COUNCIL WORK SESSION

JANUARY 16, 2018

6:30 P.M. PROMPT

- DISCUSSION OF AGENDA
- DISCUSSION OF CERTIFICATES OF RECOGNITION: (Citizen of the Year / Large & Small Business / Clubs and Organizations 12/18/17)
- DISCUSSION OF WARD MEETING DATES
- DISCUSSION OF PARKING ON WASHINGTON STREET
- **EXECUTIVE SESSION** (Personnel / Economic Development / Litigation)

Bedford City Council met in a Work Session at Bedford City Hall on Tuesday, January 16, 2018 at 6:31 p.m.

Present: Council Members: Donald Saunders, Sandy Spinks, Walter Genutis, Victor Fluharty, Heather Rhoades and Paula Mizsak. Absent: Mayor Stan Koci. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi and Law Director John Montello. Residents: Chris Sweet and Frank Spiker.

Vice-Mayor Mizsak began discussion of the Regular Council Meeting agenda.

There were no changes to the December 18, 2017 Work Session minutes, the December 18, 2017 Regular Meeting minutes, the January 3, 2018 Organizational Work Session and the January 3, 2018 Organizational Meeting minutes.

ORDINANCE NO. 9553-18 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LEBANON FORD TO PURCHASE ONE (1) 2018 FORD SUV UTILITY INTERCEPTOR AND DECLARING AN EMERGENCY

Mr. Mallis explained it was decided during budget discussion the Police Department would be purchasing new vehicles in 2018. This purchase was one (1) new 2018 Ford SUV Utility Interceptor through the State Cooperative Purchasing Contract #GDC050, Contract RS900718 from Lebanon Ford in the amount of \$31,811.00. He explained the Chryslers previously purchased lacked adequate room for the Officer themselves and the equipment, plus the Chryslers were not quality vehicles and required too much money to maintain.

ORDINANCE NO. 9554-18 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LALLY CHEVROLET TO PURCHASE TWO (2) 2018 CHEVY TAHOE'S AND DECLARING AN EMERGENCY

Mr. Mallis explained this was the second ordinance to address the purchase of two (2) new 2018 Chevy Tahoe's, again, through the State Cooperative Purchasing Contract #GDC050, Contract RS900718 from Lally Chevrolet in the amount of \$71,947.00. Discussion was had regarding the City's history/cycle in purchasing and rotation of the Police Department vehicles to other departments.

ORDINANCE NO. 9555-18 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH HALL PUBLIC SAFETY UPFITTERS TO PURCHASE AND INSTALL EQUIPMENT FOR THREE NEW POLICE VEHICLES AND DECLARING AN EMERGENCY

Mr. Mallis explained it was necessary for the City to install equipment on all three (3) new police vehicles as required by law. The installation would install new equipment on one (1) new 2018 Ford SUV Utility Interceptor and the two (2) new 2018 Chevy Tahoe's in the amount of \$37,387.26. The equipment was a requirement and history had proven that Hall Public Safety Upfitters was expedient in their installations and affordable. The purchase of the vehicles and equipment was under budget.

ORDINANCE NO. 9556-18 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR PROVIDING TECHNICAL ASSISTANCE IN IMPLEMENTING SOIL AND WATER CONSERVATION MEASURES AND DECLARING AN EMERGENCY

Mr. Mallis explained the coordination with the Districts and the necessary technical assistance in implementing soil and water conservation measures by the Districts under the agreement as part of the City's compliance with Storm Water Management Program.

ORDINANCE NO. 9557-18 AN ORDINANCE AMENDING ORDINANCE NO. 9439-16 PERMITTING ANOTHER ONE YEAR MORATORIUM ON THE THREE PERCENT (3%) INCREASE IN RESIDENT WATER RATES MANDATED BY SECTION 911.01 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD FOR THE CALENDAR YEAR 2018 AND DECLARING AN EMERGENCY

Mr. Gambosi explained the City of Cleveland has waived any increase in water rates to the City for the calendar year 2018. The Administration and Council agreed to permit another one year moratorium on the increase mandated by Section 911.01 to assist residents in the current economic climate. This would be the third year in a row for this specific moratorium.

RESOLUTION NO. 2521-18 A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF TAX LEVIES FOR THE YEAR 2017 COLLECTED IN 2018 PURSUANT TO SECTION NO. 321.34 OF THE REVISED CODE OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY

Mr. Gambosi explained per ORC Section 321.34 provided that any money in the County Treasury, to the account of the City and lawfully applicable to the purpose of the current fiscal year be drawn upon by request.

DISCUSSION OF CERTIFICATES OF RECOGNITION:

(Citizen of the Year / Large & Small Business / Clubs and Organizations)

At the December Work Session, Mrs. Spinks brought up for discussion the idea of Council handling the listed certificates. She was to submit a nomination form for review to be filled out by those interested in nominating a resident, a business, a club or organization. Her thought was to recognize those who went above and beyond and gave back to the City. At the previous Work Session Mrs. Rhoades suggested the Citizen of the Year be named something else since Community Council already named a citizen annually. Council determined it would be called Resident of the Year not Citizen of the Year. Some of Council felt it would be awkward for Council to determine who and what company would receive these certificates. Elected Officials shouldn't get involved and the Mayor should continue his ceremonial obligations as usual. Mrs. Rhoades felt employees shouldn't be put to task because of their current workloads and obvious budget concerns. Mr. Saunders said criteria's needed to be created for each certificate so there was something to follow. He stated the organizations, clubs, associations and groups all contribute and did good things for the community. Mrs. Spinks explained she was working with Mrs. Kuzma and Mr. Mallis to determine the criteria and nomination form. Clerk Villers asked if anything was going to change in the Council Office because the Clerk(s) of Council had been doing this duty for 30-40-50 or more years. Anyone can request a certificate/proclamation, provide the office the information and the Clerk typed it up. If Council was now approving certain certifications/proclamations she needed to be aware which ones. She understood Community Council was going to continue the Citizen of the Year. Mrs. Spinks said the Community Council did not exist. Mr. Saunders disagreed. He explained the Community Council was made up of a representative from several organizations, clubs, associations and groups who voted on issues. Mrs. Spinks expected to have a difference of opinion regarding the topic. She would continue to create the criteria for each certificate.

DISCUSSION OF WARD MEETING DATES

In his absence this evening Mayor Koci suggested the following dates for discussion: March 26th, April 9th and April 23rd. Council decided: March 26th – Wards 1 & 4, April 9th – Wards 3 & 5 and April 23rd – Wards 2 & 6.

DISCUSSION OF PARKING ON WASHINGTON STREET

Mr. Mallis explained Dominion had been working for months on Washington Street and now would be the time to post it if everyone determined it should remain a No Parking street. The resident's drives were long enough to park an adequate number of cars, the street was considered a cut through so the Police Department supported the idea of it not being a park-able street because of the Library and the school.

It was stated the State of Ohio determined the location of Stop Signs; not the City. Mr. Mallis would bring this issue back at a later date for final consideration.

Motion made by Rhoades seconded by Genutis to go into executive session to discuss Personnel 121.22 (B) (1) / Economic Development / Litigation. The roll was called. Vote — Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

At 7:30 p.m., Bedford City Council, City Manager Mike Mallis, Finance Director Frank Gambosi and Law Director John Montello went into an executive session to discuss Personnel 121.22 (B) (1) / Economic Development / Litigation.

Motion made by Spinks seconded by Saunders to adjourn executive session. The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Executive Session adjourned at 8:04 p.m.

Work Session adjourned at 8:05 p.m.

Clerk of Council

Mayor - President of Council

REGULAR MEETING

BEDFORD CITY COUNCIL STATE OF OHIO COUNTY OF CUYAHOGA

DATE: January 16, 2018

TIME: 8:00 P.M.

AGENDA

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ROLL CALL
- 4. APPROVAL OF MINUTES
 - a. Approval of Minutes of the Work Session of December 18, 2017
 - b. Approval of Minutes of the Regular Meeting of December 18, 2017
 - c. Approval of Minutes of the Organizational Work Session of January 3, 2018
 - d. Approval of Minutes of the Organizational Meeting of January 3, 2018
- 5. PRESENTATIONS Anthony Bucco / Nathan Viets / Brandon Thompson
- 6. OLD BUSINESS
- 7. REPORTS
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports
- 8. NEW BUSINESS
 - a. Ordinance No. 9553-18 authorize contract w/Lebanon Ford 1 Ford SUV Utility Interceptor (\$31,811)
 - b. Ordinance No. 9554-18 authorize contract w/Lally Chevrolet 2 Chevy Tahoes (\$71,974)
 - c. Ordinance No. 9555-18 authorize contract w/Hall Public Safety Upfitters to outfit 3 Police vehicles (\$37,387.26)
 - d. Ordinance No. 9556-18 MOU w/Cuyahoga Soil and Water Conservation District & NEO Regional Sewer District for the conservation of soil and water resources
 - e. Ordinance No. 9557-18 1 year moratorium on the 3% increase to water rates mandated by §911.01 (3rd yr)
 - f. Resolution No. 2521-18 requesting County Auditor to advance taxes from tax levy proceeds for 2017 collected in 2018
- 9. HEARING OF CITIZENS
- 10. ADJOURNMENT

Bedford City Council met in Regular Session at Bedford City Hall on Tuesday, January 16, 2018. Vice-Mayor Mizsak called the meeting to order at 8:06 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak.

Motion made by Spinks seconded by Genutis to excuse Mayor Koci. The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Rhoades seconded by Genutis to approve the minutes of the Work Session Meeting of December 18, 2017. The roll was called. Vote – Yeas: Genutis, Saunders, Spinks, Mizsak. Nays: None. Abstain: Fluharty, Rhoades. Motion carried.

Motion made by Rhoades seconded by Spinks to approve the minutes of the Regular Meeting of December 18, 2017. The roll was called. Vote – Yeas: Genutis, Saunders, Spinks, Mizsak. Nays: None. Abstain: Fluharty, Rhoades. Motion carried.

Motion made by Fluharty seconded by Rhoades to approve the minutes of the Organizational Work Session Meeting of January 3, 2018. The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Saunders to approve the minutes of the Organizational Meeting of January 3, 2018. The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Vice-Mayor Mizsak swore in the new Officers Anthony Bucco, Nathan Viets and Brandon Thompson. The new Officers introduced their family and friends. Council and the Administration welcomed the new Officers.

City Manager Michael Mallis announced the State of the City Address was January 25th at LOHV doors opening at 11:30 and the address at noon. He commended the Service Department who recently addressed water line breaks on Broadway, McKinley and Carlyle Avenues. He urged the residents to call the Service Department if they noticed water pooling at the curbs or bubbling in the street. He also urged the residents not to park in the streets if there were an accumulation of two (2) inches of snow and clear their sidewalks from snow. He said the City could provide a list of names for volunteers to clear the sidewalks. The deer culling would be January 16th to March 15th culling 25 deer at the cemetery and WWTP. The City applied for an OPWC Capital Improvement grant for the resurfacing of Union Street and water line replacement in the amount of \$1.5 million even though Union Street was owned by the Cuyahoga County. The County would be resurfacing Center Road starting in Maple Heights into Bedford. The Service Department and City's Engineer would assess the conditions of the roads in Bedford after the freeze and thaw winter season. The former Sisters of Charity/Testa Project was delayed due to the weather regarding the soil test bores. There were various projects underway: Bonnieview, Audi, Toyota and Hyundai. 2018 was going to be a busy year for the City.

No report from Law Director Montello.

Finance Director Frank Gambosi was pleased with the Officers selections from the recent test and appreciated the efforts from the Civil Service. He said 2018 was going to be another budget concern for the City. The Tax Department was preparing for the upcoming tax season. The Pancake Breakfast was April 29th.

Councilman Genutis was pleased the City could provide a list of names for sidewalk snow removal. He was pleased with the recent hiring's of the Officers.

Councilman Fluharty urged the residents to help their neighbors in shoveling the sidewalks for the sake of safety.

Councilman Saunders suggested Nordham Street for the upcoming road program. He stated there were a number of cars parked in the street mostly at the rental homes; he suggested these violators be ticketed. The residential snow plow operators were not removing the snow correctly. He asked when the Simon's grocery store was going to open. He heard a rumor Giant Eagle might be closing in February and he noticed there were some changes throughout the store. Mr. Mallis would follow up regarding the issue and the City had not received any information. He explained with the recent income tax increase the City needed to collect and bank the money before spending it on projects so he asked the residents to be patient.

Councilwoman Rhoades urged the Ward 5 residents to visit her website for information and the meeting recordings; she offered to mail information to the seniors in her Ward.

Councilwoman Spinks urged the residents not to place their trash cans in the street because of the amount of snow piled in the tree lawns; residents need to place the containers in their driveway. She urged people to tune-in on New Day Cleveland on January 25th around 10:00 a.m. where she would be cooking.

Vice-Mayor / Councilwoman Mizsak reminded everyone to remove the snow around the fire hydrants. She felt the Service Department had been doing a great job with everything that has been happening with the snow removal and water line breaks.

ORDINANCE NO. 9553-18 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LEBANON FORD TO PURCHASE ONE (1) 2018 FORD SUV UTILITY INTERCEPTOR AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Genutis to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Fluharty seconded by Genutis to place Ordinance No. 9553-18 on third and final reading and passed.

Mr. Mallis explained it was decided during budget discussion the Police Department would be purchasing new vehicles in 2018. This purchase was one (1) new 2018 Ford SUV Utility Interceptor through the State Cooperative Purchasing Contract #GDC050, Contract RS900718 from Lebanon Ford in the amount of \$31,811.00.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

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Mr. Mallis explained this was the second ordinance to address the purchase of two (2) new 2018 Chevy Tahoe's, again, through the State Cooperative Purchasing Contract #GDC050, Contract RS900718 from Lally Chevrolet in the amount of \$71,947.00.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

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Motion made by Saunders seconded by Rhoades to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

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The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

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Motion made by Fluharty seconded by Saunders to place Ordinance No. 9556-18 on third and final reading and passed.

Mr. Mallis explained the coordination with the Districts and the necessary technical assistance in implementing soil and water conservation measures by the Districts under the Memorandum of Understanding constitute part of the City's compliance with Storm Water Management Program.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9557-18 AN ORDINANCE AMENDING ORDINANCE NO. 9439-16 PERMITTING ANOTHER ONE YEAR MORATORIUM ON THE THREE PERCENT (3%) INCREASE IN RESIDENT WATER RATES MANDATED BY SECTION 911.01 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD FOR THE CALENDAR YEAR 2018 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Genutis seconded by Rhoades to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Genutis to place Ordinance No. 9557-18 on third and final reading and passed.

Mr. Gambosi explained the City of Cleveland has waived any increase in water rates to the City of Bedford for the calendar year 2018 and Administration and Council desired to permit another one year moratorium on the increase mandated by Section 911.01 to assist residents in the current economic climate. This would be the third year in a row for this specific moratorium.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

RESOLUTION NO. 2521-18 A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF TAX LEVIES FOR THE YEAR 2017 COLLECTED IN 2018 PURSUANT TO SECTION NO. 321.34 OF THE REVISED CODE OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Fluharty to suspend the rule requiring the reading of said resolution three different days.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Genutis to place Resolution No. 2521-18 on third and final reading and passed.

Mr. Gambosi explained per ORC Section 321.34 provided that any money in the County Treasury, to the account of the City and lawfully applicable to the purpose of the current fiscal year be drawn upon by request.

The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Vice-Mayor Mizsak said that concluded the business portion of the meeting and asked if anyone in the audience had any comments.

Reverend Pamela Pinkney-Butts, 518 Northfield Road, was interested in placement of females in certain positions in the City; she felt it was appropriate to have female Officers. Mr. Gambosi clarified the females that tested for the Officer's position obviously did not rank high. She pointed out the owner of the former Chanel School property on Northfield Road had not kept the sidewalks cleared of snow. Mr. Mallis explained the City had recently contacted several violators regarding sidewalk snow removal. She announced she was doing the speech for the National Women's March in Cleveland regarding domestic violence. She felt if a business was going to close its doors the owners owed Mr. Mallis a moral obligation of letting the City know. She was pleased with the new hiring's of the Officers. She asked everyone to forgive her fidgeting grandchildren this evening.

Jim O'Neil, 155 Gould Avenue, congratulated the new council persons to their positions. He hoped Mrs. Rhoades kept her enthusiasm. He felt the back patting that Council and the Administration did regarding the Service Department was not warranted. He was not pleased with the performance and cut back of services offered by the Service Department. He thought maybe some of the services should be contracted out. He thought there should be a list of the services offered and when they're offered. Mr. Mallis briefly explained some of the services were cut back a couple years ago due to budget cuts.

Beth Housiaux-Stewart, 93 Avalon, was pleased with the hiring of the Officers; there was one more to hire. She said the Lights Out for Hunger was still taking collections. Mr. Gambosi explained the next Civil Service test to hire another Officer was April 7th; however, there were additional tests that needed to be fulfilled which was not a quick process.

Sarah Gnoddie, 331 Marion Street, was pleased with the recent hiring of the three new Officers. She appreciated the due diligence of the community and the support for the safety of the residents. She was not pleased with the stereotype comments made by some of the residents and Council members. She took offense when comments were made about "renters". She is a renter that was well educated, she had a job and she took care of her yard. She was civically engaged, a lifelong resident and an asset to Bedford. She said as a "renter" she paid more in income tax than a retiree who had their home paid off. She probably owed more in student debt than people owe on their homes. Surveys show people her age would change their jobs four times. She said she was not ready to uproot her family so that was the reason she had not purchased a home. She noted renting was not evil and those who were making such comments about renters should keep that in mind some renters play a part in the City.

Marilyn Zolata, 1365 Broadway Avenue, was concerned with the rumor of closing Giant Eagle; the City had suffered enough with businesses closing.

Dave Svihlik, 233 Paul Street, asked what time residential snow plow operators were allowed to start plowing within the city limits. Mr. Mallis was not sure of an exact time; however, the City did have a noise ordinance but he would follow up on this concern. Mr. Svihlik also pointed out cars traveling south on Broadway Avenue at the 5 point intersection was using the right hand turn lane as a passing lane to cut off the traffic traveling straight on Broadway Avenue.

Jim O'Neil, 155 Gould Avenue and Laura Zolata, 279 Grand Avenue, agreed with the complaint of Mr. Svihlik regarding Broadway Avenue traffic violators.

Vice-Mayor Mizsak asked if there were any further comments. There being no reply, motion made by Saunders seconded by Genutis to adjourn. The roll was called. Vote – Yeas: Genutis, Fluharty, Saunders, Rhoades, Spinks, Mizsak. Nays: None. Motion carried unanimously.

Meeting adjourned at 9:19 P.M.

Clerk of Council

Mayor - President of Council / Vice-Mayor