

COUNCIL WORK SESSION

DECEMBER 5, 2016

6:30 P.M. PROMPT

- **DISCUSSION OF AGENDA –**

- **DISCUSSION OF SPIDERCAT MARKETING –** Ord #9409-16 6 month trial (11/21/16)

- **DISCUSSION OF EQUALIZATION OF WARDS –** (Charter Art. II, Section 1 (c)) (11/21/16)

- **DISCUSSION OF ARTS AND CULTURAL BOARD –** (§149 / Ord. #9252-15 w/Bylaws) (10/17/16-11/7/16-11/21/16)

- **DISCUSSION OF TETHERING OF ANIMALS –** enact §505.27

- **DISCUSSION OF OPEN BURNING, RECREATIONAL FIRES & PORTABLE OUTDOOR FIREPLACES –** §1503 / §513 / Fire Code

- **EXECUTIVE SESSION –** (Personnel / Economic Development)

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, December 5, 2016 at 6:38 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Marilyn Zolata and Donald Saunders. Absent: Paula Mizesak and Greg Pozar. 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.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the Regular Meeting of November 21, 2016, the Work Session of November 21, 2016 and the Special Council Work Session of November 28, 2016.

ORDINANCE NO. 9443-16 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2017 AND DECLARING AN EMERGENCY

Mr. Gambosi explained this would be the third and final reading for the amended 2017 budget ordinance. Council had no questions or concerns.

ORDINANCE NO. 9452-16 AN ORDINANCE PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE CODIFIED ORDINANCES OF BEDFORD TO APPROVE, ADOPT AND ENACT THE 2016 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF BEDFORD, OHIO, HEREINAFTER "CODIFIED ORDINANCES", TO REPEAL CERTAIN ORDINANCES IN CONFLICT THEREWITH OR DEEMED OBSOLETE AND DECLARING AN EMERGENCY

It was determined this was required to update the City's Codified Book to approve, adopt, repeal and/or enact the 2016 replacement pages and/or the ORC requirements/State Codes. Clerk Villers received an invoice for \$4,399.34. It was clarified some of the changes were mandated by the State for Fire Codes, Building Codes, Traffic and General Offences and needed to be adopted by the City.

ORDINANCE NO. 9453-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TIM LALLY CHEVROLET TO PURCHASE A 2017 REGULAR CAB CHEVROLET SILVERADO 2500HD AND DECLARING AN EMERGENCY

Mr. Mallis explained the need for the truck was because of an unexpected accident in September by a neighboring uninsured resident who was responsible for wrecking into the City's truck. Upon impact the truck's frame was cracked and become unusable for plowing. Mayor Koci felt the purchase should stay local with Jay Buick staying within the allotted 10% purchasing rule and not be purchased outside City limits. Mr. Mallis would check with Mr. Lewis to make sure the vehicle change would accomplish what the department needed before Council amended the ordinance to allow the purchase be made at Jay Buick GMC.

Mr. Mallis explained the next two ordinances both union safety forces agreed to take a wage freeze with no health benefit changes for 2017. In the past, the Administration would allow retroactive pay for the employees but this was no longer an option. These two unions understood the City's financial situation and was willing to take a wage freeze with no retroactive pay. The hope was the income tax increase levy would pass in 2017 and get the City back on track. The AFSCME union contract would be addressed this month but for this evening there was no determination whether they were willing to take a wage freeze.

ORDINANCE NO. 9454-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE YEAR EXTENSION OF THE CURRENT CONTRACT BETWEEN THE CITY OF BEDFORD AND FRATERNAL ORDER OF POLICE LODGE 67 AUTHORIZED BY ORDINANCE NO. 9233-14 AND DECLARING AN EMERGENCY

ORDINANCE NO. 9455-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE YEAR EXTENSION OF THE CURRENT CONTRACT BETWEEN THE CITY OF BEDFORD AND FIREFIGHTERS LOCAL 1683 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS AUTHORIZED BY ORDINANCE NO. 9244-15 AND DECLARING AN EMERGENCY

Council was pleased with the wage freeze and the understanding of the employees.

ORDINANCE NO. 9456-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUND AND DECLARING AN EMERGENCY

Mr. Mallis explained after the CDBG Public Hearing was held the determination was for these two grants be utilized wisely for signage improvements at the City entrances, the City Square and in the historical downtown area. This grant was for \$150,000 which would be combined with the next grant for signage.

ORDINANCE NO. 9457-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT FUND AND DECLARING AN EMERGENCY

Mr. Mallis explained this grant was a supplemental grant in the amount of \$50,000 and would be utilized in conjunction with the \$150,000 grant for signage improvements at the City entrances, the City Square and in the historical downtown area. Both ordinances authorized him to apply for the grants.

Discussion of the Regular Meeting agenda was concluded.

DISCUSSION OF SPIDERCAT MARKETING – Ord #9409-16 6 month trial (11/21/16)

Mr. Mallis explained this website had been monitored and was not being updated frequently or in a timely manner. It appeared some of the information was being copied and pasted from the City's website directly to the SpiderCat website and the Job Opportunities had not been updated since September. Council and the Administration had a documentation of the issues posted on the website and felt the website was not doing what it was intended to do. Mr. Montello was instructed to call Julie D'Aloiso, owner of Spidercat Marketing Inc., and explain to her the City was not interested in her services and would only pay through December.

DISCUSSION OF EQUALIZATION OF WARDS – (Charter Art. II, Section 1 (c)) (11/21/16)

Per Mr. Saunders request for discussion referencing Charter, Article II, Section 1 the City needed to address the Wards. Mr. Montello was not sure if the equalization of wards was done by registered voters, recent voter numbers or the census. He felt the Charter was incorrect the way it was written. He would contact the Board of Elections and report at the next meeting because he had not researched the information.

DISCUSSION OF ARTS AND CULTURAL BOARD – (§149 / Ord. #9252-15 w/Bylaws) (10/17/16-11/7/16-11/21/16)

Council and the Administration agreed this Board had not moved in the economic development direction it was originally intended since it was created in 2006. Agreement was made the City would continue to assist with the unique Weekend of the Pooka event. The other programs/events would not be affected if this Board moved in a different direction as they were not associated directly with the Board. Currently the Board was considered a City Board which hindered it from applying for certain grants, other types of funding or partnering with other organizations. Options of the Board becoming a 501C3 and/or being involved with the BCDC was discussed but nothing was determined. Pros and cons of the Board were touched on but nothing was decided. Mayor Koci said he had a contact and would gather information as to how their Community Council fundraiser was handled and became so successful. This Board did not have the support it really

needed to make it successful. Council also wanted to give the Board members an opportunity to express their opinions and/or concerns.

DISCUSSION OF TETHERING OF ANIMALS – enact §505.27

Deputy Chief Stemple suggested Council review and consider the submitted information for the Codified book. Maple Heights currently had tethering of animals on their books which in their community was very useful in assisting in certain issues. Mr. Genutis felt some of the amendments/changes that he had experienced since he had been on Council were not necessary and/or too restrictive. He was not in favor of regulating everything for the residents. Council’s question was “why” the Deputy Chief made the request in the first place. There was no decision made for the request and this would require more discussions.

DISCUSSION OF OPEN BURNING, RECREATIONAL FIRES & PORTABLE OUTDOOR FIREPLACES – §1503 / §513 / Fire Code

Mr. Mallis reminded Council this issue was touched on at one of the budget hearings. Assistant Chief Solar suggested the City use the State’s Fire Code. Mr. Saunders stated the EPA did not allow any open burning because of polluting the air. It was not determined whether §1503 and §513 would be replaced by the State’s Fire Code or amended. Mr. Montello was not clear on the changes that were being requested. There was no decision made for the request and this would require more discussions.

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

At 7:57 p.m., Bedford City Council, City Manager Mike Mallis, Law Director John Montello and Finance Director Frank Gambosi went into an executive session to discuss Personnel / Economic Development.

At 8:00 p.m., Bedford City Council recessed Executive Session to attend the Regular Council Meeting.

At 9:20 p.m., Council reconvened Executive Session with Bedford City Council, City Manager Mallis, Law Director Montello and Finance Director Gambosi.

Executive Session adjourned at 9:45 p.m.

Motion by Saunders and seconded by Spinks to adjourn executive session. The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. Nays: None. Motion carried unanimously.

Work Session adjourned at 9:50 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 21, 2016
 - b. Approval of Minutes of the Regular Meeting of November 21, 2016
 - c. Approval of Minutes of the Budget Work Session of November 28, 2016
5. **PRESENTATIONS** - Meals on Wheels
6. **OLD BUSINESS** – (Rdgs: 1st 11/7/16 - 2nd 11/21/16) (Amended 12/5/16)
 - a. Ordinance No. 9443-16 City of Bedford 2017 Appropriation Budget
7. **REPORTS**
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports
8. **NEW BUSINESS**
 - a. Ordinance No. 9452-16 adopting the 2016 replacement pages of the Codified Ordinances (\$4,399.34)
 - b. Ordinance No. 9453-16 purchase of 2017 Silverado for the Recreation Department (\$27,979)
 - c. Ordinance No. 9454-16 extension of Police Local 67 Union contract (Ref: #9233-14)
 - d. Ordinance No. 9455-16 extension of Firefighters Local 1683 Union contract (Ref: #9244-15)
 - e. Ordinance No. 9456-16 authorization to apply for a CDBG – Gateway Signage/Historical District (\$150,000)
 - f. Ordinance No. 9457-16 authorization to apply for a CDSG – Historic Bedford Commons (\$50,000)
9. **HEARING OF CITIZENS**
10. **ADJOURNMENT**

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Bedford, Ohio

December 5, 2016

Bedford City Council met in Regular Session at Bedford City Hall on Monday, December 5, 2016. Mayor Koci called the meeting to order at 8:03 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Spinks, Koci, Genutis, Saunders, Zolata. Absent: Mizensak, Pozar.

Motion made by Saunders and seconded by Zolata to excuse both Councilwoman Mizensak and Councilman Pozar. The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Spinks and seconded by Genutis to approve the minutes of the Work Session Meeting of November 21, 2016. The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Genutis to approve the minutes of the Regular Meeting of November 21, 2016. The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Genutis to approve the minutes of the Special Council Work Session of November 28, 2016. The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. Nays: None. Motion carried unanimously.

Mayor Koci and Firefighter/Paramedic Mike Millet presented donations to a representative from Meals on Wheels. A \$1,000 check from the City Hall employee dress down donations, a \$500 check from the Bedford Fire Department Firefighter/Paramedics Local 1683 and \$300 from Bedford Eagles Aerie #2122. The representative was very grateful for the donations and appreciated the efforts of everyone involved. Mayor Koci, Council members, the Administration and Firefighter Millet spoke very highly of what the Meals on Wheels did for those that were in need of meals. The representative thanked everyone for the generous donations; she said there were 83 volunteers and 83 residents receiving meals. Mayor Koci presented the Christmas in Bedford Falls proclamation to Ms. Schwende and Ms. Daunch. Ms. Schwende listed the members and thanked them for their efforts in making the event an ongoing success.

ORDINANCE NO. 9443-16 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 SECOND READING NOVEMBER 21, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Genutis seconded by Spinks to amend Ordinance No. 9443-16 as submitted.

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9443-16** on third and final reading and passed.

Mr. Gambosi explained this was for 2017. The General Fund was \$945,000 in red, the overall budget was \$35, 151,000, Revenues were \$4,199,000 overall and \$951,000 in shortages. He stressed the City looked forward to the support of the residents regarding the income tax levy in May 2017 in order to retain the services of the City. He pointed out the Police and Fire Department unions agreed to take a pay freeze in 2017.

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

The Administration and Council members appreciated everything the Meals on Wheels did for Bedford and also urged everyone to participate in the Lights Out for Hunger donation and attend the Christmas in Bedford Falls' event.

City Manager Michael Mallis explained the Dominion restoration project would continue in the spring of 2017; there were items that could not be completed prior to the winter season regarding sidewalks and tree lawns. It was determined the Administration would limit the number of projects scheduled at one time in the future; Dominion had too many projects going on at the same time and it was overwhelming for the residents, safety forces and employees even though it would prolong the projects and be time consuming. Mayor Koci pointed out the recent poor resurfacing of Northfield Road. He reminded everyone the "mandatory" residential water meter replacement project was underway and the residents "had" to call to schedule an appointment to get their meter replaced. He assured everyone Police patrols have been increased throughout the City and the programs offered by a resident at the last meeting would be implemented in 2017. It was important that the residents call the Police Department regarding any suspicious activity, robberies and/or break-ins; everyone needed to work together. Mayor Koci mentioned a former Officer offered his services for the 2017 programs educating the residents.

No reports from Law Director John Montello and Councilman Genutis.

Finance Director Frank Gambosi explained the City received a slight increase in the real estate evaluations, a huge increase on personal property/utilities for 2017. He explained the new laws put in place from the passage of HB5; not a lot of residents would be affected.

Councilwoman Spinks volunteered for the Meals on Wheels deliveries and felt it gratifying. She appreciated everything Firefighter Millet did for the City, organizations and programs. She announced local artist Josh Smith would be at Frames and Fine Arts with Santa Claus. The City sign located near Los Gallos would be decorated as "It's a Wonderful Life in Bedford Falls".

Councilman Saunders was pleased in the spring of 2017 Dominion would be doing some reseeding of the tree lawns. He pointed out again the filter fabrics around the catch basins were still in place and the snowplows would destroy them or push them into the catch basin if they weren't removed. He talked about the very recent rash of incidents in Ward 6 at the eastern end. He assured the residents the Police Department and the City were on top of the situation. He felt with the negative changes in society it might be time to increase Officers in the Police Department. The current number of Officers worked for the last 15-20 years but this might not be the case. He urged the residents pass the 2017 income tax levy increase. He said the influential City of Westlake recently had 47 break-ins in the last several days, along with Macedonia, Sagamore Hills and Northfield areas. He felt the reason for the break-ins was because people didn't care anymore, the need for heroin/drugs. He stressed that everyone needed to lock their homes and vehicles to deter these violators and call the Police Department of any suspicious activity or break-ins.

Councilwoman Zolata felt Ms. Gnoddie was brave for stepping forward in reporting the incident on Marion. She quoted a comment made by Ms. Gnoddie from the last meeting as "Bedford having all these great people/Officers working for the City doesn't change the reality of society". She heard on the news today there were issues in Hudson and Pepper Pike as well so the rash of issues was not just in Bedford. Her brother on Grand Boulevard found a card in his front door from Dominion to call for some reason. Mr. Mallis clarified Dominion notified certain residents because they needed to be connected to the new natural gas line. Mrs. Zolata announced the next FriDates was December 9th at Church of the Nazarene.

Mayor Koci reminded everyone the Nutcracker event at the High School was also Friday, December 9th. He urged everyone to participate in the Lights Out for Hunger on December 21, 2016; please make your donations to the Southeast Clergy local food bank.

Mayor Koci explained all the New Business ordinances would be placed on first reading this evening due to the lack of council members; there were not enough members to suspend the rules.

ORDINANCE NO. 9452-16 AN ORDINANCE PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE CODIFIED ORDINANCES OF BEDFORD TO APPROVE, ADOPT AND ENACT THE 2016 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF BEDFORD, OHIO, HEREINAFTER "CODIFIED ORDINANCES", TO REPEAL CERTAIN ORDINANCES IN CONFLICT THEREWITH OR DEEMED OBSOLETE AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Genutis to place Ordinance No. **9452-16** on first reading.

Mayor Koci explained this allowed the Codifying Agent to update Bedford's Codified Book.

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

ORDINANCE NO. 9453-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TIM LALLY CHEVROLET TO PURCHASE A 2017 REGULAR CAB CHEVROLET SILVERADO 2500HD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Spinks to place Ordinance No. **9453-16** on first reading.

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

Mr. Mallis explained the next two ordinances were an understanding between the City and the safety forces to take a wage freeze for 2017 in lieu of the City's financial position. A good show of a sign of "Teamwork" of all parties involved.

ORDINANCE NO. 9454-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE YEAR EXTENSION OF THE CURRENT CONTRACT BETWEEN THE CITY OF BEDFORD AND FRATERNAL ORDER OF POLICE LODGE 67 AUTHORIZED BY ORDINANCE NO. 9233-14 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9454-16** on first reading.

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

ORDINANCE NO. 9455-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A ONE YEAR EXTENSION OF THE CURRENT CONTRACT BETWEEN THE CITY OF BEDFORD AND FIREFIGHTERS LOCAL 1683 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS AUTHORIZED BY ORDINANCE NO. 9244-15 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Genutis seconded by Zolata to place Ordinance No. **9455-16** on first reading.

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

Mayor Koci explained the next ordinances authorized the City Manager to apply for two different grants.

ORDINANCE NO. 9456-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUND AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Genutis to place Ordinance No. **9456-16** on first reading.

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

ORDINANCE NO. 9457-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT FUND AND DECLARING AN EMERGENCY WA READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9457-16** on first reading.

The roll was called. Vote – Yeas: Spinks, Koci, Genutis, Saunders, Zolata. 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.

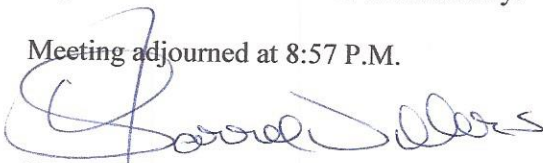
Beth Housiaux-Stewart, 93 Avalon, urged everyone to celebrate and participate in the Lights Out for Hunger on November 21st for the food bank donations. She told a story about how she was pleased to make a deposit even though it was lower than the year before was because she found out the food bank's check book balanced at \$30 and there were people in need for food. She explained historically February and July were the worst two months for donations. She noticed recently there was police presence on her street and she offered her services in order to get information out to the residents for the income tax levy. She reported there was a car riffled through on Talbot, a house on Johnson that had four officers surrounding the house and the Circle-K was robbed. She stated there was an increase of crime in her ward and agreed with a friend CodeRED should be used to alert/inform all the residents of the criminal activity as it happened in Bedford. She thought Ms. Gnoddie was going to be present to announce she organized a march on Wednesday, December 7th starting at 7:00 pm at the corner of Northfield and Columbus chanting "Not in Our Town, Not in Our Neighborhood". Contact Ms. Gnoddie for more information.

Tim Tench, 286 Marion, urged everyone to attend the Nutcracker event and was pleased with the recent Holly Ball event. He explained a union contract extension should not be taken for granted; the safety forces put their lives on the line every day and to realize the financial situation of the City. He congratulated everyone involved.

Mayor Koci reminded Council they would have to reconvene the Work Session executive session shortly.

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

Meeting adjourned at 8:57 P.M.


Clerk of Council


Mayor - President of Council