

CITY OF JOHNSTOWN, PENNSYLVANIA

**RESOLUTION NO. 10417**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN, PENNSYLVANIA AUTHORIZING AND DIRECTING THE INTERIM CITY MANAGER AND/OR ANY OF HIS DESIGNEES TO SIGN AND TAKE ANY/ALL ACTION NECESSARY TO EFFECTUATE A LOAN SUBORDINATION AGREEMENT FOR THE (ELKS) FLOOD CITY LODGE, CONTINGENT UPON AND FOLLOWING CONFIRMATION OF SOLICITOR REVIEW AND APPROVAL.

**WHEREAS**, the Loan Review Committee of the City of Johnstown received a request for a loan subordination on an existing loan from the (Elks) Flood City Lodge; and,

**WHEREAS**, the City of Johnstown Loan Review Committee met and approved the request for loan subordination during a public meeting held on March 29, 2021; and,

**WHEREAS**, the subordination is a required condition for the primary lender, 1<sup>st</sup> Summit Bank; and

**WHEREAS**, any/all documentation of the agreement to the subordination of the City's loan will not be executed unless/until the City has confirmed the Solicitor's review and approval of said documents;

**NOW THEREFORE, BE IT RESOLVED** that the Interim City Manager and/or his designee is hereby authorized and directed to execute and take any/all actions necessary to effectuate a loan subordination agreement with and for the (Elks) Flood City Lodge, contingent upon and following confirmation of review and approval by the City Solicitor.

ADOPTED:


April 14, 2021

By the following vote:

Yeas: Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt. (6)

Nays: None (0)

Absent: Mr. Capriotti (1)

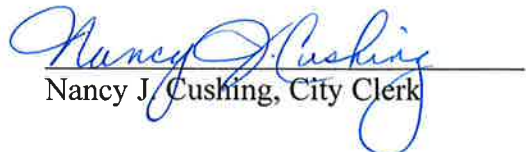


---

Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify the forgoing is a true and correct copy of Resolution No. **10417** as the same adopted by the City Council of the City of Johnstown Pennsylvania.



---

Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA

RESOLUTION NO. 10418

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JOHNSTOWN PENNSYLVANIA AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE AND TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN APPLICATION FOR FUNDING ASSISTANCE FROM THE PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT IN THE AMOUNT OF \$50,000.00 THROUGH THE KEYSTONE COMMUNITIES PROGRAM TO BE USED TOWARDS THE IMPROVEMENT OF COMMERCIAL BUILDING FACADES WITHIN THE CITY OF JOHNSTOWN.

WHEREAS, the City Community and Economic Development Department assists local businesses within the City to sustain and grow business activity, and

WHEREAS, the City Community and Economic Development desires to reestablish a program to provide funding to businesses to improve the exterior of their buildings, and

WHEREAS, it is the desire of the City Council to access funding opportunities to help us support local businesses; and

WHEREAS, the proposed program will entail contribution from local businesses to provide and contribute any matching funds required to be contribute by the City as the local governing body, as a condition of the receipt of grant funds for façade improvements; and

WHEREAS, The City Council of the City of Johnstown has agreed to submit a grant application to the Pennsylvania Department of Community and Economic Development, on the basis of the foregoing;

NOW THEREFORE IT BE RESOLVED, that the City of Johnstown (the Governing Body”) shall be, and the same hereby are authorized to submit a Grant Application to the Pennsylvania Department of Community and Economic Development for the purpose of the conducting a Building Façade Improvement Program. The Interim City Manager and/or his designee is hereby authorized to execute and take any/all actions necessary to effectuate all certifications and documentation required in connection with the application.

ADOPTED:


April 14, 2021

By the following vote:

Yeas: Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mayor Janakovic.(6)

Nays: None (0)

Absent: Mr. Capriotti (1)




---

Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10418** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



---

Nancy J. Cushing, City Clerk

CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 10419

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 CITY OF JOHNSTOWN FOR THE PROPERTY KNOWN AS 20 MATTHEWS  
STREET FOR SUBSTITUTION OF THE CITY OF JOHNSTOWN'S NOISE ORDINANCE FOR SEC. 493  
(34) OF THE LIQUOR CODE.

**WHEREAS**, the property owner of 20 Matthews Street, Johnstown, PA 15901 also known as The Freight  
Station desires exemption from Section 493 (34) of the Liquor Code regarding amplified music being heard off  
the licensee's property; and

**WHEREAS**, As per statutory authority set forth under section 493.1(b) of the Liquor Code (47 P.S. § 4-  
493.1(b)), a municipality may file a petition with the Board, requesting approval for an identifiable area in the  
municipality; and

**WHEREAS**, the municipality identifies the need for said exemption and is in support of the petition to allow  
and/or renew the substitution of the municipal noise ordinance (Ordinance No. 3837 passed October 14,  
1969) for Section 493(34) of the Liquor Code and intends to fully enforce said municipal noise regulations in  
place of Section 493(34) of the Liquor Code; and

**NOW THEREFORE, BE IT RESOLVED** the Interim City Manager of the City of Johnstown and the City  
Department of Community and Economic Development is hereby authorized to submit to the Pennsylvania  
Liquor Control Board a petition for exemption from Sec. 493 (34) of the Liquor Code.

ADOPTED:

April 14, 2021

By the following Vote:

Yeas: Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt, Mayor Janakovic, Rev. King. (6)

Nays: None (0)

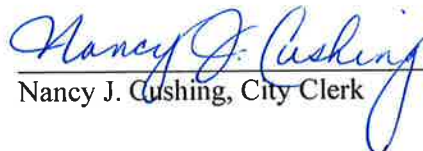
Absent: Mr. Capriotti (1)



Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10419** as the same adopted by  
the City Council of the City of Johnstown, Pennsylvania.



Nancy J. Cushing, City Clerk

**CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 10420**

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, CONFIRMING AND RATIFYING THE AUTHORITY OF THE INTERIM CITY MANAGER TO DESIGNATE AN ACTING CITY MANAGER WHEN NECESSARY AND FURTHER LIMITING THE APPLICATION OF CITY COUNCIL'S STANDING DESIGNATION OF AN ACTING CITY MANAGER, EFFECTIVE APRIL 1, 2021

WHEREAS, the City previously entered into a contract and related extensions thereof with John K. Trant, Jr. d/b/a Strategic Solutions, LLC for purposes of securing Interim City Management and Consulting Services via Resolution No. 10234; and

WHEREAS, Resolution No. 10234 authorizing said contract likewise confirmed Council's prior approval and designation of the City's Finance Director as Acting City Manager in any instances of anticipated or unanticipated inability of the City Manager and/or Interim City Manager to serve, until further notice; and

WHEREAS, the City Council recognizes that a standing designation of a specific Acting City Manager is not necessary in instances other than unanticipated incapacitation, and wishes to clarify and limit the times at which said designation is applicable; and

WHEREAS, the City's Home Rule Charter and Administrative Code provide, in pertinent part, that "at any time the City Manager is unable to perform the duties of that office, whether because of absence or disability, he or she may delegate such authority to another Municipal employee, subject to prior approval by Council, and that "in the event the City Manager position is deemed vacant without any such authority having been previously delegated as described in the preceding sentence, a majority of the members of Council may appoint an Acting City Manager at any time during which the City Manager position remains vacant, for any reason."; and

WHEREAS, Council wishes to make clear that the Interim City Manager retains the authority to designate an Acting City Manager in accordance with the foregoing process, and that the only instances in which the Acting City Manager may be designated are when the current City Manager and/or Interim City Manager is actually incapacitated and/or actually unable to perform his/her duties;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Johnstown, Cambria County, Pennsylvania that:

1. Effective April 1, 2021, the City Manager and/or Interim City Manager, or, if required, the City Council, may designate any municipal employee as Acting City Manager when deemed necessary to do so, in accordance with applicable provisions of the Home Rule Charter and Administrative Code.
2. Effective April 1, 2021 Council's standing designation of Acting City Manager shall be for the Assistant City Manager, if one is employed, or otherwise the Finance Director to serve

as Acting City Manager; however this standing designation shall be referred to and/or relied upon solely in the rare and unlikely instance in which 1) the current City Manager and/or Interim City Manager is actually incapacitated and absolutely unable to perform his/her duties, and 2) neither Council nor the City Manager and/or Interim City Manager has had an opportunity to otherwise designate an Acting City Manager prior to the point of such incapacitation and/or inability to perform. Any and all other instances in which the designation of an Acting City Manager may be necessary will occur in accordance with the Home Rule Charter and Administrative Code.

3. It is the express desire of Council to make clear that the physical absence of the City Manager and/or Interim City Manager from the City, from City Hall, and/or from the City Manager's office does not necessarily or automatically render the City Manager unable to perform his/her duties nor does it render the City Manager position vacant.
4. The designation of John K. Trant, Jr. as Acting City Manager for the period of vacancy arising April 1, 2021 through April 5, 2021 is hereby further ratified effective April 1, 2021.
5. Any/all prior Resolutions and Agreements adopted by City Council and/or between the parties are hereby amended to the extent of any inconsistency with this Resolution as of April 1, 2021.

ADOPTED:


April 14, 2021

By the following Vote:

Yeas: Mr. Vitovich, Mr. Arnone, Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock. (6)

Nays: None (0)

Absent: Mr. Capriotti (1)




---

Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10420** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



---

Nancy J. Cushing, City Clerk

**CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 10421**

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY, PENNSYLVANIA, APPROVING AND AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE(S) TO TAKE ANY/ALL ACTIONS NECESSARY TO EFFECTUATE AN EXTENSION AGREEMENT BETWEEN THE CITY AND JOHN K. TRANT, JR., D/B/A STRATEGIC SOLUTIONS, LLC FOR TRANSITIONAL CONSULTING SERVICES AS NEEDED AND CONTINUING THROUGH MAY 31, 2021.

WHEREAS, the City previously entered into a contract and related extensions thereof with John K. Trant, Jr. d/b/a Strategic Solutions, LLC for purposes of securing Interim City Management and Consulting Services; and

WHEREAS, said contract and related extensions thereof recently concluded and a new Interim City Manager was named for the period of April 5, 2021 through early January 2022; and

WHEREAS, the City Council has determined that it is in the best interests of the City to further utilize the services of Mr. Trant to assist with the transition of the new Interim City Manager that on an hourly basis, not to exceed an amount of \$3,500 which is an agreed upon estimation of services provided approximately one day per week, though said services may be scheduled in accordance with the needs of City Manager's Office and relevant matters pending for the City; and

WHEREAS, the City Council desires that these transitional consulting services remain available, subject to the foregoing terms, through May 31, 2021, on an as needed basis; and

WHEREAS, Mr. Trant has indicated a willingness to stay on and provide said Services under the foregoing terms and conditions, in which said services will be billed on an hourly basis, as requested and/or required, and not to exceed \$3,500 per month;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Johnstown, Cambria County, Pennsylvania that:

1. The City hereby approves an extension of the Agreement between the City and Strategic Solutions, LLC for Consulting Services through May 31, 2021, and further authorizes the Interim City Manager to take all actions necessary to effectuate same; and
2. The attached hourly billing rates for Strategic Solutions, LLC shall be applicable for services rendered beginning April 1, 2021 through the May 31, 2021, end date of this Agreement and/or any extension thereof that may be mutually agreed upon, in writing, by the parties; and
3. Any/all prior Resolutions and Agreements adopted by City Council and/or between the parties are hereby amended to the extent of any inconsistency with this Resolution as of April 1, 2021.

ADOPTED:


April 14, 2021

By the following Vote:

Yeas: Mr. Arnone, Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich. (6)

Nays: None (0)

Absent: Mr. Capriotti (1)

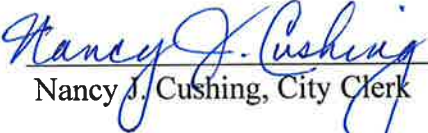


---

Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No.10421 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.



---

Nancy J. Cushing, City Clerk



**CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 10422**

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE(S) TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY TO EFFECTUATE THE PURCHASE OF SEVEN (7) SETS OF FIREFIGHTER PROTECTIVE CLOTHING SATISFYING NFPA STANDARDS FROM THE WITMER PUBLIC SAFETY GROUP.

WHEREAS, the City of Johnstown Fire Department requests and has budgeted for the purchase of seven (7) sets of firefighter protective clothing satisfying NFPA standards; and

WHEREAS, a thorough search for pricing on said firefighter clothing sets identified Witmer Public Safety Group as the entity offering the lowest (COSTAR) quote for same in the amount of Twenty-Nine Thousand Five Hundred Thirteen and 00/100 (\$29,513.00) Dollars; and

WHEREAS, the purchase of this protective gear will be paid through funds within the Capital Budget at Line Item Account Number 18.412.28.065.00.

NOW, THEREFORE, BE IT RESOLVED, by City Council of Johnstown, Cambria County, Pennsylvania, that the Interim City Manager and/or his designee(s) are hereby authorized to sign all documents and take any/all other actions necessary to effectuate the purchase of seven (7) sets of firefighter protective clothing from Witmer Public Safety Group at a cost of Twenty-Nine Thousand Five Hundred Thirteen and 00/100 (\$29,513.00) Dollars.

ADOPTED:

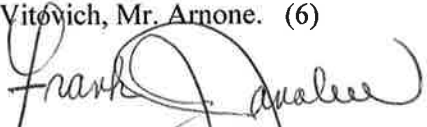
April 14, 2021

By the following Vote:

Yeas: Mr. Britt, Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Arnone. (6)

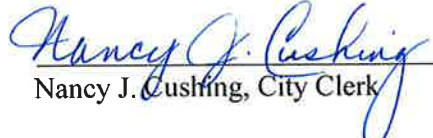
Nays: None (0)

Absent: Mr. Capriotti (1)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Marie Mock, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No. **10422** as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Nancy J. Cushing, City Clerk

**CITY OF JOHNSTOWN, PENNSYLVANIA  
RESOLUTION NO. 10423**

A RESOLUTION OF CITY COUNCIL OF THE CITY OF JOHNSTOWN, CAMBRIA COUNTY PENNSYLVANIA, AUTHORIZING THE INTERIM CITY MANAGER AND/OR HIS DESIGNEE(S) TO SIGN ALL DOCUMENTS AND TAKE ANY/ALL OTHER ACTIONS NECESSARY TO EFFECTUATE AN AGREEMENT WITH KAZA FIRE EQUIPMENT FOR AFTERMARKET MODIFICATIONS AND VEHICLE UPGRADES, TO INCLUDE INSTALLATION OF EMERGENCY LIGHTING PER FIRE DEPARTMENT SPECIFICATIONS.

WHEREAS, the City of Johnstown Fire Department requests and has budgeted for the certain aftermarket modifications and upgrades to include the installation of emergency lighting per fire department specifications on a 2022 Ford F-350 Pick-Up previously purchased by the City of Johnstown; and

WHEREAS, a thorough search identified Kaza Fire Equipment as the entity offering the lowest quote for the above-referenced vehicle upgrades in the amount of Twenty-Five Thousand One Hundred Eight-Four and 00/100 (\$25,184.00) Dollars; and

WHEREAS, the cost of said vehicle upgrades will be incorporated into the purchase of the above-referenced 2022 Ford F-350 Pick-Up purchased by the City via order completed in February 2021 as part of a five (5) year Lease-to Own Agreement; and

WHEREAS, the cost of said vehicle upgrades will be funded from the Capital Budget at Line Item Account Number 18.412.74.071.00; and

WHEREAS, the proposed Lease-to Own Agreement into which the vehicle upgrades will be incorporated is to be entered into with First Capital Equipment Leasing Corp., for purposes of financing the overall purchase and upgrades following the order of the vehicle;

NOW, THEREFORE, BE IT RESOLVED, by City Council of Johnstown, Cambria County, Pennsylvania, that the Interim City Manager and/or his designee(s) are hereby authorized to sign all documents and take any/all other actions necessary to effectuate an agreement with Kaza Fire Equipment for aftermarket modifications and vehicle upgrades to include the installation of emergency lighting, in the amount of Twenty-Five Thousand One Hundred Eight-Four and 00/100 (\$25,184.00) Dollars

ADOPTED:


April 14, 2021

By the following Vote:

Yeas: Mayor Janakovic, Rev. King, Mrs. Mock, Mr. Vitovich, Mr. Arnone, Mr. Britt. (6)

Nays: None (0)

Absent: Mr. Capriotti (1)

  
\_\_\_\_\_  
Frank J. Janakovic, Mayor  
Marie Mook, Deputy Mayor

ATTEST:

I do hereby certify that the foregoing is a true and correct copy of Resolution No.10423 as the same adopted by the City Council of the City of Johnstown, Pennsylvania.

  
\_\_\_\_\_  
Nancy J. Cushing, City Clerk