

CITY OF JOHNSTOWN PENNSYLVANIA

CITY COUNCIL AGENDA

WEDNESDAY, DECEMBER 13, 2017

ANTHONY C. TRUSCELLO COUNCIL CHAMBER

EXECUTIVE SESSION – 5:00 PM

PUBLIC HEARING – 5:30 PM - FOR

2018 BUDGET & WAGE & SALARY ORDINANCE

REGULAR MEETING 6:00 PM

LEGEND: \* Document forwarded with agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. Special meeting of October 30, 2017
2. Regular meeting of November 8, 2017

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION;

PUBLIC COMMENT - AGENDA ITEMS ONLY (Limit 10 Minutes)

REPORTS;

- a. CITY MANAGER
- b. MAYOR
- c. CITY SOLICITOR  
\* Entry of Appearance-Civil Docket No. 2017-4381 (Everything Ice Properties, LLC, Appellant v. Cambria County Board of Assessment Appeals and City of Johnstown, et al) Cambria County Court of Common Pleas – Real Estate Tax Assessment Appeal
- d. CITY ENGINEER

- e. COUNCIL UPDATES
  - 1. Planning Commission Minutes of November 1, 2017
  - 2. Nov. 13 letter from Jack Williams re: CDBG Funding Permissible Salary & Wage Allocations
  - 3. Dec. 4 letter from Jack Williams re: Seventh Amended Recovery Plan
  - 4. Code Complaints from C. Stanton & J. Williams – 7; C. Stanton-16

#### **ORDINANCES FOR FINAL READ AND ADOPTION;**

- 1. Bill NO. 29 of 2017 AN ORDINANCE SPECIFICALLY AMENDING ORDINANCE NO. 4392, PASSED FINALLY SEPTEMBER 10, 1986 AND KNOWN AS THE “TRAFFIC CONTROL ORDINANCE” TO REVISE AND FURTHER ESTABLISH SPECIFIC PROVISIONS TO ADDRESS TEMPORARY CLOSURE PROCEDURES AND THE DESIGNATION OF STREETS. **(Tabled Oct. 10, 2017)**
  
- 2. BILL NO. 31 OF 2017 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 FOR THE VARIOUS BUREAUS, DEPARTMENTS, AND THE PAYMENT OF DEBT SERVICE OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2018. **(Tabled Nov. 8, 2017)**
  
- 3. BILL NO. 32 OF 2017 AN ORDINANCE FIXING THE SALARIES AND WAGES TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2018. **(Tabled Nov. 8, 2017)**

#### **ORDINANCES FOR FIRST READ;**

#### **RESOLUTIONS;**

- 1. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO ADVERTISE AND PURSUE A “REQUEST FOR PROPOSALS” FROM QUALIFIED ACCOUNTANTS OR ACCOUNTING FIRMS FOR APPOINTMENT AS CITY AUDITOR AND FOR PURPOSES OF PERFORMING AND COMPLETING SERVICES INCLUDING BUT NOT LIMITED TO AN INDEPENDENT ANNUAL AUDIT OF CITY OF JOHNSTOWN ACCOUNTS, BEGINNING JANUARY 1, 2018. **(Tabled Nov. 8, 2017)**

2. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO PREPARE, ADVERTISE AND PURSUE A REQUEST FOR PROPOSALS FROM QUALIFIED FIRMS AND INDIVIDUALS FOR A MULTIPLE-YEAR AGREEMENT TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES INCLUDING, BUT NOT LIMITED TO, SPECIFIC PROJECTS AND SERVICES PERTAINING TO THE INNER CITY SEWER REHABILITATION PROJECT. **(Tabled Nov. 8, 2017)**
  
3. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO PREPARE, ADVERTISE AND PURSUE A REQUEST FOR PROPOSALS FROM QUALIFIED ATTORNEYS AND FIRMS OF ATTORNEYS FOR THE APPOINTMENT AND PROVISION OF LEGAL SERVICES AS THE CITY SOLICITOR. **(Tabled Nov. 8, 2017)**
  
4. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY SOLICITOR AND CITY MANAGER TO PREPARE AND EXECUTE, RESPECTIVELY, AN AGREEMENT FOR THE CITY TO PURCHASE PROPERTY LOCATED AT 717 PARK AVENUE, JOHNSTOWN, PENNSYLVANIA FROM THE CAMBRIA COUNTY DEVELOPMENT CORPORATION FOR PURPOSES OF FACILITATING A CITY FUNDED DEMOLITION, USE AS A CONSTRUCTION LAY-DOWN SITE, AND TO ACCOMPLISH ADDITIONAL PURPOSES FOR THE BENEFIT AND WELFARE OF THE CITIZENS OF JOHNSTOWN.**(Tabled Nov. 8, 2017)**
  
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, APPROVING THE DESIGNATION OF \_\_\_\_\_ TO SERVE AS ACTING CITY MANAGER AS NEEDED AND IN ANY/ALL INSTANCES WHEN THE CURRENT CITY MANAGER IS ABSENT AND/OR UNABLE TO PERFORM HIS DUTIES, EFFECTIVE NOVEMBER 30, 2017. **(Tabled Nov. 27, 2017)**
  
6. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT FOR THE CONTINUATION OF POLICE SERVICES WITH THE JOHNSTOWN HOUSING AUTHORITY FOR THE SOLOMON, PROSPECT, COOPERSDALE & OAKHURST COMMUNITIES UPON REVIEW OF THE CITY SOLICITOR.\*

7. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT FOR CONTINUATION OF POLICE SERVICES WITH THE JOHNSTOWN HOUSING AUTHORITY FOR THE VINE STREET, FULTON I. CONNOR & TOWN HOUSE TOWERS UPON REVIEW OF THE CITY SOLICITOR.\*
  8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS, MORTGAGES, GUARANTEES AND ALL OTHER LOAN CLOSING DOCUMENTS FOR JOHNSTOWN SAFETY SERVICES, LLC.\*
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9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE ISSUANCE OF A TAX AND REVENUE ANTICIPATION NOTE; PROVIDING FOR THE INTEREST RATE, MATURITY DATE, AND REDEMPTION PROVISIONS IN RESPECT OF THE NOTE; ACCEPTING THE PROPOSAL OF 1<sup>st</sup> SUMMIT BANK FOR THE PURCHASE OF THE NOTE; AUTHORIZING THE PROPER OFFICERS TO EXECUTE ALL ACTS NECESSARY FOR ISSUANCE AND SECURING THE NOTE; AUTHORIZING AND DIRECTING THE PREPARATION AND FILING OF ALL DOCUMENTS REQUIRED BY THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; AND REPEALING INCONSISTENT RESOLUTIONS\*
  10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA PROHIBITING THE LOCATION OF A CATEGORY 4 LICENSED FACILITY WITHIN THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA.\*
  11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA SEEKING THE SECRETARY OF THE COMMONWEALTH OF PENNSYLVANIA'S DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT REQUESTING, PURSUANT TO THE ACT OF JULY 10, 1987 (P.L. 246, NO 47, KNOWN AS THE KNOWN AS THE MUNICIPALITIES FINANCIAL RECOVERY ACT, TO RECOMMEND THE CITY OF JOHNSTOWN BE PLACED UNDER RECEIVERSHIP PURSUANT TO THE "ACT".\*
  12. A RESOLUTION OF THE JOHNSTOWN CITY COUNCIL ESTABLISHING THE TERMS AND CONDITIONS FOR THE APPOINTMENT OF THE PERSON TO THE POSITION AS CITY MANAGER, AND WHEREBY ARE TO BE INCLUDED AND STIPULATED IN ANY FULLY EXECUTED EMPLOYMENT AGREEMENT.\*

13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN ALL AGREEMENTS, MORTGAGES, GUARANTEES AND ALL OTHER LOAN CLOSING DOCUMENTS FOR DAN'S RECYCLED WORK UNIFORMS.\*
14. 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 A. LIBERONI, INC. AWARDING CONTRACT 2017-05 FOR THE CONSTRUCTION OF THE HORNER STREET & OHIO STREET INTERCEPTOR & STORM WATER SEPARATION PROJECT.\*
15. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA RATIFYING THE APPOINTMENT OF THE CITY MANAGER SEARCH ADVISORY COMMITTEE ESTABLISHED NOVEMBER 27, 2017.\*
16. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA RATIFYING RESOLUTION NO. 10020 SELECTING AND APPROVING THE APPROVAL OF ARTHUR J. GALLAGHER FOR RENEWAL OF THE CITY'S GENERAL LIABILITY AND WORKER'S COMPENSATION INSURANCE PLAN EFFECTIVE JANUARY 1, 2018, AT A COST OF \$609,988.09 (\$572,737.00 PLAN COST; AND \$37,251.09 COMMISSION) AND FURTHER HEREBY AUTHORIZES THE CITY MANAGER TO EXECUTE ANY/ALL AGREEMENTS AND NOTICES NECESSARY TO EFFECTUATE SAME, MADE EFFECTIVE NOVEMBER 27, 2017.\*
17. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA RATIFYING RESOLUTION NO. 10019 ADOPTED NOVEMBER 27, 2017 AND FURTHER AUTHORIZING ALL CONTENT CONTAINED THEREIN EFFECTIVE AS OF NOVEMBER 27, 2017, FOR PURPOSES FURTHER REITERATED HEREIN.\*
18. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO AUCTION OFF THE FOLLOWING POLICE VEHICLES:\*
19. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA APPOINTING \_\_\_\_\_ TO SERVE AS INTERIM CITY MANAGER FOR THE LIMITED PERIOD OF JANUARY 1, 2018 AND JANUARY 2, 2018, AND TO INCLUDE ATTENDANCE AT THE JANUARY 2, 2018 REORGANIZATION MEETING AT A PER DIEM RATE BASED ON THE CURRENT CITY MANAGER'S SALARY. \*

20. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA EXPRESSING SUPPORT FOR AND URGING THE PENNSYLVANIA GAMING CONTROL BOARD TO STRONGLY CONSIDER LOCATING A CATEGORY 4 MINI-CASINO WITHIN THE CITY OF JOHNSTOWN.\*

NEW BUSINESS;

OLD BUSINESS;

Motion to extend the term of all appointed Ethics Committee Members by adding one additional year to each member's term. (Johncola-1 year; Musselman-1 year; Ryan-1 year; Reitcha-2 years; Raslevich-2 years; Floyd-3 years; Neatrou - 3 years

PUBLIC COMMENT – NON-AGENDA ITEMS (Limit 5 Minutes);

RECESS/ADJOURNMENT

**NEXT SCHEDULED MEETING – REORGANIZATION MEETING – TUESDAY, JANUARY 2, 2018 at 5:00 PM.**

