

JOHNSTOWN CITY COUNCIL

CITY COUNCIL AGENDA

ANTHONY C. TRUSCELLO COUNCIL CHAMBERS

WEDNESDAY JANUARY 16, 2019

EXECUTIVE SESSION-5:00PM

PUBLIC HEARING- 5:30PM

BILL 35 OF 2018- 2019 BUDGET ORDINANCE

BILL 36 OF 2018 -2019 WAGE & SALARY ORDINANCE

REGULAR MEETING – 6:00PM

*Document Forwarded with Agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. SPECIAL MEETING NOVEMBER 27, 2018
2. NON-VOTING WORKSHOP NOVEMBER 28, 2018
3. REGULAR COUNCIL MEETING DECEMBER 12, 2018

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION;

PUBLIC COMMENT – AGENDA ITEMS ONLY (Limit 5 minutes)

REPORTS;

- a. CITY MANAGER
- b. MAYOR
- a. CITY SOLICITOR
- b. CITY ENGINEER
- c. COUNCIL UPDATES/ NEIGHBORHOOD LIASONS
 1. PLANNING COMMISSION MINUTES:DEC.5, 2018; JAN. 2,2019
 2. LETTER OF JANUARY 4, 2019 FROM CURT DAVIS
 3. LETTER OF JAN. 7, 2019 FROM LINDA ORLOSKEY
 4. LETTER OF JAN. 8, 2019 FROM DONALD F. BUDAY

PETITIONS;

ORDINANCE FOR FINAL READ

1. BILL NO. 35 OF 2018. AN ORDINANCE ESTIMATING THE AMOUNT OF REVENUES TO BE RECEIVED BY THE CITY OF JOHNSTOWN FROM VARIOUS SOURCES AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR SPECIFIC PURPOSES FOR THE OPERATIONS FOR THE VARIOUS BUREAUS, DEPARTMENTS, AND THE PAYMENT OF DEBT SERVICE OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDER YEAR BEGINNING JANUARY 1, 2019. **(Tabled 12/27/18)**
2. BILL NO. 36 OF 2018. AN ORDINANCE FIXING THE SALARIES AND WAGES TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2019. **(Tabled 11/27/18)**

ORDINANCE FOR FIRST READ

1. BILL NO. 1 OF 2019. AN ORDINANCE AMENDING ORDINANCE NO. , PASSED FINALLY ON JANUARY 16, 2019 TITLED; AN ORDINANCE ESTIMATING THE AMOUNT OF REVENUES TO BE RECEIVED BY THE CITY OF JOHNSTOWN FROM VARIOUS SOURCES AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED FOR SPECIFIC PURPOSES FOR THE OPERATIONS OF THE VARIOUS FUNDS, BUREAUS, DEPARTMENTS, AND THE PAYMENT OF DEBT SERVICE AND PENSION FUND OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY I, 2019, INCLUDING THE FOLLOWING CITY OF JOHNSTOWN FUND SECTIONS, AND MORE SPECIFICALLY AMENDING 2019 UDAG FUND "BUDGET EXHIBIT A DETAILS:*
2. BILL NO. 2 OF 2019. RE-SUBMISSION: AN ORDINANCE AMENDING ORDINANCE NO, 4654 AS AMENDED BY ORDINANCE No's: 4693, 4731, 4880, 4894, 4902, 4908,4991, 5015, 5024, 5127, 5034, 5042 , 5055, 5058, 5069, 5177) May 19, 2015 Voter Referendum, and Ord No. 5194, 5196, 5199, 5210, 5229, 5230, 5231 and 5255 titled: AN ORDINANCE ESTABLISHING AN ADMINISTRATIVE CODE FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA, DESIGNATING THE POWERS AND DUTIES OF THE COUNCIL, THE CITY MANAGER AND OTHER MUNICIPAL OFFICIALS AND SUPPLEMENTING THE PROVISIONS AS SET FORTH IN THE HOME RULE CHARTER APPROVED BY THE VOTERS ON MAY 18, 1993, by further amending SECTION 212 Ordinances.*

3. BILL NO. 28 OF 2018. AN ORDINANCE DIRECTING THE CAMBRIA COUNTY BOARD OF ELECTIONS TO PLACE ON THE MAY 2019 MUNICIPAL PRIMARY ELECTION BALLOT, FOR THE CITY OF JOHNSTOWN, THE BALLOT REFERENDUM QUESTION FOR CONSIDERATION BY THE REGISTERED VOTERS OF THE CITY OF JOHNSTOWN, WHICH IF RECEIVING A MAJORITY OF THE VOTES CAST, ESTABLISHES A GOVERNMENTAL STUDY COMMISSION, AND FURTHER THE ELECTION OF SEVEN (7) GOVERNMENTAL STUDY COMMISSIONERS DURING THE MAY, 2019 MUNICIPAL PRIMARY ELECTION, PURSUANT TO THE COMMONWEALTH OF PENNSYLVANIA 53. Pa C.S. Chapters 29 (Home Rule), 30 (Optional Plans) & 31 (Optional Plans) Home Rule Charter and Optional Plan Laws. **(Tabled 10/10/18)**

4. BILL NO. 29 OF 2018. AN ORDINANCE AMENDING ORDINANCE NO. 5102, PASSED 3-28-12 AND/ OR ANY AND ALL SUBSEQUENT AMENDMENTS, AND THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN; CHAPTER 1484 TITLED: RESIDENTIAL RENTAL PROPERTY REGISTRATION AND MORE SPECIFICALLY, SUBSECTION 1484.05 REGISTRATION AND LICENSING OF RESIDENTIAL RENTAL PROPERTIES, BY ADDING SUBSECTION 1484.05.01 TITLED: POSTING OF NON-COMPLIANT PROPERTY REGISTRATION AND INSPECTION REQUIREMENTS. **(Tabled 10/10/18)**

RESOLUTIONS

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE UPDATE OF CITY LOAN PROGRAM GUIDELINES.*

2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS AND OTHER CLOSING DOCUMENTS TO PROVIDE A LOAN GUARANTEE TO AMANDA ARTIM AND INTRIGIA INC (D.B.A. BALANCE RESTAURANT*

3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS AND OTHER CLOSING DOCUMENTS TO PROVIDE LOAN SUBORDINATION AGREEMENT FOR THE (ELKS) FLOOD CITY LODGE*

4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS AND OTHER CLOSING DOCUMENTS TO PROVIDE LOAN SUBORDINATION AGREEMENT FOR HADIX GREENE PARTNERSHIP/ HADGREENE, INC.
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS AND OTHER CLOSING DOCUMENTS TO ACCEPT THE DONATION OF REAL PROPERTY AT THE NORTHEAST CORNER OF FRANKLIN AND MAIN STREETS.*
6. 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 \$5,200,000.00 TO BE USED TOWARDS IMPROVEMENTS TO THE INNER CITY SEWER SYSTEM ALONG AND NEAR FAIRFIELD AVENUE LOCATED WITHIN THE WEST END AREA OF THE CITY OF JOHNSTOWN.*
7. 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 STRAW CONSTRUCTION CO., INC. AWARDED CONTRACT 2018-08 FOR THE CONSTRUCTION OF THE ROXBURY PARK UPGRADES PROJECT.*
8. A RESOLUTION OF CITY COUNCIL, OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO RETAIN VALBRIDGE PROPERTY ADVISORS TO PERFORM A FULL APPRAISAL REVIEW ON THE RICHARD I. SOMIARI AND STELLA A. SOMIARI, PROPERTY IN CONNECTION WITH TAX ASSESSMENT APPEAL LITIGATION.*
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, REPEALING RESOLUTION NO. 10135, PASSED ON November 27, 2018, titled: A RESOLUTION OF THE CITY COUNCIL OF JOHNSTOWN APPROVING MEMBER APPOINTMENTS TO THE LOAN REVIEW COMMITTEE BY THE CITY MANAGER OF THE CITY OF JOHNSTOWN, due to noncompliance with the May 16, 2017 Ballot Referendum, as certified by the Cambria County Election Offices on June 2, 2017.*

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, CALLING FOR AND REQUESTING OF THE RESIGNATION OF GEORGE HAYFIELD AS CITY MANAGER EFFECTIVE UPON PASSAGE OF THIS RESOLUTION, AND IF RESIGNATION IS NOT SUBMITTED IN WRITING NO LATER THAN NOON, THURSDAY, JANUARY 17, 2019, THAT MR. HAYFIELD BE DISMISSED WITH CAUSE EFFECTIVE 12:01 P.M. THURSDAY, JANUARY 17, 2019.*
11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA DIRECTS THE CITY MANAGER THRU THE ASSISTANCE OF THE BEARD LEGAL GROUP-CITY SOLICITORS TO CONTACT THE CITY OF JOHNSTOWN'S INSURANCE CARRIERS REGARDING THE CITY'S ABILITY TO INSURE CONTINUING LIABILITY COVERAGES WITH REQUIRED STANDARDS FOR THE SAFETY OF PERSONS USING AND VISITING ANY OF THE CITY'S (14) STATED AND ACKNOWLEDGED CITY PLAYGROUNDS AS PUBLISHED ON THE CITY'S INTERNET WEB SITE, INCLUDING ON SITE COMPLIANCE INSPECTIONS BY AN INDEPENDENT QUALIFIED PERSONS, FIRMS AND LLC.*
12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA SEEKING THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA'S DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT REQUESTING, PURSUANT TO THE ACT OF JULY 10, 1987 (P.L. 246, NO 47, KNOWN AS THE, KNOWN AS THE MUNICIPALITIES FINANCIAL RECOVERY ACT, TO RECOMMEND THE CITY OF JOHNSTOWN BE PLACED UNDER RECEIVERSHIP PURSUANT TO THE "ACT"*
13. A RESOLUTION 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.*

MOTIONS:

1. APPOINTMENTS (2) TO THE GREATER JOHNSTOWN WATER AUTHORITY
2. APPOINTMENT (1) TO THE JOHNSTOWN CIVIL SERVICE COMMISSION

RECESS/ADJOURNMENT;

NEXT SCHEDULED MEETINGS –

WEDNESDAY, JANUARY 23, 2019 AT 5:00PM (WORKSHOP)

WEDNESDAY, FEBRUARY 13, 2019 AT 6:00PM (REGULAR MEETING)