



Regular Council
Tuesday, March 5, 2024 - 6:30 PM
MINUTES

1. Call to Order

Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for March 5, 2024 at 6:40 PM.

2. Roll Call

Present - Mayor Donald Barnard, Tiffany Hollis, Ryan Green, Jeff Barr, Wesley Kobel, Dave Selan, Bob Orsini

Absent - None

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

Public present - Girl Scout Troop 7700, Teri Fetters, Nick Hubbell, Jamie McNally

3. Invocation - Pastor Kevin Heckathorn, Johnstown Presbyterian Church

4. Pledge of Allegiance

In honor of Women's History month, Girl Scout Troop 7700 led the Pledge.

5. Approval of Agenda

Mayor Barnard added approval of the agenda, with one change, the addition of Ordinance 10-2024 as item E under public hearings of legislation.

ACTION: Bob Orsini moved to approve the agenda; Tiffany Hollis seconded and all were in favor.

AYES: Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini

NOES: None

ABSTAIN: None

Passed 7 - 0

6. Proclamation - March as Developmental Disabilities month

Tiffany Hollis read the Proclamation and stated that as a mother of someone with a developmental disability, she very much appreciates the Licking County Board of Developmental Disabilities, and fully supports this proclamation.

7. Action on Minutes; February 20, 2024 and February 27, 2024 Special work session

No changes.

ACTION: Tiffany Hollis moved to approve in a block; Dave Selan seconded and the vote was as follows:

AYES: Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini, Jeff Barr, Ryan Green

NOES: None

ABSTAIN: None

Passed 7 - 0

8. Citizen comments on matters not on the agenda
No comments.
9. Council Committee reports
 - a. **Planning & Zoning:** 2/27/24 canceled; Next 3/12/24 @ 6:30 pm Council Chambers
 - b. **Design Review Board:** 2/27/24 canceled; Next 3/12/24 @ 5:00 pm Council Chambers
 - c. **Finance:** 3/5/24; Next 3/20/24 @ 5:00 pm Admin conference room
Met tonight, nothing to report to council.
 - d. **Safety & Service:** 3/5/24; Next 4/2/24 @ 5:45 pm Admin conference room
Met tonight; discussion on taking over the roads in a couple neighborhoods. Nothing further to report at this time.
 - e. **Economic Development:** Met 2/26/24; Next meeting will be called as needed
Nothing to report.
10. Director Reports
 - a. Service Departments: Water, Sewer, Street, Director
All department reports included in the packet, Jack Liggett reviewed the Service Department report and answered council member questions.
11. Tabled Legislation - None
12. Public Hearings of Legislation
 - a. **ORDINANCE 06-2024** AN ORDINANCE TO AMEND CHAPTER 921 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES
Second reading. Introduced February 20, 2024. This increases the water shut off fee from \$25 to \$50 and charges the ten percent penalty to any amount not paid by the due date.

Discussion by Mr. Barr on using a consent agenda and passing legislation in a block, will continue discussion in other business.

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

ACTION: Bob Orsini moved to approve Ordinance 06-2024 as written; Jeff Barr seconded and the vote was as follows:
AYES: Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan
NOES: None
ABSTAIN: None

Passed 7 - 0

- b. **ORDINANCE 07-2024** AN ORDINANCE TO AMEND CHAPTER 107 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

Second reading. Introduced February 20, 2024. The bid threshold has been increased from \$50,000 to \$75,000, this legislation changes the city code to reference the Ohio Revised Code. Discussion on oversight, ultimately the funds get appropriated through council.

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

ACTION: Jeff Barr moved to pass Ordinance 07-2024; Tiffany Hollis seconded and the vote was as follows:
AYES: Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini
NOES: None
ABSTAIN: None

Passed 7 - 0

- c. **RESOLUTION 2024-12** 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

The property owner has requested annexation into the city, the parcel is on Duncan Plains Road. This legislation sets municipal services that will be provided upon annexation.

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

ACTION: Bob Orsini moved to approve resolution 2024-12 as written; Dave Selan seconded and the vote was as follows:
AYES: Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan
NOES: None
ABSTAIN: None

Passed 7 - 0

- d. **RESOLUTION 2024-13** RESOLUTION AS REQUIRED BY O.R.C. 709.023(C) SETTING FORTH MUNICIPAL SERVICES THAT WILL BE PROVIDED TO 4.0 +/- ACRES OF LAND IN MONROE TOWNSHIP (LICKING COUNTY), OHIO IF ANNEXED TO THE CITY OF JOHNSTOWN, OHIO

Two property owners have requested annexation to the city, these parcels are on Clover Valley Road. This legislation sets municipal services that will be provided upon annexation. Mr. Stanearth said it is not automatically annexed after this vote, there is a process it needs to go through.

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

ACTION: Jeff Barr moved to pass as read; Tiffany Hollis seconded and the vote was as follows:
AYES: Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel,

Dave Selan, Bob Orsini
NOES: None
ABSTAIN: None

Passed 7 - 0

- e. **ORDINANCE 10-2024** AN ORDINANCE AMENDING ORDINANCE 24-2023, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS AND DECLARING AN EMERGENCY

Finance Director Dave Delande said this was discovered while doing payroll last week, the formula in the budget was not correct. Funds will come out of sewer operating to pay OPERS, the employee retirement benefit.

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

ACTION: Bob Orsini moved to waive the second reading; Tiffany Hollis seconded and the vote was as follows:
AYES: Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis, Mayor Barnard, Wesley Kobel, Dave Selan
NOES: None
ABSTAIN: None

Passed 7 - 0

Clerk to remove the emergency language as appropriation ordinances are effective immediately.

ACTION: Donald Barnard moved to approve, with emergency removed; Tiffany Hollis seconded and the vote was as follows:
AYES: Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis
NOES: None
ABSTAIN: None

Passed 7 - 0

13. Introduction of Legislation

- a. **ORDINANCE 08 -2024** AN ORDINANCE TO AMEND CHAPTER 1187 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

Solar panels are currently under the "Minor" Environmental Change category in the city code and approval falls under the City Manager. Sean Staneart said that decision falling on him without any guidance listed in the code, may not reflect what council or a board would like. Halting approval of solar panels until there are some provisions has been discussed, but Mr. Staneart said that upon some research, Ohio Senate Bill 61 prohibited HOA's from banning solar panels outright. His assumption would be that if the Bill did this from an HOA perspective, it is probably somewhere on our level too. Without digging further, instead of banning outright, he recommends changing them to a "Major" Environmental Change,

those have to go before the Design Review Board for review and approval.

Public Hearing on March 20, 2024.

b. **ORDINANCE 09-2024** AN ORDINANCE TO AMEND CHAPTER 1177 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

Sean Staneart said any time the city gets multiple Variances for the same thing and they are being granted, it is typically time to readdress the Ordinance. The city code currently permits one wall sign per building, but if you have a multi-tenant building, this doesn't work or make sense. This will allow the potential for more than one wall sign based on units rather than the building itself.

Public Hearing on March 20, 2024.

14. Other Business

1. Clerk to research and check legality of "block voting" or using consent agenda items.
2. Council requests resuming written monthly reports from the City Manager in the council packets; just bullet points, second meetings of the month beginning in April.
3. Discussion on the need or not for the manager and clerk to attend all committee meetings.
4. Wess Kobel said he and others got to read to classes at the elementary school.
5. Dave Selan thanked members of council, the school board and elementary school Principal Wagoner. From the council side, they have been able to fund Paula Rosser's memorial tree. In addition, he has a verbal commitment from another entity who is going to fund a memorial bench, they will be installed at the elementary school.
6. Mr. Selan said the joint chamber event was phenomenal and also highlighted the High School Innovation lab ribbon cutting event with Lieutenant Governor Husted in attendance.
7. Mr. Selan said Paula Rosser leaves a huge void in the PTO, if anyone has insight into a local business that may or may not have already donated into the PTO raffle for the carnival. Mr. Barnard added that they are looking for volunteers for the carnival, to help set up, tear down, and do some of the games.
8. Follow up on council homework to answer "What is Johnstown". Clerk directed to add to the next council agenda.
9. Jeff Barr thanked the volunteer coaches for the JYAA 2023-2024 basketball and wrestling seasons. Also thanked the volunteer coaches for softball and baseball as well as spring soccer for boys and girls, and the commissioners associated with those programs.
10. Ms. Hollis said for the first time ever, Johnstown is sending two girls to state for wrestling; Cailyn Casto and Kortlynn Smith.
11. Mr. Staneart provided an update to council that once again, an applicant is proposing wording changes to the Light Manufacturing zoning district that would allow for a host of different uses, there is no specific user, they just want the ability to do a spec building in the Business Park and market it to a variety of businesses. He said that the issue that has come up in the past is that without knowledge of a specific business, it is unknown how many employees could potentially be added to an area that already has infrastructure issues. Mr. Staneart said that past councils have had no appetite to change Light Manufacturing, and to keep it restrictive; he has told this individual if they have a specific company, that is a different situation than a spec building. Mr. Staneart asked for direction from this council, council member comments provided direction that they did not desire to see any presentation on this, it should be seen in Planning and Zoning first. Mr. Staneart said he has explained the zoning amendment process to the applicant should they desire

to proceed.

12. Mr. Barnard said that Nick Shaner, Pastor at Shepherd Church Johnstown Campus (formerly Faith Fellowship) said that April 19-21 is their "Big Serve", they are looking for projects in Johnstown . Some discussion on volunteer projects such as fire hydrant painting, mulching etc. Mr. Orsini asked about liability, Mr. Barnard said he would check to see if they carry insurance.

15. Executive Session to discuss Confidential Business Information of an Applicant for Economic Development Assistance

ACTION: Donald Barnard moved to enter Executive Session to discuss Confidential Business Information of an Applicant for Economic Development Assistance, with all council members and Mr. Staneart; Tiffany Hollis seconded and the vote was as follows:

AYES: Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis

NOES: None

ABSTAIN: None

Passed 7 - 0

After the vote to enter Executive Session, it was stated that the session reason was listed incorrectly on the council agenda. Council returned to regular session. The Executive Session is to consider the purchase or sale of property. A new motion to enter Executive Session was made.

ACTION: Mayor Barnard moved to enter Executive Session to consider the purchase or sale of property, with all council members and Mr. Staneart, no anticipation of action after; Dave Selan seconded and the vote was as follows:

AYES: Mayor Barnard, Wesley Kobel, Dave Selan, Bob Orsini, Jeff Barr, Ryan Green, Tiffany Hollis

NOES: None

ABSTAIN: None

Passed 7 - 0

Council entered Executive Session at 8:13 pm and returned to Regular Session at 9:20 pm.

16. Adjourn

With no further business, a motion and a second to adjourn passed and the meeting ended at 9:20 pm.

Next Council Meeting March 20, 2024 (WEDNESDAY due to primary election)