

City of Johnstown, Pennsylvania
City Council Agenda
Wednesday August 12, 2015
Anthony C. Truscello Council Chamber

WORKSHOP

5:00 PM (Forestry Study)
5:30 PM (Executive Session)

REGULAR MEETING

6:00 PM

- LEGEND: *Documents forwarded with Agenda

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

MINUTES OF PREVIOUS MEETINGS

1. Regular meeting July 8, 2015

COURTESY OF THE FLOOR

1. John DeBartola, 1197 Bedford Street, 15902 re: Referendum

REPORT BY THE CITY MANAGER

REPORT BY MAYOR

REPORT BY THE CITY SOLICITOR

REPORT BY THE CITY ENGINEER

REPORT ON PRIOR YEARS AUDIT FINDINGS

COUNCIL COMMITTEE REPORTS

REPORTS NEIGHBORHOOD LIAISONS

COMMUNICATIONS

1. Planning Commission minutes of July 1, 2015
2. Code complaints from Joe Warhul
3. Code Complaints from Dennis Callahan
4. Code complaints from Sara Fabrizio
5. Code complaints from Charlene Stanton
6. Code complaints from Anthony Mangas
7. Communication from Jack Williams

PETITIONS

1. NONE

ORDINANCES FOR FIRST READING

1. BILL #15 FURTHER AMENDING ORDINANCE NO. 3411, PASSED FINALLY IN COUNCIL, JUNE 7, 1960, ENTITLED, "AN ORDINANCE ESTABLISHING THE LOOP SYSTEM AND DESIGNATING CERTAIN STREETS AS ONE-WAY STREETS, AS AMENDED BY ORDINANCE NO. 3469, PASSED FINALLY APRIL 18, 1961 AND BY ORDINANCE NO. 3518, PASSED FINALLY APRIL 3, 1962, BY DELETING FROM THE ORDINANCE WOOD STREET.*
2. BILL #16 AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GUARANTEED REVENUE NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF \$1,860,500.00 FOR PURPOSES OF RENOVATING EXISTING SANITARY AND STORM SEWERS.*
3. BILL #18 AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JOHNSTOWN, TITLE FOUR, CHAPTER 882, LOCAL SERVICE TAX, WITH RESPECT TO ESTABLISHING THE ANNUAL RATE FOR LOCAL SERVICES TAX AND THE EXEMPTIONS THERETO PURSUANT TO ACT 199 OF 2014 WHICH PROVIDES FOR A HIGHER RATE OF LOCAL SERVICES TAX FOR THOSE COMMUNITIES WHO HAVE BEEN DETERMINED TO BE DISTRESSED UNDER ACT 47.*
4. Bill #19 OF 2015 AN ORDINANCE AMENDING ORDINANCE NO. 4153, PASSED SEPTEMBER 26, 1979, ORDINANCE NO. 4701, FINALLY PASSED ON OCTOBER 12, 2005, ORDINANCE 5002, PASSED APRIL 25, 2007 AS THE "CHAPTER 1442 INSPECTIONS, PERMITS, FEES AND CERTIFICATES ORDINANCE" TO REVISE REQUIREMENTS FOR INSPECTORS, INSPECTIONS, FEES, AND PROPERTY REGISTRATION.
5. BILL # 20 OF 2015 AN ORDINANCE AMENDING ORDINANCE NO. 4135, PASSED FEBRUARY 14, 1979, ORDINANCE NO, 3091, PASSED MARCH 30, 1954, ORDINANCE NO, 4643, PASSED MAY 12, 1993, ORDINANCE NO. 2551, FINALLY PASSED MAY 9, 2007, ORDINANCE NO. 3338, FINALLY PASSED MAY 9, 2007, ORDINANCE NO. 4702, FINALLY PASSED MAY 9, 2007, ORDINANCE NO. 4395, PASSED SEPTEMBER 10, 1986, ORDINANCE NO. 2551, PASSED NOVEMBER 11, 1945, AND ORDINANCE NO. 2027, PASSED JUNE 12, 1933 AS THE "CHAPTER 1820 FOOD AND BEVERAGE ESTABLISHMENT ORDINANCE" TO REVISE REQUIREMENTS FOR INSPECTIONS, HEALTH CARD REQUIREMENTS, CERTIFICATE FEES, CLEANLINESS OF EMPLOYEES, PHYSICAL CONDITION OF EMPLOYEES, TOWELS AND NAPKINS, SOLID WASTE, LAVATORIES, AND BEER INSTALLATIONS REQUIREMENTS.

ORDINANCES FOR FINAL READ (Prior Meeting)

1. BILL #12 OF 2015 AN ORDINANCE SPECIFICALLY AMENDING ORDINANCE NO. 5166, PASSED FINALLY JANUARY 28, 2015 AS THE "LATERAL RESALE ORDINANCE," TO REVISE AND FURTHER ESTABLISH VALIDITY PERIODS FOR ALL CERTIFICATES OF COMPLIANCE ISSUED PURSUANT TO ORDINANCE 5166.

2. BILL #13 OF 2015 AN ORDINANCE AMENDING CHAPTER 1042 OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, TITLED "SEWERS GENERALLY" AND SPECIFICALLY SECTION 1042.07 TITLED TESTING FOR ILLEGAL STORM OR SURFACE WATER BY AMENDING ORDINANCE NO. 5152, PASSED FINALLY AUGUST 13, 2014 TO ESTABLISH VALIDITY PERIOD FOR CERTIFICATES OF COMPLIANCE ISSUED AFTER DECEMBER 31, 2022, REMOVE REFERENCES TO TESTING REQUIREMENTS NOW ADDRESSED BY SEPARATE ORDINANCE NO. 5166, AND TO CLARIFY EFFECTIVE DATES OF TESTING REQUIREMENTS.* (Revised per DEP Comments)

3. BILL #14 OF 2015 AN ORDINANCE DIRECTING THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, TO WITHIN NINETY (90) DAYS OF THE ADOPTION OF THIS ORDINANCE TO ADVERTISE FOR REQUEST FOR PROPOSALS, AND AUTHORIZE AND DIRECT THE EXECUTION OF AN AGREEMENT FOR THE FORENSIC ACCOUNTING (AUDITING) OF ALL CITY OF JOHNSTOWN ECONOMIC DEVELOPMENT LOAN PROGRAMS, INCLUDING BUT NOT LIMITED TO (1) THE FEDERALLY FUNDED COMMUNITY DEVELOPMENT BLOCK GRANT (JOBS DEVELOPMENT REVOLVING LOAN PROGRAM; (2) THE FORMER FEDERAL URBAN DEVELOPMENT ACT GRANT (UDAG REVOLVING LOAN PROGRAM), (3) THE COMMONWEALTH OF PENNSYLVANIA ENTERPRISE ZONE PROGRAM LOAN FUNDING (A/K/A ENTERPRISE LOAN PROGRAM; A/KA KEYSTONE COMMUNITIE PROGRAM AND/OR AS NAMED/DESIGNATED BY THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE CALENDAR YEARS BEGINNING ON JANUARY 1, 2002 THRU DECEMBER 31, 2002, AND EACH FOLLOWING YEAR /THRU DECEMBER 31, 2014; AND FOR THE PERIOD BEGINNING ON JANUARY 1, 2015 THRU APRIL 7, 2015, WITH THE FOLLOWING STIPULATIONS AND REQUIRMENTS:

RESOLUTIONS

1. 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.*

2. 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.*

3. 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.*

4. 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.*

5. 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.*
6. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SEEK A PROFESSIONALLY LICENSED, INSURED AND BONDED TO PERFORM SELECTIVE TIMBER OF CITY OWNED PROPERTIES FOR THE GENERATION OF REVENUE TO BE RESTRICTED FOR USE OF BLIGHTED PROPERTY REMOVAL.*
7. 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.*
8. 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.*
9. 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.*

OLD BUSINESS

1. Land Bank Ordinance

NEW BUSINESS

1. Johnstown Redevelopment Authority
2. Johnstown Housing Authority

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