

JOHNSTOWN CITY COUNCIL
CITY COUNCIL AGENDA
ANTHONY C. TRUSCELLO COUNCIL CHAMBERS

WEDNESDAY APRIL 10, 2019
EXECUTIVE SESSION-5:30PM
REGULAR MEETING – 6:00PM

*Document Forwarded with Agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. Public Hearing January 16, 2019
2. Regular Meeting January 16, 2019
3. Council Workshop January 31, 2019
4. Special Meeting January 31, 2019
5. Regular Meeting February 13, 2019

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION;

1. Proclamation declaring the month of April 2019 to be Fair Housing Month in the City of Johnstown.

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 March 6, 2019
 2. Mar. 18 letter from PA Dept of Transportation
 3. Mar. 18 letter from J. Williams re: Ord. 5266-2019, Wage & Salary Ordinance

4. Apr. 1 letter from J. Williams re: Resolutions
5. Apr. 3 letter from J. Williams re: FJP Conference Center 2019 Capital Budget Request
6. Apr. 4 letter from J. Williams re: Transfer of Funds Resolutions, Resolutions contracts and agreements, Administrative Code Ord. 4654, as amended

PETITIONS;

ORDINANCE FOR FINAL READ

- 1 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

ORDINANCE FOR FIRST READ

1. 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)**
2. 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. **(Tabled 3/13/19)**
3. BILL NO. 16 OF 2019. AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GUARANTEED REVENUE BOND IN THE MAXIMUM PRINCIPAL AMOUNT OF \$4,535,490.00 FOR PURPOSES OF REHABILITATING THE INNER CITY SANITARY SEWER SYSTEM; FIXING THE FORM, DATES, INTEREST, AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE BOND; PROVIDING FOR THE FILING OF THE

REQUIRED DOCUMENTATION WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO INCUR AND EXCLUDE ADDITIONAL DEBT OF THE GOVERNMENTAL UNIT; PROVIDING FOR THE APPOINTMENT OF A SINKING FUND DEPOSITORY FOR THE BOND; PROVIDING FOR THE AUTHORIZED SIGNATORIES AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF. *

4. BILL NO. 17 OF 2019. AN ORDINANCE AMENDING ORDINANCE NO. 5266, APPROVED FINALLY ON JANUARY 16, 2019 AND TITLED THE WAGE AND SALARY ORDINANCE. PROVIDING FOR ADDITION OF PART TIME FIREFIGHTER, FOUR (4) POSITIONS, AND APPROPRIATION OF \$76,500. THIS AMENDMENT BEING TO THE SALARIES AND WAGES TO BE PAID ALL PART-TIME FIREFIGHTERS FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2019. *

RESOLUTIONS

1. 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. **(Tabled 3/13/19)**
2. A RESOLUTION OF THE CITY OF JOHNSTOWN AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS REQUIRED TO FACILITATE AN EXTENSION OF CURRENT CONTRACT FOR WASTE COLLECTION SERVICES WITH ADVANCED DISPOSAL, CURRENT CONTRACT ENDING APRIL 30, 2019, AND EXTENDING CONTRACT END DATE TO AUGUST 31, 2019. CUSTOMER RATE FOR THE FOUR MONTH CONTRACT EXTENSION PERIOD IS 62.92 (15.73 Per Month) **(Tabled 3/13/19) ***
3. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO INITIATE THE TRANSFER OF FUNDS FROM INSURANCE DEDUCTIBLE/ ACCIDENT EXPENSES ACCOUNT TO BE TRANSFERRED INTO THE FLOOD INSURANCE ACCOUNT AS DETAILED HEREIN. *
4. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN, UPON SOLICITOR APROVAL, ALL

DOCUMENTS NECESSARY TO EXECUTE A LEASE AND LICENSE AGREEMENT WITH CAPRI PIZZA AND RESTAURANT THROUGH DECEMBER 31, 2021. *

5. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE THE ATTACHED SETTLEMENT AGREEMENT WITH RICHARD I. AND STELLA A. SOMIARI TO RESOLVE A TAX ASSESSMENT APPEAL REGARDING A PROPERTY LOCATED AT 633 NAPOLEON STREET JOHNSTOWN, PA 15901, AND TO TAKE ANY/ALL ACTION NECESSARY TO EFFECTUATE SAME. *
6. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER AND CITY SOLICITOR TO EXECUTE THE ATTACHED SETTLEMENT AGREEMENT WITH SALEM FAMILY LIMITED PARTNERSHIP TO RESOLVE A TAX ASSESSMENT APPEAL REGARDING A PROPERTY LOCATED AT 81 OSBOURN STREET JOHNSTOWN, PA 15905, AND TO TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE SAME. *
7. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN IMPLEMENTATION AGREEMENT WITH THE PENNSYLVANIA HIGHLANDS COMMUNITY COLLEGE FOR ADMINISTRATION AND IMPLEMENTATION OF THE CURE VIOLENCE PROGRAM AS FUNDED UNDER A \$150,000 GRANT FROM THE PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY AWARDED TO THE CITY OF JOHNSTOWN. *
8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO CONDUCT, BY A CERTIFIED TREE SPECIALIST, A HAZARDOUS TREE ASSESSMENT OF CITY OWNED PLAYGROUNDS AND PARKS *
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING AND AUTHORIZING THE CITY MANAGER TO HAVE CERTIFIED PLAYGROUND INSPECTIONS OF ALL CITY OWNED PLAYGROUNDS *

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE CITY MANAGER TO AUTHORIZE THE JOHNSTOWN PUBLIC WORKS DEPARTMENT TO CORRECT/ REPAIR SIDEWALK DEFICIENCIES AT ROXBURY PARK ALONG FRANKLIN STREET. *
11. A RESOLUTION OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA REPEALING RESOLUTION NO. 10156 ADDRESSING THE TRANSFER OF CERTAIN CITY PROPERTY ON THE INCLINED PLANE HILLSIDE DUE TO THE ACCOMPLISHMENT OF SAID TRANSFER VIA ORDINANCE. *
12. A RESOLUTION OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA SUPPORTING BRIDGE REHABILITATION PROJECTS WITHIN THE CITY OF JOHNSTOWN AND AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS AS REQUIRED BY THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION TO IMPLEMENT BRIDGE REHABILITATION ON BRIDGES AT D STREET/ ST. CLAIR RUN AND MINE PLACE STREET/ SOLOMON RUN. *
13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE FACILITY ENCROACHMENT AGREEMENTS CSX882230 AND CSX882235 WITH CSX TRANSPORTATION, INC FOR PROPERTY LOCATED IN JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA. *
14. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA 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 REMEDIATION EFFORTS PERTAINING TO ROXBURY PARK PHASE II IN THE AMOUNT OF \$250,000.00. *
15. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA 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 REMEDIATION AND REPAIR EFFORTS OF THE RETAINING WALLS AND STREAM BANK ON ST. CLAIR RUN IN THE AMOUNT OF \$500,000.00. *

MOTIONS:

1. Approval of 2017 Audit of Financial Statements/ City of Johnstown
as amended 2/7/19

NEW BUSINESS;

OLD BUSINESS;

PUBLIC COMMENT-NON AGENDA ITEMS (LIMIT 3 MINUTES)

RECESS/ADJOURNMENT;

NEXT SCHEDULED MEETINGS –

WEDNESDAY, APRIL 24, 2019 AT 5:00PM (WORK SESSION)

WEDNESDAY, MAY 8, 2019 AT 6:00PM REGULAR MEETING)