

CITY OF JOHNSTOWN
CAMBRIA COUNTY, PENNSYLVANIA
RESOLUTION NO. 10126

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO INITIATE THE TRANSFER OF FUNDS TO ELIMINATE THE RESPECTIVE 2018 CITY OF JOHNSTOWN OPERATING BUDGET DEFICIT BALANCES, AND MORE SPECIFICALLY, BUDGET EXHIBIT (A) AS DETAILED BELOW:

<u>FUND</u>	<u>DEPARTMENT</u>	<u>TR. TO LINE ITEM</u>	<u>TR FROM LINE ITEM</u>	<u>AMOUNT</u>	<u>ADJ. BALANCE</u>
CD	Salaries & Wages	01-460-14-000-00	01-489-11-135-00	12000.00	18176.88
CD	Dental Insurance	01-460-19-006-00	01-489-11-135-00	300.00	49.34
CD	Postage Exp	01-460-23-000-00	01-489-11-135-00	300.00	36.81
CD	Profess Srves	01-460-31-000-00	01-489-11-135-00	43000.00	20600.03
CD	Equip. Lease	01-460-74-029-00	01-489-11-135-00	1200.00	1047.83

ADOPTED:

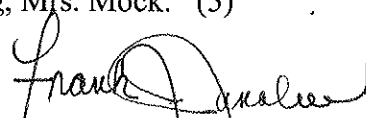
November 14, 2018

By the following vote~

Yeas: Mr. Vitovich, Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock. (5)

Nays: None (0)

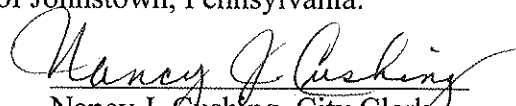
Absent: Mrs. Stanton, Mr. Williams. (2)


Frank J. Janakovic, Mayor

Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 10126 as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.


Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10127

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARDED CONTRACT 2017-09 FOR THE CONSTRUCTION OF THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

WHEREAS, City Council of the City of Johnstown has entered into a Consent Order and Agreement with the Pennsylvania Department of Environmental Protection, and

WHEREAS, major repairs and rehabilitation are necessary to comply with the mandates of the Consent Order and Agreement, and

WHEREAS, the EADS Group Inc. on behalf of the City of Johnstown advertised and opened bids for the construction of the Kernville Sanitary/Storm Sewer Separation Project, and

WHEREAS, bids were advertised in a paper of general circulation and the bids were opened at 10:00 am on September 18, 2018, and

WHEREAS, A. Liberoni, Inc. is the apparent low bidder for Contract 2017-09, Kernville Sanitary/Storm Sewer Separation Project, with a Total Base Bid with Backfill Material Alternate and Pipe Material Alternate 1 for a total of \$4,120,917.76.

NOW THEREFORE BE IT RESOLVED, CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO AWARD CONTRACT NO. 2017-09 TO A. LIBERONI, INC. TO CONSTRUCT THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

ADOPTED:

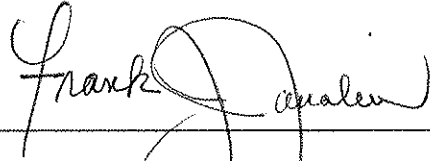
November 14, 2018

By the following vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Britt, Mayor Janakovic, Rev. King. (5)

Nays: None: (0)

Absent: Mrs. Stanton, Mr. Williams. (2)

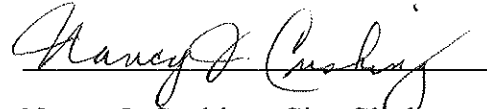


Frank J. Janakovic, Mayor

Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10127** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, CAMBRIA COUNTY
PENNSYLVANIA

RESOLUTION NO. 10128

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO SUBMIT THE NECESSARY PAPERWORK ON BEHALF OF SNYDER ENVIRONMENTAL SERVICES, INC. TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ORDER TO SUPPLY THE HIGHWAY RESTORATION AND MAINTENANCE BOND FOR THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT CONTRACT 2017-08.

WHEREAS, the City of Johnstown is completing construction tasks involving sewer separation in the City in and around the Neighborhood known as Kernville, and

WHEREAS, the City of Johnstown is completing construction projects on an area that is owned and the responsibility of the State of Pennsylvania, Department of Transportation, and

WHEREAS, Snyder Environmental Services, Inc. was the lowest responsible bidder for a project that will take place known as Contract 2017-08, and

WHEREAS, the Pennsylvania Department of Transportation requires that a bid bond must be submitted to their offices confirming that the contractor is in possession of a highway restoration and maintenance bond, and

WHEREAS, Snyder Environmental Services, Inc. has provided proof of a maintenance bond from The Cincinnati Insurance Company, and the City Manager will provide proof of this documentation.

NOW THEREFORE IT BE RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO SUBMIT THE NECESSARY PAPERWORK ON BEHALF OF SNYDER ENVIRONMENTAL SERVICES, INC. TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ORDER TO SUPPLY THE HIGHWAY RESTORATION AND MAINTENANCE BOND FOR THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT CONTRACT 2017-08.

ADOPTED:

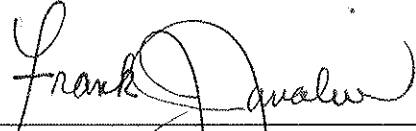
November 14, 2018

By the following vote:

Yeas: Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich. (5)

Nays: None (0)

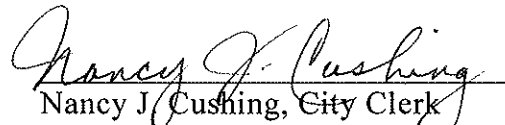
Absent: Mrs. Stanton, Mr. Williams. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10128** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10129

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH SNYDER ENVIRONMENTAL SERVICES, INC. AWARDED CONTRACT 2017-08 FOR THE CONSTRUCTION OF THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

WHEREAS, City Council of the City of Johnstown has entered into a Consent Order and Agreement with the Pennsylvania Department of Environmental Protection, and

WHEREAS, major repairs and rehabilitation are necessary to comply with the mandates of the Consent Order and Agreement, and

WHEREAS, the EADS Group Inc. on behalf of the City of Johnstown advertised and opened bids for the construction of the Kernville Sanitary/Storm Sewer Separation Project, and

WHEREAS, bids were advertised in a paper of general circulation and the bids were opened at 10:00 am on September 18, 2018, and

WHEREAS, Snyder Environmental Services, Inc. is the apparent low bidder for Contract 2017-08, Kernville Sanitary/Storm Sewer Separation Project, with a Total Base Bid with Backfill Material Alternate and Pipe Material Alternate 1 for a total of \$5,632,362.50.

NOW THEREFORE BE IT RESOLVED, CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO AWARD CONTRACT NO. 2017-08 TO SNYDER ENVIRONMENTAL SERVICES, INC. TO CONSTRUCT THE KERNVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

ADOPTED:

November 14, 2018

By the following vote:

Yeas: Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Britt. (5)

Nays: None (0)

Absent: Mrs. Stanton, Mr. Williams. (2)

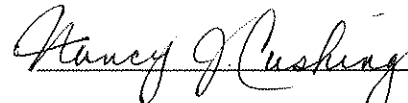


Frank J. Janakovic, Mayor

Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10129** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10130

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO RETAIN VALBRIDGE PROPERTY ADVISORS TO PERFORM A PRELIMINARY APPRAISAL REVIEW ON THE SALEM FAMILY LIMITED PARTNERSHIP, PROPERTY IN CONNECTION WITH TAX ASSESSMENT APPEAL LITIGATION.

WHEREAS, a preliminary appraisal review on the property at issue is necessary to the City's defense of the tax assessment appeal filed at Case No. 2018-4476 in the Court of Common Pleas of Cambria County; and

WHEREAS, the total costs of said preliminary appraisal review have been proposed at a flat fee of \$1,250.00 and will be pro-rated between Cambria County, the Greater Johnstown School District, and the City of Johnstown based on taxing ratios;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA TO AUTHROIZE THE CITY MANAGER AND CITY SOLICITOR TO RETAIN VALBRIDGE PROPERTY ADVISORS TO PERFORM A PRELIMINARY APPRAISAL REVIEW ON THE SALEM FAMILY LIMITED PARTNERSHIP, PROPERTY IN CONNECTION WITH THE ABOVE REFRENCED TAX ASSESSMENT APPEAL LITIGATION AT A RATE OF \$1250.00, PRO-RATED AS DESCRIBED ABOVE.

ADOPTED:

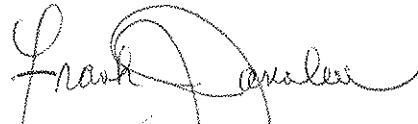
November 14, 2018

By the following Vote:

Yeas: Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Britt, Mayor Janakovic. (5)

Nays: None (0)

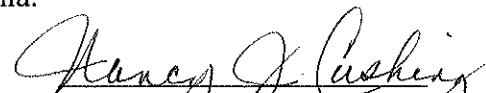
Absent: Mrs. Stanton, Mr. Williams. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 10130 as the same by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10131

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO RETAIN VALBRIDGE PROPERTY ADVISORS TO PERFORM A PRELIMINARY APPRAISAL REVIEW ON THE RICHARD I. SOMIARI AND STELLA A. SOMIARI, PROPERTY IN CONNECTION WITH TAX ASSESSMENT APPEAL LITIGATION.

WHEREAS, a preliminary appraisal review on the property at issue is necessary to the City's defense of the tax assessment appeal filed at Case No. 2018-4316 in the Court of Common Pleas of Cambria County; and

WHEREAS, the total costs of said preliminary appraisal review have been proposed at a flat fee of \$1,250.00 and will be pro-rated between Cambria County, the Greater Johnstown School District, and the City of Johnstown based on taxing ratios;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA TO AUTHROIZE THE CITY MANAGER AND CITY SOLICITOR TO RETAIN VALBRIDGE PROPERTY ADVISORS TO PERFORM A PRELIMINARY APPRAISAL REVIEW ON THE RICHARD I. SOMIARI AND STELLA A. SOMIARI PROPERTY IN CONNECTION WITH THE ABOVE REFERENCED TAX ASSESSMENT APPEAL LITIGATION AT A RATE OF \$1250.00, PRO-RATED AS DESCRIBED ABOVE.

ADOPTED:

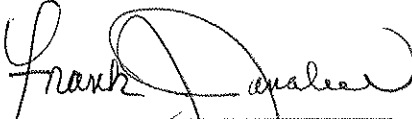
November 14, 2018

By the following Vote:

Yeas: Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Britt. (5)

Nays: None (0)

Absent: Mrs. Stanton, Mr. Williams. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10131** as the same by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10132

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE THE ATTACHED SETTLEMENT AGREEMENT WITH WALNUT MANAGEMENT CORPORATION, TO RESOLVE A TAX ASSESSMENT APPEAL REGARDING PROPERTY LOCATED AT 132 WALNUT STREET, JOHNSTOWN, PA 15901, AND TO TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE SAME.

WHEREAS, Walnut Management Corporation filed a Tax Assessment Appeal in the Court of Common Pleas of Cambria County at Docket No. 2017-4113, challenging the estimated fair market value of \$324,062.00 assigned to its property located at 132 Walnut Street, Johnstown, PA 15901; and

WHEREAS, after the parties received, Walnut Management Corporation's appraisal, the parties, to include the City, the Cambria County Tax Assessment Office and the Greater Johnstown School District have engaged in settlement discussions with Everything Ice Properties, Inc., and identified a value on the property of \$250,000 as a reasonable value upon which to resolve the matter; and

WHEREAS, the proposed settlement agreement is attached hereto as Attachment A;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA TO AUTHORIZE THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE THE ATTACHED SETTLEMENT AGREEMENT TO RESOLVE THE TAX ASSESSMENT APPEAL ADDRESSING THE LITIGATION FILED BY FOR WALNUT MANAGAMENT CORPORATION, IN RELATION TO PROPERTY LOCATED AT 132 WALNUT STREET JOHNSTOWN, PA 15901 FOR A FAIR MARKET VALUE OF \$250,000.

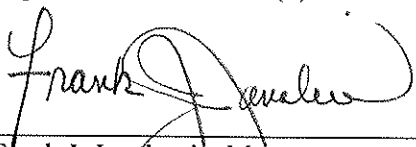
ADOPTED: November 14, 2018

By the following Vote:

Yeas: Mr. Vitovich, Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock. (5)

Nays: None (0)


Absent: Mrs. Stanton, Mr. Williams. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10132** as the same by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10133

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE THE ATTACHED SETTLEMENT AGREEMENT WITH JOHNSTOWN MEDICAL DEVELOPMENT CORPORATION TO RESOLVE A TAX ASSESSMENT APPEAL REGARDING PROPERTIES LOCATED AT 321 MAIN STREET JOHNSTOWN, PA 15901, AND 332 LOCUST STREET JOHNSTOWN, PA 15901 AND TO TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE SAME.

WHEREAS, Johnstown Medical Development Corporation, filed a Tax Assessment Appeal in the Court of Common Pleas of Cambria County at Docket No. 2017-4114, challenging the estimated fair market value of \$1,994,231.00 assigned to its properties located at 321 Main Street, Johnstown, PA 15901, and 332 Locust Street, Johnstown, PA 15901: and

WHEREAS, after the parties received Johnstown Medical Development Corporation's appraisal, the parties, to include the City, the Cambria County Tax Assessment Office and the Greater Johnstown School District have engaged in settlement discussions with Johnstown Medical Development Corporation, and identified a value on the property of \$1,000,000 as a reasonable value upon which to resolve the matter; and

WHEREAS, the proposed settlement agreement is attached hereto as Attachment A;

NOW, THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA TO AUTHORIZE THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE THE ATTACHED SETTLEMENT AGREEMENT TO RESOLVE THE TAX ASSESSMENT APPEAL ADDRESSING THE LITIGATION FILED BY FOR JOHNSTOWN MEDICAL DEVELOPMENT CORPORATION, IN RELATION TO PROPERTIES LOCATED AT 321 MAIN STREET JOHNSTOWN, PA 15901, AND 332 LOCUST STREET JOHNSTOWN, PA 15901 FOR A FAIR MARKET VALUE OF \$1,000,000.


ADOPTED: November 14, 2018

By the following Vote:

Yeas: Mr. Vitovich, Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock. (5)

Nays: None (0)

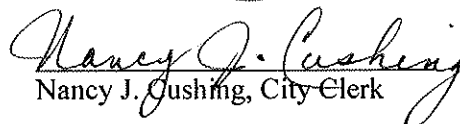
Absent: Mr. Williams, Mrs. Stanton. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 10133 as the same by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA
RESOLUTION NO. 10134

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, SUPPORTING AN INTERGOVERNMENTAL AGREEMENT IN THE FORM OF AN ADMINISTRATIVE AGREEMENT OF UNDERSTANDING WITH REDEVELOPMENT AUTHORITY OF CAMBRIA COUNTY (RACC) TO PROVIDE LIMITED REDEVELOPMENT SERVICES IN WHICH THE CITY WILL RECEIVE SALARY REIMBURSEMENTS FOR THE WORK PERFORMED BY THE STAFF.

WHEREAS, the City of Johnstown possesses expertise in the areas of housing rehabilitation, lead abatement, and Community Development Block Grant (CDBG) regulations; and,

WHEREAS, the Redevelopment Authority of Cambria County (RACC) wishes to make use of those skills for a limited number of projects without creating a duplicate department: and,

WHEREAS, RACC is willing to pay the City of Johnstown for its services,

NOW, THEREFORE BE IT RESOLVED that the City of Johnstown enter into an *Administrative Agreement and Understanding* for the purposes stated above and authorize the City Manager to sign all necessary documents for its implementation and execution.

ADOPTED:

November 14, 2018

By the following vote:

Yeas: Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich. (5)

Nays: None (0)

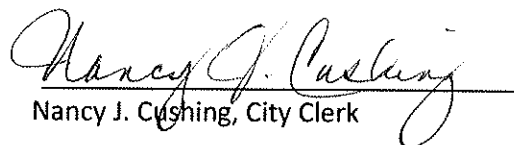
Absent: Mrs. Stanton, Mr. Williams. (2)



Frank J. Janakovic, Mayor
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the following is a true and correct copy of Resolution No. 10134 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk