

JOHNSTOWN CITY COUNCIL  
MEETING MINUTES  
Wednesday, November 10, 2021

City Council met in a stated session for the general transaction of business.  
Mayor Frank Janakovic called the meeting to order at 6:00 p.m.

Reverend King offered the invocation. The Pledge of Allegiance was recited.

The following members of Council were present for roll call:

Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,  
Mrs. Mock, Mr. Vitovich (7).

Dan Penatzer, Interim City Manager; Alex Ashcom, Assistant City Manager; Robert Ritter, Finance Director; Robert Statler, Fire Chief; Richard Pritchard, Police Chief; Elizabeth Benjamin, Esquire, City Solicitor; Deborah Grass, Act 47 Coordinator were also present.

APPROVAL OF MINUTES

Mr. Vitovich made a motion to approve the Special Meeting Minutes of September 29, 2021, the Workshop Minutes of September 29, 2021 and the Regular Meeting Minutes of October 13, 2021. The motion was seconded by Mr. Britt and passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,  
Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION:

Mayor Janakovic read the following proclamation into the record as follows:

On behalf of City Council, on behalf of our citizens, our administration, City Hall, we would like to present to you the following proclamation:

Nancy Cushing, for providing the City of Johnstown distinguished and dedicated services for 28 years. Ms. Cushing announced her retirement from the City of Johnstown effective November 30, 2021, which we hope you will reconsider. Nancy has tirelessly served each city manager since the inception of the office as well as dozens of Council people and mayors.

Ms. Cushing is an excellent colleague, advisor and friend of the City's employees, residents, and all who enjoy its prosperity. Nancy's crucial role in City government has been the cornerstone of enumerable successes and achievements in making the City what it is today.

Now, Therefore, I, Mayor Frank J. Janakovic, Mayor of the City of Johnstown along with City Council proclaim our deepest gratitude for and admiration of Nancy's commendable and outstanding career. She will be sorely missed among her peers and stands as one of the best and brightest professionals in the history of the City of Johnstown. She provided a high quality of life to residents, businesses and visitors to our grand City. We wish her well in all of her endeavors and promise to keep her in our hearts and minds as we continue her work to ensure prosperity for the City of Johnstown.

Mayor Janakovic, on behalf of City Council, Ms. Cushing was presented with the proclamation and a gift.

(Round of applause)

PUBLIC COMMENT-AGENDA ITEMS ONLY

None

REPORTS:

CITY MANAGER:

No Report.

MAYOR

Mayor Frank Janakovic reported he recently attended a positive meeting with Dennis Davin, Pennsylvania Secretary of Community and Economic Development, Senator Langerholc, Representative Rigby, Commissioners Chernisky and Hunt regarding the U.S. Steel location. He noted there are three additional sites being considered as a location.

He noted his attended at the CARES Workshop and the press conference at Sargent's Stadium, which showcased the new turf.

Mayor Janakovic was on a recent ZOOM call with Assistant Secretary of Intergovernmental Affairs to discuss the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant. He indicated that both Senators Casey and Toomey, Governor Wolf, and Congressmen Thompson and Joyce and are backing the City. The grant would continue to support the

Main Street project, help to reopen the Inclined Plane and support total renovation of the Train Station.

Mr. Janakovic and many of the Council members attended the Prospect Bridge dedication in honor of Reverend Andrew Tilly.

He attended the Boy Scouts dinner honoring Mr. William Polacek as the 2021 outstanding citizen.

Mayor Janakovic commented on the bipartisanship being seen with Council and local and state elected officials.

#### CITY SOLICITOR

Elizabeth Benjamin, Esquire, City Solicitor, reported the the Public Hearing originally scheduled to be held this evening before the start of the Regular Meeting relative to the zoning ordinance appearing for final read, Bill No. 8 of 2021, is now going to be held in advance of Council's next meeting. In the absence of that Public Hearing having been held, she recommended tabling of that ordinance this evening. She was answer questions regarding items on the agenda at the appropriate time.

#### CITY ENGINEER

Mr. Penatzer noted the engineer did submit a written report regarding the dumpsite and permit amendments for Council to review. He noted no outstanding issues with regard to that matter.

#### NEIGHBORHOOD LIAISONS/COUNCIL UPDATES

Reverend King reported that the Kernville Community Meeting would be held November 19, 2021 at 6:30 p.m., Christ Centered Community Church to discuss the annual light-up night postponed last year due to COVID.

She noted the 12th Annual Community Christmas Dinner would be held on Christmas Day at Christ Centered Community Church.

Mrs. Mock reported the West End Improvement Group would be holding a basket party on Sunday, November 14, 2021, at St. Therese Social Hall to raise money for projects.

Mr. Vitovich reported that Public Works employees have assembled the Christmas Village in Central Park, cleaning up leaves with the leaf vac and performing winter maintenance on the trucks. He noted that new inlets were installed and the dirt was pushed back up on Von Lunen Road.

Mayor Janakovic reminded all that the Christmas Stroll and tree lighting would be held next Friday, November 19, 2021.

Mr. Arnone, Council's representative on the GJWA, reported that the proposed 2022 operating budgets for water and sewer would be presented. He noted there would be no rate increases in the water budget for Greater Johnstown water customers but a slight increase for bulk customers.

The sewer budget reflects a \$2 a month rate decrease for all City sewer customers, which is a direct result from the City and Authority working together to reduce the cost through the transfer of the clean fill dumpsite from the City to the GJWA.

Mr. Arnone provided an update of statistical information relating to the population of the public housing communities located within the City of Johnstown. He reported that as of October 31, 2021, the total population of the public housing communities was 2,609. Section Eight voucher holders totaled 882. This equates to 3,491. Currently, 46 percent of the people living in poverty within the City of Johnstown were being assisted.

Mr. Arnone noted that the JHA has coordinated a COVID vaccine booster clinic for the residents of the towers downtown on Saturday, November 20, 2021, provided by the Richland Family Health Care. He also noted tables would be set up for community organizations that can offer services to those residents.

Mr. Britt noted his attendance at the bridge dedication ceremony honoring Reverend Andrew Tilly.

Mr. Capriotti reported his attendance at numerous community events throughout the month, including the Trunk or Treat event recently held.

Councilman Capriotti noted that Chief Statler has taken quick steps to coordinate the program with the Red Cross to get smoke detectors out to the residents. He noted the matter had been placed on social media and suggested the matter be posted on the City's website also.

Wednesday, November 10, 2021 5 of 19  
Stated Meeting, continued

Mr. Arnone reminded all about the Veteran's Day Parade scheduled for tomorrow, November 11, 2021 at 4:00 p.m.

Mayor Janakovic thanked all the businesses who supported the Trunk for Treat event.

1. Planning Commission Minutes of October 6, 2021
2. Civil Service Commission Minutes of October 18, 2021.

#### PETITIONS

None.

#### ORDINANCES FOR FINAL READ

BILL NO. 8 OF 2021, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING THE ZONING ORDINANCE OF THE CITY OF JOHNSTOWN ORDINANCE NO. 4964 ADOPTED APRIL 13, 2005 AND AS AMENDED BY ORDINANCE NO. 5086 PASSED JUNE 22, 2011; ORDINANCE NO. 5119 PASSED JANUARY 23RD, 2013; ORDINANCE NO. 5139 PASSED NOVEMBER 27, 2013; ORDINANCE NO. 5191 PASSED DECEMBER 9, 2015; ORDINANCE NO. 5236 PASSED JULY 11, 2018; ORDINANCE NO. 5309 PASSED JANUARY 13, 2021; AND ORDINANCE NO. 5314 PASSED JUNE 9, 2021, BY PROHIBITING PARKING IN CERTAIN RESIDENTIAL YARDS AND EXCLUDING CERTAIN TYPES OF BARRIERS FROM THE DEFINITION OF FENCE.

Mrs. Mock made a motion to table. The motion was seconded by Mr. Vitovich and passed by the folioing vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone (7).  
Nays: None (0).

BILL NO. 12 OF 2021, AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE OF THE CITY OF JOHNSTOWN TO CONFIRM, REINSTATE AND OR RESTORE SECTION 202.99; GENERAL CODE PENALTY, COMPLICITY, EQUITABLE REMEDIES.

Mr. Vitovich made a motion to approve. The motion was seconded by Mr. Arnone and passed by the following vote:

Wednesday, November 10, 2021 6 of 19  
Stated Meeting, continued

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock,  
Mr. Vitovich, Mr. Arnone, Mr. Britt (7).  
Nays: None (0).

#### ORDINANCES FOR FIRST READ

BILL NO. 15 OF 2021, AN ORDINANCE IMPLEMENTING THE REQUIREMENTS OF THE LOCAL TAXPAYERS BILL OF RIGHTS BY ADOPTING RULES AND REGULATIONS, ADOPTING A DISCLOSURE STATEMENT, ADOPTING A FORM OF TAXPAYER PETITION AND ADOPTING ADMINISTRATIVE APPEAL PROCEDURES.

Mrs. Mock made a motion to approve. Mr. Vitovich seconded the motion.

Ms. Benjamin recommended extensive revisions to the proposed ordinance. She indicated the better course of action would be to table the matter, and she would provide a new version with revisions for the next meeting.

Mrs. Mock made a motion to table. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich,  
Mr. Arnone, Mr. Britt, Mr. Capriotti (7).  
Nays: None (0).

BILL NO. 14 OF 2021, AN ORDINANCE FIXING THE SALARIES AND WAGES TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN FOR THE CALENDAR YEAR JANUARY 1, 2022.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Ms. Benjamin explained that since original adoption Council has received an amended version in their packets reflecting the separation of the Codes Enforcement Department, the elimination of the Right to Know position, wage increase to administrative assistant position and decrease to the new executive sanitary position. Due to the number of changes staff has recommended that it receive first read again tonight and a final read in December. She recommended a motion to amend Bill No. 14 of 2021 to reflect amendments as presented in the packets this evening.

Wednesday, November 10, 2021 7 of 19  
Stated Meeting, continued

Mrs. Mock made a motion to amend to reflect the amendments as submitted fixing salaries and wages for 2022. The motion was seconded by Mr. Arnone and passed by the following vote:

Yeas: Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt,  
Mr. Capriotti, Mayor Janakovic (7).

Nays: None (0).

**BILL NO. 13 OF 2021, ESTIMATING THE AMOUNT OF REVENUES TO BE RECEIVED BY THE CITY OF JOHNSTOWN FROM VARIOUS SOURCES AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR SPECIFIC PURPOSES FOR THE OPERATIONS OF THE VARIOUS FUNDS, BUREAUS, DEPARTMENTS, THE PAYMENT OF DEBT SERVICE AND THE PENSION FUND OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2022 INCLUDING THE FOLLOWING CITY OF JOHNSTOWN FUND SECTIONS AND THE RESPECTIVE FUNDS "BUDGET EXHIBIT DETAILS".**

- A. GENERAL FUND
- B. LIQUID FUELS FUND
- C. CAPITAL PROJECTS FUND
- D. CDBG FUND
- E. STATE HOME FUND
- F. UDAG FUND
- G. STATE GRANT FUND
- H. AMERICAN RECOVERY ACT FUND

Mr. Arnone made a motion to amend to reflect a transfer of \$2 million in ARPA funds out of the Main Street Line Item No. 28.400.80.000.00 and added to the Contingency Fund Line Item No. 28.400.85.000.00 and to further ratify the authority of the City Manager to take any/all actions necessary to effectuate said amendment and publication of the proposed 2022 budget as amended as of November 1, 2021 and all times thereafter. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti,  
Mayor Janakovic, Reverend King (7).

Nays: None (0).

RESOLUTIONS

Resolution No. 10460

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, APPROVING A FORTY (40 %) PERCENT HEALTHCARE OPT OUT PROVISION FOR ALL UNION AND NON-UNION FULL-TIME EMPLOYEES.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Penatzer explained that the incentive currently offered to employees was not enough to encourage them to opt out, and this proposal was reasonable and a sufficient amount to encourage them to opt out and save the City an average of \$9,500 annually. This addresses the AFSCME and police labor agreements and firefighters, and non-union employees had also approved.

The motion passed by the following vote:

Yeas: Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock (7).

Nays: None (0).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH THE EADS GROUP APPOINTING THE EADS GROUP AS CITY ENGINEER TO PROVIDE ENGINEERING SERVICES TO THE CITY OF JOHNSTOWN AS REQUIRED.

Mrs. Mock made a motion to table. The motion was seconded by Mr. Capriotti and passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

Resolution No. 10461

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AFFIRMING THE ADOPTION



Wednesday, November 10, 2021 9 of 19  
Stated Meeting, continued

OF PRIOR RESOLUTIONS DURING 2021 THAT INCURRED  
EXPENDITURE OF CITY FUNDS BUT IN WHICH AN APPROPRIATE  
BUDGET LINE ITEM WAS OMITTED.

Mr. Britt made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Penatzer explained that, during his tenure as Interim City Manager, it occurred eight times in which resolutions were approved incurring expenses. The Administrative Code requires that any resolution incurring expenditures cite the specific line item under which that expense was approved. This resolution would correct those eight times and reaffirms the action that was taken.

The motion passed by the following vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,  
Mrs. Mock, Mr. Vitovich, Mr. Arnone (7).  
Nays: None (0).

Resolution No. 10462

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,  
PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY  
MANAGER TO SIGN A CONTRACT WITH RITENOUR & SONS  
CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$78,000.00  
FOR CONTRACT FY2021 PROJECT #3, CDBG STRUCTURE  
DEMOLITION PROGRAM TO DEMOLISH THREE (3) STRUCTURES  
THROUGHOUT THE CITY OF JOHNSTOWN.

Mr. Arnone made a motion to approve. Mrs. Mock seconded the motion.

Mr. Penatzer noted the intent is to have demolition of these structures at least started this year. The Apryle Building located on Market Street is one of the structures, which will be demolished. There was further discussion.

The motion passed by the following vote:

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock,  
Mr. Vitovich, Mr. Arnone, Mr. Britt (7).  
Nays: None (0).

Resolution No. 10463

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN A CONTRACT WITH LOCHER DEMOLITION AND EXCAVATING, LLC IN THE AMOUNT OF \$96,775.00 FOR CONTRACT FY 2021 PROJECT#2 CDBG STRUCTURE DEMOLITION PROGRAM TO DEMOLISH THIRTEEN (13) STRUCTURES THROUGHOUT THE CITY OF JOHNSTOWN.

Mr. Vitovich made a motion to approve. Mr. Arnone seconded the motion.

There was further discussion.

The motion passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich,  
Mr. Arnone, Mr. Britt, Mr. Capriotti (7).  
Nays: None (0).

Resolution No. 10464

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DESIGNATING THE ASSISTANT CITY MANAGER AS THE CITY'S OPEN RECORDS OFFICER UNDER PROVISIONS AND MANDATES OF THE COMMONWEALTH OF PENNSYLVANIA'S RIGHT-TO-KNOW LAW EFFECTIVE JANUARY 1, 2022.

Mr. Vitovich made a motion to approve. The motion was seconded by Mr. Arnone and passed by the following vote:

Yeas: Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone,  
Mr. Britt, Mr. Capriotti, Mayor Janakovic (7).  
Nays: None (0).

Resolution No. 10465

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO ENTER INTO AND TAKE ALL ACTIONS NECESSARY TO EFFECTUATE AN AMENDMENT TO AN AGREEMENT DATED

NOVEMBER 9, 2020 WITH THE CAMBRIA COUNTY TRANSIT AUTHORITY, INCLINED PLANE, INC. AND THE CONEMAUGH VALLEY CONSERVANCY PROVIDING FOR MORE EXTENSIVE PARK FEATURES, ALLOWING FOR THIRD-PARTY CONTRACTS AND PERMITTING CONCESSIONS AND OTHER SERVICES AT INCLINED PLANE RIVERSIDE PARK.

Mr. Arnone made a motion to approve. Mrs. Mock seconded the motion.

Mr. Penatzer explained there is an existing agreement between the City, Transit Authority, Inclined Plane, Inc. and the Conservancy for development of Sliver Park at the base of the Inclined Plane. The parties have requested to amend the agreement to include plans to include trails and a zip line and rentals of pavilions and canoes, which were not addressed in the original agreement.

The motion passed by the following vote:

Yeas: Mrs. Mock, Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King (6).

Nays: None (0).

Abstention: Mr. Vitovich (1). Mr. Vitovich is a member of the Transit Authority Board.

Resolution No. 10466

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DESIGNATING THE HAYNES STREET BRIDGE AS "HARRY M. PLOWS" BRIDGE.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Arnone explained that Mr. Plows, a World War II veteran, died in 2019, that on November 11, 1989 at 1600 hours, Mr. Plows walked bravely down Main Street to honor veterans and was recognized by then State Representative Wojnarowski. Mr. Arnone commented that, the following year, these two men, along with a few others, started an organization to make sure veterans were not forgotten.

The motion passed by the following vote:

Yeas: Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock (7).

Nays: None (0).

Resolution No. 10467

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ESTABLISHING PROCEDURES AND SETTING DATES FOR THE CITY MANAGER SEARCH PROCESS, AND FURTHER AUTHORIZING THE ADVERTISEMENT OF SAID POSITION TO BE FILLED ON AN EFFECTIVE DATE ANTICIPATED IN JANUARY 2022 WITH A DEADLINE FOR ALL SUBMISSIONS TO BE RECEIVED BY NOVEMBER 30, 2021.

Mr. Britt made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Capriotti commented this is a short amount of time being two weeks into November and with the Thanksgiving holiday approaching.

Ms. Grass explained that in this age of digital advertising for employment opportunities 22 day is sufficient time to respond.

After further discussion and explanation by Ms. Benjamin, Mrs. Mock made a motion to amend the resolution to reflect a December 3, 2021 deadline and to adopt as amended. The motion was seconded by Mr. Vitovich and passed by the following vote:

The motion passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,  
Reverend King, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

There was further discussion.

Resolution No. 10468

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO TAKE ANY AND ALL ACTIONS NECESSARY TO IMPLEMENT THE SEVEN AMENDMENTS TO THE CITY OF JOHNSTOWN HOME RULE CHARTER AS SET FORTH IN ORDINANCE NO. 5315 AND AS APPROVED BY VOTER REFERENDUM.

Wednesday, November 10, 2021 13 of 19  
Stated Meeting, continued

Mr. Arnone made a motion to approve. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone (7).  
Nays: None (0).

Resolution No. 10469

A RESOLUTION AFFIRMING THE EXPIRATION DATES OF THE TERMS OF OFFICE OF CURRENT BUILDING CODES BOARD OF APPEALS MEMBERS.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Penatzer explained this occurs on boards, which have very little activity, and term expirations are not certain. He noted that two of the five members must be from the construction industry. There was further discussion.

The motion passed by the following vote:

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt (7).  
Nays: None (0).

Resolution No. 10470

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND FINANCE DIRECTOR TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY IN THE PURCHASE OF HOSE AND VARIOUS HOSE APPLIANCES FROM WITMER PUBLIC SAFETY GROUP.

Mr. Vitovich made a motion to approve. Mr. Arnone seconded the motion.

Chief Statler was trying to avoid a price increase at the beginning of the year, and there was a six-month delivery.

The motion passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti (7).

Wednesday, November 10, 2021 14 of 19  
Stated Meeting, continued

Nays: None (0).

Resolution No. 10471

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH ENVIRONMENTAL PLANNING AND DESIGN FOR MAIN STREET DESIGN SERVICES.

Mr. Arnone made a motion to approve. Mr. Britt seconded the motion.

Mr. Penatzer explained Environmental Planning and Design is the same company used to do the initial conceptual plan for the Washington Street parking lot and the same was being requested for the proposed Main Street project. He noted the contract would allow for an initial version of what Main Street could look like and then three times back and forth with any revisions. There was further discussion regarding the formation of a committee to include several Council members.

The motion passed by the following vote:

Yeas: Reverend King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic (7).

Nays: None (0).

Resolution No. 10472

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH GREATER JOHNSTOWN WATER AUTHORITY FOR THE SALE OF THE CLEAN FILL SITE TO THE AUTHORITY, SUBJECT TO FINAL APPROVAL OF THE CITY SOLICITOR.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Penatzer explained the site was no longer needed and constituted a great liability to the City. The terms were good for both sides and would be a savings of \$252,000 annually for City residents. There was further discussion.

Wednesday, November 10, 2021 15 of 19  
Stated Meeting, continued

Ms. Benjamin explained this resolution would approve the agreement to sell the site and at the next meeting there would be an ordinance authorizing the actual conveyance of the site.

The motion passed by the following vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti,  
Mayor Janakovic, Reverend King (7).

Nays: None (0).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH INTRIGNIA INCORPORATED TO SUPPLY THE OFFICE SPACE AND MANAGEMENT OF THE JOHNSTOWN SMALL BUSINESS SUCCESS CENTER.

Mr. Arnone made a motion to approve. Mr. Vitovich seconded the motion.

Mr. Penatzer explained that a Small Business Success Center is planned on one of the floors of Penn Highlands and would be operated by Intrignia at a cost of \$250,000 annually for management and lease of the space. Intuit agreed to provide the \$250,000. He indicated the \$250,000 is paid in the first year and the agreement with Intrignia is over two years. There was further discussion.

Seth Mason, Warren Street, Johnstown, founder of Esport Company on Franklin Street, commented that he had been dealing with this particular project since last November and had not heard anything more until recently finding out that Intrignia had gotten the contract. He had additional discussion regarding the matter.

Mr. Capriotti made a motion to table. Reverend King seconded the motion.

This would provide an opportunity for Mr. Dubnansky to clarify that matter.

The motion passed by the following vote:

Yeas: Mr. Vitovich, Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,  
Reverend King, Mrs. Mock (7).

Nays: None (0).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH INTUIT FOR THE FUNDING TO SUPPORT THE DEVELOPMENT OF THE JOHNSTOWN SMALL BUSINESS SUCCESS CENTER.

Mrs. Mock made a motion to table. Mr. Vitovich, pending further clarification, seconded the motion.

The motion passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

NEW BUSINESS

1. 2020 Audit

Mr. Penatzer indicated the 2020 audit presented to Council by Wessel and Company on July 14, 2021 is now completed after awaiting additional information from Mockenhaupt. He noted, upon Council's approval, it would be advertised for public inspection, and a copy was available on the City's website.

Mrs. Mock made a motion to approve the annual audit. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

Mr. Penatzer emphasized that receiving an audit in November that was due in March or April is not acceptable. He had further discussion with regard to the matter. Mr. Penatzer strongly recommended that the City look for an alternative for an audit, whether it be through an RFP or by actively shopping.

2. Amendments to the Administrative Code

Mr. Penatzer explained these are necessary due to the approval of the referendums.



Amendments to the Administrative Code "will take some thought" and should be addressed early next year. Mayor Janakovic suggested target dates for completion of sections.

#### OLD BUSINESS

##### 4. Comprehensive Plan Update

Council was asked to review the first draft of the plan, which had been placed on the City's website for review and comment.

Assistant City Manager Ashcom commented that all of City Council and department heads have received new iPads, which were purchased to cut down on the high number of documentation and staff time in compiling those documents for meetings. He talked about features on the iPads that would be used to enhance communications. He indicated the page count for this evening's meeting was 239 per packet times 18 packets, with the cost of toner and ink included in the savings. He estimated a savings of approximately \$200 a meeting.

#### DEPARTMENT REPORTS

##### 1. Public Works

No report.

##### 2. Police Department

Richard Pritchard, Police Chief, reported that all the police recruits have completed the training and are on the streets.

He indicated there would be testing for new police officers on December 8, 2021 and is actively recruiting IUP for interested candidates.

He is working on an agreement with Lorain Borough with regard to providing police services for the next five years.

Mr. Arnone suggested that the Chief reach out to Southmont Borough and make an offer to provide police services.

Chief Pritchard is optimistic of another two to three-year agreement for the SRO positions in the Greater Johnstown School District.

There was further discussion with regard to police services for regional departments.

Mrs. Mock noted the resident on Wertz Road is "very happy" with the police presence and signage in her area.

The Chief indicated that the department partnered with the Attorney General's office, which now has an office in the Public Safety Building, to combat the drug problem.

3. Fire Department

Robert Statler, Fire Chief, reported that he and Mayor Janakovic had met with Red Cross representatives with regard to the smoke detector program.

He talked about planning and scheduling a fire prevention program at the elementary school.

Reverend King thanked Chief Statler for allowing a group of firefighters to come to the church to interact with the children and teach them how to use a fire extinguisher. Applications for smoke detectors were also filled out.

4. Community Development

Mr. Penatzer stated Mr. Campagna reported that two streets would be resurfaced, and Public Works had been busy decorating Central Park.

A Christmas Market will be held on Friday and Saturday, December 3 and 4, 2021.

Mr. Penatzer indicated he would like to have a special meeting on Monday November 22, 2021, for further discussion of an ordinance being done in time to transfer the dump site property, the Conference Center, the Locust Street design, the Lorain Police Department, a new dump truck for Public Works, approval of the parking system, the status of some of the parks across the City based on conversations with DCNR, school resource officer, land bank discussion, the Small Business Center, changes to the Administrative Code, taxpayer bill of rights and the issue of the engineers.

PUBLIC COMMENT - NON-AGENDA ITEMS

None

Wednesday, November 10, 2021 19 of 19  
Stated Meeting, continued

ADJOURNMENT

There being no further business, the meeting concluded at 7:43 p.m.

Next tentatively scheduled Special Meeting - November 22, 2021

Next scheduled Regular Council Meeting - December 8, 2021.