

CITY OF JOHNSTOWN PENNSYLVANIA

CITY COUNCIL AGENDA

WEDNESDAY, SEPTEMBER 13, 2017

ANTHONY C. TRUSCELLO COUNCIL CHAMBER

EXECUTIVE SESSION – 5:00 PM

REGULAR MEETING 6:00 PM

LEGEND: * Document forwarded with agenda

CALL TO ORDER;

INVOCATION;

PLEDGE OF ALLEGIANCE;

ROLL CALL;

APPROVAL OF MINUTES;

1. Regular meeting of August 9, 2017

PROCLAMATIONS, AWARDS, HONORS, RESOLUTIONS OF RECOGNITION;

PUBLIC COMMENT - AGENDA ITEMS ONLY (Limit 10 Minutes)

1. Joseph Warhul, 44 Clover St. re: Bill No. 24 of 2017

REPORTS;

a. CITY MANAGER

1. Wessel & Co.

b. MAYOR

c. CITY SOLICITOR

d. CITY ENGINEER

e. COUNCIL UPDATES

1. Aug. 14 letter from J. Williams & C. Stanton re: 2017 Tax Anticipation Loan.
2. Aug. 24 letter from J. Williams re: MMO Resolution No 9344
3. Aug. 28 letter from J. Williams re: Transfer of Funds pursuant to Home Rule Charter; Article X Financial Procedures.
4. Sept 3 letter from J. Williams & C. Stanton re: Council's Budget & Finance Committee
5. Sept. 5 letter from J. Williams re: 7th Amended Recovery Plan

6. Sept. 5 letter from J. Williams re: 7th Amended Recovery Plan
7. Sept. 6 letter from J. Williams re: 2016 COJ Independent Audit
8. Sept. 6 letter from Commonwealth of Pennsylvania DCED re: Grant
9. Code complaints: J. Warhul-1; L. Yutzy-1; Joe ?-1; J. Tremarki-1; D. Crosby-1; B. Nickel-1; j. Williams-4; C. Stanton-19;

ORDINANCES FOR FINAL READ AND ADOPTION;

1. BILL 23 OF 2017 AN ORDINANCE OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING ORDINANCE 5213 PASSED FINALLY ON DECEMBER 29, 2016, AS AMENDED BY ORDINANCE 5226 PASSED FINALLY ON APRIL 12, 2017 AND AS AMENDED BY ORDINANCE NO. 5234, PASSED AUGUST 9, 2017 TO FURTHER AMEND THE 2017 BUDGET TO PROPERLY ALLOCATE REVENUE AND EXPENSES RELATING TO THE CDBG AND HOME ALLOCATIONS.*
2. BILL NO. 24 OF 2017 AN ORDINANCE SPECIFICALLY AMENDING ORDINANCE NO. 4806, PASSED FINALLY AUGUST 19, 1998 AND KNOWN AS THE "INTERNATIONAL PROPERTY MAINTENANCE CODE," TO REVISE AND FURTHER ESTABLISH SPECIFIC PROVISIONS TO ADDRESS THE FILING OF PROPERTY MAINTENANCE VIOLATIONS AS NONTRAFFIC CRIMINAL CITATIONS PURSUANT TO PENNSYLVANIA RULE OF CRIMINAL PROCEDURE 403.

ORDINANCES FOR FIRST READ;

1. BILL NO. 25 OF 2017 AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GENERAL OBLIGATION NOTE IN THE AMOUNT OF \$500,000.00 PROVIDE FOR THE NECESSARY FUNDS FOR DEMOLITION PURPOSES; FIXING THE FORM, NUMBER, DATE, INTEREST, AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE NOTE; PROVIDING FOR THE FILING OF THE REQUIRED DOCUMENT; PROVIDING FOR THE APPOINTMENT OF A SINKING FUND DEPOSITORY FOR THE NOTE; AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF.*
2. BILL NO. 26 OF 2017 AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GUARANTEED REVENUE NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,580,000.00, FOR PURPOSES OF REHABILITATING THE INNER CITY SANITARY SEWER SYSTEM. *
3. BILL 27 OF 2017 AN ORDINANCE OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AMENDING ORDINANCE 5214 PASSED FINALLY ON DECEMBER 29, 2016 AND THEN AMENDED BY ORDINANCE 5227 PASSED FINALLY APRIL 12, 2017 AND THEN AMENDED BY ORDINANCE 5235 PASSED FINALLY AUGUST 9, 2017

CITY OF JOHNSTOWN 2017 WAGE AND SALARY ORDINANCE TO AMEND THE 2017 WAGE AND SALARY ORDINANCE TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN FOR THE CALENDAR YEAR WITH AN EFFECTIVE DATE THE DAY AFTER FINAL APPROVAL OF CITY COUNCIL. *

4. BILL NO. 28 OF 2017 AN ORDINANCE AMENDING CHAPTER 1048 OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN TITLED "INNER CITY SEWAGE SYSTEM," BY AMENDING SECTION 1048.03, AS AMENDED BY ORDINANCE NOS. 4626, 4921, 5033, 5070, 5079, AND 5108, TO CONFORM TO ACTUAL BILLING RATES, AND TO DELETE AND REPEAL AN INCREASE IN SEWER RATES SCHEDULED FOR IMPLEMENTATION IN JANUARY 2018.*

RESOLUTIONS;

1. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, APPROVING THE DESIGNATION OF THE DIRECTOR OF THE CITY'S DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT RENEE DALY TO SERVE AS ACTING CITY MANAGER IN ANY/ALL INSTANCES OF ABSENCE OF THE CURRENT CITY MANAGER THAT MAY ARISE, EFFECTIVE IMMEDIATELY AND CONTINUING THROUGH DECEMBER 31, 2017.*
2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO TAKE ANY/ALL ACTIONS NECESSARY TO AMEND CONTRACT NO. C000062297 WITH THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT REGARDING ANCHOR BUILDING FUNDING IN THE AMOUNT OF \$247,000 FROM KEYSTONE COMMUNITIES PROGRAM GRANT FUNDING, IN ORDER TO UTILIZE SAID FUNDING FOR THE CREATOR SQUARE PROJECT. *
3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT A GRANT APPLICATIONN TO THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT UNDER THE EARLY INTERVENTION PROGRAM FUNDING IN THE AMOUNT OF \$36,000. *
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE ALLOCATION OF THE 2017 FUNDS FROM THE COMMONWEALTH OF PENNSYLVANIA UNDER ACT 147 OF 1988.*

5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN A WINTER TRAFFIC SERVICES AGREEMENT WITH THE COMMONWEALTH OF PENNSYLVANIA THROUGH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION FOR THE WINTER SEASONS OF 2017-2018; 2018-2019; 2019-2020; 2020-2021; AND 2021-2022.*
6. A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING THE CITY MANAGER TO SIGN THE DOCUMENTS NECESSARY TO EXECUTE THE SALE OF ITS REAL ESTATE TAX CLAIMS FOR THE FISCAL YEARS OF 2017, 2018 AND 2019 FOR AN ESTIMATED AMOUNT NOT TO EXCEED THAT FISCAL YEAR'S REAL ESTATE TAX SETTLEMENT AMOUNT.*
7. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE ATTACHED LICENSE AND INDEMNITY AGREEMENT WITH THE REDEVELOPMENT AUTHORITY OF THE CITY OF JOHNSTOWN IN RELATION TO THE INSTALLATION AND MAINTENANCE OF A 24 INCH SANITARY SEWER LINE UNDER THE SOLOMON RUN FLOOD PROTECTION STREAM CHANNEL.*
8. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA DIRECTING AND AUTHORIZING THE CITY MANAGER TO SEEK IMMEDIATE QUOTES FOR THE EMERGENCY DEMOLITION OF THE CONRAD BUILDING, AND FOR THE CITY SOLICITR TO OBTAIN AND EXECUTE ALL REQUIRED APPLICABLE DOCUMENTS FROM THE CONRAD BUILDING RESPONSIBLE PARTIES PERMITTING SAID DEMOLITION.*
9. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA DIRECTING AND AUTHORIZING THE CITY MANAGER THRU THE DEPARTMENT OF FINANCE TO EXECUTE THE BELOW LISTED TRANSFER OF FUNDS – AS TEMPORARY LOANS TO THE CITY OF JOHNSTOWN'S GENERAL FUND FOR THE PURPOSES OF THE EMERGENCY DEMOLITION OF THE CONRAD BUILDING, AND TO BE AMORTIZED THRU AND BEGINNING WITH THE 2018 CITY OF JOHNSTOWN OPERATING BUDGETS DULY ENACTED BUDGETARY APPROPRAITIONS AS IDENTIFIED AND CLASSIFIED AS TEMPORARY LOANS PAYABLE TO THE RESPECTIVE FUNDS, AND EACH SUBSEQUENT YEARS ADOPTED BUDGETS FOR A PERIOD NOT TO EXCEED (5) YEARS (2022) .*

10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, APPROVING THOMAS HORNER'S REQUEST TO PURCHASE TWO YEARS, FOUR MONTHS, AND FOUR WEEKS OF MILITARY SERVICE COMPLETED PRIOR TO EMPLOYMENT WITH THE CITY OF JOHNSTOWN TO INCREASE HIS RETIREMENT CREDIT FOR FIREFIGHTER PENSION CALCULATIONS.*
11. 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 2017 CITY OF JOHNSTOWN OPERATING BUDGET DEFICIT BALANCES, AND MORE SPECIFICALLY, BUDGET EXHIBIT (A) AS DETAILED BELOW:*
12. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ACKNOWLEDGING AND/OR AUTHORIZING CERTAIN INTERFUND REPAYMENTS AS RECOMMENDED IN THE MANAGEMENT LETTER ACCOMPANYING THE ANNUAL AUDIT OF THE CITY'S FINANCIAL RECORDS FOR FISCAL YEAR 2016.*
13. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ACKNOWLEDGING AND/OR AUTHORIZING CERTAIN INTERFUND ELIMINATIONS, RECLASSIFICATION OF NET POSITION AND CONVERSION OF FUNDS AS PRESENTED IN NOTE 14 OF THE ANNUAL AUDIT OF THE CITY'S FINANCIAL RECORDS FOR FISCAL YEAR 2016.*
14. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA DECLARING ITS INTENT TO CONVERT A TWO-WAY CITY OWNED STREET ON LOCUST STREET TO A TEMPORARY ONE-WAY CITY OWNED STREET ON LOCUST STREET AND TO CLOSE GAZEBO PARK TO ANY NON-PEDESTRIAN TRAFFIC AND PLACE TEMPORARY PARKING METERS AT SUCH LOCATION FROM OCTOBER 16, 2017 TO JANUARY 19, 2018 FOR PURPOSES OF FACILITATING THE TEMPORARY GAZEBO PARK PEDESTRIAN ACTIVITY PROJECT. *
15. A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, ACKNOWLEDGING AND APPROVING A CODE COMPLAINT POLICY FOR THE CITY OF JOHNSTOWN.*
16. A RESOLUTION OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, COMMONWEALTH OF PENNSYLVANIA APPROVING TRANSFER OF LIQUOR LICENSE NUMBER R-8203 INTO THE CITY OF JOHNSTOWN FROM PORTAGE BOROUGH.*

17. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA DECLARING ITS INTENT TO GRANT A RIGHT OF WAY AGREEMENT AND EASEMENT TO JOHNSTOWN BUSINESS DISTRICT COALITION T/A DISCOVER DOWNTOWN JOHNSTOWN FOR THE PURPOSE OF A PERMANENT STRUCTURE TO BE CONSTRUCTED WITHIN JOHNSTOWN CENTRAL PARK.*

MOTIONS; Pension Board Appointment

* Motion to appoint_____to the Board of Trustees of the comprehensive Municipal Pension Trust Fund effective immediately and continuing through December 31, 2017.

(Pursuant Ordinance 5136 Codified at Chapter____. Section 282, eligible candidates are Jennifer Burkhart and Katherine Purelli-Webb)

NEW BUSINESS;

OLD BUSINESS;

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

1. John DeBartola, 1197 Bedford St. re: Local government
2. Lisa Rager, 139 Fawn Lane, Johnstown re: Request to retire Officer Shawn Rager's badge number & to thank Greg & Deb Rager for donating bench in front of PSB.

RECESS/ADJOURNMENT

NEXT REGULARLY SCHEDULED MEETING OCTOBER 11, 2017

