

JOHNSTOWN CITY COUNCIL
REGULAR MEETING MINUTES
Wednesday, February 12, 2020

City Council met in a stated session for the general transaction of business.
Mayor Frank Janakovic called the meeting to order at 6:07 p.m.

Mr. Britt 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).

Elizabeth Benjamin, Esquire, City Solicitor; Robert Ritter, Finance Director/Acting
City Manager; John Trant, Jr., Interim City Manager; Jared Campagna, Public
Works Director; Steve Sewalk, City Engineer; Robert Statler, Fire Chief; and
Robert Johnson, Police Chief, were also in attendance.

APPROVAL OF MINUTES

Mr. Vitovich made a motion to approve the **Special Meeting Minutes of November 20, 2019; Regular Meeting Minutes of December 11, 2019; Public Hearing Minutes of December 23, 2019; Special Meeting Minutes of December 23, 2019; and Reorganization Meeting Minutes of January 6, 2020.** The motion was seconded by Mr. Arnone 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 AND AWARDS

None

PUBLIC COMMENT-AGENDA ITEMS ONLY

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council regarding Resolution 13 on the agenda regarding the ABD Construction proposal. He requested that the resolution be tabled pending further review by Council. Mr. DeBartola expressed concerns regarding the possible sewage/waterline sale. He commented that Council might be skipping a step in the process. He thought a price might be negotiated between the Mayor and the GJWA and was concerned that "kickbacks" were involved. He asked that the City Solicitor review Act 12 and 66 Pa. and that Council find other ways to make money.

REPORTS:

CITY MANAGER

John Trant, Jr., Interim City Manager, noted that Melissa Radovanic from the Discover Downtown Partnership was unable to attend the meeting due to a scheduling conflict but will attend a future meeting to provide an update regarding the successful 2019 Christmas Season.

Mr. Trant made Council aware that he was aware of the recent inspection done by L&I and was working on a plan to identify needed improvements to the Public Safety Building along with possible funding sources for those improvements. He will update Council in the coming months.

MAYOR

Frank Janakovic, Mayor, noted his attendance along with Mrs. Mock and Mr. Capriotti at the Point Stadium Awards this past Sunday. He congratulated Mike Mastovich from the Tribune Democrat, and the four Point Stadium award winners.

He attended the symphony performance at UPJ and commented on the talented performers involved in the production.

The Mayor attended a recent Vision 2025 meeting where there was discussion of mini grants, programs, and projects going forward.

He attended Dancing Like a Star at the Pasquerilla Conference Center and congratulated Beginnings for their work with area children.

Mr. Janakovic attended meetings with JARI, Chamber of Commerce Board meetings and other entities, who are working together for the City.

The Mayor noted his attendance at the LST tax hearing with Judge Krumenacker. Ms. Benjamin noted it was approved.

Mayor Janakovic noted he attends The Greater Johnstown Regional Partnership meeting as an invited guest representing the City on a bi-monthly basis.

The Mayor has been meeting with the Interim City Manager and department heads to get a better understanding of what is being done in the City. He stated the City was fortunate to have all parties working together.

CITY SOLICITOR

Elizabeth Benjamin, Esquire, City Solicitor, had no report other than to note that the City's annual LST (Local Services Tax) was approved by the Court of Common Pleas. She will comment on any matters going forward with the agenda.

CITY ENGINEER

Steve Sewalk, EADS Group, commented that a workshop meeting last week went very well with some good information put out.

Many of the PennVEST projects were being closed out. A final inspection was scheduled for February 20, 2020, for the Oakhurst area. The Woodvale Prospect was expected to be closed out by the end of the month or beginning of March 2020. Moxham Phase One, Morrellville, Cambria City would be closed out moving forward. Mr. Sewalk noted that three projects had been closed out and 10 were open.

Kernville restoration will commence next month to complete the paving and sidewalks. Another alternate that was bid out will be awarded for the project.

Mr. Sewalk commented that PennVEST would have covered approximately \$300,000 in paving costs if the work in the Central Business District would be conducted through an open trench process.

He was seeking approval of the rate resolution on the agenda with regard to Old Conemaugh and Fairfield Avenue project loans.

Mr. Sewalk noted that approximately 3,400 properties had been pressured tested to date, roughly 40 percent of the total.

Straw Construction will conduct restoration at Roxbury Park when the weather clears up. A \$100,000 grant was received for Phase Two of the project with a 15 percent match.

Grant applications were submitted for the Elk Run debris basin cleanout and the St. Clair Run and Russell Avenue flood mitigation projects.

A. Liberoni was the low bidder on the downtown sidewalk project. Construction will commence when the weather breaks. Jared Campagna, Public Works Director, noted sidewalks would not be done where the sewage project was going through.

Mr. Sewalk noted the semi-annual report was submitted to DEP in January.

He noted that Fairfield Avenue will be paved starting at the Lower Yoder line, down Fairfield Avenue and up side streets.

Mr. Sewalk explained that in an effort to alleviate traffic problems, a majority of the work being performed in the Central Business District would be done "trenchless", which means relining and rehabilitation of the existing manholes, et cetera. With regard to the lateral work, he explained that sidewalks would be dug and relined out in the street to save from having the entire street dug up. He indicated that when the project was bid out, it would be bid with an extra cost for completion of all restoration on one street before moving on to the next.

COUNCIL UPDATES/NEIGHBORHOOD LIAISONS

Councilman Capriotti noted his attendance at the recent Point Stadium Awards Banquet, which recognized area athletes and Mike Mastovich with regard to his sports reporting.

He noted there would be no Moxham meeting in February. The next one would be held on the third Thursday in March at St. Patrick's Church.

Mr. Britt commended Mr. Campagna and Mr. Palov for their work in Hornerstown regarding garbage being dumped in that area. Mr. Britt commended Chief Johnson and Chief Statler for doing a great job and he was proud to work with them.

Mr. Arnone provided a general update on the Johnstown Housing Authority. He stated the occupation rate for January 2020 was 98 percent with a waiting list of 699 people. He stated Prospect and Oakhurst would be getting new doors and flooring. The Oakhurst Extension was 100 percent sewer replacement and kitchens. The siding replacement in 19 buildings had been completed. The fire alarm system for Solomon Run would soon be replaced. The Coopersdale, Vine Street Towers, and Connor Towers sewer line replacement was 100 percent completed. Elevator replacement in Loughner was 100 percent completed and the sewer line work there would begin shortly.

Reverend King reminded the public of the following community meetings: The meeting in Moxham previously mentioned by Mr. Capriotti, the Kernville meeting held on the first Thursday of the month at 5:30, the Woodvale meeting held on the third Thursday of the month at 6:30 at the CamTran

February 13, 2020, at 5:30 at the Christ Centered Community Church. She asked that a community interested in starting a neighborhood group contact either herself or Mrs. Mock.

She noted that the Census would soon be starting.

Mrs. Mock noted that the West End Improvement Group was getting ready for spring by scheduling cleanups, placing flower boxes, and starting gardens. Garbage cans will be purchased for use along Fairfield Avenue, Strayer Street, and Laurel Avenue.

A grant was applied for with regard to placing a garden at the Fairfield Avenue Underpass.

Mrs. Mock noted a grant was completed for the Pittsburgh Penguin Foundation with regard to obtaining the rest of the money needed for the Roxbury Hockey Rink. She hoped to have an update on the matter by the middle of April.

The Cambria County Youth Hockey League, Girls Hockey Team, was "on fire" since the association with Sidney Crosby. Mrs. Mock noted a grant will be completed to obtain funding from the NHL for the girls.

Mr. Vitovich reported that starting January 2, 2020, Public Works entered into two shifts for the winter season, 3:30 a.m. until 12:00 p.m. and 11:30 a.m. until 8:00 p.m.

Public Works jobs also include painting and the installation of new flooring on the second floor of City Hall, plowing and salting City streets and sidewalks, cold patching, potholes when the weather cooperates, and removing Christmas decorations from Central Park.

Mr. Vitovich asked Chief Statler and Chief Johnson to "give their people a pat on the back" for a job well done and commended Mr. Trant and Mr. Ritter.

Mayor Janakovic commended the Westmont students for celebrating kindness with Green Spirit Week by placing yard signs saying, "Just say hello".

COUNCIL UPDATES/NEIGHBORHOOD LIAISONS

1. Planning Commission Minutes - January 8, 2020
2. Letter of January 13, 2020 from the City Planning Commission.
3. Letter of January 15, 2020 from UPJ Habitat for Humanity.

PETITIONS

None.

ORDINANCE FOR FINAL READ

BILL NO. 1 OF 2020, AN ORDINANCE AMENDING CODIFIED ORDINANCE CHAPTER 484; TITLED PARKING METERS SUBSECTION 484.10 PARKING IN MUNICIPAL METERED AREAS; WAIVER FINE.

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

Interim City Manager Trent explained this is regarding fines that go to collections.

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).

BILL NO. 2 OF 2020, AN ORDINANCE AMENDING ORDINANCE NO. 5045 ADOPTED FINALLY DECEMBER 9, 2009, ESTABLISHING THE REQUIREMENTS AND PROCEDURES FOR THE PURCHASE OF MATERIALS AND SUPPLIES FOR ALL DEPARTMENTS IN THE CITY OF JOHNSTOWN AND DIRECTING THAT THE DIRECTOR OF FINANCE DEVELOP A PURCHASING POLICY MANUAL ESTABLISHING GUIDELINES, INCLUDING THE MANDATES CONTAINED IN THIS ORDINANCE, FOR PURPOSES OF CLARIFYING REQUIREMENTS APPLICABLE TO THE PURCHASE OF CERTAIN MATERIALS, SUPPLIES AND SERVICES AND THE USE OF CREDIT CARDS.

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

Mayor Janakovic explained this authorizes the use of credit cards. It was noted the purchasing policy was underway.

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).

ORDINANCES FOR FIRST READ

BILL NO. 3 OF 2020, AN ORDINANCE AMENDING ORDINANCE 4654, TITLED: AN ORDINANCE ESTABLISHING AN ADMINISTRATIVE CODE FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA, DESIGNATING THE POWERS AND DUTIES OF THE COUNCIL, THE CITY MANAGER AND OTHER MUNICIPAL OFFICIALS, PASSED FINALLY ON OCTOBER 27, 1993, AND AS AMENDED BY ORDINANCE NOS. 4693, 4731, 4894, 4880, 4902, 4908, 4991, 5015, 5024, 5034, 5042, 5055, 5058, 5069, 5127, 5177, 5194, 5196, 5199, 5210, 5229, 5230, 5231, AND 5255 BY FURTHER AMENDING CERTAIN SECTIONS OF TITLE II - LEGISLATION, CHAPTER 210, COUNCIL, AND SPECIFICALLY SECTION 210.08 OF THE CODIFIED ORDINANCE ENTITLED "MEETINGS GENERALLY" TO PROVIDE UPDATES AND PROCEDURES AND IMPROVE EFFICIENCY IN CONDUCTING BUSINESS AND SCHEDULING OF MEETINGS.

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

There was discussion regarding the scheduled meeting times. Mayor Janakovic noted this related to special meetings/workshops, that regular council meetings would continue as scheduled for the year at 6:00 p.m. and scheduled workshops would continue at the same time. He stated that every effort would be made to have all members present.

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

Nays: Reverend King (1).

BILL NO. 4 OF 2020, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JOHNSTOWN, TITLE EIGHT, CHAPTER 482, ENTITLED PARKING GENERALLY, AND SPECIFICALLY CHAPTER 482.14 ENTITLED PARKING OF TRACTOR-TRAILERS, ORIGINALLY ADOPTED VIA ORDINANCE NO. 3639 ON MARCH 19, 1965, TO REPLACE PRIOR PROVISIONS CONTAINED THEREIN, TO PROVIDE FOR UPDATED, MORE CONVENIENT AND EQUITABLE PROVISIONS ADDRESSING THE PARKING OF TRACTOR TRAILERS AND OTHER SPECIAL EQUIPMENT ON PUBLIC RIGHTS OF WAY AND/OR PUBLIC PROPERTY WITHIN THE CITY OF JOHNSTOWN.

Mr. Vitovich made a motion to approve the ordinance. Mr. Capriotti seconded the motion.

It was noted this matter concerns the recent complaint made by Homer Mattes regarding a trailer parked near his driveway and the inability to exit his driveway in a safe manner. The special parking permits obtained were not applicable to the situation, and a trailer or other equipment must be attached to a car, truck, or something with a trailer hitch on it.

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).

BILL NO 5 OF 2020, AN ORDINANCE AMENDING CHAPTER 1048 OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN TITLED "INNER CITY SEWAGE SYSTEM" BY AMENDING 1048.03, AS AMENDED BY ORDINANCE NOS. 4626, 4921, 5033, 5070, 5079, 5108, 5197 AND 5241. TO CONFORM TO ACTUAL BILLING RATES AND TO IMPLEMENT AN INCREASE IN SEWER RATES SCHEDULED FOR THE IMPLEMENTATION NO LATER THAN APRIL 15, 2021.

Mr. Vitovich made a motion to approve the ordinance. Mr. Capriotti seconded the motion.

Mr. Trant explained PennVEST loans used for sewage projects have been ongoing for several years. The projects made are used by PennVEST to determine eligibility for grants and loans. For the upcoming ClearView Project, which a significant portion is grants, PennVEST is requiring that Council consider adopting this ordinance that puts the rate increase into effect as these rates reflect what was projected for previous applications. If approved, the rate would be increased \$1.25 per month effective April 15, 2021.

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

RESOLUTIONS

Resolution No. 10252

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ACCEPTING THE PROPOSAL OF THE 28TH MILITARY POLICE RETIRED ASSOCIATION AND AUTHORIZING THE INSTALLATION OF A MONUMENT TO FALLEN MEMBERS OF THE MILITARY POLICE COMPANY WITHIN THE CITY OF JOHNSTOWN CENTRAL PARK AT A LOCATION TO BE DETERMINED AND APPROVED BY THE CITY.

Mr. Vitovich made a motion to approve the resolution. Reverend King seconded the motion.

Council members were asked to review the proposal and location in their information packets.

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. 10253

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER OR THE FINANCIAL DIRECTOR TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT THROUGH THE PA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT IN THE AMOUNT OF \$129,948.00 TO ASSIST WITH SILT AND DEBRIS REMOVAL AT THE ELK RUN DEBRIS BASIN AT STACKHOUSE PARK.

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

Mrs. Mock commented that the dam will take in the overflow and the residents of the West End downstream will no longer be getting flooded basements. She noted a 15 percent match for the project for \$22,932.00 and suggested using

money from the UDAG program for matches. There was further discussion regarding the matter.

Mr. Vitovich inquired about discussions in the past about having some trees cut down and sold. Mr. Ritter commented that the market for lumber has "fallen out", and suggested holding off on the project.

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).

Resolution No. 10254

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER OR THE FINANCIAL DIRECTOR TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT THROUGH THE PA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT IN THE AMOUNT OF \$405,833.00 TO ASSIST WITH REMEDIATION AND REPAIR EFFORTS OF THE CONCRETE RETAINING WALL ON SAM'S RUN.

Mr. Vitovich made a motion to approve the resolution. The motion was seconded by Mr. Arnone 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. 10255

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO SIGN AND TAKE ALL ACTIONS NECESSARY TO EFFECTUATE A CONTRACT FOR PURCHASE OF A NEW TELEPHONE AND INTERNET SYSTEM AND SERVICES FROM BLADE BROADBAND, INCLUDING THE PURCHASE OF 52 NEW PHONES AND VOIP SERVICES AS WELL AS LOCAL INTERNET SERVICES CONTINGENT UPON REVIEW AND APPROVAL OF THE CONTRACT BY THE CITY SOLICITOR.

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

Mr. Ritter noted the change would result in a savings of approximately \$40,000 a year. Mayor Janakovic stated that current charges with Atlantic Broadband of \$52,169 per year would be reduced to \$11,820.

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. 10256

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENT REQUIRED IN SUBMISSION OF ATTACHED APPLICATION FOR TRAFFIC SIGNAL MAINTENANCE APPROVAL TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION AND TO SIGN SAID APPLICATION ON BEHALF OF THE CITY OF JOHNSTOWN. (Line Item 05.434.37.106.00).

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

Mr. Campagna commented that PennDOT installs the signals and the City maintains them after installation.

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. 10257

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, APPROVING JEFFREY CONSTANTINO'S REQUEST TO PURCHASE FIVE YEARS OF MILITARY SERVICES COMPLETED PRIOR TO EMPLOYMENT WITH THE CITY OF JOHNSTOWN TO INCREASE HIS LENGTH OF SERVICE TO THE CITY FOR FIRE PENSION CALCULATIONS.

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Mr. Arnone made a motion to approve the resolution. The motion was seconded by Mr. Vitovich 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. 10258

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER TO EXECUTE A RENEWED LEASE AGREEMENT BETWEEN ESCAPE ROOMS JOHNSTOWN, LLC AND THE CITY OF JOHNSTOWN, FOR A ONE YEAR TERM.

Mr. Capriotti made a motion to approve the resolution. 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).

Resolution No. 10259

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE FIRE CHIEF TO PURSUE AND RESEARCH THE FEASIBILITY OF THE SALE OF A 2000 SUTPHEN SP70 LADDER TRUCK AND PURCHASE OF A USED FIRE ENGINE CONTINGENT UPON THE PROPOSED SALE OR PURCHASE BEING PRESENTED TO CITY COUNCIL FOR FINAL APPROVAL AT A LATER TIME.

Mr. Capriotti made a motion to approve the resolution. Mr. Vitovich seconded the motion.

Fire Chief Statler explained he would like to sell the ladder truck, which is in need of expensive repairs, and purchase something newer with lower mileage.

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. 10260

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE TRANSFER OF OWNERSHIP AND TRADE OF A 1998 PETERBILT/HACKNEY VEHICLE UTILIZED BY THE FIRE DEPARTMENT FOR PURPOSES OF HAZARDOUS MATERIALS FOR PURPOSES OF CALLS RELATING TO HAZARDOUS MATERIALS TO THE CAMBRIA COUNTY EMA IN EXCHANGE FOR RECEIPT AND OWNERSHIP AND TRADE OF A 2005 HME/RVI RESCUE TRUCK WITH SAID VEHICLES TO BE TRADED AS IS AND WITHOUT WARRANTY.

Reverend King made a motion to approve the resolution. 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).

Resolution No. 10261

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH CAMPBELL DURRANT BEATTY PALOMBO & MILLER, P.C. TO PROVIDE SPECIAL LABOR COUNSEL LEGAL SERVICES TO THE CITY OF JOHNSTOWN EFFECTIVE FEBRUARY 13, 2020. (Line item 01.404.31.025.00).

Mr. Vitovich made a motion to approve the resolution. The motion was seconded by Reverend King 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. 10262

A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, SUPPORTING A PETITION TO THE PENNSYLVANIA LIQUOR

CONTROL BOARD ("BOARD'S") BY THE CITY OF JOHNSTOWN FOR THE PROPERTY KNOWN AS 80 BRIDGE STREET FOR THE SUBSTITUTION OF THE CITY OF JOHNSTOWN'S NOISE ORDINANCE FOR SECTION 493 (34) OF THE LIQUOR CODE.

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

It was noted this was a renewal.

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. 10263

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, SUPPORTING A PETITION TO THE PENNSYLVANIA LIQUOR CONTROL BOARD ("BOARD'S") BY THE CITY OF JOHNSTOWN FOR THE PROPERTY KNOWN AS 229 MAIN STREET FOR SUBSTITUTION OF THE CITY OF JOHNSTOWN'S NOISE ORDINANCE FOR SEC. 493(34) OF THE LIQUOR CODE.

Mr. Arnone made a motion to approve the resolution. 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).

Resolution No. 10264

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ACCEPTING THE PROPOSAL OF ABD CONSTRUCTION SERVICES, LLC TO PROVIDE BUILDING CODE INSPECTION AND RELATED SERVICES TO THE CITY OF JOHNSTOWN ON AN AS NEEDED BASIS AND AUTHORIZING THE INTERIM CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME. (Line item 01.460.31.000.00).

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

Mr. Dubnansky stated building and residential inspections are now performed by staff in-house versus ABD, but that ABD would be involved with commercial inspections as the need arises which would result in a savings to the City. Mr. Dubnansky noted that there would be in-house commercial inspectors at some point in the near future.

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. 10265

A RESOLUTION APPROVING AN AMENDMENT OF THE GREATER JOHNSTOWN WATER AUTHORITY EXPANDING THE PURPOSES OF THE AUTHORITY TO INCLUDE OWNERSHIP AND OPERATION OF SANITARY SEWER FACILITIES AND EXTENDING THE TERM OF EXISTENCE OF THE AUTHORITY TO A DATE FIFTY (50) YEARS FROM THE DATE OF APPROVAL OF THE AMENDMENT BY THE SECRETARY OF THE COMMONWEALTH.

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

As a member of the GJWA, the City has to approve amendments to their bylaws, that this would expand their term to another 50 years. Mayor Janakovic noted that Westmont and Southmont have already approved.

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. 10266

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ENTERING AN AGREEMENT WITH GIBSON-THOMAS ENGINEERING CO., INC. FOR CERTAIN

CONTRACT ADMINISTRATION AND CONSTRUCTION
MANAGEMENT/OVERSIGHT SERVICES AND AUTHORIZING THE
INTERIM CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO
EFFECTUATE SAME. (Line item 24.431.02.341.01).

Mr. Vitovich made a motion to approve the resolution. Mr. Capriotti seconded the motion.

Mr. Trant explained that the EADS Group is the designer and project manager for the sewer project and conducts inspection, that Gibson-Thomas will provide oversight, or an additional set of eyes to review plans.

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. 10267

A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, IN
SUPPORT OF A CITIZENS COMMISSION FOR LEGISLATIVE AND
CONGRESSIONAL REDISTRICTING.

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

Mayor Janakovic explained this committee is not directly involved with the City but is a committee whose objective is to review how redistricting is done.

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

It was noted that information with regard to the Vacant Property and the Tree Commission and Board appointments would be provided at the next meeting.

OLD BUSINESS

MOTION:

TO AUTHORIZE THE MAYOR AND INTERIM CITY MANAGER TO ACT ON BEHALF OF THE CITY TO NEGOTIATE TERMS OF AN ASSET TRANSFER AGREEMENT PERTAINING TO THE CITY'S SEWER COLLECTION SYSTEM, INCLUDING BUT NOT LIMITED TO THE TERM OF A RATE FREEZE AND PURCHASE PRICE AND TO DIRECT AND REQUIRE ANY FINAL PROPOSED TERMS TO BE PRESENTED AT A PUBLIC HEARING AND SUBSEQUENTLY FOR FINAL APPROVAL BY THE CITY COUNCIL AT AN APPROPRIATE TIME IN THE FUTURE.

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

Mayor Janakovic explained this would involve working with other entities to provide the best deal for Johnstown. Ms. Benjamin explained that public hearings would be held to present information and that the matter would require approval by a majority of Council and other entities involved.

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).

PUBLIC COMMENT-NON-AGENDA ITEMS

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council regarding the public hearings that would be held and the fact that Council had just discussed earlier times for special meetings. He appreciated Council kind of "axing" the ABD contract. Mr. DeBartola noted he filed a Right to Know Request for information regarding a tow list, vehicle fees and police budget.

He stated there were no DUIs for three years and no drug arrests for 19 months regarding a recent lawsuit with the District Attorney, and that information was provided to WJAC. Mr. DeBartola suggested that Council start searching for a City Manager, that the city needs permanency.

He was glad to hear that Mayor Janakovic attended the Greater Johnstown Regional Partnership meeting. He noted that meeting minutes he recently received from the Johnstown School District would be posted online. Mr. DeBartola stated he would continue to ask Council not to approve the "sewer sale".

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RECESS/ADJOURNMENT

There being no further business, the meeting adjourned at 7:12 p.m.

NEXT SCHEDULED MEETINGS:

Wednesday, March 11, 2020 at 6:00 p.m.