



City of Ashtabula

Ashtabula City Council Emergency Meeting
Tuesday, March 12, 2024 at 3:00 PM
4717 Main Avenue, Ashtabula, OH 44004

Minutes

Opening of Emergency Meeting

Call to Order

The Emergency meeting of the Ashtabula City Council was called to order at 3:04 p.m. by Council President Roskovics.

Prayer

Council President Roskovics offered prayer.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Roll Call

Members Present: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 5 Councilor Jane DiGiacomo

Absent: Vice President Russell Simeone, Ward 3 Councilor RoLesia Holman, Ward 4 Councilor Jodi Mills

Officers Present: City Solicitor Cecilia Cooper, Finance Director Marie Yvrose Augustin, Clerk of Council Ashley Bell

Invited Employees: Assistant Finance Director Carolyn Sheldon and Assistant Solicitor Catherine Colgan

Motion: Ward 1 Councilor Kym Foglio moved to excuse Ward 3 Councilor RoLesia Holman from the meeting ; Ward 2 Councilor Terence Guerriero seconded.

Discussion: Ward 4 Councilor Jodi Mills was not present during roll call. A motion was not made to excuse her because she communicated with President John Roskovics that she would arrive soon.

VOICE VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Motion: Ward 1 Councilor Kym Fogliomoved to excuse Vice President Russell Simeone from the meeting ; Ward 2 Councilor Terence Guerriero seconded.

Discussion: VOICE VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Sunshine Law Certification

A quorum was established as defined by the Ashtabula City Council Rules of Order. The meeting met the requirements of the Ohio Sunshine Laws Open Meetings Act.

Statement of Purpose

President John Roskovics stated the purpose: An ordinance authorizing the Assistant Solicitor to negotiate and authorize a settlement agreement.

Discussion: President John Roskovics asked why an Emergency/Special Meeting is needed. President John Roskovics asked if the City Solicitor was able to act on behalf of the City. City Solicitor Cecilia Cooper stated that authority from the Council is needed.

President John Roskovics requested an Executive Session prior to the meeting adjournment for the purpose of ongoing litigation.

The Executive Session began at 3:10 p.m.

Motion: President John Roskovics moved to request an Executive Session, Ward 1 Councilor Kym Foglio seconded.

Discussion: President John Roskovics requested City Solicitor Cecilia Cooper, Assistant Solicitor Catherine Colgan, Finance Director Marie Yvrose Augustin, Assistant Finance Director Carolyn Sheldon attend the Executive Session.

ROLL CALL VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

City Manager James Timonere joined at the request of the council. Ward 4 Councilor Jodi Mills joined the Executive Session.

An ordinance authorizing the Assistant Solicitor to negotiate and authorize a settlement agreement

Welcome and Acknowledgement of Visitors

None.

Presentation of Legislation

Formal Legislation Request

Reading of Legislation

Clerk of Council Ashley Bell read the legislation titles

ORDINANCE NO. 2024-30 AN ORDINANCE AUTHORIZING THE ASSISTANT SOLICITOR TO NEGOTIATE AND AUTHORIZE A SETTLEMENT AGREEMENT IN CASE #1:23-CV-01937 LANSBURY V. ASHTABULA CITY IN AN AMOUNT NOT TO EXCEED PLAINTIFFS' DEMAND OF \$67,000, PLUS REASONABLE ATTORNEY FEES, IN SETTLEMENT OF A FAIR LABOR STANDARDS ACT OVERTIME CLAIM

Motion: Ward 1 Councilor Kym Foglio moved to remove "Plus Reasonable Attorney Fees" from Ordinance 2024-30; Ward 4 Councilor Jodi Mills seconded.

Discussion: None

VOICE VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 4 Councilor Jodi Mills, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Motion: Ward 1 Councilor Kym Foglio moved to waive the reading of the legislation; Ward 4 Councilor Jodi Mills seconded.

Discussion: None

VOICE VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 4 Councilor Jodi Mills, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Motion: Ward 1 Councilor Kym Foglio moved to waive the Charter Requirements of two readings of the legislation; Ward 4 Councilor Jodi Mills seconded.

Discussion: None

ROLL CALL VOTE

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 4 Councilor Jodi Mills, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Council President Roskovics asked for a vote to move on the Ordinance as amended.

Discussion: None

Roll Call Vote

Yeas: President John Roskovics, Ward 1 Councilor Kym Foglio, Ward 2 Councilor Terence Guerriero, Ward 4 Councilor Jodi Mills, Ward 5 Councilor Jane DiGiacomo

Nays: None

Motion passed.

Adjournment

The meeting was adjourned at 3:45 p.m. by Council President Roskovics.

Ashtabula City Council will meet again on Monday, March 18, 2024, in Council Chambers. The Pre-Council meeting will begin at 6:30 p.m. followed by the Regular Council Meeting at 7:00 p.m.

DATE APPROVED: _____

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

ATTESTED BY: _____
Ashley Bell, Clerk of Council