Regular Council Meeting
Tuesday, September 5, 2023 - 6:30 PM
AGENDA

1. Call to Order
2. Roll Call
3. Invocation - Pastor Larry Griffin, Johnstown Baptist Church
4. Pledge of Allegiance
5. Action on Minutes
   a. July 18, 2023
6. Citizen comments on matters not on the agenda
7. Council Committee reports
   a. **Planning & Zoning:** Met 8/22/23; Next 9/12/23 @ 6:30 pm Council Chambers
   b. **Design Review Board:** Met 8/22/23; Next 9/12/23 @ 5:30 pm Council Chambers
   c. **Safety & Service:** 9/5/23; Next 10/3/23 @ 5:00 pm Admin conference room
   d. **Finance:** Met Special 8/30/23; Next 9/19/23 @ 5:00 pm Admin conference room
   e. **Events Committee:** Met 8/17/23; Next 9/20/23 @ 5:30 pm Council chambers
   f. **Rules Committee:** Set next meeting
   g. **Park & Rec:** Next TBD
8. Director Reports
   a. Service Departments: Water, Sewer, Street, Service Director
9. Tabled Legislation - None
10. Public Hearings of Legislation
    a. **ORDINANCE 15-2023** 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.
    b. **ORDINANCE 16-2023** AN ORDINANCE SETTING THE COSTS FOR THE CERTIFICATE OF REGISTRATION FEE AND THE CONSTRUCTION PERMIT FEES FOR THE RIGHT-OF-WAY PROGRAM AND DECLARING AN EMERGENCY
    c. **RESOLUTION 2023-23** A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LETTER OF SUPPORT FOR THE SOUTH LICKING WATERSHED CONSERVANCY DISTRICT
    d. **RESOLUTION 2023-24** AN ORDINANCE ESTABLISHING AND AMENDING CERTAIN FEES FOR PLANNING AND ZONING SERVICES PROVIDED BY THE CITY OF JOHNSTOWN AND SETTING ASIDE ALL OTHER FEES PREVIOUSLY ESTABLISHED
    e. **RESOLUTION 2023-25** COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF JOHNSTOWN AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION

(FULL-TIME POLICE OFFICERS) SERB NO. 2023-MED-03-0209

f. **RESOLUTION 2023-26** COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF JOHNSTOWN AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (FULL-TIME SERGEANTS) SERB NO. 2023-MED-03-0208

11. Introduction of Legislation - None
12. Historical Overlay/Design Review Board - Discussion
13. Other Business
    a. Set Date & Time for Trick-Or-Treat
14. Executive Session to review a Collective Bargaining Strategy
15. Executive Session to consider the Purchase or Sale of property
16. Executive Session to consider the employment of a public employee
17. Adjourn

Next Council Meeting September 19, 2023

Regular Council
Tuesday, July 18, 2023 - 6:30 PM
MINUTES

1. Call to Order

   Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for July 18, 2023 at 6:30 PM.

2. Roll Call

   Present - Mayor Donald Barnard, Jon Merriman, Sharon Hendren, Ryan Green, Bob Orsini, Nicole Shook
   Absent - Charlie Campbell

   Staff present - Sean Staneart - Acting City Manager, Dave Delande - Finance Director, Jack Liggett - Service Director, Rusty Smart - Chief of Police, Chris Hermann & Trevor Traphagen – MKSK, Teresa Monroe - Clerk of Council

   Public present - Lewie Main, Karen Kramer, Larry Grady, Wes Kobel, Cyndi Duke, Jamie Hartsough

3. Invocation - Father Stephen Smith, Church of the Ascension

4. Pledge of Allegiance

5. Action on Minutes

   a. May 3, 2023

   b. May 16, 2023 Special

   c. May 16, 2023 Regular

   d. June 6, 2023

ACTION: Nicole Shook moved to approve all en bloc; Bob Orsini seconded and the vote was as follows:
AYES: Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren
NOES: None
ABSTAIN: None

Passed 6 - 0

DRAFT

6. Citizen comments on matters not on the agenda

1. Lewie Main

- Inquired on the status of the traffic lights on US62 at Wendy's.

Mr. Liggett said ODOT is waiting on parts.

7. Council Committee reports

a. **Planning & Zoning:** 7/11/23 cancelled; Next 7/25/23 @ 6:30 pm Council Chambers

b. **Design Review Board:** 7/11/23 cancelled; Next 7/25/23 @ 5:30 pm council chambers

c. **Safety & Service:** Next 8/1/23 @ 5:00 pm admin conference room

d. **Finance:** 7/18/23; Next Special 8/1/23 and Regular 8/15/23 at 5:00pm admin conference room

e. **Park & Rec:** 7/10/23 cancelled; Next 8/7/23 @ 1:00 pm Admin conference room
Sean Staneart asked council members if there was a desire from them to allocate resources and time to pursue the projects for the Amphitheatre and Splash Pad with the grant money awarded. Only a portion of what the entire project was going to cost was awarded. The projects keep getting brought up in committee, but if the desire to complete them is not council driven, there will not be traction. Mr. Staneart reviewed some of the criteria, an email with the information will be forwarded to all council members for their review. Mayor Barnard said it is hard not to take the money, but it is hard to pay a million dollars for a splash pad when our roads are deteriorating. Sean Staneart added that if there is an opportunity, we definitely want to capture it, even if it is just engineering. The other piece is, once you build something, like a road, a splash pad, an amphitheater, you then have to maintain it. Each one of these presents a different level of commitment financially on an annual basis. Mr. Staneart said he would like to get this in some order, so the park committee does not keep spinning their wheels on these, council to review and let him know. Mr. Orsini said that the budget process will have a big impact on his opinion of what we can and cannot do, whether it is this project or any others.

f. **Events Committee:** Met 7/6/23, 7/12/23, 7/17/23; Next TBD
There will be an announcement in the next week on when the fireworks will be rescheduled.

8. Director Reports

a. Police Chief

Chief Smart reviewed his report which was included with the packet. It was noted that he would be taking an older cruiser for the chief car and moving the newer cruiser to the patrol officers.

b. Finance Director

Dave Delande provided council members with the 2nd Quarter 2023 Financial Review report, he reviewed and answered questions. A report will be given monthly moving forward.

c. City Manager

Sean Staneart provided his report to council members and highlighted meetings attended; update given on the County Transit Plan. The State of Ohio announced project funding in response to increased traffic, Mr. Staneart reviewed planned projects. Funds being given for use within the city limits are for SR 37 and US 62 intersection improvements. These funds identify many safety needs and intersection improvements.

Mr. Staneart said they have been working on a partnership with an alternative Southwest Licking solution to the regional water and sewer needs of the area and reviewed the West Central Licking Water and Sewer Service Concept Plan. He said they have started some conversations with Granville and Alexandria; right now they are looking to have a collaborative effort with Granville, Alexandria and at some point, possibly Newark. Monroe, Saint Albans and Liberty Townships have had representation at the collective meetings. Mr. Staneart said at the end of the day, Johnstown, Granville and Alexandria could functionally collaborate and form its own water and sewer area. This concept was presented to the County Commissioners and was well received, the message at the end was that if there was a solution for our area, they would not stand in the way. Mr. Staneart said it does not make the agreements they made magically disappear but it gives some encouragement that there will not be a wall of resistance for whatever we try to do in the area.

9. Tabled Legislation - None

10. Public Hearings of Legislation - None

11. Introduction of Legislation

a. **ORDINANCE 13-2023** AN ORDINANCE ESTABLISHING CHAPTER 1132 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

This chapter is about Temporary Uses. This process allows permission for temporary use of private property inside the city limits, but not in residential districts and limited to less than twelve months. Sean Staneart provided brief background and said this Ordinance would solve an issue we are currently having, an issue we do not want to see continue to happen. Trevor Traphagen and Chris Hermann with MKSK were present for review of the draft and questions from council. Mr. Traphagen said that as the city continues to grow, not just related to construction activities, other retail activities will often want temporary uses related to special events or other ongoing projects, they have written this chapter which can be integrated into the zoning code. The temporary use will require a permit, and there will be a formal application. Examples of a Temporary Use request would be for a temporary Christmas tree lot or a "lay down" lot for construction equipment. A fee structure is still to be determined.

Ryan Green said he is in favor of this. He would like to see these come through zoning,

probably being more conditional use, and for them to go through a board that traditionally looks at land use would be helpful. Trevor said a temporary use permit is very similar to a conditional use permit in that it is reviewed by at least this body if not also by planning & zoning. Sean Staneart said temporary use is almost a temporary change to the zoning map, so it is not a use that is allowed. Changes in the zoning map, or map amendments, are one hundred percent a function of council. He said he doesn't know if this is a dual process before both bodies, but because it is not an allowable use in that area, that is a zoning map amendment and that goes before council. MKSK continued review of the draft with Council members noting comments made.

Public Hearing and vote on August 1, 2023.

12. Other Business

1. Mayor Barnard said the school would like to have a joint session of council and school board, he asked fellow members if there were any issues with that. It was noted that there is a School District Liaison Committee of council, discussion on scheduling a meeting.

2. Mayor Barnard said that Sean Staneart has been acting manager since October 2022 and asked if the desire of council was to make Mr. Staneart the permanent manager or to begin a search. Mayor Barnard said he has tried to do his due diligence, he has contacted many local and state leaders who have worked with Mr. Staneart to get input on the work he is doing. He said they stressed that changing leadership at this point could be detrimental to Johnstown, the relationships have been forged, that bringing in a new city manager at this point would put the city back six to twelve months. He encouraged fellow council members to discuss, review and be prepared for further conversation in coming weeks.

3. Sean Staneart said the city is working through an annexation request and pretty soon if all flows accordingly, council will see a request for a PD district, or some type of rezoning for the annexed area. He said there are some things in our Comprehensive Plan that the city needs to identify and have in place before the annexation and the PD District lands in our lap. Chris Hermann with MKSK was present to discuss the Comprehensive Plan and amendments. MKSK has been working with council and the community on the Growth Framework, which is a plan for what will happen outside the existing boundaries of Johnstown. They would like to see council adopt this as an amendment to the existing Comprehensive Plan. This would add more detail about what the city would like to see outside its existing boundary. It will change the Future Land Use map, but everything inside the boundaries will stay the way it is for now. Mr. Staneart said in the grand scheme of things, everyone would like to stay status quo and where we're at... but what he can tell them is, that land will be developed in some capacity, if we don't get in the driver's seat and take a hold of that particular area, and the general areas of Johnstown, someone else will do it for us. So it is not that Johnstown has a grand desire to change what we have, but we want to be in control of that change, also partnering with our townships so they can have a better plan. Jon Merriman said we have a tremendous opportunity for economic development with this and we need to be great stewards of that opportunity. Sean Staneart said we can either control our own destiny or watch someone else develop in our back yard. Mayor Barnard said it is important to note that we did not ask for these changes, these changes are occurring, if we do not do our part, we will not exist. Bob Orsini said this is a planning document, a signal to others, other planning bodies, what our intentions are

so that when they do their master plans, we get included in the conversations at the level we need to be. If this goes through and becomes a PD district, it will still go through every approval process that it was with or without this document. Chris Hermann with MKSK said it is a signal to land owners, a signal to other agencies, there are groups right now that are making plans for the area outside Johnstown and the city should be saying what it would like to see happen. Jon Merriman said it will also signal to potential developers what our tolerance is for areas coming in. MKSK will work to set up another public meeting to talk about inside the boundaries, about the character of Johnstown, and what we want to project physically, visibly.

4. Sean Staneart said a construction company working in Johnstown has requested council consideration to change construction hours in an effort to speed up their project. Current construction hours are 7:00 am to 9:00 pm. They request to work longer and later, their argument is that there is no residential around them. Mr. Staneart said his recommendation would be no, if you are going to do this for one, you would have to do it for everybody, and it would be too difficult to change the ordinance for every situation. Council member decision was to leave construction hours as they are.

5. Ryan Green said he knows one issue right now is the water bills and asked if there was an official statement. Clerk of Council Teresa Monroe said that there is no issue, that the office has made a transition to a new utility billing software and the process has gone smoothly. The office has fielded many calls on higher bills this month but this is not related to the software transition. The period for the current July bill is the same period there was a drought and people just do not realize how much extra water they used, many were watering new sod etc. Staff has been spending extra time reviewing customers water usage with them. Ms. Monroe encouraged anyone who had questions on their bill to call. Nicole Shook highlighted the leak alert system and said the system can track usage down to the hour, so if your bill has gone up and you are unclear about that, call and get your usage report.

13. Executive Session to consider the purchase of property

ACTION:	Mayor Barnard moved to enter Executive Session to consider the purchase of property, with no decisions after, including members of council and the city manager to attend; Bob Orsini seconded and the vote was as follows:
AYES:	Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren, Nicole Shook
NOES:	None
ABSTAIN:	None

Passed 6 - 0

City Council entered Executive Session at 8:30 pm and returned to Regular Session at 8:48 pm

14. Adjourn

With no further business, Mayor Barnard moved to adjourn, Mr. Orsini seconded and all were in favor.

Meeting adjourned at 8:48 pm

Next Council Meeting August 1, 2023

JOHNSTOWN
Established 1813

August 2023

Water Council Report

City of Johnstown
Administrative Offices
www.johnstownohio.org

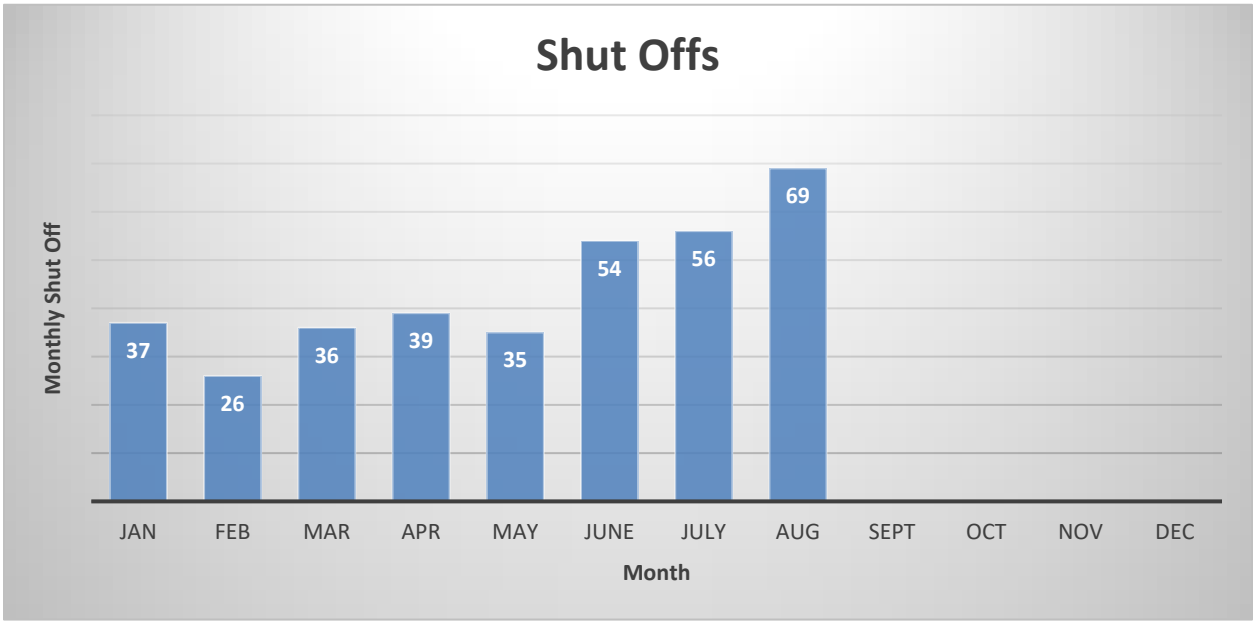
CITY OF JOHNSTOWN, OHIO

599 S. Main Street
Johnstown, Ohio 43031
Telephone: 740-967-3177
Fax: 740-967-3519

Water Plant August 2023

1) As of August 31st, the flow is 17.307 MG.
2) There were 69 shut offs.
3) Worked on work-orders.
4) We mowed grass.
5) The Water Department had 6 hours of training.
6) Changed lime feeders, took #2 feeder out and put #1 lime feeder in service. We cleaned #2 feeder and the feed line.
7) On 8-31-2023, I attended a meeting with Jacobs.
8) Tim Perry worked 4 hours for the Street Department.
9) I attended training on 8-23-2023, conducted by One Water Ohio.
10) We worked on Lead Inventory for E.P.A.

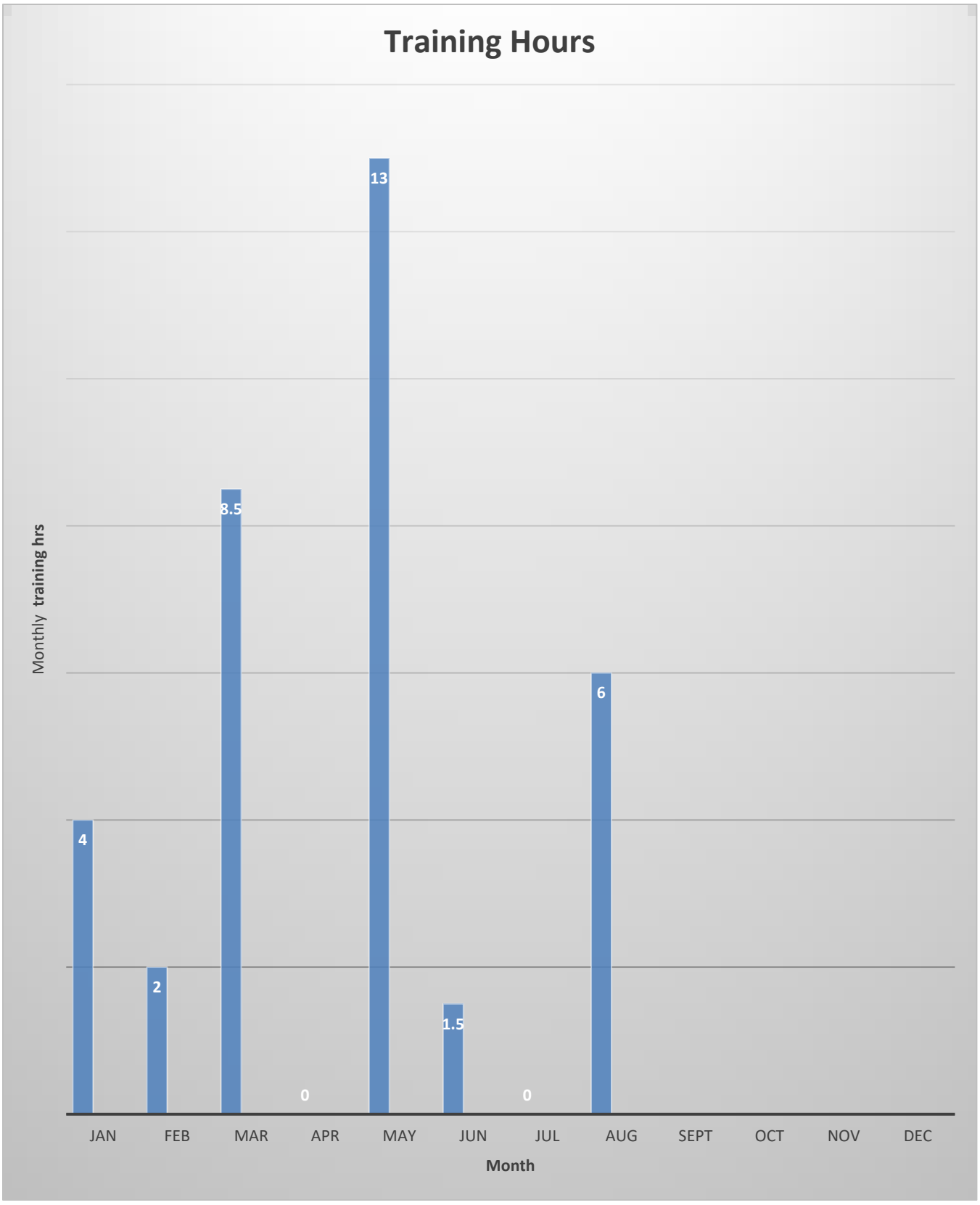
Thank you,
Terry Nichols
Chief Water Operator
City of Johnstown

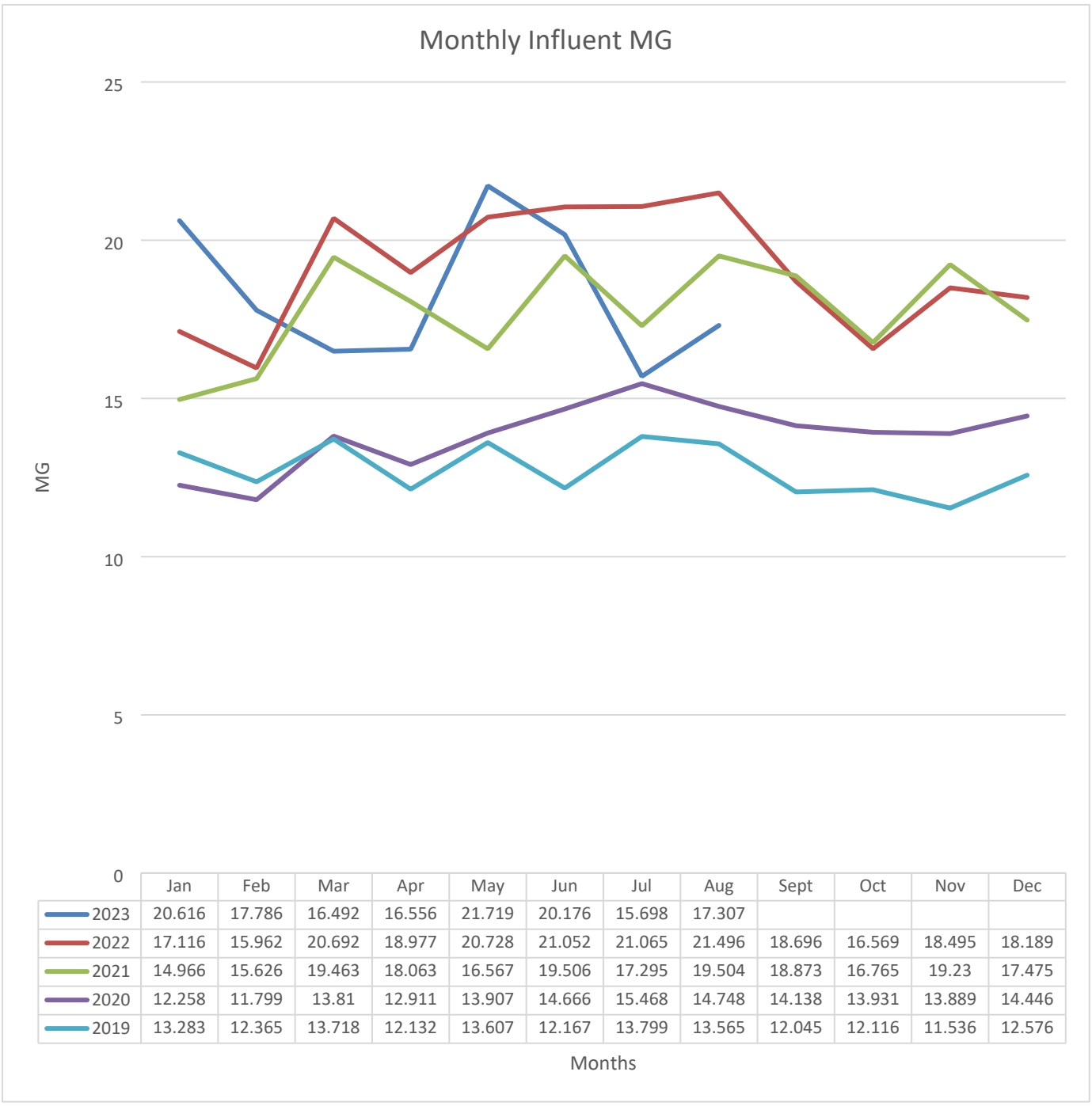


Daily Plant Tap Test Results

Date	PH	Phenol Alkalinity	Total Alkalinity	Total Hardness	Plant Tap Cl2		
					Free	Total	Combined
Aug-01	7.94	0	60	152	0.94	1.02	0.08
Aug-02	7.91	0	58	151	1.03	1.10	0.07
Aug-03	7.96	0	58	150	0.93	1.03	0.10
Aug-04	7.86	0	60	153	0.90	0.98	0.08
Aug-05	8.03	0	57	153	0.91	1.01	0.10
Aug-06	7.63	0	58	150	0.74	0.79	0.05
Aug-07	7.97	0	60	153	0.95	1.06	0.11
Aug-08	8.06	0	57	152	0.91	0.99	0.08
Aug-09	7.96	0	58	152	0.94	1.03	0.09
Aug-10	8.10	0	58	151	0.95	1.02	0.07
Aug-11	8.13	0	57	153	0.96	1.07	0.11
Aug-12	8.02	0	62	155	0.97	1.04	0.07
Aug-13	8.06	0	55	150	0.99	1.07	0.08
Aug-14	8.50	1	57	156	0.80	0.88	0.08
Aug-15	8.08	0	60	152	1.01	1.05	0.04
Aug-16	8.11	0	56	152	0.90	0.99	0.09
Aug-17	8.11	0	61	155	1.02	1.07	0.05
Aug-18	8.01	0	59	154	1.05	1.12	0.07
Aug-19	8.14	0	58	154	0.95	1.01	0.06
Aug-20	8.01	0	56	153	0.90	1.01	0.11
Aug-21	8.04	0	62	156	0.98	1.14	0.16
Aug-22	7.94	0	60	154	1.00	1.08	0.08
Aug-23	8.00	0	59	151	0.99	1.03	0.04
Aug-24	8.09	0	58	152	0.98	1.03	0.05
Aug-25	8.13	0	58	152	1.00	1.13	0.13
Aug-26	8.01	0	56	150	1.00	1.08	0.08
Aug-27	8.22	0	55	150	0.91	1.00	0.09
Aug-28	8.54	1	69	165	0.68	0.75	0.07
Aug-29	8.21	0	58	151	0.92	0.95	0.03
Aug-30	8.12	0	60	154	0.86	0.92	0.06
Aug-31	8.26	0	59	152	0.85	0.90	0.05
Avg	8.07		59	153	0.93	1.01	0.08

Total Alkalinity:35-55 mg/L
Phenol Alkalinity: 0-2 mg/L
Hardness: 135 – 150 mg/L (Higher hardness is due to running # 2 L.S. well pulling water from deeper part of the aquifer)
Free Chlorine: 0.85-1.10 mg/L


Training Hours
Monthly training hrs
4
2
8.5
0
13
1.5
0
6
JAN
FEB
MAR
APR
MAY
JUN
JUL
AUG
SEPT
OCT
NOV
DEC
Month

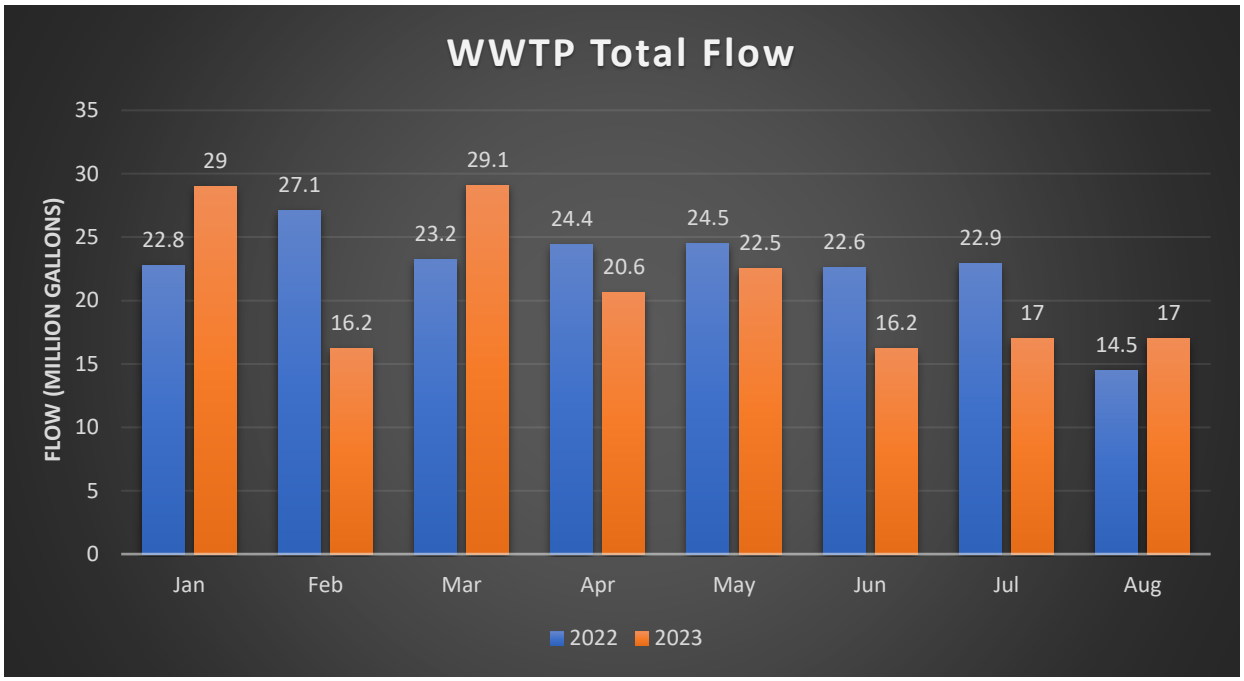


	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
2023	20.616	17.786	16.492	16.556	21.719	20.176	15.698	17.307				
2022	17.116	15.962	20.692	18.977	20.728	21.052	21.065	21.496	18.696	16.569	18.495	18.189
2021	14.966	15.626	19.463	18.063	16.567	19.506	17.295	19.504	18.873	16.765	19.23	17.475
2020	12.258	11.799	13.81	12.911	13.907	14.666	15.468	14.748	14.138	13.931	13.889	14.446
2019	13.283	12.365	13.718	12.132	13.607	12.167	13.799	13.565	12.045	12.116	11.536	12.576

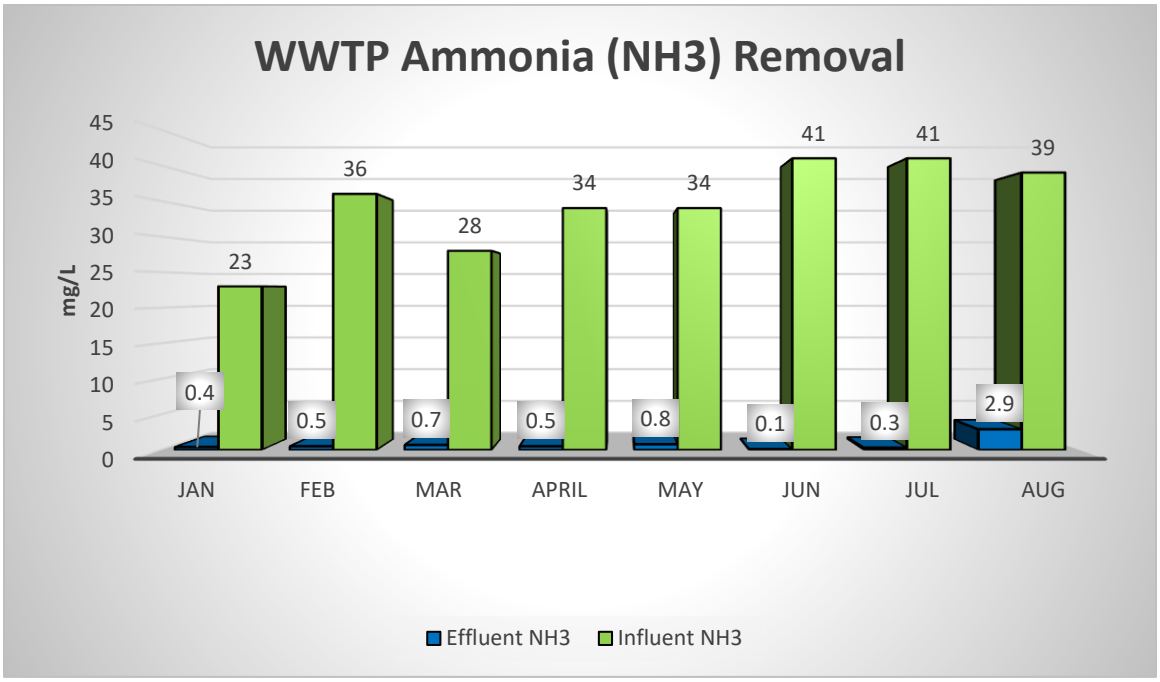
JOHNSTOWN
Established 1813

August 2023

Sewer Council Report

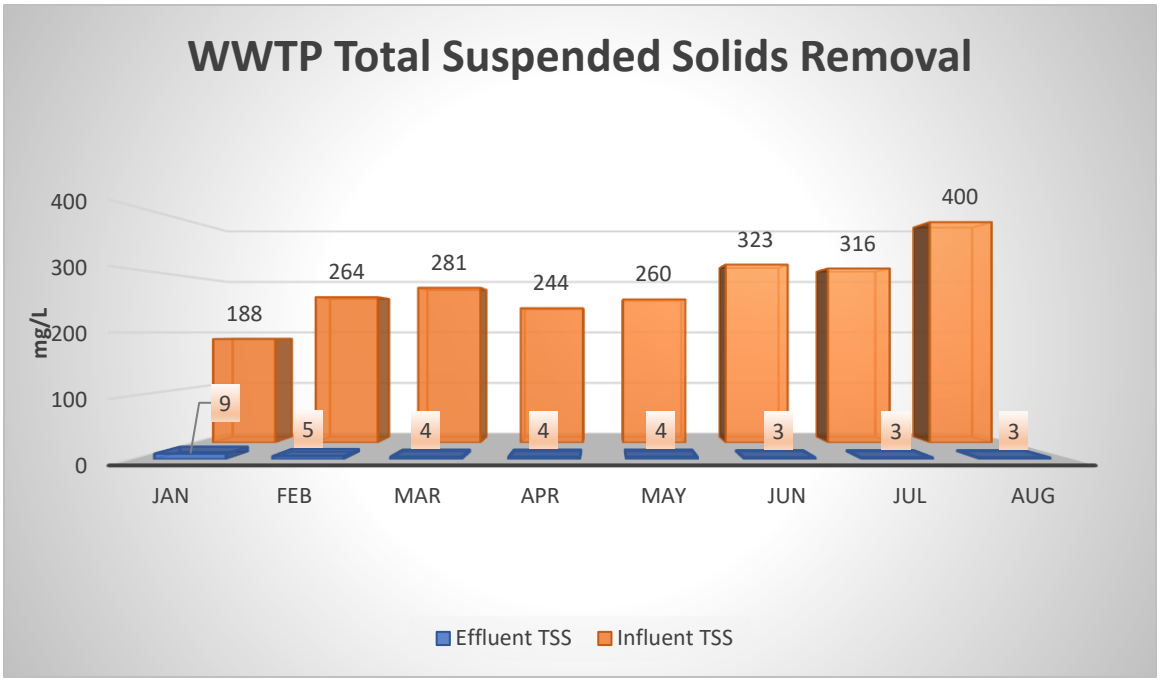


Plant Efficiency Charts



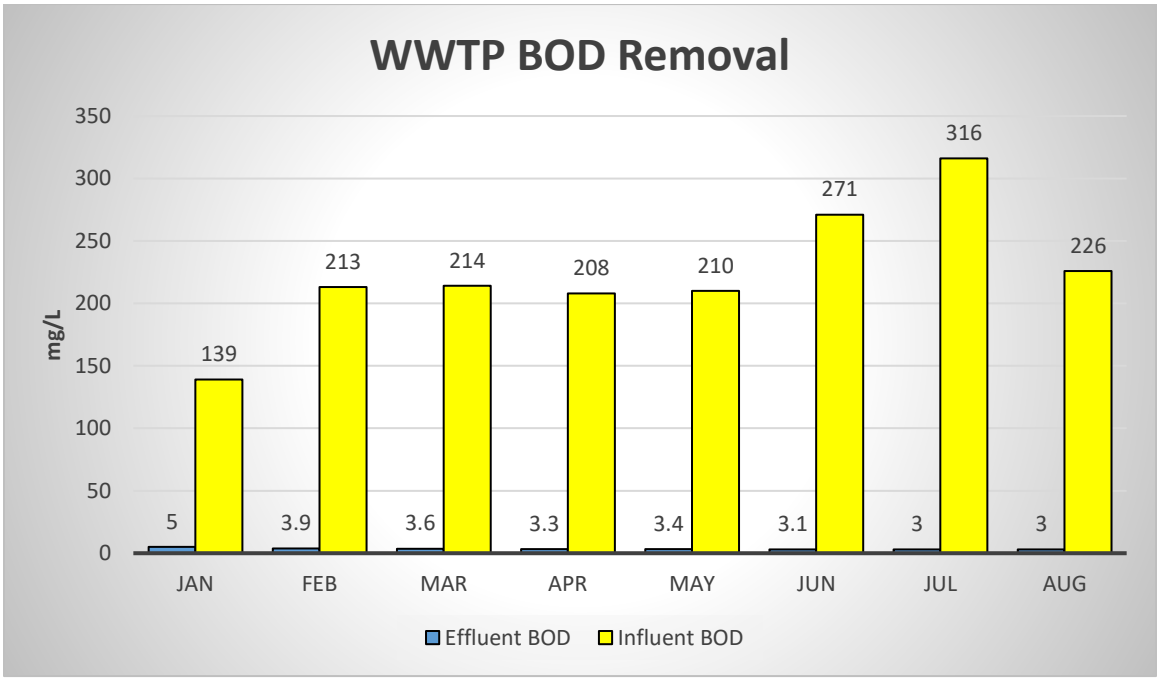
Average % of NH3 removed for the month = **93%**

Discharge Limitations	Weekly- 3.9 mg/L Monthly- 2.6 mg/L



Average % of TSS removed for the month = **99%**

Discharge Limitations	Weekly- 18 mg/L Monthly- 12 mg/L



Average % of BOD removed for the month = **99%**

Discharge Limitations	Weekly- 15 mg/L Monthly- 10 mg/L

Work Highlights

- Sewer Inspections
    - 3 new build inspections

- Amount of sludge pressed (dewatered) – 375,908 gallons

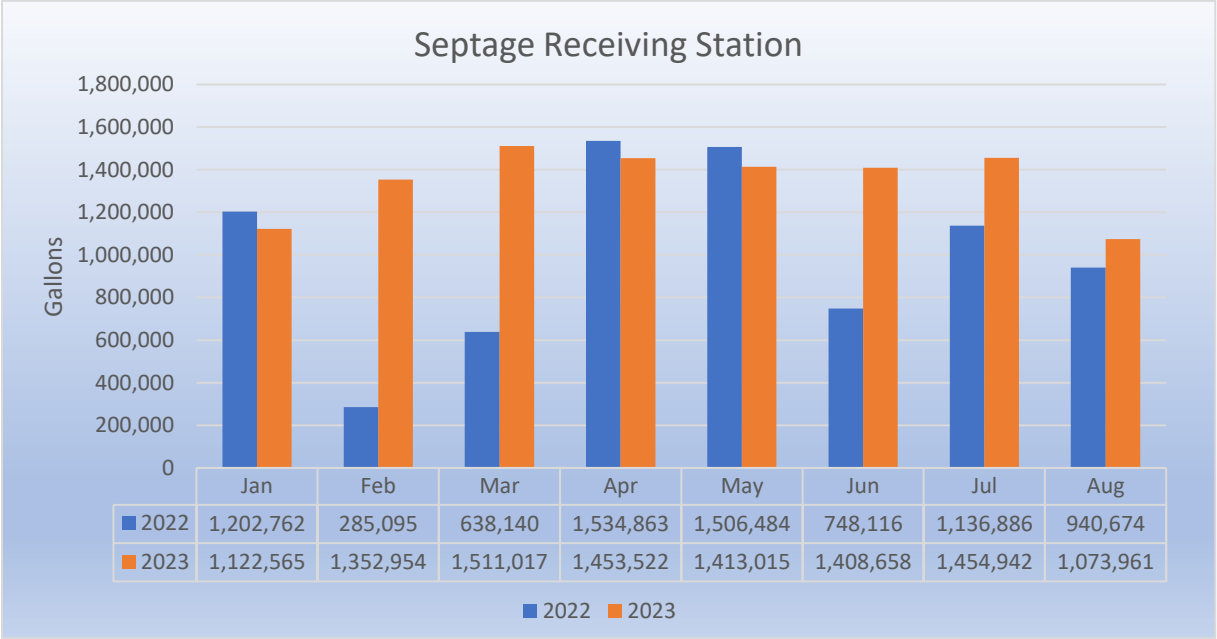
- Hauled Biosolids

- Routine plant operations and preventative maintenance

- Rotary Fan Press Rehab

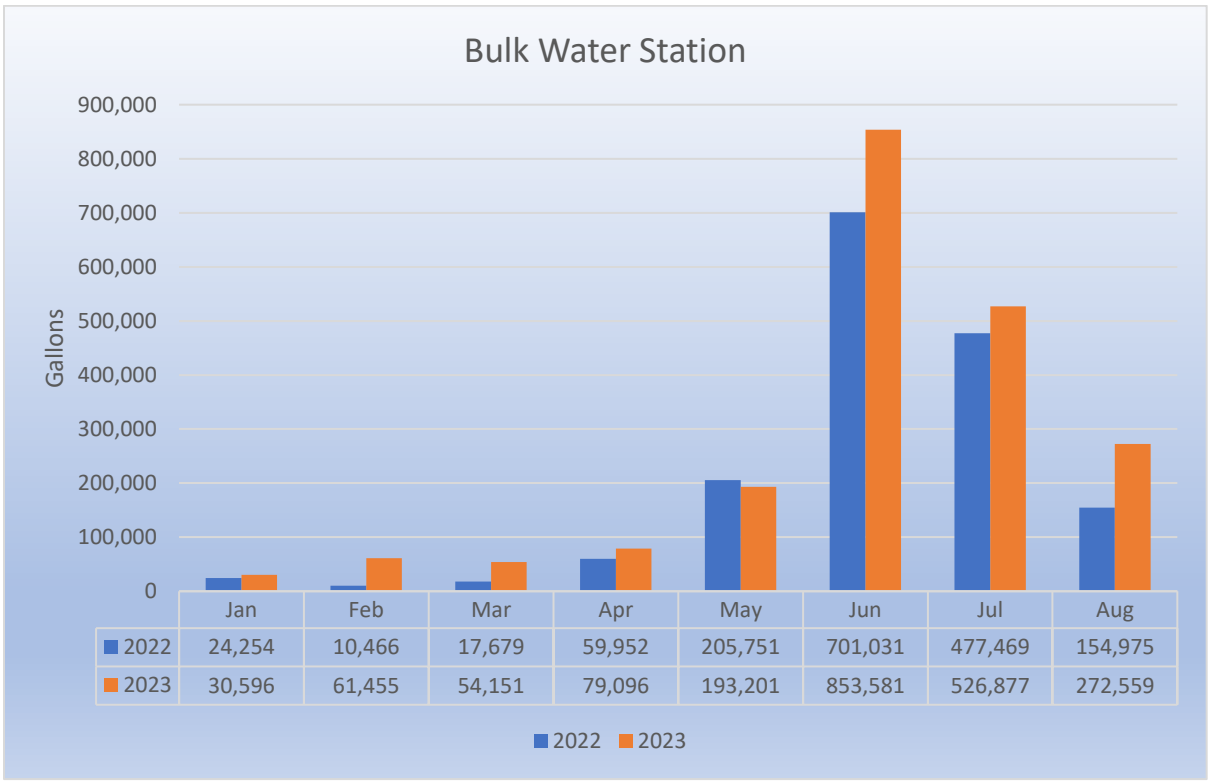
BULK SEWER & WATER

The following chart shows the total amount of waste in gallons brought into Johnstown for the current year and past year by the egg farm and bulk septage haulers.



	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2022	1,202,762	285,095	638,140	1,534,863	1,506,484	748,116	1,136,886	940,674
2023	1,122,565	1,352,954	1,511,017	1,453,522	1,413,015	1,408,658	1,454,942	1,073,961

The chart below shows the total amount of bulk water in gallons purchased each month for the current year and past year. NOTE: This graph contains only gallons of bulk water purchased from the fill station onsite and does not include hydrant meter usage.



	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug
2022	24,254	10,466	17,679	59,952	205,751	701,031	477,469	154,975
2023	30,596	61,455	54,151	79,096	193,201	853,581	526,877	272,559

Rick Fitch
Chief Wastewater Operator

JOHNSTOWN
Established 1813

Street Department Report

August 2023

City of Johnstown
Administrative Offices

599 S. Main Street
Johnstown, Ohio 43031
Telephone: 740-967-3177

Misc.

- Equipment maintenance, cleaning, and repairs
- 5 Street Lights switched to led
- Sign repair/replacement (as needed)
- R.O.W Mowing

Street Maintenance

- Street sweeping (weekly)
- 15 ton of hot mix asphalt used
- Asphalt Grinding
- 200’ curb repair (Tyler Place)
- Programmed school signs
- Traffic light repair (oregon and Jersey)

Water Maintenance

- Assisted in water shut-offs
- Hydro excavated Main valves (Leafy Dell)
- OUPS Locates (Daily)

Stormwater Maintenance

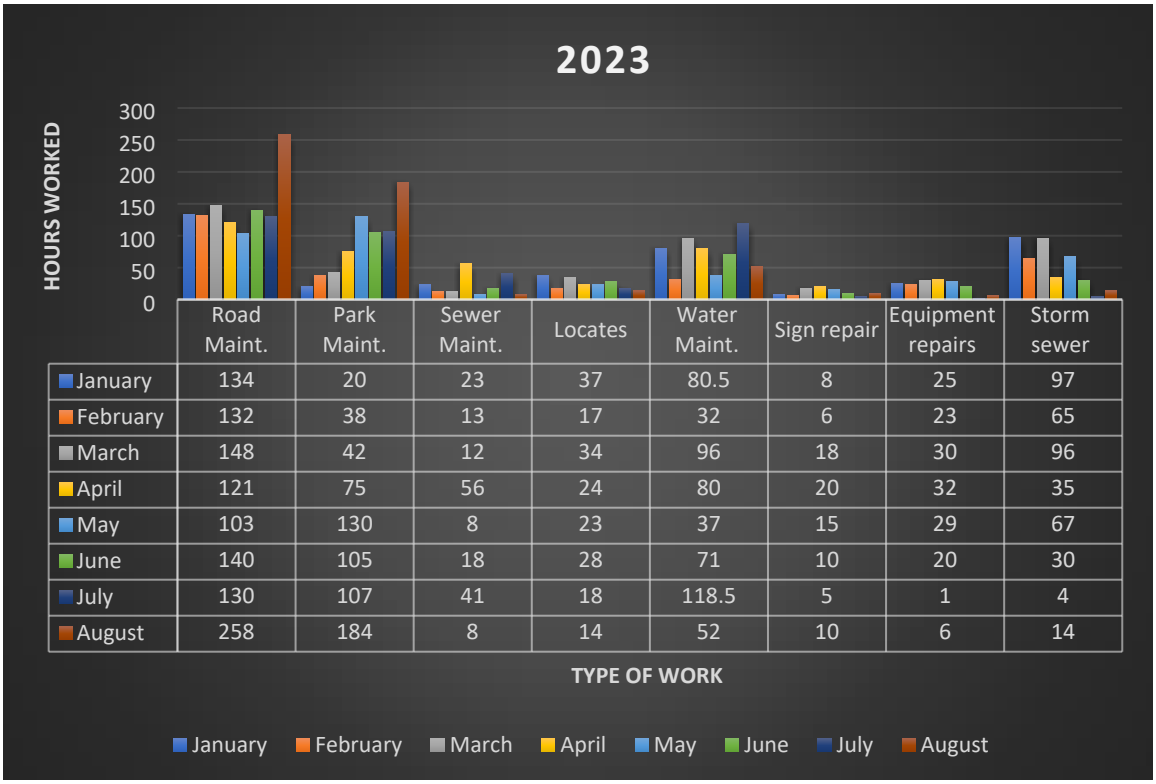
- OUPS Locates (Daily)
- Inlet cleaning

Park Maintenance

- Trash pickup (weekly)
- Trail head toilet checked and cleaned (weekly)
- Mowing and trimming (weekly)
- Powerwashed Toilet and cleaned tank
- Tree trimming along bike path
- Sprayed parks for weeds

Sewer Maintenance

- OUPS Locates (Daily)



	Road Maint.	Park Maint.	Sewer Maint.	Locates	Water Maint.	Sign repair	Equipment repairs	Storm sewer
January	134	20	23	37	80.5	8	25	97
February	132	38	13	17	32	6	23	65
March	148	42	12	34	96	18	30	96
April	121	75	56	24	80	20	32	35
May	103	130	8	23	37	15	29	67
June	140	105	18	28	71	10	20	30
July	130	107	41	18	118.5	5	1	4
August	258	184	8	14	52	10	6	14

Service Department Report

9/1/2023

1) New Water Tower Update – Had a walk through with contractor 8/31/23 to clean up final details.

2) Water Plant Update – Jacobs finishing up 500,000-gallon design. Last meeting 9/1/23.

3) Wastewater Plant Update – Met with Jacobs on 9/1/23. Decision was made to move forward with 1.2mg/d expansion size that can be easily expanded to 3.6mg/d.

4) East Jersey St Project – Had another walk through on 8/30/23. Developed another punch list for Law Construction.

5) Pulte Housing Development – No change

6) Concord Crossing East Development – Sanitary lines installation has begun.

City of Johnstown
Administrative Offices
www.johnstownohio.org

CITY OF JOHNSTOWN

599 S. Main Street
Johnstown, Ohio 43031
Telephone: 740-967-3177
Fax: 740-967-6415

ORDINANCE 15-2023

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.

WHEREAS, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances of Johnstown, Ohio;

WHEREAS, numerous sections in the Traffic and General Offenses Codes need to be updated in order to comply with State law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, OHIO:

SECTION ONE

That the editing, arrangement and numbering of those ordinances from July 5, 2022 to August 15, 2023, as listed below, are hereby approved and adopted as printed in the August 2023 Replacement Pages to the Codified Ordinances so as to achieve uniformity of style and classification. A copy of such replacement pages are attached to this ordinance and incorporated as a part hereof.

Ord. No.	Date	C.O. Section
18-2022	10-4-22	1121.02(35), (90)
19-2022	10-18-22	1164.01 to 1164.06
20-2022	10-18-22	1141.02 to 1141.04
24-2022	1-3-23	Repeals 331.44
25-2022	1-3-23	1155.01 to 1155.04
26-2022	1-3-23	1157.01 to 1157.04
01-2023	2-21-23	921.05
02-2023	2-21-23	921.17
03-2023	2-21-23	925.01
04-2023	2-21-23	925.18
07-2023	5-16-23	1164.01 to 1164.09
10-2023	6-20-23	1165.01 to 1165.09
12-2023	7-5-23	191.012, 191.04, 191.051, 191.07
13-2023	8-1-23	1132.01 to 1132.09
14-2023	8-15-23	1189.01, 1189.02

SECTION TWO

That the following sections of the Traffic and General Offenses Codes, as amended, are hereby approved and adopted as amended or enacted so as to conform to enactments of the Ohio General Assembly:

Traffic Code

303.081	Impounding Vehicles on Private Residential or Agricultural Property. (Amended)
303.082	Private Tow-Away Zones. (Amended)
303.083	Impounding Vehicles on Public Property. (Amended)
303.09	Leaving Junk and Other Vehicles on Private or Public Property Without Permission or Notification. (Amended)
303.10	Leaving Junk Vehicles on Private Property With Permission of Owner. (Amended)
303.991	Committing an Offense While Distracted Penalty. (Amended)
331.35	Occupying Travel Trailer, Fifth Wheel Vehicle or Manufactured or Mobile Home While in Motion. (Amended)
333.01	OVI; Willful Misconduct; Speed. (Amended)
333.03	Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)
333.11	Electronic Wireless Communication Device Use Prohibited While Driving. (Amended)
335.07	Driving Under Suspension or License Restriction. (Amended)
335.071	Driving Under OVI Suspension. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation; Driving Under a Nonpayment of Judgment Suspension. (Amended)
335.073	Driving Without Complying With License Reinstatement Requirements. (Amended)
335.074	Driving Under License Forfeiture or Child Support Suspension. (Amended)
337.10	Lights, Emblems, and Reflectors on Slow-Moving Vehicles, Farm Machinery, Agricultural Tractors, and Animal-Drawn Vehicles. (Amended)
337.16	Number of Lights; Limitations on Flashing, Oscillating or Rotating Lights. (Amended)
337.22	Windshield and Windshield Wiper; Sign or Poster Thereon. (Amended)
341.01	Commercial Drivers Definitions. (Amended)
351.04	Parking Near Curb; Handicapped Locations on Public and Private Lots and Garages. (Amended)

General Offenses Code

501.01	General Provisions and Penalty Definitions. (Amended)
501.99	Penalties for Misdemeanors. (Amended)
505.071	Cruelty to Companion Animals. (Amended)
505.12	Coloring Rabbits or Baby Poultry; Sale or Display of Poultry. (Amended)
509.04	Disturbing a Lawful Meeting. (Amended)
509.10	Impeding Public Passage of an Emergency Service Responder. (Added)
513.01	Drug Abuse Control Definitions. (Amended)
513.03	Drug Abuse; Controlled Substance Possession or Use. (Amended)
513.04	Possessing Drug Abuse Instruments. (Amended)
513.12	Drug Paraphernalia. (Amended)
513.121	Marihuana Drug Paraphernalia. (Amended)
517.08	Raffles. (Amended)
521.10	Nonsmoking Areas in Places of Public Assembly. (Amended)
521.12	Spreading Contagion. (Added)
525.05	Failure to Report a Crime, Injury or Knowledge of Death. (Amended)

525.15	Assaulting Police Dog or Horse or an Assistance Dog. (Amended)
529.07	Open Container Prohibited. (Amended)
533.01	Obscenity and Sex Offenses Definitions. (Amended)
533.06	Voyeurism. (Amended)
533.08	Procuring; Engagement in Sexual Activity for Hire. (Amended)
537.03	Assault. (Amended)
537.06	Menacing. (Amended)
537.07	Endangering Children. (Amended)
537.15	Temporary Protection Order. (Amended)
545.05	Misdemeanor Theft. (Amended)
549.02	Carrying Concealed Weapons. (Amended)
549.04	Improperly Handling Firearms in a Motor Vehicle. (Amended)
549.10	Possessing Replica Firearm in School. (Amended)

SECTION THREE

The complete text of the Traffic and General Offenses Code sections listed above are set forth in full in the August 2023 Replacement Pages to the Codified Ordinances which are hereby attached to this ordinance as Exhibit A. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

SECTION FOUR

In order to preserve the public peace, health, welfare and safety, and for the further reason that the editing and inclusion of certain legislation in the Codified Ordinances is necessary, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after the earliest period allowed by law.

SECTION FIVE

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 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: September 5, 2023
Public Hearing/Vote: September 5, 2023
Effective Date:

BY: _____ _____
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

_____ _____
Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

City of Johnstown
Administrative Offices
johnstownohio.org

CITY OF JOHNSTOWN

599 S. Main Street
Johnstown, Ohio 43031
Telephone: 740-967-3177

ORDINANCE 16-2023

AN ORDINANCE SETTING THE COSTS FOR THE CERTIFICATE OF REGISTRATION FEE AND THE CONSTRUCTION PERMIT FEES FOR THE RIGHT-OF-WAY PROGRAM AND DECLARING AN EMERGENCY

Whereas, Council has adopted an ordinance regulating the use of the Public Right-of-Ways; and

Whereas, **Sections 931.05 and 931.13(D)** require council to set these fees annually; and

Whereas, Now Council desires to set the rates and send invoices for 2023; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOHNSTOWN, LICKING COUNTY, STATE OF OHIO;

Section 1. Council hereby establishes and approves the following Right-of-way fee schedule for the City of Johnstown.

Section 2. The Registration fee for 2023 is calculated as $452.26 per encumbered mile.

Section 3. The Permit fee for 2023 is calculated at $245.44 per permit.

Section 4. This ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public health, safety, and welfare in that the City budget is based on the anticipated receipt of this revenue and shall be in full force and effect at the earliest date provided by law.

Section 5. 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 JOHNSTOWN, OHIO.

Date of Introduction/Public Hearing/Vote: September 5, 2023
Effective Date:

BY: _____ _____
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

_____ _____
Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

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Village of Johnstown - 2023

Registration and Construction Costs

	Total Cost (S&B)	Hours per week	Hours per year	Total cost per year	Annual Cost
Employee - ROW Admin	$ 1,883.00				$ 1,883.00
Employee - RoW Oversight/Maintenance	$ 7,144.31	1.00	0.0	$ -	$ 7,144.31
Admin/Equipment/Materials/Vehicles	$ 36,600.00	0.00			$ 36,600.00
Contract engineering and retainer	$ 3,000.00	0.00			$ 3,000.00
Legal	$ -	0.00			$ -
					$ 48,627.31
	Miles Encumbered	**% of total**	**Annual Fee Calc**	**Est. VSP**	**Annual Fee Due**
Phone - Century Link	6	5.86%	$ 2,849.26	$ -	$ 2,849.26
Fiber - Horizon (2.17)	2	2.02%	$ 981.41	$ -	$ 981.41
Cable - Charter	15	13.95%	$ 6,783.94	$ 37,345.00	$ (30,561.06)
Electric - AEP	13	12.46%	$ 6,060.32	$ -	$ 6,060.32
Electric - Energy Co-Op	2	1.86%	$ 904.53	$ -	$ 904.53
Columbia Gas	23	21.07%	$ 10,243.76	$ -	$ 10,243.76
Aspire Gas	0	0.00%	$ -	$ -	$ -
Gas - The Energy Co-op	1	0.93%	$ 452.26	$ -	$ 452.26
Water Utility	16	14.88%	$ 7,236.21	$ -	$ 7,236.21
Sewer Utility	18	16.74%	$ 8,140.73	$ -	$ 8,140.73
Storm Water	11	10.23%	$ 4,974.89	$ -	$ 4,974.89
	107.52	100.00%	$ 48,627.31	$ 37,345.00	$ 21,491.53

Cost per encumbered mile $452.26

	Total Cost (S&B)	Hours per week	Hours per year	Total cost per year
Administrative	$ 23.60	1.00	52.00	$ 1,227
General Inspection	$ 23.60	5.00	260.00	$ 6,136
Inspections	$ 75.00	0.00	0.00	$ -
Degradation and Reduction of useful life		0.00		
				$ 7,363

Construction Permit Costs: $245.44

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CITY OF JOHNSTOWN

599 S. Main Street
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RESOLUTION 2023-23

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A LETTER OF SUPPORT FOR THE SOUTH LICKING WATERSHED CONSERVANCY DISTRICT

WHEREAS, the South Licking Watershed Conservancy District is requesting a grant of funds from the Muskingum Watershed Conservancy District (MWCD) Projects in Watershed Management for the purpose of performing a Watershed Planning Study for Raccoon Creek Watershed; and

WHEREAS, the rapidly developing watershed has a history of flooding, commercial development pressures and provides drinking water to Johnstown, Newark, Granville, and Alexandria; and

WHEREAS, the data and science behind the flooding issues need to be completed prior to the additional development that is anticipated in the near future.

NOW THEREFORE, BE IT RESLOVED BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1. The City Council supports the South Licking Watershed Conservancy District's efforts to reduce flooding and conserve our natural resources through the 2023 Projects in Watershed Management grant and authorizes the City Manager to sign a letter of support.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this 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 of the CITY OF JOHNSTOWN.

Date of Introduction/Public Hearing/Vote: September 5, 2023

By: _____
Mayor Donald Barnard

ATTEST TO: _____
Teresa Monroe, Clerk of Council

APPROVED AS TO FORM: _____
Yazan Ashrawi, Law Director

DRAFT

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Administrative Offices
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CITY OF JOHNSTOWN

599 S. Main Street
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RESOLUTION 2023-24

AN ORDINANCE ESTABLISHING AND AMENDING CERTAIN FEES FOR PLANNING AND ZONING SERVICES PROVIDED BY THE CITY OF JOHNSTOWN AND SETTING ASIDE ALL OTHER FEES PREVIOUSLY ESTABLISHED

WHEREAS, the cost of providing planning and zoning services to individual residents and businesses has increased substantially over the past five years; and

WHEREAS, it is the intent of the City Council to have planning and zoning applicants pay for the cost of said planning and zoning services and not the City of Johnstown taxpayers; and

WHEREAS, as stated in Section 1127.09, Council, by resolution, shall establish a schedule of fees, charges and expenses and a collection procedure for Zoning Certificates, Certificates of Compliance and other matters pertaining to this Zoning Ordinance. The schedule of fees shall be posted in the office of the Zoning Inspector and may be altered and amended only by Ordinance of Council; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO; A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1. City Council herein approves the following fee schedule; added fees are highlighted, deleted fees are ~~struck~~

2023 Planning & Zoning Department Fee Schedule

Lot Split	$100 plus $50 per new lot created by lot split
Preliminary Plat	$1,500 plus $200 per lot (single family) OR $2000 plus $100 per acre or partial acre (non-single-family) subdivision plat
Final Plat	$2,000 plus $200 per lot (single family) OR $1,000 plus $100 per acre or partial acre (non-single-family) subdivision plat
Re-plat	$300 plus cost of postage and advertising*
Street, Storm water, Sanitary and Water Plan Review and Inspection	$7,500 initial deposit plus costs incurred for review and inspection
Commercial Site Plan Review & Inspection	$7,500 initial deposit plus costs incurred for review and inspection
Conditional Use	$500 plus cost of postage and advertising*
Variance (single family)	$250 plus cost of postage and advertising*
Variance (non-single family)	$500 plus cost of postage and advertising*
Non-Conforming Use (single family)	$600 plus cost of postage and advertising*
Non-Conforming Use (non-single family)	$600 plus cost of postage and advertising*
Zoning Map Amendment	$600 plus cost of postage and advertising*
Zoning Text Amendment	$600 plus cost of postage and advertising*

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Zoning Appeal	$200 plus the cost of postage and advertising *
Home Occupation	$200 plus cost of postage and advertising*
Zoning Certificate (REQUIRED for all new construction [including garages], additions or modifications to or change of use of ANY structure)	$100(single family) OR $200 (non-single family)
Preliminary Planned Unit Development Plan	$2,000 plus $200 per lot (single family) OR $750 plus $200 per acre or partial acre (non-single-family) subdivision plat
Final Planned Unit Development Plan	$2,000 plus $200 per lot (single family) OR $1,000 plus $200 per acre or partial acre (non-single-family) subdivision plat
Improvements Inspection for Planned Unit Developments	$7,500 initial deposit plus costs incurred for review and inspection
Certificate of Appropriateness	$300
Occupancy Certificate (single family)	$125
Occupancy Certificate (multiple family)	$150 per unit
Occupancy Certificate (all others)	$250
Sign Permit	$150 plus $0.50 per sq ft of sign facing
Temporary Sign Permit	$50 (which includes a $25 refundable deposit if the sign is timely removed)
Garage Sale Permit	$5 per day - limited to three (3) sales per year at any given address
Fence Permit	$50 (single family) OR $100 (non-single family)
Curb Cut	$50 (single family) OR $100 (non-single family)
Sidewalk	$50 (single family) OR $100 (non-single family)
Sidewalk Sign	$30
Deck (Residential)	$50
Deck (Non-Residential)	$200
Shed (Residential)	$50
Shed (Non-Residential)	$200
Site Drainage Review & Inspection Fee	$0.20 per sq ft of impervious surface area on site
Re-Inspection (all types)	$75
Permit Modification (all types)	$50
Flood Development Permit	$300 plus $10 per acre or partial acre
Demolition Permit (non-single family)	$1,000 per structure (which includes a $500 refundable deposit, if requested, following inspection to ensure lot is timely restored to green space)
Demolition Permit (single family)	$700 per structure (which includes a $500 refundable deposit, if requested, following inspection to ensure lot is timely restored to green space)
Maps	$5 per copy
Zoning Code	$25 per copy

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Annexation Review	$25 per acre or partial acre proposed to be annexed
Temporary Use Permit (unpaved/non developed site)	$1500 per half acre
Temporary Use Permit (currently paved/developed site)	$750 per half acre
~~Food Trucks~~	~~$50 per day~~

Section 2. Any resolution or portion thereof in conflict with the provisions of this resolution is hereby repealed.

Section 3. 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/Public Hearing/Vote: September 5, 2023
Effective:

By: _____ _____
Donald Barnard, Mayor

ATTEST TO: APPROVED AS TO FORM:

_____ _____
Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

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CITY OF JOHNSTOWN

RESOLUTION 2023-25

COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF JOHNSTOWN AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (FULL-TIME POLICE OFFICERS) SERB NO. 2023-MED-03-0209

WHEREAS, in State Employment Relations Board case 22-REP-06-0079, the Ohio Patrolmen's Benevolent Association, (the "Union"), was certified by the Board as the exclusive bargaining agent for all full-time Police Officers employed in the Johnstown Police Department; and

WHEREAS, in State Employment Relations Board case 2023-MED-03-0209, City of Johnstown and the Union have negotiated and reached tentative agreement for a collective bargaining agreement to be effective upon ratification and until December 31, 2025; and

WHEREAS, the City has been notified that the Union has ratified this collective bargaining agreement; and

WHEREAS, the City Manager has submitted the collective bargaining agreement, attached hereto as **Exhibit A**, to City Council for its approval under Ohio Revised Code Section 4117.10(B); and

WHEREAS, City Council finds it in the best interest of the City to approve the submission;

NOW, THEREFORE, BET IT RESOLVED BY THE COUNCIL OF THE CITY OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO; A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1. Pursuant to Ohio Revised Code Sec. 4117.10, the City of Johnstown Council hereby approves the collective bargaining agreement between the City of Johnstown and the Ohio Patrolmen's Benevolent Association attached hereto as **Exhibit A**;

Section 2. It is found and determined that all formal actions of this City Council, concerning and relating to the recommendation and adoption of this Resolution, were approved in an open meeting of this Council, and that meetings 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 of the City of Johnstown.

Date of Introduction: September 5, 2023
Public Hearing/Vote: September 5, 2023

BY: _____ _____
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

_____ _____
Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

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CITY OF JOHNSTOWN

RESOLUTION 2023-26

COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF JOHNSTOWN AND THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (FULL-TIME SERGEANTS)
SERB NO. 2023-MED-03-0208

WHEREAS, in State Employment Relations Board case 2022-REP-06-0080, the Ohio Patrolmen's Benevolent Association, (the "Union"), was certified by the Board as the exclusive bargaining agent for all full-time Sergeants employed in the Johnstown Police Department; and

WHEREAS, in State Employment Relations Board case 2023-MED-03-0208, City of Johnstown and the Union have negotiated and reached tentative agreement for a collective bargaining agreement to be effective upon ratification and until December 31, 2025; and

WHEREAS, the City has been notified that the Union has ratified this collective bargaining agreement; and

WHEREAS, the City Manager has submitted the collective bargaining agreement, attached hereto as **Exhibit A**, to City Council for its approval under Ohio Revised Code Section 4117.10(B); and

WHEREAS, City Council finds it in the best interest of the City to approve the submission;

NOW, THEREFORE, BET IT RESOLVED BY THE COUNCIL OF THE CITY OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO; A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1. Pursuant to Ohio Revised Code Sec. 4117.10, the City of Johnstown Council hereby approves the collective bargaining agreement between the City of Johnstown and the Ohio Patrolmen's Benevolent Association attached hereto as **Exhibit A**;

Section 2. It is found and determined that all formal actions of this City Council, concerning and relating to the recommendation and adoption of this Resolution, were approved in an open meeting of this Council, and that meetings 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 of the City of Johnstown.

Date of Introduction: September 5, 2023
Public Hearing/Vote: September 5, 2023

BY: _____ _____
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

_____ _____
Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

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