

JOHNSTOWN CITY COUNCIL MINUTES
WEDNESDAY, MARCH 11, 2020

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

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

A moment of silence was observed in memory of former Council Member Anthony "Red" Pinizzotto.

The following members of Council were present for roll call:

Charles Arnone, Ricky Britt, Michael Capriotti, Mayor Frank Janakovic, Reverend Sylvia King, Marie Mock, David Vitovich (7).

John Trant, Jr., Interim City Manager; Steve Sewalk, City Engineer, EADS Group; John Dubnansky, Director of Economic Development; Robert Ritter, Finance Director; Jared Campagna, Public Works Director; Chief Johnson, City of Johnstown Police Department; Chief Statler, City of Johnstown Fire Department, and Elizabeth Benjamin, City Solicitor, were also present.

APPROVAL OF MINUTES

Mr. Arnone made a motion to approve the Workshop Session Minutes of February 5, 2020; Workshop Session Minutes of February 12, 2020; and Regular Meeting Minutes of February 12, 2020. 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).

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION:

Mayor Janakovic read the following press release into the record regarding the coronavirus:

Johnstown, Pennsylvania, March 11, 2020. The City of Johnstown was following its general emergency operations plan and the City is prepared in following the Pennsylvania Department of Health and CDC in regards to the coronavirus. Residents are encouraged to wash their hands often. Thankfully there are not any cases in our area presently, but the City is still prepared. And in the event cases of corona appearing in the future, communication with other parents, other partners such as Conemaugh Memorial Medical Center and other groups were key. As for our residents, people are taking it seriously and I feel encouraged by that. The best way to keep informed at this point was to follow the CDC and Pennsylvania Department of

Health. Keep calm and follow common sense precautions. Whatever happens we will get through this as a community.

PUBLIC COMMENT - AGENDA ITEMS ONLY:

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council regarding Board appointments to the Water Authority and Ordinance No. 1. He noted the appointments had not been recently advertised in the newspaper and he feels they should be. Mr. DeBartola pointed out appointees to the Water Authority are paid for their services. He encouraged more diversity on the Water Authority Board and requested that Council consider discussing term limits on the Board and expressed concern that Council could appoint someone for life.

Mr. DeBartola addressed Ordinance Number 1 on the agenda regarding bidding procedures to be used in connection with the City's sale of real estate and personal property. He was against the sale. Mr. DeBartola noted his recent attendance at a GJWA at which Solicitor Barbin announced the deal was almost done. He noted that without public knowledge it sounded like "a backroom deal and collusion." Mr. DeBartola urged Council and GJWA to bring transparency and openness to the process.

REPORTS:

CITY MANAGER:

John Trant, Jr., Interim City Manager, stated Melissa Radovanic from the Discover Downtown Johnstown Partnership was present to give an update regarding the past 2019 and upcoming 2020 Christmas season.

Ms. Radovanic reported on celebrating the fifth year of the Christmas tree in Central Park, which had been visited by tens of thousands of people. She noted the Christmas Village has grown from 11 houses to 24 and added that Downtown Johnstown was now a Christmas destination.

Ms. Radovanic thanked the City department heads for their support, including Public Works, Chief Statler, Chief Johnson and Community and Economic Development. She noted the group was successful because they are volunteers who want to continue to make a better downtown

Mayor Janakovic inquired about upcoming events.

Ms. Radovanic stated there are three more weekends of movies at the State Theater, followed by an Easter Egg Hunt April 4 in Central Park, annual summer cleanup, and the 7th Annual Taste and Tour event Memorial Day weekend. She noted the Taste and Tour event has grown from 200 attendees and 19 participating businesses to 700 attendees and over 40 participating businesses.

Mayor Janakovic thanked the Discover Downtown Johnstown Partnership on behalf of Council.

MAYOR

Mayor Janakovic noted his attendance at the Boy Scout Dinner. He praised them for the work they do for the community.

He recently attended the Chamber of Commerce dinner.

The Mayor noted his attendance at the Census presentation by Second Lady Gisele Fetterman at the YMCA. He reiterated everybody needs to be counted and noted the importance an accurate census which ties into funding for Johnstown, Cambria County, and the State of Pennsylvania.

He attended the funeral services for Anthony "Red" Pinizzotto.

Mr. Janakovic attended the Michael Strank 75th anniversary of the flag-raising at Iwo Jima. He noted the presence of Mayor Livia Kovalcikova of Jarabina, Slovakia, the hometown of Sgt. Michael Strank.

Senator Robert Casey was in town for a press conference at West Side Elementary for the Five Freedoms for American Children.

The Mayor attended monthly meetings with Discover Downtown, Chamber of Commerce, and other community activities and events.

The Mayor commented on information in the Tribune Democrat where it was noted that the City of Johnstown has seen the best stability in years and thanked Council, City Manager and department heads. He noted there are many ongoing contracts and negotiations and that a time frame would be set to advertising for a full-time City Manager.

CITY SOLICITOR

Elizabeth Benjamin, Esquire, City Solicitor distributed revised versions of Bill No. 6 regarding the City's proposed sale of real estate and an updated version of the

Animal Control Service Agreement, which contains changes to some indemnification language.

CITY ENGINEER

Steve Sewalk, EADS Group, referred Council members to his engineering report for review.

He noted 12 PennVEST projects where construction was complete; four had been closed, six are being worked on and since last month there had been two final inspection walk-throughs with DEP and two more scheduled for this month.

Kernville restoration should commence mid-April to complete sidewalk work and paving.

Mr. Sewalk commented that PennVEST settlements are scheduled to close on March 24 for Old Conemaugh and Fairfield Avenue projects. He noted contractors are onsite doing miscellaneous work.

He noted 463 pressure tests were completed for the year of 2019. He stated approximately 60 had been completed to date.

Mr. Sewalk stated the contractor will be at Roxbury Park over the next several weeks to complete remediation work in the April time frame.

He noted that grants had been received for the Elk Run debris basin cleanout and the St. Clair Run and Russell Avenue flood mitigation projects.

A. Liberoni will begin repairs to the downtown sidewalks in the Central Business District.

Mr. Sewalk updated Council on the most recent miscellaneous PennVEST project. He noted original estimated costs of \$7 million are down to between \$4 million and \$5 million. There was an effort to get an alternate award through DEP and approved through PennVEST for Kernville.

Mr. Vitovich inquired about the time frame for completion. Mr. Sewalk explained the application is due in May and that permits are required to be submitted by March 1, 2021. All construction would need to begin mid-year 2022.

COUNCIL UPDATES/NEIGHBORHOOD LIAISONS

Councilman Capriotti had no report.

Councilman Britt had no report.

Councilman Arnone provided a general update on the Johnstown Housing Authority.

He stated there was no change in the occupancy rate for January and February. For the month of February, the rate remained 98 percent with a waiting list of 694 applicants. The February waiting list for the Section 8 program consists of 557 applicants. He noted JHA requested sealed bids, which are due by March 17, 2020 for flooring and door replacement in Prospect and Oakhurst. Work has begun on the sewer line replacement at Loughner Towers and window replacement continues in Coopersdale.

Mayor Janakovic asked for clarification of the priority for applicants. Mr. Arnone noted that federal law requires veterans to have priority in Cambria County, followed by County residents then anybody who is a resident of the State of Pennsylvania. He noted City residents always come first.

Councilman Vitovich reported that Public Works continues to work two shifts from 3:30 a.m. until 12:00 p.m. and 11:30 a.m. until 8:00 p.m., including Saturday.

Current jobs include finishing 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 permits. Mr. Vitovich noted Public Works started painting the Public Safety Building and will clean gravel from sidewalks as weather permits.

He stated he received phone calls from some concerned Coopersdale residents about tires left behind on the property at the former Tire Clinic. Mr. Vitovich had concerns that if a fire started there it could take a couple days to put out.

Mr. Dubnansky noted that Code Enforcement was notified as soon as it was known the Tire Clinic was no longer in business. It was explained that the number of tires there were legal for an operational business but are now considered trash. He stated the letters were mailed out to track down management.

There was a discussion on alternative plans if management could not be found. Mr. Dubnansky noted that the City would have to dispose of the tires at \$2 a tire and then place a lien on the property. It was noted that if there was no response by April, the tires would be cleaned up.

Mayor Janakovic complimented Publics Works on the recent remodeling of the second floor of City Hall. He stated it "looks like a brand-new building".

Mrs. Mock stated garbage cans will be ordered for Fairfield Avenue, Strayer Street, and Laurel Avenue in the West End. She noted flower boxes will not be going up on Fairfield Avenue due to sewer work but would be placed at other locations.

Mrs. Mock mentioned the gardens will be up and running too and was waiting on word from the Community Foundation regarding a grant to redo the underpass by Giant Eagle.

Mrs. Mock announced an additional \$15,000 was received towards the Roxbury hockey rink for a total of about \$87,000 of \$100,000 needed for Phase 1. She stated word should be received from the Penguins Foundation the second week of April with regard to grant money.

Reverend King noted her attendance along with Mrs. Mock at the Boy Scouts banquet. She congratulated the Mayor on receiving the Boy Scout award.

Reverend King thanked Public Works for their work in Woodvale.

There was discussion regarding the removal of signs still posted for closed businesses. It was noted that the City's ability to remove a sign would depend on whether it is on private property or on City property. The matter would be reviewed further.

Reverend King thanked the Community Foundation for partnering with JRA for grant monies received for the blighted properties to be taken down in Prospect, Hornerstown and Kernville. She noted there would be a meeting on March 25 with the Prospect residents at the Greater Prospect Store regarding the reuse of land after removal of blighted properties. She indicated the tentative plans call for the planting of an orchard. A meeting is scheduled on Monday, March 16,2020, at the Seventh Ward Ambulance Association in Hornerstown and a meeting on April 2, 2020, in Kernville.

COUNCIL UPDATES/NEIGHBORHOOD LIAISONS

1. Planning Commission Minutes - February 5, 2020
2. Letter from Attorney General Josh Shapiro

PETITIONS

None.

ORDINANCES FOR FINAL READ:

BILL NO. 3 OF 2020. AN ORDINANCE AMENDING ORDINANCE 4654 ,
TITLED: AND ORDINANCE ESTABLISHING AN ADMINISTRATIVE
CODE FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA,
DESIGNATING THE POWERS AND DUTIES OF COUNCIL, THE CITY
MANAGER, AND OTHER MUNICIPAL OFFICIALS, PASSED FINALLY
ON OCTOBER 27, 1993 AND AS AMENDED BY ORDINANCE NOS. 4654
CROSSED OUT, 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 ORDINANCES, ENTITLED "MEETINGS
GENERALLY" TO - PROVIDE UPDATED PROCEDURES AND IMPROVE
EFFICIENCY IN CONDUCTION THE CITY BUSINESS AND THE
SCHEDULING OF MEETINGS.

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

It was noted the resolution allows special meetings of Council to be held prior to
5:00 p.m.

The motion passed by the following vote:

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

Nays: Reverend King (1).

BILL NO. 4 OF 2020. AN ORDINANCE AMENDING THE CODES 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. The motion was seconded by Mrs. Mock.

Chief Johnson explained resident cannot have a camper trailer or any type of or utility trailer sitting alongside the road in front of a house without being attached to a vehicle.

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).

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 SECTION 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 IMPLEMENTATION NO LATER THAN APRIL 15, 2021.

Mrs. Mock made a motion to approve the ordinance. The motion was seconded by Mr. Capriotti. 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).

ORDINANCES FOR FIRST READ:

BILL NO. 6 OF 2020. AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JOHNSTOWN, TITLE VI, CHAPTER 236 TO SET FORTH THE BIDDING PROCEDURES TO BE USED IN CONNECTION WITH THE CITY'S SALE OF REAL ESTATE AND PERSONAL PROPERTY.

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

Attorney Benjamin explained that the bill clarifies and provides further detail on the City's procedures on the sale of real estate and establishes procedures for the sale and bidding of personal property owned by the City. It does provide

consistent with the Third-Class City Code that there was no bidding requirement when there was a sale to another municipal entity, which was almost identical to the Third-Class City Code except that the City of Johnstown does those types of sales of real estate via ordinance versus resolution.

She clarified the motion is to approve Bill No. 6 as revised and distributed at this meeting.

Reverend King made a motion to approve the ordinance. The motion was seconded by Mrs. Mock 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).

RESOLUTIONS:

Resolution No. 10268

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
APPROVING THE PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION'S INSTALLATION OF BIKE LANES ALONG
IDENTIFIED PARTS OF STATE ROUTE 403 THROUGHOUT THE CITY
AND AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS
DESIGNEE TO TAKE ANY AND ALL ACTIONS NECESSARY TO
EFFECTUATE THE SAME. (Line item 01.434.37.073.00)

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

Mr. Dubnansky explained the State will install bike lanes that will last ten years, which mirrors the schedule for roadways, so they will replace the bike lanes and roadways at the same time. He indicated the maintenance of the lanes was the City's responsibility. There was discussion regarding transfer of funds to fulfill the line item. Mr. Dubnansky noted the costs should be minimal.

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. 10269

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER AND CITY PUBLIC WORKS DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE RECREATION ECONOMY COMMITTEE OF THE CAMBRIA COUNTY REGIONAL CHAMBER OF COMMERCE FOR THE INSTALLATION OF BICYCLE RACKS ON CITY-OWNED PROPERTY AND TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE SAME, AT NO COST TO THE CITY.

Mr. Capriotti made a motion to approve the resolution. The motion was seconded by Mr. Vitovich, and 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. 10270

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER TO TAKE ALL NECESSARY ACTIONS TO ENTER INTO AND EXECUTE AN AGREEMENT WITH PREFERRED BENEFITS SPECIALISTS FOR HEALTH CARE AND EMPLOYEE BENEFITS CONSULTING SERVICES, TO DESIGNATE PREFERRED BENEFITS SPECIALISTS AS THE CITY'S BROKER OF RECORD FOR ITS HEALTH INSURANCE PLAN AND TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE SAME, SUBJECT TO REVIEW AND FINAL APPROVAL OF THE CITY SOLICITOR. (Line item 01.489.11.126.00)

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

Mr. Ritter explained the City was getting a different quote outside of its normal insurance, including self-insurance and negotiating with the hospitals for prices to investigate whether it was worthwhile to make a change. He noted Preferred Benefits Specialist has estimated possible savings of \$300,000 to \$700,000.

Mr. Trant clarified this does not change costs for this year and does not change the current health plan.

There was discussion regarding the possibility of forming a health care committee.

The motion passed by the following vote:

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

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE INTERIM
CITY MANAGER AND/OR HIS DESIGNEE TO TAKE ANY AND ALL
ACTIONS NECESSARY TO TERMINATE THE AGREEMENT WITH
MUNICIPAL REVENUE SERVICE FOR THE SALE OF 2019 REAL
ESTATE TAX CLAIMS.

Mrs. Mock made a motion to approve. The motion was seconded by Mr. Vitovich.

Mrs. Mock suggested that Deborah Grass, Act 47 coordinator, and other parties
should be present for further discussion.

Mrs. Mock made a motion to table the resolution. 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.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER TO
SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT
THROUGH PA WALKWORKS TO PREPARE A COMPLETE STREETS
POLICY FOR THE CITY OF JOHNSTOWN.

Mr. Trant withdrew the resolution, noting it had already been approved and was
added to the agenda by mistake.

Resolution No. 10271

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 PREPARE, ADVERTISE, AND PURSUE A REQUEST FOR PROPOSALS FOR RENOVATION OF CITY-OWNED PROPERTY LOCATED AT 126 CLINTON STREET, JOHNSTOWN, PENNSYLVANIA.

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

Mr. Dubnansky noted an interested party would like to move their business into that location which would require extensive renovations. Reverend King voiced concern about the interested party backing out after the City paid for renovations. Mr. Dubnansky explained that the party was willing to sign a lease before work would commence on any renovations.

The resolution 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.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE A CONTRACT WITH ABD CONSTRUCTION SERVICES, LLC, ON A MONTH TO MONTH BASIS FOR SERVICES OF A THIRD PARTY BUILDING CODE AND PROPERTY MAINTENANCE OFFICIAL AT RATE OF \$625 PER MONTH, SUBJECT TO FINAL REVIEW AND APPROVAL BY THE CITY SOLICITOR. (Line item 01.460.31.000.00)

Mr. Trant withdrew the resolution, noting the contractor had proposed a change in terms.

Resolution No. 10272

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AMENDED TASK ORDER NO. 48 TO THE EADS GROUP, INC. FOR PREPARATION OF A COMPLETE STREETS POLICY FOR THE CITY.

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

Mr. Dubnansky explained that Council was approached last year to obtain funding to develop street design guideline. He noted there was a lot of activity in the City and stated it was important to have uniform design guidelines in place. The initial price proposal was over \$27,000. Mr. Dubnansky noted \$7,000 in grant money was obtained from two entities and EADS would be willing to do the design for that price. There would be no taxpayer dollars involved.

The resolution 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. 10273

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER TO ENTER INTO AND TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE AN ANIMAL CONTROL SERVICES AGREEMENT WITH THE HUMANE SOCIETY OF CAMBRIA COUNTY FOR A ONE-YEAR TERM. (Line item 01.410.28.086.00)

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

Mr. Trant explained the resolution renews the contract of the Humane Society to perform animal control services for the city. There was a discussion regarding the limit to the number of domesticated animals within the city limits. Mayor Janakovic noted the bigger issue was with feral cats running through neighborhoods. It was noted the service was for animals that are loose as opposed to animals on private property.

The resolution 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. 10274

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA APPOINTING A THREE MEMBER SUB-COMMITTEE OF THE CITY COUNCIL TO REVIEW THE CURRENT HOME RULE CHARTER AND ISSUE RECOMMENDATIONS FOR ANY REVISIONS TO THE CHARTER TO BE INCLUDED IN AN ORDINANCE FOR FUTURE SUBMISSION TO COUNTY ELECTION OFFICIALS AND CONSIDERATION BY VOTERS IN THE NEXT MUNICIPAL, PRIMARY OR GENERAL ELECTION.

Mayor Janakovic noted the wording of the resolution should be amended to read municipal, primary or general election.

Mrs. Mock made a motion to approve the resolution as amended. The motion was seconded by Mr. Vitovich.

Mayor Janakovic noted that he and Mr. Trant are on the committee and need one more Council member. Mr. Capriotti expressed interest. Mr. Arnone noted he would serve as an alternate council member.

There was discussion of the committee eventually rolling out to include residents. It was noted the project was a priority for the Act 47 team. The committee will make updates to the Home Rule Charter. Attorney Benjamin explained it would then defer to the voters via referendum.

The resolution 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.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER AND/OR THE FINANCIAL DIRECTOR TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR FUNDING ASSISTANCE FROM THE PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY IN THE AMOUNT OF \$10,900,000 TO BE USED TOWARDS IMPROVEMENTS TO THE INNER CITY SEWER SYSTEM IN THE CENTRAL BUSINESS DISTRICT AREA OF THE CITY OF JOHNSTOWN.

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Mr. Trant requested that the resolution be tabled due to ongoing sewer negotiations and the timing of the projects and work that EADS and Gibson Thomas regarding the transfer.

Mr. Vitovich made a motion to table the resolution. The motion was seconded by Mr. Britt.

The motion to table 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. 10275

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARDING CONTRACT 2019-28 FOR THE CONSTRUCTION OF THE DOWNTOWN SIDEWALK RENOVATION PROJECT. (Line item 01.434.37.072.00)

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

Reverend King inquired why sidewalks were being done before sewer work. Mr. Campagna explained that slabs will be left exposed on the caps for the sewer work. He noted the grant money was time sensitive and must be spent in a certain amount of time.

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. 10276

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA ACCEPTING THE PROPOSAL OF THE EADS GROUP, INC., FOR ENGINEERING SERVICES TO EVALUATE AND PROVIDE A REPORT AND RECOMMENDATION ON POTENTIAL REPAIR AND REPLACEMENT OF FLOOR SLABS WITHIN THE CITY

PUBLIC SAFETY BUILDING AND AUTHORIZING THE INTERIM CITY MANAGER TO ENTER INTO AN AGREEMENT AND TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE SAME, FOR A TOTAL FEE OF \$4,240. (Line item 01.434.37.072.00)

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

There was discussion regarding the receipt of other proposals. Mr. Trant noted the time-sensitive nature of the resolution. He added that the purpose of the resolution is to determine the scope and potential cost of the improvements.

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).

NEW BUSINESS:

None.

OLD BUSINESS:

None.

MOTION

Appointments to Boards, Commissions and Authorities

Mr. Arnone made a motion to do appointments. The motion was seconded by Mrs. Mock.

Greater Johnstown Water Authority

Mrs. Mock made a motion that the current at-large position be advertised and applicants interviewed. The motion was seconded by Mr. Vitovich.

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).

Planning Commission

Mayor Janakovic noted terms have expired for Laura Huchel and Connie Martin, and both have applied for renewal.

Mrs. Mock nominated Steven Bieter.

Reverend King made a motion to retain Ms. Huchel and Ms. Martin. The motion was seconded by Mr. Britt and failed by the following vote:

Yeas: Mr. Vitovich, Mr. Britt, Reverend King (3).

Nays: Mrs. Mock, Mr. Arnone, Mr. Capriotti, Mayor Janakovic (4).

Councilmembers were requested to vote for two of the three nominees. Each voted as follows:

Mr. Vitovich: Ms. Huchel and Mr. Bieter

Mr. Arnone: Mr. Beiter and Ms. Huchel

Mr. Britt: Mr. Beiter and Ms. Huchel

Mr. Capriotti: Mr. Beiter and Ms. Huchel

Mayor Janakovic: Ms. Martin and Mr. Bieter

Reverend King: Ms. Martin and Ms. Huchel

Mrs. Mock: Ms. Martin and Mr. Beiter.

Mr. Bieter (6) Ms. Huchel (5) Ms. Martin (3)

Zoning Hearing Board

Mayor Janakovic noted Mr. Arnone's resignation. There are two vacancies.

Nominees included James Carthew, Anthony Piro, Bruna Parlock, Anthony Caputo

Councilmembers were requested to vote for two nominees. Each voted as follows:

Mr. Arnone: Mr. Caputo and Mr. Piro

Mr. Britt: Mr. Caputo and Mr. Piro

Mr. Capriotti: Mr. Caputo and Ms. Parlock

Mayor Janakovic: Mr. Caputo and Mr. Carthew

Reverend King: Mr. Caputo and Mr. Carthew

Ms. Mock: Mr. Caputo and Mr. Carthew

Mr. Vitovich: Mr. Piro and Mr. Caputo

Mr. Caputo (7) Mr. Carthew (3) Mr. Piro (3) Ms. Parlock (1)

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Due to a tie, Councilmembers were requested to vote for either Mr. Carthew or Mr. Piro. Each voted as follows:

Mr. Arnone: Mr. Piro
Mr. Britt: Mr. Piro
Mr. Capriotti: Mr. Piro
Mayor Janakovic: Mr. Carthew
Reverend King: Mr. Carthew
Ms. Mock: Mr. Carthew
Mr. Vitovich: Mr. Piro

Mr. Piro (4) Mr. Carthew (3)

Greater Johnstown Water Authority

Mr. Vitovich moved to reappoint Ed Cernic. The motion was seconded by Mr. Arnone.

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).

Shade Tree Commission

It was noted there were no applicants for this commission.

Attorney Benjamin explained that the City will look internally at how to distribute the functions of the Shade Tree Commission and that there has not been a report back on that yet. She stated if there are no applicants by the next Council meeting, the City should look into the impact, if any, of eliminating the Commission. Mayor Janakovic noted all options would be considered before any decision was made.

Vacant Property Review Committee

Mayor Janakovic noted two vacancies and three that have already expired. He stated this particular committee must be maintained despite a lack of applicants. Attorney Benjamin explained the method for filling the vacancies. She noted Council would need members from the Redevelopment Authority, Housing Authority, Planning Commission, a member of the City's Executive branch and the Chairperson of City Council's committee on Community Development and

Planning. Attorney Benjamin suggested submitting a resolution at some point at the future indicating that someone reached out to JRA, the Housing Authority and Planning Commission and then providing that information to Council.

Board of Appeals

Mr. Capriotti suggested a review of some Board member qualifications. He noted the Uniform Construction Code (UCC) requires certain criteria and that members should present requisite experience to serve. Attorney Benjamin explained that two members of the board should be knowledgeable in building construction, two members should be knowledgeable in property management and real estate and one member should be a homeowner. There was further discussion regarding the matter.

Loan Review

Mayor Janakovic noted one resignation.

Attorney Benjamin noted the Interim City Manager needs to make a recommendation to Council, and the appointment was done by resolution.

PUBLIC COMMENT - NON-AGENDA ITEMS:

John DeBartola, 1197 Bedford Street, Johnstown, mentioned a Tribune Democrat article in which Police Chief Johnson talked about changing the towing contract. He noted the article prompted him to file a Right to Know request which revealed a huge jump in fees from the old contract with Brat towing versus the new contract with McQuaide/Cernic's. He stated there were 15 fees of \$522 under the old contract and 127 fees at \$617.50 in the last year under the new contract. Mr. DeBartola cited a lack of financial records and asked where the cars are being impounded. He requested Council to look into the matter.

Mr. DeBartola stated as part of his right to know request he asked for police department records, including financial disbursements, check registry, accounts, receipts. He noted, "There isn't a single shred of paper," and he had to file an appeal with the Office of Open Records (OOR). He noted concern that there are no records for the police department.

Mr. DeBartola mentioned a lawsuit he filed against the City's Ethics Board. He noted the Tribune Democrat should be doing a story at some point. Mr. DeBartola asked why a complaint he filed was not investigated. He criticized the Ethics Board for failing to have regular meetings and not taking what they are supposed to do more seriously.

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Mayor Janakovic noted Council held an Executive Session with regard to personnel and labor relations matters prior to the meeting.

There being no further business, the meeting was adjourned at 7:25 p.m.