

**Village of Johnstown
Regular Council Meeting Minutes
Tuesday, January 16, 2018**

Marvin Block was previously sworn in by the Clerk of Council on January 9, 2018.

CALL TO ORDER: Mayor Benjamin Lee called to Order the Village of Johnstown Regular Council Meeting for Tuesday, January 16, 2018 at 6:30 p.m.

COUNCIL ROLL CALL: Marvin Block; present, Chip Dutcher; present, Lewie Main; present, Cheryl Robertson; present, Mayor Ben Lee; present, Bill Van Gundy; present, Carol Van Deest; present.

IN ATTENDANCE – STAFF: Jack Liggett – Assistant Village Manager, Yazan Ashrawi – Law Director, Jim Blair – Zoning Inspector, Don Corbin – Police Chief, Josh Boudinot – Police Lt., Teresa Monroe – Clerk of Council

IN ATTENDANCE – PUBLIC: Kaitlin Rader, Chuck & Ruth Ann Booher, Terry Scovell, Steve Scovell, Alice Main, Brian & Yvonne Rose, Sean Stanearth.

INVOCATION: Given by Councilman Main

PLEDGE OF ALLEGIANCE

ACTION ON MINUTES: Mr. Van Gundy moved to approve the **January 2, 2018 Regular Council** minutes as written. Ms. Van Deest seconded and the vote was as follows:

Marvin Block	A
Chip Dutcher;	Y
Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y

Pass 6-0 with one abstention due to absence

CITIZEN COMMENTS

1. Steve Scovell; Township resident whose property abuts the Rice property. Mr. Scovell asked for an update on any development of the Rice property and inquired on traffic implications of the proposed development. Zoning Inspector Mr. Blair answered that a pre-annexation agreement had just been received and this is the very beginning of a process; traffic has not been addressed yet. The first sketches were presented to Planning & Zoning for initial design reaction; no formal applications have been presented. Mr. Scovell inquired on school and village resource impacts of new development. Mr. Blair said there has been discussion on adding impact fees to help recover costs of village services but impact numbers are not completely known at this time.

2. Ruth Ann Booher; inquired if there was a breakdown of the impact fees, Mr. Blair answered not at this time. Ms. Booher said she would like to be included in the discussions on the impact fees.

3. Brian Rose; resident of Leafy Dell. Reports there is a large pile of snow at Edwards Road and SR 37, looks like it was piled up by a snow plow and it is difficult to see if you have to turn onto 37 from Edwards. Mr. Liggett said the Service Department would look into it in the morning.

EXECUTIVE SESSION: Pending Court Action; Conference with Attorney

Motion: Mr. Van Gundy moved to enter into Executive Session with members of Council, Law Director, Assistant Manager Jack Liggett and Zoning Inspector Jim Blair. Ben Lee seconded and the vote was as follows:

Chip Dutcher;	Y
Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y

Pass 7-0; Executive Session began at 6:44 p.m.; returned to regular session at 7:26 p.m. with no decision after.

COUNCIL COMMITTEE REPORTS

a. Planning & Zoning: Met 1/9/18 Mayor Lee reviewed updates from the meeting - new leadership was elected; Joe Ethier was elected Chairman and Matt Lyons was elected Vice-Chairman. A Variance application was heard for a business proposing a move into the former 31 building located at 231 Commerce Blvd. The company is proposing a 64,000 square foot addition to the rear of the building; the variance is requested for an increased height of the addition to 55 feet; currently the allowable height for Light Manufacturing is 40 feet. The request for the height increase is to accommodate a manufacturing process involving the storage of plastic pellets in a silo like structure to be used in the manufacturing of plastic film used to cover food and medical supplies. The variance was approved by the Board.

The Zoning Inspector presented his December and year end reports.

An item was brought up regarding electronic signs and how often the message can be changed; currently one change per day is allowed; the request was to allow more frequent changes.

b. Safety & Service: no meeting scheduled

c. Finance: no meeting scheduled

d. Economic Development: no meeting scheduled

e. Park & Rec: no meeting scheduled

f. Rules: no meeting scheduled

g. School District Liaison: no meeting scheduled

h. Personnel Board of Review: no meeting scheduled

Kaitlin Rader was present to give Council an update on **The Charter Review Commission**; The commission held their organizational meeting at the end of December; Kaitlin Rader was elected Chairman, Ryan Green as Vice-Chairman, Jim Hill as Secretary and Allan Shaub will be the Municipal League Rep in conjunction with the Law Director, fellow member Sharon Hendren was also present. It was decided to reconvene meetings the first week of April 2018 and will target having any changes to the Charter ready for review by the beginning of July in order to meet the deadline for the election. The commission's Rules of Order are presented for Council approval tonight.

LEGISLATION

A. RESOLUTION 2018-03 A RESOLUTION TO APPOINT COUNCIL COMMITTEE MEMBERS AND ESTABLISH MEETINGS SCHEDULE FOR 2018. *Tabled January 2, 2018*

Motion: Mr. Van Gundy moved to take Resolution 2018-03 from the table. Ms. Van Deest seconded and the vote was as follows:

Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y
Chip Dutcher;	Y

Pass 7-0

Council members worked to fill in the vacant committee seats along with meeting dates, times and locations; the Resolution was read as completed for the record.

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

Motion: Mr. Van Gundy moved to approve Resolution 2018-03 as read. Ms. Robertson seconded and the vote was as follows:

Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y
Chip Dutcher;	Y
Lewie Main;	Y

Pass 7-0

B. RESOLUTION 2018-05 A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO DONATE REAL PROPERTY TO THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) FOR A TRANSPORTATION PROJECT. *Introduction~Public Hearing~Vote*

This is prompted by previous improvements made by ODOT at SR37 and SR62 as well as Oregon Street and SR 62; this project has been completed.

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

Motion: Mr. Main moved to approve as written. Mayor Lee seconded and the vote was as follows:

Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y
Chip Dutcher;	Y
Lewie Main;	Y

Cheryl Robertson; Y

Pass 7-0

C. RESOLUTION 2018-06 TO AUTHORIZE THE VILLAGE MANAGER TO ENTER INTO A RESOLUTION REGARDING PENDING LITIGATION, AND TO ACCEPT THE TRANSFER OF REAL ESTATE TO THE VILLAGE OF JOHNSTOWN, OHIO. *Introduction~Public Hearing~Vote*

This pertains to the Concord West detention basin that has been a source of nuisance with overgrown vegetation; an agreement was reached and additionally the property will become the Villages for maintenance as well as future corrections or repairs to ensure that area is safe for the surrounding residents.

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

Motion: Mr. Main moved for adoption. Mayor Lee seconded and the vote was as follows:

Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y
Chip Dutcher;	Y
Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y

Pass 7-0

D. ORDINANCE 01-2018 AN ORDINANCE AMENDING SECTION 1133.03 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF JOHNSTOWN, PROCEDURE FOR APPROVAL OF VARIANCES. *Introduction*

Mr. Main moved to table this legislation pending Planning and Zoning Commission review and recommendation to Council. Cheryl Robertson seconded and the vote was as follows:

Carol Van Deest;	Y
Marvin Block	Y
Chip Dutcher;	Y
Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y

Pass 7-0 **TABLED**

E. ORDINANCE 02-2018 AN ORDINANCE AMENDING SECTION 1159.03 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF JOHNSTOWN, DEVELOPMENT STANDARDS FOR LIGHT MANUFACTURING LM DISTRICT. *Introduction*

The specific request is to increase the allowable structure height in the LM district from forty feet to sixty.

Motion: Mr. Main said his previous comments on wanting recommendation from the Planning Commission also pertain to this Ordinance and moved to table; Mr. Dutcher seconded.

Prior to the vote Mr. Van Gundy said he felt like this was already a recommendation from the Planning Commission based on discussions when the variance was approved; this comments was followed with discussions on procedure. The Village Law Director Mr. Ashrawi confirmed that changes to the Zoning Code could be initiated either by Planning and Zoning or by Resolution of Council.

Mayor Lee reminded Council there had been a motion and a second to table Ordinance 02-2018 that required a vote; the vote to table was as follows:

Marvin Block	N
Chip Dutcher;	N
Lewie Main;	Y
Cheryl Robertson;	N
Ben Lee	N
Bill Van Gundy;	N
Carol Van Deest;	N

Fail 6-1; this will stand as an introduction to Ordinance 02-2018

OTHER BUSINESS

a. Council consideration of the Charter Review Commission proposed Rules of Order.

Motion: Mr. Van Gundy moved to approve, Ms. Van Deest seconded and the vote was as follows:

Chip Dutcher;	Y
Lewie Main;	Y
Cheryl Robertson;	Y
Ben Lee	Y
Bill Van Gundy;	Y
Carol Van Deest;	Y
Marvin Block	Y

Pass 7-0

b. Marvin Block inquired on a street bench removed during the ODOT project that is currently being stored by the Service Department. Mr. Block said the Babcock Foundation paid for the bench when it was installed and now he thought the school may like to have it. Jack Liggett said that he is not aware that the village has any plans for it and whoever may want it needs to know that in moving the bench there was some damage to the bottom, it is fragile, but could be repaired. It would need to be confirmed that the school would want it.

c. Jack Liggett said that with the heavier snowfall so far this season he would like Council support in having the Police Department more actively getting cars out of the way for the snow plows by enforcing Ordinance 351.15 (Snow Emergency Parking) enabling the Service Department to clean streets more safely and to the curb. Chief Corbin and Lieutenant Boudinot addressed Council saying they consulted the Village Prosecutor, and then explained the legalities to consider prior to ticketing or towing vehicles in violation. Mayor Lee said that the areas, mainly downtown, that do have signs to move vehicles when snowfall is two inches or more should be enforced; additionally Mr. Main suggested a notice on the water bills may be helpful. The Village Law Director said he would take a closer look at the Village Ordinance relative to enforcement and this issue overall to further advise Council.

d. Bill Van Gundy said he would be reaching out to the other Personnel Board of Review members to schedule a committee meeting for contract review and other personnel matters.

- e. Lewie Main said the AEP street lights between Coshocton and Prat should be removed, Mr. Liggett said he would contact them to address again.
- f. Bill Van Gundy thanked the Service Department for good work with limited staff during the recent snowy weather.

ADJOURNMENT: There being no further business to come before Council, Ms. Robertson moved to adjourn, Mr. Van Gundy seconded and all were in favor; Motion passed 7-0

Thereupon, the meeting adjourned at 8:46 p.m.

RESPECTFULLY SUBMITTED



Teresa Monroe, Clerk of Council

APPROVED AS PRESENTED



Mayor Benjamin Lee