

CITY OF JOHNSTOWN PENNSYLVANIA

CITY COUNCIL AGENDA

WEDNESDAY, APRIL 20, 2016

ANTHONY C. TRUSCELLO COUNCIL CHAMBERS

REGULAR MEETING 6:00 PM

LEGEND: \* Document forwarded with agenda

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

MINUTES OF PREVIOUS MEETINGS

1. City Council Meeting March 23, 2016
2. City Council Special Meeting March 24, 2016

COURTESY OF THE FLOOR

1. William Polacek, 84 Iron St. re: Visioning 2025 update
2. Ron Shawley, 172 Albaugh re:PA Cleanways Initiative
3. John DeBartola, 1197 Bedford St. re: Local government

REPORT BY THE CITY MANAGER

REPORT BY THE MAYOR

REPORT BY THE CITY SOLICITOR

REPORT BY THE CITY ENGINEER

REPORT ON PRIOR YEARS AUDIT FINDINGS

COUNCIL COMMITTEE REPORTS

REPORTS NEIGHBORHOOD LIAISONS

## COMMUNICATIONS

1. Mar. 21 letter from turnKey Taxes, LLC
2. Apr. 6 letter from Secretary of Transportation, Leslie S. Richards
3. Mar. 29 letter from Jack Williams re: Bill 12 of 2016/Sewer Rental Charge Increase
4. Sept. 11, 2014 letter from Jack Williams re: improper use of sewer rental funds for paving purposes.
5. Apr. 1 letter from Jack Williams re: Bethany Peracchino's resignation letter
6. Apr. 4 letter from Jack Williams re: Improper action 2016 City Budget
7. Jack Williams, code complaints submitted March 17, 2016
8. Wendy Penrose, code complaints submitted March 29, 2016
9. Charlene Stanton, code complaints submitted March 15 & 29, 2016
10. Communication from Solicitor Andrews of April 13, 2016 re: code complaints on agenda

## PETITIONS

Citizen petitions to terminate EADS Group

## ORDINANCES FOR FINAL READ

1. BILL NO. 13 AN ORDINANCE AMENDING ORDINANCE NO. 4390, PASSED SEPTEMBER 10, 1986, ORDINANCE 4670, PASSED JULY 13, 1994, ORDINANCE 4698, PASSED DECEMBER 21, 1994, ORDINANCE 4937, PASSED APRIL 28, 2004 AND ORDINANCE 5148, PASSED MAY 14, 2014 AS "CHAPTER 834 PEDDLERS AND SOLICITORS TO REVISE AND UPDATE THE REQUIREMENTS IN THE CITY OF JOHNSTOWN.

## ORDINANCES FOR FIRST READ

1. BILL NO. 01 OF 2016 AN ORDINANCE VACATING PAPER STREET NAMED WIDMANN PLACE IN THE THIRD WARD OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AS A PUBLIC THOROUGHFARE. (tabled 1/4/16)
2. BILL NO. 15 OF 2016 AN ORDINANCE AMENDING ORDINANCE 4654, THE ADMINISTRATIVE CODE OF THE CITY OF JOHNSTOWN, BY AMENDING SECTION 402, AS SHOWN BELOW:\*
3. BILL 16 OF 2016 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 RESIDENTIAL RENTAL PROPERTIES, by ADDING subsection.\*

4. BILL NO. 17 OF 2016 **REPEALING** BILL 12 OF 2016 ORDINANCE NO. 5197, PASSED FINALLY ON MARCH 23, 2016 TITLED: AN ORDINANCE AMENDING SPECIFIC PROVISIONS OF ORDINANCES NO. 5070, 5079, AND 5108 AMENDING CHAPTER 1048 OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN TITLED: INNER CITY SEWER SYSTEM BY AMENDING SECTION 1048.03, AS AMENDED BY ORDINANCES 4646, 4921, 5033; TO CONFORM TO ACTUAL BILLING RATES, COLLECTION PROCEDURES AND INCREASE SEWER RATES; AND TO BE IN COMPLIANCE WITH THE IMPOSITION OF SEWER RENTAL CHARGES AND THE PERMISSIBLE AND SPECIFIC USES OF SUCH SEWER RENTAL REVENUES. PURSUANT TO COMMONWEALTH OF PENNSYLVANIA 53 P.S. §2232.\*

#### RESOLUTIONS

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ESTABLISHING AND APPROVING FEES FOR CERTAIN RECREATIONAL FACILITIES WITHIN THE CITY OF JOHNSTOWN EFFECTIVE APRIL 1, 2016. (Tabled 3/23/2016)
2. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE TO APPLY & SUBMIT AS A SUB GRANTEE OF THE LEAD-BASED PAINT HAZARD CONTROL AND HEALTHY HOMES GRANT; TO THE PENNSYLVANIA DEPARTMENT OF HEALTH FOR THE AMOUNT OF (UP TO AND INCLUDING) FOUR HUNDRED FIFTY-THOUSAND (\$450,000) DOLLARS. THE PENNSYLVANIA DEPARTMENT OF HEALTH WILL APPLY TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THESE FUNDS.\*
3. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH EJ USA, INC. AWARDED CONTRACT 2016-11 FOR THE PROCUREMENT OF VIEWPORT FRAME AND COVER ASSEMBLIES REQUIRED FOR THE TRANSFER OF PROPERTIES WITHIN THE CITY OF JOHNSTOWN.\*
4. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH ALLEGHENY RESTORATION INC. AWARDED CONTRACT 2016-09 FOR THE CONSTRUCTION OF THE MAIN STREET EAST PARKING GARAGE REHABILITATION PHASE II PROJECT IN THE CITY OF JOHNSTOWN.\*

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE TO SIGN, ON BEHALF OF THE CITY, AN AGREEMENT WITH THE EADS GROUP, INC. TO PROVIDE COMMUNITY PLANNING, ARCHITECTURAL AND ENGINEERING SERVICES AS REQUIRED AND ASSIGNED BY THE CITY OF JOHNSTOWN TO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED) BEGINNING MAY 1, 2016 ENDING ON MAY 1, 2018.\*
6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA TO APPEAL THE DECISION OF THE COURT OF COMMON PLEAS IN THE CASE OF JOHN JACK WILLIAMS AND CHARLENE STANTON V. CITY OF JOHNSTOWN, ET AL., CASE NO. 2016-0332\*
7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA APPOINTING MELISSA KOMAR AS INTERIM CITY MANAGER.\*
8. A RESOLUTION OF THE CITY OF JOHNSTOWN PENNSYLVANIA IN SUPPORT OF SENATE BILL 535 AND HOUSE BILL 71.\*
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA DIRECTING THE CITY SOLICITOR AND THE CITY MANAGER TO GIVE THIRTY (30) DAY NOTICE TO “THE EADS GROUP” OF THE CITY OF JOHNSTOWN INTENT TO TERMINATE THE PROFESSIONAL SERVICE AGREEMENT EXECUTED ON APRIL 10, 2012, AND TO EXPIRE ON APRIL 10, 2017, UNDER PROVISION OF SAID AGREEMENT ARTICLE 6; GENERAL CONSIDERATION; 605 SUSPENSION AND TERMINATION (B) (1) FOR CAUSE (a)\*
10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, AUTHORIZRING AND DIRECTING THE CITY MANAGER AND THE DIRECTOR OF FINANCE TO ADVERTISE AND SEEK ‘REQUEST FOR PROPOSALS” FOR ALL INSURANCE COVERAGES FOR ALL CITY OF JOHNSTOWN FUNDS, DEPARTMENTS, PROPERTIES AND FACILITIES. FURTHER TO SEEK “REQUEST FOR PRPOSALS FOR ALL HEALTH CARE COVERAGES FOR CITY EMPLOYEES, SUBJECT TO PROVISIONS AND AGREEMENTS BY COLLECTIVE BARAGAINING AGREEMENTS WITH POLICE, FIRE AND NON-UNIFORMED UNION PERSONNEL \*
11. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA APPOINTING MELISSA KOMAR AS INTERIM CITY MANAGER, EFFECTIVE MARCH 30, 2016. \*

12. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA DIRECTING THE OFFICE OF THE CITY MANAGER AND/OR THE DIRECTOR OF FINANCE TO PLACE THE PUBLIC NOTICES/ADVERTISEMENTS AS TO THE CITY OF JOHNSTOWN SEEKING AND ACCEPTING RESUMES AND/OR LETTERS OF APPLICATION FOR THE POSITION OF CITY MANAGER. \*
13. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, RE-AFFIRMING THE DIRECTION AND PROVISIONS STIPULATED IN RESOLUTION NO. 9384, PASSED ON JANUARY 13, 2010, which directed that "Request for Proposals" be advertised, and by requesting the Pennsylvania's Department of Community and Economic Development (DCED) for assistance in preparation and developing said "Request for Proposals" for the exclusive rights for event promotions, scheduling and management of the Point Stadium facilities, and by including concession operations at Point Stadium and Roxbury Park.\*
14. A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE MAYOR OR HIS DESIGNEE TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE TASK ORDER NO. 33 TO THE EADS GROUP, INC. FOR THE ENGINEERING SERVICES RELATED TO PREPARATION OF CONTRACT DOCUMENTS TO BID AND INSPECT THE CENTRAL PARK ELECTRICAL UPGRADES PROJECT.\*

NEW BUSINESS

OLD BUSINESS

ADJOURN

NEXT REGULARLY SCHEDULED MEETING WEDNESDAY, MAY 11, 2016

