

JOHNSTOWN CITY COUNCIL MINUTES

Wednesday, August 12, 2015

City Council met in a stated session for the general transaction of business. Mayor Frank Janakovic called the meeting to order at 6:00 p.m. City Manager Carlos Gunby offered the invocation, and the Pledge of Allegiance was recited.

Mayor Janakovic stated prior to the start of the meeting a workshop was held at 5:00 p.m. with regard to a Forestry Study and at 5:30 p.m. an Executive Session was held with regard to personnel.

The following members of Council were present for roll call:

Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza (7).

City Solicitor, David Andrews, and City Manager, Carlos Gunby, were also present.

APPROVAL OF MINUTES

Mr. Vitovich made a motion to approve the Minutes of the July 8, 2015 meeting. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza (7).

Nays: None (0).

Mayor Janakovic read into the record the following statement: I and Council respect the First Amendment and the Right of Free Speech. Therefore, I as Mayor and Council maintain the right to allow any individual that wishes to address Council in a civil and informative manner on any issue that is relevant and constructive to the best interest of our City and our community. However, I would respectfully request that all speakers refrain from offensive, insulting, threatening or obscene remarks and keep to the listed agenda items. Thank you.

Mayor Janakovic noted he will forward all complaints presented to him and others during this session to the appropriate department heads for a written and/or oral response.

COURTESY OF THE FLOOR

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council with regard to a free speech referendum. He asked if free speech in Johnstown is possible. He

commented on the referendum that Jack Williams and Charlene Stanton brought forth with regard to free speech after "trashing" him on social media. Ms. Stanton commented she has never spoken about Mr. DeBartola on social media. Mayor Janakovic noted Ms. Stanton was out of order and stated she will have the opportunity to comment as well.

Mr. DeBartola stated that truths must be spoken freely. He thanked Jack Williams who called for censoring of his free speech. He thanked Charlene Stanton who called for him to be silenced at last month's Council meeting. Mr. DeBartola commented that he "forgives those transgressions" and urged everyone to work together to make Johnstown "a place of unification."

Homer Mattes, 1160 Milford Street, Johnstown, addressed Council with regard to road hazards in the City. He referred to the lack of a designated center turning lane at the intersection of Central Avenue and Franklin Street (sic). He also stated there is no designated left turning lane at the intersection of Osborne and Franklin Streets. He noted the intersection of Barnett Street and Southmont Boulevard is also lacking marked turning lanes.

Mr. Mattes also commented on the running water coming from 1144 Barnett Street and the homes above that freezes in the wintertime causing a road hazard. He stated Public Works did investigate the problem, but the matter is still unresolved. Mr. Mattes stated a drain would help to solve the problem.

Mr. Mattes commented on a \$500,000 loan that was never paid back. He blamed former city manager, Kristen Denne, and Council for not pursuing the matter.

Mayor Janakovic asked Mr. Sprincz to look into the matter.

Daniel Stonerook, 1334 Franklin Street, Johnstown, addressed Council with regard to free speech censorship addressed at last month's meeting with regard to John DiBartola. He stated Mr. DiBartola has been unjustly "called out" and "deserves an apology." He referred to the numerous Right to Know communications submitted by Mr. Williams and Ms. Stanton. He asked, "Why should others be silenced?"

Brian Chamberland, 422 Forest Avenue, Johnstown, addressed Council with regard to local government and the welfare of Johnstown. He invited Councilmembers to meet him at 9:00 p.m. at the Park Avenue Playground for a "walk around Moxham," so Council can "get back in touch with one of the worst areas in town."

Eugene Dell, 806 Central Avenue, Johnstown, addressed Council with regard to his concerns regarding the government. He has placed articles in Our Town but was not permitted to place the same in the Tribune Democrat. The information was given to Mr. Vitovich.

Jerry Ickes, 133 Falcon Drive, Johnstown, addressed Council with regard to police action. He discussed a traffic stop of his nephew and his nephew's friend by Officer Killinger of the Johnstown Police Department, wherein no Miranda rights were read. Mr. Ickes indicated he is waiting for "answers."

Mr. Ickes also addressed the issue of code enforcement "criteria" as it relates to the cost of inspections.

Mr. Gunby will follow up to address Mr. Ickes' concerns.

Joseph Warhul, 44 Clover Street, Johnstown, redistributed copies of a document previously submitted by Charlene Stanton and signed by 100 taxpayers and residents of the City. Mr. Warhul discussed the federal court issue involving Mr. Repak and the EADS Group as the City's engineer. He stated the City should "get out of their contract with them" and "come up with an ordinance" regarding gifting.

Mr. Warhul also referred to previous discussion regarding a code enforcement issue pertaining to the cutting down of a tree at a blighted home in his neighborhood.

Linda Yutzy, 160 Barron Avenue, Johnstown, asked why Council is not addressing concerns and issues that City residents bring before them. She noted the negative impacts in her neighborhood, including a murder, guns, drugs, foul languages, overdoses, and numerous code complaints.

Charlene Stanton, 184 Sell Street, Johnstown, addressed Council initially by referring to the last Council meeting as "appalling, unprofessional, disrespectful and juvenile." She elaborated that one of the speakers present at that meeting "insulted herself and Jack Williams with slander and name-calling." She suggested that Council read the rules again and in the future remove such individuals who make such offensive, slanderous remarks.

Ms. Stanton stated the list of code complaints for today's Council meeting is incomplete and questioned why all names were not included. She also questioned why the City codes officer is performing secretarial duties. Ms. Stanton questioned ordinances on today's agenda with regard to the health card requirements and permits and inspections. She asked that a copy of City

Council's Procedures and Policy for the Courtesy of the Floor and the Mayor's statement of commitment to leadership and professionalism from the City's website be admitted into the record.

REPORT BY THE CITY MANAGER

Carlos Gunby, City Manager, noted the 71st AAABA Tournament is underway and congratulated Martellas and Laurel Auto for their participation.

Mr. Gunby is currently working with leadership from the Christian Home to identify opportunities for expansion.

Mr. Gunby discussed a resolution on the agenda providing two school resource officers for the School District.

He discussed funding being in jeopardy for long-term paving for the sewer project. He stated the subpaving projects must meet the City's specifications and not just the PennDOT requirements.

He noted that additional cameras have been installed in dumping areas throughout the City, including the Coopersdale and Walnut Grove areas. The location of such cameras will not be disclosed.

Mr. Gunby stated that once AAABA is concluded, the City will then prepare for the Hockeyville event, which is less than 35 days away. He stated that NBC will be "spotlighting" this event for seven days in September.

He noted documents to be signed for the PennVEST approval before adjourning the meeting this evening.

Mrs. Mock inquired as to building permits and certifications. Mr. Gunby explained the certification process and noted he is working to rectify any deficiencies.

In response to comments previously made by Ms. Stanton, Mr. Gunby stated other individuals were filling in for Ms. Cushing while she was on vacation.

REPORT BY THE MAYOR

Frank Janakovic, Mayor, clarified for the record that the Mayor does not prepare the agenda, but assists in its preparation.

The Mayor stated that Mr. Warhul's concern was passed on to Ms. Daly. He will discuss the swimming pool codes after the meeting.

Mayor Janakovic also commented that "this Mayor and Council simply don't come just to Council meetings." He stated Council is involved with community activities and very much involved with moving the City forward.

The Mayor reported on attending the Community Foundation Dinner in recognition of its 25 years of service to the community. He stated the Community Foundation is involved with the community gardens, working on the Conrad Building, working on multiple projects to bring business into the City.

The Mayor also reported on attending the UPJ Pillar of Excellence Dinner, which recognizes local business people and organizations.

Mr. Janakovic reported on the music fest held August 7, 8 and 9, 2015, in the City. He congratulated JAHA, Mr. Burkert, and the volunteers for their efforts in making the fest a success.

The Mayor attended a welcome dinner for the AAABA at the Conference Center. He also attended the Carnegie Mellon presentation at the Holiday Inn.

The Mayor congratulated Moxham and Hornerstown residents on their recent events.

REPORT BY THE CITY SOLICITOR

City Solicitor, David Andrews, reported that the City has been served with a voluminous number of tax assessment appeals from Duke LifePoint, which is challenging the assessment numbers and taxing status. Attorney Andrews noted his appearance has been entered on behalf of the City regarding this litigation. Attorney Andrews further noted that Judge Creany has scheduled a status conference with all Council involved on August 27, 2015, to start setting deadlines. He will keep Council advised of the situation. Attorney Andrews stated the monies paid by Duke are in escrow.

REPORT BY THE CITY ENGINEER

Dan Beyer reported that the miscellaneous repair contract was awarded to Turjan Enterprise for the Roxbury project. Warranty items are being addressed. A summary of the report with supporting documentation was provided.

Dan noted the piping installation for Oakhurst Phase One sanitary sewer project is 97 percent completed. The remainder of the contract is 46 percent complete. Letters have been sent out to all property owners in that project area.

He reported the Woodvale sanitary sewer project is 99 percent complete with piping installation and Prospect has 89 percent of the pipe installation completed.

The contractors will conduct a walk-through on Strayer Street to address defective areas.

Mr. Beyer reported that Moxham Phase One has begun with eight percent of the pipe installation being completed. Continental Construction will soon commence. It was reported that 632 letters were sent out to the property owners in the Moxham area.

He noted that construction for the Morrellville sewer project is anticipated to start in January of 2016 and end in approximately November of 2016.

Mr. Beyer indicated the PennVEST application deadline is August 19, 2015, for the Cambria City/Coopersdale/Minersville sanitary sewer project. The construction is tentatively scheduled for February/March of 2016 through November of 2016.

W.A. Patrakis was noted to be the low bidder for the Woodvale/Oakhurst project. Engineers are working with DEP to finalize regulations for lateral televising.

Mr. Beyer referred to a graph and map depicting the flow monitoring for the Hornerstown Phase One Project. Mr. Beyer answered questions concerning the project from Council members.

COUNCIL COMMITTEE/NEIGHBORHOOD LIAISON REPORT

Mr. Gentile congratulated the City Fire Department on a job well-done at the recent fire in the West End.

Mr. Vizza thanked the Johnstown Veterinary Association, 215 Messenger Street, Hornerstown for its continued commitment to the City. The animal hospital has doubled in size, hence creating new jobs.

Mr. Mickel reported the Roxbury Civic Group will sponsor a spaghetti dinner on Saturday, August 22, 2015, to raise money for cameras.

Mr. Vitovich thanked the City Fire and Police Departments for their attendance at a recent event in Hornerstown.

Mrs. Mock noted the Seventh Ward Civic Association is requesting another light be installed in the area of the Wood Street Playground.

Mr. Johncola thanked Mrs. King and her group for their efforts to obtain a post office and a mailbox in Prospect.

COMMUNICATIONS

1. Minutes of July 1, 2015 Planning Commission. Mrs. Mock made a motion to approve. The motion was seconded by Mr. Mickel and passed by the following vote:

Yeas: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,
Mr. Vitovich, Mr. Vizza, Mr. Gentile (7).

Nays: None (0).

2. Code Complaints from Joe Warhul.
3. Code Complaints from Dennis Callahan.
4. Code Complaints from Sara Fabrizio
5. Code Complaints from Charlene Stanton.
6. Code Complaints from Anthony Mangas.
7. Code Complaints from Jack Williams.

Mayor Janakovic noted letters were received from Jack Williams and numerous letters of the same content regarding the EADS Group.

ORDINANCES FOR FIRST READING

BILL NO. 15 of 2015, FURTHER AMENDING ORDINANCE NO. 3411, PASSED FINALLY IN COUNCIL, JUNE 7, 1960, ENTITLED "AN ORDINANCE ESTABLISHING A LOOP SYSTEM AND DESIGNATING CERTAIN STREETS AS ONE-WAY STREETS" AS AMENDED BY ORDINANCE NO. 3469, PASSED FINALLY APRIL 18, 1961, AND BY ORDINANCE NO 3518, PASSED FINALLY APRIL 3RD, 1962, BY DELETING FROM THE ORDINANCE WOOD STREET.

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

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza,
Mr. Gentile, Mayor Janakovic (7).

Nays: None (0).

Mr. Gunby left the meeting to address issues at the Point Stadium.

BILL NO. 16 OF 2015, 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 \$1,860,500.00 FOR PURPOSES OF RENOVATING EXISTING SANITARY AND STORM SEWERS.

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

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile,
Mayor Janakovic, Mr. Johncola (7).

Nays: None (0).

BILL NO. 18, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JOHNSTOWN, TITLE FOUR, CHAPTER 882, LOCAL SERVICE TAX, WITH RESPECT TO ESTABLISHING THE ANNUAL RATE FOR LOCAL SERVICES TAX AND THE EXEMPTIONS THERETO PURSUANT TO ACT 199 OF 2014 WHICH PROVIDES FOR A HIGHER RATE OF LOCAL SERVICES TAX FOR THOSE

COMMUNITIES WHO HAVE BEEN DETERMINED TO BE
DISTRESSED UNDER ACT 47.

The Bill was tabled as no formal motion was made.

BILL NO. 19 OF 2015, AN ORDINANCE AMENDING ORDINANCE NO. 4153
PASSED SEPTEMBER 26, 1979, ORDINANCE NO. 4701, FINALLY
PASSED ON OCTOBER 12, 2005, ORDINANCE 5002, PASSED APRIL
25TH, 2007, AS THE "CHAPTER 1442 INSPECTIONS, PERMITS, FEES
AND CERTIFICATES ORDINANCE" TO REVISE REQUIREMENTS FOR
INSPECTORS, INSPECTION FEES AND PROPERTY REGISTRATION.

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

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,
Mr. Johncola, Mr. Mickel (7).

Nays: None (0).

BILL NO. 20 OF 2015, AN ORDINANCE AMENDING ORDINANCE NO 4135,
PASSED FEBRUARY 14, 1979, ORDINANCE NO. 3091, PASSED
MARCH 30, 1954, ORDINANCE NO. 4643, PASSED MAY 12, 1993,
ORDINANCE NO. 2511, FINALLY PASSED MAY 9, 2007, ORDINANCE
NO. 3338, FINALLY PASSED MAY 9, 2007, ORDINANCE NO. 4702,
FINALLY PASSED MAY 9, 2007, ORDINANCE NO. 4395, PASSED
SEPTEMBER 10, 1986, ORDINANCE NO. 251, PASSED NOVEMBER 11,
1945, ORDINANCE NO. 2027, PASSED JUNE 12, 1933, AS THE
"CHAPTER 1820 FOOD AND BEVERAGE ESTABLISHMENT
ORDNANCE" TO REVISE REQUIREMENTS FOR INSPECTIONS,
HEALTH CARD REQUIREMENTS, CERTIFICATE FEES,
CLEANLINESS OF EMPLOYEES, PHYSICAL CONDITION OF
EMPLOYEES, TOWELS AND NAPKINS, SOLID WASTE, LAVATORIES
AND BEER INSTALLATION REQUIREMENTS.

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

Yeas: Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,
Mr. Johncola, Mr. Mickel, Mrs. Mock (7).

Nays: None (0).

ORDINANCES FOR FINAL READING

BILL NO. 12 OF 2015, AN ORDINANCE SPECIFICALLY AMENDING ORDINANCE NO. 5166, PASSED FINALLY JANUARY 28, 2015, AS THE "LATERAL RESALE ORDINANCE" TO REVISE AND FURTHER ESTABLISH VALIDITY PERIODS FOR ALL CERTIFICATES OF COMPLIANCE ISSUED PURSUANT TO ORDINANCE 5166.

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

Yeas: Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

BILL 13 OF 2015, AN ORDINANCE AMENDING CHAPTER 1042 OF THE CODIFIED ORDINANCES OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA TITLED "SEWERS GENERALLY" AND SPECIFICALLY SECTION 1042.07 TITLED TESTING FOR ILLEGAL STORM OR SURFACE WATER BY AMENDING ORDINANCE NO. 5152, PASSED FINALLY AUGUST 13, 2014, TO ESTABLISH VALIDITY PERIOD FOR CERTIFICATES OF COMPLIANCE ISSUED AFTER DECEMBER 31, 2022, REMOVE REFERENCES TO TESTING REQUIREMENTS NOW ADDRESSED BY SEPARATE ORDINANCE NO. 5166 AND TO CLARIFY EFFECTIVE DATES OF TESTING REQUIREMENTS (Revised per DEP comments).

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

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza (7).

Nays: None (0).

BILL NO 14 OF 2015, AN ORDINANCE DIRECTING THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, TO WITHIN NINETY (90) DAYS OF THE ADOPTION OF THIS ORDINANCE TO ADVERTISE FOR REQUEST FOR PROPOSALS AND AUTHORIZE AND DIRECT THE EXECUTION OF AN AGREEMENT FOR THE FORENSIC ACCOUNTING (AUDITING) OF ALL CITY OF JOHNSTOWN ECONOMIC DEVELOPMENT LOAN PROGRAMS,

INCLUDING BUT NOT LIMITED TO (1), THE FEDERALLY FUNDED COMMUNITY DEVELOPMENT BLOCK GRANT JOBS DEVELOPMENT REVOLVING LOAN PROGRAM; (2) THE FORMER FEDERAL URBAN DEVELOPMENT ACT GRANT (UDAG) REVOLVING LOAN PROGRAM, COMMONWEALTH OF PENNSYLVANIA, ENTERPRISE ZONE PROGRAM LOAN FUNDING, a/k/a ENTERPRISE LOAN PROGRAM, a/k/a KEYSTONE COMMUNITY PROGRAM AND/OR NAMED/DESIGNATED BY THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT FOR THE CALENDAR YEARS BEGINNING ON JANUARY 1, 2002, THROUGH DECEMBER 31ST, 2002, AND EACH FOLLOWING YEAR THROUGH DECEMBER 31ST, 2014, AND FOR THE PERIOD BEGINNING ON JANUARY 1, 2015, THROUGH APRIL 7, 2015, WITH THE FOLLOWING STIPULATIONS AND REQUIREMENTS.

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

Mr. Gunby had noted previously the cost of the audit would be between \$25,000 and \$30,000. Mayor Janakovic explained the audit information is covered under the Right to Know Act and available to the public at the cost of printing. Mayor Janakovic stated this is a misuse of funds for an expenditure of \$25,000 for information already accessible.

Mr. Mickel stated "It's an incredible waste of taxpayer money."

The motion failed by the following vote:

Yeas: None (0).

Nays: Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile (7).

RESOLUTIONS

Resolution No. 9758

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE AND DIRECTOR OF COMMUNITY AND ECONOMIC DEVELOPMENT TO SEEK PROPOSALS FOR THE BORROWING OF UP TO AN AMOUNT NOT TO EXCEED \$325,000 FOR THE WASHINGTON STREET PARKING LOT PROJECT.

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

Mayor Janakovic noted income would be generated by Somerset Trust, Beginnings and other organizations who would rent spaces. He noted a number of individuals have committed to those parking spaces after the cost was established.

Yeas: Mr. Johncola, Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic (7).

Nays: None (0).

Resolution No. 9759

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO SIGN AN AGREEMENT WITH THE GREATER JOHNSTOWN SCHOOL DISTRICT TO PROVIDE TWO SCHOOL RESOURCE POLICE OFFICERS, ONE OF WHICH IS AN ANNUALLY RENEWABLE CONTRACT AND THE SECOND BEING A THREE-YEAR CONTRACT.

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

Attorney Andrews reviewed the contracts.

The motion was passed by the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Gentile, Mayor Janakovic, Mr. Johncola (6).

Nays: None (0).

Mr. Vizza abstained from voting on the motion.

Resolution No. 9760

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, CAMBRIA COUNTY, PENNSYLVANIA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO ACCEPT AND SIGN ON BEHALF OF THE CITY AND THE COMPREHENSIVE PENSION BOARD THE FINAL SOLICITOR-APPROVED AGREEMENT WITH THE BOGDAHN GROUP OF 4901 VINELAND ROAD, SUITE 600, ORLANDO, FLORIDA, 32811, FOR INVESTMENT CONSULTING

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**SERVICES FOR THE COMBINED PENSION FUND FOR THREE YEARS
AT THE RATE SPECIFIED IN THIS AGREEMENT.**

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

Ms. Perrachino stated three organizations were interviewed during a workshop and Bogdahn was awarded the contract.

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,
Mr. Johncola, Mr. Mickel (7).

Nays: None (0).

Resolution No. 9761

**DECLARATION OF OFFICIAL INTENT TO REIMBURSE GENERAL FUNDS
USED TO CONSTRUCT IMPROVEMENTS FOR THE
WOODVALE/OAKHURST SANITARY SEWER REHABILITATION
PROJECT PHASE IN ORDER TO REMOVE INFILTRATION AND
INFLOW TO THE SANITARY SEWER SYSTEM BY REHABILITATING
THE COLLECTION LINES AND ELIMINATING INTERCONNECTIONS
BETWEEN THE SANITARY AND STORM SEWER SYSTEMS WITH
FUNDS RECEIVED FROM THE PENNSYLVANIA INFRASTRUCTURE
INVESTMENT AUTHORITY.**

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

Yeas: Mr. Vitovich, Mr. Vizza, Mr. Gentile, Mayor Janakovic,
Mr. Johncola, Mr. Mickel, Mrs. Mock (7).

Nays: None (0).

Resolution No. 9762

**A RESOLUTION OF THE CITY OF JOHNSTOWN, PENNSYLVANIA,
AUTHORIZING THE CITY MANAGER TO SIGN ALL DOCUMENTS
NECESSARY TO APPROVE AN AGREEMENT WITH NORFOLK
SOUTHERN RAILWAY COMPANY FOR A PROPERTY LOCATED AT
MILEPOST PT-276.79, MILEPOST PT-276.90 AND MILEPOST PT-276.56
TO MILEPOST PT-276.56.**

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

It was noted the above location is for the Morrellville sanitary sewer project near Johnstown Wire Technologies.

Yeas: Mr. Vizza, Mr. Gentile, Mayor Janakovic, Mr. Johncola,
Mr. Mickel, Mrs. Mock, Mr. Vitovich (7).

Nays: None (0).

Resolution No. 9763

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO SEEK A PROFESSIONALLY LICENSED INSURED AND BONDED FORESTER TO PERFORM SELECTIVE TIMBER OF CITY-OWNED PROPERTIES FOR THE GENERATION OF REVENUE TO BE RESTRICTED FOR USE OF BLIGHTED PROPERTY REMOVAL.

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

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,
Mr. Vitovich, Mr. Vizza (7).

Nays: None (0).

Resolution No. 9764

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT UPON SOLICITOR REVIEW WITH URBAN FORESTRY CONSULTANTS, INC., 234 WINDY FLATS ROAD, SHELOCTA, PENNSYLVANIA, 15447, A PROFESSIONALLY LICENSED FORESTER TO INSPECT AND ASSESS APPROXIMATELY 550 TREES PRIMARILY IN THE MOXHAM AREA IN CONJUNCTION WITH THE SEWER REHABILITATION PROJECT TO IDENTIFY SPECIFIC TREES TO BE TARGETED FOR REMOVAL DUE TO POOR HEALTH OR STRUCTURAL CONCERNS THAT ARE IMPOSSIBLE OR IMPRACTICAL TO CORRECT.

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

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

Resolution No. 9765

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
AUTHORIZING AND DIRECTING THE DIRECTOR OF COMMUNITY
AND ECONOMIC DEVELOPMENT TO SEEK PROPOSALS TO
DEVELOP THE RETAIL RECRUITMENT AND RETENTION
STRATEGIC PLAN.

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

Mr. Mickel inquired as to the need for a strategic plan with a Vision 2025 Study,
which may include retail as part of the study. Mayor Janakovic noted that it is
part of that study.

The motion was passed by the following vote:

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

Resolution No. 9766

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN,
PENNSYLVANIA, AUTHORIZING THE DEPARTMENT OF
COMMUNITY AND ECONOMIC DEVELOPMENT (DCED) FOR THE
CITY OF JOHNSTOWN TO SUBMIT A GRANT APPLICATION TO THE
COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF
COMMUNITY AND ECONOMIC DEVELOPMENT (DCED)
INDUSTRIAL SITE REUSE PROGRAM IN THE AMOUNT NOT TO
EXCEED \$100,000.

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

Ms. Daly noted DEP is requiring that environmental issues be removed for this new
development at the upper end of Main Street. She stated the applicant will be
paying 25 percent and DEP will be paying 75 percent of the total project cost.

The motion passed by the following vote:

Yeas: Mr. Mickel, Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mr. Gentile,
Mayor Janakovic, Mr. Johncola (7).

Nays: None (0).

OLD BUSINESS

Land Bank Ordinance.

Mayor Janakovic stated Mr. Gunby is working very hard with the County and with funding to create the land banks. He is also working through issues with regard to real estate taxes, liens, et cetera. He stated the intent here is to purchase and demo some of the properties in order to be utilized by neighbors adjacent to the properties.

NEW BUSINESS

Mr. Mickel suggested that a workshop be held at a time convenient for the public, the Housing Authority, this Council, City firemen and policemen, the DA, State Police and the Attorney General regarding apartment inspections. Mayor Janakovic suggested also including Section 8 housing and rental properties across the board.

Mr. Mickel made a motion to schedule this workshop. The motion was seconded by Mrs. Mock and passed by the following vote:

Yeas: Mr. Gentile, Mayor Janakovic, Mr. Johncola, Mr. Mickel, Mrs. Mock,
Mr. Vitovich, Mr. Vizza (7).

Nays: None (0).

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