:** Mayor Dutcher, Ben Lee, Sharon Hendren, Ryan Green, Doug Lehner, Marvin Block, Cheryl Robertson

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

- b. **RESOLUTION 2022-10** A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SIEKMAN & SIEKMAN ASSOCIATES.

Mayor Dutcher said Siekman & Siekman is a government relations firm, we need help in this area, they will help the City of Johnstown get to funds necessary to help all that we will be dealing with. Added that they have already been working on our behalf, have had access to Senator Brown and Senator Portman and their staff that we have never had before and said he assures we will receive the benefits of this. They will do both state and federal work.

Ryan Green asked what they had done on our behalf to this point. Mayor Dutcher said they have set up meetings for him, have attended meetings with him, have introduced him to folks he needed to meet quickly and get on their agendas. The assurances he has received from the Director of Development and One Columbus would not have happened without them, he has found their guidance to be invaluable especially in looking ahead. Mr. Green said he understands this was passed through Finance Committee previously and asked about the interview process and bidding. Mayor Dutcher said there was no bidding, for a professional contract you do not need to bid. Mr. Green asked if any other firms were interviewed, Mayor Dutcher said no. Mr. Green asked how we arrived on this specific firm, Mayor Dutcher said when he reached out to ask who we should hire, they were the most recommended, that Pat Tiberi and others whose advice he values pointed us in this direction and he thinks it will be fruitful for us. Mr. Green said as he understood it, there would be more interview process from us prior to a vote. Sharon Hendren said she agreed, she did not think it was a done deal. Mayor Dutcher said he has spent every waking moment involved in the Intel thing, he needs their (Siekman's) help. Ms. Hendren said she spoke to someone knowledgeable who thinks it is too early in the game, we don't need them. Mayor Dutcher said if they want him to continue doing this job, he needs help and cannot continue to keep doing it all himself, that they (Siekman's) have entree to people he does not. Mr. Green said he does not disagree that we need representation, but as far as this representation, they also reside in New Albany and represent New Albany. He would also like to know who else in the area they represent, other stakeholders, what the size of their firm is, how they would handle dual agency, that they are already at the negotiation table for another team. Mr. Green said we definitely need representation, he just doesn't know that these are the guys and he wanted a chance to examine them more. Sharon Hendren said she agrees with Ryan, she said it is too early in the game and doesn't think we need them and they don't ask Chip to go to all those meetings. Mr. Green said he agrees we need representation, he does not think it is right that Chip should have to go to all the meetings, he respects that he has put the time in but he did not get a chance to properly examine, he said he understands that they are doing it for a cut-rate of \$3,000 but informational currency comes up in that as well. Mayor Dutcher said in the lobbying world, every firm does it, there are ways to handle those situations, he has assurances that confidential information will not be shared either way. After some further discussion and comments, Mr. Block said he understands both Chip and Ryan and it would be his position to approve this for six months and assess after, where else will we find anyone this quickly. Mr. Lee said he was impressed by the Siekman's presentation at Finance Committee and the questions answered, he thinks the statement of work is acceptable, he disagrees with "being too far ahead of the ball", at the very least the view is that we are "behind the ball",

any seat at the table will be welcome and waiting any longer would put us even further behind, he would hate to give up the extensive experience these individuals have and the request coming from Chip with his background, he supports it and respects it. The return on investment can be judged in six months and if this moves forward there needs to be a work session with them to hash out expectations.

## Public Hearing

### 1. Rob Clemmens; property owner and runs a small business

- He understands Mr. Green's concern about conflict of interest but said we really need people involved that have been through this and understand growth; the concern of the community is are we ready for this, it is all about perception, they want to see you are doing something, while it may not be vetted properly in some people's eyes, we need somebody that knows how to bat so he hopes that when they vote, they understand the community doesn't want to be New Albany but they also don't want to get steamrolled in all this.

### 2. Name not stated for the record

- Speaker said she is one that fears being behind the eight ball so you can't start this soon enough. Said she grew up here and thanked council for taking this on, it is not easy and it is not easy to sit and watch all of this either, we are going to grow and we can embrace it and move forward with it or you can sit and fight and be really frustrated with it, she appreciates the actions being taken. This is a six month contract, feel it out, it's not an eternity, we have a lot of years ahead of this, do it now, we are already behind and we need seats at these tables now.

**ACTION:** Cheryl Robertson moved to Approve Resolution 2022-10; Ben Lee seconded and the vote was as follows:  
**AYES:** Ben Lee, Sharon Hendren, Doug Lehner, Marvin Block, Cheryl Robertson, Mayor Dutcher  
**NOES:** Ryan Green  
**ABSTAIN:** None

**Passed 6 - 1**

Council work session with Siekman and Siekman set for 5:00 pm on March 8, 2022.

### 13. Introduction of Legislation

- a. **ORDINANCE 04-2022** AN ORDINANCE AMENDING ORDINANCE 47-21, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS

This appropriates money for a portion of water and sewer tap and capacity fees that the school paid to the city. Finance Director said the agreement will be signed in the near future, it states the money has to be paid within fourteen or fifteen days of the signing.

Mayor Dutcher said we have a lot to do with our school board and should not be distracted by this anymore. Public Hearing and vote on March 15, 2022

14. Other Business

None

15. Executive Session to consider the employment of a public employee

Mayor Dutcher said council would enter Executive Session to consider the employment of a public employee and there would be no further business after.

**ACTION:** Benjamin Lee moved to enter Executive Session; Sharon Hendren seconded and the vote was as follows:

**AYES:** Ben Lee, Sharon Hendren, Ryan Green, Doug Lehner, Marvin Block, Cheryl Robertson, Mayor Dutcher

**NOES:** None

**ABSTAIN:** None

**Passed 7 - 0**

Council entered Executive Session at 9:06 pm and returned to Regular Session at 10:13 pm.

16. Adjourn

Mr. Lee moved to adjourn, Mayor Dutcher seconded and all were in favor. Passed 7-0  
Meeting adjourned at 10:13 pm

**Next Council Meeting March 15, 2022**



Special Council Work session  
Tuesday, March 8, 2022 - 5:00 PM  
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the City of Johnstown Special Council Meeting for March 8, 2022 at 5:00 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Ryan Green  
Absent - None

Staff present - Jack Liggett - Interim City Manager, Bailey Morlan - City Planner, Jim Blair - Zoning Inspector, Teresa Monroe - Clerk of Council

Public present - Pamela and Dwayne Siekman, Sean Staneart, Kevin Williamson

3. Work Session - Intergovernmental Affairs

Priority of the work session was to discuss how best to use the newly contracted government affairs liaison firm, Siekman and Siekman. The goal is for the firm to become an extension of city staff, to help establish priorities, work with State and Federal lawmakers to advocate for Johnstown, to provide support and make the case for what it needs, wants, and why, and get it to a wider audience of lawmakers to elevate Johnstown's projects for funding. Discussion on grants and competing for funds, they would like a list of the city priorities and they will help figure out how to get them. General discussion on direction, desire to get additional support members to look at Economic Development and tax policy.

Ryan Green asked how they avoid getting caught in the middle if they represent New Albany also. Ms. Siekman said they have a professional code of ethics to abide by and that Johnstown will be different than New Albany in securing state funds. Johnstown will not be going for the same funds as New Albany.

Further discussion on growth pressures with water and sewer, roads, amount of traffic, and SR37/US62 intersection. Johnstown will need funds for roads and for water and sewer; the Siekmans said the county has to weigh in on those projects, they would help navigate. The Siekmans expressed the need for Johnstown to ask for something, make it clear then keep entities and lawmakers accountable. Marvin Block expressed desire for roundabout funds for Concord Road/SR37, Leafy Dell/SR37, Sportsmans Club Road/US62.

Chip Dutcher on Intel; attended a meeting yesterday for cities and elected officials, saw a site drawing, buildings were surrounded by mounding, trees strategically placed for line of site. Said they have moved up the date for houses/property purchased to be vacated by June 1st. Said that Mark Fraizer, Jay Hottinger, Tim Bubb all the mayors etc. were in attendance and it was a good meeting. Mr. Dutcher working to have Intel come soon for

some community meetings and be available questions.

4. Other Business

No further business

5. Adjourn

Ben Lee moved to adjourn. Marvin Block seconded and all were in favor. Work session ended at 6:26 pm.

**Next Council Meeting March 15, 2022**

March 10, 2022

To Whom It May Concern,

When word got out that Jim Lenner was leaving Johnstown I had numerous people ask me when a search committee would start looking for our next City Manager. I told them that I was no longer on council so I did not know how the search for our next City Manager was going to proceed. That was in December, 2021 and now it is March 2022 and I still don't know of any status report about a committee being formed to begin this most important search.

Intel is certainly the buzzword that is on everyone's lips that lives in central Ohio and beyond. With all the publicity that has surrounded this massive computer chip project I imagine there are quite a few very credentialed professionals throughout the nation who would be eager to apply for this important leadership position.

One of the committees that I served on while on the Johnstown council was the Chairperson for the Personnel Board of Review. Marvin Block and Chip Dutcher were the other members of this Board. We were tasked in 2019 with evaluating and crafting a new contract for Jim Lenner, Village Manager at that time.

We went through a rigorous process with Jim providing a self evaluation, as well as all council members were given the opportunity to score Jim on a variety of characteristics that the Board and council thought were important qualifications for doing his job effectively.

These characteristics included: Professional and organizational skills, fostering productive and effective relationships with the staff and working well with citizens and properly addressing their concerns.

Also, the Johnstown Personal Board of Review tapped into the International City/County Management Association (ICMA) for insight and suggestions of what to look for in hiring a local government professional.

Another important search committee that will soon begin in Johnstown is for Dale Dickson's replacement as the school's superintendent. Dale shared with me that the same process that he went through in his hiring will be done again. This included advertising the position and then narrowing the search to a set number of applicants. He said that it was an all encompassing search whereby he had "meet and greet" sessions with board members, teachers and parents.

These two examples of the hiring of leadership positions in Johnstown should definitely be set into motion for our next City Manager. The public should be able to have input into this process, too.

I encourage council to get the ball rolling on this important task. Consider possibly having a local resident, school contact, fire department representative or township member on the committee for this very important appointment.

Thank you for taking the time to read my concerns.

Carol Van Deest



**Finance Director's Report to Council**  
**March 15<sup>th</sup>, 2022**

1. Tax Revenue. Total Income Tax revenue collected year-to-date through February was \$398,613. This represents 15.3% of 2022 Budgeted Income Tax revenue of \$2,600,000, and a 5.5% increase from 2021 YTD collections.

The largest source of the City's income tax revenue, withholding taxes derived from individuals working in Johnstown, increased 16.4%, individual returns decreased 5.5%, and business net profits decreased 36.9% as compared to the same period in 2021.

The table below illustrates the City's year-to-date income tax revenue by category from 2018 through 2022:

|              | 2018              | 2019              | 2020              | 2021              | 2022              |
|--------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| Withholding  | \$ 185,893        | \$ 203,607        | \$ 203,869        | \$ 225,071        | \$ 261,897        |
| Individual   | \$ 103,414        | \$ 130,775        | \$ 114,998        | \$ 128,145        | \$ 121,099        |
| Net Profit   | \$ 11,699         | \$ 29,573         | \$ 14,010         | \$ 24,765         | \$ 15,618         |
| <b>Total</b> | <b>\$ 301,006</b> | <b>\$ 363,954</b> | <b>\$ 332,877</b> | <b>\$ 377,981</b> | <b>\$ 398,613</b> |

**Withholding taxes** have increased every year since 2015; this can be attributed to an increase in the number of jobs and increased pay rates in Johnstown.

**Individual income tax** collections have decreased from 2021, however they have been fluctuating during the past 5 years. I expect this line to even out in comparison as the year moves forward and the year-to-date amount rounds out.

**Net Profit** revenue, as with Individual, is fluctuating. I will continue to monitor this category throughout the year.

2. Revenues and Expenditures. See attached spreadsheets for 2022 year-to-date revenue collections and expenditures.

**Notes on Revenue:**

General Fund – Real Estate Tax – Taxes are distributed from the County in March and October.

General Fund, Shared Taxes – The revenue collected YTD is slightly less than the amount to keep us on par with the annual budget; I will monitor this line closely in 2022 and adjust as necessary.

General Fund, Permits, Fines & Licenses – Zoning permits collected through February are \$5,850 for new builds (20 new homes permitted), \$833 for miscellaneous zoning applications, and a \$17,200 application fee for a preliminary plot / lot split in Concord Crossing East. Revenue from court fines was \$10,358 YTD.

General Fund, Other Financing Sources – This is for the second tranche payment from the ARPA Funds to be received in the late Spring/early Summer.

Right-of-Way Fund – Columbia Gas remitted their full payment of \$35,255.05. A portion (\$24,600) was to repay the City on the change orders encountered on the South Kasson St project. These monies were transferred out the Right-of-Way Fund to the Capital Projects Fund, from where they were originally paid. We are still expecting payments from AEP and CenturyLink. Our ROW consultant was going to follow up on the status of those payments.

Water/Sewer Replacement & Improvements Funds are both slightly higher than expected due to the high number of homes (15 so far) paying tap & capacity fees this year. An additional four (4) home sites were assessed additional capacity fees of \$3,800 as these homes did not tap in under after the 2021 deadline. Bulk sewer hauling payments for New Day total \$32,011 so far this year.

Mayors Court Fund has collected 37% of the total annual budget. This is a pass-through fund; the revenues that are attributed to the City are transferred to the General and the Mayors Court Computer Funds.

**Notes on Expense:**

*Overall, YTD expenses are appropriate and align with or are projecting under the annual budget.*

Water Operating \$98,000 was paid in January for the scheduled annual maintenance on the existing water tower. This is driving up the YTD percentage spent disproportionately.

3. Conversion to GAAP Financials. I have been working with Julian & Grube and providing 2020 & 2021 accounting documents and will continue to do so as necessary.
4. Annual Filing deadlines: Johnstown Community Improvement Corporation - 5/2/22. This has been filed on March 8 and is complete.  
GAAP Financials for 2020-2021 - 5/31/22
5. Johnstown Community Improvement Corporation We are still awaiting IRS confirmation of 501(4)(c) status. Submission was dated 9/28/2021. After 180 days I will contact the IRS with a status inquiry.

Respectfully Submitted,



**Dana Steffan, CPA**  
**Finance & Human Resources Director**

|    | A                                                                   | B                                             | C | D                        | E                   | J      |
|----|---------------------------------------------------------------------|-----------------------------------------------|---|--------------------------|---------------------|--------|
| 1  | <b>Village of Johnstown Financial Report</b><br><br><b>Revenues</b> |                                               |   |                          |                     |        |
| 2  |                                                                     |                                               |   |                          |                     |        |
| 3  |                                                                     |                                               |   |                          |                     |        |
| 4  |                                                                     |                                               |   |                          |                     |        |
| 5  | as of                                                               | 2/28/2022                                     |   |                          |                     |        |
| 6  |                                                                     |                                               |   | <b>2022</b>              | <b>Actual</b>       |        |
| 7  | A/C                                                                 | <b>Sub-Fund</b>                               |   | <b>Expected Revenues</b> | <b>Revenues</b>     |        |
| 8  | 1000                                                                | Real Estate Tax                               |   | \$ 320,000               | \$ -                | 0.00%  |
| 9  | 1000                                                                | Income Tax                                    |   | \$ 2,600,000             | \$ 398,613          | 15.33% |
| 10 | 1000                                                                | Shared Taxes                                  |   | \$ 105,150               | \$ 12,970           | 12.33% |
| 11 | 1000                                                                | Charges for Services                          |   | \$ 250                   | \$ 85               | 34.00% |
| 12 | 1000                                                                | Permits, Fines, & Licenses                    |   | \$ 239,700               | \$ 45,684           | 19.06% |
| 13 | 1000                                                                | Interest                                      |   | \$ 10,000                | \$ -                | 0.00%  |
| 14 | 1000                                                                | Miscellaneous                                 |   | \$ 28,000                | \$ 562              | 2.01%  |
| 15 | 1000                                                                | Other Financing Sources                       |   | \$ 179,564.00            | \$ -                |        |
| 16 | 1000                                                                | <b>Total General Fund</b>                     |   | <b>\$ 3,482,664</b>      | <b>\$ 457,914</b>   | 13.15% |
| 17 |                                                                     |                                               |   |                          |                     |        |
| 18 | 2011                                                                | <b>Total Street Construction &amp; Repair</b> |   | \$ 531,640               | \$ 60,578           | 11.39% |
| 19 |                                                                     |                                               |   |                          |                     |        |
| 20 | 2021                                                                | <b>State Highway &amp; Improvement</b>        |   | \$ 23,360                | \$ 3,766            | 16.12% |
| 21 |                                                                     |                                               |   |                          |                     |        |
| 24 | 2901                                                                | <b>Mayor's Court - Computer</b>               |   | \$ 1,000                 | \$ 150              | 15.00% |
| 25 |                                                                     |                                               |   |                          |                     |        |
| 26 | 2906                                                                | <b>Restricted Police Grants</b>               |   | \$ 1,000                 | \$ 322              | 32.21% |
| 27 |                                                                     |                                               |   |                          |                     |        |
| 28 | 2907                                                                | <b>Right-of-Way Fund</b>                      |   | \$ 30,000                | \$ 10,625           | 35.42% |
| 29 |                                                                     |                                               |   |                          |                     |        |
| 32 | 5101                                                                | <b>Water Operating</b>                        |   | \$ 750,375               | \$ 125,800          | 16.76% |
| 33 |                                                                     |                                               |   |                          |                     |        |
| 34 | 5201                                                                | <b>Sewer Operating</b>                        |   | \$ 744,375               | \$ 95,231           | 12.79% |
| 35 |                                                                     |                                               |   |                          |                     |        |
| 36 | 5701                                                                | <b>Water Replacements &amp; Improvements</b>  |   | \$ 533,000               | \$ 118,200          | 22.18% |
| 37 |                                                                     |                                               |   |                          |                     |        |
| 38 | 5702                                                                | <b>Sewer Replacements &amp; Improvements</b>  |   | \$ 751,000               | \$ 147,211          | 19.60% |
| 39 |                                                                     |                                               |   |                          |                     |        |
| 40 | 5721                                                                | <b>Water Debt Service</b>                     |   | \$ 492,000               | \$ 93,575           | 19.02% |
| 41 |                                                                     |                                               |   |                          |                     |        |
| 42 | 5722                                                                | <b>Sewer Debt Service</b>                     |   | \$ 482,000               | \$ 60,121           | 12.47% |
| 43 |                                                                     |                                               |   |                          |                     |        |
| 44 | 5781                                                                | <b>Enterprise Deposit</b>                     |   | \$ 50,000                | \$ 7,938            | 15.88% |
| 45 |                                                                     |                                               |   |                          |                     |        |
| 48 | 9904                                                                | <b>Mayor's Court</b>                          |   | \$ 60,000                | \$ 22,436           | 37.39% |
| 49 |                                                                     |                                               |   |                          |                     |        |
| 50 |                                                                     | <b>TOTAL ALL FUNDS</b>                        |   | <b>\$ 7,932,414</b>      | <b>\$ 1,203,867</b> | 15.18% |

|    | A                                            | B                                             | C | D                     | E                   | J              |
|----|----------------------------------------------|-----------------------------------------------|---|-----------------------|---------------------|----------------|
| 1  | <b>Village of Johnstown Financial Report</b> |                                               |   |                       |                     |                |
| 2  |                                              |                                               |   |                       |                     |                |
| 3  | <b>Expenditures</b>                          |                                               |   |                       |                     |                |
| 4  |                                              |                                               |   |                       |                     |                |
| 5  | <i>as of</i>                                 | 2/28/2022                                     |   |                       |                     |                |
| 6  |                                              |                                               |   | <b>2022</b>           | <b>Actual</b>       |                |
| 7  | A/C                                          | <b>Sub-Fund</b>                               |   | <b>Appropriations</b> | <b>Expenditures</b> |                |
| 8  | 110                                          | Police                                        |   | \$ 1,389,479          | \$ 236,359          | 17.01%         |
| 9  | 130                                          | Street Lighting                               |   | \$ 65,000             | \$ 5,052            | 7.77%          |
| 10 | 210                                          | Public Health                                 |   | \$ 20,000             | \$ -                | 0.00%          |
| 11 | 310                                          | Recreation Department                         |   | \$ 72,925             | \$ 126              | 0.17%          |
| 12 | 410                                          | Zoning                                        |   | \$ 177,659            | \$ 18,775           | 10.57%         |
| 13 | 490                                          | Economic Development                          |   | \$ 12,000             | \$ -                | 0.00%          |
| 14 | 710                                          | Administration                                |   | \$ 424,261            | \$ 69,470           | 16.37%         |
| 15 | 715                                          | Legislative Activities                        |   | \$ 129,165            | \$ 11,971           | 9.27%          |
| 16 | 720                                          | Mayors Court                                  |   | \$ 103,809            | \$ 13,258           | 12.77%         |
| 17 | 725                                          | Finance Department                            |   | \$ 122,096            | \$ 17,320           | 14.19%         |
| 18 | 730                                          | Lands & Buildings                             |   | \$ 98,200             | \$ 6,102            | 6.21%          |
| 19 | 740                                          | County Auditor (Property Tax Collection)      |   | \$ 6,000              | \$ 1,194            | 19.90%         |
| 20 | 745                                          | State Auditor                                 |   | \$ 5,000              | \$ -                | 0.00%          |
| 21 | 755/760                                      | Income Tax Administration                     |   | \$ 79,000             | \$ 11,854           | 15.01%         |
| 22 |                                              | Other Uses of Funds & Transfers               |   | \$ 989,500            | \$ 111,612          | 11.28%         |
| 23 | 1000                                         | <b>Total General Fund</b>                     |   | <b>\$ 3,694,095</b>   | <b>\$ 503,093</b>   | <b>13.62%</b>  |
| 24 |                                              |                                               |   |                       |                     |                |
| 25 |                                              | Street Maintenance & Repair                   |   |                       |                     |                |
| 26 |                                              | Street Cleaning, Snow Removal                 |   |                       |                     |                |
| 27 |                                              | Traffic Signs & Signals                       |   |                       |                     |                |
| 28 |                                              | Sidewalks (Capital outlay)                    |   |                       |                     |                |
| 29 | 2011                                         | <b>Total Street Construction &amp; Repair</b> |   | <b>\$ 614,312</b>     | <b>\$ 90,246</b>    | <b>14.69%</b>  |
| 30 |                                              |                                               |   |                       |                     |                |
| 31 |                                              | State Highway Maintenance                     |   |                       |                     |                |
| 32 |                                              | Street Cleaning, Snow & Removal               |   |                       |                     |                |
| 33 |                                              | Traffic Signs & Signals                       |   |                       |                     |                |
| 34 | 2021                                         | <b>State Highway &amp; Improvement</b>        |   | <b>\$ 36,000</b>      | <b>\$ 4,880</b>     | <b>13.56%</b>  |
| 41 |                                              |                                               |   |                       |                     |                |
| 42 | 2901                                         | <b>Mayor's Court Computer</b>                 |   | <b>\$ -</b>           | <b>\$ -</b>         | <b>#DIV/0!</b> |
| 45 |                                              |                                               |   |                       |                     |                |
| 46 | 2903                                         | <b>Budget Stabilization Fund</b>              |   | <b>\$ 10,000</b>      | <b>\$ -</b>         | <b>0.00%</b>   |
| 47 |                                              |                                               |   |                       |                     |                |
| 52 | 2906                                         | <b>Restricted Police Grant Fund</b>           |   | <b>\$ -</b>           | <b>\$ -</b>         | <b>#DIV/0!</b> |
| 53 |                                              |                                               |   |                       |                     |                |
| 54 | 2907                                         | <b>Right of Way Fund</b>                      |   | <b>\$ 6,000</b>       | <b>\$ -</b>         | <b>0.00%</b>   |
| 55 |                                              |                                               |   |                       |                     |                |
| 56 | 2910                                         | <b>ARPA</b>                                   |   | <b>\$ 238,751</b>     | <b>\$ 9,137</b>     | <b>3.83%</b>   |
| 57 |                                              |                                               |   |                       |                     |                |
| 60 | 4901                                         | <b>Capital Projects</b>                       |   | <b>\$ 744,799</b>     | <b>\$ 158,968</b>   | <b>21.34%</b>  |
| 61 |                                              |                                               |   |                       |                     |                |

|    | A                                            | B                                            | C | D                     | E                   | J             |
|----|----------------------------------------------|----------------------------------------------|---|-----------------------|---------------------|---------------|
| 1  | <b>Village of Johnstown Financial Report</b> |                                              |   |                       |                     |               |
| 2  |                                              |                                              |   |                       |                     |               |
| 3  | <b>Expenditures</b>                          |                                              |   |                       |                     |               |
| 4  |                                              |                                              |   |                       |                     |               |
| 5  | <i>as of</i>                                 | <i>2/28/2022</i>                             |   |                       |                     |               |
| 6  |                                              |                                              |   | <b>2022</b>           | <b>Actual</b>       |               |
| 7  | A/C                                          | <b>Sub-Fund</b>                              |   | <b>Appropriations</b> | <b>Expenditures</b> |               |
| 62 | 4902                                         | <b>Capital Projects - US62</b>               |   | <b>\$ 153,400</b>     | <b>\$ -</b>         | <b>0.00%</b>  |
| 63 |                                              |                                              |   |                       |                     |               |
| 64 | 5101                                         | <b>Water Operating</b>                       |   | <b>\$ 887,115</b>     | <b>\$ 221,545</b>   | <b>24.97%</b> |
| 65 |                                              |                                              |   |                       |                     |               |
| 66 | 5201                                         | <b>Sewer Operating</b>                       |   | <b>\$ 930,539</b>     | <b>\$ 98,633</b>    | <b>10.60%</b> |
| 67 |                                              |                                              |   |                       |                     |               |
| 68 | 5701                                         | <b>Water Replacements &amp; Improvements</b> |   | <b>\$ 2,115,539</b>   | <b>\$ 217,617</b>   | <b>10.29%</b> |
| 69 |                                              |                                              |   |                       |                     |               |
| 70 | 5702                                         | <b>Sewer Replacements &amp; Improvements</b> |   | <b>\$ 645,000</b>     | <b>\$ 12,838</b>    | <b>1.99%</b>  |
| 71 |                                              |                                              |   |                       |                     |               |
| 72 | 5721                                         | <b>Water Debt Service</b>                    |   | <b>\$ 391,000</b>     | <b>\$ -</b>         | <b>0.00%</b>  |
| 73 |                                              |                                              |   |                       |                     |               |
| 74 | 5722                                         | <b>Sewer Debt Service</b>                    |   | <b>\$ 479,000</b>     | <b>\$ -</b>         | <b>0.00%</b>  |
| 75 |                                              |                                              |   |                       |                     |               |
| 76 | 5781                                         | <b>Enterprise Deposit</b>                    |   | <b>\$ 48,000</b>      | <b>\$ 5,525</b>     | <b>11.51%</b> |
| 77 |                                              |                                              |   |                       |                     |               |
| 80 | 9904                                         | <b>Mayor's Court</b>                         |   | <b>\$ 65,000</b>      | <b>\$ 12,822</b>    | <b>19.73%</b> |
| 81 |                                              |                                              |   |                       |                     |               |
| 82 |                                              | <b>TOTAL ALL FUNDS</b>                       |   | <b>\$ 11,550,549</b>  | <b>\$ 1,335,304</b> | <b>11.56%</b> |



1813

# JOHNSTOWN POLICE DEPARTMENT



REPORT

CHIEF'S

WELCOMES YOU  
Established 1813

## FEBRUARY 2022

## TRAINING

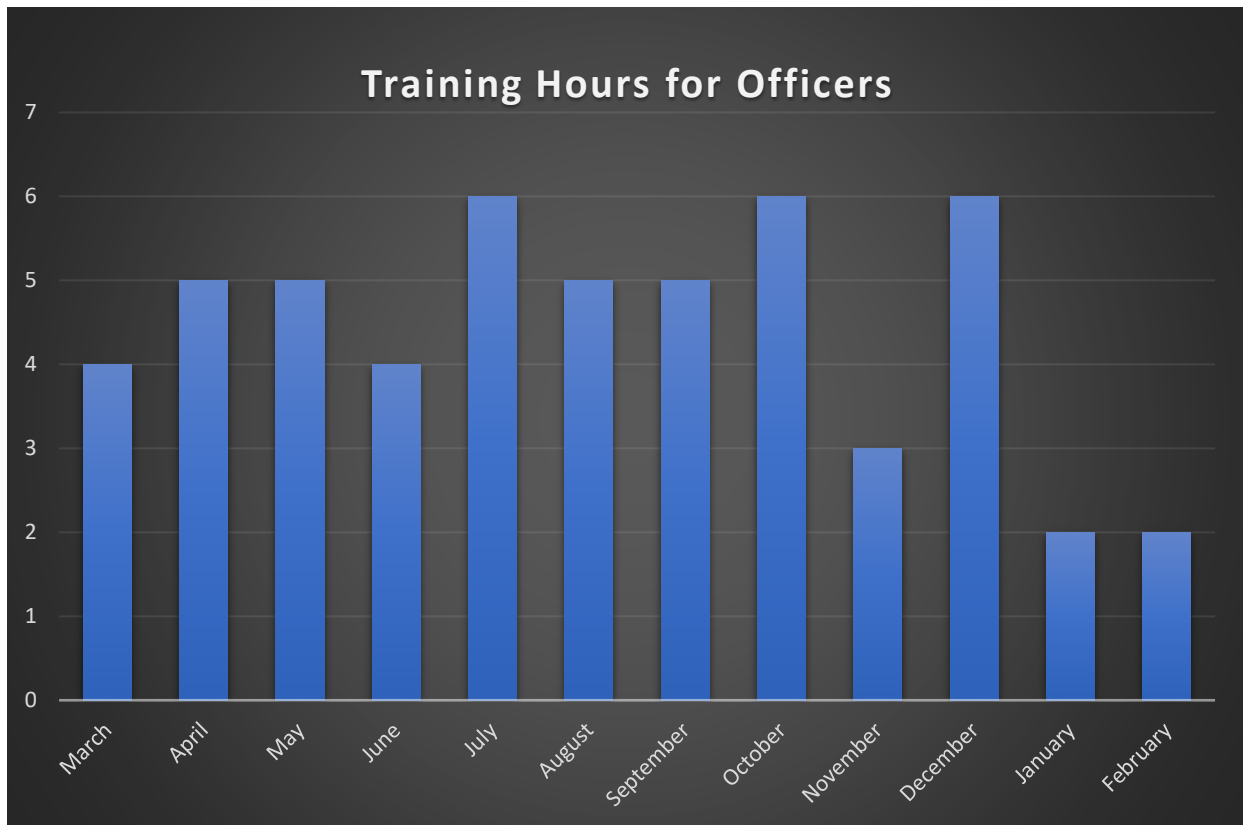
**No in-person training for February 2022. In-person training will resume in April of 2022.**

### **PoliceOne Academy training:**

- Ambush Awareness & Preparation (one-hour.)
- Controlling the Situation (one-hour.)

Officer Fife and Rodriguez both became Datamaster senior operators and can test subjects on the breathalyzer machine.

Total officers received two (2) hours of training in February 2022.



2021 monthly mean: 5-hours monthly

## MEDIA / SOCIAL MEDIA

### **Facebook (February 11, 2022– March 11, 2022)**

People reached: 22,304  
Post engagements: 6,787  
New Page Followers: 32

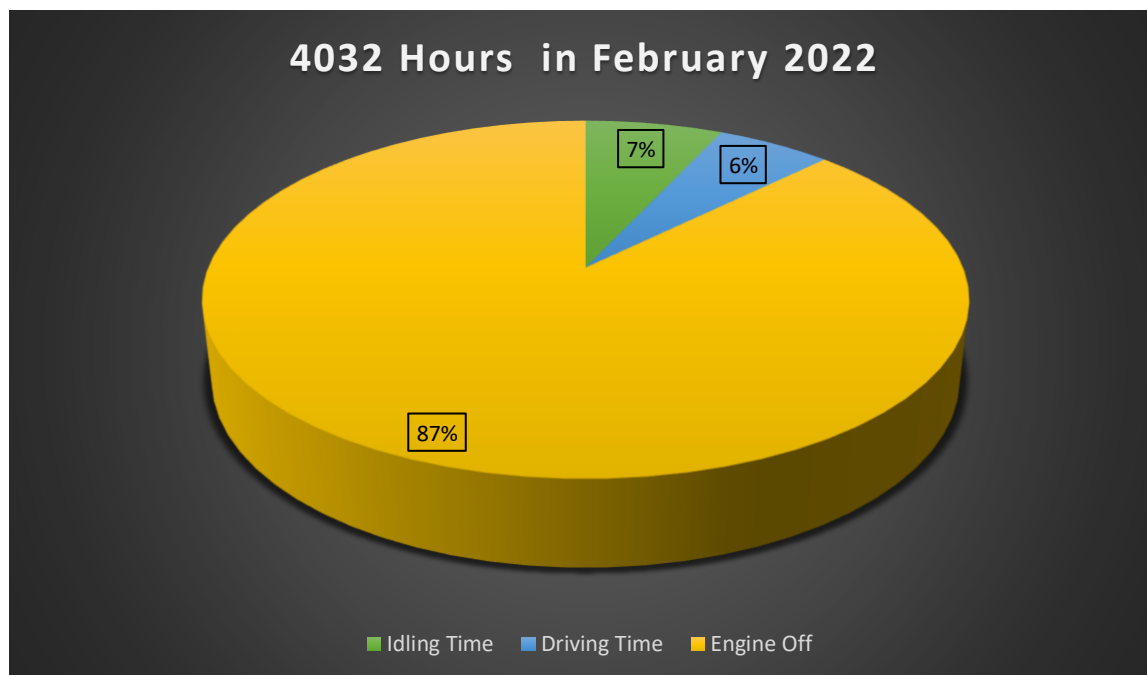
The Johnstown Police Department has a 4.5 (out of 5) star rating on Facebook

## FLEET

All marked patrol cars drove a total of 4,422 miles within the City of Johnstown in February 22’.

The below pie graph illustrates how police cars are used in Johnstown. The Chief reviews the following information:

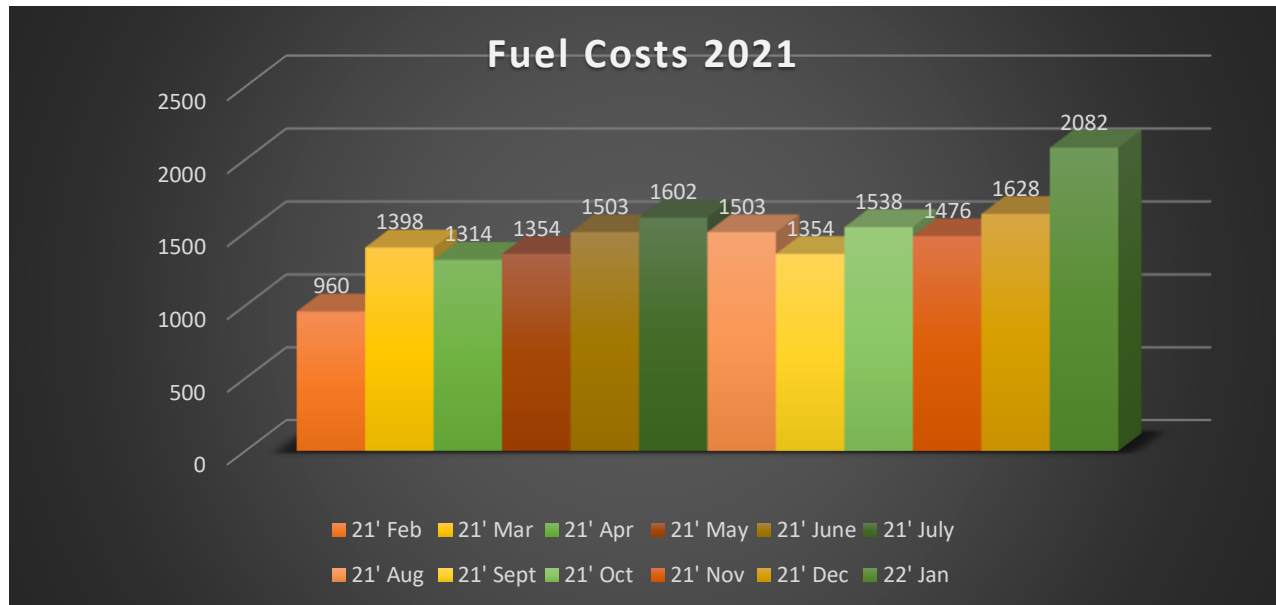
1. How long are police cars idling (Green)
2. How long are police cars in motion (Blue)
3. How long are police care shut down (Gold)



\*\*\*Note idle time accounts for stops at traffic signals, vehicle stops, and service calls, etc. Anytime that a vehicle stops while running.

Police officers on patrol in February 22’ drove an average of 2 hours and 16 minutes per a shift. Each patrol car stopped approximately 681 times in February 22’, and each patrol officer drove nearly 40 miles per a shift.

## FUEL COST



2021 monthly mean: \$1,344

723.31 gallons used in January 2022.

- End of Report



**ORDINANCE 04-2022**

**AN ORDINANCE AMENDING ORDINANCE 47-21,  
THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE  
NECESSARY CHANGES OF APPROPRIATIONS**

**WHEREAS**, the Council of the City of Johnstown adopted its annual appropriations for 2022 on December 14<sup>th</sup>, 2021; and

**WHEREAS**, the Council of the City of Johnstown does hereby desire to amend its appropriations to pay the Johnstown-Monroe Local School District Board of Education the amount owed pursuant to the Release and Settlement Agreement; and

**WHEREAS**, the net effect on the finances of the City of Johnstown will be **\$142,092.00** to the negative, and the Fund balances are sufficient to cover these appropriations.

**NOW THEREFORE**, be it ordained by the Council of the CITY OF JOHNSTOWN, Licking County, Ohio, as follows:

**Section One.** That the appropriations for the Water & Sewer Enterprise Improvements Funds that were set forth in Ordinance 47-21, adopted by the Council of the City of Johnstown, State of Ohio, on December 14, 2021, be hereby amended to read as follows:

**Appropriations for Water Enterprise Improvement Fund 5701**

|                                                             |                   |           |                  |
|-------------------------------------------------------------|-------------------|-----------|------------------|
| Miscellaneous - reimbursements                              | (decrease)        | \$        | 71,046.00        |
| <b>NET EFFECT on Water Enterprise Improvement Fund 5701</b> | <b>(decrease)</b> | <b>\$</b> | <b>71,046.00</b> |

**Appropriations for Sewer Enterprise Improvement Fund 5702**

|                                                             |                   |           |                  |
|-------------------------------------------------------------|-------------------|-----------|------------------|
| Miscellaneous - reimbursements                              | (decrease)        | \$        | 71,046.00        |
| <b>NET EFFECT on Sewer Enterprise Improvement Fund 5702</b> | <b>(decrease)</b> | <b>\$</b> | <b>71,046.00</b> |

**Section Two.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that meetings of any of its committees that resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the CITY OF JOHNSTOWN.

**Date of Introduction: March 1, 2022**  
**Public Hearing/Vote: March 15, 2022**  
**Effective Date:**

BY: \_\_\_\_\_

\_\_\_\_\_  
Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

\_\_\_\_\_  
Teresa Monroe, Clerk of Council

\_\_\_\_\_  
Yazan Ashrawi, Law Director



**RESOLUTION 2022-11**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE THE CONTRACT WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION TO COMPLETE WIDENING AND RESURFACING OF US 62 BETWEEN VILLAGE SQUARE SHOPPING CENTER AND WESTVIEW DRIVE**

**FINAL RESOLUTION**

PID No. **110861**

The following Final Resolution enacted by the City of **Johnstown**, hereinafter referred to as the Legislative Authority or Local Public Agency (LPA), in the matter of the stated described project.

**WHEREAS**, by Resolution 2021-38 on the **7th day of September, 2021**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

**The project consists of widening and resurfacing West Coshocton Street (U.S. 62) between the Village Square Shopping Center and Westview Drive, including curb and gutter, sidewalk, curb ramps, guardrail, drainage, signage, pavement markings, and traffic signals, lying within the City of Johnstown; and**

**WHEREAS**, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

**The City agrees to assume and bear one Hundred percent (100%) of the cost difference for the higher priced traffic signal support alternates.**

In view of the fact that the LPA's share of the project is now estimated in the amount of **Zero and - - - - 00/100 Dollars, (\$0.00)**, therefore, the City will not be required to deposit any funds at this time. The LPA's ultimate share of the cost will be determined when final actual costs and allocations are determined.

**WHEREAS**, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of same to this legislative authority; and

**WHEREAS**, This legislative authority desires the Director of Transportation to proceed with the aforesaid highway improvement.

**NOW, THEREFORE**, be It resolved:

- I. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

- II. That the LPA enter into a contract with the State, and that the **City Manager** be, and is hereby authorized to execute said contract for improving the described project.
- III. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution was duly passed by the LPA on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the meeting minutes of said LPA.

**Date of Introduction/Public Hearing/Vote: March 15, 2022**  
**Effective:**

By: \_\_\_\_\_

\_\_\_\_\_  
Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

\_\_\_\_\_  
Teresa Monroe, Clerk of Council

\_\_\_\_\_  
Yazan Ashrawi, Law Director



**A RESOLUTION UPDATING THE DISTRICT SOLID WASTE MANAGEMENT PLAN**

**WHEREAS**, the Policy Committee resolved to approve the updated solid waste management plan on February 25, 2022; and

**WHEREAS**, it is our best judgment that the update will benefit the solid waste district by implementing required waste reduction programs; and

**WHEREAS**, public hearings were held in all four counties of the district to provide public input to this update and the Policy Committee has considered this input; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Johnstown, Licking County, State of Ohio as follows:

**Section 1.** The updated solid waste management plan as presented to this council shall be ratified for submittal to the Ohio EPA for their approval.

**Section 2.** The clerk of this legislative authority is hereby authorized and directed to mail or otherwise deliver promptly a certified copy of this resolution to the Policy Committee.

**Section 2.** It is found and determined that all formal actions of this City Council concerning and relating to the recommendation of adoption of this Resolution were approved in an open meeting of this City Council and that meetings of any of its committees that resulted in such formal action were meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the CITY OF JOHNSTOWN

**Date of Introduction: March 15, 2022**

**Public Hearing/Vote: March 15, 2022**

**Effective Date:**

By: \_\_\_\_\_

\_\_\_\_\_  
Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

\_\_\_\_\_  
Teresa Monroe, Clerk of Council

\_\_\_\_\_  
Yazan Ashrawi, Law Director

**C**<sup>oshocton</sup>  
**F**<sup>airfield</sup>  
**L**<sup>icking</sup>  
**P**<sup>erry</sup>  
**Solid Waste District**

March 3, 2022

Dear Municipal Official,

On February 25, 2022, the Policy Committee voted to approve the Solid Waste District's updated solid waste management plan based on their extensive review of the existing plan and comments received by OEPA and public hearings held in all four counties.

In order to make these changes to our solid waste management plan, they must be ratified by townships and municipalities representing 60% of the District's population, including at least three of the four largest municipalities in each county, and three of the four boards of county commissioners. Once ratified locally, it will be sent to the Ohio EPA for their final review and approval.

This package contains a digital copy of the plan (pdf format), a one-page summary of the plan, a sample resolution for you to consider, and a postage paid return envelope for returning your resolution to the District. According to statute, responses must be returned to the District within ninety days of your receipt of this notice. Your prompt attention to this approval or disapproval is greatly appreciated.

Please do not hesitate to call the District office if you have questions about this proposed update, or if you would like me to attend your meeting where the subject will be discussed. I would be happy to answer any questions your municipality might have.

Sincerely,

*Carol Philipps*

Carol A. Philipps  
Executive Director

enclosures

## **SOLID WASTE MANAGEMENT PLAN UPDATE SUMMARY 2022**

Solid Waste Districts are required by law to:

- Update their management plans every three years,
- Reduce solid waste they send to landfills,
- Increase recycling.

Our updated management plan includes:

- Designation of solid waste facilities where our solid waste may be disposed.
- Assurance that at least 80% of residents have access to recycling opportunities for five common materials and that there is at least one recycling opportunity in each county for commercial entities. We will continue to fund recycling drop-off locations in all four counties that are available for both residents and businesses.
- Education and technical assistance on waste reduction, recycling, and yard waste composting focused on increasing recycling. We will continue to have local education programs in all four counties.
- Industrial waste reduction technical assistance and educational opportunities.
- Continuation of optional programs including health department and sheriff office enforcement of solid waste laws and regulations through 2026 focusing on tire dumping, and litter collection.

These programs are funded using disposal fees which are collected at municipal solid waste landfills on every ton of solid waste they receive. Disposal fees will continue to be \$2.00 per ton for waste generated within the solid waste district, \$4.00 per ton for waste generated outside the solid waste district but within Ohio, and \$2.00 per ton for waste generated outside Ohio. The generation fee will continue to be \$1.25 per ton through 2026, increasing to \$4.00 per ton in 2027. Entities wishing to dispose of waste at facilities other than those designated in the plan will pay a fee of \$2.00 per ton.

**Residents and businesses within the District will all pay a total fee of \$3.25 per ton to the District through 2026. For those using out-of-district disposal facilities, additional fees may apply that go to that solid waste district.**



**RESOLUTION 2022-13**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO THE  
LICKING COUNTY GOVERNMENTAL AGGREGATION PROGRAM  
PARTICIPATION AGREEMENT**

This **Participation Agreement Regarding the Licking County Board of Commissioners Governmental Aggregation Program** is entered into as of \_\_\_\_\_, 20\_\_\_\_, among the Licking County Board of Commissioners ("Board"), a political subdivision of the State of Ohio ("County"), and various municipalities and/or townships located in the County.

**Recitals**

A. Sections 4928.20 and 4929.26 of the Revised Code, authorize aggregation of electric and natural gas supply by a county, municipal corporation, or township and, in addition, authorizes a county, municipal corporation or township to exercise such authority jointly with any other such county, municipal corporation or township.

B. The County is establishing a cooperative program available to the municipal corporations and townships within the County to operate a governmental aggregation program for electricity and natural gas procurement for eligible residents and small businesses within the municipal corporations and townships that approve this Agreement (the "Program") and whose voters approve opt-out aggregation. The Board of County Commissioners shall be the governmental aggregator of the program.

C. The County is a member of County Commissioners Association of Ohio ("CCAO") and participates in a joint energy purchasing program operated by the CCAO Service Corporation ("CCAOSC") under the authority of RC 9.48(B)(2).

D. The County has selected CCAOSC Energy Solutions, a subsidiary of Palmer Energy Company, Inc to manage the Licking County Governmental Aggregation program.

NOW, THEREFORE, it is agreed by and among the County and its municipal corporations and townships that become signatories to this Agreement by their authorized representatives, that:

**SECTION 1. DEFINITIONS**

"Agreement" means this Participation Agreement, as the same may be amended, modified, or supplemented in accordance with Section 5 hereof.

"Board of Participants" has the meaning ascribed to it in Section 4 of this Agreement.

"Consumers" means the eligible residential and small commercial consumers of electricity or natural gas that are utilizing the Program.

"Fiscal Year" means the Participant's twelve (12) month period of January 1 through December 31 of each year, unless such period is subsequently changed by law.

"Manager" means CCAOSC Energy Solutions, a subsidiary of Palmer Energy Company, Inc.

"Participant" or "Participants" means the County and various municipal corporations and townships which adopt and are signatories to this Agreement.

"Program Administrative Fees" means the charges determined in each Exhibit as executed by the County, the participating municipality, CCAOSC, and the Manager in connection with the Program.

"Program Term" means the periods specified in each Exhibit.

"Supplier" means any person, corporation, partnership, or other organization with whom the County, may contract for the purchase of energy supplies to Consumers.

**SECTION 2. COMPONENTS OF PROGRAM; PARTICIPATION.** The Program consists of an electric aggregation program, detailed in Exhibit A and a natural gas aggregation program, detailed in Exhibit B. Both exhibits are incorporated into, and are a part of, this Agreement. The County and various municipalities and/or townships become Participants in the Program only after executing an exhibit attached to this Agreement.

**SECTION 3. REQUEST FOR PROPOSALS.** Prior to entering into any energy supply agreement with a Supplier, the board shall direct, CCAOSC or the Manager to conduct a publicly solicited request for proposals pursuant to R.C. 9.48 from Suppliers and shall, upon request, make the request for proposals and any responses to such request available to all Participants.

**SECTION 4. BOARD OF PARTICIPANTS.** The Board of Participants shall consist of one representative of each Participant in the Program(s). Each Participant shall designate one representative and one alternate to the Board of Participants, such designation to be in writing and filed with the Board of County Commissioners. The board shall advise the Board of County Commissioners with respect to the operation and management of the Program and be consulted regarding any supply agreements the Board of Commissioners considers entering into for the Program.

**SECTION 5. COUNTY AGGREGATION.** The County agrees to file for and maintain certification as a natural gas and electricity aggregator as required by the Public Utilities Commission of Ohio ("PUCO") and pursuant to R.C.4928.20 and 4929.26.

**SECTION 6. TERM OF THIS AGREEMENT.** The initial Term of this Agreement shall be for ten (10) years beginning June 1, 2023, and will automatically renew for successive five (5) year periods. A Participant may withdraw from the program by providing at least 180 days written notice to the Board prior to the expiration of any natural gas or electric supply agreement authorized by the Board.

**SECTION 7. COUNTERPARTS.** This Agreement may be executed in counterparts each of which will be deemed an original, but all of which together will constitute one and the same instrument. Each Participant executing this Agreement shall deliver to the County a certified copy of the ordinance or resolution of its governing body authorizing execution of this Agreement.

**SECTION 8. NOTICES.** All notices required or permitted hereunder shall be in writing and shall be

**Date of Introduction: March 15, 2022**

**Public Hearing/Vote: March 15, 2022**

**Effective Date:**

By: \_\_\_\_\_

\_\_\_\_\_  
Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

\_\_\_\_\_  
Teresa Monroe, Clerk of Council

\_\_\_\_\_  
Yazan Ashrawi, Law Director

DRAFT