JOHNSTOWN CITY COUNCIL

CITY COUNCIL AGENDA

ANTHONY C. TRUSCELLO COUNCIL CHAMBERS

WEDNESDAY October 10, 2018

REGULAR MEETING – 6:00 PM

\*Document Forwarded with Agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. AUGUST 30, 2018 NON-VOTING BUDGET WORKSHOP

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION;

* NAACP FREEDOM FUND BANQUET – OCT 13
* RED RIBBON WEEK – OCT 23

PUBLIC COMMENT – AGENDA ITEMS ONLY (Limit 5 minutes)

* JOHN DEBARTOLA, 1197 BEDFORD ST. RE: ACT 47 EXIT PLAN

REPORTS;

1. CITY MANAGER
2. MAYOR
3. CITY SOLICITOR
4. CITY ENGINEER
5. COUNCIL UPDATES/ NEIGHBORHOOD LIASONS

SEPT. 5 MINUTES OF PLANNING COMMISSION

SEPT. 13 LETTER FROM DR. TARANTO RE: BOARD APOINTMENTS

SEPT. 17 FAX FROM J. WIILIAMS RE:-F TROOP GOVERNANCE & CITY

ADMINISTRATION

OCT. 1 FAX FROM J. WILLIAMS RE: 2019 CDBG/ GENERAL FUNDING

SALARY & WAGE ALLOCATIONS

OCT. 1 FAX FROM J. WILLIAMS AND C. STANTON RE: 2019 BUDGET

RECOMMENDATION

CODE COMPLAINTS FROM J. WILLIAMS-3

CODE COMPLAINTS FROM D. CALLAHAN-3

PETITIONS;

**ORDINANCES FOR FINAL READ**

1. BILL NO. 26 OF 2018. AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GUARANTEED REVENUE NOTE IN THE MAXIMUM PRINCIPLE AMOUNT OF $3,906,560.00, FOR THE 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 NOTE; 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 NOTE; PROVIDING FOR THE AUTHORIZED SIGNATORIES AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF.

**ORDINANCES FOR FIRST READ**

1. BILL NO. 25 of 2018. AN ORDINANCE TO PARTIALY VACATE POPPY ALLEY FROM 143 LORAINE STREET TOWARDS CROYLE STREET TO THE END OF POPPY ALLEY IN JOHNSTOWN, PENNSYLVANIA, AS A PUBLIC THOROUGHFARE**.**

**(Tabled 9/12/18)**

1. BILL NO. 27 OF 2018. AN ORDINANCE OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, COUNTY OF CAMBRIA, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NO. 5246 PASSED FINALLY ON DECEMBER 13, 2017, AND AS AMENDED BY ORDINANCE NO. 5251 ON MARCH 15, 2018, AND AMENDED BY ORDINANCE NO. 5254 ON MAY 9, 2018, THE CITY OF JOHNSTOWN 2018 WAGE AND SALARY ORDINANCE, TO AMEND THE 2018 WAGE AND SALARY ORDINANCE TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN FOR THE CALENDER YEAR WITH AN EFFECTIVE DATE THE DAY AFTER FINAL APPROVAL OF CITY COUNCIL **(Tabled 9/12/18)**
2. 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.\*
3. 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 RSIDENTIAL RENTAL PROPERTIES, BY ADDING SUBSECTION 1484.05.01 TITLED: POSTING OF NON-COMPLIANT PROPERTY REGISTRATION AND INSPECTION REQUIREMENTS.\*
4. BILL NO. 30 OF 2018. AN ORDINANCE OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING ORDINANCE 5245 PASSED FINALLY DECEMBER 13, 2017 TO AMEND THE 2018 BUDGET, MORE SPECIFICALLY REVENUE AND EXPENDITURES BUDGET FOR THE SEWER RENTAL/ UPGRADE/ MAINTENANCE/ REPAIR FUND, BUDGET EXHIBIT (A)\*
5. BILL NO. 31 OF 2018. AN ORDINANCE OF THE CITY OF JOHNSTOWN CHANGING TRAFFIC FLOW FROM ONE WAY TO TWO WAY ON BAUMER STREET FROM SPRUCE STREET TO TEAK STREET.\*
6. BILL NO. 32 OF 2018. AN ORDINANCE AMENDING ORDINANCE NO. 5245, PASSED FINALLY ON DECEMBER 13, 2017 AND REPEALING AND REPLACING ORDINANCE NO. 5250, PASSED FINALLY ON MARCH 15, 2018; NO. 5253, PASSED FINALLY ON MAY 9, 2018; AND NO. 5257 PASSED FINALLY ON JULY 11, 2018, IN ORDER TO PROVIDE FOR THE PROPER ALLOCATION OF REVENUE AND EXPENSES RELATED TO THE BROAD STREET SEWER PROJECT, SHPO HISTORICAL SURVEY, SALARY CHANGES ARRIVING FROM THE ADOPTION OF COLLECTIVE BARGAINING AGREEMENTS, ADJUST THE EXECUTIVE SECRETARY/ CITY CLERK POSITION AND DEPARTMENT, REALIZE A SHORTFALL OF REVENUE FROM THE RECREATION FUND, REALOCATE FUNDS REFLECTING LACK OF RECEIPT OF 2018 ECONOMIC DEVELOPMENT ASSISTANCE GRANT, AND TO ALLOCATE REIMBURSEMENT FUNDS TO THE 2018 UDAG BUDGET, FOLLOWING PUBLIC NOTICE AND A PUBLIC HEARING.\*
7. BILL NO. 33 OF 2018. AMENDING ORDINANCE NO. 5245, PASSED FINALLY ON DECEMBER 13, 2017 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 CALENDER YEAR BEGINNING JANUARY 1, 2018, INCLUDING THE FOLLOWING CITY OF JOHNSTOWN FUND SECTIONS, AND THE RESPECTIVE FUNDS “ BUDGET EXHIBIT A DETAILS, AND REPEALING ORDINANCE NO. 5250, PASSED FINALLY ON MARCH 15, 2018, ORDINANCE NO. 5253, PASSED FINALLY ON MAY 9, 2018, AND ORDIANCE NO. 5257 PASSED FINALLY ON JULY 11, 2018, WITH COUNCIL’S NON COMPLIANCE WITH HOME RULE CHARTER; ARTICLE IV. OPERATIONS AND ORDINANCES OF COUNCIL.\*
8. BILL NO. 34 OF 2018. AN ORDINANCE ADOPTING AN EXIT PLAN FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA, PURSUANT TO THE MUNICIPALITIES FINANCIAL RECOVERY ACT (ACT 47 OF 1987) AS AMENDED.\*

**RESOLUTIONS;**

1. 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 LIBERONI, INC. AWARDING CONTRACT 2018-04 FOR THE CONSTRUCTION OF THE BROAD STREET INTERCEPTOR LATERAL REHABILITATION PROJECT.

**(Tabled 9/12/18)**

1. A RESOLUTION OF THE CITY OF JOHNSTOWN, COUNTY OF CAMBRIA, COMMONWEALTH OF PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO INITIATE THE TRANSFER OF FUNDS TO ELIMINATE THE RESPECTIVE 2018 CITY OF JOHNSTOWN BUDGET DEFICIT BALANCES, AND MORE SPECIFICALLY, BUDGET EXHIBIT (A) **(Tabled 9/12/18)**
2. A RESOLUTION OF THE CITY OF JOHNSTOWN, COUNTY OF CAMBRIA, COMMONWEALTH OF PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO INITIATE THE TRANSFER OF FUNDS TO ELIMINATE THE RESPECTIVE 2018 CITY OF JOHNSTOWN BUDGET DEFICIT TRANSFERS, BUDGET EXHIBIT (A)\*
3. A RESOLUTION REPEALING AND REPLACING RESOLUTION NO. 10113 TO PROVIDE FOR THE UPDATED RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF JOHNSTOWN, PENNSYLVANIA, SUPPORTING A PETITION TO THE PENNSYLVANIA LIQUOR CONTROL BOARD (BOARD’S) FOR THE PROPERTY KNOWN AS 80 BRIDGE STREET FOR THE SUBSTITUTION OF THE CITY OF JOHNSTOWN’S NOISE ORDINANCE FOR SECTION 493 (34) OF THE LIQUOR CODE \* **(Tabled 9/12/18)**
4. 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. AWARDING CONTRACT 2018-08 FOR THE CONSTRUCTION OF THE ROXBURY PARK UPGRADES PROJECT.\*

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA EXERCISING PROVISIONS OF JOHNSTOWN’S HOME RULE CHARTER, PURSUANT TO ARTICLE III. COUNCIL-POWERS, DUTIES, LIMITATIONS AND LEGISLATION.\*
2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE CITY MANAGER WITH THE ASSISTANCE OF THE CITY SOLICITORS TO PROCEED WITH AND ADVERTISE FOR REQUEST FOR PROPOSALS FOR THE SALE OF CITY OWNED TIMBER AS IDENTIFIED IN THE TIMBER INVENTORY/ APPRAISAL OF AUGUST 2015, PREPARED BY MICHAEL BARTON FORESTRY CONSULTING AND THE EADS GROUP.\*
3. A RESOLUTION 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 $10,900,000.00 TO BE USED TOWARDS IMPROVEMENTS TO THE INNER CITY SEWER SYSTEM IN THE OLD CONEMAUGH BOROUGH AREA OF THE CITY OF JOHNSTOWN.\*
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN REPEALING AND REPLACING RESOLUTION NO. 10088 AND DIRECTING THE CITY MANAGER TO PREPARE AN RFP FOR POINT STADIUM MANAGEMENT SERVICES TO INCLUDE PROPERTY MANAGEMENT, COMPREHENSIVE FACILITY OPERATIONS, SCHEDULING, CONCESSIONS, AND EVENT PROMOTIONS.\*
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN A CONTRACT WITH LOCHER DEMOLITION & EXCAVATING LLC., IN THE AMOUNT OF $146,980.00 FOR CONTRACT #2018-10, CDBG STRUCTURE DEMOLITION PROGRAM TO DEMOLISH FIFTEEN STRUCTURES THROUGHOUT THE CITY OF JOHNSTOWN.\*

MOTIONS;

NEW BUSINESS;

OLD BUSINESS;

PUBLIC COMMENT – NON-AGENDA ACTION ITEMS (Limit 3 minutes)

1. John DeBartola, 1197 Bedford St re: Lucy’s Place

RECESS/ADJOURNMENT;

NEXT SCHEDULED MEETINGS ;

WEDNESDAY, OCT. 24, 2018 AT 5:00 PM (NON-VOTING WORKSHOP)

THURSDAY, NOV. 1, 2018 AT 5:00 PM (BUDGET PRESENTATION)

WEDNESDAY, NOV. 14, 2018 AT 6:00 PM (REGULAR MEETING)

WEDNESDAY, NOV. 28, 2018 AT 5:00 PM (NON-VOTING WORKSHOP)