

JOHNSTOWN CITY COUNCIL
REGULAR MEETING MINUTES
Wednesday, December 14, 2022

City Council met in a stated session for the general transaction of business.
Mayor Janakovic called the meeting to order at 6:09 p.m.

Reverend King offered the invocation previously. The Pledge of Allegiance was recited.

The following members of Council were present for roll call:

Mr. Arnone, Mr. Britt, Mr. Capriotti, Ms. Huchel, Mayor Janakovic,
Reverend King, Mrs. Mock (7).

Ethan Imhoff, City Manager; Alex Ashcom, Assistant City Manager; Robert Ritter, Finance Director; John Dubnansky, Economic Development Director; Elizabeth Benjamin, Esquire, City Solicitor; Robert Statler, Fire Chief; Richard Pritchard, Police Chief; Dave Williams, Codes Enforcement Manager; Jared Campagna, Public Works Director, were also in attendance.

APPROVAL OF MINUTES

Mr. Arnone made a motion to approve the Regular Meeting Minutes of November 9, 2022, Regular Meeting Minutes of October 12, 2022 and Special Meeting Minutes of November 28, 2022. The motion was seconded by Mr. Capriotti.

Ms. Huchel commented that the Council Minutes are verbatim regardless of accuracy, that at the November meeting Joseph McGauley misrepresented himself as a Presbyterian pastor. This misrepresentation appears in the minutes and that being verbatim should not be altered despite its inaccuracy. Ms. Huchel further commented as a baptized Presbyterian and alumna of a historically Presbyterian university she takes special exception to someone using her faith in an attempt to legitimize bullying and disrespectful behavior. She stated that after conversing with her Pastor and Executive Presbyter she could not in good conscience let these minutes pass without remark.

The motion passed by the following vote:

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock,
Ms. Huchel, Mr. Arnone, Mr. Britt (7)

Nays: None (0).

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION

1. Christmas Market Services

Mayor Janakovic read the following proclamation into the record:

The City of Johnstown would like to formally recognize Patricia Berezansky, Jake Shingler, Paul Berezansky, Amber Berezansky, Jacob Zerby and Jenna Cramer for their assistance in continuing the Johnstown Christmas Market.

For three years Amber, Jake and Jenna have volunteered their time calling vendors, hanging decorations, and arranging entertainment for the event. Their meritorious service goes far above their regular job duties and creates a wonderful holiday atmosphere that welcomes dozens if not hundreds of people and families into our downtown area.

We also thank Patricia, Jake and Paul for their help in bringing joy to dozens of children who attend the market. Their work helps keep the spirit of Christmas alive for the next generation.

Mayor Janakovic noted he attended both evenings and it was great to see that many people downtown, especially families and children, noting he is very proud of City staff and commended them for the work they did.

PUBLIC COMMENT-AGENDA ITEMS ONLY

Bishop Joseph McGauley, 1081 McKinley Avenue, Johnstown, apologized to Council if he had offended anyone, that the Presbyterian Church in Seward "stands right by me" as they understand his frustration. He apologized to Ms. Huchel as a pastor and as a leader. Bishop McGauley asked that his church be considered in the City's budget. He expressed concerns regarding the taxes that the children's parents have to pay.

Carl Seel, 700 Park Avenue, Johnstown, former Park Avenue United Methodist Church, was present commending Council members for an item on the agenda that would increase the funding for law enforcement. Mr. Seel stated, as a former retired constable from Arizona, he is impressed with the Johnstown Police Department. He noted that Mr. Arnone, commander of an American Legion post, has been instrumental for the City.

Robin Kmetz, 125 Spring Street, Johnstown, commented that as a taxpayer, as someone who is not a "good ole boy person" trying to make a life here, that she is unable to be proud of where she lives as taxes are being raised and another fee is being "shoved at me," which makes life here harder and harder. She inquired why the City cannot "open up the budget and give these people some money to continue their good work in our community".

John DeBartola, 1197 Bedford Street, Johnstown, noted for the record he is against Council raising the local service tax and asked that it be dropped.

He had comments with regard to Board appointments, including those for Monsignor Balta on the JRA, Angela Reed on the JHA and Anthony Caputo on the GJWA. Mr. DeBartola inquired if it was legal to appoint someone before their term is expired and suggested that new people be appointed to the Boards who are "watchdogs who care about the taxpayers".

REPORTS

CITY MANAGER:

Ethan Imhoff, City Manager, noted some confusion regarding the millage and clarified the matter. He explained that April 28, 2023 is the date DCED as given the City as the Act 47 exit date, that after that time the rate would go back to the pre-Act 47 rate. A meeting will be held with Judge Krumenacker in January regarding the annual request to enable the tax to be collected through the end of Act 47, and that administration would not be returning to the Judge in April to ask for an extension of the LST tax which will expire on April 28, 2023.

The City Manager further explained that the LST generates \$900,000 annually, that by not being able to collect that for two-thirds of the year, the City will not have \$600,000 this year that it would have had in previous years which presents a challenge for the budget.

Mr. Imhoff had discussion with regard to uninhabitable conditions at the Town Manor Motel and that the building does not have an occupancy permit for residential or shelter occupancy and would be vacated Friday, December 16, 2022 at noon. Those living there would be housed elsewhere in more suitable conditions and that nobody would be left homeless. The property owner will be remediating the code violations and occupancy issues onsite.

There was further discussion regarding the LST tax. Mayor Janakovic clarified that when the tax was implemented the City had the option to set the amount that a worker would have to pay as low as \$12,000 and that the City chose to set the limit at \$20,000 which exempted those making in between \$12,000 and \$20,000 which is the threshold to start paying the tax.

MAYOR:

Frank Janakovic, Mayor, noted his attendance at the Veteran's Appreciation luncheon this past week at Richland Fire Hall honoring all veterans of all branches of the service. The Ed Cernic Award was presented to Mr. Elmer Laslo and Mr. Frank Burskey. He noted that Mrs. Mock, Ms. Huchel and Mr. Arnone were also in attendance.

The Mayor thanked the City employees on the great job done with the Christmas Market. He also commended Discover Downtown which sponsors the Christmas Crawl. All were invited downtown to see the tree in Central Park. He thanked the downtown businesses for the 37 houses in Central Park

Mayor Janakovic thanked Marie, Rose and John and the City's fire department for brining Santa to the recent West End tree lighting ceremony.

The Mayor stated he attended a ceremony at Conemaugh Hospital regarding the setting of the last I-beam for the new inpatient and outpatient cardiac services unit.

CITY SOLICITOR:

Mr. Imhoff noted that an Executive Session was held after its last advertised meeting on November 28, 2022 for the purposes of discussing litigation.

Elizabeth Benjamin, Esquire, commented that she does not recall any lawsuits about appointments or commissions specifically by Mr. Williams or Mr. Taranto that were mentioned during the public comment portion. She knows that Mr. Taranto had engaged in a lawsuit with regard to getting someone appointed to the Shade Tree Commission. There are significant concerns about appointments that are made and the timing of those appointments and when vacancies and seats are expired. But in these types of instances the City of Johnstown lawsuit that we are aware of had actually gone to the Supreme Court which upheld the Mayor's appointment of an individual in the Redevelopment Authority.

Mayor Janakovic suggested that when appointments are made, that it be clarified when the appointments would take effect.

Ms. Benjamin will provide further comment on one particular appointment at that point in the agenda. There was further discussion regarding the appointments.

CITY ENGINEER:

A monthly report was available for Council members to review.

NEIGHBORHOOD LIAISONS:

Ms. Huchel had no report.

Reverend King announced that this Saturday, December 17, 2022, beginning at 10:00 a.m. a free Christmas Giveaway would be held at Christ Centered Community Church. The church's Annual Community Christmas Dinner will be held Christmas Day starting at 1:00 p.m.

Mrs. Mock reiterated the tree lighting ceremony recently held in the West End. She thanked Public Works and the Fire Department for their help.

A Hometown Christmas gathering will be held on December 17, 2022, at Grace Lutheran Church at 3:00 p.m.

The group's Sixth Annual Home Decorating Contest will be held again this year.

Mr. Arnone provided an update on statistical information related to the population of public housing communities located within the City of Johnstown. He reported that as November 30, 2022, the population of the public housing communities was 2,597 and Section Eight voucher holders total 1,028 which amounts to a total of 3,625 families. Currently 48 percent of the people living in poverty in the City of Johnstown are being assisted.

He commented that the Johnstown Housing Authority has recently launched its new mobile ap now available for downloading on Google Play and Apple stores. He stated that through the ap JHA can notify residents of special events in the community, maintenance and inspection information and other items including available scholarships and community partnerships.

As Council's representative on the GJWA, Mr. Arnone reported that it has received \$241,551.91 for LIWHAP to assist a total of 701 customers, an increase of \$17,759.79. The LIWHAP program ended October 28 of 2022. The Authority also received a total of \$25,802 for 60 customers from ERAP and 11 of those received \$3,382 in November.

Mr. Arnone noted a scan code has been added to the bills in November which enables customers to scan and pay with their phone.

The GJWA has received 837 sewer contracts from property owners, 17 new contracts received in November, 349 of the contracted properties have passed the pressure test, 40 of those passed in November.

Lead services total 224 renewed services, 6 have been cut off from the main. New lead copper rules will go into effect October 24, 2022.

All reservoirs are full and spilling as usual.

In response to comments made during the public comment portion with regard to Board, Authorities and Commission appointments, Mr. Arnone stated that one of the members of the JHA gives back by representing the people of the community as a member of that board. She was living in one of the JHA properties, worked her way up, owns property and now works for the United States Post Office.

Mr. Arnone also stated that Mr. Caputo has been secretary at the GJWA for a long time working through a project, the rehabilitation of the North Fork Dam, which should be started next year which will make the water safer and the dam safer.

Mr. Britt had no report.

Mr. Capriotti had no report.

PETITIONS

None.

ORDINANCES FOR FINAL READ AND ADOPTION

BILL NO. 18 OF 2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, COMMONWEALTH OF PENNSYLVANIA, REQUIRING THAT THE CITY OF JOHNSTOWN TAX COLLECTOR AND THE CAMBRIA COUNTY TAX CLAIM BUREAU BEGINNING JANUARY 1, 2023 WAIVE ALL ADDITIONAL CHARGES FOR REAL ESTATE TAXES IF THE TAXPAYER COMPLIES WITH ALL OF THE REQUIREMENTS AS SET FORTH HEREIN; DEFINING TERMS, PROVIDING FOR SEVERABILITY, REPEALER AND EFFECTIVE DATE.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock.

Mr. Imhoff explained that Act 57 is a state law passed this year that requires waivers of real estate tax penalties in instances for first year property owners that did

not receive their notices in time. It provides provisions for waiving of those fees.

The motion passed by the following vote:

Yeas: Ms. Huchel, Mr. Arnone, Mr. Britt, Mr. Capriotti,
Mayor Janakovic, Reverend King, Mrs. Mock (7).

Nays: None (0).

BILL NO. 19 OF 2022, AN ORDINANCE OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING LEVY AND ASSESSMENT OF REAL ESTATE TAXES ON PROPERTY SITUATED IN THE CITY OF JOHNSTOWN AND FURTHER PROVIDING FOR THE IMPOSITION OF CERTAIN DISCOUNTS AND PENALTIES EFFECTIVE JANUARY 1, 2023.

Mr. Arnone made a motion to approve. The motion was seconded by Mr. Capriotti and passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,
Reverend King, Mrs. Mock, Ms. Huchel (7).

Nays: None (0).

BILL NO. 20 OF 2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, TO VACATE GLITCH PLACE FROM HORNER STREET TO SWALLOW PLACE IN THE CITY OF JOHNSTOWN, PENNSYLVANIA, AS A PUBLIC THOROUGHFARE.

Mrs. Mock made a motion to approve. The motion was seconded by Mr. Capriotti and passed by the following vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,
Mrs. Mock, Ms. Huchel, Mr. Arnone (7).

Nays: None (0).

BILL NO. 21 OF 2022, AN ORDINANCE REPEALING IN FULL ORDINANCE NO. 26 PASSED FINALLY MARCH 28, 1914, AS AMENDED BY ORDINANCE 2802 PASSED FINALLY JANUARY 18, 1949, ORDINANCE 4419 PASSED FINALLY DECEMBER 31, 1986, ORDINANCE NO. 4670 PASSED FINALLY JULY 13, 1994, ORDINANCE NO. 4698 PASSED FINALLY DECEMBER 21, 1994, ORDINANCE 4723 PASSED FINALLY APRIL 26, 1995, ORDINANCE 4804 PASSED FINALLY APRIL 22, 1998, ORDINANCE 4965 PASSED FINALLY APRIL

13, 2005, AND ORDINANCE 5252 PASSED FINALLY APRIL 11, 2018, CODIFIED AT PART EIGHT (BUSINESS REGULATION AND TAXATION CODE) TITLE TWO (BUSINESS REGULATION) CHAPTER 804, BUSINESS LICENSING IN GENERAL.

Mr. Arnone made a motion to approve. The motion was seconded by Reverend King.

Mr. Imhoff explained the Act 47 team had initiated the update of the City's business licensing regulations. The first step in adopting the new ordinance which follows in Bill Nos. 22 and 23 is a complete repeal of the existing ordinance which has just become too cumbersome and amended numerous times. He stated it is much easier to repeal the existing ordinance and adopt a new ordinance.

The motion passed by the following vote:

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Britt (7).
Nays: None (0).

BILL NO. 22 OF 2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, REQUIRING THE REGISTRATION OF BUSINESSES OPERATING WITHIN THE CITY OF JOHNSTOWN AND THE PAYMENT OF REGISTRATION FEES FOR THE SAME, AND FURTHER ADDRESSING DEFINITIONS, APPLICABILITY, ONE-TIME WAIVER OF SAID FEES, ADMINISTRATION, ENFORCEMENT AND PENALTIES THE ORDINANCE, PROVIDING FOR A ONE-TIME WAIVER OF THE REGISTRATION FEE, PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE, SETTING FORTH VIOLATIONS AND PENALTIES.

Mr. Arnone made a motion to approve. The motion was seconded by Mr. Britt.

Mr. Imhoff explained the goal of the ordinance is to make the fees more consistent and uniform.

The motion passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Britt, Mr. Capriotti (7).
Nays: None (0).

BILL NO. 23 OF 2022, 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".

Mrs. Mock made a motion to approve. The motion was seconded by Reverend King.

It was noted that other municipalities were contacted regarding the matter and some have good ideas with regard to submitting a bill to each establishment with a list of their devices, they would pay us, a certificate would be issued and codes or police would take the certificate to the establishment and verify what they're paying on the list. Fees would be established in a resolution.

Ms. Benjamin explained the reason that the fees are not included is so City Council can have an easier time updating it from year to year via resolution, that it is easier to amend or update a resolution than it is an ordinance.

Ms. Huchel had concerns regarding how the ordinance would be enforced.

It was noted that Council would be able to provide input before enforcement is implemented.

Mr. Capriotti made a motion to table. The motion was seconded by Mr. Britt.

Ms. Benjamin stated the ordinance addresses inspections, addresses the ability for the City to go in and inspect, addresses the fact that in order to have a license the emblem affixed to a machine is a condition. And then the annual fee has to be paid in order to have an annual license reissued.

The motion passed by the following vote:

Yeas: Reverend King, Mrs. Mock, Ms. Huchel, Mr. Arnone,
Mr. Britt, Mr. Capriotti, Mayor Janakovic (7).

Nays: None (0).

BILL NO. 24 OF 2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, APPROVING A PETITION TO VACATE A 70 FOOT SECTION OF GALENA PLACE BETWEEN PEELOR STREET AND COLLINS STREET

Wednesday, December 14, 2022 10 of 22
Stated Meeting, continued

IN THE CITY OF JOHNSTOWN, CAMBRIA COUNTY,
PENNSYLVANIA, AS A PUBLIC THOROUGHFARE.

Mrs. Mock made a motion to approve. The motion was seconded by Mr. Britt.

Chief Statler explained this would not have any impact on the fire department's ability to access any other residences in that area.

The motion passed by the following vote:

Yeas: Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Britt,
Mr. Capriotti, Mayor Janakovic, Reverend King (7).
Nays: None (0).

ORDINANCES FOR FIRST READ

BILL NO. 25 OF 2022, 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.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Ms. Huchel, Mr. Arnone, Mr. Britt, Mr. Capriotti,
Mayor Janakovic, Reverend King, Mrs. Mock (7).
Nays: None (0).

RESOLUTIONS:

Resolution No. 10539

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 TO EFFECTUATE THE SUBMISSION OF THE ATTACHED APPLICATION FOR TRAFFIC SIGNAL

MAINTENANCE TO THE PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION.

Mr. Capriotti made a motion to approve. The motion was seconded by Mr. Arnone
and passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,
Reverend King, Mrs. Mock, Ms. Huchel (7).

Nays: None (0).

Resolution No. 10540

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA, 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,
THE PAYMENT OF DEBT SERVICE AND THE PENSION FUND
OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA,
FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2023
INCLUDING THE FOLLOWING CITY OF JOHNSTOWN FUND
SECTIONS AND THE RESPECTIVE FUNDS "BUDGET EXHIBIT
DETAILS".

Mr. Arnone made a motion to approve. The motion was seconded by Mr. Britt and
passed by the following vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,
Mrs. Mock, Ms. Huchel, Mr. Arnone (7).

Nays: None (0).

Resolution No. 10541

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND
DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEE TO TAKE
ANY/ALL ACTIONS NECESSARY TO EXECUTE A CONTRACT
RENEWAL OPTION WITH TOP DOG PRODUCTIONS FOR INTERIM
EVENT MANAGEMENT SERVICES TO BE PROVIDED AT THE
FRANK J. PASQUERILLA CONFERENCE CENTER ON A
TEMPORARY/INTERIM BASIS FOR THE PERIOD OF FEBRUARY 1,
2023 THROUGH FEBRUARY 28, 2024.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock.

Mr. Arnone noted the conference center is decorated for the holidays very well, that there was more action there now than there had been previously.

The motion passed by the following vote:

Yeas: Mayor Janakovic, Mrs. Mock, Ms. Huchel, Mr. Arnone
Mr. Britt (5).

Nays: Mr. Capriotti, Reverend King (2).

Resolution No. 10542

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 2022 CITY OF JOHNSTOWN OPERATING BUDGET DEFICIT BALANCES, AND MORE SPECIFICALLY, BUDGET EXHIBIT (A) ATTACHED.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Ms. Huchel,
Mr. Arnone, Mr. Britt, Mr. Capriotti (7).

Nays: None (0).

Resolution No. 10543

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER AND/OR HIS DESIGNEE TO MAKE ANY/ALL LINE ITEM ADJUSTMENTS NECESSARY FOR THE MONTH OF DECEMBER 2022 TO BRING SAID LINE ITEMS INTO A POSITIVE BALANCE, SUBJECT TO A LIMIT OF THE AMOUNT OF TOTAL EXPENDITURES BUDGETED FOR THE 2022 CALENDAR YEAR.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mrs. Mock, Ms. Huchel,
Mr. Arnone, Mr. Britt, Mr. Capriotti (7).

Nays: None (0).

Resolution No. 10544

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEE(S) TO TAKE ANY/ALL ACTIONS NECESSARY TO AWARD A CONTRACT TO MICHAEL BAKER INTERNATIONAL FOR ENVIRONMENTAL AND HISTORIC PROPERTY PLANNING SERVICES FOR THE RAISE GRANT PROJECT.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock.

Mr. Imhoff explained the first step in being able to spend the RAISE grant in moving forward with the design of the projects is the environmental historic preservation clearances that are required by the federal government to spend federal grant dollars. Michael Baker International is a very qualified firm that has worked on these types of projects throughout PA and also the United States. He noted the contract came in well under budget. Mr. Imhoff stated that Council had previously approved a memorandum of understanding whereby CamTran, JAHA and the City would work together on this and each would pay their respective share of the project cost. He thanked Mr. Dubnansky and staff who helped facilitate the process for the project. There was further discussion regarding the matter.

The motion passed by the following vote:

Yeas: Reverend King, Mrs. Mock, Ms. Huchel, Mr. Arnone,
Mr. Britt, Mr. Capriotti, Mayor Janakovic (7).
Nays: None (0).

Resolution No. 10545

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER AND FINANCE DIRECTOR TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY IN THE PURCHASE FIREFIGHTER PROTECTIVE CLOTHING FROM KAZA'S FIRE EQUIPMENT.

Mrs. Mock made a motion to approve. The motion was seconded by Mr. Arnone.

Chief Statler noted this would involve the purchase of seven sets of gear which is part of a project started two years ago. He stated there would be an additional resolution for boots, gloves and other accessories but that the gear would be giving more protection from cancer causing agents from smoke which previous gear did not have.

The motion passed by the following vote:

Yeas: Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Britt,
Mr. Capriotti, Mayor Janakovic, Reverend King (7).
Nays: None (0).

Resolution 10546

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER AND FINANCE DIRECTOR TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY IN THE PURCHASE OF A FORD F-250 PICKUP TRUCK FROM SUPPES FORD OF JOHNSTOWN.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock.

Chief Statler commented that the assistant chief vehicle replaced two years ago will be sold, and that his vehicle would then become the spare.

The motion passed by the following vote:

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,
Reverend King, Mrs. Mock, Ms. Huchel (7).
Nays: None (0).

Resolution No. 10547

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER AND/OR HIS DESIGNEES TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY TO EFFECTUATE THE PURCHASE OF TWO (2) POLICE VEHICLES FOR THE POLICE DEPARTMENT VIA A LEASE-TO-OWN MUNICIPAL FLEET FINANCING AGREEMENT.

Mr. Arnone made a motion to approve. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Ms. Huchel, Mr. Arnone, Mr. Britt, Mr. Capriotti,
Mayor Janakovic, Reverend King, Mrs. Mock (7).
Nays: None (0).

NEW BUSINESS

None.

OLD BUSINESS

Board, Authority and Commission Vacancies

Mr. Imhoff noted there are eight vacancies for appointment. He referred to member packets for information regarding the matter.

Ms. Benjamin explained the Loan Review Committee would need to be presented in a different manner and that Council may wish to table that matter at the appropriate time.

1. Johnstown Planning Commission

The terms of Steven Biter, Curtis Davis, Linda Orlosky, Michael Capriotti and Donald Buday expire at the end of January 2023 and all have expressed an interest in being reappointed to the four-year term. There is also a vacant seat formerly held by Chad McClaren who resigned and two others have expressed an interest in serving.

Mrs. Mock made a motion to reappoint Steven Biter, Curtis Davis, Linda Orlosky, Michael Capriotti and Donald Buday, and a motion to nominate Tom Cassales (phonetic) to the vacant seat. The motion was seconded by Mr. Capriotti.

The motion passed by the following vote:

Yeas: Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Capriotti (4).

Reverend King made a motion to reappoint Steven Biter, Curtis Davis, Linda Orlosky, Michael Capriotti and Donald Buday, and a motion to nominate Barry Gallagher to the vacant seat. The motion was seconded by Mayor Janakovic.

The motion passed by the following vote:

Yeas: Mayor Janakovic, Reverend King, Mr. Britt (3)

Abstention: Mayor Janakovic (1) abstained on voting for Mr. Davis.

2. Johnstown Zoning Hearing Board

The terms of Anthony Caputo and Anthony Piro expire at the end of January 2023 and both have expressed an interest in being reappointed to the three-year term.

Mr. Arnone made a motion to reappoint Anthony Caputo and Anthony Piro. The motion was seconded by Mrs. Mock.

It was noted that an individual could serve on two boards, except for one.

The motion passed by the following vote:

Yeas: Mrs. Mock, Ms. Huchel, Mr. Arnone, Mr. Britt,
Mr. Capriotti, Mayor Janakovic, Reverend King (7).

3. Civil Service Board

The terms of Clyde Williams and Michael Allen both expire at the end of 2022 and both have expressed an interest in being reappointed to the three-year term.

Mr. Arnone made a motion to reappoint Clyde Williams and Michael Allen. The motion was seconded by Reverend King and passed by the following vote:

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,
Mrs. Mock, Ms. Huchel, Mr. Arnone (7).

4. Johnstown Redevelopment Authority

The term of Monsignor Raymond Balta expires January 1, 2023 and he has expressed an interest in being reappointed to the five-year term and three others have expressed an interest in serving including Sherri Rae (phonetic), James White and Tom Cassales

Mr. Capriotti made a motion to nominate Sherri Rae. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Ms. Huchel, Mr. Arnone, Mr. Capriotti, Reverend King,
Mrs. Mock (5).

Mr. Britt made a motion to nominate James White.

Yeas: Mr. Britt, Mayor Janakovic (2).

5. Johnstown Housing Authority

The term of Angela Reed expired August of 2022 and she has expressed an interest in being reappointed to the five-year term and two others have expressed an interest in serving including Debra Crowder and Bill McKinney.

Mr. Arnone made a motion to nominate Angela Reed.

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti (3).

Ms. Huchel made a motion to nominate Bill McKinney.

Yeas: Ms. Huchel, Mayor Janakovic (2).

Mrs. Mock made a motion to nominate Debra Crowder.

Yeas: Reverend King, Mrs. Mock (2).

Ms. Benjamin explained that Angela Reed would need at least 4 votes.

Reverend King made a motion to change her vote to reappoint Angela Reed. The motion was seconded by Mr. Capriotti.

Yeas: Mr. Capriotti, Mayor Janakovic, Reverend King, Mrs. Mock,
Ms. Huchel, Mr. Arnone, Mr. Britt (7).

Nays: None (0).

6. Greater Johnstown Water Authority

The term of Anthony Caputo expires at the end of the year 2022 and he has expressed an interest in being reappointed to the five-year term. There were no other individuals interested in serving.

Mr. Arnone made a motion to reappoint Anthony Caputo. The motion was seconded by Mr. Britt.

Yeas: Mr. Arnone, Mr. Britt, Mr. Capriotti, Mayor Janakovic,
Reverend King, Mrs. Mock, Ms. Huchel (7).

7. Uniform Construction Code Board of Appeals

The term of Don Buday expires at the end of the year 2022 and he has expressed an interest in being reappointed to the five-year term. There is also a vacant seat and no others have expressed an interest in serving.

Ms. Huchel made a motion to reappoint Don Buday. The motion was seconded by Reverend King.

Yeas: Mr. Britt, Mr. Capriotti, Mayor Janakovic, Reverend King,
Mrs. Mock, Ms. Huchel, Mr. Arnone (7).

8. Loan Review Committee

There are two vacant seats on this committee. Per the Home Rule Charter, an appointment would be made by the City Manager and then Council affirms that appointment by resolution. Mr. Imhoff will reach out to the individuals who were not appointed to see if there is any interest and the matter can then be formalized in January.

DEPARTMENT REPORTS

1. Public Works

Jared Campagna, Public Works Director, provided an update on two projects including the flood channel in Moxham which is approximately 90 percent completed. He noted about 280 truckloads of debris were taken out of the Elk Run debris basin. Mr. Capriotti had questions regarding the line painting downtown. Mr. Campagna noted it depends on the contract.

2. Police Department

Chief Richard Pritchard reported three officers were sworn in by Magistrate Price and sworn in this week and training would start Monday. He noted his attendance at the Veteran's luncheon. Several officers will be participating in Shop with a Cop event that will be held tomorrow night, December 15, 2022 at Walmart.

The Chief reported that the Attorney General's office will be investing another \$50,000 in the Stop the Violence program here in Johnstown. Mrs. Mock inquired whether anyone has expressed an interest in being hired as a Johnstown Police Department detective. The Chief noted that would be a

matter for after the 1st of the year along with adding several additional police officers.

Reverend King applauded both the Police and Fire Departments for attending the career fair that morning at Johnstown High School.

3. Fire Department

Chief Robert Statler reported that his department is preparing for the upcoming inclement weather as much as possible. Physical agility tests will be done on Saturday, December 17, 2022, the written exams will be done between Christmas and New Year's followed by oral interviews and approval by Civil Service. He noted 12 applications were received, a mix of full time and part time, that after the beginning of the year there will be one full-time and one part-time position open that will be filled out of those applicants.

A committee has been set up with regard to getting the training facility back into operation.

4. Finance

Robert Ritter, Finance Manager, was available to answer any questions. Budgetary information had been reviewed previously.

5. Community Development

John Dubnansky, Economic Development Director, provided an update regarding new businesses including Johnstown Antiques which opened in November, Knockerball 814, a children's entertainment facility which will be moving into the former McCrory's Building. Roots Kitchen and Juicery located at 423-424 Main Street will occupy the former Penn Highlands Building. A new Dollar General will be opening at the corner of Hickory and Horner Streets. A new café/coffee shop will be located on Gazebo Place. Mr. Dubnansky noted that three of the businesses applied for and received grant funding through Community Development.

Mr. Dubnansky commented that his department has not received any updates with regard to the Downtown Yogurt business on Franklin Street. He noted no application has been received and no loans or grant dollars were awarded.

He noted 43 active loans totaling approximately \$4.1 million through three loan programs, UDAG, Job Development and Enterprise Zone Programs. His

department also works with JARI on some projects. Mr. Dubnansky noted Balance Restaurant opened a new dining area in the former Vault location.

6. Code Enforcement

Dave Williams, Codes Enforcement Manager, reported 34 building permits were issued this month, 50 service requests processed, 15 properties in collections. He noted actively working on plumber license renewals with testing coming up the end of January 2023. Approximately 15 renewals processed, 10 new applicants for testing for the master plumber or journeyman licensing. Six properties were cleaned up in the Hornerstown/Moxham area and one in the West End.

Mrs. Mock suggested a workshop for Codes in January with a draft of policy and procedures for review. She requested further discussion at the workshop with regard to waiving dump fees in April to clean up properties.

PUBLIC COMMENT - NONAGENDA ITEMS

Patricia Walker presented before Council with regard to the sewage project at her home at 612 Fronheiser Street and rental properties at 608 and 610. She stated that in 2020 the City Manager at that time, John Trent, signed an easement agreement with her concerning the project and she presented the agreement for Council to review. Ms. Walker stated the GJWA installed a new water line in November, which did not resolve the low water pressure but water that is still coming in her basement is ruining the foundation. She is requesting that her property be "put back the way it was when they started the job". She provided additional information regarding the matter.

Mrs. Mock suggested that all parties arrange a meeting at Ms. Walker's home to resolve the matter.

Carl Seel, 700 Park Avenue, Johnstown, addressed Council regarding his plans for a community theater, farmer's market and flea market in Moxham. He talked about juveniles in his neighborhood who trespass on his property and play games with murf guns and asked that the matter be addressed.

He complimented Council for "doing a lot of good things" while facing challenges, including loans for the sewage project and rehabilitation loans which will allow him to achieve his goal of a community theater.

He commended City staff and expressed an interest in serving on a commission or board noting that he was a former state legislator from Arizona.

Paulette Baker, 101 Honan Avenue, Johnstown, is one of the founding members of the Laurel Highlands Historical Village. As a result of her late husband's hard work, the Honan Avenue Trail is part of the flood trail. Ms. Baker's noted historically that the Ku Klux Klan moved "undesirables" out of Johnstown to what is now referred to in Rosedale as the Borough. She has a vision to make a reproduction of that village along with a garden and a greenhouse to turn something physically and spiritually ugly into something positive.

She introduced Ron Shaw, Executive Director, who commended the Mayor, Council, Public Works, Police and Fire Departments. He had concerns about the condition of Honan Avenue. He noted the creation of this new trail referred to as Johnstown Greenway, Honan Avenue and Staple Bend Tunnel Trail which is a number one rated trail nationally. The group is interested in working with the Development Authority and Cambria County on a reproduction of the village to bring awareness to the Borough's history. He inquired if restaurant locations could be included in a brochure of this "borough lost in time".

Robin Kmetz, 125 Spring Street, Johnstown, had concerns with the City's "haves and have nots" and the City's lack of effort to share and care and "give what we have to others that don't".

Mayor Janakovic commented he sees a lot of organizations and businesses out there working with a lot of these individuals and that he is thankful for all those organizations and individuals that help our kids, our families and our City.

John DeBartola, 1197 Bedford Street, Johnstown, commented there was no recreation report and wondered "what's going on with it?" He thanked Ms. Huchel for mentioning the Main Street Corridor. He read in the newspaper that Chad Miller was appointed to the Westmont Borough Council and inquired if that was a conflict of interest under the Civil Service Law and asked Ms. Benjamin to review the matter. Mr. DeBartola noted Michael Allen is on the school board and asked that Ms. Benjamin review that also.

Mr. DeBartola asked how grant applicants were graded and what Bishop McGauley's score was compared to the church that did receive a grant. He asked for further explanation as to why application scores were not made public. There was further discussion regarding the matter.

Wednesday, December 14, 2022 22 of 22
Stated Meeting, continued

RECESS/ADJOURNMENT

There being no further business, the meeting concluded at 8:20 p.m.

The next Regular Council Meeting is scheduled for January 11, 2023 at 6:00 p.m.