

JOHNSTOWN CITY COUNCIL
SPECIAL MEETING MINUTES
Friday, September 30, 2016

City Council met in a stated session for the general transaction of business. Mayor Frank Janakovic called the special meeting to order at 1:01 p.m. City Manager, Melissa Komar, offered the invocation, and the Pledge of Allegiance was recited.

The following members of Council were present for roll call:

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

Absent: Charlene Stanton, Jack Williams (2)

Interim City Manager, Melissa Komar and Carl Beard, Solicitor, were also present.

Mayor Janakovic noted an Executive Session was held with regard to litigation and personnel issues prior to the start of the meeting.

ORDINANCES FOR FIRST READ

BILL NO. 35 OF 2016, 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 \$6,000,000.00 FOR REFINANCING OF EXISTING OBLIGATIONS ELIGIBLE TO BE REFINANCED AND TO PROVIDE THE NECESSARY FUNDS TO MEET EXPECTED YEAR-END OBLIGATIONS; 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.

Mr. Beard explained there is a motion to amend Section 8 of Bill No. 35 of 2016, which was as follows: The Interim City Manager as a local government unit is hereby authorized to contract with 1st Summit Bank for its services as sinking fund depository for the note and paying the agent for the same, and both the Mayor and the Interim City Manager are hereby authorized to execute said note as required by Section Six above.

He further explained the slight change to clarify any wording issues or concerns for the second reading later in the month of October.

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

Yeas: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mr. Vitovich,
Mr. Vizza (5)
Nays: None (0)

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

Yeas: Mr. Johncola, Mrs. Mock, Mr. Vitovich, Mr. Vizza,
Mayor Janakovic (5)
Nays: None (0)

BILL NO. 36 OF 2016, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, AMENDING ORDINANCE NO. 5193 OF 2015 AS AMENDED BY ORDINANCE NO. 5204 PASSED FINALLY ON SEPTEMBER 14, 2016, FIXING THE SALARIES AND WAGES TO BE PAID ALL ELECTED OFFICIALS AND EMPLOYEES OF THE VARIOUS DEPARTMENTS AND BUREAUS OF THE CITY OF JOHNSTOWN FOR THE CALENDAR YEAR BEGINNING JANUARY 1, 2016.

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

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Vizza, Mayor Janakovic,
Mr. Johncola (5)
Nays: None (0)

RESOLUTIONS

Resolution No. 9882

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARDED CONTRACT 2017-01 FOR THE CONSTRUCTION OF THE EIGHTH WARD SANITARY STORM SEWER SEPARATE PROJECT.

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

Yeas: Mr. Vitovich, Mr. Vizza, Mayor Janakovic, Mr. Johncola,
Mrs. Mock (5)
Nays: None (0)

Resolution No. 9883

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO SIGN ALL DOCUMENTS NECESSARY TO EXECUTE AN AGREEMENT WITH A. LIBERONI, INC. AWARDED CONTRACT 2017-02 FOR THE CONSTRUCTION OF THE EIGHTH WARD SANITARY/STORM SEWER SEPARATION PROJECT.

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

Yeas: Mr. Vitovich, Mr. Vizza, Mayor Janakovic, Mr. Johncola,
Mrs. Mock (5)
Nays: None (0)

Resolution No. 9884

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA, AUTHORIZING THE SOLICITATION FOR PROPOSALS FOR PLANNING CONSULTING SERVICES FOR A PERIOD OF THREE YEARS FROM OCTOBER 15, 2016 THROUGH OCTOBER 14, 2019.

Mr. Beard explained that a motion was necessary to amend this resolution to revise the first paragraph of Section B to replace the date of Friday, September 9th, 2016, with the date of October 14, 2016. He explained there was a deadline for September 9th that has to be amended to reflect the date of October 14th.

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

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Yeas: Mr. Vizza, Mayor Janakovic, Mr. Johncola, Mrs. Mock,
Mr. Vitovich (5)
Nays: None (0)

Mrs. Mock made a motion to approve the resolution as amended. 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: None (0)

Resolution No. 9885

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN,
PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER TO
SIGN ALL DOCUMENTS NECESSARY TO ACCEPT THE FINANCIAL
REQUIREMENT AND MINIMUM MUNICIPAL OBLIGATION FOR THE
2017 MUNICIPAL BUDGET AS ATTACHED.

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

Yeas: Mayor Janakovic, Mr. Johncola, Mrs. Mock, Mr. Vitovich,
Mr. Vizza (5)
Nays: None (0)

PUBLIC COMMENT ON NON-AGENDA ITEMS

John DeBartola, 1197 Bedford Street, Johnstown, addressed Council with regard to the Johnstown Police Department. He spoke of an alleged overdose by a police officer and noted the State should be stepping in to investigate the incident. He noted that young people (under 40 years of age) need to come forward as leaders of the future to turn Johnstown into a "community that works together for the betterment of the whole". Mr. DeBartola asked if this City Council will take action as the leaders of the community and "do something", and if so, what.

He stated the school board is an example of corruption in Johnstown. Mr. DeBartola further stated, "The old ways need to end and there has to be a new era for Johnstown."

In response, Mr. Beard explained that Council is well aware of the situation as is everybody that lives in this community. He noted there have been ongoing discussions and a statement will be released within the next few hours regarding the matter. He stated the matter has been taken seriously. Mr. Beard explained it is discriminatory to consider people under 40 years of age only. He further explained the goal here is to take a step back and take a look at what transpired and exactly what is in play with the standard operating procedure, whether that has worked, whether it needs to be changed and look into the entirety of the situation as to how it unfolded before and after the event. Mr. Beard stated the community will see that Council does care, that they are going to be proactive with regard to the matter.

There being no further business, the meeting was adjourned at 1:18 p.m.