

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

REGULAR MEETING MINUTES
Tuesday, September 4, 2018

CALL TO ORDER

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: Mrs. Kym A. Harley (Ward 1 Councilor)
Mr. August A. Pugliese (Ward 2 Councilor)
Mr. Richard A. Quaranta (Ward 3 Councilor)
Mr. Michael D. Speelman (Ward 4 Councilor)
Ms. Jane E. Haines (Ward 5 Councilor)
Mr. John S. Roskovics (President)

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

OFFICER(S) PRESENT: Mr. James M. Timonere (City Manager)
Mr. Michael Franklin (City Solicitor)
Mrs. Carolyn M. Sheldon (Acting Finance Director)
Mrs. LaVette E. Hennigan, MMC (Clerk of Council)

OFFICER(S) ABSENT: None

EXCUSED ABSENCE(S): Mr. Quaranta moved, Mr. Pugliese seconded to excuse the Vice President from this meeting; motion CARRIED.

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

AGENDA APPROVAL: None

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 for consideration and disposal.

PRESENTATION OF MEETING MINUTES

The Clerk of Council presented the August 6 and 20 Regular Council Meeting minutes. Mr. Pugliese moved, Mr. Quaranta seconded to waive the reading of the minutes; motion CARRIED. Mrs. Harley moved, Mr. Pugliese seconded to adopt the minutes; motion CARRIED.

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

The City Manager presented the following legislation requests:

2018-2019 Rock Salt Bid Award

An ordinance to enter into an agreement with Morton Salt, Inc., as the most responsible bid for rock salt for City roads in the amount as follows: \$79.44/ton per dump truck; \$83.44/ton per piler; \$79.00/ton per pick up. Funding for this expense will be taken from the State Highway Fund 206. Mr. Pugliese moved, Mr. Quaranta seconded to approve the request; motion CARRIED. The President reported the cost has doubled. The Manager said last year a dump truck load cost \$32.98. He said he has never seen it this low; that usually it is in the \$55 to \$65 range; and \$79.44 is not the highest he has seen it since his time as City Manager. The Clerk asked why such a large increase. The Manager said last year was a light winter; this year a light winter is predicted; and his guess is the company is forecasting less of a demand, which drives up the price. The Ward 2 Councilor remembers receiving a reimbursement due to being overcharged by a salt company. The Manager said the Ohio Attorney General found collusion between companies; however, the reimbursement was nowhere near what we were robbed of. The size of the municipality does not dictate negotiating power. The motion CARRIED.

An ordinance approving a CRA application for Spring Family Properties, LLC. Ashtabula Area City Schools Board of Education approval has been received. Mr. Quaranta moved, Mr. Roskovics seconded to approve the request. At the request of the Clerk of Council the City Manager presented the following information:

- CRA (Community Reinvestment Area) is also known as a Tax Abatement
- The tax abatement is calculated on the property valuation before and after renovation – “the difference being the before and after values, on the tax rolls, will be what is abated”
- Spring Family Properties, LLC., dba Burrito Loco, has requested 75% tax abatement for 10 years

- Their plan is to:
 - Open a Burrito Loco at 2421 Lake Avenue
 - Spend \$250,000 to renovate the existing structure
 - Employ 15 persons (combination of full and part time)

The motion CARRIED.

Ronyak Paving Change Order No. 1 – 2018 Paving

An ordinance to execute Change Order No. 1 with Ronyak Paving in an amount not to exceed \$61,468.30 for the deletion and addition of work on the 2018 Paving Project. Mr. Pugliese moved, Mr. Quaranta seconded. The Ward 4 Councilor said, “Instead of doing the chip/fog/seal on some of the roads, we’re going to upgrade those to full-blown paving, basically to the tune of an extra \$60,000.” The Manager responded, “That, plus the addition of a few roads after this was all said and done. And, the deletion of the south side of West Avenue, comes out to an additional \$61,000.” The Ward 4 Councilor said, “So, if we were to do just chip/fog/seal on some of those roads, like originally planned, we wouldn’t have to spend this money or we could take this money and do extra chip/fog/seal on other roads.” The Manager said, “That’s correct.” The motion CARRIED.

Announcements

Garbage Pickup: A reminder was issued that pickup will be delayed this week.

Construction: Due to the amount of construction taking place throughout the City by the gas company (Walnut Boulevard & West 9th Street), the water company (16 inch water line up West Avenue), the City’s paving project and the Route 20 paving project; and the intersection of Lake Avenue and Route 20 is going to get “hairy” soon, part of Park Avenue is closed to traffic and City crews are readying for the winter, motorists were asked to exercise extra caution.

Questions / Comments for City Manager

Curbside Recycling Update

At the request of the Ward 3 Councilor, the City Manager gave the following update:

- Addresses of the homes that will get bins delivered have been provided.
- We are meeting tomorrow with County representatives and the company that is going to delivering the bins.
- The County has agreed to print educational material to be delivered with the bins.
- Notices are being prepared to send to two small areas in the City whose garbage pickup day is Friday but will be moved to Thursday to efficiently accommodate curbside recycling.
- By the middle of this month or beginning of October, the bins should be delivered and the program should begin.
- The recycling bins placed at the Transfer Station are working well.
- The recycling process will be “single stream”, which means recyclables will not have to be separated.

- Recyclables should not be placed in plastic bags because the bags get confused as paper when going through the mills, which then causes contamination.

Monday through Friday Recycling Center drop-off hours are 7:00 a.m. to 2:45 p.m.; Saturday: 8:00 or 9:00 a.m. until Noon.

The Ward 4 Councilor suggested asking Ms. Camille Licate, Kids for Positive Change and area students to help get the word out about recycling.

The City Manager said unfortunately commercial is not yet a part of curbside recycling. There have been discussion about how to put recycling bins at Ashtabula Area City School sites, given funds for recycling are not yet available. Because the City empties the school's commercial containers, it just makes sense to provide recycling bins to lessen the amount of waste going to the landfill.

The City Manager issued a reminder that **"RECYCLING DOES NOT MAKE MONEY; IT COSTS MONEY!** There was a time; there was a place where recycling did make money; those days are over."

Graffiti

The Ward 2 Councilor asked citizens to be on the lookout for spray painters who are defacing property around town, (e.g., bridge on West 24th Street and sites along Lake Avenue). The words "Kevin", "2.9" and "Chris", are common words being sprayed. He reported the bridge on East 6th Street had to be re-sprayed shortly after graffiti was removed. The Ashtabula Police Department should be called to make reports. The Manager said the actual paint being used costs over \$900 for a 5 gallon epoxy paint bucket.

CITY SOLICITOR

No Report

Question/Comment for City Solicitor

The Clerk of Council asked for and receive the Solicitor's approval of the Appropriation Ordinance on this evening's agenda, as to form and correctness.

ACTING FINANCE DIRECTOR

The Acting Finance Director made the following Requests:

Then and Now Certification request for Koski Construction Company, for materials used for the West 9th Street restoration, in the amount of \$4,020.90. Mr. Pugliese moved, Mr. Quaranta seconded to approve the request; motion CARRIED.

Formal Legislation Request for:

- ORDINANCE NO. 2018-77, REPEAL MUNICIPAL COURT AND PROBATION DIVISIONS PAYROLL ORDINANCE

- ORDINANCE NO. 2018-78, NEW MUNICIPAL COURT AND PROBATION DIVISIONS PAYROLL ORDINANCE
- ORDINANCE NO. 2018-79, SUPPLEMENTAL APPROPRIATIONS

Mr. Speelman moved, Ms Haines seconded to approve the requests and add them to this evening's agenda; 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 announced the committee will meet Tuesday, September 11, at 4:00 p.m., in the Municipal Building 2nd floor conference room. Meeting guests will be representatives from Ashtabula City Parks & Recreation Board and My Neighborhood Collaborative.

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

The President announced the committee has not met.

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

The President announced the committee has not met. The Chair announced the committee would like to invite Ashtabula Area City Schools Superintendent, Dr. Mark Potts, to their October 5 or November 2 committee meeting to share District happenings.

SAFETY FORCES - (SF) (Speelman/Harley)

The Chair reported on the committee's Monday, August 27, meeting, as follows:

Traffic Control Requests

East 46th and State Road: A request for no parking signs was made because motorists are parking within the prohibited 20 feet from crosswalk area; and therefore are parking too close to the corner. After Police Chief Robert Stell's review, he does not believe additional traffic control measures are required. However, the City will post "No Parking from Here to Corner" signs in the appropriate locations.

Adams Avenue (between West 52nd and West 57th Streets): The Police Chief continues to look into the request to prohibit parking on one side of the road.

Washington Avenue (between West 57th and West 58th Streets): Mr. Speelman moved, Ms. Haines seconded to officially ask the City Manager and Police Department to study the request to prohibit parking on the east side of the road and make recommendation for Council's consideration. The Clerk noted parking is now prohibited on the west side and that Mr. Joey Brobst, owner of Brobst Landscaping, said they have a difficult time getting their large trucks in and out of their gated area. The Chair said whatever the Police Chief deems appropriate will be considered. The motion CARRIED.

Police Department Update

- Body Cameras are in; technical issues are being worked out; once worked out the officers will be trained and start begin them
- Radio software updates have been performed
- The Police Levy Renewal Committee has been formed “from the Police Department”. They are waiting to have a meeting with America Votes, an organization who conducts studies to determine which areas in the City should be targeted during the renewal campaign.
- Police Levy Facts
 - Currently the funds pay for 5 police officers and 2 dispatchers.
 - This represents 20% of the Police Department.
 - If the levy does not pass, the department staff will be reduced by 20%.
 - For the month of July there were 1757 Calls for Service, which breaks down to 58 calls per day and a little more than 2.5 calls per hour.
 - These are calls into the dispatch center, which then causes a police vehicle to be dispatched for anything from loud music to violate crimes. This is with four (4) patrolmen on the road at a time.
 - The work does not decrease if the levy fails.
- A criminal reporting resource brochure has been created. The Manager had 1000 printed. Members of City Council will receive some, and some will be available at various events and gatherings in the City.

WORK SESSION: No Report

LEGISLATION AGENDA

- Formal Legislation Request(s): None
- Form and Correctness: None
- Public Discussion (Legislation Only)

Mr. Ben Porter, West 48th Street, Ashtabula, Ohio

Thanked the City for hearing and acting on his concern. He asked when the signs will go up. The Manager said within a week.

- Legislation Overview: The Clerk of Council provided

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

2nd Reading

ORDINANCE NO. 2018-76, AN ORDINANCE AMENDING THE TRAFFIC CONTROL MAP AND FILE TO PROHIBIT PARKING ON BOTH SIDES OF WEST 48TH STREET BETWEEN KAIN AND BENEFIT AVENUES. (City Council) Mr. Speelman moved, Mr. Roskovics seconded to waive the reading of the ordinance; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED.

Two Readings Unless Charter Requirement Waived

ORDINANCE NO. 2018-77, AN ORDINANCE REPEALING IN ITS ENTIRETY, PAYROLL ORDINANCE NO. 2017-146, ~~FOR THE PURPOSE OF ADJUSTING THE PAY OF THE ASHTABULA CITY MUNICIPAL COURT DRUG COURT ADMINISTRATOR FROM \$20.00 PER HOUR TO \$25.00 PER HOUR, EFFECTIVE SEPTEMBER 1, 2018, AND TO REDUCE THE HOURLY PAY OF THE DEPUTY BAILIFF FROM \$17.15 PER HOUR TO \$17.00 PER HOUR, EFFECTIVE SEPTEMBER 4, 2018, IN ACCORDANCE WITH ASHTABULA MUNICIPAL COURT JOURNAL ENTRIES FILED AUGUST 10 AND AUGUST 31, 2018.~~ (Municipal Court Judge), was presented. Mr. Speelman moved, Mrs. Harley seconded to waive the reading of the ordinance; motion CARRIED.

The Clerk asked if it was Council's pleasure to remove the language that is struck out above. Mr. Pugliese moved, Mrs. Harley seconded to remove the verbiage; 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: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED.

ORDINANCE NO. 2018-78, AN ORDINANCE AUTHORIZING COMPENSATION, SALARIES AND WAGES TO EMPLOYEES OF THE ASHTABULA CITY MUNICIPAL COURT AND PROBATION DIVISIONS. (Municipal Court Judge), was presented. The Clerk announced this new payroll ordinance will reflect the changes made to Ordinance No. 2018-77. Mr. Pugliese moved, Mr. Quaranta seconded to waive the reading of the ordinance; motion CARRIED. Mr. Pugliese moved, Mr. Quaranta seconded to waive the Charter requirement of two readings. On the roll call to waive the Charter requirement: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED.

ORDINANCE NO. 2018-79, AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS IN THE FIRE GRANTS FUND, POLICE AND FIRE PENSION FUNDS, SANITATION FUND, PERMANENT IMPROVEMENT FUND, AND COURT SPECIAL PROJECTS FUND FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ASHTABULA, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2018 THROUGH DECEMBER 31, 2018. (Acting Finance Director), was presented. Mr. Pugliese moved, Mr. Quaranta seconded to waive the reading of the ordinance; 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: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED.

ORDINANCE NO. 2018-80, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDER NO. 1 TO A CONTRACT WITH RONYAK PAVING, INC., FOR THE 2018 STREET RESURFACING PROJECT. (City Manager), was presented. Mr. Pugliese moved, Mr. Quaranta seconded to waive the reading of the ordinance; motion CARRIED. Mr. Pugliese moved, Mrs. Harley seconded to waive the Charter

requirement of two readings. Mr. Speelman announced the funds being spent on this change order should be used to do more roads with the chip and fog seal process. On the roll call to waive the Charter requirement: Mrs. Harley, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted yea; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Harley (yea), Mr. Pugliese (yea), Mr. Quaranta (yea), Mr. Speelman (nay), Ms. Haines (yea), Mr. Roskovics (yea); motion CARRIED by a 5 to 1 vote.

NEW BUSINESS

Ashtabula City Parks and Recreation Board Appointment

Mr. Roskovics moved, Mr. Speelman seconded to appoint Dr. Nathaniel Franley as a member of the Board; motion CARRIED.

Tell Us Something We Don't Know

1. The President announced September 15, from 9:00 a.m. to 1:00 p.m., Kids for Positive Change will host the clean up of Walnut Beach as their participation in International Coastal Cleanup Day. The President said, "Hopefully there will be less straws to pick up."
2. The Ward 1 Councilor congratulated Ms. Sadie Drozd, a member of Kids for Positive Change, who last weekend was crowned Miss USA Ohio Pre-Teen out of 45 young girls. She will now compete in Florida for over \$200,000 in scholarships. Her platform is bullying in schools. Her portfolio is required to have photos of Sadie with government officials. Ms. Harley moved, Mr. Pugliese seconded for a resolution of congratulations; motion CARRIED.
3. The Ward 5 Councilor announced at this month's First Friday event, September 7, from 3:00 p.m. to 8:00 p.m., there will be a Chili Cook-off between representatives of the U.S. Army, the Police and Fire Departments and Youth LEADERShip.
4. The Ward 4 Councilor reported a successful Art in the Alley festival took place from 3:00 p.m. until 8:00 p.m., last Saturday by Dublin Down Irish Pub on Main Avenue. He commended Dublin Down's owner, Dave, for the new walkway canopy. The Councilor announced that on September 15, at 1:00 p.m., there will be a Neighborhood Watch meeting in Cornelius Park, for the purpose of giving residents information about the program.

PUBLIC DISCUSSION/COMMENTS (General Matters)

- **Mr. Ben Porter, West 48th Street:** Invited the City to use the vacant lot next door to his home for City functions.

EXECUTIVE SESSION

Mr. Pugliese moved, Mr. Quaranta seconded to convene an Executive Session to discussion Employment and Compensation. On the roll call to convene the session: Mrs. Harley, Mr. Pugliese,

Mr. Quaranta, Mr. Speelman (nay), Ms. Haines, Mr. Roskovics voted yea; motion. The President announced members of Council, the City Manager, the City Solicitor and the Clerk of Council would attend the session. He announced the public portion of the meeting would be reconvened, off camera, and that no decision would be made resulting from the session.

Public Meeting Reconvened

The President announced the public portion of the meeting reconvened at 8:39 p.m., and no action required to be announced.

ADJOURNMENT

Hearing no further business to come before this Council, the President declared the meeting adjourned at 8:39 p.m.

DATE APPROVED: September 17, 2018

ATTESTED BY: John S. Roskovics
John S. Roskovics
President of Council

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