

COUNCIL WORK SESSION

NOVEMBER 21, 2016

6:00 P.M. PROMPT

- **BUDGET HEARING** –
City Manager
Finance Department
- **DISCUSSION OF AGENDA** – (Sam Cannata 15 mins)
- **DISCUSSION OF SPIDERCAT MARKETING** – Ord #9409-16 6 month trial
- **DISCUSSION OF EQUALIZATION OF WARDS** – (Charter Art. II, Section 1 (c))
- **DISCUSSION OF ARTS AND CULTURAL BOARD** – (§149 / Ord. #9252-15 w/Bylaws) (10/17/16-11/7/16)
- **EXECUTIVE SESSION** – (Personnel / Economic Development / Litigation)

PLEASE TURN OFF ALL CELL PHONES BEFORE MEETING
(Council Minutes and Agendas posted at www.bedfordoh.gov)

Bedford City Council met in a Work Session at Bedford City Hall on Monday, November 21, 2016 at 6:07 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Marilyn Zolata, Paula Mizsak, Greg Pozar and Donald Saunders. Absent: None. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi, Law Director John Montello. Residents: Beth Housiaux-Stewart, 93 Avalon and Joyce Daunch, 86 Harriman Street.

City Manager

Mr. Mallis explained overall the budget was very lean with participation from all the departments; however, they agreed to disagree shooting for the same goal. The loss was \$4 million in an attempt to make up \$3 million. He was excited about a lot of future projects but the money was the issue. He had a "white board" session in an attempt to make up another \$700,000 which was a challenge. Everyone was pleased that Council and the Administration continued to work well with each other. He talked about how some of the cuts could have been made back in 2014 but Administration chose to look at different avenues. The road, sidewalk and other programs continued to be important and needed to be addressed. Discussion was held regarding the importance of an Economic Development Director position. A part-time position to bring much needed businesses. The person in mind was educated and knew other people. Currently employees were applying for grants and some learning as they go. It was determined this position would be discussed at a later date. The Administrative Assistant to the City Manager's separation pay was returned to the budget; however, there was no talk of retirement in the near future. It was determined at the end of the year the separation pay would return to the General Fund if not spent. The thought of using the City's participation of the Arts and FriDates contributions could be better spent on the return of the Farmers Market downtown. It was agreed the festivals and decorations downtown needed to continue to draw people to the downtown area. Council had no additional questions or concerns.

Finance Department

Mr. Gambosi stressed the ½% income tax increase was critical; the loss of Ben Venue devastated the City. The question and reality to everyone was "What do you want to give up?" Discussion was held of the major importance of the ½% income tax levy passing. If the levy didn't pass there were going to be some things that needed to be cut. The Finance Department continued to train and work on the new computer system. The Finance and Tax Department continued to work on Bank fees and additional Bank services, numerous insurance issues and claims, updating forms, tax programs and so on. Another concern in 2017 was the 27 employee pays. After discussion it was determined the Tax Department was not being closed so the State could take over. The State could "process" but the State doesn't "collect"; that's an additional cost. The City worked closely with the Courts on costs and reimbursements. The City had financial concerns facing them in the very near future that seriously needed to be addressed. Council had no additional questions or concerns.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the Regular Meeting of November 7, 2016, the Work Session of November 7, 2016 and the Budget Work Session of November 14, 2016.

Sam Cannata, owner of 480 Northfield Road and RN Todd Roby, owner of Alpha Care LTD attended the Work Session to discuss the motion to accept the Planning Commission recommendation of November 1, 2016 for Saint Servan Centre LTD, 30799 Pinetree Road, #254, Cleveland, Ohio who is seeking relief from 1927.02 (j) of the Codified Ordinances of the City of Bedford for an Adult Day Care Service 5 days a week. This item was tabled by the Commission September 7th and 20th and approved on November 1, 2016 and was before Council on November 7, 2016 to be tabled by

Council. Mr. Cannata previous submitted an Economic Impact Statement for this evening's discussion. It entailed: 1) Alpha Care's involvement with the Federal Government and the State, 2) Alpha Care was requested by Cuyahoga County to establish a headquarters, 3) Alpha Care specializes in Job Creation for individuals with developmental disabilities, 4) Alpha Care currently had three locations in Ohio, and 5) the Economic Impact to Bedford. (See attached) Mr. Roby explained he had been an RN since 1992 plus Alpha Care had many facets to the business including a transportation service. The employees were considered Group Leaders or Instructors; not teachers. He explained the past problems with the previous workshops for these individuals was the way they were treated, trained and paid. It was determined most of Council was in favor of the idea of the operation/business but the R-2 location was incorrect for what they wanted to do. Mayor Koci previously met with Mr. Cannata and understood what he was trying to accomplish but he felt the City needed more time to figure out the best solution for everyone involved. Everyone being the City, Alpha Care, Mr. Cannata and the impact on the residential area. He did not want to dismiss the idea but wanted it done the right way. Mr. Cannata understood they had to work with the City on the request. [Ref: PC Meetings of: September 7th, September 20th and November 1, 2016 and Council Meeting of November 7, 2016]

ORDINANCE NO. 9442-16 AN ORDINANCE AMENDING ORDINANCE NO. 9314-15 CONCERNING THE REZONING OF THE SISTERS OF CHARITY PROPERTY DESCRIBED HEREIN FROM "R-1" TO "R-4" CLASSIFICATION PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY

Mr. Mallis explained Testa shall also be permitted to partner with Hattie Larlham to provide up to 10 units for people with developmental disabilities with no age restriction. In the event Hattie Larlham does not partner with Testa, 100% of the units shall be used for senior living apartments. The State of Ohio has recommended a change in one of the conditions to expedite and approve funding for the project. Council had no concerns.

ORDINANCE NO. 9443-15 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2017 PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY

Mr. Gambosi requested a second reading this evening. Council had no concerns.

ORDINANCE NO. 9447-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7402-01), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS USA, LLC (ORDINANCE 9428-16) (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON FIRST READING NOVEMBER 7, 2016

Council had no concerns.

ORDINANCE NO. 9448-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7716-05), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS USA, LLC (ORDINANCE 9428-16). (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON FIRST READING NOVEMBER 7, 2016

Council had no concerns.

ORDINANCE NO. 9449-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7940-01), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS

USA, LLC (ORDINANCE 9428-16). (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON FIRST READING NOVEMBER 7, 2016
Council had no concerns.

ORDINANCE NO. 9450-16 AN ORDINANCE AMENDING ORDINANCE NO. 9371-16 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EXTENSION OF THE LEASE WITH OPTION TO PURCHASE AGREEMENT WITH MRLM, LLC FOR THE PROPERTY LOCATED AT 600 SOLON ROAD BEDFORD, OHIO (PP NO. 814-30-003)

Mr. Mallis explained the City had been attempting to sell the property at 600 Solon Road for years. The Lease with option to Purchase Agreement with the City was for this property to operate a landscape material business was extended to December 31, 2016. The City and MRLM, LLC agreed on all terms regarding the property with the exception that the parties need to extend the lease and option for an additional twelve (12) months until December 31, 2017. The unforeseen issues regarding financing was because of the brown field issue. Council had no concerns.

ORDINANCE NO. 9451-16 AN ORDINANCE ADOPTING A JOB CREATION AND RETENTION PROGRAM GRANT BY THE CITY OF BEDFORD TO MOLDING DYNAMICS, INC
Mr. Mallis explained in 2015 the number of employees was sufficient. Council had no concerns.

Motion to accept the Planning Commission recommendation of November 15, 2016 for Architect Robert Martien / Owner Hillel Shapiro of Woodside Village Senior Living, 19455 Rockside Road, Bedford is seeking relief from \$1305.09 of the Codified Ordinances of the City of Bedford to construct a new 550 square foot storage room addition to the existing A-3 structure.
Council agreed with the recommendation and had no concerns.

Mr. Mallis referenced the email he sent to Council on November 17, 2016 regarding the issues with 41 Tudor. He assured Council Mr. Beverly, Mr. Montello and he were not lazy and he took that comment personal. He explained the property was unoccupied since there continues to be violations identified by the Building Department, but up until recently wasn't a condemnable property. The City was told about raccoon issues within the home and Mr. Beverly felt this could be an avenue the City could pursue to condemn. The responsible parties were given a timeline to address the issues and if they didn't resolve the raccoon issues, the City would move towards demolition. The City recently passed an ordinance for approval for a contractor to demolish the home. The following morning he requested Mr. Montello and Mr. Beverly do one last check to make sure everything had been addressed. This was something that was done prior to all demos. It was later in the week the City found out work was being done on the home. Upon further inspection, Mr. Beverly informed him the raccoons were gone, the roof repaired and interior showed minimal damage during initial inspection. This may have been after the allotted timeline to do the repairs but the repairs were made. Since repairs were being made the Administration met to discuss how to proceed. He stated he ultimately made the call that the City shouldn't move forward with the demo at the present time. His opinion was the right decision and was made by him and if there was to be any criticism, that criticism should be directed at him alone and not the staff as they followed his direction. He contacted the Secretary of State for additional information. The real estate agent was licensed and certified and the only small snag was the agent was not registered with the Division of Commerce. He even reached out to Mr. Day at the Bedford Municipal Court for assistance.

Part of everyone's duties was to protect the City and not put the City in liable situations. The Building Department's professional opinion was that the home was not condemnable following the removal of raccoons and roof repairs. The Law Department's professional opinion was that we would be liable and most likely lose a lawsuit if the City moved forward with the demo given the current situation. Even the City's insurance carrier confirmed that the City would NOT be covered from a lawsuit should the City move forward with the demo. Based on this information, he could not in good conscience put the City in that type of predicament, it simply would not be responsible management.

He added the Building Department will continue to monitor the property as much as possible. As he stated at the September 8, 2015 Council meeting he would not let someone live there until the items were addressed. The Law Department would continue to research how the City could cite out of state LLC's. The City had dealt with similar issues and with a steady hand the City would prevail.

He showed pictures of: 88 John (an out of state property owner), 58 William (squatter living in a vacant home), 24 Oakwood and 787 Archer Road the James Deal residence. All of which were upsetting to the neighbors and in much worse of condition than 41 Tudor. When the City moved forward to demo these homes it had left the cases unchallengeable. Unfortunately, like 41 Tudor, the City had dealt with this type of resistance before, such as the Wandle "cockroach house" known as one of the worst properties the Health Department had seen. Oddly enough the City did not have the authority to demo the Wandle residence since they were making an effort to remediate. He was certain that all of the City's persistence regarding 41 Tudor would prevail in due time. (See attached)

The bottom line was 41 Tudor was not condemnable and not from the lack of effort. Mr. Montello pointed out the home was paid in full and the taxes were current. Mr. Mallis stated if anyone or any resident has an issue with his decision they needed to address it with him not the staff. Mrs. Spinks explained the neighbors were upset because the City didn't adhere to the deadline dates and if the City had adhered to those dates the home would be gone.

Discussion of the Regular Meeting agenda was concluded.

Due to the lack of time the three following items were moved to the December 5th Work Session.

DISCUSSION OF SPIDERCAT MARKETING – Ord #9409-16 6 month trial

DISCUSSION OF EQUALIZATION OF WARDS – (Charter Art. II, Section 1 (c))

DISCUSSION OF ARTS AND CULTURAL BOARD – (§149 / Ord. #9252-15 w/Bylaws) (10/17/16-11/7/16)

Motion made by Mizsak and seconded by Spinks to go into executive session to discuss Personnel / Economic Development / Litigation. The roll was called. Vote – Yeas: Zolata, Pozar, Koci, Mizsak, Genutis, Saunders, Spinks. Nays: None. Motion carried unanimously.

At 7:51 p.m., Bedford City Council, City Manager Mike Mallis, Law Director John Montello, went into an executive session to discuss Personnel / Economic Development / Litigation.

Executive session adjourned at 7:58 p.m.

Work Session adjourned at 7:59 p.m.



Clerk of Council



Mayor – President of Council

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **APPROVAL OF MINUTES**
 - a. Approval of Minutes of the Work Session of November 7, 2016
 - b. Approval of Minutes of the Regular Meeting of November 7, 2016
 - c. Approval of Minutes of the Budget Work Session of November 14, 2016

5. **PRESENTATIONS**

6. **OLD BUSINESS** - (1st Rdg: 11/7/16)
 - a. Ordinance No. 9442-16 amend Ordinance No. 9314-15 Sisters of Charity conditions
 - b. Ordinance No. 9443-16 City of Bedford 2017 Appropriation Budget
 - c. Ordinance No. 9447-16 terminate Ord. No. 7402-01 CRA between the City and Ben Venue
 - d. Ordinance No. 9448-16 terminate Ord. No. 7716-05 CRA between the City and Ben Venue
 - e. Ordinance No. 9449-16 terminate Ord. No. 7940-07 CRA between the City and Ben Venue
 - f. Motion to accept the Planning Commission recommendation of November 1, 2016 for Saint Servan Centre LTD, 30799 Pinetree Road, #254, Cleveland, OH owner of 480 Northfield Road who is seeking relief from 1927.02 (j) of the Codified Ordinances of the City of Bedford for an Adult Day Care Service 5 days a week 9:00 a.m. to 3:00 p.m. (roll call) (PC Tabled 9/7/16 – PC Tabled 9/20/16 – PC Approved 11/1/16) (Council Tabled 11/7/16)

7. **REPORTS**
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports

8. **NEW BUSINESS**
 - a. Ordinance No. 9450-16 amend Ord. No. 9371-16 lease extension w/MRLM, LLC at 600 Solon Road
 - b. Ordinance No. 9451-16 adopt Job Creation and Retention Program w/Molding Dynamics (6 yrs)
 - c. Motion to accept the Planning Commission recommendation of November 15, 2016 for Architect Robert Martien / Owner Hillel Shapiro of Woodside Village Senior Living, 19455 Rockside Road, Bedford is seeking relief from §1305.09 of the Codified Ordinances of the City of Bedford to construct a new 550 square storage room addition to the existing A-3 structure (roll call)

9. **HEARING OF CITIZENS**

10. **ADJOURNMENT**

Bedford, Ohio

November 21, 2016

Bedford City Council met in Regular Session at Bedford City Hall on Monday, November 21, 2016. Mayor Koci called the meeting to order at 8:04 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Absent: None.

Motion made by Mizensak and seconded by Pozar to approve the minutes of the Work Session Meeting of November 7, 2016. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks and seconded by Zolata to approve the minutes of the Regular Meeting of November 7, 2016. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Pozar and seconded by Saunders to approve the minutes of the Budget Work Session of November 14, 2016. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Genutis, Saunders. Nays: None. Abstain: Mizensak, Pozar. Motion carried.

ORDINANCE NO. 9442-16 AN ORDINANCE AMENDING ORDINANCE NO. 9314-15 CONCERNING THE REZONING OF THE SISTERS OF CHARITY PROPERTY DESCRIBED HEREIN FROM "R-1" TO "R-4" CLASSIFICATION PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Zolata to place Ordinance No. **9442-16** on third and final reading and passed.

Mr. Mallis explained the company [Testa] shall also be permitted to partner with Hattie Larlham to provide up to 10 units for people with developmental disabilities with no age restriction. In the event Hattie Larlham does not partner with Testa, 100% of the units shall be used for senior living apartments. The State of Ohio has recommended a change in one of the conditions to expedite project.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9443-15 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2017 PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Genutis to place Ordinance No. **9443-16** on second reading.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Mr. Gambosi explained the next three ordinances were terminating three individual Community Reinvestment Area agreements between the City and Ben Venue Laboratories which was transferred to West Ward Pharmaceuticals and then to Xellia Pharmaceuticals. Mr. Montello clarified the reason for

three separate ordinances was because there were three separate parcels of land. Each ordinance spoke to a different parcel. Mr. Saunders questioned the steps regarding the devaluation and assumed the buildings would be torn down. Mr. Gambosi was not sure of their intent. Mr. Mallis clarified it was a reduction; not a devaluation. Jobs Ohio went through the facilities and determined the outcome. The City was not involved and the City felt the outcome was fair.

ORDINANCE NO. 9447-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7402-01), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS USA, LLC (ORDINANCE 9428-16) (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Ordinance No. **9447-16** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9448-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7716-05), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS USA, LLC (ORDINANCE 9428-16). (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizesak seconded by Saunders to place Ordinance No. **9448-16** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9449-16 AN ORDINANCE TERMINATING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND BEN VENUE LABORATORIES INC. (ORDINANCE 7940-01), WHICH WAS TRANSFERRED TO WEST WARD PHARMACEUTICALS (ORDINANCE 9281-15), THEN TO XELLIA PHARMACEUTICALS USA, LLC (ORDINANCE 9428-16). (HEREINAFTER REFERRED TO AS "OWNER") PLACED ON

FIRST READING NOVEMBER 7, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Genutis to place Ordinance No. **9449-16** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizesak to remove the motion to accept the Planning Commission recommendation of November 1, 2016 for Saint Servan Centre LTD off the table. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Genutis to accept the Planning Commission recommendation of November 1, 2016 for Saint Servan Centre LTD, 30799 Pinetree Road, #254, Cleveland, OH owner of 480 Northfield Road who is seeking relief from 1927.02 (j) of the Codified Ordinances of the City of Bedford for an Adult Day Care Service 5 days a week 9:00 a.m. to 3:00 p.m. (PC Tabled 9/7/16 – PC Tabled 9/20/16 – PC Approved 11/1/16) (Council Tabled 11/7/16)

The roll was called. Vote – Yeas: Genutis, Pozar. Nays: Zolata, Spinks, Koci, Mizesak, Saunders. Motion failed.

Council and the Administration invited everyone to join them in the Tree Lighting Ceremony on Wednesday, November 23, 2016 at 6:00 p.m. sharp for the kick off to the holiday season. Everyone was wished a Happy Thanksgiving holiday.

City Manager Michael Mallis mentioned again the residential water meter project letters were being mailed to the residents for scheduling appointments. He referred to Xellia's Crain's Magazine article and the television news broadcast. Xellia struggled with getting the FDA on board with the project; however, Xellia passed the facility inspection and the packaging and distribution would begin immediately. Xellia was very close to employing 100 employees; 200 by the end of 2017. The Administration was pleased.

No reports from Law Director John Montello, Councilwoman Zolata.

Finance Director Frank Gambosi gave congratulations to the recent successful Salvation Army Fundraiser dinner on November 20, 2016.

Councilwoman Spinks thanked the Fire Department for their professional assistance concerning the recent garage fire on Bexley dealing with the high winds. She asked everyone to be kind to their neighbors.

Councilwoman Mizesak announced the Bedford Historical Museum would be open 6:30 p.m. to 8:30 p.m. on November 23, 2016 after the Tree Lighting. The Old Church on the City Square would also be holding a service after the Tree Lighting at 6:30 p.m. Recently the Eagles donated \$2,000 toward the BHS operating expenses. The BHS also received \$15,000 grant for the renovation for the church basement. She thanked the Service Department for their continual efforts regarding the leaf collection.

Councilman Genutis asked Mr. Mallis to speak about the recent rash of criminal activity in Bedford. Mr. Mallis explained there were a handful/not many problems in the area of Rockside Road which was considered a "crime of opportunity". People left their vehicles unlocked and a garage unlocked; there was no forced entry and no damage to the vehicles or garage. Extra Auxiliary patrols were now in the Rockside Road area. Friday, November 18, 2016 there was a brazen robbery on Marion Street; this incident was isolated. He spoke to Chief Nietert and agreed maybe the City needed to have a neighborhood meeting to educate the public. He and the Chief agreed the City also needed help from the community/residents. A couple examples would be: a slow car driving up and down the street often, if something did not seem right in the neighborhood or numerous children were gathering in an area or a resident's child who oddly came home with the new cell phone the Police Department needed to know. He often hears of something that happened or a robbery occurred or a fight that broke out and when he requests the Police Department report there isn't one; nobody called the Police so the City was not aware of the situations. The Police and Administration work jointly on the "facts" not hear-say after the fact. Bedford does not have an influx of crime compared to 2015; the number of incidents have not spiked. He had the utmost faith in the Police Department's professionalism and training. Mr. Genutis stressed safety of the residents was absolutely the highest priority of this Administration; however, he did not have the answer. He and his mother fell victims of the crime activity and the Police Officers knew exactly who committed the crimes and were brought to justice.

Mr. Genutis urged everyone to understand the long term outcome regarding the NOPEC opt out program of residential electrical and natural gas programs. A special effort needed to be made by the resident for opting out. He explained he was not in favor of the fracking industry.

Councilman Pozar said there was going to be choices from other companies in regards to opting out of residential electrical and natural gas programs for rates and one year lock-ins. He would be spending his Thanksgiving holiday in China, the Philippines and Japan.

Councilman Saunders pointed out the filter fabrics around the catch basins and the snowplows would destroy them or push them into the catch basin. He mentioned there were a couple troubling events in Ward 6. He personally called the Police Department about the children writing graffiti in the fresh concrete; some of the graffiti was not caught before it hardened and would have to be replaced. He urged the residents to call the Police Department if something was suspicious; addicts were looking for quick cash for their drug habits. Residents needed to feel safe; however, the City or Police Department couldn't catch everything. He was pleased with the extra Police Officer patrols.

Mayor Koci announced the Lights Out for Hunger was December 21, 2016; please make your donations to the Southeast Clergy local food bank. He urged the residents to make sure the utility solicitors going door to door had their permit from the Police Department. He thought the City of Streetsboro had a great idea for a badge program for their city solicitors. He said he was pleased with what he learned about grant programs at his recent NLC conference in Pittsburg, PA. Councilwoman Zolata added Matt Zone from Cleveland's City Council was the new NLC president. Mayor Koci was pleased with the placement of Mr. Zone.

ORDINANCE NO. 9450-16 AN ORDINANCE AMENDING ORDINANCE NO. 9371-16 AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EXTENSION OF THE LEASE WITH OPTION TO PURCHASE AGREEMENT WITH MRLM, LLC FOR THE PROPERTY LOCATED AT 600 SOLON ROAD BEDFORD, OHIO (PP NO. 814-30-003) AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Genutis to place Ordinance No. **9450-16** on third and final reading and passed.

Mr. Mallis explained the City has for many years had a lease with this company and this was an extension of the lease until the sale of the property was finalized.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9451-16 AN ORDINANCE ADOPTING A JOB CREATION AND RETENTION PROGRAM GRANT BY THE CITY OF BEDFORD TO MOLDING DYNAMICS, INC. AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizsak to place Ordinance No. **9451-16** on third and final reading and passed.

Mr. Mallis explained this was the incentive offered to Molding Dynamics in 2015. Currently they employed 25 with the intention of approximately 50 employees over time.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Genutis to accept the Planning Commission recommendation of November 15, 2016 for Architect Robert Martien / Owner Hillel Shapiro of Woodside Village Senior Living, 19455 Rockside Road, Bedford is seeking relief from \$1305.09 of the Codified Ordinances of the City of Bedford to construct a new 550 foot square storage room addition to the existing A-3 structure.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

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

Sarah Gnoddie, 331 Marion, wanted to expound on the robbery incident that happened on Marion Friday, November 18th at 7:30 p.m. A member of her household went for a walk and was rushed from behind by a man in his 20's dressed in all black with a ski mask to be held at gun point and robbed. Luckily nothing serious happened; however, the experience was very scary and very real. She admitted she was in denial about the crime in Bedford until this incident. She passed out a flyer to 200 homes on Berwyn, Avalon, Talbot and Marion alerting them of the incident. She felt the community needed to understand they have a civic responsibility to their neighborhoods and a reputation needed to be established that this type of behavior was unacceptable. She said she afforded that the City needed to be proactive instead of reactive.

She was a supporter of the safety forces and the Officer was professional but she thought the City needed to be proactive. Bedford having all these great people/Officers working for the City doesn't change the reality of society. She knew these types of problems was not a quick fix; adding additional Officers would not solve the issues because Bedford was too large; criminals had gotten smarter. Her corrective measures for the City to do was as follows: 1) help in providing/inspiring civic engagement; the Council meetings weren't the answer because they were boring and nobody read the meeting minutes, 2) community education on Quality of Life issues; residents don't know what to do in a panic/emergency type situation, 3) volunteer leadership programs needed established for the at risk teens; one hour open gym was not the answer not everyone played basketball, 4) establish classes and workshops for various people, family programming, train seniors/women on home/personal safety, educate on bully prevention, cyber bullying, teach self-defense classes, parents handling their unruly teens, 5) educate the residents on "If You See Something, Say Something", which was easier said than done. She pointed out the Dispatchers were disclosing who made the phone call and should remain anonymous. She understood the City didn't want to incite panic but she felt her neighbors needed to know what happened in their area. She felt the City needed to have "real conversations" and "real ways" to pass information to the residents. After the incident she was startled to realize the person held at gun point was an actual target because of his size and build. She felt if this person was a target then everyone was a target. The best way she knew how to take control of this situation was to use her expertise in programming. She extended her expertise/time to the City and the community if the City provided her the support and space she would run the programs herself. Some of the programs were free or at little cost. She felt there was a new category that needed added to the current list, the City needed to be real about it and admit these types of situations were reality. She would appreciate if someone at City Hall would take her seriously, support her efforts to bring additional community programming to Bedford to empower, educate, unite the residents, protect their properties and loved ones. Mayor Koci told Ms. Gnoddie the City would accept her offer and appreciated what she did. Mrs. Zolata and Mrs. Spinks pointed out the Council meetings do help to educate the residents because Council/Administration understood when residents stood together.

Kathy Williams, 491 Lamson, suggested the Service Department trim the tree lawn trees to avoid dark shaded areas as a safety precaution. Her neighborhood drug dealer continued to conduct walk up drug deals in dark driveways. The dealer realized the neighbors were writing down license numbers so now the deals were being made on foot in the dark areas.

Ashely Fuller, renter at 95 Nordham, reported several street lights were not working. Mr. Mallis told her to call City Hall with the pole number. She purposely left her rubbish can out at the street past the allotted time because she feared for her safety of collecting it after dark. She's already called the police on the unruly children in her neighborhood as her family was personally threatened. She understood the problem of punishing these children was because they were minors. Mr. Mallis suggested she look into the City's Criminal Nuisance policy to see how it worked; it would be very beneficial in this specific situation. He understood there were problems with the Cuyahoga County Juvenile Justice System and the system was difficult to deal with. Ms. Fuller pointed out some of the Dispatchers were not familiar with Bedford's street locations and the calls were delayed. Mayor Koci said the City was aware of the problem and it continued to be addressed.

Richard Novak, 1252 Broadway, talked about the ongoing problem concerning his neighbor; no name or address was given; however, the calls were daily involving other community Officers. He also complained about the confusion at the Dispatch Center and the long delay of the response time. He urged everyone to wake up and realize what was happening throughout their community; "If You See Something, Say Something". He felt Bedford had the best safety forces around; however, the residents needed to report suspicious activity to assist the Officers.

Beth Housiaux-Stewart, 93 Avalon, reminded everyone to participate in the Lights Out for Hunger. She thanked Ms. Gnoddie for alerting the surrounding neighbors of the gun point robbery on Marion. She

wasn't shocked about the recent robbery incident on Marion as it was not the first robbery in the area because there had been several this past summer. She felt guilty she didn't alert the surrounding residents about the issues. She was concerned about the robberies as she walked her dogs in the area. She didn't feel four Officers per shift was enough for the Bedford area. She offered to campaign for an additional ½% income tax increase if the funds would be spent on Officers. She agreed with everyone that the criminal behavior Bedford was experiencing was not acceptable behavior. She talked about the previous two years of drug dealer activity on Avalon but now they had to deal with criminals holding up residents at gun point. She agreed with others there was a lack of communication throughout Bedford.

Laura Jones, 36 Edgewood, felt when Ms. Gnoddie spoke others listened. She was glad there was no hesitation in accepting Ms. Gnoddie's programing services; there were residents willing to help. She said the criminal behavior had been going on longer than what most residents realized; however, the residents were not aware of the issues. Officers were searching for someone weekly in the woods behind her home. She moved from Bedford years ago and moved back because of the schools, the area, the activities and the Recreation Department. She, too, had been in denial about the criminal activities throughout Bedford. She wondered if she needed to move out of Bedford for the safety of her children; especially her 13 year old son. Her children were raised to be aware of their surroundings so they could be safe. She talked about the language being used and the drug deals being made at Ellenwood Recreation Center during baseball games. She said she called the Police when the drug activity was happening; however, the children reassembled after the Officers left. She felt the Recreation Department was also responsible for not addressing the ongoing issues at the pavilion. She felt the Recreation Department Director was not around enough to know what was happening in the building; let alone the grounds/pavilion. She felt Mr. Lewis should be checked to see if he was even in his office and if he wasn't then where was he and what was he doing. She felt the tax dollars being spent on Mr. Lewis could be used in the Police Department if he wasn't going to do his job or maybe the City needed to hire someone who would perform the duties. She felt Mr. Lewis was too comfortable in his job and someone should "shake him up". She being very vocal was willing to shake the tree. She agreed the programs were necessary, children needed something to do, and some of the children had parents that didn't care or didn't have time to pay attention to their own children. Plus, some children were being raised by one parent. She stated this specific resident group would empower the City with help/assistance if the City empowered them.

Bob Pliske, 208 Wandle, was willing to support the community. He felt the Police, Fire and Service Departments were responsive and professional in their duties. He agreed there were issues/problems within the Dispatch Center. He talked about the Facebook posts he recently read and urged everyone to talk to their neighbors instead of communicating by technology means/devices. He supported the programs/ideas offered by Ms. Gnoddie.

Tim Tench, 286 Marion, being in an elected position himself appreciated the efforts of Ms. Gnoddie in presenting a solution to the issue at hand because it takes a lot of guts to stick your neck out. He felt the City needed to stick its neck out. He felt that 4 – 5 years ago when the City stopped the fireworks was the time period when the City started to lose the community and now the community was struggling. Everyone respected the Police and Fire Departments for the jobs they do. He, too, was aware of the problems/issues within the Dispatch Center because they were not trained well enough and/or didn't know the district well enough. The Dispatch Center remained a concern; he assumed the grants were still enforce. He agreed with the additional ½% income tax increase as long as it was earmarked for police coverage. He felt the City could not continue to stay the course it had been and keep afloat because if that were to continue Bedford would sink; he urged those to look at communities around Bedford. He commended Council members for taking a moratorium on their 2017 pay increase even though it was not much. He didn't want his next comment to sound like it was "a shot" at the safety forces but he truly felt if the Officer lived in the community then they were more concerned about the community. He experienced this feeling when he worked for Cleveland Heights. He thought if the Officer lived in Bedford they would take the crime more personal. He knew there were residency laws in place that

prevented that; however, if the City hit the lottery maybe the City could give bonuses to those Officers who moved to Bedford; something needed to be done. He understood the Officers laid down their lives for the City but they don't live here and not living here says a lot. He urged Council/Administration to consider a bonus for Officers who moved to Bedford when the City had the additional funds. He felt the residents in attendance this evening were on the right path and nobody was mad at the City just concerned. Mayor Koci stated the City would continue to fight against crime and make the City as good as it could be. In closing, Mr. Tench then urged everyone to attend the Nutcracker show on December 9th at the Bedford High School.

Barb McDaniel, 186 Center, pointed out the ten foot weeds growing behind City Hall were a liability for the City. The grounds/trees were maintained but the weeds were out of control. She asked why articles about Bedford were not in the Plain Dealer Newspaper Our Town section anymore. Mayor Koci explained the articles were not free and the newspaper chose not to print provided information. Ms. McDaniel urged everyone to get to know their neighbors; a pleasant good morning went a long way. Mayor Koci said one of the worst things residents did was build patios in the back of their homes and not set on their front porches; now most didn't see or know their neighbors.

Mayor Koci stated this was one of the best Citizens Comments in a long time. He was pleased to see complaints accompanied with solutions and people agreeing to work together for the betterment of the community. When he retired he could have moved but he wanted to stay in his hometown. The City and residents embraced new residents who love Bedford like those who live here; however, the City and residents would not tolerate the unwanted crime.

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

Meeting adjourned at 9:39 P.M.



 Clerk of Council



 Mayor - President of Council