



Regular Council
Tuesday, January 5, 2021 - 6:30 PM
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the Village of Johnstown Regular Council Meeting for January 5, 2021 at 6:35 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest

Absent - None

Staff present - Jim Lenner - Village Manager, Jack Liggett - Assistant Village Manager, Abe Haroon - Chief of Police, Dana Steffan - Finance Director, Bailey Klimchak - Village Planner, Jim Blair - Zoning Inspector, Ryan Green - Chairman of Planning and Zoning, Paul Hatfield, Rusty Smart, other Police Department members, Teresa Monroe - Clerk of Council

Public present - Families of Officers swearing in.

3. Invocation - Mayor Dutcher

4. Pledge of Allegiance

5. Swearing In - Police

a. Sergeant

Officer Paul Hatfield took the Oath of Office and was sworn in to the rank of Sergeant by Mayor Chip Dutcher.

b. Deputy Chief

Sergeant Rusty Smart took the Oath of Office and was sworn in to the rank of Deputy Chief by Mayor Chip Dutcher.

6. Action on Minutes

a. December 1, 2020 and December 8, 2020

ACTION: Marvin Block moved to Approve both minutes en bloc; Sharon Hendren seconded and the vote was as follows:

AYES: Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest

NOES: None

ABSTAIN: None

Passed 7 - 0

7. Citizen comments on matters not on the agenda

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

None

8. Council Committee reports

- a. **Planning & Zoning:** Met 12/2/20 minutes draft attached; Next 1/12/21 @ 6:30 pm. Virtual Draft minutes were included with the packet. Next meeting on January 12th was advertised as virtual only but Chairman Green asked that it be hybrid so those who wish can attend in person.
- b. **Safety & Service:** 1/5/21
Committee reviewed goals and finalized for 2021. Ongoing discussion on AEP street lighting in the village and questions to discuss with their representative invited to attend February committee meeting. Continued discussion on potential for Sidewalk Replacement Program, tying in to the Active Transportation Program as well as Safe Routes to Schools.
- c. **Finance:** Met 12/7/20 minutes draft attached; Next 1/19/21 @ 5:00 pm. Format TBD Draft minutes were included with the packet.
- d. **Economic Development:** Met 12/3/20 minutes draft attached; Next 1/7/21 @ 10:00 am Virtual.
Draft minutes were included with the packet.
- e. **Park & Rec:** Met 12/10/20 minutes draft attached; Next 1/14/21 @ 10:00 am virtual.
Draft minutes were included with the packet.

Mr. Block asked for an update on the Storm Water Program; Mr. Liggett said letters are being drafted to HOA's.

Ms. Hendren noted the restroom at the Trail head needed attention.

9. Director Reports

- a. Service Department
Jack Liggett reviewed reports submitted by Service Department Directors. Jim Lenner highlighted graphing software directors will begin using to show monthly and yearly trends for their departments to help visualize statistics.
 - i. Water
 - ii. Waste water
 - iii. Street

Mr. Liggett added that the school zone signs in Leafy Dell have been up and the speed limit signs have been moved as directed.

Mr. Lee noted the streets looked great after the holiday snow events; Mr. Liggett said the

new plow truck performed very well.

b. Manager - Verbal update

Mr. Lenner said there are no new updates that Council is not already aware of. Mr. Lenner said he will be pushing for staff to create agenda reports for legislation going out in the council packets, this will help lend context to the legislation on the agenda for consideration.

10. Tabled Legislation - **N/A**

11. Public Hearings 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. *Introduced December 8, 2020*

Planner Bailey Klimchak provided background saying this Ordinance was forwarded from the Planning and Zoning Commission and would allow Accessory Dwelling Units (ADU) in the village. Rules within the Ordinance would only allow ADU's in SR and RR zoning districts at this time but potential for extension to PUD etc.; the Ordinance also regulates structure size and how many people can live in the ADU. Planning and Zoning would like to see this geared toward family members but it is understood that would be hard to regulate fully.

Ben Lee said there was much deliberation on this to get the result presented; he said he would like to see this tabled tonight as there are some additional items related to ADU's that may need to be discussed in Planning and Zoning to shore up some unintended consequences from the legislation. Mr. Lee said he still thinks ADU's are valid and would serve a need within the community but in his opinion some pieces such as lot coverage requirements need to be reviewed again by Planning and Zoning.

Ms. Hendren expressed concern for the ADU becoming a rental if the family member were to pass away. Ms. Klimchak said it would be hard to regulate telling the owner they could not rent out the unit.

Ms. Robertson asked why the village would want to have this as an option and increase rentals when that is not something we want; the village wants more home ownership. She said she would not like to see this in her neighborhood; she believes it would lower property values, if someone wants their mom or dad to live with them, they should expand their house or add a room etc. Ms. Robertson asked if Westerville or Dublin had anything like this. Ms. Klimchak said so far no; staff looked at Yellow Springs and Hudson in Ohio. Ms. Robertson said she does not see this being good for the village; she is totally against it and agrees on tabling.

Ms. Hendren said she also is against this being allowed on smaller lots like in Concord Crossing. Mr. Lee said currently PUD (Concord Crossing) would not be included.

Ms. Van Deest said she would like to continue studying this and asked Ms. Klimchak to get some feedback from Hudson and Yellow Springs about how it's working out; she is still considering and not totally opposed.

Zoning Inspector Jim Blair said the only zoning district in the village, as the legislation is currently presented, that an ADU would be allowed would be in Raccoon Creek Estates and the cost of putting one of these on your property would likely be \$70-80,000. Mr. Block noted that the HOA may not even allow.

ACTION:	Benjamin Lee moved to table Ordinance 38-2020; Sharon Hendren seconded and the vote was as follows:
AYES:	Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest, Chip Dutcher
NOES:	None
ABSTAIN:	None

Tabled 7 - 0

- 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. *Introduced December 8, 2020*

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

Mr. Block asked Chief Haroon if he found out what the cost was going to be to get everything needed. Chief Haroon said it looked like there would not be any upfront cost, may possibly be a need for cables, eight dollars each for five vehicles, but unknown until the devices come in. Said if he were to write and be approved for the grant, it would cover the mounting brackets, printers and the initial paper, and then the paper cost itself is cheaper than the physical copy paper being used now.

Chief Haroon noted this legislation is only so the court will recognize e-citations and allow him to write the grant and if approved the equipment would be provided. Ms. Van Deest asked if this could be used in any other positions and if Chief had any experience with e-tickets being used in other municipalities; Chief Haroon said not directly, the Licking County Sheriff's office uses now; he elaborated on other uses for the printer and paper. Chief Haroon re-stated that this just approves the Ordinance to recognize the use so even if we decide not to use them this year or next, if it is ten years from now before they are used, we won't have to go through this process again, it just gives the foundation that the village will recognize the use of electronic citations.

ACTION: Marvin Block moved to Approve; Doug Lehner seconded and the vote was as follows:
AYES: Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest, Chip Dutcher, Cheryl Robertson
NOES: None
ABSTAIN: None

Passed 7 - 0

- c. **RESOLUTION 2021-01** A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER SUPPLY REVOLVING LOAN ACCOUNT (WSRLA) AGREEMENT ON BEHALF OF THE VILLAGE OF JOHNSTOWN FOR CONSTRUCTION OF WATER FACILITIES; AND DESIGNATE A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

Mr. Lenner said the village applied for and was accepted into this program, the letter of interest was approved and now we need to formally apply. Decision is to apply for three million dollars for the water tower; there is opportunity for a zero interest loan or potentially a grant. If awarded, this will free up bond money reserved for the water tower to do something else, Village Engineer is helping to facilitate the grant writing, we won't know the official terms until award. Depending on approval timelines, it could push back the bid date of the water tower, currently set for mid to late February.

Ms. Van Deest inquired on the dollar amount, she thought previously the tower quote was only two million dollars; Mr. Lenner said she was correct and discussed some reasons for the increased amount. Mr. Liggett noted there will be options for the type of tower, decisions will be made based on construction and life maintenance costs. Mr. Lenner said the color scheme is the red band and block letters to match existing tower, there was no objection of Council.

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

ACTION: Cheryl Robertson moved to Approve; Marvin Block seconded and the vote was as follows:
AYES: Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest
NOES: None
ABSTAIN: None

Passed 7 - 0

- d. **RESOLUTION 2021-02** A RESOLUTION AMENDING THE EMPLOYMENT CONTRACT WITH JIM LENNER FOR VILLAGE MANAGER.

Mayor Dutcher said this was considered during budget deliberation for 2021, Personnel Board of Review passed a recommendation for the amendment to Jim Lenner's contract.

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

ACTION: Chip Dutcher moved to Approve Resolution 2021-02; Marvin Block seconded and the vote was as follows:
AYES: Benjamin Lee, Sharon Hendren, Carol Van Deest, Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block
NOES: None
ABSTAIN: None

Passed 7 - 0

Mr. Lenner thanked Village Council; Mayor Dutcher said the Manager is appreciated.

12. Introduction of Legislation - N/A

13. Other Business

1. Mr. Block inquired on various items noted in the Zoning Inspector report previously distributed to staff. Among the items, there was discussion by the Board and staff on a resident who wants to build a "tiny home" in their driveway. Update on the loads of dirt being dropped off at the extended roadway Fondriest; most of the dirt will be used in the development. Discussion on Track Street properties and access points, Mr. Block noted this has been an ongoing conversation with the property owners for over a year. Mr. Lenner said he has a meeting with the Village Planner tomorrow to review several zoning issues.

2. Ms. Van Deest asked about the traffic light required by Pulte on US 62 at Bigelow Drive and if we knew how ODOT felt about the light with regard to their upcoming project. Mr. Lenner said they have no opinion on it and they will move forward with their project; they have ensured that whatever they construct will not hamper any future signal.

14. Adjourn

ACTION: Benjamin Lee moved to Adjourn; Sharon Hendren seconded and all were in favor.
AYES: Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest
NOES: None
ABSTAIN: None

Passed 7 - 0

Meeting adjourned at 7:55 pm

Next Council Meeting January 19, 2021