

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

**REGULAR MEETING MINUTES**  
**Monday, October 7, 2019**

**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.

**MOMENT OF SILENCE**

A moment of silence was observed for Mr. Paul Goode, former member of the City Planning Commission and co-owner of Cahill Bed and Breakfast on Walnut Boulevard. A moment of silence was also observed for Mr. John Lee Hunt, Supervisor of the Ashtabula Bascule Lift Bridge.

**MEMBERS PRESENT:** Mrs. Kym A. Foglio (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)  
Ms. Traci R. Welch (Director of Finance)  
Mrs. LaVette E. Hennigan, MMC (Clerk of Council)  
Mrs. Stacy H. Senskey (Clerk of Council)

(NOTE: Clerk Hennigan will remain on staff until January 1, 2020, to provide instructions to Clerk Senskey on the duties and responsibilities of the Office of the Clerk of Council.)

**OFFICER(S) ABSENT:** Mr. Michael Franklin (City Solicitor)

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

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

**PRESENTATION(S)**

Ms. Camille Licata and Kids for Positive Change students Conner, Jayden, Jaylin, Tyree, Clara, Michele and Jaselle from Erie Intermediate St. John Schools recounted their experiences during the Saturday, September 21, Walnut Beach Cleanup as part of International Coastal Cleanup Day. The student's presentation is attached.

Ashtabula City Council Regular Meeting Minutes  
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Lift Bridge Community Association (LBCA) Board members Mrs. Toni Carlisle and Mrs. Jenny Luhta expressed concern about the speeding in Ashtabula Harbor. They wish to partner with the City to explore safety solutions and offered to assist with financing. A few of the suggestions were: a stop sign, speed bumps, traffic cameras and speed traps. The City Manager will confer with the Traffic and Police Departments to explore options.

**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:** None

**LEGISLATION AGENDA - None**

- Formal Legislation Request(s)
- Form and Correctness
- Legislation Overview
- Public Discussion (on legislation only)
- Reading

**REGULAR BUSINESS AGENDA**

**PRESENTATION OF MEETING MINUTES:** Clerk of Council Hennigan presented the September 16, 2019, Regular City Council Meeting minutes. Mr. Pugliese moved, Mrs. Foglio seconded to waive the reading of the minutes; motion CARRIED. Hearing no corrections, the minutes were approved as presented.

**ADMINISTRATIVE REPORTS and COMMUNICATIONS**

**CITY MANAGER**

The City Manager presented the following:

**Municipal Building Computer Server**

A request for an ordinance to enter into an agreement with MNJ Technologies Direct Inc. for the purchase of a new computer server and associated hardware and software through the State of Ohio Cooperative Purchasing Program in the amount not to exceed \$27,379.25. The expense for this purchase will be taken from Permanent Improvement Fund 412. Mr. Quaranta moved, Mrs. Foglio seconded to approve this request; motion CARRIED.

### **Obsolete Vehicles**

A request for ordinance to deem obsolete the following City owned vehicles:

- 2009 Dodge Charger VIN (Vehicle Identification Number) 2B3KA43T69H519261
- 2009 Dodge Charger VIN 2B3KA43T49H637244
- 2009 Jeep Liberty VIN 1J8GN28K69W527674
- 2006 Crown Victoria VIN 2FAFP74V56X164302
- 1969 Brockway Wrecker VIN 71343/N361TLY-46-71342
- 1989 Ford Bucket Truck VIN 2FDLF47M4KCB30706

Mrs. Foglio moved, Mr. Roskovics seconded to approve this request; motion CARRIED.

### **New Server**

The current server is the one that was here when I became City Manager in 2011. It is beyond its useful life and should have probably been replaced two years ago. Legislation for a new server has been requested and will appear on the next regular council meeting agenda. The server is required to accommodate the required upgrade of our data storage and retrieval system that is primarily used by the Finance Department and Clerk of Council, as well as the Windows software upgrade.

### **New Computers**

On January 14, 2020, Microsoft is “sunsetting”/replacing Windows 7 with Windows 10. We will have to purchase 35 to 40 new computers for City, Health Department and Police Department staff, to accommodate the new Windows 10 software, at a cost of \$700 to \$750 a piece, to make us compliant and keep us safe from hackers. Recent computer purchases have Windows 10, were downgraded to Windows 7 and will only require a software upgrade to Windows 10 at the appropriate time. The quotes should be ready to present at the next regular council meeting.

### **New Computers and Server**

The Ward 4 Councilor asked if other municipalities are running Windows 10 and if we are behind the curve. The Manager said some municipalities immediately upgrade their software when it becomes out. We remained with Windows 7 so long because it is a stable operating system. Windows 10 has some quirks to still work out, which makes it not as stable when operating a large network as we do. Everyone should be switched over at the same time, when possible. However, some of our new computers were purchased prior to the Microsoft announcing the switch. The new server, while not Cloud based, it is called “virtualization”. This means it is one piece of hardware on site, but could be set up like it is “15 different servers.”

### **Barking Dogs**

The Ward 5 Councilor asked for our policy on barking dog and to whom the complaint should be reported, for the purpose of addressing a complaint about dogs constantly barking on the corner of Reed Avenue and Perryville Place. The Manager reported the policy is a part of our noise nuisance legislation. Such complaints may be reported by calling the Police Department Non-Emergency phone number or the Animal Control Officer. He will have staff look into it, but staff has to observe the disturbance in order to address it. The Ward 2 Councilor reported he

tells persons who call with barking dog complaints to make a recording of the dogs barking and turn it in.

**Abandoned Home**

The Ward 5 Councilor reported an abandoned home at 1606 Perryville Place has become a dumping ground. The City Manager will follow-up.

**Brad's Demolished**

The President asked if the City demolished Brad's neighborhood store that was located on Station Avenue across from the former St. John School. The Manager reported Ashtabula Metropolitan Housing Authority made arrangements to acquire the property and razed it.

**CITY SOLICITOR**

No Report

**DIRECTOR OF FINANCE**

The Director formally requested the following legislation for consideration this evening:

ORDINANCE NO. 2019-118 AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS IN THE GENERAL, POLICE LEVY, SANITATION, PARKS & RECREATION, HOUSING CODE ENFORCEMENT, PERMANENT IMPROVEMENT, WASTEWATER, AND SELF INSURANCE FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ASHTABULA, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2019 THROUGH DECEMBER 31, 2019. Mr. Pugliese moved, Mrs. Foglio seconded to approve this request; motion CARRIED.

**CLERK OF COUNCIL**

No Report

**CITY COUNCIL COMMITTEE REPORTS and COMMUNICATIONS**

Council committees meet in August A. Pugliese Conference Room – M.B. 2<sup>nd</sup> Floor  
(Chair/Vice Chair)

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

(Haines/Quaranta)

The Chair announced the next meeting is Tuesday, October 8, at 4:00 p.m. Ashtabula County Board of Realtors representatives Bruce Schlosser and Jim Paulchel are the featured guests.

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

The Vice-Chair reported on the committee's Friday, September 20, meeting, as follows:

**Expenses:** The expenses are on track. The major 4<sup>th</sup> quarter expenses include Information Technology (IT) updates and computer purchases.

**Permanent Improvement Fund:** \$90,000.00 was transferred from the Workers Comp Fund into Permanent Improvement Fund, to be used to purchase trucks for the Public Works Department.

**Motor Vehicle Fuel Tax (MVFT):** The recently amended MVFT resulted in a \$30,000 increase in August revenue. The average August revenue is \$45,000. We received around \$75,000. The projection 2020 is that we will receive over \$300,000 more than we do in 2019.

**2020 Budget:** All departments were issued 2020 budget requests. Preliminary numbers should be ready to present at the next committee meeting.

**Service (Sewer & Trash) Billing:** The billing backlog is caught up.

**Trinity Presbyterian Church – Trash Only Account:** The Finance Director needs more time to research other properties that are only using water for gardening to determine if they are being billed the same Capital Debt and Administrative Fees Trinity Presbyterian Church is paying. The findings shall be reported in committee.

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

At the request of the Chair, the City Manager explained his request to the committee to amend Codified Ordinance Chapter 951, for the purpose of establishing/adding Curbside Recycling Program Guidelines to the existing chapter. The rough draft is made a part of these minutes. He assured there are no adjustments to fee. The Committee approved the request to be presented to full Council. Mr. Roskovics moved, Mr. Pugliese seconded to have the Solicitor draft legislation; motion CARRIED.

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

The Chair reported on the committee's Monday, September 23, meeting as follows:

**Main Avenue Crosswalk (between Burroughs Court and West 55<sup>th</sup> Street) Update:** The crosswalk was painted; pedestrian crossing signs associated with the crosswalk went up today.

**Fire Division** Emergency Medical Services performed by the Division yielded \$105,812 in revenue through August 31 and is projected to yield \$153,000 for the year.

**Civil Service Testing:** Twenty-one candidates signed up to take the written Fire entrance examination. Twenty took the test; seventeen passed; eleven failed, six passed the physical agility test and will be presented to the Civil Service Commission for approval. Three candidates took the Police entrance examination.

**Police Division:** There is a trend of fewer Police Department candidates partly due to nationwide negative news coverage and partly because many municipalities pay more, making it difficult to attract and retain qualified candidates.

**Medical Marijuana Cards and Carrying a Concealed Weapon (CCW):** The Ashtabula County Sheriff's Department declared it is a federal violation to use marijuana. Because marijuana users cannot legally possess guns, they are prohibited from holding CCW permits.

**Feeding Feral Cats:** A concerned citizen reported a neighbor is leaving food for cats on his property. The City Animal Control Officer and the City Manager confirmed they receive several calls regarding the same concern and said they believe it is a big problem. Mr. Speelman moved, Mr. Quaranta seconded to have the City Solicitor explore various legislation options on the subject of feeding feral cats; motion CARRIED.

The committee's next meeting is scheduled for Monday, October 28, at 8:00 a.m.

#### **LEGISLATION AGENDA**

- Formal Legislation Request(s): None
- Form and Correctness: Satisfied
- Overview: Clerk Hennigan provided a brief overview of the legislation to be considered.
- Public Discussion (Legislation Only): The City Manager explained Ordinance No. 2019-117 authorizes the removal of dead ash trees only.

#### **Consent Agenda Format**

Mr. Quaranta moved, Mrs. Foglio seconded to dispose of the Regular Business Legislation by Consent Agenda; Mr. Speelman objected. The President asked Clerk Hennigan to present all legislation but Ordinance No. 2019-117 in Consent Agenda format; motion CARRIED, as amended.

#### **Reading**

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

ORDINANCE NO. 2019-113 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO CHANGE ORDER NO. 1 TO A CONTRACT WITH BUILDING TECHNICIANS CORPORATION IN THE AMOUNT OF \$8,338.95 FOR REPAIR AND REPLACEMENT OF THE ROOF OF THE WALNUT BEACH CONCESSION BUILDING. (City Manager)

ORDINANCE NO. 2019-114 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GREAT LAKES GMC BUICK FOR \$79,227.66 FOR THE PURCHASE OF TWO (2) ONE-TON TRUCKS TO BE UTILIZED IN THE PUBLIC WORKS DEPARTMENT. (City Manager)

ORDINANCE NO. 2019-115 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH RADIOACTIVE ELECTRONICS IN THE AMOUNT OF \$13,274.00 FOR INSTALLATION OF SECURITY CAMERAS ON BRIDGE STREET. (City Manager)

ORDINANCE NO. 2019-116 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO DISPOSE OF OBSOLETE AND UNNEEDED VEHICLES AND/OR EQUIPMENT. (City Manager)

ORDINANCE NO. 2019-118 AN ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS IN THE GENERAL, POLICE LEVY, SANITATION, PARKS & RECREATION, HOUSING CODE ENFORCEMENT, PERMANENT IMPROVEMENT, WASTEWATER, AND SELF INSURANCE FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF ASHTABULA, STATE OF OHIO, FOR THE PERIOD JANUARY 1, 2019 THROUGH DECEMBER 31, 2019. (Finance Director)

Mr. Pugliese moved, Mrs. Foglio seconded to waive the reading of the ordinances; 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 of two readings: Mrs. Foglio, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted aye; motion CARRIED. On the roll call to adopt the ordinances: Mrs. Foglio, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted aye; motion CARRIED.

ORDINANCE NO. 2019-117 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH BROBST TREE AND STUMP SERVICE FOR \$24,750 TO CLEAR THE WALNUT BEACH PARK SOUTH HILLSIDE INCLUDING THE REMOVAL OF TREES AND BRUSH, was presented. (City Manager) Mr. Roskovics moved, Mr. Pugliese seconded to waive the reading of the ordinance; motion CARRIED. Mr. Roskovics moved, Mr. Pugliese seconded to waive the Charter requirement of two readings. On the roll call to waive the Charter requirement of two readings: Mrs. Foglio, Mr. Pugliese, Mr. Quaranta, Mr. Speelman, Ms. Haines, Mr. Roskovics voted aye; motion CARRIED. On the roll call to adopt the ordinance: Mrs. Foglio (aye), Mr. Pugliese (aye), Mr. Quaranta (aye), Mr. Speelman (nay), Ms. Haines (aye), Mr. Roskovics (aye). The motion CARRIED by a 5 to 1 vote.

## **NEW BUSINESS**

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

#### Council President

- Ashtabula was featured in a Jimmy Eats World video filmed in Ashtabula Harbor and Geneva-on-the-Lake. Daniel Carberry from Ashtabula (now residing in Los Angeles) directed the video. His parents Dennis and Jill Carberry still reside in here. The Ward 4 Councilor added that the two children sitting on the picnic table in the video are the children of JR and Mandi Tubbs. JR owns True Til Death Tattoo Company on Main Avenue.

#### Ward 3 Councilor

- The Ashtabula Selfie Sign, designed by a local, is up on Bridge Street and looks great. Thank you, Lift Bridge Community Association. Fat Sally's is having a Ribbon Cutting at noon tomorrow and he would like to see people there.

#### Ward 5 Councilor

- Lynda.com is an online learning site hosting a variety of topics. It is free if you have an Ashtabula County District Library card.

- Hoopla is another free service offered by the Ashtabula County District Library. You can check out audiobooks, streaming music, movies, and more with your computer, tablet, or mobile device.

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

**Christine Seuffert, 6018 Hillcrest, Lift Bridge Community Association (LBCA) President**

On behalf of the LBCA she thanked Council for supporting the purchase of security cameras for Bridge Street LBCA plans to enter into an acoustic contract with Radioactive Electronics to provide pleasant music on the street during special times and events. She spoke about the speeding concern her LBCA colleagues presented at the beginning of the meeting. She thanked Traffic Maintenance staff member Kelly Prine and Public Services Superintendent John Melnik for continually working with her, accepting suggestions regarding crosswalks and signage, which are then ran by the City Manager. The suggestions her colleagues offered this evening, coupled with Police Chief Robert Stell's knowledge of safety, her hope is to continue working on a solution to enhance motorist and pedestrian safety on Bridge Street.

The Ribbon Cutting for the Harbor terminus of North Shore Trail is Friday at 4:00 p.m., in the grassy area by the pump station by the Bascule Lift Bridge. Immediately following will be the dedication of the Ashtabula selfie sign. "Thank you to the Ashtabula community here and in other cities and countries who voted for Bridge Street in America's Main Street contest." Contest winnings and a Robert S. Morrison Foundation contribution assisted in making the selfie sign a reality. Local talent and construction, the City the Ashtabula and the City Port Authority worked together to make it possible.

"Thank you for supporting the LBCA."

**EXECUTIVE SESSION:** None

**ADJOURNMENT**

Hearing no further business to come before this Council, the President declared the meeting adjourned at 8:20 p.m.

DATE APPROVED: October 21, 2019

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

ATTESTED BY: Stacy H. Senskey  
Stacy H. Senskey, Clerk of Council

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



**KPC Confirmed Speakers for Oct. 7th City Council Meeting**

Conner  
Jayden  
Jaylin  
Tyree  
Clara  
Michelle  
Jaselle

SCROLL Down to see full script. Find your name. Please rehearse. \*NOTE: Jayden, Tyree and Jaylin, you will be reading your speeches you presented at International Day of Peace in addition to saying a few words about the cleanup.

Please reach out with questions.

**I WILL PRINT OUT A HARD COPY OF THE SCRIPT AND HAVE IT ON MONDAY NIGHT.**

The City Council Meeting is:

Monday, Oct. 7th

Start Time: 7pm - MEET in LOBBY at 6:45pm

Where: Municipal Building (Next to Key Bank) inside City Council Chambers

Address: 4717 Main Avenue, Ashtabula, OH 44004

Good evening Ashtabula City Council. My name is **Clara**. I am a 6th grade Kids for Positive Change student from Erie Intermediate School.

Students from Ashtabula Area City Schools and St. John School are here tonight to report findings from the annual Walnut Beach Cleanup, which took place on Saturday, Sept. 21st, 2019.

As you know, Kids for Positive Change aims to reach and teach kids and adults about taking care of the planet, starting in Ashtabula County. We understand what a privilege it is to live along Lake Erie and understand how important it is to keep Lake Erie clean!

Hello my name is **Conner**. I am a 6th grade Kids for Positive Change student from Erie Intermediate School.

This year, I was in charge of the annual Walnut Beach Cleanup, on International Coastal Cleanup Day, on Saturday, Sept. 21st, 2019.

I am pleased to report over 100 community members, including students from Ashtabula Area City Schools and St. John School and surrounding schools, and their families, participated in this year's beach cleanup!

Hello my name is **Tyree**. I am a 4th grade student at St. John School. This year, 706 pounds of trash was collected off Walnut Beach in just three hours!!!! Participants cleaned the beach, the dunes surrounding the beach, between the breakwall and near the driveway on the far edge of the beach. Even though there are trash containers located on the Pavilion and on the beach, there was a lot of trash. Trash included one large pipe, 4 tires, 4 needles and one CD player.

Hello my name is **Jaylin**. I am a 5th grade student at St. John School.

Other trash collected:

1,470 cigarette butts

513 Candy Wrappers

690 Plastic Bottle Caps

578 Plastic Straws

459 Plastic Cigar Tips

209 Plastic Water Bottles

13 Balloons

47 pieces of construction material

64 plastic grocery bags

2,145 small plastic pieces known as microplastics

Hello my name is **Michelle**. I am a 6th grade student at Erie Intermediate School. The trash collected on Walnut Beach, in just 3 hours, is a fraction of the trash in Lake Erie, surrounding waterways and the ocean! Scientists estimate 8.8 million tons of trash enter our oceans, each year. Much of this trash starts off as litter that makes its way into lakes, rivers and streams that lead to the oceans! In 2018, it was reported over 100 million pieces of plastic are in Lake Erie! In April 2019, it was reported that Experts are noticing a hike in plastic pollution in Lake Erie, which includes plastic straws, bottles and plastic bags!

Hello my name is **Jaselle**. I am a 6th grade student at Erie Intermediate School. In addition to the Walnut Beach Cleanup, students from Ashtabula Area City Schools and St. John have been joining forces by leading community outreach events in Ashtabula, and raising awareness about how plastic is harming our environment, animals and people! As many of you know, a straw upon request resolution was passed, right here, in the City of Ashtabula, in August 2018. This was a big step and now, we must do more!

Kids for Positive Change is asking all restaurants in the city of Ashtabula and in Ashtabula County to adopt and enforce the straw upon request resolution. We are also asking local stores to promote the use of reusable bags! We are asking Ashtabula City Council to consider a resolution to promote the use of reusable bags, through the form of an incentive for customers opting to use reusable bags instead of plastic bags.

Hello my name is **Jayden**. I am a 5th grade student at Erie Intermediate School. We ask community members to skip the straw, recycle and use reusable water bottles and bags! Remember, Giant Eagle, off Prospect Rd., recycles plastic bags. Look for the collection container outside the store! Using reusable products, instead of plastic, keeps our planet healthy!

To close, a few of us will read our speeches, delivered on Ashtabula County's International Day of Peace event 2019. The theme was Climate Action: **Jayden read speech.**

### **Tyree**

I think it is better to start saving the earth now than in the future. Because I am a person that wants everyone, including animals, to live on a clean earth. We keep taking from the earth and animals and we keep littering, so soon we won't have a clean earth to live on. And I know that no one wants to live on a filthy planet. If we start cleaning the environment a little bit each day, we will have a better environment for everyone. Remember, every little change matters.

### **Jaylin**

I think saving the world from pollution is a good thing because it's not fair that the animals have to live in a mess made by humans. We should stand up and take care of our pollution and start making a change by stopping pollution, and taking better care of the world. The only way we can do this is by working together. Thank you.

References:

- <https://www.ideastream.org/news/lake-erie-polluted-by-at-least-100-million-pieces-of-plastic>
- <https://www.wkyc.com/article/news/lake-erie-contains-more-than-just-water-experts-notice-hike-in-plastic-contamination/95-be701acb-4497-4018-bf0c-5670f321c460>