

**ASHTABULA CITY COUNCIL MEETING MINUTES
CITY OF ASHTABULA
4717 Main Avenue, Ashtabula, OH 44004**

Regular Meeting

Monday, July 18, 2016

Council met in a **REGULAR MEETING**. The Ward 2 Councilor called the meeting to order at 7:00 p.m.

The Ward 4 Councilor offered the opening prayer; the Pledge of Allegiance was recited.

A moment of silence was observed for the passing of Mr. Robert E. Beacom who served several years as our Ward 1 Councilor, Council President, Vice President, and who was very active in the Ashtabula City and County communities.

A moment of silence was also observed for Law Enforcement Officers throughout the country who lost their lives through violence. The Ward 2 Councilor said, "We have to come to an agreement somehow, somewhere – and let's hope that a prayer would help."

MEMBERS PRESENT:	Mr. August A. Pugliese	(Ward 2 Councilor)
	Mrs. Josephine Misener	(Ward 4 Councilor)
	Mrs. Alice T. Cook	(Ward 3 Councilor)
	Mr. Kris E. Hamrick	(Ward 5 Councilor)
	Mr. John S. Roskovics	(Ward 1 Councilor)

MEMBER(S) ABSENT:	Mr. Christopher J. McClure	(Vice President)
	Mr. J. P. Ducro IV	(President)

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): Mr. Hamrick moved, Mrs. Cook seconded to excuse the President and Vice President from this meeting; motion CARRIED.

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

PRESENTATION(S): None

EXECUTIVE SESSION: None

CONSENT AGENDA

The Consent Agenda is a means whereby Council is able to efficiently conduct business by grouping routine items, and disposing of or enacting them by one motion, a second, and one vote.

MEETING MINUTES READING & DISPOSAL

The Clerk of Council presented the following meeting minutes for Council's disposal:

- June 06, 2016 Regular Council Meeting
- June 20, 2016 Regular Council Meeting
- July 05, 2016 Public Hearing
- July 05, 2016 Regular Council Meeting

Mrs. Misener moved, Mr. Hamrick seconded to waive the reading of the minutes; motion CARRIED. The Ward 1 Councilor sought clarification regarding the July 5 Regular Meeting Minutes, noting the agenda recorded the minutes as taking place on July 6. The Clerk of Council reported she noticed the error after the agenda copies were made; and that she made the correction to the master copy thereafter. Hearing no further comments the minutes were approved as presented.

LEGISLATION AGENDA

- ORDINANCE
2016-106 AN ORDINANCE TO VACATE THE RIGHT-OF-WAY OF HUMPHREY AVENUE FROM WEST 26TH STREET TO WEST 27TH STREET.
(City Manager)

Mrs. Misener moved, Mrs. Cook seconded to waive the reading of the ordinance; motion CARRIED. Mrs. Misener moved, Mrs. Cook seconded to waive the Charter requirement of two readings.

Discussion

The City Solicitor reported this ordinance must go before the Planning Commission prior to Council's consideration. The Ward 4 Councilor asked why the legislation was drafted prior to the Planning Commission's consideration. The Solicitor reported the legislation, as it will be considered by Council, must be presented to the Planning Commission. The City Manager reported the Planning Commission is scheduled to consideration the ordinance on Thursday, July 21.

Motions were withdrawn. The legislation was placed on its first reading and will be read a second time at the Monday, July 25, Special Meeting.

CITY MANAGER'S REPORT

Recreational Lease Agreement

The City Manager requested an ordinance to enter into a Recreational Lease Agreement with the West 47th Street Properties, LLC, P.O. Box 675, Ashtabula, OH 44005-0675, for future use of the fenced in area containing the basketball courts and spectator stands at the former West Junior High School property. Mrs. Misener moved, Mrs. Cook seconded to grant the City Manager's request; motion CARRIED.

Ohio Public Works Commission (OPWC) Agreement No. CG01T/CG02T

The City Manager requested an ordinance to enter into an agreement with OPWC of 65 East State Street, Suite 312 Columbus, OH 43215-4213 for a project named Sanitary Sewer Overflow Elimination Phase 1, Project No. CG01T/CG02T in the amount not to exceed \$195,260 in accordance with the awarded funding for a total project cost of \$300,400, of which the City of Ashtabula is responsible to pay \$105,140. Funding for this expenditure will be taken from the Water Pollution Control (WPC) Capital Fund. Mr. Hamrick moved, Mrs. Cook seconded to grant the City Manager's request.

Discussion

The City Manager reported this application was submitted last year. The agreements now required signing so the project may begin this year.

The motion CARRIED.

Obsolete Equipment

The City Manager requested an ordinance to deem the following equipment obsolete: 2003 Ford Expedition VIN: 1FMPU16L73LB75189, 2001 Ford Econoline Van VIN: 1FTRE14W31HA70995, and a Police Department 2004 Ford Crown Victoria VIN: 2FAFP71W14X150990. These vehicles will be scrapped. Mr. Hamrick moved, Mrs. Cook seconded to grant the City Manager's request; motion CARRIED.

Yard Waste Bags

The City Manager reported bags are still being placed on treelawns for pick up. The program has been suspended until October. He asked that bags be delivered to the Public Works Department or stored on the properties until pick up resumes in October.

Safety Forces

The City Manager echoed the moment of silence for law enforcement that was requested at the beginning of this meeting. He said they have been under much scrutiny. He asked for prayers and peace.

Republican National Convention (RNC)

The City Manager announced that some members of our law enforcement staff are working the RNC security in Cleveland this week. His hope is that all goes well and that everyone remains safe. He issued a reminder that if someone sees something suspicious, even if it is believed to be small, to not assume someone else will report it. He said to take the time to make the call and report what is seen. It will be investigated and hopefully something can be prevented from happening. The Manager announced lots of visitors are in town, hotels are full, and he hopes they have a good time in our community.

Questions / Comments for City Manager

- **Lake Avenue Guardrail:** The Acting President asked if the Lake Avenue guardrail that was recently hit is going to be repaired. The Manager said many companies do not work with

that particular type guardrail system. Thomas Fence, a local company does, and provided a quote. The Manager reported the accident was a hit/skip. The vehicle's license plate was secured, the owner was contacted and reported the vehicle was stolen at the time of the accident. Because no one was physically driving the vehicle at the time of questioning, a citation cannot be issued. It is believed there is no insurance and the repair will cost \$3,000 to \$4,000. The repair will be made as soon as Thomas Fence is able to.

CITY SOLICITOR'S REPORT - No Report

FINANCE DIRECTOR'S REPORT

The Finance Director reported:

- **2017 Budget Process:** The process has begun.
- **Ohio Treasurer's Open Check Book:** We have begun the process to participate in the Open Check Book located on the Ohio Treasurer's website. The City of Ashtabula should be a participant by year-end. If Council would like to see a presentation on the system, once we are on, it would be scheduled.

CITY COUNCIL COMMITTEE REPORTS and COMMUNICATIONS (Chair/Vice Chair)

COMMUNITY DEVELOPMENT/ECONOMIC DEVELOPMENT/PARKS & RECREATION (CD/ED/P&R)
(Mrs. Misener/Mr. Roskovics) – The Chair reported the committee did not meet in July. The Ashtabula Parks & Recreation Board meet on Tuesday, July 12, at Walnut Beach; the Chair the follows:

- **My Neighborhood Group:** The Chair reported the group is active and are always searching for new things to do. The Chair reported that Ms. Tiffany Reid report they are working on a Fish Farm and Therapeutic Gardens for the purpose of helping senior citizens and veterans. More information is to come. Their community garden is flourishing; they believe the crop will be bountiful. They have volunteers lined up to construct a pavilion at Clifford Kadon Presidential Park. They need a certified contractor who is willing to donate their time for a weekend to oversee and direct the construction. Carl Feather is going to do a feature article on the Group, highlighting all their efforts.
- **Walnut Beach:**
 - The Board reported receiving several complaints about speeding on the entrance road to the Beach. It has been suggested that speed bumps be placed on said road to curb speeding. The Chair suggested this issue be referred to the Public Works/Public Utilities/Cable/Schools Committee for consideration and recommendation.

- The Board asked for the status of the new Beach signs. The Manager said 2-Lifeguard Rules; 2-Park Rules; 2-Unguarded Beyond this Point signs were just delivered, and will be erected.
- The Board is beginning to organize and people are being lined up to serve on a committee for the proposed Parks and Recreation Levy. They await City Council's July 25, special meeting vote on a resolution to proceed with placing the levy on the November 8, General Election ballot.
- **Community Activities:**
 - TABS (The Arts on Bridge Street) July 30 and 31
 - Bands-on-the-Beach, Sunday, July 31, 4:00 p.m. to 6:00 p.m.
 - Attendance at Ashtabula Arts Center productions was encouraged.
- **New Main Avenue Business:** A new bagel business is scheduled to open this weekend on Main Avenue. The young husband and wife team have a bagel shop on the east side of Conneaut on Route 20, that has been open a little over one year and is doing well.
- **Meeting Announcements:**
 - The next committee meeting is scheduled for Tuesday, August 9, at 4:00 p.m., in the Municipal Building 2nd Floor Conference Room. The Chair asked the Clerk if Farrell Insulation is scheduled to attend. The Clerk reported Mr. Phil Pape, a representative for the company, will let her know when his schedule permits.
 - The next Parks & Recreation Board meeting is scheduled for Tuesday, August 9, at 6:30 p.m., in Pre-Council Chambers located on the first floor of the Municipal Building.

FINANCE & PERSONNEL (F&P) - (Mr. Ducro IV/Mr. Pugliese) - The Acting President announced the committee is scheduled to meet on Friday, August 12, at 8:00 a.m.

PUBLIC WORKS/PUBLIC UTILITIES/CABLE/SCHOOLS (PW/PU/C/S) - (Mr. Pugliese/Mr. McClure)
The Chair announced the August 5, meeting with Aqua Ohio has been moved to Friday, September 2, at 8:00 a.m.

SAFETY FORCES (SF) - (Mr. Hamrick/Mrs. Misener) - The Chair announced the committee did not meet this month. The next scheduled meeting is Monday, August 22, at 8:00 a.m.

LEGISLATION AGENDA

- **Formal Legislation Request – None**

- **Public Discussion** – None
- **Legislation Reading**

The Clerk of Council presented the following ordinance for Council's consideration:

ORDINANCE (1st Reading)

2016-107 AN ORDINANCE AMENDING THE TRAFFIC CONTROL MAP AND FILE TO REDUCE THE SPEED LIMIT ON WEST 13TH STREET FROM UNION AVENUE TO THE WEST CITY LIMIT LINE FROM 35MPH TO 25MPH (City Manager)

Mrs. Misener moved, Mr. Hamrick seconded to waive the reading of the ordinance; motion CARRIED. The ordinance was placed on its first reading.

UNFINISHED BUSINESS - None

NEW BUSINESS

- **Liquor Permit Requests**

- **New**

TO: MACS Convenience Stores LLC, Circle K Lake Avenue, Ashtabula, OH 44004

The Ward 2 Councilor announced that no hearing is required. Hearing no further comments, the Clerk of Council will notify the Liquor Control Board that no hearing is required.

- **Transfer**

FROM: North Coast Properties Inc., dba Take Five Harbor Bistro, 1035 Bridge Street, 2nd Floor, Front Only, Ashtabula, OH 44004

TO: CAP Real Estate LLC dba Purola Brothers Pizza, Same Address

The Ward 2 Councilor announced that no hearing is required. Hearing no further comments, the Clerk of Council will notify the Liquor Control Board that no hearing is required.

MISCELLANEOUS - None

GENERAL PUBLIC DISCUSSION

Mrs. Patricia Blum, 1540 West 17th Street

- **Street Cuts:** Thank you for scheduling a meeting with Aqua Ohio water company to let them know they need to do a better job repairing their street cuts on our roads.
- **Mold in a Home:** A home on her street has mold in it. She would like the City of Ashtabula to look into it. She said out of town companies are purchasing properties and selling them to the elderly and families with young children; she expressed health concerns.

- **Gutter Helmet:** She asked consumers to be careful when purchasing gutters from Gutter Helmet. She said they did not tell her to remove the gutter helmets before having a new roof installed and now her gutters are plugged.


EXECUTIVE SESSION - None

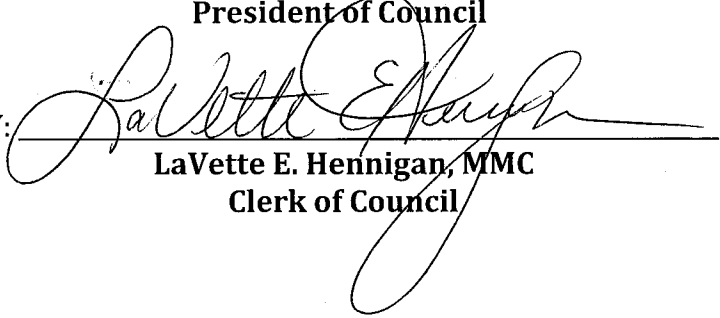
CLOSING REMARKS

- **Meeting Announcements**
 - **Regular Meeting:** The Acting President announced the next Regular Council Meeting is scheduled for Monday, August 1, at 7:00 p.m.; Pre-Council is at 6:00 p.m.
 - **Public Hearing:** The Acting President announced City Council will meet in a public hearing on Monday, August 15, at 5:30 p.m., to present the request for an amendment to the Saybrook Township JEDD II.

ADJOURNMENT: Hearing no further business to come before the Council, the Acting President issued a reminder to "Remember to Keep Believing in Ashtabula", and adjourned the meeting at 7:36 p.m.

DATE APPROVED: August 1, 2016

ATTESTED BY: 
J. P. Ducro IV
President of Council

ATTESTED BY: 
LaVette E. Hennigan, MMC
Clerk of Council