COUNCIL WORK SESSION

MONDAY, MAY 1, 2017

6:30 P.M. PROMPT

- DISCUSSION OF AGENDA
- DISCUSSION OF OPPOSING ELIMINATION OF U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PROGRAMS
- DISCUSSION OF HOSPITALIZATION FOR COUNCIL (§151.26)
- **EXECUTIVE SESSION** (Economic Development / Litigation)

Bedford City Council met in a Work Session at Bedford City Hall on Monday, May 1, 2017 at 6:33 p.m.

Present: Council Members: Mayor Stan Koci, Greg Pozar, Walter Genutis, Marilyn Zolata, Sandy Spinks, Donald Saunders and Paula Mizsak (joined at 7:15 p.m.). Absent: None. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi. Absent: Law Director John Montello. Residents: Jeff Asbury, 71 Eldred and Laura Hulett.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Mr. Genutis clarified a minor typing error on Page 2 of the April 17, 2017 Regular Council minutes and asked Clerk Villers to change it. There were no other concerns regarding the Work Session and Regular Meeting minutes of April 17, 2017.

RESOLUTION NO. 2511-17 A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF BEDFORD TO ENTER INTO A NEW MEMBER PARTICIPATION AGREEMENT WITH THE CHAGRIN VALLEY DISPATCH COUNCIL PLACED ON FIRST READING APRIL 3, 2017, SECOND READING APRIL 17, 2017 AND DECLARING AN EMERGENCY

Mr. Mallis reiterated this new member participation agreement was for the betterment of Bedford as a whole. The SECC was not holding up to the standards in which the City Administration felt was adequate for the safety of the residents and the Officers so other measures had to be taken to ensure safety for those involved. He explained the normal procedure was to evaluate contracts on an as needed basis if the Administration or Council felt there was a need. He assured the SECC was not the only contract that had been evaluated by the Administration and/or Council. He said the Chagrin Valley Dispatch Council had been recognized nationally. Mayor Koci added the CVDC would also be evaluated annually just like other contracts. Mr. Saunders asked what the cost was going to be for the City to withdraw from the SECC contract. Mr. Mallis had no idea and was not going to guess or predict the future. Mr. Pozar stated the SECC contract probably had a section that explained the procedure.

Mr. Gambosi, again, explained the next three (3) pieces of legislation were the annual street light assessment to be placed on second reading this evening. He reminded Council the mills would be increased to: 1.60 mills per each dollar of tax value per year which was 16 cents per each one hundred dollars of such tax value per year for the tax year of 2017 to be collected in the year 2018.

RESOLUTION NO. 2512-17 A RESOLUTION DECLARING THE NECESSITY TO IMPROVE CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY

ORDINANCE NO. 9479-17 AN ORDINANCE DETERMINED TO PROCEED WITH THE IMPROVEMENT OF CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY

ORDINANCE NO. 9480-17 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF THE STREET AND PUBLIC PLACES OF THE CITY OF BEDFORD, OHIO BY LIGHTING OF THE SAME IN ACCORDANCE WITH RESOLUTION NO. 2512-17 AND ORDINANCE NO. 9479-17 AND DECLARING AN EMERGENCY

Mr. Saunders previously noticed there were two streets in his Ward that needed the descriptions changed. Clerk Villers assured him the changes he requested after the last meeting were already changed even though the street descriptions changed 20+ years ago. Council had no concerns or questions.

RESOLUTION NO. 2513-17 BEING A RESOLUTION APPROVING AND ACCEPTING THE PROPOSED 2017 TAX BUDGET FOR THE YEAR JANUARY 1, 2018 TO DECEMBER 31, 2018 AND DECLARING AN EMERGENCY

Mr. Gambosi explained he was currently working on three tax years. After a brief discussion it was determined the reading of this Resolution would be as follows: May 1, 2017, May 15, 2017 with the Public Hearing on May 15, 2017 and consideration for passage on June 5, 2017.

ORDINANCE NO. 9482-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO PARTICIPATE IN THE ODOT WINTER CONTRACT (018-18) FOR ROAD SALT AND DECLARING AN EMERGENCY

Mr. Mallis explained this was an agreement to participate in the Ohio Department of Transportation's (ODOT) annual winter road salt. As always the Administration could not predict the winter season as to how much salt would be used. The participation agreement was for a total of 3,700 tons of Sodium Chloride (Road Salt). The purchase was a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the contract's effective period of October 1, 2017 through April 30, 2018. There was discussion about the need for a larger salt shed either at the same location or possibly a different one; however, at this particular time the City could not afford a larger shed.

ORDINANCE NO. 9483-17 AN ORDINANCE AMENDING ORDINANCE NO. 1475-55 SECTION 123.08 OF THE ADMINISTRATIVE CODE ENTITLED "REGULAR AND ADJOURNED MEETINGS" OF THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY

At the previous meeting, Council determined to encourage additional public participation at Council meetings by changing the time from 8:00 p.m. to 7:00 p.m. It was determined this would be placed on first reading this evening to allow/welcome citizen input.

ORDINANCE NO. 9484-17 AN ORDINANCE CONDEMNING THE PROPERTY AND STRUCTURES LOCATED AT 4 DEWHURST AVENUE (P.P. NO. 811-20-037), ORDERING ACTION AND DECLARING AN EMERGENCY

Mr. Mallis explained the property and structures located at 4 Dewhurst Avenue were in need of significant repairs. The Building Commissioner determined that there were life safety issues, including no electricity, water, or gas which render the premises not habitable. Currently the property was vacant and would only continue to deteriorate. He mentioned Council declared this property a nuisance in Ordinance No. 8841-11. Mrs. Spinks was pleased the home was being addressed.

Discussion of the Regular Meeting agenda was concluded.

DISCUSSION OF OPPOSING ELIMINATION OF U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PROGRAMS

Mr. Mallis explained this was in regards to the "America First, A Budget Blueprint to Make America Great Again". A budget proposal for federal fiscal year 2018 by the President of the United States. This proposal would make significant cuts to the U. S. Department of Housing and Urban Development programs such as: the elimination of Community Development Block Grants, the HOME Investment Partnership Program, a 68% reduction in funding for public housing repairs and an estimated reduction of 200,000 vouchers from the Housing Choice Vouchers Program. Everyone felt the Resolution would do no harm and should be placed on the next agenda for consideration.

DISCUSSION OF HOSPITALIZATION FOR COUNCIL - (§151.26)

Mayor Koci said this item would be tabled this evening because the Law Director was not in attendance and the issue also included the Judges. He felt the Judges should be aware Council was discussing it. Mr. Pozar felt Council should start the dialog regarding Council business of the issue. He said the majority of

Council had other options for coverage whether it be Medicare with or without additional supplements or through OPERS as two of Council members were already retired. Mayor Koci assured Mr. Pozar the issue would be discussed at a later date.

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

At 7:36 p.m., Bedford City Council, City Manager Mike Mallis an went into an executive session to discuss Economic Development / Litigation.

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

Executive Session adjourned at 7:55 p.m.

Work Session adjourned at 7:57 p.m.

Clerk of Council

Mayor - President of Council

BEDFORD CITY COUNCIL STATE OF OHIO COUNTY OF CUYAHOGA

DATE: May 1, 2017

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 April 17, 2017
 - b. Approval of Minutes of the Regular Meeting of April 17, 2017
- 5. **PRESENTATIONS** Buddy Poppy Days
- 6. OLD BUSINESS
 - a. Resolution No. 2511-17 authorize contract w/Chagrin Valley Dispatch (\$259,254.21) (Rdgs: 4/3/17-4/17/17)
 - b. Resolution No. 2512-17 declaring the necessity to improve certain streets by lighting same (1st Rdg: 4/17/17)
 - c. Ordinance No. 9479-17 to proceed with the improvement of certain streets by lighting same
 - d. Ordinance No. 9480-17 levying special assessments for the improvement of the street and public places

7. REPORTS

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

8. NEW BUSINESS

- a. Resolution No. 2513-17 approving and accepting the proposed 2017 Tax Budget for the year January 1, 2018 to December 31, 2018 (Rdgs: 5/1/17, 5/15/17, PH 5/15/17, Pass 6/5/17)
- b. Ordinance No. 9482-17 authorize purchase of sodium chloride (rock salt) (3,700 tons)
- c. Ordinance No. 9483-17 amend §123.08 "Regular and Adjourned Meetings" (7:00 p.m.)
- d. Ordinance No. 9484-17 condemning the property and structures at 4 Dewhurst (PP# 811-04-037)
- e. Motion to re-appoint Jim Wagner to the Board of Zoning Appeals (3 yr)
- f. Motion to re-appoint John Trezciak to the Board of Zoning Appeals (3 yr)
- g. Motion to re-appoint Nancy Lachowski to the Civil Service Commission (3 yr)
- h. Motion to re-appoint Richard Novak to the Civil Service Commission (3 yr)
- i. Motion to re-appoint John Whittaker to the Civil Service Commission (3 yr)
- j. Motion to re-appoint Jeff Slezak to the Housing Council (4 yr)
- k. Motion to re-appoint Randy Lewis to the Housing Council (4 yr)
- 1. Motion to re-appoint Tesa Martin to the Housing Council (4 yr)

9. HEARING OF CITIZENS

10. ADJOURNMENT

Bedford City Council met in Regular Session at Bedford City Hall on Monday, May 1, 2017. Mayor Koci called the meeting to order at 8:01 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Absent: None.

Motion made by Pozar seconded by Mizsak to approve the minutes of the Work Session Meeting of April 17, 2017. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Genutis to approve the minutes of the Regular Meeting of April 17, 2017. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Mayor Koci presented a Proclamation to the VFW for the Buddy Poppy Days and announced Trish Karabowicz as the Dyngus winner. The VFW and Trish expressed their appreciation for being acknowledged. Council and the Administration gave their congratulations to both.

RESOLUTION NO. 2511-17 A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF BEDFORD TO ENTER INTO A NEW MEMBER PARTICIPATION AGREEMENT WITH THE CHAGRIN VALLEY DISPATCH COUNCIL PLACED ON FIRST READING APRIL 3, 2017 AND SECOND READING APRIL 17, 2017 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: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Resolution No. 2511-17 on third and final reading and passed.

Mr. Mallis explained this issue had been heavily discussed since late January. The decision to leave the SECC was not an easy decision but had to be done to ensure the best service to the residents and to ensure the safety for the City's Safety Forces.

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

RESOLUTION NO. 2512-17 A RESOLUTION DECLARING THE NECESSITY TO IMPROVE CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME PLACED ON FIRST READING ON APRIL 17, 2017 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Genutis to place Resolution No. 2512-17 on second reading.

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

ORDINANCE NO. 9479-17 AN ORDINANCE DETERMINED TO PROCEED WITH THE IMPROVEMENT OF CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME PLACED ON FIRST READING ON APRIL 17, 2017 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Pozar to place Ordinance No. 9479-17 on second reading.

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

ORDINANCE NO. 9480-17 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF THE STREET AND PUBLIC PLACES OF THE CITY OF BEDFORD, OHIO BY LIGHTING OF THE SAME IN ACCORDANCE WITH RESOLUTION NO. 2512-17 AND ORDINANCE NO. 9479-17 PLACED ON FIRST READING ON APRIL 17, 2017 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Genutis to place Ordinance No. 9480-17 on second reading.

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

Many kudos were given to those who assisted in the recent Rotary Pancake Breakfast event. The recent Historical Society event was another success. Council gave congratulations to Trish Karabowicz as the Dyngus winner.

Mayor Koci reminded everyone Tuesday, May 2nd was the Primary Election and encouraged everyone to vote on Issue #1.

City Manager Michael Mallis thanked those who participated in the Rotary Pancake Breakfast event, the Metroparks Deer Management presentation was on Monday, May 8th and the railroad would be closing the West Grace crossing starting Wednesday, May 3rd for approximately two weeks.

Finance Director Frank Gambosi thanked everyone who assisted him during the Rotary Pancake breakfast and the Tax Department was still working on the recent tax season. He told the residents the City would appreciate their efforts in voting on May 2^{nd} .

Councilman Saunders clarified the upcoming Shred Day was on May 20th from 9:00 a.m. to noon.

Councilwoman Zolata talked about the recent water line break on Union which damaged a part of Union Street which will be addressed. She announced the Garden Club would be having its annual plant sale on May 12th and 13th at the Ellenwood Recreation Center which was also celebrating its 90th year anniversary this September. She added the Garden Club was assisting with the recent tree planting at the Cemetery lining Broadway Avenue. She was pleased to re-appoint the Boards & Commission members listed on the agenda this evening. She begged and pleaded for the support of the residents on Issue #1.

Councilwoman Spinks was pleased to see the artwork displayed at the recent Rotary event and was pleased with the recent Historical History event. She clarified for the social media that Council members did volunteer in supporting Issue #1. She talked about the recent issue where several young men forced their way into a home through a resident's locked screen door; thankful enough these men were deterred by a dog. Residents should be able to enjoy their homes with their screen doors opened. She felt it was inconsiderate people who would force themselves into a home; she urged the residents to be aware of this type of behavior.

Councilwoman Mizsak said the Rolling Thunder Motorcycle Club would be in Bedford on May 20th at 1:00 p.m. The Historical Society would be having its Victorian Tea Luncheon on May 20th from 10:00 a.m. to 2:00 p.m.

Councilman Genutis said the Bedford Garden Club plant sale would have extended hours this year and available would be the Bedford Boy tomato and the Sicilian tomato.

No report from Councilman Pozar.

RESOLUTION NO. 2513-17 BEING A RESOLUTION APPROVING AND ACCEPTING THE PROPOSED 2017 TAX BUDGET FOR THE YEAR JANUARY 1, 2018 TO DECEMBER 31, 2018 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Pozar to place Resolution No. 2513-17 on first reading.

The reading of this Resolution would be as follows: May 1, 2017, May 15, 2017 with the Public Hearing on May 15, 2017 and considered for passage on June 5, 2017.

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

ORDINANCE NO. 9482-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO PARTICIPATE IN THE ODOT WINTER CONTRACT (018-18) FOR ROAD SALT AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Spinks seconded by Zolata to place Ordinance No. 9482-17 on third and final reading and passed.

Mr. Mallis explained this was an agreement to participate in the Ohio Department of Transportation's (ODOT) annual winter road salt. The participation agreement was for a total of 3,700 tons of Sodium Chloride (Road Salt). The purchase was a minimum of 90% of its above-requested salt quantities from its awarded salt supplier during the winter season.

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

ORDINANCE NO. 9483-17 AN ORDINANCE AMENDING ORDINANCE NO. 1475-55 SECTION 123.08 OF THE ADMINISTRATIVE CODE ENTITLED "REGULAR AND ADJOURNED MEETINGS" OF THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Zolata to place Ordinance No. 9483-17 on first reading.

Mayor Koci explained some residents had requested the meeting time be changed to encourage additional public participation at the meetings by changing the time from 8:00 p.m. to 7:00 p.m. starting in September. Mr. Pozar asked for a quick show of hands to see what the opinion of those who were in attendance this evening. Mayor Koci said the results were split.

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

ORDINANCE NO. 9484-17 AN ORDINANCE CONDEMNING THE PROPERTY AND STRUCTURES LOCATED AT 4 DEWHURST AVENUE (P.P. NO. 811-20-037), ORDERING ACTION AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Mizsak seconded by Pozar to place Ordinance No. 9484-17 on third and final reading and passed.

Mr. Mallis explained this home was uninhabitable and started to be an issue back in 2011.

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

Motion made by Spinks seconded by Genutis to re-appoint Jim Wagner to the Board of Zoning Appeals. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Saunders to re-appoint John Trzeciak to the Board of Zoning Appeals. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Zolata to re-appoint Nancy Lachowski to the Civil Service Commission. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Saunders to re-appoint Richard Novak to the Civil Service Commission. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Mizsak to re-appoint John Whittaker to the Civil Service Commission. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to re-appoint Jeff Slezak to the Housing Council. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Genutis to re-appoint Randy Lewis to the Housing Council. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Saunders to re-appoint Tesa Martin to the Housing Council. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. 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, talked about the recent Citizens Strategic Planning Committee with 32 participants. She thanked the City for waiving the Ellenwood rental fee. The timelines and deliverables were April 25th, May 9th, May 23rd and June 5th. (See attached)

Garnet Bender, 69 Wandle Avenue, gave "boat loads" of heartfelt thanks to the Administration, Council and all the employees for working sacrificially hard to inform the residents on how to keep the quality of life, security and services needed to pass the income tax increase on May 2nd. They have enjoyed living in Bedford for the past 55 years and was looking forward to the future with the continued quality of life because of the leadership in which they were blessed with. Mayor Koci thanked Mr. & Mrs. Bender on behalf of everyone she listed for the kind and thoughtful words.

Kathy Williams, 491 Lamson, brought in a long piece of grass from the City owned property located at Lamson and Lee Court which needed to be cut. She then asked what the Housing Council did. Mr. Gambosi explained the Housing Council was dictated by the ORC Section 3735 for the review and quality of CRA of housing and businesses appearances. The information was then reviewed by the TIRC to either terminate or continue the abatements. After the recommendations were determined the items then went before Council for consideration.

Jeff Duber, 134 Harriman, suggested the replacement fence at the Cemetery be made out of stones instead of fence or hedges.

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: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Meeting adjourned at 8:58 P.M.

Clerk of Council

Mayor - President of Council