

JOHNSTOWN CITY COUNCIL MINUTES
Wednesday, June 8, 2016

City Council met in a stated session for the general transaction of business. Mayor Frank Janakovic called the meeting to order at 6:03 p.m. Reverend Allen offered the invocation, and the Pledge of Allegiance was recited.

Mayor Janakovic noted an Executive Session was held prior to the meeting with regard to personnel and further noted a workshop was held relating to the Locust Street project.

Mrs. Stanton noted for the record that she walked out of the Executive Session at 5:30 p.m.

The following members of Council were present for roll call:

Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams (7).

City Solicitor Elizabeth Benjamin and City Manager Melissa Komar were also present.

OATH OF OFFICE

Three City of Johnstown police officers were officially sworn in by Mayor Janakovic.

APPROVAL OF MINUTES

Mr. Williams made a motion to approve the Regular Meeting Minutes of April 20, 2016, and May 11, 2016, and the Special Meeting Minutes of April 28, 2016. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams (7).

Nays: None (0).

PETITIONS

Mayor Janakovic noted an amendment to the agenda to include the following petitions:

1. APRIL 25, 2016, INITIATIVE PETITION SEEKING ADOPTION OF AN ORDINANCE ESTABLISHING "THE ETHICS CODE OF THE CITY OF JOHNSTOWN, PENNSYLVANIA", FOR ALL ELECTED AND APPOINTED OFFICIALS AND APPOINTEES TO AGENCIES BY JOHNSTOWN CITY COUNCIL, BY ESTABLISHING STANDARDS OF CONDUCT FOR ALL ELECTED OFFICIALS, MEMBERS OF BOARDS, AUTHORITIES AND COMMISSIONS IN THE CITY OF JOHNSTOWN, CITY MANAGER, ASSISTANT CITY MANAGER, DEPARTMENT HEADS AND CITY EMPLOYEES AND ESTABLISHING "THE CITY OF JOHNSTOWN'S ETHICS COMMISSION". Submitted by 2016 Petitioners Committee City of Johnstown Ethics Code and Ethics Commission certified by the City Manager via letter dated 5/24/16.

Mr. Williams made a motion to accept the petition. The motion was seconded by Mrs. Stanton.

Yeas: Mr. Johncola, Mrs. Mock, Mrs. Stanton, Mr. Vitovich,
Mr. Vizza, Mr. Williams, Mayor Janakovic (7).

Nays: None (0).

2. APRIL 25, 2016, INITIATIVE PETITION SEEKING ADOPTION OF AN ORDINANCE CREATING A LOAN REVIEW COMMITTEE AND ESTABLISHING PROCEDURES FOR THE APPROVAL OF ALL ECONOMIC DEVELOPMENT LOANS ADMINISTERED BY THE CITY'S DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; AND POLICIES FOR WRITING OFF LOANS DEEMED TO BE UNCOLLECTIBLE AND ESTABLISHING A LOAN REVIEW COMMITTEE BOARD CONSISTING OF (7) SEVEN MEMBERS AS RECOMMENDED BY THE CITY MANAGER AND CONFIRMED BY CITY COUNCIL FOR TERMS OF (3) THREE YEARS; AND FURTHER, BY ESTABLISHING: CHAPTER 295 LOAN REVIEW COMMITTEE UNDER THE TITLE EIGHT: BOARD, AUTHORITIES AND COMMISSION OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN. Submitted by 2016 Petitioners Committee, City of Johnstown Loan Review Committee and certified as satisfactory by the City Manager via letter dated 5/24/16.

Mr. Williams made a motion to accept the petition. The motion was seconded by Mrs. Stanton.

Yeas: Mr. Mrs. Mock, Mrs. Stanton, Mr. Vitovich, Mr. Vizza,
Mr. Williams, Mayor Janakovic, Mr. Johncola (7).
Nays: None (0).

COURTESY OF THE FLOOR (AGENDA ITEMS ONLY)

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council regarding the appointment of individuals to the Ethics Commission and Loan Review Committee. Mr. DeBartola suggested that members be appointed by the State and not by City Council.

Richard Grady, 116 Hudson Street, Johnstown, addressed Council regarding the Freight Station Bar located in his neighborhood at 20 Matthew Street. He discussed a noise exemption granted by the PA Liquor Control Board "provided that the City enforce its noise code". Mr. Grady provided a copy of the City Code to all Councilmembers. He also discussed the bar's hours of operation and inquired as to the proper contact for the enforcement of the City's noise ordinance.

Mr. Williams referred to a resolution, which was passed previously by Council, concerning the changing of the ordinance. Attorney Benjamin will review the matter further.

Mr. Williams suggested that the resolution be tabled for further clarification of the matter.

Mark Pasquerilla, 945 Menoher Boulevard and local businessman, addressed Council with regard to ethics concerning City government, calling it a "laughing stock for its own political gain" and noting that one Councilmember has created a "hostile work environment". Mr. Pasquerilla stated that Councilmembers Williams and Stanton should allow Council and administration to address the City's challenges without their "constant political shenanigans".

REPORT BY THE CITY MANAGER

No Report.

REPORT BY THE MAYOR

No Report.

REPORT BY THE CITY SOLICITOR

No Report.

REPORT ON PRIOR YEAR'S AUDIT FINDINGS

No Report.

COUNCIL COMMITTEE/NEIGHBORHOOD LIAISON REPORT

No Reports.

COMMUNICATIONS

1. Planning Commission Minutes of May 4, 2016.
2. April 26, 2016 letter from Debra Crowder.
3. May 12 from Solicitor Andrews re: 605-607 Franklin Street.
4. May 12 from Solicitor Andrews re: Johnstown Redevelopment Authority.
5. May 12 from Solicitor Andrews re: Johnstown Housing Authority.
6. May 12 from Solicitor Andrews re: Use of Sewer Funds for Paving Curb to Curb.
7. May 12 from City of Johnstown Planning Commission.
8. May 13 from Jack Williams re: Communication of May 16 re: Improper Executive Session of May 11, 2016.
9. May 16 from Jack Williams re: Capital Program.
10. May 17 from Jack Williams re: 2016 City Budget Adoption
11. May 17 from Jack Williams/Charlene Stanton re: Requested Executive Session 6/8/2016.
12. May 18 from Jack Williams re: Resolution 9798/2016 TAN Note.
May 20 from U.S. Environmental Protection Agency.
13. May 25 and 29, 2016, code complaints from Jack Williams.
14. May 26 from Jack Williams re: Monthly Financial Statements.
15. May 26 from Jack Williams re: Ordinance Amending Request.
16. May 26 from Cambria County Redevelopment Authority.
17. May 18, 20, 23, 25, 26, 28, 31, 2016, re: Code Complaints from Charlene Stanton.
18. May 31 from Jack Williams re: Timeframes for Budget Adoption.
19. May 31 letter from JHA Attorney Timothy Leventry.
20. June 1 from Frank Janakovic re: Vision 2025.

21. May 23 Code Complaints from Wendy Penrose.
22. May 24 Code Complaint from Gary Keiper, Jr.
23. May 29 Code Complaint from Pam Hochstein.

PETITIONS

Mr. Williams made a motion to accept the Ethics Code Petition and Loan Review Committee Petition as presented and verified by the City Manager as satisfactory. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams,
Mayor Janakovic, Mr. Johncola, Mrs. Mock (7).
Nays: None (0).

Mr. Williams made a motion to accept the Loan Review Committee Petition as presented and verified by the City Manager as satisfactory. The motion was seconded by Mr. Vitovich and passed by the following vote:

Yeas: Mr. Vitovich, Mr. Vizza, Mr. Williams, Mayor Janakovic,
Mr. Johncola, Mrs. Mock, Mrs. Stanton (7).
Nays: None (0).

ORDINANCE FOR FINAL READ

None.

ORDINANCES FOR FIRST READ

BILL NO. 20 OF 2016, AN ORDINANCE ESTABLISHING "THE ETHICS CODE OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR ALL ELECTED AND APPOINTED OFFICIALS AND APPOINTEES TO AGENCIES BY JOHNSTOWN CITY COUNCIL BY ESTABLISHING STANDARDS OF CONDUCT FOR ALL ELECTED OFFICIALS, MEMBERS OF BOARDS, AUTHORITIES AND COMMISSIONS OF THE CITY OF JOHNSTOWN, THE CITY MANAGER, ASSISTANT CITY MANAGER AND DEPARTMENT HEADS AND CITY EMPLOYEES ESTABLISHING THE CITY OF JOHNSTOWN'S ETHICS COMMISSION".

Mr. Williams made a motion to approve the ordinance. The motion was seconded by Mrs. Stanton and failed by the following vote:

Yeas: Mr. Williams, Mrs. Stanton (2).

Nays: Mr. Vizza, Mayor Janakovic, Mr. Johncola, Mrs. Mock,
Mr. Vitovich (5).

Attorney Benjamin explained the ordinance will be referred to the County Election Office within five days for referendum action by the voters of Johnstown.

BILL NO. 21 OF 2016, AN ORDINANCE CREATING A LOAN REVIEW COMMITTEE AND ESTABLISHING PROCEDURES FOR THE APPROVAL OF ALL ECONOMIC DEVELOPMENT LOANS ADMINISTERED BY THE CITY'S DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; AND POLICIES FOR WRITING OFF OF LOANS DEEMED TO BE UNCOLLECTIBLE; AND ESTABLISHING A LOAN REVIEW COMMITTEE BOARD CONSISTING OF (7) SEVEN MEMBERS AS RECOMMENDED BY THE CITY MANAGER AND CONFIRMED BY CITY COUNCIL FOR TERMS OF (3) THREE YEARS; AND FURTHER BY ESTABLISHING CHAPTER 295 LOAN REVIEW COMMITTEE UNDER THE TITLE EIGHT: BOARDS, AUTHORITIES AND COMMISSIONS OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN.

Mr. Williams made a motion to approve the ordinance. The motion was seconded by Mrs. Stanton and failed by the following vote:

Yeas: Mr. Williams, Mrs. Stanton (2).

Nays: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mr. Vitovich,
Mr. Vizza (5).

Attorney Benjamin explained the ordinance will be referred to the County Election Office within five days for referendum action by the voters of Johnstown.

BILL NO. 22 OF 2016, AMENDING ORDINANCE NO. 5192, PASSED FINALLY ON DECEMBER 22ND, 2015, TITLED: 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 OF THE VARIOUS FUNDS, BUREAUS, DEPARTMENTS AND THE PAYMENT OF DEBT SERVICE

AND PENSION FUND OBLIGATIONS OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2016, INCLUDING THE FOLLOWING CITY OF JOHNSTOWN FUND SECTIONS AND THE RESPECTIVE FUNDS "BUDGET EXHIBIT A DETAILS" TO CORRECT ERRORS AND OMISSIONS WITH THE AMENDING AND FINAL PASSAGE OF ORDINANCE NO. 5192 ON DECEMBER 22, 2015.

Mr. Vitovich made a motion to approve the ordinance. The motion was seconded by Mrs. Mock.

Mr. Williams explained Council failed to adopt a spending plan for the year. He noted that last year's budget was presented on November 10, 2015, Bill No. 25 of 2015, which Council adopted by resolution, which he noted as improper stating an ordinance can only be amended by another ordinance.

Mr. Williams stated that on December 22, 2015, Council held the required public hearing and adopted Bill 5192, which the solicitor had agreed was invalid. From then until the present day, the City sent property taxes out based on the adoption of Ordinance 5192, which was improper. The City in late December borrowed up to \$3 million from 1st Summit Bank as a tax anticipation note, which is money to be used until the receipt of the real estate taxes. He indicated the note was predicated on the City having a balanced and adopted budget, which it did not. Mr. Williams discussed the work in Central Park for electrical upgrades. The City's Charter of May 18 1993 stipulates the financial procedures that must be adopted, of which the Capital fund is included. Every year administration is required to submit to Council a capital budget for the following year, which was not done.

Mr. Williams indicated Council approved a resolution authorizing work up to \$52,000 for electrical work with no money appropriated for that purpose. The process will now commence for putting a 2016 budget in place, ten days for public inspection. Council will be required to hold another hearing for final adoption. He noted the 2015 budget had no appropriation for the electrical work.

Mr. Williams discussed his review of monthly finance reports that reflect at least six general fund accounts already in the red. The Charter states, the City shall not incur any obligation or make any payments unless it has been duly appropriated in the budget with sufficient funds to pay for the debt. He indicated that Mrs. Komar will be presenting budget transfers to correct these deficit accounts. He and Mrs. Stanton will be monitoring all line items going forward. Mr. Williams discussed the property tax discount period. He urged

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Council to read the Charter and plan on sitting as long as it takes to go through the 2017 budget.

Attorney Benjamin indicated the ordinance passed first reading and now will be advertised. A public hearing will be held prior to its final adoption. She suggested that Council should resolve the matter as soon as possible.

Mayor Janakovic noted that the Council are very much involved in the budget process

The motion passed by the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mrs. Stanton,
Mr. Vitovich, Mr. Vizza, Mr. Williams (7).
Nays: None (0).

**BILL NO. 23 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.***

Mr. Williams made a motion to approve. The motion was seconded by Mrs. Stanton.

Mr. Williams provided a history of events relating to this ordinance. He explained there was a question about posting signs on someone's property when the ordinance was initially introduced. The ordinance was tabled until Solicitor Andrews clarified the language by way of Bill No. 9, which was tabled and defeated.

Mrs. Mock suggested scheduling a workshop to further review the matter.

Council conducted further discussion on the matter.

By agreement of Council, Bill No. 23 was withdrawn.

RESOLUTIONS

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, SUPPORTING A PETITION TO THE PENNSYLVANIA LIQUOR CONTROL BOARD (BOARD'S) BY THE OWNER OF THE PROPERTY KNOWN AS 20 MATTHEW STREET FOR A THREE YEAR EXTENSION OF THE CITY OF JOHNSTOWN'S NOISE ORDINANCE FOR THE BOARD'S REGULATIONS THAT ARE DUE TO EXPIRE ON JULY 29, 2016.

Mr. Williams made a motion to table for further clarification by the Solicitor. The motion was seconded by Mr. Vizza and passed by the following vote:

Yeas: Mrs. Mock, Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams,
Mayor Janakovic, Mr. Johncola (7).
Nays: None (0).

Resolution No. 9849

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN AUTHORIZING THE INTERIM CITY MANAGER TO SIGN THE ROADWAY LIGHTING AGREEMENT WITH THE PENNSYLVANIA DEPARTMENT OF TRANSPORTATION THAT ACCEPTS MUNICIPAL OWNERSHIP AND MAINTENANCE RESPONSIBILITIES FOR THE MOXHAM BRIDGE (STATE ROUTE 403) LIGHTING SYSTEM POST CONSTRUCTION.

Mr. Vitovich made a motion to approve. The motion was seconded by Mrs. Stanton. There was further discussion on the resolution.

The motion passed by the following vote:

Yeas: Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams,
Mayor Janakovic, Mr. Johncola, Mrs. Mock (7).
Nays: None (0).

Resolution No. 9850

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN
AUTHORIZING THAT THE INTERIM CITY MANAGER BE THE
AUTHORIZED OFFICIAL TO ASSIGN ROLES WITHIN THE DOT
GRANTS.

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

It was noted this resolution relates to the Main Street East Parking Garage.

The motion passed by the following vote:

Yeas: Mr. Vitovich, Mr. Vizza, Mr. Williams, Mayor Janakovic,
Mr. Johncola, Mrs. Mock, Mrs. Stanton (7).

Nays: None (0).

Resolution No. 9851

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING THAT ANY
INDIVIDUALS HOLDING THE POSITION TITLES(S) LISTED BELOW IS
OR ARE AUTHORIZED TO SUBMIT AND MODIFY THE DOT GRANT
ELECTRONIC OBJECTS INDICATED BELOW.

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

Yeas: Mr. Vizza, Mr. Williams, Mayor Janakovic, Mr. Johncola,
Mrs. Mock, Mrs. Stanton, Mr. Vitovich (7).

Nays: None (0).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
PENNSYLVANIA, AUTHORIZING AND APPROVING A PARKLET AND
DONOR MEMORIAL TO BE BUILT AND LOCATED AT THE
WASHINGTON STREET PARKING LOT.

Mrs. Mock made a motion to table. The motion was seconded by Mrs. Stanton and
passed by the following vote:

Yeas: Mr. Williams, Mayor Janakovic, Mr. Johncola, Mrs. Mock,
Mrs. Stanton, Mr. Vitovich, Mr. Vizza (7).
Nays: None (0).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO
APPROVE PARTIAL TAX FORGIVENESS FOR THE PROPERTY AT
1058 AND 1064 BEDFORD STREET, JOHNSTOWN, PENNSYLVANIA,
15904.

Mr. Williams made a motion to approve. The motion was seconded by Mrs. Stanton.

Attorney Benjamin provided background information on the resolution. She noted this entity is a charitable organization currently exempt from taxation. When the property was purchased, there was an existing lien on the property by the prior owners. The County later removed the property from tax sale due to the organization's charitable status. Attorney Benjamin noted that in an effort to clear the title, the entity may have offered to pay 50 percent of the total amount owed in exchange for forgiveness. She explained this is a very unique situation, which may not repeat itself in the future.

Mr. Williams commented by saying, what is to stop others who have delinquent taxes from coming in and asking for an exemption.

Mayor Janakovic indicated these are extenuating circumstances and noted this is an exception.

Mrs. Komar explained that the County agreed to remove the property from a tax sale and the School District has granted forgiveness. She further stated the entity has already paid 50 percent of the taxes and is requesting forgiveness of the other 50 percent.

Mrs. Stanton noted if the exception is granted, others will request the same exemption.

Mayor Janakovic commented this is a specialized nonprofit group as opposed to an individual household.

The motion failed by the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Vitovich (3)

Nays: Mrs. Mock, Mrs. Stanton, Mr. Vizza, Mr. Williams (4)

Resolution No.

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE CITY SOLICITOR AND CITY MANAGER TO GIVE THIRTY (30) DAYS NOTICE TO THE EADS GROUP OF THE CITY OF JOHNSTOWN'S INTENT TO TERMINATE THE PROFESSIONAL SERVICE AGREEMENT EXECUTED ON APRIL 10TH, 2012 AND TO EXPIRE ON APRIL 10TH, 2017 UNDER PROVISION OF SAID AGREEMENT ARTICLE 6, GENERAL CONSIDERATION: 605 SUSPENSION AND TERMINATION (B)(1) FOR CAUSE (A).

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

Yeas: Mrs. Stanton, Mr. Williams (2).

Nays: Mr. Johncola, Mrs. Mock, Mr. Vitovich, Mr. Vizza,
Mayor Janakovic (5).

Resolution No.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, DIRECTING THE INTERIM CITY MANAGER AND CITY SOLICITOR TO PREPARE/DRAFT A WRITTEN CORRESPONDENCE FOR SIGNATURES OF ALL MEMBERS OF JOHNSTOWN CITY COUNCIL TO THE SURROUNDING MUNICIPALITIES KNOWN TO BE PART OF THE GREATER JOHNSTOWN AREA TO DETERMINE IF THERE EXISTS INTEREST BY THE RESIDENTS AND ELECTED OFFICIALS OF THE RESPECTIVE MUNICIPALITIES AS TO THE FEASIBILITY OF ANY POSSIBLE MUNICIPAL CONSOLIDATION.

Mr. Williams made a motion to approve. The motion was seconded by Mr. Vitovich.

Mrs. Stanton discussed letters placed in the newspaper by residents outside the City, who are in favor of consolidation. Mrs. Mock explained, "We need to get our own house in order before we take it on the road."

The motion failed by the following vote:

Yeas: Mrs. Stanton, Mr. Williams (2).

Nays: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic,
Mr. Johncola (5).

Resolution No. 9852

A RESOLUTION OF THE CITY OF JOHNSTOWN, AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO APPLY FOR A GRANT THROUGH THE PA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO ASSIST WITH REMEDIATION EFFORTS PERTAINING TO ROXBURY PARK IN THE AMOUNT OF \$250,000.

Mr. Johncola made a motion to approve. The motion was seconded by Mr. Vizza.

Mrs. Komar explained the money would be used to resolve storm water issues, backstops, the roof on the Public Works portion, and upgrades to the surface of the playground.

The motion passed by the following vote:

Yeas: Mrs. Stanton, Mr. Vitovich, Mr. Vizza, Mr. Williams,
Mayor Janakovic, Mr. Johncola, Mrs. Mock (7).

Nays: None (0).

Resolution No. 5853

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE TASK ORDER NO. 35 TO THE EADS GROUP, INCORPORATED, FOR THE PREPARATION OF FUNDING APPLICATIONS, PREPARATION OF PERMIT APPLICATIONS, ADMINISTRATION OF FUNDING AND INSPECTION SERVICES OF THE OHIO STREET SANITARY/STORM SEWER SEPARATION PROJECT.

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

Yeas: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mr. Vitovich,
Mr. Vizza (5).

Nays: Mrs. Stanton, Mr. Williams (2).

Mayor Janakovic made a motion to approve sewer lateral assistance reimbursement up to \$1,000 for property owners who pressure tested prior to funds being released for those who met the compliance requirements.

Mrs. Komar has been contacted by numerous property owners who met the income requirements but did not have access to funding at the time of compliance. Council members agreed to present a resolution at the next meeting with regard to the matter. Mr. Williams suggested a budget amendment. Mayor Janakovic suggested to follow the quickest resolve to the matter.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Michael Artim, 221 Central Avenue, Johnstown, updated Council with regard to Vision 2025. He discussed the three current projects, life-sustaining landscapes, vibrant local economy, and a strong sense of community. He stated river wall improvements are necessary to bring back the natural beauty of the landscape. Mr. Artim also discussed the necessity of neighborhood development and planning. He noted the 30 capture teams are comprised of 850 volunteers working on projects in these areas. He referred to available microgrants in an amount of up to \$1,000. Mr. Artim updated Council on additional ongoing projects.

Scott Wilhelm, 197 Dormer Street, Park Hill, PA, addressed Council with regard to veteran suicide awareness and veteran suicide rate. His group is attempting to create funding to assist local veterans with getting needed help. He discussed scheduling a walk. Mr. Wilhelm may be contacted via email at *deathreaper0228@gmail.com* or by telephone at 814-243-3281.

Mrs. Stanton thanked Mr. Wilhelm and all veterans for their service. She inquired whether Mr. Wilhelm's public comments as a non-City resident would be in violation of the City Code.

Attorney Benjamin suggested that Council address the matter of non-City public speakers in the future.

John DeBartola, 1197 Bedford Street, asked Mrs. Stanton to clarify the hockey rink issue at Roxbury Park and her involvement with the matter. Mrs. Stanton explained the residents' safety concerns were forwarded to Mrs. Komar. Mrs. Komar then forwarded a response to Mrs. Stanton from Kim Struble, the City's building compliance officer, who stated a child was injured. Mrs. Stanton requested that signage be placed indicating the area is unsafe. She denied making slanderous comments as was noted.

Mr. DeBartola noted that Vison 2025 is willing to assemble a work crew to reconstruct the hockey rink. He asked Council to pass a motion or resolution with regard to the matter.

Mrs. Mock contacted the court administrator, who indicated that the "Judge has had it with Mrs. Stanton". He was tired of the county workers "being criticized for doing work to help them to get back into the community".

Mayor Janakovic stated the "work crew" has done substantial work for the City and nonprofits, and that "we do not want to lose that group". He suggested that the situation be rectified.

Mrs. Stanton noted it is the City's responsibility to make sure safety concerns are addressed.

NEW BUSINESS

1. May 12 letter from City of Johnstown Planning Commission.

Mayor Janakovic read the following public notices into the record as follows:

PUBLIC NOTICE, CITY OF JOHNSTOWN, COMMUNITY DEVELOPMENT BLOCK GRANT, NOTICE IS HEREBY GIVEN THAT THE CITY OF JOHNSTOWN IS CONSIDERING ENTERING INTO A CONTRACT WITH DARLENE BARBER UNDER THE OWNER/OCCUPIED LOAN PROGRAM. MRS. BARBER WISHES TO PUBLICLY DISCLOSE THAT SHE IS THE AUNT OF AN EMPLOYEE, SAMUEL BARBER, OF THE CITY OF JOHNSTOWN WHO SERVES AS THE CODE ENFORCEMENT OFFICER. THUS REGULATIONS WHICH GOVERN THE FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, CDBG, REQUIRES THE CITY TO PROVIDE FULL PUBLIC DISCLOSURE TO CDBG EXPENDITURES WHICH MAY CONSTITUTE CONFLICT OF INTEREST. ACCORDINGLY THE CITY WILL REQUEST HUD TO

ISSUE AN EXEMPTION TO THE REGULATORY CONFLICT OF INTEREST PROHIBITION.

Mr. Williams made a motion to table the matter.

PUBLIC NOTICE, CITY OF JOHNSTOWN, COMMUNITY DEVELOPMENT BLOCK GRANT, NOTICE IS HEREBY GIVEN THAT THE CITY OF JOHNSTOWN IS CONSIDERING ENTERING INTO A CONTRACT WITH FRANCES AND LOUIS CUSTER UNDER THE EMERGENCY REHABILITATION OR OWNER/OCCUPIED LOAN PROGRAMS. MR. AND MRS. CUSTER WISH TO PUBLICLY DISCLOSE THAT THEY ARE THE AUNT AND UNCLE OF AN EMPLOYEE, SAMUEL BARBER, OF THE CITY OF JOHNSTOWN WHO SERVES AS THE CODES ENFORCEMENT OFFICER. THUS REGULATIONS WHICH GOVERN THE FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) REQUIRES THE CITY TO PROVIDE FULL PUBLIC DISCLOSE TO CDBG EXPENDITURES WHICH MAY CONSTITUTE CONFLICTS OF INTEREST. ACCORDINGLY THE CITY WILL REQUEST HUD TO ISSUE AN EXEMPTION TO THE REGULATORY CONFLICT OF INTEREST PROHIBITION.

Mr. Williams stated Council agreed to no Communications for this meeting. He made a motion to table the above matter until the next meeting. The motion was seconded by Mrs. Stanton.

Attorney Benjamin explained this was a public notification statement being read. There was no matter to be tabled.

Mrs. Komar stated the notices need to be read publicly.

There being no further business, the meeting was adjourned at 7:37 p.m.