Village of Johnstown
Regular Council Meeting Minutes
Tuesday, May 20, 2014

CALL TO ORDER
Mayor Sean Staneart Called to Order the Village of Johnstown Regular Council Meeting for Tuesday, May 20, 2014 at approximately 7:00 p.m.

ROLL CALL: Cheryl Robertson; present, Bill Van Gundy; present, Bob Orsini; present, Sharon Hendren; present, Mayor Sean Staneart; present, David Keck; present, Carol Van Deest; present.

IN ATTENDANCE – STAFF: Jim Lenner-Village Manager, Don Corbin-Chief of Police, Jim Blair-Zoning Inspector, Jack Liggett-Service Director, Patti Barlitt-Service Department, Tim Perry-Service Department, Newt Long-Service Department, David Riepenhoff- Village Legal Counsel, David Wigginton- Village Legal Counsel

IN ATTENDANCE – PUBLIC: Gordon Cromwell, Charlie Sullivan, Urvin Hartsock, and Harry Galbraith-members of American Legion Post 254, Pat Kramer.

INVOCATION: Given by Councilman Bill Van Gundy

PLEDGE OF ALLEGIANCE

MOTION

Mayor Sean Staneart asked for a motion to amend the agenda to include a third Executive Session at the end of the meeting. Bill Van Gundy moved to amend the agenda as requested. Bob Orsini seconded and the vote was as follows: Bill Van Gundy; yes, Bob Orsini; yes, Sharon Hendren; yes, Sean Staneart; yes, David Keck; yes, Carol Van Deest; yes, Cheryl Robertson; yes. **Motion passed 7-0**

For the first Executive Session Jim Lenner requested the presence of: Chief Don Corbin, David Wigginton, David Riepenhoff, and himself.

For the second Executive Session Jim Lenner requested the presence of: David Wigginton and himself.

Mayor Staneart noted that the third Executive Session would be Council members only.

APPROVAL OF MINUTES: May 6, 2014

Bob Orsini moved to approve the Council minutes as presented. Sharon Hendren seconded and the vote was as follows: Bob Orsini; yes, Sharon Hendren; yes, Sean Staneart; yes, David Keck; yes, Carol Van Deest; yes, Cheryl Robertson; yes, Bill Van Gundy; yes.
Motion passed 7-0

CORRESPONDENCE

a. American Legion Post 254 – Letter to Village Council asking for verification that funds were budgeted for the 2014 Fourth of July Fireworks. Council confirmed that the Village of Johnstown would contribute $2500.00. The fireworks will be held on July 3rd, 2014 with a rain date of July 4th, 2014.

PUBLIC COMMENTS: Mayor Staneart opened the floor for Public Comment. No comments were offered and Mayor Staneart closed Public Comment.

LEGISLATION

A. RESOLUTION NO. 2014-24 A RESOLUTION AMENDING RESOLUTION 2014-07 SECTION ONE AND RESOLUTION 2014-11 SECTION ONE AUTHORIZING THE VILLAGE MANAGER TO EXTEND THE TERMINATION OF WATER SERVICE DATE TO FEBRUARY 1, 2015
Introduction/Public Hearing/Vote

Jim Lenner introduced the resolution to extend the deadline to terminate the water service. Mr. Lenner explained at the time of the request to provide water service by Mr. Holbrook, the belief the property would be annexed existed and each party acted in good faith. Since the waterline was installed Mr. Holbrook no longer has the necessary votes to annex his properties. Mr. Lenner has spoken to Mr. Holbrook and believes he wants to annex. Mayor Sean Staneart noted he owns property across from Mr. Holbrook and is not participating in the conversation. Various Council members expressed the desire to have the Duncan Plains/US 62 corner annexed into the Village but realized the nature of Mr. Holbrook's problem. Mr. Orsini asked if Mr. Holbrook was paying a water bill. Mr. Lenner stated Mr. Holbrook paid for three water taps and is paying 200% of the normal rate for water. Mr. Lenner stated was can extend the deadline to work with Mr. Holbrook and require the survey be completed and submitted to the Village. This will show Mr. Holbrook's commitment to the project and will allow others to come on board with the annexation.

Section two of the resolution was amended to become section three and the revised section two will read that the property owner must submit a survey to the Village by September 1st, 2014.

Bill Van Gundy moved to approve Resolution 2014-24 as amended. Bob Orsini seconded and the vote was as follows: Sharon Hendren; yes, Sean Staneart; abstain, David Keck; yes, Carol Van Deest; yes, Cheryl Robertson; yes, Bill Van Gundy; yes, Bob Orsini; yes.
Motion passed 6-0 with one abstention

B. RESOLUTION 14-25 A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A LEASE AGREEMENT WITH AMERICAN LEGION POST #254, INC.
Introduction/Public Hearing/Vote

Jim Lenner introduced the resolution as the lease for the Rec Center. Mr. Lenner noted the committee met numerous times and a lease has been finalized. Mr. Gordon Cromwell thanked Council and staff for their willingness to participate in the partnership and looks forward to a great facility.

Bob Orsini moved to approve Resolution 2014-25. David Keck seconded and the vote was as follows: Sean Staneart; yes, David Keck; yes, Carol Van Deest; yes, Cheryl Robertson; yes, Bill Van Gundy; yes, Bob Orsini; yes, Sharon Hendren; yes.
Motion passed 7-0

OTHER BUSINESS - None

EXECUTIVE SESSION #1

David Keck moved to enter into Executive Session for the purpose of discussing pending litigation. Mayor Staneart seconded and the vote was as follows: David Keck; yes, Carol Van Deest; yes, Cheryl Robertson; yes, Bill Van Gundy; yes, Bob Orsini; yes, Sharon Hendren; yes, Sean Staneart; yes, **Motion passed 7-0**

Executive Session included members of Council, Village Manager Jim Lenner, Police Chief Don Corbin, Village Legal Counsel David Riepenhoff, and Village Legal Counsel David Riepenhoff.

Executive Session began at 7:30 p.m. and concluded at 8:00 p.m.

EXECUTIVE SESSION #2

David Keck moved to enter into Executive Session for the purpose of discussing imminent litigation. Mayor Staneart seconded and the vote was as follows: Carol Van Deest; yes, Cheryl Robertson; yes, Bill Van Gundy; yes, Bob Orsini; yes, Sharon Hendren; yes, Sean Staneart; yes, David Keck; yes. **Motion passed 7-0**

Executive Session included members of Council, Village Manager Jim Lenner, and Village Legal Counsel David Wigginton.

Executive Session began at 8:01 p.m. and concluded at 8:30 p.m.

EXECUTIVE SESSION #3

David Keck moved to enter into Executive Session for the purpose of discussing the Village Manager's Contract. Mayor Staneart seconded and the vote was as follows: Cheryl Robertson; yes, Bill Van Gundy; yes, Bob Orsini; yes, Sharon Hendren; yes, Sean Staneart; yes, David Keck; yes, Carol Van Deest; yes, Motion **passed 7-0**

Executive Session included members of Council only.

Executive Session began at 8:31 p. m. and concluded at approximately 9:30 p.m.

ADJOURNMENT: There being no further business to come before Council, Bill Van Gundy moved to adjourn. Mayor Sean Staneart seconded and all were in favor. **Motion passed 7-0**.

Thereupon, the meeting adjourned at approximately 9:31 p.m.

RESPECTFULLY SUBMITTED

Jim Lenner, Village Manager

APPROVED AS PRESENTED

Mayor Sean Staneart