



**CITY OF JOHNSTOWN  
CITY COUNCIL AGENDA  
ANTHONY C. TRUSCELLO  
COUNCIL CHAMBERS  
WEDNESDAY, JANUARY 11, 2023**

**City Council**

Frank Janakovic, Mayor  
Michael Capriotti, Deputy Mayor  
Charles Arnone  
Ricky Britt  
Laura Huchel  
Rev. Sylvia King  
Marie Mock

REGULAR MEETING - 6:00 PM

CALL TO ORDER:

INVOCATION:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OF MINUTES:

1. Regular meeting minutes of December 14, 2022
2. Special meeting minutes of November 28, 2022

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION:

PUBLIC COMMENT - AGENDA ITEMS ONLY (Limit 5 minutes)

REPORTS:

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

PETITIONS:

ORDINANCES FOR FINAL READ AND ADOPTION:

1. **Bill No. 23 of 2022 (TABLED) - An Ordinance to Update Regulations for the Use of Mechanical Amusement Devices** - Because the City's regulations for the use of mechanical amusement devices were previously contained within the recently amended business licensing regulations, it is necessary for the City to adopt a new ordinance regulating mechanical amusement devices in the City.

Council approved the first read of this Bill at its regular November meeting. At the December meeting, Council tabled the Bill so that staff could gather more information on how the enforcement of the ordinance will take place. Staff will provide an update to Council regarding proposed methods of enforcement, fee collection and site visits.

AN ORDINANCE ADOPTING AND SETTING FORTH REQUIREMENTS FOR MECHANICAL AMUSEMENT DEVICE AND LICENSING TAX, TO BE CODIFIED WITHIN CHAPTER EIGHT (BUSINESS REGULATION AND TAXATION CODE), TITLE FOUR (TAXATION) OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES AS A NEW CHAPTER 804, ENTITLED “MECHANICAL AMUSEMENT DEVICES”

Recommended Action - Make a motion to remove this item from the table for discussion. Staff and the Solicitor will provide an update on how the ordinance will be enforced, and the fee schedule for the licensing of these devices. It is anticipated that the Bill will be ready for final adoption at the February Council meeting.

- 2. Bill No. 25 of 2022 - Transfer of Property to Water Authority** - The Greater Johnstown Water Authority requested the conveyance of a City owned property on Napoleon Street identified as tax parcel number 76-003.-125.000. If approved by Council, the Greater Johnstown Water Authority will cover all costs of the transfer. A map of the parcel is included with the agenda materials. Council approved the first read of this Bill at its December meeting.

AN ORDINANCE OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND APPROVING THE SALE OF A CITY-OWNED PROPERTY LOCATED IN THE 6TH WARD OF THE CITY OF JOHNSTOWN ON NAPOLEON STREET TO THE GREATER JOHNSTOWN WATER AUTHORITY (THE “AUTHORITY”) AND FURTHER AUTHORIZING AND DIRECTING THE PROPER OFFICERS OF THE CITY TO DO ALL THINGS NECESSARY TO CARRY OUT THE ORDINANCE, AND ANY/ALL ACTIONS INCIDENTAL TO SAID SALE AS REFERENCED IN THE AGREEMENT ENTERED BETWEEN THE PARTIES

Recommended Action - Make a motion to grant final approval for Bill No. 25 of 2022, granting the sale and transfer of City owned property on Napoleon Street to the Greater Johnstown Water Authority.

#### ORDINANCES FOR FIRST READ:

- 1. Bill No. 1 of 2023 - Zoning Map Amendment for Property at 1325 and 1339 Franklin Street** - Mom’s House Inc. applied to rezone property at 1325 and 1339 Franklin Street from C-1 (neighborhood shopping district) to R-1 (one family residential zoning district). The purpose of the request is to develop a community center facility and expand their current programming which consists of services for children and single parents.

The Planning Commission considered the application at their December meeting and did not vote to recommend approval or denial of the application.

A required public hearing is scheduled for this matter prior to the regularly scheduled February 8<sup>th</sup> Council meeting.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING THE ZONING ORDINANCE OF THE CITY OF JOHNSTOWN, ORDINANCE NO. 4964, ADOPTED APRIL, 13 2005, AND AS AMENDED BY ORDINANCE NO. 5086, PASSED, JUNE 22, 2011; ORDINANCE

NO.5119, PASSED JANUARY 23, 2013; ORDINANCE NO.5139, PASSED NOVEMBER 27, 2013; ORDINANCE NO. 5191, PASSED, DECEMBER 9, 2015; AND ORDINANCE NO. 5330, PASSED, MARCH 9, 2022. BY REZONING CERTAIN PARCELS OF LAND LOCATED IN THE 8<sup>TH</sup> WARD OF THE CITY OF JOHNSTOWN

Recommended Action - Make a motion to grant tentative approval for Bill No. 1 of 2023, enabling staff to proceed with the public advertisement and public notice for a public hearing at the February City Council meeting.

RESOLUTIONS:

**Authorizing Receipt of Federal Funds from the Federal Transit Administration** - This resolution is a required part of the process for the City to receive RAISE grant funds from the Federal Transit Administration. Through the resolution, the City formally recognizes and agrees to be designated as a formal applicant and recipient of funding through the Federal Transit Administration.

RESOLUTION OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE FILING OF APPLICATIONS WITH THE FEDERAL TRANSIT ADMINISTRATION, AN OPERATING ADMINISTRATION OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FOR FEDERAL TRANSPORTATION ASSISTANCE AUTHORIZED BY 49 U.S.C. CHAPTER 53; TITLE 23, UNITED STATES CODE, OR OTHER FEDERAL STATUTES ADMINISTERED BY THE FEDERAL TRANSIT ADMINISTRATION

Recommended Action - Make a motion to approve the resolution authorizing the City of Johnstown to receive funds from the Federal Transit Administration.

**Lot Merge Plan for Johnstown Veterinary Clinic** - The Johnstown Veterinary Clinic requests approval of a plan to merge three existing properties into one lot. The three properties subject to this plan comprise the entire site of their existing business at the corner of Wood and Messenger Streets. Over time, the business has expanded across the existing lot lines, making code compliance difficult for further improvements on the site. Approval of this plan will ensure the property is code compliant and able to accommodate future developments if needed.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA APPROVING A MINOR SUBDIVISION MERGING THREE PARCELS AT THE CORNER OF MESSENGER STREET AND WOOD STREET IN THE HORNERSTOWN NEIGHBORHOOD

Recommended Action - Make a motion to approve the resolution authorizing a lot merge plan for property owned by the Johnstown Veterinary Clinic.

**Conference Center Carpet Removal/Installation Contract** - This resolution approves a contract with Flood City Flooring LLC to remove old carpeting and install new carpeting throughout the Frank J. Pasquerilla Conference Center. Staff conducted a request for proposals for this project through the end of 2022. Staff opened bids on December 29, 2022, with the subject proposal being the lowest responsible bidder. The cost of the project will not exceed \$83,370.33, and will be fully paid for with City American Rescue Plan Act funds.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS REQUIRED AND TAKE ALL ACTIONS NECESSARY FOR THE REMOVAL AND INSTALLATION OF CARPETING AT THE FRANK J. PASQUERILLA CONFERENCE CENTER

Recommended Action - Make a motion to approve the resolution entering into a contract with Flood City Flooring LLC to remove and replace carpet at the Frank J. Pasquerilla Conference Center.

NEW BUSINESS:

OLD BUSINESS:

**Loan Review Committee Appointment** - Two vacant seats remain on the Loan Review Committee. Staff has been in touch with several potential candidates. At this time, one candidate formally applied to serve on the Committee. Ms. Jancy Kasper, Regional Vice President at Northwest Bank is recommended by the City Manager to serve on the Loan Review Committee. Ms. Kasper meets the requirement of the City ordinance for this position that this member be from the banking community. The term is for three years and expires on November 27, 2025.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, APPROVING AN APPOINTMENT TO THE LOAN REVIEW COMMITTEE AS RECOMMENDED BY THE CITY MANAGER

Recommended Action - Make a motion to approve the City Manager's recommendation to appoint Ms. Jancy Kasper to the City Loan Review Committee, for a three year term that expires November 27, 2025.

DEPARTMENT REPORTS:

1. Public Works
2. Police Department
3. Fire Department
4. Finance
5. Community Development
6. Code Enforcement

PUBLIC COMMENT - NON-AGENDA ITEMS (LIMIT 3 MINUTES):

RECESS/ADJOURNMENT:

NEXT REGULARLY SCHEDULED COUNCIL MEETING - February 8, 2023 at 6:00 p.m.

*Copies of all staff reports and documents subject to disclosure that relate to any item of business referred to on the agenda are available for public inspection the Friday before each regularly scheduled meeting at City Hall, located at 401 Main Street, Johnstown, Pa.*

*In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact City Hall (814) 539-2504 ext. 102. Notification 48-hours before the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*