

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9774

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO ADVERTISE TO RECIEVE PROPOSALS FROM QUALIFIED ENTITIES TO PERFORM THE MARKET BASED REVENUE STUDY AS FUNDED THROUGH THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

WHEREAS, the City of Johnstown wishes to investigate opportunities involved with Market Based Revenue Studies and the possible revenue sources that could be created by this initiative; and

WHEREAS, the Sixth Amended Recovery Plan calls for this study to be performed to investigate the revenue potential; and

WHEREAS, the City of Johnstown was awarded a Fifty Thousand Dollar grant through the Pennsylvania Department of Community and Economic Development to perform the MBRO study.

NOW, THEREFORE, BE IT RESOLVED, THAT CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZES THE CITY MANAGER TO RECEIVE PROPOSALS FROM QUALIFIED ENTITIES TO PERFORM THE MARKET BASED REVENUE STUDY AS FUNDED THROUGH THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

ADOPTED: October 14, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza. (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. 9774 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9775

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF JOHSTOWN,  
PENNSYLVANIA, AUTHORIZING THE ALLOCATION OF 2015 FUNDS FROM  
THE GENERAL MUNICIPAL PENSION SYSTEM STATE AID PROGRAM

WHEREAS, Act 205 of 1984 established the General Municipal Pension System State Aid Program, to provide annual allocations to the municipalities of the Commonwealth beginning in October, 1985; and

WHEREAS, this State Aid is funded by the entire proceeds of Foreign Casualty Insurance Premium Tax and a portion of the State's Fire Insurance Premium Tax; and

WHEREAS, Act 205 replaced the annual allocation of Foreign Casualty Insurance Premium Tax Proceeds and Foreign Fire Insurance Tax Proceeds to offset police pension and paid fire pension costs, respectively; and

WHEREAS, the 2015 General Municipal Pension System State Aid for Johnstown, in the amount of \$772,404.45 has been forwarded to the Trustee by the Department of the Auditor General; and

WHEREAS, under Act 205, the governing body of the municipality determines, during the period September 24, 2015 to October 23, 2015, the allocation of the 2015 General Municipal Pension System State Aid to the City of Johnstown's Pension Funds – Police, Fire, Sewage, and the Officers' and Employees' (Non-Uniformed).

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Johnstown, Pennsylvania, hereby allocates the 2015 General Municipal Pension System State Aid Funds as follows:

Police	\$262,617.51
Fire	316,685.83
Sewage	30,896.18
Officers' & Employees' (Non-Uniformed)	<u>162,204.93</u>
<b>TOTAL</b>	<b>\$772,404.45</b>

ADOPTED:

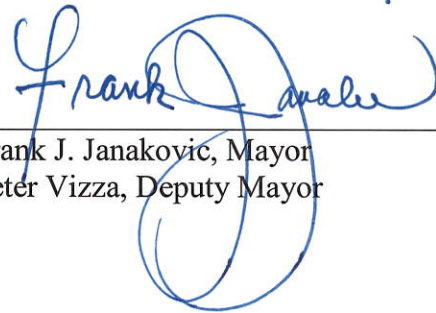
October 14, 2015

By the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich,  
Mr. Vizza. (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. 9775 as the same was adopted by the City Council of the City of Johnstown, Pennsylvania.

  
Carlos Gunby, City Manager

RESOLUTION NO. 9776

CITY OF JOHNSTOWN  
PENNSYLVANIA

A RESOLUTION OF THE CITY OF JOHNSTOWN PENNSYLVANIA  
AUTHORIZING THE CITY MANAGER AND SOLICITOR TO EXECUTE ALL  
DOCUMENTS NECESSARY TO REFINANCE THE 2009 SERIES GENERAL  
OBLIGATION BONDS THROUGH CONVERSION TO A GENERAL OBLIGATION  
NOTE WITH FIRST NATIONAL BANK OF PA AT A RATE OF 2.08%.

WHEREAS, City Council reviewed refinancing opportunities from local financial  
institutions, and

WHEREAS, First National Bank of PA provided the lowest rate and highest savings for  
the remaining terms of the original issue, and

WHEREAS, the City Council in consultation with the City Manager, City Solicitor, and  
ACT 47 Team has determined the long term savings to be sufficient enough to proceed  
with the debt refinancing.

THEREFORE BE IT RESOLVED, THAT THE CITY OF JOHNSTOWN  
PENNSYLVANIA AUTHORIZES THE CITY MANAGER AND SOLICITOR TO  
EXECUTE ALL DOCUMENTS NECESSARY TO REFINANCE THE 2009 SERIES  
GENERAL OBLIGATION BONDS THROUGH CONVERSION TO A GENERAL  
OBLIGATION NOTE WITH FIRST NATIONAL BANK OF PA AT A RATE OF  
2.08%.

ADOPTED:

October 14, 2015

By the following vote:

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

Mayor Janakovic. (6)

Nays: None (0)

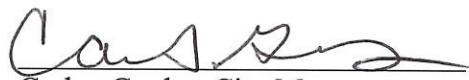
Absent: Mr. Gentile (1)



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. 9776 as  
the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9777

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARING CONTRACT 2016-01 FOR THE CONSTRUCTION OF THE MORRELLVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

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

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

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

WHEREAS, Bids were advertised in a paper of general circulation and the bids were opened at 10:00 am on September 30, 2015, and

WHEREAS, A. Liberoni, Inc. is the apparent low bidder with a Total Base Bid with Material Alternate, Add Alternate Bid 2 with Material Alternate, Add Alternate Bid 4 with Material Alternate for a total of \$6,440,414.36.

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. 2016-01 TO A. LIBERONI, INC. TO CONSTRUCT THE MORRELLVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

ADOPTED:

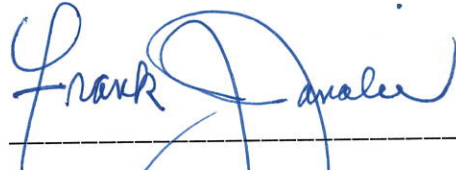
October 14, 2015

By the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic,  
Mr. Johncola. (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. 9777 as the same adopted by the City Council of the City of Johnstown,  
Pennsylvania.



Carlos Gunby, City Manager

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 9778

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARING CONTRACT 2016-02 FOR THE CONSTRUCTION OF THE MORRELLVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

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

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

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

WHEREAS, Bids were advertised in a paper of general circulation and the bids were opened at 10:00 am on September 30, 2015, and

WHEREAS, A. Liberoni, Inc. is the apparent low bidder with a Total Base Bid with Material Alternate for a total of \$2,754,703.42.

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. 2016-02 TO A. LIBERONI, INC. TO CONSTRUCT THE MORRELLVILLE SANITARY/STORM SEWER SEPARATION PROJECT.

ADOPTED:


October 14, 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. 9778 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. 9779

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 \$2,659,200.00 TO BE USED TOWARDS IMPROVEMENTS TO THE INNER CITY SEWER SYSTEM IN THE HORNERSTOWN AND INDUSTRIAL PARK AREAS 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:

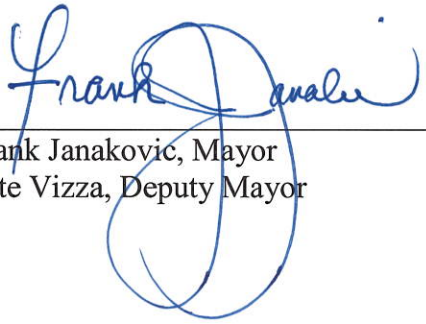
October 14, 2015

By the following vote:

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

Nays: None (0)

Absent: Mr. Gentile (1)



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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. **9779**  
as the same 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. 9780**

DECLARATION OF OFFICIAL INTENT TO REIMBURSE GENERAL FUNDS USED TO CONSTRUCT IMPROVEMENTS FOR THE MORRELLVILLE 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

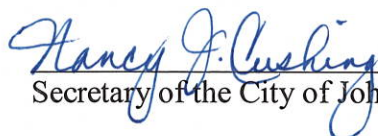
WHEREAS, in order to finance the costs of the Project, the Funding Recipient has issued or intends to issue its Debt Obligation to the Pennsylvania Infrastructure Investment Authority ("PENNVEST") in the maximum principal amount of \$10,900,000.00, (the "PENNVEST Debt Obligation").

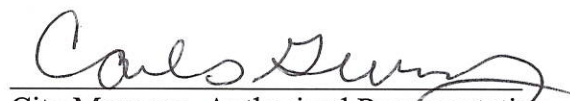
WHEREAS, Funding Recipient intends to pay Project costs, on an interim basis, using its taxes and other sewer revenues of the City of Johnstown to be received during the period that the \$10,900,000.00, guaranteed revenue note of the City of Johnstown is outstanding and (ii) future audited annual reports 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 \$10,900,000.00.

**ATTEST:**

  
Secretary of the City of Johnstown

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

(SEAL)

DATE: October 14, 2015

ADOPTED:


October 14, 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)

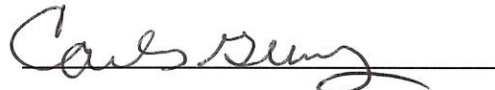


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Frank J. Janakovic, Mayor  
Peter Vizza, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **9780** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



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Carlos Gunby, City Manager