

**ASHTABULA CITY COUNCIL**  
**CITY OF ASHTABULA – COUNCIL CHAMBERS**  
**4717 Main Avenue, Ashtabula, OH 44004**

**REGULAR MEETING MINUTES**  
**Monday, May 21, 2018**

The President of Council called the meeting to order at 7:00 p.m., the Ward 2 Councilor offered the opening prayer and the Pledge of Allegiance was recited.

**MEMBERS PRESENT:** Mr. August A. Pugliese (Ward 2 Councilor)  
Mr. Michael D. Speelman (Ward 4 Councilor)  
Ms. Jane E. Haines (Ward 5 Councilor)  
Mrs. Kym Harley (Ward 1 Councilor)  
Mr. Christopher J. McClure (Vice President)  
Mr. John S. Roskovics (President)

**MEMBER(S) ABSENT:** Vacant (Ward 3 Councilor)

**OFFICER(S) PRESENT:** Mr. James M. Timonere (City Manager)  
Mr. Michael Franklin (City Solicitor)  
Mrs. Dana D. Pinkert (Finance Director)  
Mrs. LaVette E. Hennigan, MMC (Clerk of Council)

**OFFICER(S) ABSENT:** None

**EXCUSED ABSENCE(S):** None

**SUNSHINE LAW:** The Clerk of Council certified conformity to the Sunshine Law.

**AGENDA APPROVAL:** None

**PRESENTATION(S)**

Mr. Perry Alexandrides, Regional Liaison (Youngstown) for the Ohio Secretary of State's Office, issued a commendation, which the City Manager accepted, acknowledging the City of Ashtabula as a recipient of "Site Selection Magazine's 2017 Top 100 Micropolitans", in the United States, coming in at No. 18. The Office of Management and Budget, in the White House, defines a micropolitan statistical area as one or more adjacent counties that have at least one urban core area of at least 10,000 but less than 50,000. Dollars invested and on-going projects were a few of the criteria.

**EXECUTIVE SESSION**

At the request of the City Manager Mr. Pugliese moved, Mr. Speelman seconded to convene an Executive Session to discuss Pending or Imminent Litigation. On the roll call to convene the Executive Session: Mr. Pugliese, Mr. Speelman, Ms. Haines, Mrs. Harley, Mr. McClure, Mr. Roskovics voted yea; motion CARRIED. All members of Council, the four Officers and Police Chief Robert Stell attended the session.

### **Reconvene Public Meeting**

At 7:31 p.m., the President announced the public meeting reconvened and reported no action resulting from the session.

### **CONSENT AGENDA**

The Consent Agenda is a means whereby Council is able to efficiently conduct business by grouping routine items for consideration and disposal.

### **PRESENTATION OF MEETING MINUTES**

The Clerk of Council presented the May 7, 2018, Public Hearing and Regular Meeting Minutes. Mr. Pugliese moved, Mr. Speelman seconded to waive the reading of the minutes; motion CARRIED. Hearing no corrections the minutes were approved as presented.

### **Legislation Agenda**

- Formal Legislation Request(s): None
- Form and Correctness: None
- Legislation Overview: None
- Public Discussion (on legislation only): None
- Legislation Reading: None

### **REGULAR BUSINESS**

#### **PRESENTATION OF MEETING MINUTES**

None

#### **ADMINISTRATIVE REPORTS and COMMUNICATIONS**

#### **CITY MANAGER**

#### **Legislation Request**

I would like an ordinance giving permission to the Lift Bridge Community Association (LBCA) to hold the annual Wine & Walleye Festival in the Ashtabula Harbor Historic District on July 27, 2018 through July 29, 2018. Mr. Pugliese moved, Mr. Speelman seconded to grant the request; motion CARRIED.

#### **Clean-Up**

The City Manager thanked everyone who participated in the weekend clean-ups on Main Avenue, West 58<sup>th</sup> Street residential areas and at Clifford Kadon Presidential Park. He said "If you see litter, pick it up."

### **Grass**

The rain is falling and the grass is growing. The employee who will work the summer mowing lawns was hired. He began mowing last week. He will mow private properties whose owners have decided not to take care of. He will also mow Land Bank lots located within the City, for which we are reimbursed. It is illegal to blow or mow grass into the street and leave it there. It damages our storm drains. This notice has been issued the last several years; therefore, this year violators will be cited.

### **Summer Safety and Activities**

School is out for summer. Safety and the enjoyment of community activities were encouraged. A list of events may be found at [Ashtabeautiful.org](http://Ashtabeautiful.org). The wearing of dark clothing at night was discouraged for safety purposes.

### **Questions / Comments for City Manager**

Sanitation Pickup will be delayed one day the week of May 27, due to the observance of the Memorial Day holiday on Monday, May 28.

At the request of the Ward 1 Councilor, the City Manager asked that high grass be reported to the City's Planning and Community Development Department at 992-7118.

Curbside pickup of yard waste bags will continue until June 4. Bags may be taken to Public Works all year long. Pickup is in the Harbor this week. Bags should be placed at curbside on Monday, for Harbor pickup, to give crews enough time to pickup in this large area. In the Ward, bags should be placed at curbside on trash pickup day.

At the request of the Ward 2 Councilor, the City Manager provided an update on the Route 20 paving project. Construction was delayed because of a complaint of excessive vibration. A seismologist was hired, the concern was addressed and the project resumed today.

### **CITY SOLICITOR**

- **Open Dumping:** The Solicitor reported he recently wrote a letter to the editor about illegally disposing of waste tires termed, "open dumping". State law says open dumping of waste tires is a felony. It comes with a fine that starts at \$10,000 and a prison sentence that starts at 2 years. Tires may be properly disposed of at the City's Transfer Station for \$3 per tires without rims. Truck tires are a bit more.

### **FINANCE DIRECTOR**

**Formal Legislation Request:** The Finance Director officially requested supplemental appropriations Ordinance No. 2018-37, scheduled for a vote of City Council this evening. Mr. Pugliese moved, Mr. Speelman seconded to approve the request; motion CARRIED.

**CITY COUNCIL COMMITTEE REPORTS and COMMUNICATIONS**

(Chair/Vice Chair)

**COMMUNITY DEVELOPMENT/ECONOMIC DEVELOPMENT/PARKS & RECREATION (CD/ED/P&R)**

(Roskovics/Speelman)

The Chair reported on the committee's Tuesday, May 8, meeting, as follows:

- Growth Partnership: Mr. Greg Myers, Executive Director and Ms. Amanda White, Project Manager, spoke about new Brownfield funding.
- HOLA (Hispanic Organization of Lake and Ashtabula Counties): Ms. Veronica Dahlberg, Executive Director, spoke about HOLA services and how their services could impact Ashtabula City. She plans to send more information that would be helpful to our community.

The Ward 4 Councilor said attendance at committee meetings is a great opportunity to be introduced to organizations he never knew existed. He encouraged the public to request a copy of the full meeting minutes from the Clerk of Council so they, too, may be informed.

**FINANCE & PERSONNEL - (F&P)** (McClure/Pugliese)

The Chair announced the committee is scheduled to meet Friday, June 8, at 8:00 a.m., in the Municipal Building 2<sup>nd</sup> floor conference room.

**PUBLIC WORKS/PUBLIC UTILITIES/CABLE/SCHOOLS - (PW/PU/C/S)** (Pugliese/Vacant)

The Chair announced the committee is tentatively scheduled to meet Friday, June 1, at 8:00 a.m., in the Municipal Building 2<sup>nd</sup> floor conference room.

**SAFETY FORCES - (SF)** (Speelman/Harley)

The Chair announced that due to there being no agenda items ready to come before the committee, their Tuesday, May 29, meeting is cancelled.

**WORK SESSION:** No Report

**LEGISLATION AGENDA**

- Formal Legislation Request(s): None
- Form and Correctness: The Clerk confirmed Council Rule of Order No. 21, has been met.
- Legislation Overview: The Clerk of Council provided a brief overview.
- Request Presentation by Consent Agenda: Mr. Pugliese moved, Mr. Speelman seconded for presentation of the regular legislation agenda to be by Consent Agenda; motion CARRIED.
- Public Discussion (on legislation only): None

- Legislation Reading: The Clerk of Council presented the following legislation:

ORDINANCE NO. 2018-36, AN ORDINANCE GRANTING THE LIFT BRIDGE COMMUNITY ASSOCIATION PERMISSION TO HOLD THE ANNUAL ASHTABULA WINE & WALLEYE FESTIVAL IN THE ASHTABULA HARBOR HISTORIC DISTRICT ON JULY 27 THROUGH 29, 2018, IN CONJUNCTION WITH THE CITY OF ASHTABULA. (City Manager)

ORDINANCE NO. 2018-37, AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS IN THE GENERAL, PUBLIC WORKS, POLICE GRANTS, MISCEANEOUS GRANTS, PERMANENT IMPROVEMENT AND COURT SPECIAL PROJECTS FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ASHTABULA, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018. (Finance Director)

ORDINANCE NO. 2018-38, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GPD GROUP IN AN AMOUNT NOT TO EXCEED \$40,000.00 FOR ENGINEERING DESIGN AND CONSTRUCTION ADMINISTRATIVE SERVICES FOR THE 2018 PAVING PROGRAM. (City Manager)

ORDINANCE NO. 2018-39, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO MAKE APPLICATION TO THE STATE OF OHIO DEVELOPMENT SERVICES AGENCY FOR AN ALLOCATION GRANT AND A CRITICAL INFRASTRUCTURE GRANT FOR DEMOLITION OF THE PREVIOUS MUNICIPAL BUILDING AND FOR RELOCATION OF A PUMP STATION AND ROAD CONSTRUCTION ON TIVISION PLACE. (City Manager)

RESOLUTION NO. 2018-40, A RESOLUTION AUTHORIZING THE CITY MANAGER TO PREPARE AND FILE AN APPLICATION FOR AN OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS PUBLIC RECREATION GRANT. (City Manager)

ORDINANCE NO. 2018-41, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO DISPOSE OF OBSOLETE AND UNNEEDED VEHICLES AND OTHER ITEMS. (City Manager)

ORDINANCE NO. 2018-42, AN ORDINANCE REPEALING, IN ITS ENTIRETY, CODIFIED ORDINANCE SECTION 174.02(b) FOR THE PURPOSE OF CLARIFYING RESIDENCY REQUIREMENTS OF PARKS AND RECREATION BOARD APPOINTEES. (City Manager)

ORDINANCE NO. 2018-43, AN ORDINANCE ENACTING NEW CODIFIED ORDINANCE SECTION 174.02(b) FOR THE PURPOSE OF CLARIFYING RESIDENCY REQUIREMENTS OF PARKS AND RECREATION BOARD APPOINTEES. (City Manager)

ORDINANCE NO. 2018-44, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR STORM SEWER WORK ALONG SR 531 NEAR THE WESTERN CORPORATION LIMIT OF THE CITY OF ASHTABULA. (City Manager)

ORDINANCE NO. 2018-45, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A COMMUNITY REINVESTMENT AREA TAX INCENTIVE AGREEMENT WITH LAKE CITY PLATING COMPANY, INC., FOR THE PURPOSE OF TAX ABATEMENT AT 75% FOR 10 YEARS FOR THE CONSTRUCTION OF A 5000 SQUARE FOOT BUILDING ADDITION. (City Manager)

ORDINANCE NO. 2018-46, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A COMMUNITY REINVESTMENT AREA TAX INCENTIVE AGREEMENT WITH JAMES AND SUSAN BROADSTREET FOR THE PURPOSE OF TAX ABATEMENT AT 100% FOR 7 YEARS FOR REMODELING AND/OR CONSTRUCTION OF IMPROVEMENTS AT RESIDENTIAL PREMISES KNOWN AS 1347 THAYER AVENUE. (City Manager)

ORDINANCE NO. 2018-47, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A COMMUNITY REINVESTMENT AREA TAX INCENTIVE AGREEMENT WITH MICHAEL AND TRICIA WILLIAMS FOR THE PURPOSE OF TAX ABATEMENT AT 100% FOR 7 YEARS FOR CONSTRUCTION OF IMPROVEMENTS AT RESIDENTIAL PREMISES KNOWN AS 3301 BRIANNA COURT. (City Manager)

RESOLUTION NO. 2018-48, A RESOLUTION TO PROCEED WITH THE SUBMISSION TO THE ELECTORS OF THE CITY OF ASHTABULA AT AN ELECTION TO BE HELD ON NOVEMBER 6, 2018, THE QUESTION OF RENEWAL OF AN EXISTING TAX LEVY AT THE RATE OF TWO AND ONE-HALF (2.5) MILLS PER YEAR FOR A PERIOD OF FIVE (5) YEARS FOR THE PURPOSE OF PAYMENT OF SALARIES OF PERMANENT OR PART-TIME POLICE, COMMUNICATIONS, OR ADMINISTRATIVE PERSONNEL IN THE CITY POLICE DEPARTMENT, INCLUDING THE PAYMENT OF EMPLOYER CONTRIBUTIONS REQUIRED FOR SUCH PERSONNEL UNDER SECTION 145.48 OR 742.33 OF THE REVISED CODE, OR PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, OTHER EQUIPMENT, BUILDINGS AND SITES FOR SUCH DEPARTMENT. (City Manager)

Mr. Pugliese moved, Mr. Speelman seconded to waive the reading of the legislation; motion CARRIED. Mr. Pugliese moved, Mr. Speelman seconded to waive the Charter requirement of two readings. On the roll call to waive the Charter requirement of two readings: Mr. Pugliese , Mr. Speelman, Ms. Haines, Mrs. Harley, Mr. McClure, Mr. Roskovics voted yea; motion CARRIED. On the roll call to adopt the legislation: Mr. Pugliese , Mr. Speelman, Ms. Haines, Mrs. Harley, Mr. McClure, Mr. Roskovics voted yea; motion CARRIED.

## **NEW BUSINESS**

### **Liquor Permit – New**

#### **New - Spring Family LLC dba Burrito Loco, 2421 Lake Avenue, Ashtabula, OH 44004 – Ward 3**

D1 Beer only for on premises consumption and in sealed containers for carry out, until 1:00 a.m.

D3 Spirituous liquor for on premises consumption only, until 1:00 a.m.

**No hearing required.**

### **Tell Us Something We Don't Know**

Members of City Council and the Administration/Officers are provided the opportunity to tell something about Ashtabula we may not know.

1. City Manager: The court has dismissed the lawsuit pertaining to medical marijuana cultivation. The announcement regarding where medical marijuana dispensaries will be located is scheduled to be made Wednesday. Construction will be involved if the City of Ashtabula is awarded one of the dispensary permits.
2. Ward 4 Councilor: Tomorrow, "Kids for Positive Change", will host a celebration at Superior and Erie Intermediate Schools, from 9:00 a.m. to 11:00 a.m. The invitation was extended to all members of Council and the Administration.

The Manager was thanked for being on the scene, at the Councilman's house, during Saturday's massive downpour, during which his basement backed up.

Monday, is Memorial Day. It is not about mattress sales and barbeques. It is to remember the men and women who gave "everything" for this country. Take a minute and reflect on it."

3. City Manager: During Saturday's storm an extraordinary amount of rain fell in a short period of time. When this happens the system surcharges. The Waste Water Treatment Plant reported taking in over 20 million gallons of water. Our typical flow is 4 million. During these types of storms, if basements flood during business hours, first call the Public Works Department (993-7036). Flooding that happens after regular business hours should be called into the Police Department Non-Emergency at 992-7172; they will dispatch Public Works. If a resident experiences a sewer back at anytime, before calling a plumber, call Public Works. They will look at the main line to determine if the problem is the City's responsibility or that of the homeowner.
4. The President said it is amazing that the City of Ashtabula was 18 out of 100 Top Micropolitan cities. He echoed what others have said in that it begins with every property and home owner taking pride in our community; which he sees a lot of.
5. Ward 2 Councilor: Has demolition of blighted homes resumed. The Manager responded, yes. He said after a lengthy conversation with the state agency that oversees demolitions conducted with state issued funds, about their sudden new requirement regarding historical studies prior to demolition, a new policy was issued to all Land Banks the next day. The Clerk asked if the historical study requirement is now ceased. The Manager said, "They now make us put a little piece of paper into the file that says we checked to see if the house was on the National Registry."

### **PUBLIC DISCUSSION/COMMENTS (General Matters)**

None

**EXECUTIVE SESSION**

None

**ADJOURNMENT**

Hearing no further business to come before this Council, the President declared the meeting adjourned at 8:10 p.m.

DATE APPROVED:

June 4, 2018

ATTESTED BY:

John S. Roskovics  
John S. Roskovics  
President of Council

TTTESTED BY:

LaVette E. Hennigan  
LaVette E. Hennigan, MMC  
Clerk of Council