

-JOHNSTOWN CITY COUNCIL

CITY COUNCIL AGENDA

ANTHONY C. TRUSCELLO COUNCIL CHAMBERS

WEDNESDAY MARCH 13, 2019

EXECUTIVE SESSION- 5:00PM

REGULAR MEETING – 6:00PM

*Document Forwarded with Agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. January 16, 2019 Public Hearing
2. January 16, 2019 Regular Meeting
3. February 13, 2019 Regular Meeting

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 of February 6, 2019
 2. Feb. 22, 2019 letter from J. Williams re: Home Rule Charter-Non-Compliance
 3. Feb. 25, 2019 letter from J. Williams re: Parking Ticket Scofflaws
 4. Mar. 4, 2019 letter from J. Williams re: RJP Conference Center 2019 Capital Budget Request

PETITIONS;

ORDINANCE FOR FINAL READ

1. BILL NO. 3 OF 2019. AN ORDINANCE OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE ESTABLISHMENT OF A PROPERTY TAX EXEMPTION FOR CERTAIN UNDERUTILIZED, BLIGHTED, OR DETERIORATED INDUSTRIAL, COMMERCIAL, OR OTHER BUSINESS PROPERTY; DEFINED ELIGIBLE AREAS; SETTING A MAXIMUM AMOUNT; AND AN EXEMPTION SCHEDULE; AND PROVIDING A PROCEDURE FOR SECURING AN EXEMPTION*

ORDINANCE FOR FIRST READ

- 1 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)**
- 2 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)**
- 3 BILL NO. 4 OF 2019. AN ORDINANCE AUTHORIZING THE TRANSFER OF CERTAIN CITY PROPERTY ON THE INCLINE PLANE HILLSIDE TO CONEMAUGH VALLEY CONSERVANCY FOR THE PRICE OF \$1.00, AND FURTHER AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ANY/ALL ADMINISTRATIVE DOCUMENTS AND AGREEMENTS PERTAINING TO SAID TRANSFER*

- 4 BILL NO. 5 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5173, PASSED FINALLY ON JUNE 10, 2015 AMENDING ORDINANCE NO. 5161 TITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING. WHICH INCLUDE AMENDING THE FY 2014 CDBG PROGRAM TITLED: SEWER LATERAL REPLACEMENT.*
- 5 BILL NO. 6 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5174, PASSED FINALLY ON JUNE 10, 2015 AMENDING ORDINANCE NO. 5161 TITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING FY 2013 AND FY 2014 CDBG PROGRAMS TITLED ECONOMIC DEVELOPMENT ASSISTANCE GRANT EXPENSES, CODE ENFORCEMENT GRANT EXPENSES, REHAB DELIVERY GRANT EXPENSES, PUBLIC IMPROVEMENT GRANT EXPENSE, AND PUBLIC SERVICE.*
- 6 BILL NO. 7 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5184, PASSED FINALLY ON OCTOBER 14, 2015 AMENDING ORDINANCE NO. 5161 TITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING. WHICH INCLUDE AMENDING THE FY 2015 PROGRAM TITLED: PROCEEDS FROM GENERAL LONG TERM DEBT-LOAN REPAYMENTS-UDAG.*
- 7 BILL NO. 8 OF 2019 AN ORDINANCE REPEALING ORDINANCE NO. 5200, PASSED FINALLY ON MAY 11, 2016 AMENDING ORDINANCE NO. 5192 TITLED: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING ORDINANCE NO. 5192 FY 2016 CITY OF JOHNSTOWN BUDGET BILL TO INCLUDE THE SEWER LATERAL ASSISTANCE PROGRAM AND DEMOLITION IN UDAG.*
- 8 BILL NO. 9 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5203, PASSED FINALL ON AUGUST 11, 2016 AMENDING ORDINANCE 5201 TITLED: AN ORDINANCE OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING ORDINANCE NO. 5201 OF 2016 OF THE CITY OF JOHNSTOWN BUDGET TO INCLUDE THE REVENUE AND EXPENSES FOR FIRE GRANTS RECEIVED IN THE GENERAL FUND.*
- 9 BILL NO. 10 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5207, PASSED FINALLY ON OCTOBER 12, 2016 AMENDING ORDINANCE NO. 5201 OF 2016, AS AMENDED BY ORDINANCE NO. 5203 PASSED FINALLY ON AUGUST 11, 2016 SETTING FORTH THE 2016 CITY OF JOHNSTOWN BUDGET EXHIBIT A, TO INCLUDE GENERAL FUND REVENUES AND EXPENSES FOR THE POLICE GRANTS, AND TO AMEND THE MAIN STREET EAST CAPITAL BUDGET FUND, AND THE PARKING FUND AS PER THE 2015 INDEPENDENT AUDIT OF WESSEL & CO. RECOMMENDATIONS.*

- 10 BILL NO. 11 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5219, PASSED FINALLY ON DECEMBER 29, 2016 AMENDING ORDINANCE NO. 5192 PASSED FINALLY ON JUNE 28, 2016 AND ORDINANCE NO. 5203 PASSED FINALLY ON AUGUST 11, 2016 AND ORDINANCE NO. 5207 PASSED FINALLY ON OCTOBER 12, 2016, SETTING FORTH THE 2016 CITY OF JOHNSTOWN BUDGET EXHIBIT A, TO INCLUDE BOTH DEBT SERVICE AND GENERAL FUND REVENUES AND EXPENSES FOR THE \$6,000,000 UNFUNDED DEBT LOAN TO BE REVIEWED BY YEAR END 2016.*
- 11 BILL NO. 12 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5226, PASSED FINALLY ON APRIL 12, 2017. AMENDING ORDINANCE NO. 5213 PASSED ON DECEMBER 29, 2016 CITY OF JOHNSTOWN BUDGET TO AMEND 2017 BUDGET TO PROPERLY ALLOCATE REVENUES AND EXPENSES RELATING TO DELINQUENT BUSINESS PRIVELEGE TAX COLLECTED AND RECEIVED BY TURNKEY TAXES ON 1/13/17 AND TO PROPERLY ALLOCATE THE TRANSFER OF FUNDSFROM ITC TO PARKING FUND.*
- 12 BILL NO. 13 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5234, PASSED FINALLY ON AUGUST 9, 2017. AMENDING ORDINANCE NO. 5213 PASSED ON DECEMBER 29, 2016 AS THEN AMENDED BY ORDINANCE NO. 5226 PASSED FINALLY ON APRIL 12, 2017 CITY OF JOHNSTOWN BUDGET TO AMEND 2017 BUDGET TO PROPERLY ALLOCATE REVENUES AND EXPENSES RELATING TO DELINQUENT BUSINESS PRIVELEGE TAX TO DATE, TO REALIZE THE SHORTFALL OF REVENUE FROM THE TAX LIEN SALE, AND TO REALLOCATE FUNDS TO BE RECEIVED FROM THE 2017 LEAD BASED PAINT GRANT.*
- 13 BILL NO. 14 OF 2019: AN ORDINANCE REPEALING ORDINANCE NO. 5237, PASSED FINALLY ON SEPTEMBER 13, 2017. TITLED: AMENDING ORDINANCE NO. 5213 PASSED ON DECEMBER 29, 2016 AS AMENDED BY ORDINANCE NO. 5226 PASSED FINALLY ON APRIL 12, 2017, AND AS AMENDED BY ORDINANCE NO. 5234, PASSED FINALLY AUGUST 9, 2017 TO FURTHER AMEND THE 2017 BUDGET TO PROPERLY ALLOCATE REVENUES AND EXPENSES RELATING TO THE CDBG AND HOME ALLOCATIONS, ADDITIONAL SEWER UPGRADE PENNVEST EXPENSES, AND TO ALLOCATE THE ANTICIPATED FORENSIC AUDIT EXPENSES FROM ERNST AND YOUNG, AND TO ELIMINATE DEFICITS BALANCES AS NEEDED.*

14 BILL NO. 15 OF 2019. AN ORDINANCE AMENDING ORDINANCE NO. 4964, PASSED APRIL 13, 2005, ORDINANCE 5086, PASSED JUNE 22, 2001, ORDINANCE 5119 PASSED JANUARY 23 2013 AND ORDINANCE 5191 PASSED DECEMBER 9, 2015 AS “CITY OF JOHNSTOWN ZONING ORDINANCE” TO REVISE CERTAIN ZONING REQUIREMENTS IN THE CITY OF JOHNSTOWN RELEVANT TO THE HISTORICAL OVERLAY DISTRICT OF CAMBRIA CITY.*

RESOLUTIONS

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN A CONTRACT WITH AMERICAN ROCK SALT DEPARTMENT OF GENERAL SERVICES COSTARS PROGRAM, 5520 NY-63 MT. MORRIS, NY 14510 TO PROVIDE AND DELIVER TO THE CITY, ROCK SALT FOR THE CALENDAR YEAR AUGUST 2018 THRU AUGUST 2019.*
2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN A CONTRACT WITH HOMER R. SLEEK & SONS, INC., 132 MOSSY LANE, JOHNSTOWN, PA 15905 TO PROVIDE AND DELIVER TO THE CITY, ANTI-SKID MATERIAL, AS4 SLAG FOR THE CALENDAR YEAR 2018-2019.*
3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, APPROVING FREDRICK ADAMSON’S REQUEST TO PURCHASE FIVE YEARS OF MILITARY SERVICE COMPLETED PRIOR TO EMPLOYMENT WITH THE CITY OF JOHNSTOWN TO INCREASE HIS LENGTH OF SERVICE TO THE CITY FOR FIRE PENSION CALCULATIONS.*
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO INITIATE THE TRANSFER OF FUNDS TO ELIMINATE THE RESPECTIVE 2018 CITY OF JOHNSTOWN OPERATING BUDGET DEFICIT BALANCES, AND MORE SPECIFICALLY, BUDGET EXHIBIT (A) AS ATTACHED HEREIN: *
5. A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN THE SHARED USE TRAIL MAINTENANCE FOR THE JAMES WOLFE SCULPTURE TRAIL WITH PENNSYLVANIA DEPARTMENT OF TRANSPORTATION IN CONJUNCTION WITH THE POINT STADIUM BRIDGE REHABILITATION PROJECT.*

6. A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN THE LIGHTING AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION ACCEPTING MUNICIPAL OWNERSHIP AND MAINTENANCE RESPONSIBILITY OF THE LIGHTING SYSTEM TO BE INSTALLED ON ROOSEVELT BOULEVARD (PA 56) FOR THE POINT STADIUM BRIDGE REHABILITATION PROJECT.*
7. A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN THE SIDEWALK MAINTENANCE AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION ACCEPTING OWNERSHIP AND RESPONSIBILITY OF THE SIDEWALKS TO BE INSTALLED ON ROOSEVELT BOULEVARD (PA 56) FOR THE POINT PARK BRIDGE REHABILITATION PROJECT.*
8. A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS REQUIRED TO FACILITATE AN EXTENSION OF CURRENT CONTRACTED WASTE COLLECTION SERVICES WITH ADVANCED DISPOSAL SERVICES, AT A RATE OF \$15.73 PER UNIT PER MONTH, TO AN END DATE OF AUGUST 31, 2019.*
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE CITY MANAGER TO CONTACT, IN WRITING, THE ILLEGAL DUMP FREE PA PROGRAM TO SUBMIT AN APPLICATION FOR THE SURVEILLANCE CAMERA LOAN PROGRAM TO BE UTILIZED AT ROXBURY PARK RECYCLING CENTER.*
10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE CITY MANAGER TO CONTACT, IN WRITING, THE PENNSYLVANIA COUNTERDRUG TASK FORCE TO SEEK THEIR ASSISTANCE IN BOARDING UP AND DEMOLISHING DILAPIDATED, UNSAFE, ABANDONED, VACANT RESIDENTIAL STRUCTURES IN THE CITY.*
11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS REQUIRED TO AUTHORIZE RIGHT-OF-WAY AGREEMENT AND EASEMENT BETWEEN THE CITY OF JOHNSTOWN AND THE UPPER YODER TOWNSHIP AUTHORITY.*
12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE JOHNSTOWN WEST END LIONS CLUB TO PLACE A PERMANENTLY FIXED LION AND LAMB STATUE IN THE FLAG PLAZA.*

MOTIONS:

NEW BUSINESS;

OLD BUSINESS;

PUBLIC COMMENT-NON AGENDA ITEMS (LIMIT 3 MINUTES)

RECESS/ADJOURNMENT;

NEXT SCHEDULED MEETINGS –

WEDNESDAY, MARCH 27, 2019 AT 5:00PM (WORK SESSION)

WEDNESDAY, APRIL 10, 2019 AT 6:00PM REGULAR MEETING)