Regular Council Meeting
Tuesday, December 12, 2023 - 6:30 PM
AGENDA

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Action on Minutes
    a. December 5, 2023
6. Citizen comments on matters not on the agenda
7. Council Committee reports
    a. **Rules:** 12/12/23
    b. **Finance:** 12/12/23; Next 1/16/24 @ 5:00 pm Admin office
    c. **Planning & Zoning:** Next 1/9/24 @ 6:30 pm Council Chambers
    d. **Design Review Board:** Next 1/9/24 @ 5:00 pm Council Chambers
8. Director Reports
    a. Police Chief
9. Tabled Legislation - None
10. Public Hearings of Legislation
    a. **ORDINANCE 23-2023** AN ORDINANCE TO AMEND CHAPTER 191 OF THE CITY'S CODIFIED ORDINANCES AND DECLARE IT AN EMERGENCY
    b. **RESOLUTION 2023-40** RESOLUTION AS REQUIRED BY O.R.C. 709.023(C) SETTING FORTH MUNICIPAL SERVICES THAT WILL BE PROVIDED TO __5.0___ +/- ACRES OF LAND IN MONROE TOWNSHIP (LICKING COUNTY), OHIO IF ANNEXED TO THE CITY OF JOHNSTOWN, OHIO
    c. **RESOLUTION 2023-41** A RESOLUTION TO APPROVE THE JOB POSITION, DESCRIPTION AND SALARY RANGE FOR POLICE ADMINISTRATIVE ASSISTANT
    d. **RESOLUTION 2023-42** A RESOLUTION TO APPOINT A CITY LAW DIRECTOR, CITY PROSECUTOR, MUNICIPAL COURT MAGISTRATE, CITY ENGINEER, AND CITY AUDITOR TO SERVE THE CITY AND ITS EMPLOYEES FOR THE YEAR 2024
11. Introduction of Legislation
    a. **ORDINANCE 24-2023** AN ORDINANCE TO APPROVE EXPENSES AND OTHER EXPENDITURES OF THE CITY OF JOHNSTOWN, LICKING COUNTY, STATE OF OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024
12. Other Business
13. Adjourn

Regular Council
Tuesday, December 5, 2023 - 6:30 PM
MINUTES

1. Call to Order
   Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for December 5, 2023 at 6:43 PM.
2. Roll Call
   Present - Mayor Donald Barnard, Jon Merriman, Sharon Hendren, Charlie Campbell, Bob Orsini, Nicole Shook, Ryan Green
   Absent - None

   Staff present - Sean Staneart - Acting City Manager, Dave Delande - Finance Director, Jack Liggett - Service Director, Rusty Smart - Chief of Police, Teresa Monroe - Clerk of Council

   Public present - Father Stephen Smith, Terri Fetters, Cyndi Duke, Marvin Block, Wesley Kobel, Tiffany Hollis, Jeff Barr
3. Invocation
   Father Stephen Smith offered the invocation.
4. Pledge of Allegiance
5. Action on Minutes
   a. November 21, 2023

ACTION:	Nicole Shook moved to approve as written; Donald Barnard seconded and the vote was as follows:
AYES:	Sharon Hendren, Ryan Green, Donald Barnard, Jon Merriman, Nicole Shook, Bob Orsini, Charlie Campbell
NOES:	None
ABSTAIN:	None

Passed 7 - 0

6. Citizen comments on matters not on the agenda
   No comments
7. Council Committee reports
   a. **Planning & Zoning:** 12/6/23 canceled
   b. **Safety & Service:** 12/5/23 @ 5:45 pm Admin conference room
   Discussed modification of a job description for a police department employee, unanimous approval from committee. Job description for Police Administrative Assistant approved.

c. **Finance:** Special 12/5/23 @ 4:30 Admin conference room
Continued work and review of 2024 budget, new version will be sent to committee by end of week. Finance to meet again next Tuesday, first reading of the budget ordinance at the next council meeting. Also discussed the failed city tax levy, further discussion to happen in other business tonight.

d. **Rules:** 12/5/23
Meeting cancelled, ran out of time, will reschedule.

e. **Park & Rec:** Met 12/4/23
Committee discussed the amphitheater, Raccoon Creek trail and Miles Estate.

f. **Tree Commission:** Met 11/30/23
Commission purchased two trees for planting at the new firehouse, discussion on Arbor Day 2024 and location for tree planting.

g. **Design Review Board:** Met 11/28/23
COA conditional approval for the NAPA building exterior, board condition that the entire building is painted, not just the front. Colors discussed with applicant and approved.

8. Director Reports

a. Service Department: Water, Sewer, Street, Service Director
Jack Liggett reviewed the Service Director report included with the packet. No comments or questions from the council.

9. Tabled Legislation - None

10. Public Hearings of Legislation

a. **RESOLUTION 2023-36** A RESOLUTION ESTABLISHING THE 2024 SCHEDULE OF HOLIDAYS FOR THE CITY OF JOHNSTOWN
Public Hearing: There were no comments either for or against the legislation.

ACTION:	Bob Orsini moved to pass resolution 2023-36 as written; Charlie Campbell seconded and the vote was as follows:
AYES:	Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren
NOES:	None
ABSTAIN:	None

Passed 7 – 0

b. **RESOLUTION 2023-37** A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL REGULAR CITY COUNCIL MEETINGS FOR THE 2024 CALENDAR YEAR
Public Hearing: There were no comments either for or against the legislation.

ACTION:	Donald Barnard moved to pass as written; Bob Orsini seconded and the vote was as follows:
AYES:	Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green,

	Sharon Hendren, Charlie Campbell
NOES:	None
ABSTAIN:	None

Passed 7 - 0

c. **<u>RESOLUTION 2023-38</u>** A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL REGULAR PLANNING & ZONING COMMISSION MEETINGS FOR THE 2024 CALENDAR YEAR

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

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

Passed 7 - 0

d. **<u>RESOLUTION 2023-39</u>** A RESOLUTION ESTABLISHING SUBMISSION DEADLINES FOR PLANNING & ZONING COMMISSION APPLICATIONS IN THE 2024 CALENDAR YEAR

Ryan Green said he would like to have the applications to zoning a week ahead of time.

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

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

Passed 7 - 0

11. Introduction of Legislation - None

12. Other Business

1. Council discussion on the failed tax ballot initiative in November, whether they should put it back on the ballot in March, and at what percentage. If not in March, then it could go on in November. Discussion on the potential for changing it to a two percent with fifty percent credit. Mr. Staneart noted that the positive financial impact on residents would be reduced if the credit were reduced. Discussion on voter percentages, the financial numbers and a future campaign timeline. Opinions shared by current council members as well as incoming council members. Mayor Barnard said it sounds like the majority of council wants to put the tax back on the March ballot, he said he would send out the forecast from RITA on the different percentages and credits to council members for review this week so they

have all the information.
2. Bob Orsini said he has reviewed the Council Rules of Order and went over the updates made by committee. He will send this out to all for review, committee will meet to finalize and forward to council for approval. Also under review is an ethics code, this will also be sent out for review.
3. Ryan Green thanked the service department for cleaning up the truck for the parade, it was a fun event. Sharon Hendren thanked them for hanging all of the Christmas wreaths, they look really nice.
4. Bob Orsini thanked all the folks who helped get all the lights up downtown, AEP and others, that it added to the festivities, it looks really nice.

13. Adjourn

With no further business, Mr. Orsini moved to adjourn, Ms. Hendren seconded and the meeting adjourned at 7:30 pm.

Next Council Meeting December 12, 2023

Director's Report November 2023

Training

State-mandated continued professional training (CPT):

- Ohio School Threat Assessment, Arrest, Search, and Seizure, Legal Updates.

Officer Fife completed 8 hours of Chemical Aerosol Instructor & 16 hours of Impact Weapons Instruction.

Officer Hargraves completed 8 hours of Stops and Approaches Instructor.

Social Media

Facebook

People reached: 206,976

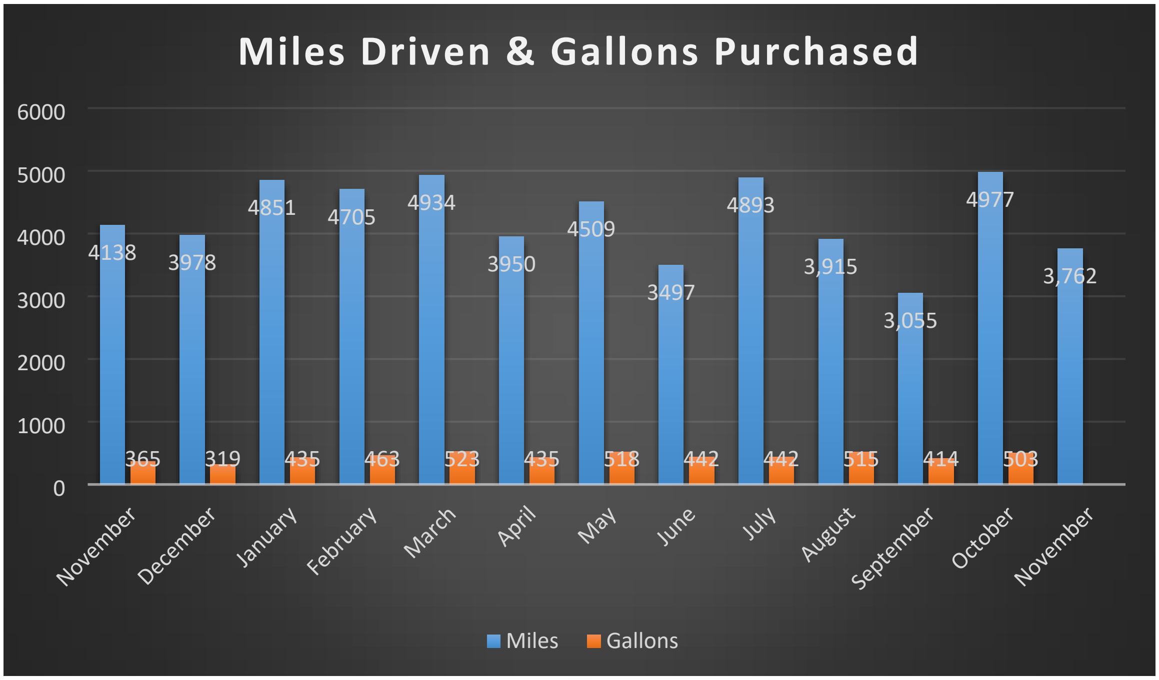
Post engagements: 20,993

New Followers: 226

Total Followers: 6,877

- The department had a LEADS audit completed and the department is in compliance.

Fuel & Miles



Gallons are unknown, November bill has not been received.

Fleet

All marked patrol cars drove a total of 3,762 miles within the City of Johnstown.

1. Idling time: 349 hours
2. Total engine on time: 531 hours
3. Engine off: 1079 hours
4. Daily average that a cruiser drove was 27 miles. The daily average driving time for a vehicle was 1 hour 19 minutes.

Statistics

	2022						2023												
	JUL	AUG/SEPT	OCT	NOV	DEC	TOTAL	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
Vehicle Accident	9	21	11	12	9	**62**	12	10	8	7	8	10	6	9	9	7	6		**92**
Theft	4	21	5	7	6	**43**	3	8	7	5	7	2	3	5	6	2	4		**52**
Domestic Violence	7	16	14	6	5	**48**	5	5	2	3	5	3	4	4	4	4	0		**39**
Assault	1	2	2	1	0	**6**	0	0	5	0	1	1	2	0	3	2	1		**15**
OVI	0	3	0	0	2	**5**	1	0	1	2	0	0	1	0	2	1	1		**9**
Burglary Alarm	16	50	11	25	17	**119**	11	7	10	8	18	8	10	10	3	17	7		**109**
Vandalism	2	18	5	3	0	**28**	1	3	2	2	2	0	1	0	3	2	3		**19**
Juvenile Complaint	1	9	3	2	0	**15**	0	1	4	4	2	3	3	6	5	5	2		**35**
Trespassing	1	6	0	3	0	**10**	3	1	4	0	3	2	2	3	3	0	2		**23**
Other Agency Assist	10	22	2	10	5	**49**	3	6	4	3	3	4	4	3	7	2	6		**45**
Warrant	1	2	1	2	2	**8**	6	2	1	1	1	1	1	0	1	0	2		**16**
Overdose	0	4	0	2	1	**7**	0	2	0	2	1	1	1	0	1	2	0		**10**
Suicide Threat	2	10	1	0	0	**13**	1	2	1	2	1	0	2	1	2	0	2		**14**
911 Hang Up/Misdial	31	70	29	30	38	**198**	41	26	21	36	53	45	37	38	28	12	14		**351**
Arrest	3	15	2	1	5	**26**	8	3	2	3	1	1	2	0	3	1	3		**27**
Traffic Stop	93	94	47	34	31	**299**	66	65	106	76	89	76	85	94	55	82	65		**859**
Citations	26	52	27	16	14	**135**	43	44	61	46	46	41	30	63	33	45	35		**487**

2023 Accidents

	DATE	LOCATION	NON INJURY	INJURY	UNOCUPPIED	HIT SKIP	CAD #
1	1/5/2023	W COSHOCTON ST @ 211 W COSHOCTON ST	X				2300007
2	1/5/2023	S MAIN ST/W PRATT ST		X			2300010
3	1/7/2023	N MAIN ST @ 8 N MAIN ST	X			X	2300014
4	1/7/2023	N MAIN ST /W COSHOCTON ST	X				2300020
5	1/11/2023	S MAIN ST/CONCORD RD		X			2300026
6	1/12/2023	S MAIN ST/CHAMBERS WAY	X				2300028
7	1/17/2023	W COSHOCTON ST/CLARK DR	X				2300034
8	1/21/2023	E COSHOCTON ST/SPORTSMAN CLUB RD	X				2300039
9	1/22/2023	NORTHVIEW DR @ 64 NORTHVIEW DR	X				2300040
10	1/24/2023	W COSHOCTON ST @ 233 W COSHOCTON ST	X				2300041
11	1/26/2023	SUNSET DR @ 186 SUNSET DR	X				2300043
12	1/28/2023	W COSHOCTON ST/N MAIN ST	X				2300048
12			**10**	**2**	**0**	**1**	

1	2/2/2023	N MAIN ST/E COSHOCTON ST	X				2023-312
2	2/2/2023	S MAIN ST/E COLLEGE AV	X				2023-315
3	2/3/2023	N MAIN ST/W COSHOCTON ST	X				2023-328
4	2/5/2023	W COSHOCTON ST/CLARK DR	X			X	2023-336
5	2/8/2023	POST OFFICE ALLEY @ 53 S KASSON ST	X				2023-357
6	2/12/2023	800 W COSHOCTON ST	X			X	2023-391
7	2/15/2023	E COSHOCTON ST @ 95 E COSHOCTON ST	X				2023-412
8	2/22/2023	W COSHOCTON ST/WOODGATE CT		X			2023-483
9	2/22/2023	W COSHOCTON ST/MEADOW LN	X				2023-484
10	2/27/2023	E COSHOCTON ST/N MAIN ST	X				2023-539
10			9	1	0	2	

	DATE	LOCATION	NON INJURY	INJURY	UNOCUPPIED	HIT SKIP	CAD #
1	3/2/2023	S MAIN ST @ 65 S MAIN ST	X			X	2023-565
2	3/9/2023	211 W COSHOCTON ST		X			2023-632
3	3/13/2023	W COSHOCTON ST @ 708 W COSHOCTON ST	X				2023-673
4	3/13/2023	W COSHOCTON ST @ BENEDICT DR	X				2023-528
5	3/15/2023	N OREGON ST @ E MAPLE ST	X				2023-693
6	3/20/2023	S MAIN ST @ E COSHOCTON ST	X				2023-770
7	3/21/2023	N MAIN ST @ W COSHOCTON ST	X				2023-777
8	3/23/2023	725 W COSHOCTON ST			X	X	2023-788
8			6	1	1	2	

1	4/2/2023	W COSHOCTON ST @ CLARK DR		X			2023-899
2	4/6/2023	BIGELOW DR @ 125	X		X		2023-935
3	4/8/2023	W COSHOCTON ST @ S MAIN ST	X				2023-963
4	4/14/2023	8 N MAIN ST	X				2023-1018
5	4/16/2023	E COSHOCTON ST @ 129	X				2023-774
6	4/20/2023	W COSHOCTON ST @ S MAIN ST	X				2023-1078
7	4/21/2023	S KASSON ST @ E COLLEGE AVE	X				2023-1087
7			6	1	1	0	

1	5/8/2023	W COSHOCTON ST @ N OREGON ST	X				2023-1241
2	5/9/2023	S MAIN ST @ E COSHOCTON ST	X				2023-1253
3	5/11/2023	S KASSON ST @ 132	X				2023-1284
4	5/17/2023	FOX DR @ RED FOX CT	X				2023-1349
5	5/19/2023	S MAIN ST @ 16	X				2023-1373
6	5/20/2023	E COLLEGE AVE @ S KASSON ST	X				2023-1392
7	5/25/2023	W COSHOCTON ST @ S WILLIAMS ST	X				2023-1480
8	5/30/2023	W COSHOCTON ST @ N OREGON ST	X				2023-1541
8			8	0	0	0	

1	11/8/2023	PARKDALE DR @ 132			X	X	2023-3193
2	11/9/2023	US 62 @ 11891	X				2023-3196
3	11/10/2023	797 W COSHOCTON ST			X	X	2023-3203
4	11/17/2023	W COSHOCTON ST @ MEADOW LN	X				2023-3258
5	11/19/2023	800 W COSHOCTON ST	X				2023-3283
6	11/22/2023	715 W COSHOCTON ST			X	X	2023-3308
6			3	0	3	3	

	DATE	LOCATION	NON INJURY	INJURY	UNOCUPPIED	HIT SKIP	CAD #
1	6/3/2023	W JERSEY @ 146	X				2023-1576
2	6/5/2023	W COSHOCTON ST @ N MAIN ST	X				2023-1593
3	6/11/2023	N MAIN ST @ W COSHOCTON ST	X				2023-1652
4	6/12/2023	800 W COSHOCTON ST	X			X	2023-1671
5	6/14/2023	W COSHOCTON ST @ 907	X				2023-1696
6	6/14/2023	E COSHOCTON ST @ POST OFC ALLEY	X				2023-1689
7	6/17/2023	W COSHOCTON ST @ N MAIN ST	X				2023-1725
8	6/23/2023	495 E COSHOCTON ST	X				2023-1795
9	6/26/2023	E COSHOCTON ST @ N MAIN ST	X				2023-1840
10	6/29/2023	W COLLEGE AV @ S OREGON ST	X				2023-1859
10			10	0	0	1	

1	7/7/2023	E COSHOCTON ST @ N MAIN ST	X				2023-1956
2	7/11/2023	N MAIN ST@ W COSHOCTON ST	X			X	2023-1999
3	7/13/2023	N MAIN ST@ W COSHOCTON ST	X				2023-2014
4	7/19/2023	E COSOCTON ST @ 8 N MAIN ST	X				2023-2081
5	7/21/2023	W COSHOCTON ST @ 370	X				2023-2100
6	7/23/2023	W COSHOCTON ST @ 800	X				2023-2119
6			6	0	0	1	

1	8/4/2023	W COSHOCTON ST @ 708	X				2023-2222
2	8/4/2023	W COSHOCTON ST @ 907		X			2023-2224
3	8/6/2023	PARKSIDE DR @ NORTHVIEW DR	X				2023-2249
4	8/9/2023	N MAIN ST @ E MAPLE ST		X			2023-2296
5	8/10/2023	W COSHOCTON ST @ CLARK DR	X				2023-2313
6	8/15/2023	N MAIN ST @ W COSHOCTON ST	X				2023-2372
7	8/17/2023	E COSHOCTON ST @ POST OFC ALLEY	X				2023-2376
8	8/19/2023	W COSHOCTON ST @ MEADOW LN		x		x	2023-2408
9	8/21/2023	W COSHOCTON ST @ 907	X				2023-2451
9			6	3	0	1	

	DATE	LOCATION	NON INJURY	INJURY	UNOCUPPIED	HIT SKIP	CAD #
1	9/1/2023	S MAIN ST @ 390		X			2023-2568
2	9/13/2023	N MAIN ST @ PERSHING DR	X				2023-2695
3	9/15/2023	W COSHOCTON ST @ S OREGON ST	X				2023-2712
4	9/17/2023	S MAIN ST @ W COSHOCTON ST	X				2023-2724
5	9/19/2023	429 E COSHOCTON ST	X			X	2023-2745
6	9/21/2023	N MAIN ST @ 8	X			X	2023-2764
7	9/24/2023	MEADOW LN @ 66	X				2023-2806
8	9/26/2023	233 W COSHOCTON ST	X				2023-2817
9	9/30/2023	802 COLE DR	X				2023-2847
9			8	1	0	2	

1	10/1/2023	S MAIN ST @ 65	X				2023-2860
2	10/19/2023	ELM ST @ RICE ST	X				2023-3012
3	10/20/2023	W COSHOCTON ST @ N MAIN ST	X				2023-3024
4	10/21/2023	W COSHOCTON ST @ N MAIN ST		X			2023-3040
5	10/25/2023	SARATOGA DR @ MEADOW LN	X				2023-3074
6	10/27/2023	800 W COSHOCTON ST		X			2023-3094
7	10/28/2023	W COSHOCTON ST @ 730	X				2023-3110
7			5	2	0	0	

City of Johnstown
Administrative Offices
www.johnstownohio.org

CITY OF JOHNSTOWN

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

ORDINANCE 23-2023

AN ORDINANCE TO AMEND CHAPTER 191 OF THE CITY'S CODIFIED ORDINANCES AND DECLARE IT AN EMERGENCY

WHEREAS, the General Assembly comprehensively reviewed and amended Chapter 718 of the Ohio Revised Code by enacting HB 33 in 2023, and mandated that municipal income tax codes be amended by January 1, 2024 such that any income or withholding tax is "levied in accordance with the provisions and limitations specified in [Chapter 718]"; and

WHEREAS, upon a detailed review of HB 33, and the Codified Ordinances of the City of Johnstown, this Ordinance is found and determined by this Council to enact the amendments required to be in accord with the provisions and limitations specified in Chapter 718 of the Revised Code.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO, AS FOLLOWS:

Section 1: That Chapter 191 of the City of Johnstown's Codified Ordinances be amended as provided in Exhibit A.

Section 2: That this Ordinance is declared to be an emergency measure necessary to provide for the public peace, safety, health and welfare of the City, and for the further reason that such action is necessary to be implemented by January 1, 2024, and as such will be in full force and effect immediately upon its passage.

Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Johnstown, Licking County, Ohio.

Date of Introduction/Public Hearing/Vote: December 12, 2023

BY: ______________________ ____________________________
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

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

191.042 DETERMINING MUNICIPAL TAX FOR BUSINESSES.

(A) This division applies to any taxpayer engaged in a business or profession in the Village of Johnstown, unless the taxpayer is an individual who resides in the Village of Johnstown or the taxpayer is an electric company, combined company, or telephone company that is subject to and required to file reports under Chapter 5745. of the ORC.

(1) Except as otherwise provided in division (A)(2) and division (8) of this section, net profit from a business or profession conducted both within and without the boundaries of the Village of Johnstown shall be considered as having a taxable situs in the Village of Johnstown for purposes of municipal income taxation in the same proportion as the average ratio of the following:

(a) The average original cost of the real property and tangible personal property owned or used by the taxpayer in the business or profession in the Village of Johnstown during the taxable period to the average original cost of all of the real and tangible personal property owned or used by the taxpayer in the business or profession during the same period, wherever situated.

As used in the preceding paragraph, tangible personal or real property shall include property rented or leased by the taxpayer and the value of such property shall be determined by multiplying the annual rental thereon by eight;

(b) Wages, salaries, and other compensation paid during the taxable period to individuals employed in the business or profession for services performed in the Village of Johnstown to wages, salaries, and other compensation paid during the same period to individuals employed in the business or profession, wherever the individual's services are performed, excluding compensation from which taxes are not required to be withheld under Section 191.052 (A);

(c) Total gross receipts of the business or profession from sales and rentals made and services performed during the taxable period in the Village of Johnstown to total gross receipts of the business or profession during the same period from sales, rentals, and services, wherever made or performed.

(2) (a) If the apportionment factors described in division (A)(1) of this section do not fairly represent the extent of a taxpayer's business activity in the Village of Johnstown, the taxpayer may request, or the Tax Administrator of the Village of Johnstown may require, that the taxpayer use, with respect to all or any portion of the income of the taxpayer, an alternative apportionment method involving one or more of the following:

(i) Separate accounting;

(ii) The exclusion of one or more of the factors;

(iii) The inclusion of one or more additional factors that would provide for a more fair apportionment of the income of the taxpayer to the municipal corporation;

(iv) A modification of one or more of the factors.

(b) A taxpayer request to use an alternative apportionment method shall be in writing and shall accompany a tax return, timely filed appeal of an assessment, or timely filed amended tax return. The taxpayer may use the requested alternative method unless the Tax Administrator denies the request in an assessment issued within the period prescribed by Section 191.13(A).

(c) The Tax Administrator may require a taxpayer to use an alternative apportionment method as described in division (A)(2)(a) of this section, but only by issuing an assessment to the taxpayer within the period prescribed by Section 191.13 (A).

(d) Nothing in division (A)(2) of this section nullifies or otherwise affects any alternative apportionment arrangement approved by a the Tax Administrator or otherwise agreed upon by both the Tax Administrator and taxpayer before January 1, 2016.

(3) As used in division (A)(1)(b) of this section, "wages, salaries, and other compensation" includes only wages, salaries, or other compensation paid to an employee for services performed at any of the following locations:

(a) A location that is owned, controlled, or used by, rented to, or under the possession of one of the following:

(i) The employer;

(ii) A vendor, customer, client, or patient of the employer, or a related member of such a vendor, customer, client, or patient;

(iii) A vendor, customer, client, or patient of a person described in (A)(3)(a)(ii) of this section, or a related member of such a vendor, customer, client, or patient.

(b) Any location at which a trial, appeal, hearing, investigation, inquiry, review, court-martial, or similar administrative, judicial, or legislative matter or proceeding is being conducted, provided that the compensation is paid for services performed for, or on behalf of, the employer or that the employee's presence at the location directly or indirectly benefits the employer;

(c) Any other location, if the Tax Administrator determines that the employer directed the employee to perform the services at the other location in lieu of a location described in division (A) (3)(a) or (b) of this section solely in order to avoid or reduce the employer's municipal income tax liability. If the Tax Administrator makes such a determination, the employer may dispute the determination by establishing, by a preponderance of the evidence, that the Tax Administrator's determination was unreasonable.

(4) For the purposes of division (A)(1)(c) of this section, and except as provided in division (8) of this section, receipts from sales and rentals made and services performed shall be sitused to a municipal corporation as follows:

(a) Gross receipts from the sale of tangible personal property shall be sitused to the municipal corporation in which the sale originated. For the purposes of this division, a sale of property originates in the Village of Johnstown if, regardless of where title passes, the property meets any of the following criteria:

(i) The property is shipped to or delivered within the Village of Johnstown from a stock of goods located within the Village of Johnstown.

(ii) The property is delivered within the Village of Johnstown from a location outside the Village of Johnstown, provided the taxpayer is regularly engaged through its own employees in the solicitation or promotion of sales within the Village of Johnstown and the sales result from such solicitation or promotion.

(iii) The property is shipped from a place within the Village of Johnstown to purchasers outside the municipal corporation, provided that the taxpayer is not, through its own employees, regularly engaged in the solicitation or promotion of sales at the place where delivery is made.

(b) Gross receipts from the sale of services shall be sitused to the Village of Johnstown to the extent that such services are performed in the Village of Johnstown.

(c) To the extent included in income, gross receipts from the sale of real property located in the Village of Johnstown shall be sitused to the Village of Johnstown.

(d) To the extent included in income, gross receipts from rents and royalties from real property located in the Village of Johnstown shall be sitused to the Village of Johnstown.

(e) Gross receipts from rents and royalties from tangible personal property shall be sitused to the Village of Johnstown based upon the extent to which the tangible personal property is used in the Village of Johnstown.

(5) The net profit received by an individual taxpayer from the rental of real estate owned directly by the individual, or by a disregarded entity owned by the individual, shall be subject to the Village of Johnstown's tax only if the property generating the net profit is located in the Village of Johnstown or if the individual taxpayer that receives the net profit is a resident of the Village of Johnstown. The Village of Johnstown shall allow such taxpayers to elect to use separate accounting for the purpose of calculating net profit sitused under this division to the municipal corporation in which the property is located.

(6) (a) Commissions received by a real estate agent or broker relating to the sale, purchase, or lease of real estate shall be sitused to the municipal corporation in which the real estate is located. Net profit reported by the real estate agent or broker shall be allocated to the Village of Johnstown, if applicable, based upon the ratio of the commissions the agent or broker received from the sale, purchase, or lease of real estate located in the Village of Johnstown to the commissions received from the sale, purchase, or lease of real estate everywhere in the taxable year.

(b) An individual who is a resident of the Village of Johnstown shall report the individual's net profit from all real estate activity on the individual's annual tax return for the Village of Johnstown. The individual may claim a credit for taxes the individual paid on such net profit to another municipal corporation to the extent that such a credit is allowed under this chapter.

(7) When calculating the ratios described in division (A)(1) of this section for the purposes of that division or division (A)(2) of this section, the owner of a disregarded entity shall include in the owner's ratios the property, payroll, and gross receipts of such disregarded entity.

(8) (a) As used in this division:

(i) "Qualifying remote employee or owner" means an individual who is an employee of a taxpayer or who is a partner or member holding an ownership interest in a taxpayer that is treated as a partnership for federal income tax purposes, provided that the individual meets both of the following criteria:

(1) The taxpayer has assigned the individual to a qualifying reporting location.

(2) The individual is permitted or required to perform services for the taxpayer at a qualifying remote work location.

(ii) "Qualifying remote work location" means a permanent or temporary location at which an employee or owner chooses or is required to perform services for the taxpayer, other than a reporting location of the taxpayer or any other location owned or controlled by a customer or client of the taxpayer. "Qualifying remote work location" may include the residence of an employee or owner and may be located outside of a municipal corporation that imposes an income tax in accordance with this chapter. An employee or owner may have more than one qualifying remote work location during a taxable year.

(iii) "Reporting location" means either of the following:

(1) A permanent or temporary place of doing business, such as an office, warehouse, storefront, construction site, or similar location, that is owned or controlled directly or indirectly by the taxpayer;

(2) Any location in this state owned or controlled by a customer or client of the taxpayer, provided that the taxpayer is required to withhold taxes under Section (d) of this chapter, on qualifying wages paid to an employee for the performance of personal services at that location.

(iv) "Qualifying reporting location" means one of the following:

(1) The reporting location in this state at which an employee or owner performs services for the taxpayer on a regular or periodic basis during the taxable year;

(2) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) of this section, the reporting location in this state at which the employee's or owner's supervisor regularly or periodically reports during the taxable year;

(3) If no reporting location exists in this state for an employee or owner under division (G)(1)(d)(i) or (ii) of this section, the location that the taxpayer otherwise assigns as the employee's or owner's qualifying reporting location, provided the assignment is made in good faith and is recorded and maintained in the taxpayer's business records. A taxpayer may change the qualifying reporting location designated for an employee or owner under this division at any time.

(b) For tax years ending on or after December 31, 2023, a taxpayer may elect to apply the provisions of this division to the apportionment of its net profit from a business or profession. For taxpayers that make this election, the provisions of division (F) of this section apply to such apportionment except as otherwise provided in this division.

A taxpayer shall make the election allowed under this division in writing on or with the taxpayer's net profit return or, if applicable, a timely filed amended net profit return or a timely filed appeal of an assessment. The election applies to the taxable year for which that return or appeal is filed and for all subsequent taxable years, until the taxpayer revokes the election.

The taxpayer shall make the initial election with the tax administrator of each municipal corporation with which, after applying the apportionment provisions authorized in this division, the taxpayer is required to file a net profit tax return for that taxable year. A taxpayer shall not be required to notify the tax administrator of a municipal corporation in which a qualifying remote employee's or owner's qualifying remote work location is located, unless the taxpayer is otherwise required to file a net profit return with that municipal corporation due to business operations that are unrelated to the employee's or owner's activity at the qualifying remote work location.

After the taxpayer makes the initial election, the election applies to every municipal corporation in which the taxpayer conducts business. The taxpayer shall not be required to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in such municipal corporation.

Nothing in this division prohibits a taxpayer from making a new election under this division after properly revoking a prior election.

(c) For the purpose of calculating the ratios described in division (F)(1) of this section, all of the following apply to a taxpayer that has made the election described in division (G)(2):

(i) For the purpose of division (F)(1)(a) of this section, the average original cost of any tangible personal property used by a qualifying remote employee or owner at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(ii) For the purpose of division (F)(1)(b) of this section, any wages, salaries, and other compensation paid during the taxable period to a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(iii) For the purpose of division (F)(1)(c) of this section, and notwithstanding division (F)(4) of this section, any gross receipts of the business or profession from services performed during the taxable period by a qualifying remote employee or owner for services performed at that individual's qualifying remote work location shall be sitused to that individual's qualifying reporting location.

(d) Nothing in this division prevents a taxpayer from requesting, or a tax administrator from requiring, that the taxpayer use, with respect to all or a portion of the income of the taxpayer, an alternative apportionment method as described in division (F)(2) of this section. However, a tax administrator shall not require an alternative apportionment method in such a manner that it would require a taxpayer to file a net profit return with a municipal corporation solely because a qualifying remote employee's or owner's qualifying remote work location is located in that municipal corporation.

(e) Except as otherwise provided in this division, nothing in this division is intended to affect the withholding of taxes on qualifying wages pursuant to Section (d) of this chapter.

(9) Intentionally left blank.

(Ord. 20-2015. Passed 11-3-15.)

191.061 ANNUAL RETURN.

* * *

(G) (1) (a) Except as otherwise provided in this chapter, each individual income tax return required to be filed under this section shall be completed and filed as required by the Tax Administrator on or before the date prescribed for the filing of state individual income tax returns under division (G) of Section 5747.08 of the ORC. The taxpayer shall complete and file the return or notice on forms prescribed by the Tax Administrator or on generic forms, together with remittance made payable to the Village of Johnstown. No remittance is required if the net amount due is ten dollars or less.

(b) Except as otherwise provided in this chapter, each annual net profit return required to be filed under this section by a taxpayer that is not an individual shall be completed and filed as required by the Tax Administrator on or before the fifteenth day of the fourth month following the end of the taxpayer's taxable year. The taxpayer shall complete and file the return or notice on forms prescribed by the Tax Administrator or on generic forms, together with remittance made payable to the Village of Johnstown. No remittance is required if the net amount due is ten dollars or less.

(2) Any taxpayer that has duly requested an automatic six-month extension for filing the taxpayer's federal income tax return shall automatically receive an extension for the filing of the Village of Johnstown's income tax return. The extended due date of the Village of Johnstown's income tax return shall be the 15th day of the tenth month after the last day of the taxable year to which the return relates. For tax years ending on or after January 1, 2023, the extended due date of the City’s income tax return for a taxpayer that is not an individual shall be the 15^{th} day of the eleventh month after the last day of the taxable year to which the return relates. An extension of time to file under this division is not an extension of the time to pay any tax due unless the Tax Administrator grants an extension of that date.

(a) A copy of the federal extension request shall be included with the filing of the Village of Johnstown's income tax return.

(b) A taxpayer that has not requested or received a six-month extension for filing the taxpayer's federal income tax return may request that the Tax Administrator grant the taxpayer a six-month extension of the date for filing the taxpayer's Village of Johnstown income tax return. If the request is received by the Tax Administrator on or before the date the Village of Johnstown income tax return is due, the Tax Administrator shall grant the taxpayer's requested extension.

(3) If the tax commissioner extends for all taxpayers the date for filing state income tax returns under division (G) of Section 5747.08 of the ORC, a taxpayer shall automatically receive an extension for the filing of a Village of Johnstown's income tax return. The extended due date of the Village of Johnstown's income tax return shall be the same as the extended due date of the state income tax return.

(4) If the Tax Administrator considers it necessary in order to ensure the payment of the tax imposed by the Village of Johnstown, the Tax Administrator may require taxpayers to file returns and make payments otherwise than as provided in this division, including taxpayers not otherwise required to file annual returns.

(5) If a taxpayer receives an extension for the filing of a municipal income tax return under this section, the tax administrator shall not make any inquiry or send any notice to the taxpayer with regard to the return on or before the date the taxpayer files the return or on or before the extended due date to file the return, whichever occurs first.

If a tax administrator files section (5), the municipal corporation shall reimburse the taxpayer for any reasonable costs incurred to respond to such inquiry or notice, up to $150.

This division does not apply to an extension received under section (2) of this division if the tax administrator has actual knowledge that the taxpayer failed to file for a federal extension as required to receive the extension under section (2) of this division or failed to file for an extension under this division.

(6) To the extent that any provision in this division (G) of this section conflicts with any provision in Section 191.063, the provisions in Section 191.063 prevail.

(H) (1) For taxable years beginning after 2015, the Village of Johnstown shall not require a taxpayer to remit tax with respect to net profits if the net amount due is ten dollars or less.

(2) Any taxpayer not required to remit tax to the Village of Johnstown for a taxable year pursuant to division (H)(1) of this section shall file with the Village of Johnstown an annual net profit return under division (F)(3) of this section.

(I) If a payment is required to be made by electronic funds transfer, the payment is considered to be made when the payment is credited to an account designated by the Tax Administrator for the receipt of tax payments, except that, when a payment made by electronic funds transfer is delayed due to circumstances not under the control of the taxpayer, the payment is considered to be made when the taxpayer submitted the payment. This division shall not apply to payments required to be made under division (B)(1)(a) of Section 191.05 or provisions for semi-monthly withholding.

(J) Taxes withheld for the Village of Johnstown by an employer, the agent of an employer, or other payer as described in Section 191.05 shall be allowed to the taxpayer as credits against payment of the tax imposed on the taxpayer by the Village of Johnstown, unless the amounts withheld were not remitted to the Village of Johnstown and the recipient colluded with the employer, agent, or other payer in connection with the failure to remit the amounts withheld.

(K) Each return required by the Village of Johnstown to be filed in accordance with this division shall include a box that the taxpayer may check to authorize another person, including a tax return preparer who prepared the return, to communicate with the Tax Administrator about matters pertaining to the return.

(L) The Tax Administrator shall accept for filing a generic form of any income tax return, report, or document required by the Village of Johnstown, provided that the generic form, once completed and filed, contains all of the information required by ordinance, resolution, or rules and regulations adopted by the Village of Johnstown or the Tax Administrator, and provided that the taxpayer or tax return preparer filing the generic form otherwise complies with the provisions of this chapter and of the Village of Johnstown's ordinance, resolution, or rules and regulations governing the filing of returns, reports, or documents.

(Ord. 20-2015. Passed 11-3-15.)

191.19 INTEREST AND PENALTIES.

(A) As used in this section:

(1) "Applicable law" means this chapter, the resolutions, ordinances, codes, directives, instructions, and rules adopted by the Village of Johnstown provided they impose or directly or indirectly address the levy, payment, remittance, or filing requirements of the Village of Johnstown.

(2) "Federal short-term rate" means the rate of the average market yield on outstanding marketable obligations of the United States with remaining periods to maturity of three years or less, as determined under Section 1274 of the Internal Revenue Code, for July of the current year.

(3) "Income tax," "estimated income tax," and "withholding tax" means any income tax, estimated income tax, and withholding tax imposed by the Village of Johnstown pursuant to applicable law, including at any time before January 1, 2016.

(4) "Interest rate as described in division (A) of this section" means the federal short-term rate, rounded to the nearest whole number percent, plus five percent. The rate shall apply for the calendar year next following the July of the year in which the federal short-term rate is determined in accordance with division (A)(2) of this section.

(5) "Return" includes any tax return, report, reconciliation, schedule, and other document required to be filed with a the Tax Administrator or Village of Johnstown by a taxpayer, employer, any agent of the employer, or any other payer pursuant to applicable law, including at any time before January 1, 2016.

(6) "Unpaid estimated income tax" means estimated income tax due but not paid by the date the tax is required to be paid under applicable law.

(7) "Unpaid income tax" means income tax due but not paid by the date the income tax is required to be paid under applicable law.

(8) "Unpaid withholding tax" means withholding tax due but not paid by the date the withholding tax is required to be paid under applicable law.

(9) "Withholding tax" includes amounts an employer, any agent of an employer, or any other payer did not withhold in whole or in part from an employee's qualifying wages, but that, under applicable law, the employer, agent, or other payer is required to withhold from an employee's qualifying wages.

(B) (1) This section applies to the following:

(a) Any return required to be filed under applicable law for taxable years beginning on or after January 1, 2016;

(b) Income tax, estimated income tax, and withholding tax required to be paid or remitted to the Village of Johnstown on or after January 1, 2016.

(2) This section does not apply to returns required to be filed or payments required to be made before January 1, 2016, regardless of the filing or payment date. Returns required to be filed or payments required to be made before January 1, 2016, but filed or paid after that date shall be subject to the ordinances or rules and regulations, as adopted before January 1, 2016, of the Village of Johnstown to which the return is to be filed or the payment is to be made.

(C) Should any taxpayer, employer, agent of the employer, or other payer for any reason fail, in whole or in part, to make timely and full payment or remittance of income tax, estimated income tax, or withholding tax or to file timely with the Village of Johnstown any return required to be filed, the following penalties and interest shall apply:

(1) Interest shall be imposed at the rate described in division (A) of this section, per annum, on all unpaid income tax, unpaid estimated income tax, and unpaid withholding tax.

(2) (a) With respect to unpaid income tax and unpaid estimated income tax, the Village of Johnstown may impose a penalty equal to fifteen percent (15%) of the amount not timely paid.

(b) With respect to any unpaid withholding tax, the Village of Johnstown may impose a penalty equal to fifty percent (50%) of the amount not timely paid.

(3) (a) For tax years ending on or before December 31, 2023, with respect to returns other than estimated income tax returns, the Village of Johnstown may impose a penalty of $25 for each failure to timely file each return, regardless of the liability shown thereon for each month, or any fraction thereof, during which the return remains unfiled regardless of the liability shown thereon. The penalty shall not exceed $150 for each failure.

(b) For tax years ending on or after January 1, 2023, with respect to returns other than estimated income tax returns, the City shall impose a penalty not exceeding $25 for each failure to timely file each return, regardless of the liability shown thereon, except that the City shall abate or refund the penalty assessed on a taxpayer's first failure to timely file a return after the taxpayer files that return.

(D) Nothing in this section requires the Village of Johnstown to refund or credit any penalty, amount of interest, charges, or additional fees that the Village of Johnstown has properly imposed or collected before January 1, 2016.

(E) Nothing in this section limits the authority of the Village of Johnstown to abate or partially abate penalties or interest imposed under this section when the Tax Administrator determines, in the Tax Administrator's sole discretion, that such abatement is appropriate.

(F) By the 31st day of October of each year the Village of Johnstown shall publish the rate described in division (A) of this section applicable to the next succeeding calendar year.

(G) The Village of Johnstown may impose on the taxpayer, employer, any agent of the employer, or any other payer the Village of Johnstown's post-judgment collection costs and fees, including attorney's fees.

(Ord. 20-2015. Passed 11-3-15.)

191.44 ELECTION TO BE SUBJECT TO R.C. 718.80 TO 718.95

(a) The City hereby adopts and incorporates herein by reference Sections 718.80 to 718.95 of the Ohio Revised Code for tax years beginning on or after January 1, 2018.

(b) A taxpayer, as defined in division (c) of this section, may elect to be subject to Sections 718.80 to 718.95 of the Ohio Revised Code in lieu of the provisions of this Ordinance.

(c) "Taxpayer" has the same meaning as in section 718.01 of the Ohio Revised Code, except that "taxpayer" does not include natural persons or entities subject to the tax imposed under Chapter 5745 of the Ohio Revised Code. "Taxpayer" may include receivers, assignees, or trustees in bankruptcy when such persons are required to assume the role of a taxpayer.

City of Johnstown
Administrative Offices
Johnstownohio.org

CITY OF JOHNSTOWN

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

RESOLUTION 2023-40

RESOLUTION AS REQUIRED BY O.R.C. 709.023(C) SETTING FORTH MUNICIPAL SERVICES THAT WILL BE PROVIDED TO __5.0___ +/- ACRES OF LAND IN MONROE TOWNSHIP (LICKING COUNTY), OHIO IF ANNEXED TO THE CITY OF JOHNSTOWN, OHIO

WHEREAS, a petition was filed with the Licking County Board of County Commissioners on December 5, 2023, requesting annexation to the City of Johnstown, Ohio of __5.0__+/- acres of land in Monroe Township owned by Martin V. & Lora K. Hamparian (the "Property", a description of which is attached hereto as Exhibit "A" and made a part hereof); and

WHEREAS, Ohio Revised Code Section 709.023(C) requires the legislative authority of the municipal corporation to which the annexation is proposed to adopt an ordinance or resolution within 20 days of a petition for annexation being filed with the Board of County Commissioners, stating what services the municipal corporation will provide to the territory proposed for annexation upon annexation and an approximate date upon which it will provide them.

NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Johnstown, Licking County, State of Ohio, that:

SECTION I: The City of Johnstown will provide the following municipal services for the Property upon annexation of said area to the City of Johnstown.

Sewer: Sanitary sewer service and storm sewer service are not currently available from the City of Johnstown to the territory proposed for annexation. Although the City's wastewater treatment plant has capacity to service the area proposed for annexation, the necessary sanitary sewer service lines and related facilities currently do not exist in proximity to the Property. Similarly, storm sewer lines and related facilities do not exist in proximity to the Property. Extensions of sanitary service lines and necessary appurtenances and extensions of storm sewer service lines and necessary appurtenances from existing and/or future municipal facilities to the Property proposed for annexation will require construction through privately owned properties and/or public rights-of-way or easements at a cost which has not been determined. All sanitary sewer lines and necessary appurtenances as well as all storm sewer lines and necessary appurtenances may be required to be constructed by owner(s) or by developer(s) of all or any portion of the Property or the City of Johnstown may determine that it will construct all or portions of the same, or construction may be completed by some combination of the private owner(s)/developer(s) and the City of Johnstown, as determined at a later date. Additionally, any easements necessary to extend said lines and for placement of necessary appurtenances will need to be obtained by owner(s) or by developer(s) of all or any portion of the Property or by the City of Johnstown, or by some combination of the private owner(s)/developer(s) and the City of Johnstown, as determined at a later date.

Accordingly, the actual date upon which said sanitary sewer service and storm sewer service can be provided is indeterminate, but will be no earlier than March 1, 2024.

Water: Water service is not currently available from the City of Johnstown to the portions of the territory proposed for annexation. Although the City's water plant has capacity to service the Property, it is exploring updates to is water treatment plant and the necessary water service lines and related facilities currently do not exist in proximity to all areas needed to serve the Property. Extensions of water service lines and necessary appurtenances and extensions from existing and/or future municipal facilities to the Property proposed for annexation will require construction through privately owned properties and/or public rights-of-way or easements at a cost which has not been determined. All water lines and necessary appurtenances may be required to be constructed by owner(s) or by developer(s) of all or any portion of the Property or the City of Johnstown may determine that it will construct all or portions of the same, or construction may be completed by some combination of the private owner(s)/developer(s) and the City of Johnstown, as determined at a later date. Additionally, any easements necessary to extend said lines and for placement of necessary appurtenances will need to be obtained by owner(s) or by developer(s) of all or any portion of the Property or by the City of Johnstown, or by some combination of the private owner(s)/developer(s) and the City of Johnstown, as determined at a later date. Accordingly, the actual date upon which said water service can be provided is indeterminate, but will be no earlier than March 1, 2024.

Police: The City of Johnstown has police services available and will provide police protection for the Property upon acceptance of the annexation of the Property.

Zoning: The City of Johnstown has zoning and planning services available and will provide zoning and planning services to the Property if annexed. If the City of Johnstown permits uses on the Property that the City of Johnstown determines are clearly incompatible with the uses permitted under current county or township zoning regulations applicable to land that is adjacent to the Property which remains within Monroe Township, the City of Johnstown will require, in the zoning ordinance permitting the incompatible uses, the owner(s) of the Property to provide a buffer separating the portions of the Property that contain the incompatible use(s) and the adjacent land remaining within Monroe Township. For the purpose of this requirement, "buffer" may include open space, landscaping, fences, walls, and other structured elements, streets and street rights-of-way; bicycle and pedestrian paths and sidewalks, or some combination of any of them.

Streets & Roadways: Upon annexation of the Property, maintenance will be provided by the City of Johnstown (a) for rights-of-way and streets, highways, and related improvements that exist wholly or partially within the Property and municipal limits, and (b) to future public rights-of-way and streets within the boundaries of the Property. If a street or highway will be divided or segmented by the boundary line between a township and Johnstown so as to create a road maintenance problem, the City of Johnstown agrees as a condition of the annexation to assume the maintenance of that street or highway unless it remains the responsibility of a township, Licking County, State of Ohio, or a separate municipality in accordance with an existing or future legally effective agreement or is otherwise required by law.

SECTION II: The City Clerk is directed to file a copy of this Resolution with the Licking County Board of Commissioners promptly upon its passage and execution.

SECTION III: It is found and determined that all formal actions of this Council concerning or relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, pursuant to Section 4.04(a) of the Charter of the City of Johnstown, this Resolution shall be in effect immediately after its adoption.

Date of Introduction/Public Hearing/Vote: December 12, 2023

By:____________________________

____
Mayor Donald Barnard

ATTEST TO:

____
Teresa Monroe, Clerk of Council

APPROVED AS TO FORM:

____
Yazan Ashrawi, Law Director

EXPEDITED TYPE II PETITION FOR ANNEXATION
(PURSUANT TO R.C. SECTION 709.023)
TO THE CITY OF JOHNSTOWN
OF ±5.0 ACRES
IN THE TOWNSHIP OF MONROE

TO THE BOARD OF COUNTY COMMISSIONERS
OF LICKING COUNTY, OHIO:

The undersigned, being ALL OF THE OWNERS OF REAL ESTATE in the territory hereinafter described in Exhibit "A", consisting of ±5.0 acres, more or less, located in the Township of Monroe, Licking County, Ohio, which area is contiguous along 1,663.56 feet or 69% and adjacent to the City of Johnstown, do hereby respectfully petition the Board of Licking County Commissioners that said territory be annexed to the City of Johnstown according to the statutes of the State of Ohio, and specifically the expedited procedure specified in Ohio Revised Code Section 709.023.

The number of owners within the area is one (1).

1. Attached to this petition and made part hereof is a full legal description of the area to be annexed, marked as Exhibit "A".
2. Attached to this petition and made part hereof is an accurate map of the area to be annexed, marked as Exhibit "B".
3. Attached to this petition and made part hereof is a list of parcels in the area to be annexed and adjacent territory that includes the name of the owner, mailing address of owner and permanent parcel number, marked as Exhibit "C".

The undersigned petitioners do hereby designate Aaron Underhill, Esq., David Hodge, Esq., and Eric Zartman, Esq., attorneys, as their agents ("Agents") as required by Revised Code Section 709.02(C)(3), with full power and authority hereby granted to each said Agent individually to amend, alter, change, correct, withdraw, refile, substitute, compromise, increase or delete the area, to do any and all things essential thereto, and to take any action necessary for obtaining the granting of this petition. Agents' contact information is as follows: Underhill & Hodge LLC, 8000 Walton Parkway, Suite 260, New Albany, Ohio 43054; Phone: (614) 335-9320, Fax: (614) 335-9329; and e-mail: aaron@uhlawfirm.com, david@uhlawfirm.com, and eric@uhlawfirm.com.

WHOMEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR SAID SPECIAL ANNEXATION PROCEDURE.

[*Petition signatures on following counterpart page*]

WHOMEVER SIGNS THIS PETITION EXPRESSLY WAIVES THEIR RIGHT TO APPEAL IN LAW OR EQUITY FROM THE BOARD OF COUNTY COMMISSIONERS' ENTRY OF ANY RESOLUTION PERTAINING TO THIS SPECIAL ANNEXATION PROCEDURE, ALTHOUGH A WRIT OF MANDAMUS MAY BE SOUGHT TO COMPEL THE BOARD TO PERFORM ITS DUTIES REQUIRED BY LAW FOR SAID SPECIAL ANNEXATION PROCEDURE.

PETITIONER:
Martin V. & Lora K. Hamparian
12017 Duncan Plains Road
Johnstown, OH 43031

PN: 052-176178-00.000

Martin V. Hamparian — Date: 9-5, 2023
Martin V. Hamparian

Lora K. Hamparian — Date: 9-5, 2023
Lora K. Hamparian

EXHIBIT "A"
PROPOSED ANNEXATION OF
5.0 ± ACRES

FROM: MONROE TOWNSHIP

TO: CITY OF JOHNSTOWN

Situated in the State of Ohio, County of Licking, Township of Monroe, in Section 23, Quarter Township 3, Township 3, Range 15, United States Military District, being all of that 5 acre tract conveyed to Martin V. Hamparian and Lora K. Hamparian by deed of record in Official Record 806, Page 315 (all references refer to the records of the Recorder's Office, Licking County, Ohio) and more particularly bounded and described as follows:

BEGINNING at the northeasterly corner of said 5 acre tract, the northwesterly corner of that 2.063 acre tract conveyed to Scott D. Crabtree and Tricia J. Crabtree by deed of record in Instrument Number 201707130014745, in the centerline of Duncan Plains Road;

Thence South 02° 54' 22" West, partly with the westerly line of said 2.063 acre tract, partly with a westerly line of that 50.912 acre tract conveyed as Parcel II to West Licking Properties LLC by deed of record in Instrument Number 202302240003314, and partly with the existing City of Johnstown corporation line, as established by Ordinance Number 15-05, of record in Instrument Number 200606070016275, a distance of 910.67 feet to a point;

Thence with the boundary of said Parcel II and said corporation line, the following courses and distances:

North 87° 05' 24" West, a distance of 225.05 feet to a point; and

North 02° 54' 22" East, a distance of 1024.88 feet to a point in the centerline of said Duncan Plains Road;

Thence South 60° 11' 00" East, with said centerline, a distance of 252.37 feet to the POINT OF BEGINNING, containing 5.0 acres of land, more or less.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Matthew A. Kirk 30 MAY 23

Matthew A. Kirk
Professional Surveyor No. 7865

STATE OF OHIO
MATTHEW A.
KIRK
S-7865
REGISTERED
PROFESSIONAL SURVEYOR

HLK: td
5_0 ac 20230023-VS-ANNX-02

EXHIBIT "A"
PROPOSED ANNEXATION OF
5.0 ± ACRES

FROM: MONROE TOWNSHIP

TO: CITY OF JOHNSTOWN

Situated in the State of Ohio, County of Licking, Township of Monroe, in Section 23, Quarter Township 3, Township 3, Range 15, United States Military District, being all of that 5 acre tract conveyed to Martin V. Hamparian and Lora K. Hamparian by deed of record in Official Record 806, Page 315 (all references refer to the records of the Recorder's Office, Licking County, Ohio) and more particularly bounded and described as follows:

BEGINNING at the northeasterly corner of said 5 acre tract, the northwesterly corner of that 2.063 acre tract conveyed to Scott D. Crabtree and Tricia J. Crabtree by deed of record in Instrument Number 201707130014745, in the centerline of Duncan Plains Road;

Thence South 02° 54' 22" West, partly with the westerly line of said 2.063 acre tract, partly with a westerly line of that 50.912 acre tract conveyed as Parcel II to West Licking Properties LLC by deed of record in Instrument Number 202302240003314, and partly with the existing City of Johnstown corporation line, as established by Ordinance Number 15-05, of record in Instrument Number 200606070016275, a distance of 910.67 feet to a point;

Thence with the boundary of said Parcel II and said corporation line, the following courses and distances:

North 87° 05' 24" West, a distance of 225.05 feet to a point; and

North 02° 54' 22" East, a distance of 1024.88 feet to a point in the centerline of said Duncan Plains Road;

Thence South 60° 11' 00" East, with said centerline, a distance of 252.37 feet to the POINT OF BEGINNING, containing 5.0 acres of land, more or less.

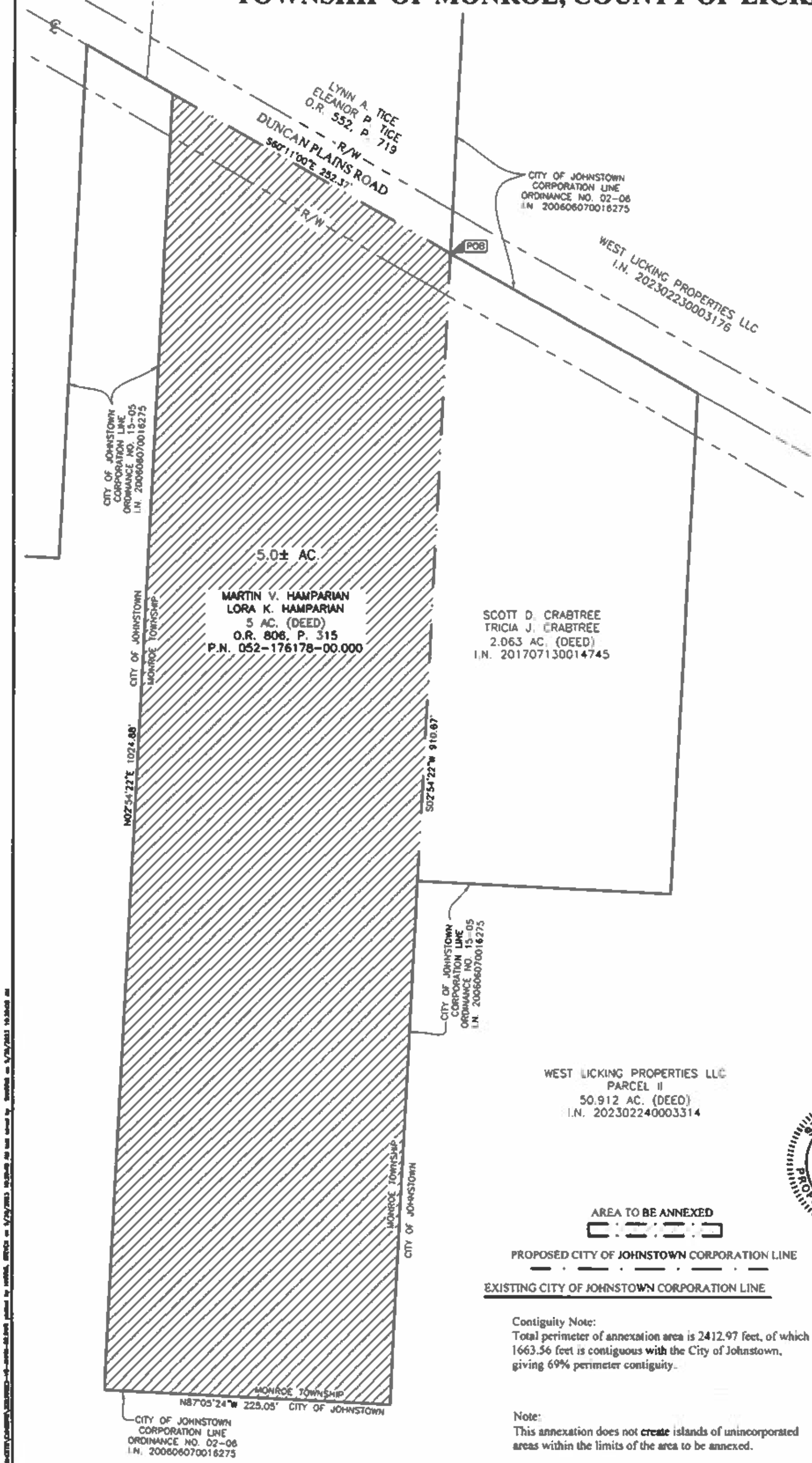
EVANS, MECHWART, HAMBLETON & TILTON, INC.

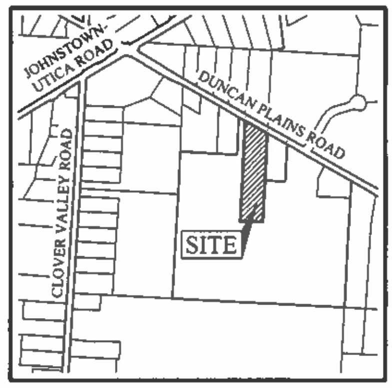
Matthew A. Kirk
Professional Surveyor No. 7865

HLK: td
5_0 ac 20230023-VS-ANNX-02

PRE-APPROVAL
LICKING COUNTY ENGINEER
APPROVED ☑ CONDITIONAL ☐
APPROVED BY: [illegible]
DATE: 5/31/23

EXHIBIT "B"
ANNEXATION OF 5.0 ± ACRES
TO THE CITY OF JOHNSTOWN
FROM THE TOWNSHIP OF MONROE
SECTION 23, QUARTER TOWNSHIP 3, TOWNSHIP 3, RANGE 15
UNITED STATES MILITARY DISTRICT
TOWNSHIP OF MONROE, COUNTY OF LICKING, STATE OF OHIO





LOCATION MAP AND BACKGROUND DRAWING
NOT TO SCALE

Proposed Annexation of 5.0 acres to the City of Johnstown

The within map marked exhibit "B" and made a part of the petition of annexation filed with the Board of Commissioners of Licking County, Ohio, on ______________, 20___, under chapter 709 of the Ohio Revised Code, is submitted as an accurate map of the territory in said petition described under the requirements of said Chapter 709 of the Ohio Revised Code.

____
Agent for Petitioners

The Board of County Commissioners of Licking County, Ohio, having received a petition bearing the signed names and addresses of the parties interested in the annexation to the City of Johnstown, Ohio, of the territory shown hereon and having given due consideration to the prayer of said petition, do hereby grant the same.

Board of Licking County Commissioners

Petition Received ________, 20__ ______________________ Commissioner

Petition Approved ________, 20__ ______________________ Commissioner

______________________ Commissioner

Transferred this ___ day of ___________, 20___, upon the duplicates of this office.

Containing ______ acres.

Transfer Fee _______ ______________________ Licking County Auditor

Received for Record _______, 20__, at _____(AM-PM) and recorded __________, 20__, in plat ordinance, petition, etc. in plat book volume ___, Page ___.

Plat Fee _______

Ordinance, ect. Fee _____ ______________________ Licking County Recorder

Council for the City of Johnstown, Ohio, by ordinance _______ passed ________, 20___ and approved by the mayor on ____________, 20___, did accept the territory shown hereon for annexation to the City of Johnstown, Ohio, a municipal corporation.

Attest ______________________
Clerk, City of Johnstown

STATE OF OHIO
MATTHEW A. KIRK
S-7865
REGISTERED
PROFESSIONAL SURVEYOR

By Matthew A. Kirk 30 May 23
Matthew A. Kirk Date
Professional Surveyor No. 7865
mkirk@emht.com

AREA TO BE ANNEXED

PROPOSED CITY OF JOHNSTOWN CORPORATION LINE

EXISTING CITY OF JOHNSTOWN CORPORATION LINE

Contiguity Note:
Total perimeter of annexation area is 2412.97 feet, of which 1663.56 feet is contiguous with the City of Johnstown, giving 69% perimeter contiguity.

Note:
This annexation does not create islands of unincorporated areas within the limits of the area to be annexed.

60 0 60 120
GRAPHIC SCALE (in feet)

EMHT
Evans, Mechwart, Hambleton & Tilton, Inc.
Engineers • Surveyors • Planners • Scientists
5500 New Albany Road, Columbus, OH 43054
Phone: 614.775.4500 Toll Free: 888.775.3648
emht.com

Date:	May 30, 2023
Scale:	1" = 60'
Job No:	2023-0023
Sheet:	1 of 1

REVISIONS

MARK	DATE	DESCRIPTION

2023 NACO General Engineering Services / 20230023-VS-ANNX-02

	EXHIBIT C **Property Owners/Property Included within Annexation of 5.0+/- Acres Monroe Twp. to Johnstown**	
Martin V. and Lora K. Hamparian 12017 Duncan Plains Road Johnstown, OH 43031 PN: 052-176178-00.000		
	Adjacent Property Owners Annexation of 5.0 +/- Acres Monroe Township to Johnstown	
Cory Linder & Jacqueline Kemper 12056 Duncan Plains Road Johnstown, OH 43031 PN: 052-173994-00.001	Eleanor P. Nd Lynn A. Tice 12016 Duncan Plains Road Johnstown, OH 43031 PN: 052-173994-00.000	West Licking Properties LLC & Jeffrey and Bradley Heimerl 8000 Walton Parkway, Suite 120 New Albany, OH 43054 PN: 053-174144-00.002
West Licking Properties LLC, et al. 8000 Walton Parkway, Suite 120 New Albany, OH 43054 PN: 053-174138-00.000	Scott D. and Tricia J. Crabtree 12001 Duncan Plains Road Johnstown, OH 43031 PN: 052-174138-00.001	

RESOLUTION

IN THE MATTER OF FILING EXPEDITED II PETITION AND MAP FOR ANNEXATION – MONROE TOWNSHIP TO THE CITY OF JOHNSTOWN – UNDERHILL & HODGE, LLC - FILE #11-2023 - (5.0+/- ACRES)

BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we did hereby receive and file an **EXPEDITED II** annexation petition and map by designated agent, Aaron Underhill, Esq., who is located at 8000 Walton Parkway, Suite 260, New Albany, Ohio 43054 for Petitioners, as required by ORC Section 709.02 – 709.023, to annex certain territory, adjacent and contiguous to the City of Johnstown, containing 5.0+/- acres, more or less, in Monroe Township; also known as File #11-2023.

BE IT FURTHER RESOLVED that the **FILE** date for this annexation is hereby noted as Tuesday, December 5, 2023.

CC:		
	Michael L. Smith, Auditor	Sheriff Randy Thorp
	Clerk, City of Johnstown	Board of Health
	Fiscal Officer, Monroe Township Trustees	Board of Elections
	Aaron Underhill, Esq, Agent	Board of Education
	E-911	Jenny Wells, Pros. Atty.
	Jared Knerr, County Engineer	Mayor, City of Johnstown
	Brad Mercer, Planning Department	Carolyn Carnes, LC Pros. Atty
	City of Johnstown Water Department	Angela Farley, Planning Dept.
	Kyle Schaper, Auditor's Office	Ken Oswalt, Commissioners Office
		FILE

Motion by FLOWERS seconded by BLACK

that the resolution be adopted was carried by the following vote:

YEAS: ______ * ______ * ______

NAYS: ______ * ______ * ______

Timothy E. Bubb
Duane H. Flowers
Rick Black

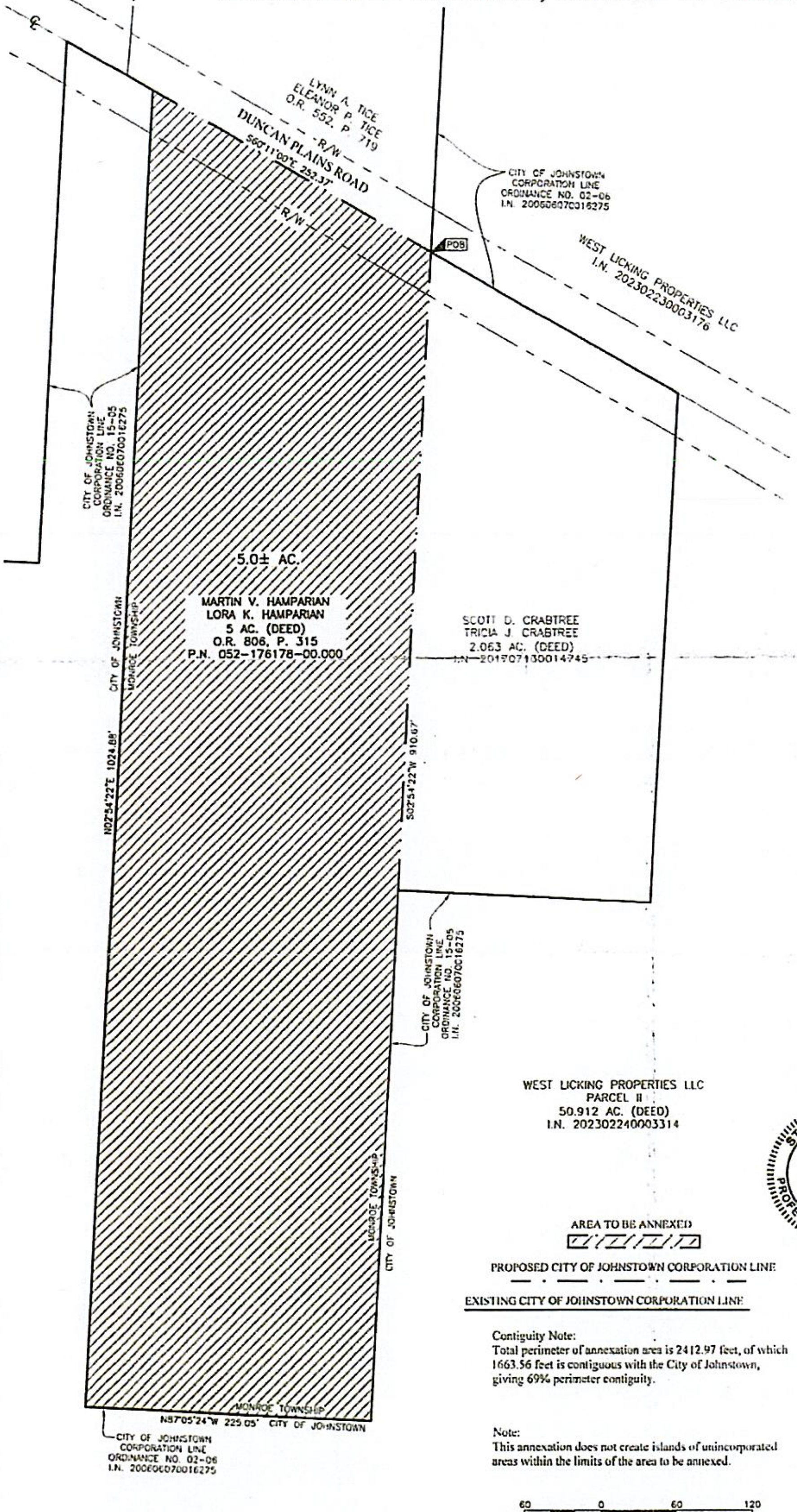
Adopted: December 5, 2023

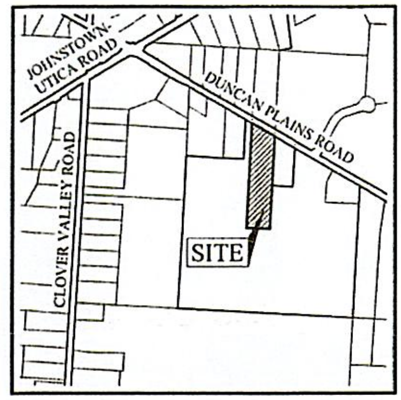
Beverly Adzic, Clerk/Administrator

I, Beverly Adzic, duly qualified clerk of Licking County Commissioners; do hereby certify that the foregoing document is a true and exact copy.

Beverly Adzic, Clerk
Licking County Commissioners

EXHIBIT "B"
ANNEXATION OF 5.0 ± ACRES
TO THE CITY OF JOHNSTOWN
FROM THE TOWNSHIP OF MONROE
SECTION 23, QUARTER TOWNSHIP 3, TOWNSHIP 3, RANGE 15
UNITED STATES MILITARY DISTRICT
TOWNSHIP OF MONROE, COUNTY OF LICKING, STATE OF OHIO





LOCATION MAP AND BACKGROUND DRAWING
NOT TO SCALE

Proposed Annexation of 5.0 acres to the City of Johnstown

The within map marked exhibit "B" and made a part of the petition of annexation filed with the Board of Commissioners of Licking County, Ohio, on ____________, 20___, under chapter 709 of the Ohio Revised Code, is submitted as an accurate map of the territory in said petition described under the requirements of said Chapter 709 of the Ohio Revised Code.

Agent for Petitioners

The Board of County Commissioners of Licking County, Ohio, having received a petition bearing the signed names and addresses of the parties interested in the annexation to the City of Johnstown, Ohio, of the territory shown hereon and having given due consideration to the prayer of said petition, do hereby grant the same.

Board of Licking County Commissioners

Petition Received ________, 20__ ______________ Commissioner

Petition Approved ________, 20__ ______________ Commissioner

______________ Commissioner

Transferred this ___ day of ____________, 20___, upon the duplicates of this office.

Containing _____ acres

Transfer Fee ______ ______________ Licking County Auditor

Received for Record ________, 20__, at _____(AM-PM) and recorded ___________, 20__, in plat ordinance, petition, etc. in plat book volume ___, Page ___.

Plat Fee ______

Ordinance, ect. Fee _____ ______________ Licking County Recorder

Council for the City of Johnstown, Ohio, by ordinance _______ passed ________, 20___, and approved by the mayor on ____________, 20___, did accept the territory shown hereon for annexation to the City of Johnstown, Ohio, a municipal corporation.

Attest______________
Clerk, City of Johnstown

STATE OF OHIO
MATTHEW A. KIRK
S-7865
REGISTERED
PROFESSIONAL SURVEYOR

By Matthew A. Kirk 30 May 23
Matthew A. Kirk Date
Professional Surveyor No. 7865
mkirk@emht.com

AREA TO BE ANNEXED

PROPOSED CITY OF JOHNSTOWN CORPORATION LINE

EXISTING CITY OF JOHNSTOWN CORPORATION LINE

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Note:
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60 0 60 120
GRAPHIC SCALE (in feet)

EMH&T
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Phone: 614.775.4500 Toll Free: 888.775.3648
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Date:	May 30, 2023
Scale:	1" = 60'
Job No:	2023-0023
Sheet:	1 of 1

REVISIONS

MARK	DATE	DESCRIPTION

2023 NACO General Engineering Services / 2023-0023

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

RESOLUTION 2023-41

A RESOLUTION TO APPROVE THE JOB POSITION, DESCRIPTION AND SALARY RANGE FOR POLICE ADMINISTRATIVE ASSISTANT

WHEREAS, the City Manager desires to create a job description and salary range for a Police Administrative Assistant with the City of Johnstown; and

WHEREAS, on December 5, 2023 the Safety & Service committee of council voted 3-0 in favor of recommending the creation of the job position and description to Council; and

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

Section One: Approves the employment position of Police Administrative Assistant and the description attached as a non-exempt, hourly position with a wage range of $21.50 - $26.25 per hour.

Section Two: 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: December 12, 2023

By:______________________________ ________________________________
Donald Barnard, Mayor

ATTEST TO: APPROVED AS TO FORM:

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

POLICE ADMINISTRATIVE ASSISTANT

JOB DESCRIPTION

UNIT CLASSIFICATION:

Non – Exempt

WAGE RANGE:

$21.50 – 26.25 per hour

REPORTS TO:

Work is performed under the supervision of the Chief of Police and is reviewed through observation and conferences. There are no supervisory responsibilities in this position.

SUMMARY:

This position is responsible for clerical work of some complexity and variety in the police department. Work involves responsivity for police records and administrative office functions requiring knowledge of departmental procedures. Consists of maintaining records and files; entering computer data and completing of related reports; and providing of general clerical support. Work is performed within the framework of established procedures, policies, rules, and regulations.

DUTIES AND RESPONSIBILITIES:
The following duties are normal for this position. These are not to be construed or exclusive or all-inclusive. Other duties may be required and assigned.

- Responding to questions, concerns and complaints of varying sensitivity and complexity in a timely and effective manner; identifying, researching, and implementing corrective actions for citizen issues and inquires from other city staff and the public.
- Preparing and composing correspondence and reports; answering telephones and electronic communications; providing customer assistance; distributing documents and information; scheduling appointments and arranging meetings if requested by the Chief of Police, coordinating communications between departments or the general public; assisting in the administration of the standard operating policies and procedures of the department.

- At the discretion of the Chief of Police - Maintaining a calendar of events and meetings for the chief/command staff; coordinating communications between the chief and other governmental officials or the public in general; assisting with special event planning and officer special duty
- Maintains the operation of the building keyless entry software; issues and revokes key fobs for all City employees.
- Monitor, record, download and view security footage provided by department cameras for the City building and Police Department.
- Updates arrest and crash reports, processes traffic tickets, parking violations, preventative patrol notices, liability releases, and other incidents.
- Verifies and crosschecks information and ensures accuracy and completeness of information before entering into appropriate records and files.
- Prepares statistical reports, civilian ride-along requests, prepares maps, and analytical reports as required.
- Prepares business emergency contact lists, coordinates processes of gathering updates, entering updates, and notifying the Sheriff's Office of updates from the department.
- Assists the public by searching files, reports and needed records. Provide information in accordance with departmental policies and procedures and public records laws. Provides & receives information for house checks. Collects fees and needed information regarding fingerprinting.
- Provides free notary services to the community.
- Responsible for all LEADS audits, accounts and is the department LEADS Terminal Agency Coordinator (TAC.)
- Certified as a LEADS operator with Computerized Criminal History (CCH) access and have supervisory authority over the operation of LEADS approved equipment.
- Notifies officers of Municipal Court dates. Maintains a file of protection orders, records for court dispositions, seals, and cases as ordered.
- Download case photos, prepare videos for public record requests and court purposes.
- Distributes packages and mail, provides letters and postage for outgoing mail.
- Maintains permanent records and files according to the retention schedule.
- Provides clerical and secretarial support to the administration and investigative staff.
- Maintain record keeping of vehicle impounds and prepare salvage titles for impounding companies.
- Assists Police Department employees with any technology needs.

- Maintains an inventory of departmental supplies; assists in the procurement of department materials/supplies/equipment as well as assisting the chief in the preparation and administration of the department budget.
- Perform related work as required or as assigned.
- Requires regular and predictable attendance.

KNOWLEDGE, SKILLS AND ABILITIES:

- Skill in the use of internet and Microsoft Office 365 products.
- Some knowledge of the operations, rules and regulations about the field of criminal justice and law enforcement.
- Ability to exercise mature judgement, maintain confidentiality, and make responsible decisions in accordance with established policies and procedures.
- Ability to prioritize, organize, and perform work independently.
- Ability to compose and prepare effective correspondence, often without specific instruction, based on knowledge of municipal needs and procedures.
- Thorough knowledge of business English usage and practice. Ability to prepare and present effectively, both oral, and written. Employ informative material relating to the activities of the Police Department.
- Considerable knowledge of the operation and care of standard office equipment, machines and office computers. Knowledge of specific software programs.
- Ability to establish and maintain effective working relationships with other employees and community members.
- Ability to effectively and discreetly convey information.
- Ability to communicate with the public tactfully and courteously.
- Ability to follow safe working procedures.
- Ability to attend work in a consistent, dependable and prompt manner.

EDUCATION AND EXPERIENCE:

Education: High School diploma or equivalent.

Experience: Some clerical experience, preferably in a police department or other public agency or security firm.

Licensure or Certification Requirements:
- State of Ohio Notary Public or the ability to obtain certification within four months of hire date.
- LEADS certified operator with CCH
- LEADS Terminal Agency Coordinator (TAC)

- Valid State of Ohio driver's license.

WORKING ENVIROMENT AND CONDITIONS:

- Regularly exerting up to 20-pounds of force to lift, carry, push, and pull or otherwise move objects. Occasionally exerting over 30-pounds.
- Sitting most of the time, but also involves walking or standing for periods of time.

City of Johnstown
Administrative Offices
www.johnstownohio.org

CITY OF JOHNSTOWN

599 S. Main Street
Johnstown, Ohio 43031
Telephone: 740-967-3177
Fax740-967-3519

RESOLUTION 2023-42

A RESOLUTION TO APPOINT A CITY LAW DIRECTOR, CITY PROSECUTOR, MUNICIPAL COURT MAGISTRATE, CITY ENGINEER, AND CITY AUDITOR TO SERVE THE CITY AND ITS' EMPLOYEES FOR THE YEAR 2024

WHEREAS, Sections 6.01(a) and 6.03(b) of the Charter of the City of Johnstown require that the Municipality have a Department of Law and that The Director of Law shall be appointed by the Manager, subject to the consent and approval of Council and;

WHEREAS, Section 6.04(c) allows for Council to provide assistants and special counsel to the Director of Law and as allowed wish to appoint a City Prosecutor and;

WHEREAS, Section 3.04(a)(3) says the Mayor shall appoint a magistrate with the concurrence of Council and;

WHEREAS, it is necessary for the City, and the Council also desires to appoint a City Engineer as well as an auditor and;

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

Section One: The City Council herein approves the following Appointments for 2024:

CITY LAW DIRECTOR	FROST BROWN TODD, LLC
CITY ASSISTANT PROSECUTOR	JODY RICHTER
CITY MAGISTRATE	TRACY VANWINKLE
CITY ENGINEER	EMH&T, INC
CITY AUDITOR	AUDITOR OF STATE OF OHIO

Section Two: 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.

Introduction/Public Hearing/Vote: December 12, 2023

By:____________________ ___________________________

Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

______________________________ ___________________________

Teresa Monroe, Clerk of Council Yazan Ashrawi, Law Director

City of Johnstown
Administrative Offices
www.johnstownohio.org

CITY OF JOHNSTOWN, OHIO

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

ORDINANCE 24-2023

AN ORDINANCE TO APPROVE EXPENSES AND OTHER EXPENDITURES OF THE CITY OF JOHNSTOWN, LICKING COUNTY, STATE OF OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2024

WHEREAS, State law and the Charter of the City require that annual appropriations be adopted; and

WHEREAS, the Council of the City of Johnstown does hereby desire to make the appropriations necessary to perform the functions of the City.

NOW, THEREFORE, be it ordained by the Council of the City of Johnstown, Licking County, Ohio, as follows:

Section 1: That the Council of the City of Johnstown, State of Ohio, in order to provide for the expenses and other expenditures of the City of Johnstown for the fiscal year beginning on January 1, 2024 and ending on December 31, 2024, the following sums be and are hereby set aside and appropriated as described in Exhibit A of this Ordinance attached hereto and incorporated herein as if fully rewritten.

Section 2: The City Manager and the City Finance Director are hereby authorized to draw warrants for payments from any of the appropriations as detailed in Exhibit A of this Ordinance upon receiving proper certificates and vouchers therefore, approved by the officers authorized by law to approve the same, or an ordinance or resolution of the Council to make the expenditures; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law or ordinance.

Section 3: It is found and determined that all formal actions of this council concerning and relating to the adoption of this Ordinance were adopted in open meeting of this Council and that the 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: December 12, 2023
Second Reading/Public Hearing/Vote: December 19, 2023
Effective Date: January 1, 2024

BY: ______________________ ______________________________
Mayor Donald Barnard

ATTEST TO: APPROVED AS TO FORM:

______________________________ ______________________________
Teresa Monroe, Clerk of Council Yazan S. Ashrawi, Law Director