

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

**REGULAR MEETING MINUTES**  
**Monday, July 3, 2017**

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.

A Moment of Silence was observed to recognize the passing of former Ward 1 Councilor Joseph L. Rose who served as a member of the Ashtabula City Council during the following time periods:

- July 17, 1984 thru November 30, 1985 (filled an unexpired term)
- December 1, 1985 thru November 30, 1987 (2 year term)
- December 1, 2007 thru November 30, 2010 (4 year term)

The President said “Our thoughts are with his wife, Wanda, and their family.

<b>MEMBERS PRESENT:</b>	Mr. John S. Roskovich	(Ward 1 Councilor)
	Mr. August A. Pugliese	(Ward 2 Councilor)
	Mr. Michael D. Speelman	(Ward 4 Councilor)
	Mrs. Kristy L. Hosken	(Ward 3 Councilor)
	Mr. Kris E. Hamrick	(Ward 5 Councilor)
	Mr. Christopher J. McClure	(Vice President)
	Mrs. Josephine Misener	(President)

**MEMBER(S) ABSENT:** None

<b>OFFICER(S) PRESENT:</b>	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:** Mr. Pugliese moved, Mr. Speelman seconded to approve the agenda; motion CARRIED.

**PRESENTATION(S):**

Guest Vocalist, Mr. Monty Foltz, sang “All Gave Some; Some Gave All”, which he also sang at the 2017 Ashtabula Downtown Memorial Day celebration. He said the ones that “Gave All” gave the ultimate sacrifice – their lives. Staff Sergeant Monty Foltz served in the U.S. Army, in the Republic of Vietnam in

1969 and 1970. Mr. Foltz said Billy Rae Cyrus, a strong supporter of veterans, wrote the song in the late 1970s or early 1980s. He said if he had the song would be a national anthem.

### **EXECUTIVE SESSION**

The City Manager requested an Executive Session to discuss the Sale/Lease of Property. Mr. Pugliese moved, Mr. Hamrick seconded, to grant the Manager's request. On the roll call to convene an Executive Session: Mr. Roskovics, Mr. Pugliese, Mr. Speelman, Mrs. Hosken, Mr. Hamrick, Mr. McClure, Mrs. Misener voted yea; motion CARRIED.

### **Reconvened**

At 7:35 p.m., the President announced the open portion of the meeting reconvened, with nothing to report as a result of the Executive 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:** None

### **LEGISLATION AGENDA**

- **Formal Legislation Request(s):** None
- **Form and Correctness:** None
- **Legislation Overview:** None
- **Public Discussion (Legislation Portion Only):** None
- **Legislation Reading:** None

### **REGULAR BUSINESS**

### **PRESENTATION OF MEETING MINUTES**

The Clerk of Council presented the June 19, 2017 Public Hearing and Regular Meeting minutes for Council's approval. Mr. Pugliese moved, Mr. Speelman seconded to waive the reading of the minutes; motion CARRIED. Hearing no corrections, the minutes stood approved as presented.

### **ADMINISTRATIVE REPORTS and COMMUNICATIONS**

- **CITY MANAGER'S REPORT**

#### **Removal of Topper Avenue Bridge**

The City Manager requested an ordinance to enter into an agreement with Norfolk Southern Railway Company for the purpose of removing the Topper Avenue Bridge known as DOT #4719815. Mr. Pugliese moved, Mr. Roskovics seconded to approve the Manager's request; motion CARRIED.

**Sewer Connection Fees - Payment Plan**

The City Manager requested an ordinance permitting payment of sewer connection fees over a six-month period for property located at 1342 East 6<sup>th</sup> Street. Mr. Pugliese moved, Mr. Roskovics seconded to approve the Manager's request; motion CARRIED.

**Questions/Comments for City Manager**

**Loud Music:** The Ward 2 Councilor reported an East 11<sup>th</sup> Street resident called him several times to report that starting at 7:00 p.m. or 7:30 p.m., a neighbor regularly blasts music for 3 to 4 hours. The resident would like to know what can be done. The Manager said he would have it checked out.

- **CITY SOLICITOR'S REPORT**

**Fireworks:** The Solicitor reported Ohio Law prohibits fireworks displays and prohibits fireworks from being set off without a state permit. The penalty is a first degree misdemeanor with a fine of up to \$1,000 or jail time up to 6 months. He said if law enforcement pays a visit to your property that means someone has complained and it is best not to argue but to simply comply with the officer's request.

- **FINANCE DIRECTOR'S REPORT**

**Audit and Comprehensive Annual Financial Report (CAFR)**

The Finance Director reported the audit is complete and the independent auditor's report has been submitted to the Auditor of State. We will be notified when they release the report, at which time we will post the audit and our (CAFR) on line.

**Sewer Billing**

The Finance Director reported the new billing software has converted all sewer and trash accounts into the property owner's name. Property owners should be prepared to receive the bills and should contact the Finance Department to request a duplicate bill be sent to the occupant. The City Council was told that they may receive calls.

**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 announced the committee will meet on Tuesday, July 11, at 4:00 p.m., in the Municipal Building 2<sup>nd</sup> floor conference room.

**Ashtabula City Parks & Recreation Board**

The Chair announced the Board met on June 27, to discuss proposed park rules. The rules were sent to the City Solicitor for review and comment prior to the June 11, CD/ED/P&R Committee meeting.

The Board will meet on Tuesday, July 11, at 6:30 p.m., at Smith Field.

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Monday, July 3, 2017

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

The Chair announced the committee will meet on Friday, July 14, 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) - (Mr. Pugliese/Mr. McClure)**

The Chair announced the committee will meet on Friday, July 7, at 8:00 a.m., in the Municipal Building 2<sup>nd</sup> floor conference room. GreatWave Communications is scheduled to speak about providing cable, internet and telephone service to the City of Ashtabula.

**SAFETY FORCES (SF) - (Mr. Hamrick/Mrs. Misener)**

The Chair announced the committee will meet on Monday, July 24, at 8:00 a.m., in the Municipal Building 2<sup>nd</sup> floor conference room. Representatives from Community Care Ambulance Network (CCAN) will be present.

**WORK SESSION – No report**

**LEGISLATION AGENDA**

- **Formal Legislation Request(s):** None
- **Form and Correctness:** The Clerk of Council certified conformity to Council Rule 21.
- **Legislation Overview:** The President provided an overview of the Legislation Agenda.
- **Public Discussion (Legislation Portion Only)**
- **Consent Agenda:** The President entertained a motion to dispose of the Regular Business Agenda as a consent agenda, with the exception of Ordinance No. 2017-86, which will be presented separately. Mr. Pugliese moved, Mr. Hamrick seconded to approve the President's request; motion CARRIED.

**Legislation Reading**

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

ORDINANCE NO. 2017-90, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ANDRITZ SEPARATION, INC. IN AN AMOUNT NOT TO EXCEED \$40,000 FOR THE PURPOSE OF PROVIDING SERVICES AND MATERIALS FOR SERVICING THE CENTRIFUGE AT THE CITY'S WASTE WATER TREATMENT PLANT. (City Manager)

RESOLUTION NO. 2017-91, A RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF ASHTABULA FOR THE FISCAL YEAR BEGINNING ON JANUARY 1, 2018, AND SUBMITTING THE SAME TO THE ASHTABULA COUNTY, OHIO BUDGET COMMISSION. (Finance Director)

ORDINANCE NO. 2017-92, AN ORDINANCE PERMITTING PAYMENT OF SEWER CONNECTION FEES OVER A SIX-MONTH PERIOD FOR PROPERTY LOCATED AT 1342 EAST 6<sup>TH</sup> STREET. (City Manager)

ORDINANCE NO. 2017-93, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NORFOLK SOUTHERN RAILWAY COMPANY FOR REMOVAL OF THE TOPPER AVENUE BRIDGE. (City Manager)

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

## **NEW BUSINESS**

### **Resolution – Walnut Beach Lifeguard**

The President requested a resolution for Sierra Horton, a Walnut Beach Lifeguard, who saved 4 people from a rip-tide. Mr. Pugliese moved, Mr. Hamrick seconded to approve the request; motion CARRIED. The City Manager said when lifeguards give instructions they should be adhered to because it is for the safety of the public, lifeguards and first responders. He made it clear his comment in no way indicates those who were saved did anything wrong.

**Wine and Walleye (W&W) Festival Update (July 28-30):** The Manager reported the festival is fast approaching, volunteers are still needed, there should be a good crowd if attendance at the Beach Glass Festival is any indication, a lot of work has been done, he thanked the Planning and Community Development Department for their assistance, the Tall Ships will be in town for the festival, there will be charter boat cruises, Harbor Yak, a new business, is doing well and will have kayak rentals available, the merchants are putting their best foot forward, it will be a different festival than in years past in that it will be a “higher quality”, shuttles from Lake Avenue parking lots will be provided and the fireworks will be set off near Sidley’s.

## **GENERAL PUBLIC DISCUSSION**

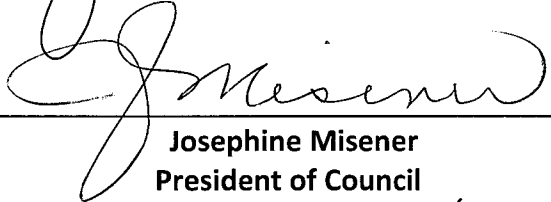
The President wished everyone a Happy Independence Day, said “be safe, and be glad you live in America where several have died for our freedoms.”

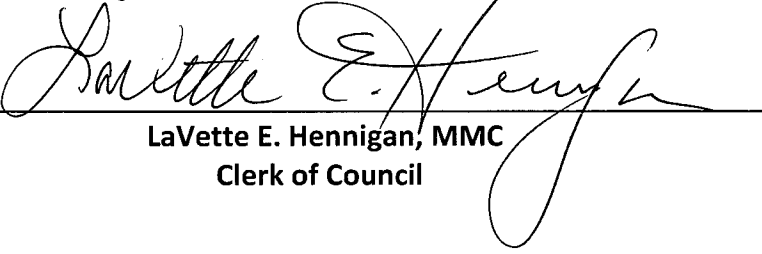
## **EXECUTIVE SESSION - None**

## **ADJOURNMENT**

Hearing no further business to come before this Council, the President declared the meeting adjourned at 7:53 p.m.

DATE APPROVED: July 17, 2017

ATTESTED BY:   
**Josephine Misener**  
**President of Council**

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