

JOHNSTOWN CITY COUNCIL
SPECIAL MEETING MINUTES
Monday, November 22, 2021

City Council met in a stated session for the general transaction of business.
Mayor Frank Janakovic called the meeting to order at 5:30 p.m.

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

The following members of Council were present for roll call:

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

Dan Penatzer, Interim City Manager; Robert Ritter, Finance Director; Robert Statler,
Fire Chief; Richard Pritchard, Police Chief; Jared Campagna, Public Works
Director; Elizabeth Benjamin, Esquire, City Solicitor; John Dubnansky,
Economic Development Director, were also present.

PUBLIC COMMENT-AGENDA ITEMS ONLY

None.

ORDINANCES FOR FIRST READ

BILL NO. 16 OF 2021, AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING THE CODE OF
ORDINANCES OF THE CITY OF JOHNSTOWN, PART FOUR -
TRAFFIC CODE, CHAPTERS 482 AND 484 ORD 4320 PASSED 11-22-83;
ORD 4393 PASSED 9-10-86; ORD 4668 PASSED 7-13-94; ORD 4713
PASSED 2-22-95; ORD 4753 PASSED 9-11-86; ORD 4760 PASSED 12-30-
96; ORD 4790 PASSED 11-12-97; ORD 4843 PASSED 12-22-99; ORD 4851
PASSED 3-22-00; ORD 4857 PASSED 5-24-00; ORD 4883 PASSED 4-24-
02; ORD 4888 PASSED 6-12-02; ORD 4918 PASSED 9-24-03; ORD 5048
PASSED 12-18-09; ORD 5216 PASSED 12-26-16 AND ORD 5217 PASSED
12-29-16 AMENDING PARKING RULES AND REGULATIONS.

Mr. Vitovich 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, Mr. Vitovich (7).

Nays: None (0).

BILL NO. 17 OF 2021, AN ORDINANCE OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND

APPROVING THE SALE OF THE CITY'S CLEAN-FILL DISPOSAL SITE LOCATED IN THE 20TH WARD OF THE CITY OF JOHNSTOWN 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 Mr. Vitovich and passed by the following vote:

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

Nays: None (0).

RESOLUTIONS

Resolution No. 10473

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE AN AGREEMENT WITH PASSPORT LABS, INC TO PROVIDE SERVICES AND LICENSE SOFTWARE, INCLUDING ALL WEB AND MOBILE APPLICATIONS TO OPERATE A MOBILE PAYMENT FOR PARKING PROGRAM WHICH ALLOWS ALL PARKING CUSTOMERS IN ANY PARKING FACILITIES OWNED BY THE CITY OF JOHNSTOWN THE ABILITY TO PAY FOR PARKING USING SMARTPHONE APPLICATION OR MOBILE WEB APPLICATION.

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

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

Nays: None (0).

Resolution No. 10474

A RESOLUTION ESTABLISHING PARKING RATES AND FEES FOR THE VARIOUS PARKING AREAS IDENTIFIED IN THE CITY OF

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JOHNSTOWN ADMINISTRATIVE CODE, PART FOUR - TRAFFIC
CODES, SECTIONS 482 AND 484.

Mrs. Mock made a motion to approve. Mr. Vitovich seconded the motion.

The City Manager noted Administrative Code should actually say Code of
Ordinances.

Mr. Arnone made a motion to amend to verify the Codified Ordinances in the areas
where the Administrative Code was otherwise referenced. The motion was
seconded by Mr. Vitovich and passed by the following vote:

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

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

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

Resolution No. 10475

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY
MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE
AN AGREEMENT WITH THE EADS GROUP APPOINTING THE EADS
GROUP AS CITY ENGINEER TO PROVIDE ENGINEERING SERVICES
TO THE CITY OF JOHNSTOWN AS REQUIRED.

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

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

Resolution No. 10476

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE INTERIM

CITY MANAGER AND 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 Mr. Vitovich and passed by the following vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt,
Mr. Capriotti, Mayor Janakovic, Revered King (7).
Nays: None (0).

Resolution No. 10477

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE AN INTERGOVERNMENTAL AGREEMENT TO PROVIDE POLICE SERVICES IN LORAIN BOROUGH EFFECTIVE JANUARY 1, 2022 THROUGH DECEMBER 31, 2026.

Mr. Vitovich made a motion to approve. Mr. Arnone seconded the motion.

Mr. Penatzer explained this is the exact same agreement that the City already has with Dale Borough. He noted the price for Lorain Borough is proportional to population and number of calls and is a five-year contract. There was further discussion.

Harold Berkebile commented some of the streets are half Lorain Borough and half City, that there are currently 536 people in that borough.

The motion passed by the following vote:

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

Resolution No.

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH INTRIGNIA INCORPORATED TO SUPPLY THE OFFICE SPACE AND MANAGEMENT OF THE JOHNSTOWN SMALL BUSINESS SUCCESS CENTER.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND/OR HIS DESIGNEES TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH INTUIT FOR THE FUNDING TO SUPPORT THE DEVELOPMENT OF THE JOHNSTOWN SMALL BUSINESS SUCCESS CENTER.

The first resolution approves a lease and management agreement in which the City leases space from Intrignia and Intrignia provides the management services and operates the Small Business Success Center. The City agrees to pay \$250,000 to Intrignia. The second resolution approves an agreement with Intuit wherein Intuit agrees to pay the full \$250,000 cost of the program. The matter was tabled previously.

Mr. Vitovich made a motion to remove from table. The motion was seconded by Mr. Arnone and passed by the following vote:

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

Mr. Dubnansky explained that Johnstown was one of Intuit's first prosperity hub communities, which means they would help us improve our business development efforts, create small businesses within the area and bring other resources to the area to help improve the community. Intuit will provide funding for development and creation of the center, staff time for the center and supplies at a location on Park Place. Mr. Dubnansky noted that Penn Highlands Community College on Park Place is a business partner with Intuit. There was further discussion. It was noted that funding would be received over the course of the first year; the actual agreement with Intrignia is over a two-year period. After two years, they will "close up shop".

City Manager is there an opportunity here to do an RFP for that, which would describe the services that the City is looking for and to see what other interests there are. Mayor Janakovic suggested that Council be careful not to lose an

opportunity. Mr. Dubnansky stated he could have an RFP done by tomorrow afternoon.

Mr. Arnone made a motion to table to allow for the issuance of an RFP. The motion was seconded by Mr. Vitovich and passed by the following vote:

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

Nays: None (0).

NEW BUSINESS

1. Conference Center

Crown has issued notice of its intent to terminate the management agreement at the end of February 2022. The process of identifying a new management company has already begun. Mr. Penatzer asked for suggestions about what issues should be addressed in the RFP. Mr. Arnone suggested that all of Council tour the facility to have a better idea of what is needed at the facility. Mr. Penatzer suggested that the insurance and liquor license issues be resolved. He noted some projects that would need to be completed at the center.

It was suggested that Council hold its January 2022 meeting at the Conference Center.

2. Amendments to the Administrative Code

Ms. Benjamin explained there are a number of areas in the Administrative Code that now need to be updated in order to resolve any inconsistency with the Home Rule Charter amendments that was adopted. She noted a meeting was held today with the Act 47 team to discuss a plan of attack and to submit recommended changes. Ms. Benjamin will review recommendations and compile those into a draft ordinance for Council's consideration.

Mr. Penatzer explained the first priority is to get language regarding the City Manager position corrected, that if done in December and finalized in January would be just in time for when that position would be filled.

He explained the Act 47 team will deal with issues regarding the personnel ordinance and references to the budget, which can be introduced in January and finalized in February.

The remainder of the Administrative Code would then need reviewed.

3. School Resource Officer

Mr. Penatzer noted the current agreement provides for two school resource officers and allows GJSD to request a third officer. This current agreement expires June of 2022 and would need to be renegotiated.

OLD BUSINESS

1. Fronheiser Street Rowhouse

Mr. Penatzer explained the property at 630 Fronheiser was listed for judicial sale recently but that a developer is interested in acquiring the property and did purchase all of the parcels involved in the sale.

Mr. Dubnansky explained the developer initially purchased one of the end units and is fixing it up but has plans for the entire rowhouse. The developer will be presented with a checklist of things that the City would need to see done and will also be given an appropriate timeframe in which to complete those.

2. ARP Grant Application Process

Mr. Penatzer referred members to their packets for further discussion of information regarding the different types of programs. Some of the rescue fund programs have a defined application period and others that have an open application. He noted that in the last half of February applications would be reviewed to be awarded March 1. A total of \$4 million was available.

The Assistant Manager, Director of Finance, and Director of Community Development would review the applications. Criteria used in that evaluation include determining if the project is sustainable, how broad the impact is, readiness, accessibility to the public and project eligibility.

The small business/nonprofit grants would also start on January 1, 2022 and is a first come, first served basis. There was further discussion about making the public aware of these grants. Council will be provided with monthly updates on the awards.

The Home Repair and Home Ownership is an open application period for \$10,000 until funds are exhausted. There is a two-year residency requirement and a lien is filed for that two-year period. Mr. Dubnansky explained there are similar HUD programs.

3. Playground Condition

Mr. Penatzer explained the City has received many grants over the years through DCNR to help with parks and playgrounds. He suggested bidding for the projects be done sometime in the March 2022 timeframe. He referred to a list of 11 City playgrounds that need updated, including Bheam School, Broad Street, Hornerstown, Cypress Avenue which DCNR will be asked for permission to relocate, Oakhurst, Walnut Grove, Ebensburg Road, Prospect Street, Roxbury Park, Somerset Street, Steel Street. Mr. Penatzer stated Council could do what it wants to do with the following parks, which include Sherman and Divine in Kernville, Edson and Akers in the Eighth Ward, Forest and Village in Moxham, Minersville, Park and Bond, Strayer Street, Iolite Avenue.

4. Locust Street Parking Lot Design

Mr. Penatzer stated, if Council approves the plan, an RFP would be issued for the design of that parking lot and could be ready for bid in March.

5. Landbank

Mr. Penatzer commented that a draft of an intergovernmental agreement for operation of a landbank was provided to the Johnstown Redevelopment Authority, which proposed several minor amendments, which will be reviewed by the City Solicitor.

6. Main Street Conceptual Design

Initial drafts of the design will be completed soon. The project is spearheaded by Alex Ashcom and John Dubnansky, Mike Tedesco, Melissa Komar, Melissa Radovanic, Mike Artim and Bill McKinney. Mayor Janakovic has expressed an interest to participate in the planning and Council members were asked to submit names of interested persons. There was further discussion.

PUBLIC COMMENT - NON-AGENDA ITEMS

None.

RECESS/ADJOURNMENT

There being no further business, the meeting concluded at 7:31 p.m.

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Next scheduled Regular Council Meeting - December 8, 2021 at 6:00 p.m.