



Regular Council Meeting
Tuesday, December 8, 2020 - 6:30 PM
AGENDA

1. Call to Order
2. Roll Call
3. Invocation - Mr. Lee
4. Pledge of Allegiance
5. Citizen comments on matters not on the agenda
6. Council Committee reports
 - a. **Planning & Zoning:** Met 12/2/20; Next 1/12/21 @ 6:30 pm. Format TBD
 - b. **Safety & Service:** Met 12/1/20 updated last time; Next 1/5/21 @ 5:00 pm. Format TBD
 - c. **Finance:** Met 12/7/20; Next 1/19/21 @ 5:00 pm Format TBD
 - d. **Economic Development:** Met 12/3/20; Next 1/7/21 @ 10:00 am. Virtual
 - e. **Park & Rec:** Next 12/10/20 @ 10:00 am. Virtual
 - f. **School District Liaison:** 12/8/20
7. Tabled Legislation - N/A
8. Public Hearings of Legislation
 - a. **ORDINANCE 34-2020** AN ORDINANCE TO APPROVE EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, STATE OF OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.
 - b. **RESOLUTION 2020-42** A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL REGULAR VILLAGE COUNCIL MEETINGS FOR THE 2021 CALENDAR YEAR.
 - c. **RESOLUTION 2020-43** A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL REGULAR PLANNING & ZONING COMMISSION MEETINGS FOR THE 2021 CALENDAR YEAR.

- d. **RESOLUTION 2020-44** A RESOLUTION ESTABLISHING SUBMITTAL DEADLINES FOR PLANNING & ZONING COMMISSION APPLICATIONS IN THE 2021 CALENDAR YEAR.
 - e. **RESOLUTION 2020-45** A RESOLUTION ESTABLISHING THE 2021 HOLIDAYS FOR WHICH THE VILLAGE OF JOHNSTOWN MUNICIPAL OFFICES WILL BE CLOSED FOR BUSINESS.
 - f. **RESOLUTION 2020-46** A RESOLUTION TO APPOINT A VILLAGE LAW DIRECTOR, VILLAGE PROSECUTOR, MUNICIPAL COURT MAGISTRATE, VILLAGE ENGINEER, AND VILLAGE AUDITOR TO SERVE THE VILLAGE AND ITS' EMPLOYEES FOR THE YEAR 2021.
 - g. **RESOLUTION 2020-47** A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT WITH THE LICKING COUNTY BOARD OF COMMISSIONERS FOR REIMBURSEMENT OF LEGAL COUNSEL FOR INDIGENT DEFENDANTS FOR THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, OHIO.
 - h. **ORDINANCE 37-2020** AN ORDINANCE AMENDING ORDINANCE 40-19, THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS AND DECLARING AN EMERGENCY.
9. Introduction of Legislation
- a. **ORDINANCE 38-2020** AN ORDINANCE ADOPTING CHAPTER 1171.04 ACCESSORY DWELLING UNITS OF THE CODIFIED ORDINANCES OF THE VILLAGE OF JOHNSTOWN, OHIO.
 - b. **ORDINANCE 39-2020** AN ORDINANCE ESTABLISHING SECTION 171.08, USE OF ELECTRONICALLY CREATED CITATIONS, IN THE CODIFIED ORDINANCES OF THE VILLAGE OF JOHNSTOWN, OHIO.

10. Other Business

11. Adjourn

Next Council Meeting January 5, 2021



ORDINANCE 34-2020

AN ORDINANCE TO APPROVE EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, STATE OF OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021

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

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

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

Section 1: That the Council of the Village of Johnstown, State of Ohio, in order to provide for the expenses and other expenditures of said Village for the fiscal year beginning on January 1, 2021 and ending on December 31, 2021, 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: And the Village Manager and the Village 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 Village of Johnstown.

Date of Introduction: November 4, 2020
Date of Second Read: November 17, 2020
Public Hearing/Vote: December 8, 2020
Effective Date: January 1, 2021

BY: _____

Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director

2021 PROJECTED AVAILABLE FUNDS

	FUND	ANTICIPATED REVENUES	CARRYOVER FROM 2020	TOTAL FUNDS	TOTAL APPROPRIATIONS	12/31/2021 Balance
1000	General Fund	\$ 2,907,550	\$ 374,449	\$ 3,281,999	\$ 3,165,424	\$ 116,575
2011	Street Maintenance	\$ 462,810	\$ 23,000	\$ 485,810	\$ 482,013	\$ 3,797
2021	State Highway	\$ 23,940	\$ 6,000	\$ 29,940	\$ 22,500	\$ 7,440
2101	Permissive Motor License	\$ -	\$ 341	\$ 341	\$ -	\$ 341
2901	Mayor's Court Computer	\$ 1,000	\$ 2,655	\$ 3,655	\$ -	\$ 3,655
2903	Budget Stabilization Fund	\$ -	\$ 411,359	\$ 411,359	\$ 60,000	\$ 351,359
2904	FEMA Fund	\$ -	\$ 822	\$ 822	\$ -	\$ 822
2905	School Traffic Improvement Fund	\$ -	\$ 23,120	\$ 23,120	\$ 10,000	\$ 13,120
2906	Police Fund	\$ 2,000	\$ 3,404	\$ 5,404	\$ -	\$ 5,404
2907	Right of Way Fund	\$ 30,000	\$ 19,362	\$ 49,362	\$ 6,000	\$ 43,362
2908	Employee Fund	\$ 9,500	\$ 19,000	\$ 28,500	\$ -	\$ 28,500
2909	CARES Fund	\$ -	\$ -	\$ -	\$ -	\$ -
3101	Debt Service Fund	\$ 467,000	\$ 140,600	\$ 607,600	\$ 490,000	\$ 117,600
4901	Capital Improvements	\$ 150,400	\$ 986,131	\$ 1,136,531	\$ 1,123,509	\$ 13,022
4902	Capital Improvements - US 62 Turn Lane	\$ -	\$ 153,400	\$ 153,400	\$ 153,400	\$ -
5101	Water Operating	\$ 639,750	\$ 505,000	\$ 1,144,750	\$ 770,503	\$ 374,247
5201	Sewer Operating	\$ 833,750	\$ 1,732,689	\$ 2,566,439	\$ 942,929	\$ 1,623,510
5701	Water Enterprise Improvement.	\$ 308,000	\$ 6,415,866	\$ 6,723,866	\$ 4,452,623	\$ 2,271,243
5702	Sewer Enterprise Improvement.	\$ 370,000	\$ 2,956,431	\$ 3,326,431	\$ 2,603,320	\$ 723,111
5721	Water Debt Service	\$ 430,000	\$ 112,500	\$ 542,500	\$ 396,600	\$ 145,900
5722	Sewer Debt Service	\$ 414,000	\$ 356,000	\$ 770,000	\$ 481,500	\$ 288,500
5781	Enterprise Deposits	\$ 40,500	\$ 299,412	\$ 339,912	\$ 36,000	\$ 303,912
9101	Unclaimed Funds	\$ -	\$ -	\$ -	\$ -	\$ -
9904	Mayor's Court	\$ 80,000	\$ 9,632	\$ 89,632	\$ 85,000	\$ 4,632
TOTALS		\$ 7,170,200	\$ 14,551,173	\$ 21,721,373	\$ 15,281,322	\$ 6,440,051

VILLAGE OF JOHNSTOWN 2021 APPROPRIATIONS

12/8/2020

	AMOUNTS	SUBTOTALS	FUND TOTALS
GENERAL FUND			
<i>SECURITY OF PERSONS & PROPERTY</i>			
POLICE DEPARTMENT			
Personnel Costs	\$1,023,921.66		
Contractual Services	\$74,900.00		
Supplies & Materials	\$123,600.00		
Miscellaneous	\$1,500.00		
TOTAL APPROPRIATION, POLICE DEPARTMENT	\$1,223,921.66		
STREET LIGHTING			
Contractual Services	\$65,000.00		
TOTAL APPROPRIATION, STREET LIGHTING	\$65,000.00		
<i>TOTAL APPROPRIATION, SECURITY OF PERSONS & PROPERTY</i>		\$1,288,921.66	
<i>PUBLIC HEALTH SERVICES</i>			
Board of Public Health Fees	\$19,500.00		
<i>TOTAL APPROPRIATION, PUBLIC HEALTH SERVICES</i>		\$19,500.00	
<i>LEISURE TIME ACTIVITIES</i>			
RECREATION DEPARTMENT			
Personnel Costs	\$0.00		
Contractual Services	\$950.00		
Supplies & Materials	\$21,000.00		
Miscellaneous	\$0.00		
TOTAL APPROPRIATION, RECREATION DEPARTMENT	\$21,950.00		
<i>TOTAL APPROPRIATION, LEISURE TIME ACTIVITIES</i>		\$21,950.00	
<i>COMMUNITY ENVIRONMENT</i>			
ZONING DEPARTMENT			
Personnel Costs	\$113,832.19		
Contractual Services	\$38,250.00		
Supplies & Materials	\$800.00		
Miscellaneous	\$1,500.00		
TOTAL APPROPRIATION, ZONING DEPARTMENT	\$154,382.19		
OTHER COMMUNITY ENVIRONMENT			
Miscellaneous	\$42,000.00		
TOTAL APPROPRIATION, OTHER COMMUNITY ENVIRONMENT	\$42,000.00		

TOTAL APPROPRIATION, COMMUNITY ENVIRONMENT	\$196,382.19
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TRANSPORTATION

STREET MAINTENANCE & REPAIR

Personnel Costs	\$0.00
Contractual Services	\$0.00

TOTAL APPROPRIATION, STREET MAINTENANCE & REPAIR	\$0.00
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TOTAL APPROPRIATION, TRANSPORTATION	\$0.00
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GENERAL GOVERNMENT

ADMINISTRATIVE OFFICES

Personnel Costs	\$185,091.79
Contractual Services	\$314,499.09
Supplies & Materials	\$12,500.00

TOTAL APPROPRIATION, ADMINISTRATION OFFICES	\$512,090.88
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LEGISLATIVE ACTIVITIES

Personnel Costs	\$21,664.80
Contractual Services	\$37,750.00
Supplies & Materials	\$1,250.00
Miscellaneous	\$3,000.00

TOTAL APPROPRIATION, LEGISLATIVE ACTIVITIES	\$63,664.80
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MAYOR'S COURT

Personnel Costs	\$92,113.44
Contractual Services	\$2,400.00
Supplies & Materials	\$1,000.00
Miscellaneous	\$0.00

TOTAL APPROPRIATION, MAYOR'S COURT	\$95,513.44
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FINANCE DEPARTMENT

Personnel Costs	\$60,650.65
Contractual Services	\$19,650.00
Supplies & Materials	\$4,000.00

TOTAL APPROPRIATION, FINANCE DEPARTMENT	\$84,300.65
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LANDS & BUILDINGS

Contractual Services	\$81,700.00
Supplies & Materials	\$6,500.00

TOTAL APPROPRIATION, LANDS & BUILDINGS	\$88,200.00
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COUNTY AUDITOR & COUNTY TREASURER FEES

Contractual Services	\$6,000.00
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TOTAL APPROPRIATION, COUNTY AUDITOR & COUNTY TREASURER FEES	\$6,000.00
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AUDITOR OF STATE FEES

Contractual Services	\$0.00
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TOTAL APPROPRIATION, AUDITOR OF STATE FEES	\$0.00
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INCOME TAX ADMINISTRATION

Contractual Services	\$72,000.00
Miscellaneous	\$0.00

TOTAL APPROPRIATION, INCOME TAX ADMINISTRATION	\$72,000.00
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TOTAL APPROPRIATION, GENERAL GOVERNMENT	\$921,769.77
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OTHER FINANCING USES

Transfers	\$712,900.00
Other Uses of Funds	\$4,000.00

TOTAL APPROPRIATION, OTHER FINANCING USES	\$716,900.00
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TOTAL APPROPRIATION, GENERAL FUND	\$3,165,423.62
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STREET CONSTRUCTION, MAINTENANCE, & REPAIR FUND

STREET MAINTENANCE & REPAIR

Personnel Costs	\$335,913.34
Contractual Services	\$11,000.00
Supplies & Materials	\$79,600.00

TOTAL APPROPRIATION, STREET MAINTENANCE & REPAIR	\$426,513.34
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STREET CLEANING, SNOW & ICE REMOVAL

Supplies & Materials	\$29,000.00
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TOTAL APPROPRIATION, STREET CLEANING, SNOW & REMOVAL	\$29,000.00
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TRAFFIC SIGNS & SIGNALS

Contractual Services	\$4,500.00
Supplies & Materials	\$15,000.00

TOTAL APPROPRIATION, TRAFFIC SIGNS & SIGNALS	\$19,500.00
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SIDEWALKS

Capital Outlay	\$6,000.00
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TOTAL APPROPRIATION, SIDEWALKS	\$6,000.00
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Other Uses of Funds	\$1,000.00
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TOTAL APPROPRIATION, OTHER USES OF FUNDS	\$1,000.00
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TOTAL APPROPRIATION, STREET CONSTRUCTION, MAINTENANCE & REPAIR FUND	\$482,013.34
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STATE HIGHWAY & IMPROVEMENT FUND

STREET MAINTENANCE & REPAIR

Personnel Costs	\$0.00	
Contractual Services	\$1,000.00	
Supplies & Materials	\$10,000.00	
TOTAL APPROPRIATION, STREET MAINTENANCE & REPAIR		\$11,000.00

STREET CLEANING, SNOW & ICE REMOVAL

Supplies & Materials	\$4,000.00	
TOTAL APPROPRIATION, STREET CLEANING, SNOW & REMOVAL		\$4,000.00

TRAFFIC SIGNS & SIGNALS

Contractual Services	\$7,500.00	
Supplies & Materials	\$0.00	
TOTAL APPROPRIATION, TRAFFIC SIGNS & SIGNALS		\$7,500.00

TOTAL APPROPRIATION, STATE HIGHWAY & IMPROVEMENT FUND		\$22,500.00
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PERMISSIVE MOTER VEHICLE LICENSE TAX FUND

Capital Outlay	\$0.00	
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TOTAL APPROPRIATION, PERMISSIVE MOTOR VEHICLE LICENSE TAX FUND		\$0.00
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COPS FAST FUND

Personnel Costs	\$0.00	
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TOTAL APPROPRIATION, COPS FAST FUND		\$0.00
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AMOUNT	SUBTOTALS	FUND TOTALS
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ENFORCEMENT & EDUCATION FUND

Supplies & Materials	\$0.00	
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TOTAL APPROPRIATION, ENFORCEMENT & EDUCATION FUND		\$0.00
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EQUITABLE SHARING FUND

Supplies & Materials	\$0.00	
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TOTAL APPROPRIATION, EQUITABLE SHARING FUND		\$0.00
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MAYOR'S COURT — COMPUTER FUND

Supplies & Materials	\$0.00		
TOTAL APPROPRIATION, MAYOR'S COURT — COMPUTER FUND			\$0.00
	AMOUNT	SUBTOTALS	

BABCOCK PROJECTS FUND

Capital Outlay	\$0.00		
TOTAL APPROPRIATION, BABCOCK PROJECTS FUND			\$0.00

BUDGET STABILIZATION FUND

Capital Outlay	\$60,000.00		
TOTAL APPROPRIATION, BUDGET STABILIZATION FUND			\$60,000.00

FEMA FUND

Supplies & Materials	\$0.00		
TOTAL APPROPRIATION, FEMA FUND			\$0.00

SCHOOL TRAFFIC IMPROVEMENT FUND

Supplies & Materials	\$10,000.00		
TOTAL APPROPRIATION, SCHOOL TRAFFIC IMPROVEMENT FUND			\$10,000.00

RESTRICTED POLICE GRANT FUND

Contractual Services	\$0.00		
TOTAL APPROPRIATION, RESTRICTED POLICE GRANT FUND			\$0.00

RIGHT OF WAY FUND

Contractual Services	\$6,000.00		
Capital Outlay	\$0.00		
TOTAL APPROPRIATION, RIGHT OF WAY FUND			\$6,000.00

EMPLOYEE FUND

Transfers - out	\$0.00		
TOTAL APPROPRIATION, EMPLOYEE FUND			\$0.00

DEBT SERVICE FUND

Debt Service	\$490,000.00
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TOTAL APPROPRIATION, DEBT SERVICE FUND	\$490,000.00
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CAPITAL PROJECTS FUND

Capital Outlay	\$1,123,509.25
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TOTAL APPROPRIATION, CAPITAL PROJECTS FUND	\$1,123,509.25
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CAPITAL PROJECTS FUND - Rt 62

Capital Outlay	\$153,400.03
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TOTAL APPROPRIATION, CAPITAL PROJECTS FUND Rt 62	\$153,400.03
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WATER OPERATIONS FUND

Personnel Costs	\$346,653.45
Contractual Services	\$126,950.00
Supplies & Materials	\$289,400.00
Permit Fees	\$6,000.00
Capital Outlay	\$0.00
Other Uses of Funds	\$1,500.00

TOTAL APPROPRIATION, WATER OPERATIONS FUND	\$770,503.45
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SEWER OPERATIONS FUND

Personnel Costs	\$385,529.41
Contractual Services	\$254,000.00
Supplies & Materials	\$297,900.00
Permit Fees	\$4,000.00
Capital Outlay	\$0.00
Other Uses of Funds	\$1,500.00

TOTAL APPROPRIATION, SEWER OPERATIONS FUND	\$942,929.41
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WATER REPLACEMENT & IMPROVEMENTS FUND

Capital Outlay	\$4,452,623.00
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TOTAL APPROPRIATION, WATER REPLACEMENT & IMPROVEMENTS FUND	\$4,452,623.00
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SEWER REPLACEMENT & IMPROVEMENTS FUND

Capital Outlay	\$2,603,320.00
Miscellaneous	\$0.00

TOTAL APPROPRIATION, SEWER REPLACEMENT & IMPROVEMENTS FUND**\$2,603,320.00****WATER DEBT SERVICE FUND**

Debt Service	\$396,600.00
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TOTAL APPROPRIATION, WATER DEBT SERVICE FUND**\$396,600.00****SEWER DEBT SERVICE FUND**

Debt Service	\$481,500.00
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TOTAL APPROPRIATION, SEWER DEBT SERVICE FUND**\$481,500.00****ENTERPRISE DEPOSIT FUND**

Miscellaneous	\$35,000.00
Transfers	\$1,000.00

TOTAL APPROPRIATION, ENTERPRISE DEPOSIT FUND**\$36,000.00****UNCLAIMED MONIES FUND**

Transfers	\$0.00
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TOTAL APPROPRIATION, UNCLAIMED MONIES FUND**\$0.00****MAYOR'S COURT FUND**

Contractual Services	\$85,000.00
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TOTAL APPROPRIATION, MAYOR'S COURT FUND**\$85,000.00****TOTAL APPROPRIATIONS, ALL FUNDS****\$15,281,322.11**



**A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL
REGULAR VILLAGE COUNCIL MEETINGS FOR THE 2021 CALENDAR YEAR**

WHEREAS, the Village of Johnstown Council desires to establish a schedule of regular meeting dates for the 2021 calendar year; and

WHEREAS, Council generally desires to retain the 1st and 3rd Tuesdays of each month as its regular meeting dates and designates 6:30 p.m. as the meeting time; and

WHEREAS, in November and any Primary or Special Election scheduled, Council will meet on the 1st Wednesday** allowing Council chambers to be used as a polling location.

WHEREAS, in the month of December, Council will hold meetings on the 1st and 2nd Tuesday of the month.

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

Section One The Village Council herein approves the following schedule of Regular Council Meetings for the 2021 Calendar Year, which shall have a starting time of 6:30 p.m.:

January 5	April 6	July 6	October 5
January 19	April 20	July 20	October 19
February 2	May 4	August 3	November 3**
February 16	May 18	August 17	November 16
March 2	June 1	September 7	December 7
March 16	June 15	September 21	December 14

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 VILLAGE OF JOHNSTOWN.

Introduction/Public Hearing/Vote: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director



RESOLUTION 2020-43

**A RESOLUTION ESTABLISHING THE REGULAR MEETING DATES AND TIME FOR ALL
REGULAR PLANNING & ZONING COMMISSION MEETINGS FOR THE 2021 CALENDAR
YEAR**

Whereas, it is the recommendation of the Planning & Zoning Commission that Johnstown Village Council approve the Regular Meeting Dates and Time for the Planning & Zoning Commission for the 2021 Calendar Year; and

Whereas, the Planning & Zoning Commission generally desires to retain the 2nd and 4th Tuesdays of each month as its Regular Meeting Dates, and 6:30 p.m. as the meeting time; and

Whereas, In December, the Planning & Zoning Commission will meet only once on the first Wednesday.

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

Section One the Village Council herein approves the following Schedule of Regular Planning & Zoning Commission Meetings for the 2021 Calendar Year, which shall have a starting time of 6:30 p.m.:

January 12	March 9	May 11	July 13	September 14	November 9
January 26	March 23	May 25	July 27	September 28	November 23
February 9	April 13	June 8	August 10	October 12	December 1
February 23	April 27	June 22	August 24	October 26	

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, as well as any meetings held by the Planning & Zoning Commission 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 VILLAGE OF JOHNSTOWN.

Introduction/Public Hearing/Vote: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director



RESOLUTION 2020-44

A RESOLUTION ESTABLISHING SUBMITTAL DEADLINES FOR PLANNING & ZONING COMMISSION APPLICATIONS IN THE 2021 CALENDAR YEAR

Whereas, the Planning & Zoning Commission meeting dates for 2021 were approved by Council Resolution 2020-43; and

Whereas, it is necessary for Village Staff to have sufficient time to review and properly evaluate applications and materials prior to drafting the staff report for Planning and Zoning Commission review; and

Whereas, it is Staff recommendation that Johnstown Village Council approve deadlines for submitting applications to the Planning & Zoning Commission for the 2021 Calendar Year; and

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

Section One Village Council herein approves the 2021 Planning and Zoning Commission Submittal Deadline schedule attached.

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, as well as any meetings held by the Planning & Zoning Commission 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 VILLAGE OF JOHNSTOWN.

Introduction/Public Hearing/Vote: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

Planning & Zoning Commission Application Submittal Deadlines

Commission Meeting	Submission Date*
1/12/2021	12/29/2020
1/26/2021	1/12/2021
2/9/2021	1/26/2021
2/23/2021	2/9/2021
3/9/2021	2/23/2021
3/23/2021	3/9/2021
4/13/2021	3/30/2021
4/27/2021	4/13/2021
5/11/2021	4/27/2021
5/25/2021	5/11/2021
6/8/2021	5/25/2021
6/22/2021	6/8/2021
7/13/2021	6/29/2021
7/27/2021	7/13/2021
8/10/2021	7/27/2021
8/24/2021	8/10/2021
9/14/2021	8/31/2021
9/28/2021	9/14/2021
10/12/2021	9/28/2021
10/26/2021	10/12/2021
11/9/2021	10/26/2021
11/23/2021	11/9/2021
12/1/2021	11/17/2021

*Due to public notice requirements, actual application deadlines may be in advance of the date posted. Please contact the Zoning Inspector for information.

Resolution 2020-44



RESOLUTION 2020-45

A RESOLUTION ESTABLISHING THE 2021 HOLIDAYS FOR WHICH THE VILLAGE OF JOHNSTOWN MUNICIPAL OFFICES WILL BE CLOSED FOR BUSINESS

WHEREAS, the Village of Johnstown Council desires to establish a schedule of holidays for the 2021 Calendar Year, wherein the Village of Johnstown Municipal Offices will be closed for business.

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

Section One: Village Council herein approves the following schedule of holidays for the 2021 calendar year, wherein the municipal offices will be closed:

Friday, January 1 – New Year’s Day
Monday, February 15 – President’s Day
Monday, May 31 – Memorial Day
Monday, July 5 – Independence Day observed
Monday, September 6 – Labor Day
Monday, October 11 – Columbus Day
Thursday, November 11 – Veterans Day
Thursday & Friday, November 25 & 26 – Thanksgiving Holiday
Friday, December 24 – Christmas Eve
Monday, December 27– Christmas Holiday observed

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 VILLAGE OF JOHNSTOWN.

Date of Introduction/Public Hearing/Passage: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director



A RESOLUTION TO APPOINT A VILLAGE LAW DIRECTOR, VILLAGE PROSECUTOR, MUNICIPAL COURT MAGISTRATE, VILLAGE ENGINEER, AND VILLAGE AUDITOR TO SERVE THE VILLAGE AND ITS' EMPLOYEES FOR THE YEAR 2021

WHEREAS, Sections 6.01(a) and 6.03(b) of the Charter of the Village 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 Village 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 Village, and Council desires to appoint a Village Engineer as well as an auditor and;

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

Section One: The Village Council herein approves the following Appointments for 2020:

VILLAGE LAW DIRECTOR
VILLAGE ASSISTANT PROSECUTOR
VILLAGE MAGISTRATE
VILLAGE ENGINEER
VILLAGE AUDITOR

FROST BROWN TODD, LLC
MARK GARDNER
TRACY VANWINKLE
PRIME AE GROUP, INC
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 VILLAGE OF JOHNSTOWN.

Introduction/Public Hearing/Vote: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director



RESOLUTION 2020-47

A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT WITH THE LICKING COUNTY BOARD OF COMMISSIONERS FOR REIMBURSEMENT OF LEGAL COUNSEL FOR INDIGENT DEFENDANTS FOR THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, OHIO

WHEREAS, in circumstances where an indigent individual is charged with a violation of ordinances of the Village of Johnstown, and that person requests appointed counsel, the Municipal Court will appoint an attorney to provide for the individual's defense; and

WHEREAS, the County provides legal representation for indigent adults through an appointed counsel system adopted in accordance with Ohio Revised code Section 120.33; and

WHEREAS, the County has adopted a program for this Municipality, whereby individual attorneys are assigned on a case by case basis for indigent defendants who qualify, and have been charged with a municipal code violation; and

WHEREAS, the County Commissioners pursuant to ORC 120.33, may enter into a contract with a municipal corporation under which the municipal corporation shall reimburse the County for counsel appointed to represent indigent persons charged with a violation of an ordinance of the municipal corporation; and

WHEREAS, the Village contract with Licking County will expire December 31, 2020 and the Ohio Public Defenders Office requires annual renewal of indigent contracts be voted on each year and filed with the County Board of Commissioners.

WHEREAS, these contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the limits of the County Maximum Fee Schedule for Appointed Counsel in order for the COUNTY to obtain reimbursement for indigent defense costs pursuant to ORC 120.33 and 120.35, and pay the VILLAGE its appropriate share; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF JOHNSTOWN, LICKING COUNTY, OHIO, AS FOLLOWS:

Section 1. The Village Manager previously entered into a contract with the Licking County Board of Commissioners for legal representation of indigent persons in Licking County Municipal Court who are charged with a violation of any ordinance of the Village for which the penalty or any possible adjudication includes potential loss of liberty.

Section 2. The term of this agreement shall be for one (1) year, **January 1, 2021 to December 31, 2021** with the option for renewal for additional one year terms upon proper resolution of each entity agreeing to the one year extension and proper appropriation of funding for the new year; and

Section 3. 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 the 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 Village of Johnstown

Introduction/Public Hearing/Vote: December 8, 2020

By: _____

Chip Dutcher, Mayor

ATTESTED TO:

APPROVED AS TO FORM:

Teresa Monroe
Clerk of Council

Yazan S. Ashrawi
Law Director



ORDINANCE 37-2020

**AN ORDINANCE AMENDING ORDINANCE 40-19,
THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO
APPROVE NECESSARY CHANGES OF APPROPRIATIONS AND DECLARING AN
EMERGENCY**

WHEREAS, the Council of the Village of Johnstown adopted its annual appropriations for 2020 on December 3, 2019; and

WHEREAS, the Council of the Village of Johnstown does hereby desire to amend its appropriations to encumber funds received from the Fourth Round of the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136 (the CARES Act) by way of the State of Ohio's County Coronavirus Relief Distribution Fund (see Resolution 2020-16); and

WHEREAS, the Village of Johnstown has received \$21,266.53 from Licking County on November 24th 2020; and

WHEREAS, the net effect on the finances of all Funds of the Village of Johnstown will be \$0.

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

Section One. That the revenues and appropriations for the CARES Act Fund that were set forth in Ordinance 40-19, adopted by the Council of the Village of Johnstown, State of Ohio, on December 3, 2019, be hereby amended to read as follows:

Revenues for CARES Act Fund 2909

Federal Grants	(increase)	\$ 21,266.53
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Appropriations for CARES Act Fund 2909

Supplies & Materials	(increase)	\$ 21,266.53
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NET EFFECT on CARES Act Fund 2909		\$ 0
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Section Two. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that meetings of any of its committees that resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Section Three. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety or welfare for the reason that there is opportunity to enlist services of a contractor currently on site for the parking lot and also there is immediate need for replacement of the Village Manager's computer; therefore, this ordinance shall take effect immediately upon its passage.

Date of Introduction/Public Hearing/Vote: December 8, 2020
Effective Date:

BY: _____

Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director



ORDINANCE 38-2020

**AN ORDINANCE ADOPTING CHAPTER 1171.04 ACCESSORY DWELLING UNITS OF THE
CODIFIED ORDINANCES OF THE VILLAGE OF JOHNSTOWN, OHIO.**

WHEREAS, the Village Council of Johnstown, Ohio wishes to provide an alternative housing option to residents in the Village; and

WHEREAS, the purpose of these regulations are to permit accessory dwelling units on private residential property in the Village of Johnstown provided certain standards are met; and

WHEREAS, The Village Council finds that allowing accessory dwelling units in Johnstown would promote ageing-in-place and diversify the housing opportunities within the Village; and

WHEREAS, Accessory dwelling units provide a unique opportunity for the Village; however they also bring regulation challenges; and

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

Section One. That Chapter 1171.04 Accessory Dwelling Units is hereby established as attached in "Exhibit A" and incorporated herein.

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

Date of Introduction: December 8, 2020

Public Hearing/Vote: January 5, 2021

Effective Date:

BY: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

Chapter 1171 Supplementary District Regulations

1171.04 ACCESSORY DWELLING UNITS

Accessory dwelling units shall be conditionally permitted in SR and RR residential districts, subject to Chapter 1131. Accessory dwelling units will be considered as accessory structures for the purposes of 1171.03 (b). All accessory dwelling units must follow the zoning district development standards as well as the following conditions and requirements:

- (a) An accessory dwelling unit may be located within a principal single-family detached dwelling or a detached accessory building on the same lot as a principal dwelling.
- (b) There shall not be more than one accessory dwelling structure on a lot in addition to the principal single-family dwelling and other permitted accessory structures.
- (c) The owner of the lot must live in the primary residence.
- (d) Accessory dwellings shall be;
 - a. A minimum of 400 square feet and a maximum of 800 square feet in SR districts, and
 - b. A minimum of 400 square feet and a maximum of 1,000 square feet in the RR district.
- (e) A detached accessory dwelling must be assigned a separate mailing address.
- (f) A minimum of one off-street parking space shall be provided on the lot for the accessory dwelling unit in addition to the off-street parking spaces required for the principal dwelling unit. Reference 1175.10 Parking Space Requirements
- (g) The accessory dwelling shall contain a living area, one bath and a kitchenette (including a refrigerator, microwave oven and/or stove, and sink) and may contain no more than one bedroom. Each unit must also have a permanent foundation.
- (h) Accessory dwelling units will have separate water and sewer taps.
- (i) No more than two adults shall occupy the accessory dwelling unit.
- (j) No new access points or driveways shall be created or installed for access to the accessory dwelling unit except for lots zoned Rural Residential.
- (k) The accessory dwelling shall have a roof pitch and design character that matches that of the primary dwelling and shall be no more than one story. Reference Johnstown's Design Review Districts and Standards and Chapters 1171.12 and 1187.

Comment [BK1]: Is this enforceable?

Comment [AYS2]: Tough call. There has been a lot of litigation around the country related to AirBNB sort of prohibitions. I would suggest a more comprehensive short-term rental ordinance if we want to address this. Happy to look at this in more detail if Council/P&Z wants to continue with a prohibition. But there is risk.

Comment [AYS3]: This also may be challenge. We need to look at this further as there has been litigation on restriction of number of individuals living in a structure.



**AN ORDINANCE ESTABLISHING SECTION 171.08, USE OF ELECTRONICALLY
CREATED CITATIONS, IN THE CODIFIED ORDINANCES OF THE VILLAGE OF
JOHNSTOWN, OHIO.**

WHEREAS, Chapter 171 of the Johnstown Codified Ordinances governs Mayor's Court and establishes home rules; and

WHEREAS, the Johnstown Division of Police seeks to add language that establishes the acceptable use of an electronically created citation (hereinafter known as e-tickets); and

WHEREAS, E-tickets are a digital form of a citation, created in-car and distributed in a readable, printed format.

WHEREAS, approval of this Ordinance has no bearing on the expectation of equipment, only to support successful outcomes for grants that may be submitted; and

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

Section One. That Section 171.08 is established as follows.

171.08 USE OF ELECTRONICALLY CREATED CITATIONS.

- (a) The use and filing of an electronically created citation that is produced by computer or other electronic means is hereby authorized by Johnstown Mayor's Court. The electronically produced citation shall conform in all substantive respects to the Ohio Uniform Traffic Ticket. If an electronically produced citation is issued at the scene of an alleged offense, the issuing officer shall provide the defendant with a paper copy of the citation.

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

Date of Introduction: December 8, 2020

Public Hearing/Vote: January 5, 2021

Effective Date:

BY: _____

Mayor Chip Dutcher

Ord 39-2020

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director