

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9742

A RESOLUTION OF THE GOVERNING BOARD OF CITY OF JOHNSTOWN, COUNTY, PENNSYLVANIA, AUTHORIZING, EMPOWERING AND DIRECTING THE PROPER OFFICERS OF THE GOVERNING BOARD TO APPOINT A LIAISON BETWEEN IT AND BERKHEIMER, THE DULY APPOINTED COLLECTOR OF LOCAL TAXES FOR THE DISTRICT, FOR THE EXPRESS PURPOSE OF SHARING CONFIDENTIAL TAX INFORMATION WITH THE DISTRICT FOR OFFICIAL PURPOSES.

WHEREAS, Act No. 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania (53 P.S. §6901 et seq.), enacted December 31, 1965, and effective January 1, 1966, authorizes certain political subdivisions, including CITY OF JOHNSTOWN, COUNTY, to provide for the creation of such bureaus or the appointment and compensation of such officers, clerks, collectors and other assistants and employees as may be deemed necessary for the assessment and collection of taxes imposed under the authority of that Act; and

WHEREAS, CITY OF JOHNSTOWN, COUNTY, has entered into contractual agreement with BERKHEIMER of Bangor, Pennsylvania, whereby and whereunder CITY OF JOHNSTOWN appointed Berkheimer to collect certain local taxes; and

WHEREAS, said Act 511 specifically mandates that any information gained by the appointed tax officer, his agents or by any other official or agent of the taxing district, as a result of any declarations, returns, investigations, hearings or verifications required or authorized by the taxing municipality's ordinance or resolution, be kept confidential, except for official purposes; and

WHEREAS, any person who divulges any information which is confidential under the provisions of any ordinance or resolution, upon conviction may be subject to fines and/or imprisonment, upon conviction, and dismissal from office or discharge from employment; and

WHEREAS, Berkheimer requires passage of a resolution by the governing body of CITY OF JOHNSTOWN, COUNTY specifying that said confidential information is needed for official purposes and absolving Berkheimer from any liability in connection with the release of said confidential information;

NOW, THEREFORE, BE IT RESOLVED that:

1. CITY OF JOHNSTOWN, COUNTY hereby appoints Bethany Peracchino as its authorized representative to make requests upon and receive any and all tax information and records from Berkheimer, relative to the collection of taxes for CITY OF JOHNSTOWN, as desired and deemed necessary by CITY OF JOHNSTOWN, to be used for official purposes only; and
2. Berkheimer is hereby directed to provide and/or transmit any and all tax information and records, or any portion thereof, relating to the collection of taxes for the CITY OF JOHNSTOWN, upon request, to Bethany Peracchino as the authorized contact representative for it.
3. CITY OF JOHNSTOWN, COUNTY hereby saves harmless, indemnifies and/or absolves Berkheimer from and against any and all liability in connection with the release of said confidential information.

RESOLVED, ENACTED AND ADOPTED:

May 21, 2015

By the following vote:

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic. (6)

Nays: None (0)

Absent: Mr. Gentile (1)



Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9742 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 9743

**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 OWNER OF THE PROPERTY KNOWN AS 20 MATTHEW STREET FOR SUBSTITUTION OF THE CITY OF JOHNSTOWN'S NOISE ORDINANCE FOR THE BOARD'S REGULATIONS**

**WHEREAS,** The property owner of 20 Matthew Street, Johnstown, PA 15901 also known as The Freight Station desires exemption from the Board's regulations regarding amplified music being heard off of the licensed premises, and;

**WHEREAS,** As per regulations set forth under section 493.1(b) of the Liquor Code (47 P.S. § 4-493.1(b)), a municipality may file a petition with the Board, requesting approval and said Board regulations for an identifiable area in the municipality, and;

**WHEREAS,** The City of Johnstown, Department of Community and Economic Development has been working with the property owner of said 20 Matthew Street in the development and creation of an outdoor music performance and event center, and;

**WHEREAS,** the municipality identifies the need for said project and is in support of the petition to substitute the municipal noise ordinance (Ordinance No. 3837 passed October 14, 1969) with that of the Board's regulations, and intends to fully enforce said municipal noise regulations in place of the Board's regulations, and;

**NOW THEREFORE, BE IT RESOLVED** the City Manager of the City of Johnstown, is authorizing the Department of Community and Economic Development to submit to the Pennsylvania Liquor Control Board a petition for exemption from said Board noise regulations

ADOPTED:

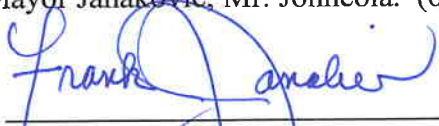
May 21, 2015

By the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic, Mr. Johncola. (6)


Nays: None (0)

Absent: William Gentile (1)

  
\_\_\_\_\_  
Frank Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the following is a true and correct copy of Resolution No. 9743 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Carlos Gunby, City Manager

**RESOLUTION NO. 9744**

**CITY OF JOHNSTOWN**

DECLARATION OF OFFICIAL INTENT TO REIMBURSE GENERAL FUNDS USED TO CONSTRUCT IMPROVEMENTS FOR THE JOHNSTOWN CITY-WOODVALE-OAKHURST INTERCEPTER REHABILITATION OF STORMWATER SEPARATION IN ORDER TO REMOVE INFILTRATION & INFLOW TO THE SANITARY SEWER SYSTEM BY REHABILITATING THE COLLECTION LINES AND ELIMINATING INTERCONNECTIONS BETWEEN THE SANITARY AND STORM SEWER SYSTEMS WITH FUNDS RECEIVED FROM THE PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

WHEREAS, the City of Johnstown ("Funding Recipient") has determined that construction of improvements in order to remove infiltration & inflow to the sanitary sewer system by rehabilitating the collection lines and eliminating interconnections between the sanitary and storm sewer systems located in the City of Johnstown, Cambria County, Pennsylvania (the "Project"), are necessary; and

WHEREAS, in order to finance the costs of the Project, the Funding Recipient has issued or intends to issue its Debt Obligation to the Pennsylvania Infrastructure Investment Authority ("PENNVEST") in the maximum principal amount of \$1,860,500.00 (the "PENNVEST Debt Obligation").

WHEREAS, Funding Recipient intends to pay Project costs, on an interim basis, using its taxes and other sewer revenues of the City of Johnstown to be received during the period that the \$1,860,500.00 guaranteed revenue note of **the City of Johnstown is outstanding and (ii) future audited** annual reports of the city of Johnstown shall reflect the revenues and expenses related to its sewer conveyance system in a separate enterprise fund until the proceeds of the PENNVEST Debt Obligation are received;

NOW, THEREFORE, the Funding Recipient hereby declares as follows:

Pursuant to federal requirements set forth at 26 C.F.R. § 1.150-2, the Funding Recipient officially intends to reimburse its General Funds for Project costs incurred by the Funding Recipient with the proceeds of the PENNVEST Debt Obligation up to the maximum principal amount of \$1,860,500.00.

ADOPTED:

May 21, 2015

By the following vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic, Mr. Johncola,

Mr. Mickel. (6)

Nays: None (0)

Absent: Mr. Gentile (1)



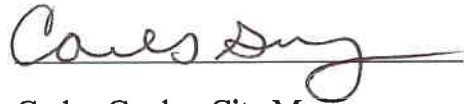
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Frank J. Janakovic, Mayor

Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9744** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 9745

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN ACCEPTING THE CODIFICATION OF ORDINANCES UPDATED FOR THE PERIOD OF MAY 2014 THROUGH OCTOBER 2014 BY AMERICAN LEGAL PUBLISHING.

WHEREAS, the City of Johnstown is required by the Home Rule Charter to codify all ordinances on a regular basis; and

WHEREAS, the City Manager and the Executive Secretary of the City of Johnstown prepared and submitted all ordinances to American Legal to perform these services; and

WHEREAS, the submitted ordinances have been codified according to the Charter; and

WHEREAS, these documents are now being presented to City council for final approval.

NOW, THEREFORE, BE IT RESOLVED, that the City Manager sign accepting the codified ordinances of the City of Johnstown as updated for the period of May 2014 through October 2014 by American Legal Publishing.

ADOPTED:

May 21, 2015

By the following vote:

Yeas: Mr. Vitovich, Mr. Vizza, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock. (6)

Nays: None (0)

Absent: Mr. Gentile (1)



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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9745 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

# CITY OF JOHNSTOWN, PENNSYLVANIA

## RESOLUTION NO. 9746

**A RESOLUTION**, of the City Council of the City of Johnstown, Pennsylvania, approving the FY 2015-2019 Five Year Consolidated Plan, FY 2015 Annual Action Plan, FY 2015 Analysis of Impediments to Fair Housing Choice, and Citizen Participation Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Programs applications.

**WHEREAS**, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to communities in the prevention or elimination of slums or urban blight, or activities which will benefit low- and moderate-income persons, or other urgent community development needs; and

**WHEREAS**, under the HOME Investment Partnerships Program created by the National Affordable Housing Act of 1990 (NAHA) and amended by the Housing and Community Development Act of 1992, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to participating jurisdictions to expand the supply of decent, safe, sanitary, and affordable housing; and

**WHEREAS**, the U.S. Department of Housing and Urban Development has advised the City of Johnstown that under Fiscal Year 2015, the City is eligible to apply for an entitlement grant under the Community Development Block Grant (CDBG) Program in the amount of \$1,141,307 and \$180,760 under the HOME Investment Partnerships Program (HOME); and

**WHEREAS**, in addition to the entitlement funds, the City expects to receive approximately \$75,000 in CDBG program income; and

**WHEREAS**, the City of Johnstown's Department of Economic and Community Development has prepared a FY 2015-2019 Five Year Consolidated Plan, FY 2015 Annual Action Plan, Analysis of Impediments to Fair Housing Choice for FY 2015, and Citizen Participation Plan which proposes how the entitlement grant funds will be expended to address the housing and community development needs identified in the City's Five Year Consolidated Plan; and

**WHEREAS**, a draft of the FY 2015-2019 Five Year Consolidated Plan, FY 2015 Annual Action Plan, FY 2015 Analysis of Impediments to Fair Housing Choice, and Citizen Participation Plan was on public display from Friday, March 6, 2015 through Wednesday, April 8, 2015, and the City held a series of public meetings and hearings on the said Plans and the comments of various agencies, groups, and citizens were taken into consideration in the preparation of the final documents.

**NOW, THEREFORE**, be it resolved by the City Council of the City of Johnstown, Cambria County, Pennsylvania, and it is hereby resolved by the authority of the same, as follows:

**SECTION 1.** That the FY 2015-2019 Five Year Consolidated Plan, the FY 2015 Analysis of Impediments to Fair Housing Choice, the Citizen Participation Plan, and the FY 2015 Annual Action Plan for the FY 2015 CDBG and HOME Programs are hereby in all respects APPROVED.

**SECTION 2.** That the City is COGNIZANT of the conditions that are imposed in the undertaking and carrying out of the Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Programs with Federal financial assistance, including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin, and (c) other assurances as set forth under the certifications.

**SECTION 3.** That the City Manager, on behalf of the City of Johnstown, Pennsylvania, is AUTHORIZED to file an Application for financial assistance with the U.S. Department of Housing and Urban Development, which has indicated its willingness to make available funds to carry out the CDBG Program in the amount of \$1,141,307; and the HOME Program in the amount of \$180,760; and is further AUTHORIZED to act as the representative of the City of Johnstown to sign any and all documents in regard to these programs.

**SECTION 4.** That the City Manager, on behalf of the City of Johnstown, Pennsylvania, is AUTHORIZED to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974, as amended; and any other supplemental or revised data which the U.S. Department of Housing and Urban Development may request in review of the City's Application.

**ADOPTED:**

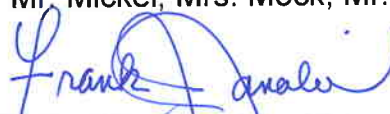
**May 21, 2015**

By the following vote:

Yeas: Mr. Vizza, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich.(6)

Nays: None (0)


Absent: Mr. Gentile (1)



Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

**ATTEST:**

I do hereby certify that the preceding is a true and correct copy of Resolution No. **9746** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

**RESOLUTION NO. 9747 AUTHORIZING THE AUTHORIZED OFFICIAL TO ASSIGN  
ROLES  
WITHIN DOTGRANTS**

Be it resolved, by the authority of City of Johnstown City Council  
(Name of Governing Body, e.g. Board of Directors, etc.)

That Carlos Gunby, City Manager of City of Johnstown be the  
(Name or Title of Authorized Official) (Transportation System)

Authorized Official (AO) and directed to assign roles within dotGrants on its behalf.

I, Frank J. Janakovic, Mayor of the City of Johnstown  
(Name) (Official Title) (Name of Governing Body)

do hereby certify that the foregoing is a true and correct copy of the Resolution No. 9747 adopted at a regular meeting of the City of Johnstown City Council held the 21<sup>st</sup> day of May, 2015.

By: Frank Janakovic 7-15-15  
(Signature and Official Title) (Date)

MAYOR

**ATTEST:**  
City of Johnstown City Council  
(Name of Governing Body)

By: Carlos Gunby 7-15-15  
(Signature and Official Title) (Date)



**RESOLUTION NO. 9748 AUTHORIZING THE SUBMITTAL AND MODIFICATION  
OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION DOTGRANT OBJECTS**

Be it resolved, by the authority of City of Johnstown City Council (Name of Governing Body, e.g. Board of Directors, etc.) that any individual holding the position title(s) listed below is authorized to submit and modify the dotGrant electronic objects indicated below. This resolution shall remain in effect until rescinded or replaced with a new resolution.

	<b>Registration - Organization Core Info</b>	<b>Grant Applications</b>	<b>Projected Legacy Budget</b>	<b>Unaudited Actual Legacy Budget</b>	<b>Audited Actual Legacy Budget*</b>	<b>Grant Agreement Execution</b>	<b>Invoices</b>	<b>Progress Reports</b>
<b>Position Title:</b>	City Manager							
<b>Position Title:</b>	Assistant City Manager							
<b>Position Title:</b>	Finance Director							
<b>Position Title:</b>								
<b>Position Title:</b>								
<b>Position Title:</b>								

I, Frank J. Janakovic (Name), Mayor (Official Title) of the City of Johnstown (Name of Governing Body) do hereby certify that the foregoing is a true and correct copy of the Resolution No. 9748 adopted at a regular meeting of the

City of Johnstown (Name of Governing Body) held the 21 day of May, 2015.

By: Frank Janakovic (Signature and Official Title) 7-15-15 (Date)  
(Mayor)

ATTEST:  
 City of Johnstown City Council

By: [Signature] (Signature and Official Title) 7/15/15 (Date)  
(City Manager)

\* PennDOT requires the Audited Actual Legacy Budget to be submitted by the chief operating officer (such as Executive Director, General Manager, etc.).

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9749

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN, ON BEHALF OF THE CITY, AND THE COMPREHENSIVE PENSION BOARD, AN AGREEMENT WITH THE BOGDahn GROUP OF 4901 VINELAND ROAD, SUITE 600 ORLANDO, FL 32811 FOR INVESTMENT CONSULTING SERVICES FOR THE COMBINED PENSION FUND FOR THREE YEARS AT THE RATE SPECIFIED IN THE AGREEMENT. \_\_\_\_\_

WHEREAS, THE city of Johnstown maintains a Combined Pension Plan., and

WHEREAS, the Combined Pension Plan consists of four separate contributing units; and

WHEREAS, each of those contributing units elects members to the Comprehensive Pension Board, and

WHEREAS, the Comprehensive Pension Board acts as the governing body for Pension Fund Investments, and

WHEREAS, the Comprehensive Pension Board voted to acquire consulting services to oversee the Pension Fund investments, and

WHEREAS, the Comprehensive Pension Board voted unanimously to accept the Consulting Service's Proposal of The Bogdahn Group.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Johnstown, that the City Manager is hereby authorized and directed to sign, on behalf of the City of Johnstown and the Comprehensive Pension Board, an agreement with The Bogdahn Group of 4901 Vineland Road, Suite 600 Orlando, FL 32811 for investment consulting services for the Combined Pension Fund for three years at the rate specified in the agreement.

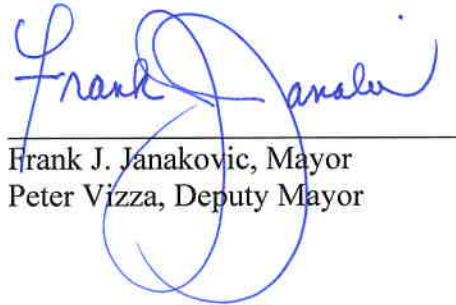
ADOPTED:

June 10, 2015

By the following vote:

Yeas: Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock. (7)

Nays: None (0)



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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9749** as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, CAMBRIA COUNTY  
PENNSYLVANIA

RESOLUTION NO. 9750

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO SUBMIT THE NECESSARY PAPERWORK ON BEHALF OF KUKURIN CONTRACTING, INC. TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ORDER TO SUPPLY THE HIGHWAY RESTORATION AND MAINTENANCE BOND FOR THE MOXHAM SANITARY/STORM SEWER SEPARATION PROJECT, PHASE I, KNOWN AS CONTRACT 2015-02.

WHEREAS, the City of Johnstown is completing construction tasks involving sewer separation in the City in and around the area of Moxham Neighborhood, and

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

WHEREAS, Kukurin Contracting, Inc. was the lowest responsible bidder for a project that will take place known as Contract 2015-02, and

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

WHEREAS, Kukurin Contracting, Inc. has provided proof of a maintenance bond from The Fidelity and Deposit Company of Maryland, and the City Manager will provide proof of this documentation.

NOW THEREFORE IT BE RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO SUBMIT THE NECESSARY PAPERWORK ON BEHALF OF KUKURIN CONTRACTING, INC. TO THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN ORDER TO SUPPLY THE HIGHWAY RESTORATION AND MAINTENANCE BOND FOR THE MOXHAM SANITARY/STORM SEWER SEPARATION PROJECT, PHASE I KNOWN AS CONTRACT 2015-02.

ADOPTED:

June 10, 2015

By the following vote:

Yeas: Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,  
Mr. Vitovich. (7)

Nays: None (0)

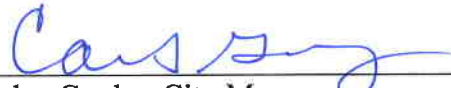


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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9750** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

City of Johnstown, Pennsylvania  
Resolution No. 9751

The City of Johnstown agrees to the adoption of the following resolution to create tobacco-free areas at local parks and playgrounds.

WHEREAS, in Pennsylvania, more than 858,000 young people are exposed to tobacco smoke pollution every day and the US Surgeon General has stated that there is NO SAFE LEVEL OF EXPOSURE, whether indoors or outdoors, and that children's exposure to second-hand smoke causes increased risk of sudden infant death syndrome, lower respiratory infections, middle ear diseases, more severe asthma, respiratory symptoms and slowed lung growth and is responsible for the premature deaths of over 430,000 Americans each year from lung cancer, heart disease, respiratory illness and other diseases; and

WHEREAS, secondhand smoke is responsible for over 50,000 deaths among nonsmokers each year; and

WHEREAS, tobacco kills more Americans each year than alcohol, cocaine, heroin, homicide, and suicide, accidents, fire and AIDS combined; and

WHEREAS, 80% of smokers started smoking before the age of 18, and the average initiation age is 12 years old; and

WHEREAS, everyday an estimated 3,900 young people under the age of 18 try their first cigarette and one-third of these children will die prematurely from tobacco related illnesses; and

WHEREAS, to help role model non-smoking behavior to children and youth, to provide children, youth and their families with a safe, smoke-free environment.

NOW, THEREFORE, be it resolved by the City Council of the City of Johnstown, County of Cambria, and Commonwealth of Pennsylvania, as follows:

1. That the areas of *Roxbury Park, Central Park, Point Stadium, Broad Street Playground, Oakhurst Playground, Dorothy and Harold Playground, Iolite Playground, Edson and Akers Playground, Village Street Playground, Park Avenue Playground, Ebensburg Road Playground, Crooked Place Playground, Somerset Street Playground, Wood Street Playground, Jacoby Street Playground, Honan Avenue Playground, West End Skate Park* within the City of Johnstown where children are present shall be designated as tobacco-free;
2. Appropriate signage shall be posted to designate said tobacco-free areas;
3. The residents of the City of Johnstown shall be notified of this Resolution and the designation of the tobacco-free zones as stated herein;
4. Any person in violation of this Resolution shall be charged under violation of the Clean Air Act; and
5. Council hereby authorizes its elected and appointed officials to make periodic observations of tobacco-free areas to monitor compliance and promote awareness of this Resolution.

ADOPTED:

June 10, 2015

By the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich,  
Mr. Vizza. (7)

Nays: None (0)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9751** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9752

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT THE LEAD-BASED PAINT HAZARD (LBPHC) GRANT TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE AMOUNT OF (UP TO AND INCLUDING) TWO MILLION, EIGHT HUNDRED TWENTY FIVE THOUSAND (\$2,825,000) DOLLARS.

WHEREAS, the City of Johnstown is desirous of obtaining funds from the Department of Housing and Urban Development in the amount of \$2,825,000.

WHEREAS, THE City of Johnstown as well as up to six (6) sub-grantees, will be upholding the Title X of the Housing and Community Development Act of 1992, known as the Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. Section 4851, provides funds to be awarded to states and local governments for the inspection and treatment of lead-based paint hazards in housing that is not federally owned, federally assisted, or public housing. The Purpose of Title X is to implement, on a priority basis, evaluation and reduction of the lead-based paint hazards and the threat such hazards pose for childhood lead poisoning.

BE IT FURTHER RESOLVED, that the City of Johnstown including up to six (6) sub-grantees will assume the provision of the full match requirement of the project costs with State or Local (including CDBG) funds.

BE IT FURTHER RESOLVED, that the City of Johnstown will reimburse the Department of Housing and Community Development the Federal Government's share of any expenditures found by HUD to be ineligible.

ADOPTED: June 10, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza,

Mr. Gentile. (7)

Nays: None (0)



Frank Janakovic, Mayor

Peter Vizza, Deputy Mayor

ATTEST: I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9752 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager



CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9753

A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT THROUGH THE PA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO ASSIST WITH FLOOD MITIGATION EFFORTS PERTAINING TO SAMS RUN IN THE AMOUNT OF \$494,737.10.

Be it RESOLVED, that the City of Johnstown of Cambria County hereby request a Flood Mitigation grant of \$494,737.10 from the PA Department of Community and Economic Development Grant to be used for repairs of a retaining wall that follows the banks of Sams Run.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Carlos Gunby, City Manager, as the official(s) to execute all documents and agreements between the City of Johnstown and the PA Department of Community and Economic Development to facilitate and assist in obtaining the requested grant.

I, Nancy J. Cushing, duly qualified Secretary of the City of Johnstown (Name of Applicant), Cambria County, (Name of County), Pennsylvania, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the City Council (Governing Body) at a regular meeting held June 10, 2015 (Date) and said Resolution has been recorded in the Minutes of the City of Johnstown (Applicant) and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Johnstown (Applicant), this 10 day of June, 2015.

  
Nancy J. Cushing, Executive Secretary



ADOPTED:


June 10, 2015

By the following vote:

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile,

Mayor Janakovic. (7)

Nays: None (0)

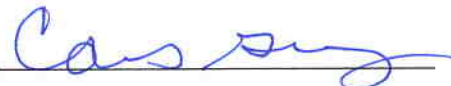


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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9753** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9754

A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT THROUGH THE PA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO ASSIST WITH FLOOD MITIGATION EFFORTS PERTAINING TO ST. CLAIR RUN IN THE AMOUNT OF \$365,456.40.

Be it RESOLVED, that the City of Johnstown of Cambria County hereby request a Flood Mitigation grant of \$365,456.40 from the PA Department of Community and Economic Development Grant to be used for repairs of a retaining wall that follows the banks of St. Clair Run.

Be it FURTHER RESOLVED, that the Applicant does hereby designate Carlos Gunby, City Manager, as the official(s) to execute all documents and agreements between the City of Johnstown and the PA Department of Community and Economic Development to facilitate and assist in obtaining the requested grant.

I, Nancy J. Cushing, duly qualified Secretary of the City of Johnstown (Name of Applicant), Cambria County, (Name of County), Pennsylvania, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the City Council (Governing Body) at a regular meeting held June 10, 2015 (Date) and said Resolution has been recorded in the Minutes of the City of Johnstown (Applicant) and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Johnstown (Applicant), this 10th day of June, 2015.



Nancy J. Cushing, Executive Secretary



ADOPTED:

June 10, 2015

By the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,  
Mr. Johncola. (7)

Nays: None (0)




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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9754** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9755

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE FILING OF A PROPOSAL FOR FUNDS WITH THE PARTNERS FOR PLACES PROGRAM THROUGH THE FUNDERS NETWORK.

WHEREAS, the Department of Community and Economic Development (DCED) for the City of Johnstown is desirous of obtaining funds from the Partners for Places Program in the amount of \$35,000.00.

WHEREAS, the City of Johnstown DCED is looking to through said program create entitled *Fresh Start Johnstown: A Community Growth Project*;

WHEREAS, said program would assist in transforming blight into community gardens, distribute healthy produce, and provide micro-grants to families for neighborhood improvements;

NOW THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized the Department of Community and Economic Development to submit a grant application, on behalf of the City of Johnstown, to the Partners for Places Program in the amount of \$35,000.00 to establish said program.


ADOPTED:

July 8, 2015

By the following vote:

Yeas: Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,  
Mr. Vitovich. (7)

Nays: None (0)



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Frank Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9755 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9756

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR FUNDING ASSISTANCE FROM THE PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY IN THE AMOUNT OF \$10,900,000.00 TO BE USED TOWARDS IMPROVEMENTS TO THE INNER CITY SEWER SYSTEM IN THE CAMBRIA CITY, COOPERSDALE, AND MINERSVILLE SECTIONS OF THE CITY OF JOHNSTOWN.

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

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

WHEREAS, the State of Pennsylvania offers low interest loans and grants for successful applicants to complete sewer and water related projects, and

WHEREAS, it is the desire of the City Council to access as many funding opportunities as possible to complete all repairs necessary involving the Inner City Sanitary Sewer System,

NOW THEREFORE IT BE RESOLVED, that the City of Johnstown (the Governing Body”) shall be, and the same hereby are authorized to submit a Financial Assistance Application to the Pennsylvania Infrastructure Investment Authority (PENNVEST), substantially in the form presented at this meeting for the purpose of financing/partially financing the construction, rehabilitation and/or extension of the sewer system. Appropriate officers of the Governing Body are hereby authorized to execute all certifications and documentation required in connection with the application.


ADOPTED:

July 8, 2015

By the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,  
Mr. Vitovich, Mr. Vizza. (7)

Nays: None (0)




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Frank Janakovic, Mayor  
Pete Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9756**  
as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9757

A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ANY DOCUMENTS NECESSARY TO EXECUTE THE AGREEMENT WITH TURJAN ENTERPRISES, INC. FOR THE AWARD OF BID FOR CONTRACT NO. 2015-03 FOR THE CONSTRUCTION OF SANITARY & STORM SEWER MAINTENANCE — MISCELLANEOUS SERVICES.

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

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

WHEREAS, the EADS Group Inc. on behalf of the City of Johnstown advertised and accepted bids for the maintenance of the Inner City Sanitary & Storm Sewer System of the City of Johnstown; and

WHEREAS, Bids were advertised in a paper of general circulation and the bids were opened at 10:00 AM on June 26, 2015; and

WHEREAS, Turjan Enterprises, Inc. was the successful bidder with a base bid of \$8,593,027.00.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ANY DOCUMENTS NECESSARY REGARDING THE AWARD OF BID FOR CONTRACT NO. 2015-03 FOR THE CONSTRUCTION OF SANITARY & STORM SEWER MAINTENANCE.




ADOPTED:

July 8, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich,  
Mr. Vizza, Mr. Gentile. (7)

Nays: None (0)

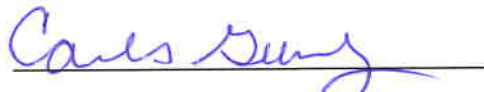


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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9757 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 9758

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE AND DIRECTOR OF COMMUNITY AND ECONOMIC DEVELOPMENT TO SEEK PROPOSALS FOR THE BORROWING OF UP TO AN AMOUNT NOT TO EXCEED \$325,000 FOR THE WASHINGTON STREET PARKING LOT PROJECT.

WHEREAS, the City of Johnstown ("Local Government Unit") expects to receive current revenues, as yet uncollected, through the monthly parking fees; and

WHEREAS, the Local Government Unit does not have adequate funds to complete the parking lot project; and

WHEREAS, the Local Government Unit has determined that it is necessary to borrow for the purpose of completing the Washington Street Project and paying the loan by anticipated revenue from the monthly parking fees.


NOW, THEREFORE, BE IT RESOLVED, by the City Council (hereafter the "Governing Body") of the Local Government Unit, directs and authorizes the Director of Finance and Director of Community and Economic Development to seek proposals and/or written quotes for the borrowing of funds not to exceed \$325,000 in order to complete the Washington Street Parking Lot Project.

ADOPTED: August 12, 2015

By the following vote:

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic. (7)

Nays: None (0)



Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9758** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

**CITY OF JOHNSTOWN, PENNSYLVANIA**

**RESOLUTION NO. 9759**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN AN AGREEMENT WITH THE GREATER JOHNSTOWN SCHOOL DISTRICT TO PROVIDE TWO SCHOOL RESOURCE POLICE OFFICERS ONE OF WHICH IS AN ANNUALLY RENEWABLE CONTRACT AND THE SECOND BEING A THREE-YEAR CONTRACT.

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WHEREAS, the Greater Johnstown School District desires the help of the City of Johnstown in providing a safer environment; and

WHEREAS, the City of Johnstown has established mutually agreed upon guidelines for the placement of a City Police Officer in the schools; and

WHEREAS, the Greater Johnstown School District and the City agree as to the selection process; and

WHEREAS, the Greater Johnstown School District and the City agree as to the hours and days for the Officer; and

WHEREAS, the Greater Johnstown School District and the City agree as to the calculation and method of payment.


NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Johnstown, Pennsylvania, that the City Manager is authorized and directed to sign an agreement with the Greater Johnstown School District to provide two School Resource Officers beginning with the 2015-2016 school year. \*Solicitor Review Complete

ADOPTED: August 12, 2015

By the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola. (7)

Nays: None (0)



Frank J. Janakovic, Mayor

Peter Vizza, Deputy Mayor

ATTEST: I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9759** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9760

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO ACCEPT AND SIGN, ON BEHALF OF THE CITY, AND THE COMPREHENSIVE PENSION BOARD, THE FINAL, SOLICITOR-APPROVED AGREEMENT WITH THE BOGDahn GROUP OF 4901 VINELAND ROAD, SUITE 600 ORLANDO, FL 32811 FOR INVESTMENT CONSULTING SERVICES FOR THE COMBINED PENSION FUND FOR THREE YEARS AT THE RATE SPECIFIED IN THE AGREEMENT.

WHEREAS, the city of Johnstown maintains a Combined Pension Plan; and

WHEREAS, the Combined Pension Plan consists of four separate contributing units; and

WHEREAS, each of those contributing units elects members to the Comprehensive Pension Board; and

WHEREAS, the Comprehensive Pension Board acts as the governing body for Pension Fund Investments; and

WHEREAS, the Comprehensive Pension Board voted to acquire consulting services to oversee the Pension Fund investments; and

WHEREAS, the Comprehensive Pension Board voted unanimously to accept the Consulting Service's Proposal of The Bogdahn Group.


NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Johnstown, that the City Manager is hereby authorized and directed to sign, on behalf of the City of Johnstown and the Comprehensive Pension Board, the agreement with The Bogdahn Group of 4901 Vineland Road, Suite 600 Orlando, FL 32811 for investment consulting services for the Combined Pension Fund for three years at the rate specified in the agreement.

ADOPTED:  
By the following vote:

August 12, 2015

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel. (7)

Nays: None (0)



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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9760** as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

**RESOLUTION OF THE  
CITY OF JOHNSTOWN  
RESOLUTION NO. 9761**

DECLARATION OF OFFICIAL INTENT TO REIMBURSE GENERAL FUNDS USED TO CONSTRUCT IMPROVEMENTS FOR THE WOODVALE/OAKHURST SANITARY SEWER REHABILITATION PROJECT PHASE IN ORDER TO REMOVE INFILTRATION & INFLOW TO THE SANITARY SEWER SYSTEM BY REHABILITATING THE COLLECTION LINES AND ELIMINATING INTERCONNECTIONS BETWEEN THE SANITARY AND STORM SEWER SYSTEMS WITH FUNDS RECEIVED FROM THE PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY

WHEREAS, the City of Johnstown ("Funding Recipient") has determined that construction of improvements in order to remove infiltration & inflow to the sanitary sewer system by rehabilitating the collection lines and eliminating interconnections between the sanitary and storm sewer systems located in the City of Johnstown, Cambria County, Pennsylvania (the "Project"), are necessary; and

WHEREAS, in order to finance the costs of the Project, the Funding Recipient has issued or intends to issue its Debt Obligation to the Pennsylvania Infrastructure Investment Authority ("PENNVEST") in the maximum principal amount of \$1,860,500.00 (the "PENNVEST Debt Obligation").

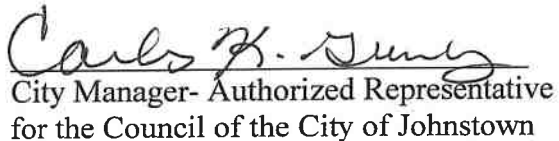
WHEREAS, Funding Recipient intends to pay Project costs, on an interim basis, using its taxes and other sewer revenues of the City of Johnstown to be received during the period that the \$1,860,500.00 guaranteed revenue note of the City of Johnstown is outstanding and (ii) future audited annual reports of the city of Johnstown shall reflect the revenues and expenses related to its sewer conveyance system in a separate enterprise fund until the proceeds of the PENNVEST Debt Obligation are received;

NOW, THEREFORE, the Funding Recipient hereby declares as follows:

Pursuant to federal requirements set forth at 26 C.F.R. § 1.150-2, the Funding Recipient officially intends to reimburse its General Funds for Project costs incurred by the Funding Recipient with the proceeds of the PENNVEST Debt Obligation up to the maximum principal amount of \$1,860,500.00.

**ATTEST:**

  
Secretary of the City of Johnstown

  
City Manager- Authorized Representative  
for the Council of the City of Johnstown

(SEAL)

DATE: August 12, 2015

CITY OF JOHNSTOWN, CAMBRIA COUNTY  
PENNSYLVANIA

RESOLUTION NO. 9762

A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPROVE AN AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR A PROPERTY LOCATED AT MILEPOST PT-276.79, MILEPOST PT 276.90, AND MILEPOST PT 276.56 TO MILEPOST PT 276.56.

WHEREAS, City of Johnstown proposes to install, maintain, operate and remove a 12 inch ductile iron gravity sewer in a 24-inch steel casing under Railway tracks at Milepost PT-276.79, and 84 feet of a 10-inch sewer pipeline at Milepost PT 276.90 and approximately 275 feet of an 8-inch sewer pipe line from Milepost PT-276.65 to Milepost PT 276.56, with seven (7) 6-inch PVC laterals all within the limits of B Street (hereinafter called the "Facilities") located in, under and across the right-of-way or property and any tracks of Norfolk Southern Railway Company, at or near Latitude N 40.347832, Longitude W 78.941666, in Johnstown, Cambria County, Pennsylvania, and

WHEREAS, City of Johnstown desires a license to use such right-of-way or property of Norfolk Southern Railway Company for the installation, construction, maintenance, operation and removal of the Facilities, and

WHEREAS, the Norfolk Southern Railway Company, the owner of this property is requesting a fee of \$5,000.00 to cover the insurance fee of (\$1,000.00) and the one-time fee of (\$4,000.00) to complete this transaction

NOW THEREFORE IT BE RESOLVED, that the CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPROVE AN AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR A PROPERTY LOCATED AT MILEPOST PT-276.79, MILEPOST PT 276.90, AND MILEPOST PT 276.56 TO MILEPOST PT 276.56.


ADOPTED:

August 12, 2015

By the following vote:

Yeas: Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich. (7)

Nays: None (0)




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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9762** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager



CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9763

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SEEK AND SIGN UPON SOLICITOR REVIEW AN AGREEMENT WITH A PROFESSIONALLY LICENSED, INSURED AND BONDED FORESTER TO PERFORM SELECTIVE TIMBERING ON CITY OWNED PROPERTIES FOR THE GENERATION OF REVENUE TO BE RESTRICTED FOR USE OF BLIGHTED PROPERTY REMOVAL.

WHEREAS, blight in the City of Johnstown remains a over whelming and top priority; and

WHEREAS, funds are needed to perform large scale demolition of properties; and

WHEREAS, many property owners have expressed an interest in owning adjoining lots; and

WHEREAS, funds are needed to proceed with the implementation of the land bank; and

WHEREAS, city owned properties have timber which is entering the stage of decay and loss of value.


NOW, THEREFORE, BE IT RESOLVED, BY CITY COUNCIL OF THE CITY OF JOHNSTOWN, PA THAT AUTHORIZATION IS GIVEN TO THE CITY MANAGER TO SEEK AND SIGN UPON SOLICITOR REVIEW AN AGREEMENT WITH A PROFESSIONALLY LICENSED, INSURED AND BONDED FORESTER TO PERFORM SELECTIVE TIMBERING ON CITY OWNED PROPERTIES FOR THE GENERATION OF REVENUE TO BE RESTRICTED FOR USE OF BLIGHTED PROPERTY REMOVAL.

ADOPTED:

August 12, 2015

By the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza. (7)  
Nays: None (0)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9763 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9764

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT UPON SOLICITOR REVIEW WITH URBAN FORESTRY CONSULTANTS INC., 234 WINDY FLATS ROAD, SHELOCTA, PA 15447 A PROFESSIONALLY LICENSED FORESTER TO INSPECT AND ASSESS APPROXIMATELY 550 TREES PRIMARILY IN THE MOXHAM AREA IN CONJUNCTION WITH THE SEWER REHABILITATION PROJECT TO IDENTIFY SPECIFIC TREES TO BE TARGETED FOR REMOVAL DUE TO POOR HEALTH OR STRUCTURAL CONCERNS THAT ARE IMPOSSIBLE OR IMPRACTICAL TO CORRECT.

WHEREAS, concerns have been raised and identified relative to the work being performed to reconstruct the Moxham sewer system; and

WHEREAS, Moxham has a significant number of trees that may already be or could become safety hazards if not properly dealt with as a result of the sewer project directly or indirectly; and

WHEREAS, Urban Forest Consultants are experienced in providing the described service for communities under similar circumstances; and

WHEREAS, Urban Forest Consultants will provide the aforementioned services at a cost of \$150 per hour and expenses.

NOW, THEREFORE, BE IT RESOLVED, BY CITY COUNCIL OF THE CITY OF JOHNSTOWN, PA THAT AUTHORIZATION IS GIVEN TO THE CITY MANAGER TO SIGN A CONTRACT UPON SOLICITOR REVIEW WITH URBAN FORESTRY CONSULTANTS INC., 234 WINDY FLATS ROAD, SHELOCTA, PA 15447 A PROFESSIONALLY LICENSED FORESTER TO INSPECT AND ASSESS APPROXIMATELY 550 TREES PRIMARILY IN THE MOXHAM AREA IN CONJUNCTION WITH THE SEWER REHABILITATION PROJECT TO IDENTIFY SPECIFIC TREES TO BE TARGETED FOR REMOVAL DUE TO POOR HEALTH OR STRUCTURAL CONCERNS THAT ARE IMPOSSIBLE OR IMPRACTICAL TO CORRECT.

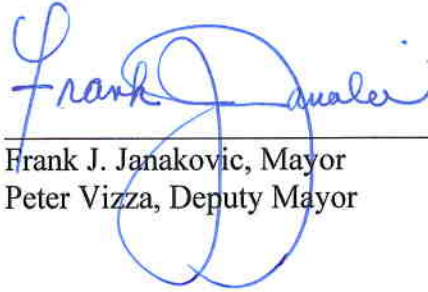
ADOPTED:

August 12, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza,  
Mr. Gentile. (7)

Nays: None (0)



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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9764**  
As the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 9765

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, AUTHORIZING AND DIRECTING THE DIRECTOR OF COMMUNITY AND ECONOMIC DEVELOPMENT TO SEEK PROPOSALS TO DEVELOP THE RETAIL RECRUITMENT AND RETENTION STRATEGIC PLAN.

WHEREAS, the City of Johnstown would like to have an updated Retail Retention and Recruitment Strategic Plan to provide to prospective developers; and

WHEREAS, the Local Government Unit has determined that it is necessary to have the updated retail documentation in order to market the City of Johnstown for retail expansion as well as retain the current retail by providing necessary support for successful business practices.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Johnstown, directs and authorizes the Director of Community and Economic Development to seek proposals and/or written quotes for a Retail Recruitment and Retention Strategic Plan.

ADOPTED:

August 12, 2015

By the following vote:

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic. (7)

Nays: None (0)



Frank J. Janakovic, Mayor

Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9765** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9766

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED) FOR THE CITY OF JOHNSTOWN TO SUBMIT A GRANT APPLICATION TO THE, COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED), INDUSTRIAL SITES REUSE PROGRAM IN THE AMOUNT NOT TO EXCEED \$100,000.

WHEREAS, the Department of Community and Economic Development (DCED) of the Commonwealth of Pennsylvania has an Industrial Sites Reuse Program which provides funding for environmental assessments and remediation at/for former industrial sites; and

WHEREAS, the funding is provided as a grant to the City of Johnstown, as the applicant, and as a grant to the developer; and

WHEREAS, the Department of Community and Economic Development for the City of Johnstown is working alongside a developer to complete a commercial redevelopment project which requires and is eligible for Industrial Sites Reuse Program funding; and

WHEREAS, the Department of Community and Economic Development for the City of Johnstown desires to provide financial assistance to said commercial development project through the Industrial Sites Reuse Program, and

WHEREAS, the project developer will provide the required program matching funds; and

NOW THEREFORE, BE IT RESOLVED, that the City Manager of the City of Johnstown is directed to execute a certificate attesting to the adoption of this resolution and to furnish a copy of the Resolution to the Department of Community and Economic Development.

ADOPTED:

August 12, 2015

By the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,

Mr. Johncola. (7)

Nays: None (0)



Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9766 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9767

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH KUKURIN CONTRACTING INC. AWARDED CONTRACT 2016-03 FOR THE CONSTRUCTION OF THE WOODVALE & OAKHURST INTERCEPTOR REHABILITATION & STORMWATER SEPARATION PROJECT.

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

WHEREAS, major repairs and rehabilitation are necessary in the Woodvale neighborhood of the City of Johnstown in order to comply with the mandates of the Consent Order and Agreement, and

WHEREAS, the EADS Group Inc. on behalf of the City of Johnstown advertised and accepted bids for the construction of Woodvale & Oakhurst Interceptor Rehabilitation and Stormwater Separation Project, and

WHEREAS, Bids were advertised in a paper of general circulation and the bids were opened at 11:00am on August 11, 2015, and

WHEREAS, Kukurin Contracting Inc., as a result of W.A. Petrakis' bid withdrawal, is the apparent low bidder for the project under Contract 2016-03 at \$344,269.00.

NOW, THEREFORE, BE IT RESOLVED, CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO AWARD CONTRACT NO. 2016-03 TO KUKURIN CONTRACTING INC. TO CONSTRUCT THE WOODVALE & OAKHURST INTERCEPTOR REHABILITATION & STORMWATER SEPARATION PROJECT.

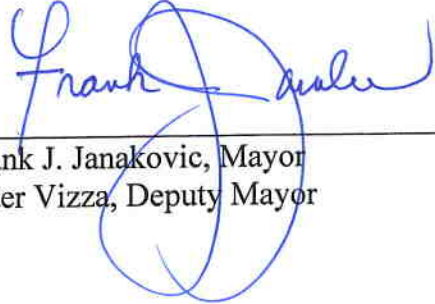
August 26, 2015

ADOPTED:

By the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,  
Mr. Vitovich, Mr. Vizza. (7)

Nays: None (0)



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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9767 as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9768

A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH W.A. PETRAKIS CONTRACTING COMPANY AWARDED CONTRACT 2016-04 FOR THE CONSTRUCTION OF THE WOODVALE & OAKHURST INTERCEPTOR REHABILITATION & STORMWATER SEPARATION PROJECT.

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

WHEREAS, major repairs and rehabilitation are necessary in the Oakhurst neighborhood of the City of Johnstown in order to comply with the mandates of the Consent Order and Agreement, and

WHEREAS, the EADS Group Inc. on behalf of the City of Johnstown advertised and accepted bids for the construction of Woodvale & Oakhurst Interceptor Rehabilitation and Stormwater Separation Project, and

WHEREAS, Bids were advertised in a paper of general circulation and the bids were opened at 11:00am on August 11, 2015, and

WHEREAS, W.A. Petrakis Contracting Company is the apparent low bidder for the project under Contract 2016-04 at \$855,315.00.

NOW, THEREFORE, BE IT RESOLVED, CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO AWARD CONTRACT NO. 2016-04 TO W.A. PETRAKIS CONTRACTING COMPANY TO CONSTRUCT THE WOODVALE & OAKHURST INTERCEPTOR REHABILITATION & STORMWATER SEPARATION PROJECT.




ADOPTED:

August 26, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile. (7)

Nays: None (0)




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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9768** as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9769

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE ALLOCATION OF THE 2015 FUNDS FROM THE COMMONWEALTH OF PENNSYLVANIA UNDER ACT 147 OF 1988

WHEREAS, Act 147 of 1988, Special Ad Hoc Municipal Police and Firefighter Post-Retirement Adjustment, provides for annual allocations to qualified retirees of each municipality during each calendar year; and

WHEREAS, the 2015 Ad Hoc reimbursement for the City of Johnstown, in the amount of \$20,250.00 has been forwarded to the Department of Finance by the Department of the Auditor General; and

WHEREAS, under Act 147 of 1988, the governing body of the municipality determines the allocation of the 2015 Ad Hoc Aid to the City of Johnstown's Pension Funds – Police and Fire.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Johnstown, Pennsylvania, hereby allocates the 2015 Ad Hoc Aid under Act 147 of 1988 as follows:

Police	\$ 9,112.50
Fire	<u>11,137.50</u>
Total	\$ 20,250.00

ADOPTED:

September 9, 2015

by the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,  
Mr. Vitovich, Mr. Vizza. (7)

Nays: None (0)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9769 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9770

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE FILING OF A PROPOSAL FOR \$50,000.00 TO CONTINUE A FAÇADE IMPROVEMENT PROGRAM WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED), COMMONWEALTH OF PENNSYLVANIA.

WHEREAS, the Department of Community and Economic Development for the City of Johnstown is desirous of obtaining funds to continue a Façade Improvement Program designed to stimulate private investment in properties, foster an attractive environment, and preserve the historical and architectural heritage of properties.

WHEREAS, that the Department of Community and Economic Development for the City of Johnstown will assure the provision of the full local share of project costs through requirement of a dollar for dollar property owner match.

WHEREAS, that the Department of Community and Economic Development for the City of Johnstown will reimburse the Commonwealth for the State's share of any expenditure, found by DCED to be ineligible.

NOW THEREFORE, BE IT RESOLVED, that the City Manager of the City of Johnstown is directed to execute a certificate attesting to the adoption of this resolution and to furnish a copy of the Resolution to the Department of Community and Economic Development.

ADOPTED:

September 9, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza,  
Mr. Gentile. (7)

Nays: None (0)



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Frank Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 9770 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9771

A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO ACCEPT THE AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR SIDEWALK MAINTENANCE ON STATE ROUTE 0403, Section 10B, MOXHAM STONYCREEK BRIDGE.

A RESOLUTION APPROVING THIS AGREEMENT, made and entered into this 9<sup>th</sup> day of September, 2015 between the Commonwealth of Pennsylvania, acting through the Department of Transportation, herein called PENNDOT,

and

The City of Johnstown, a political subdivision duly and properly formed under the laws of the Commonwealth of Pennsylvania, acting through its proper officials, hereinafter called the MUNICIPALITY.

WITNESSETH:

WHEREAS, the need for sidewalk at the following location(s) has been determined appropriate:

<u>County</u>	<u>State Road</u>	<u>Beginning Segment/Offset</u>	<u>Ending Segment/Offset</u>
Cambria	0403	0090/1484 LT	0090/1951 LT
Cambria	0403	0090/1484 RT	0090/1925 RT

WHEREAS, the cost of constructing sidewalk at these locations is being partially or totally funded with state and/or federal funds; and,

WHEREAS, sidewalk is being installed to serve pedestrian traffic; and,

WHEREAS, the MUNICIPALITY has agreed, upon completion of the sidewalk construction, to assume year-round responsibility for maintenance of said sidewalk.

NOW THEREFORE BE IT RESOLVED, THE CITY OF JOHNSTOWN AUTHORIZES THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO ACCEPT THE AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR SIDEWALK MAINTENANCE ON STATE ROUTE 0403, MOXHAM STONYCREEK BRIDGE.


ADOPTED:

September 9, 2015

By the following vote:

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile,  
Mayor Janakovic. (7)

Nays: None (0)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9771** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
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Carlos Gunby, City Manager