

COUNCIL WORK SESSION

MONDAY, JUNE 5, 2017

6:30 P.M. PROMPT

- **DISCUSSION OF AGENDA**
- **DISCUSSION OF MOVEMENT OF VOTING PRECINCTS**
- **DISCUSSION OF §1341.19 “REMOVAL OF WEEDS BY OWNER, OCCUPANT; NOTICE”**
- **DISCUSSION OF OPPOSING FIRST ENERGY CORP’S NUCLEAR BAILOUT (HB 178/SB 128)**
- **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, June 5, 2017 at 6:34 p.m.

Present: Council Members: Mayor Stan Koci, Greg Pozar, Walter Genutis, Marilyn Zolata, Donald Saunders, Sandy Spinks and Paula Mizesak. Absent: None. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi, Law Director John Montello and Building Commissioner Calvin Beverly. Residents: Jeff Asbury, 71 Eldred and Laura Hulett.

Mayor Koci began discussion of the Regular Council Meeting agenda.

There were no changes to the May 15, 2017 Work Session, Regular Meeting or Public Hearing minutes.

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 reminded everyone 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. 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. Council members had mixed feelings and would vote their conscience.

ORDINANCE NO. 9486-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO NEGOTIATE A LEASE WITH THE OPTION TO PURCHASE AGREEMENT WITH MRLM, LLC FOR THE 19.1572 ACRE PARCEL AT THE TERMINUS OF WEST KRICK ROAD ("KRICK ROAD"), VILLAGE OF WALTON HILLS, OHIO (PP NO. 794-30-001) AND DECLARING AN EMERGENCY

Mr. Mallis explained MRLM, LCC had offered to enter into a Lease with the option to Purchase Agreement with the City of Bedford for the Krick Road property to operate a landscape material business. The City would still be able to utilize the property as needed. Mr. Montello passed out a revised agreement; however, it wasn't clear if it was going to be revised again. The Administration was still in communication with everyone involved to finalize the agreement but so far a final decision hadn't been determined. Passage of this ordinance would allow MRLM, LLC to move forward.

ORDINANCE NO. 9487-17 AN ORDINANCE TO LEVY ASSESSMENTS FOR THE EXPENSE OF GARBAGE/REFUSE COLLECTION, RECYCLING AND DISPOSAL WITHIN THE CITY OF BEDFORD, OHIO DURING THE YEAR 2017 AND DECLARING AN EMERGENCY

Mr. Gambosi explained this was the annual rubbish assessment. Council had no concerns.

ORDINANCE NO. 9489-17 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE 2017 FORD F-250 2WD STANDARD CAB PICK-UP TRUCK FROM MIDDLETOWN FORD FLEET DEPARTMENT THROUGH STATE COOPERATIVE PURCHASING PROGRAM AND DECLARING AN EMERGENCY

Mr. Mallis explained the request was already budgeted out of the Water Fund at a cost of \$24,048.56. This was replacing the deplorable 1996 truck. He added Jay GMC did not have a 2017 and the cost would be increased for a 2018 model. Mr. Saunders asked where the specs were for the truck. Mr. Mallis replied the Administration depends on the Director and in this case the qualified shop foreman. He also pointed out this vehicle would not be used for plowing so there was no use for a heavy duty vehicle.

ORDINANCE NO. 9490-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TUCKER LANDSCAPING INC. AND DECLARING AN EMERGENCY

Mr. Mallis recommended the contract with Tucker Landscaping Inc. to improve the lot located at Broadway Avenue and Mitchell Road in the amount of \$34,002.10. Mr. Mallis displayed a drawing of the area to show the improvements. Council had no concerns.

ORDINANCE NO. 9491-17 AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR STORM SEWER REPAIRS AT NORTHFIELD ROAD AND UNION STREET AND DECLARING AN EMERGENCY

Mr. Mallis explained the storm sewer in this location was in need of immediate repair. He explained the 2016 storm sewer inspection found the head wall at this location was deteriorated and collapsing which was affecting the abutting property owner's parking lot. The repair was the responsibility of the City not the property owner and it needed immediate attention.

Mr. Mallis explained the next two ordinances were previously overseen by DeVore but that was no longer necessary plus Simplex-IT was aware of all the City's needs. Mr. Gambosi explained Simplex-IT currently provided services for several areas throughout the complex. Mr. Gambosi felt the monthly costs were reasonable. Discussion was held in regards to the 1980 phone system at the WWTP plus the facility had no internet and poor cell service. He said employees were taking work home so they could complete the necessary reports. It was determined the WWTP would be updated in the future.

ORDINANCE NO. 9492-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SIMPLEX-IT LLC AND DECLARING AN EMERGENCY

Mr. Mallis explained the first contract was for City Hall in the monthly amount of \$4,306.00.

ORDINANCE NO. 9493-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SIMPLEX-IT LLC AND DECLARING AN EMERGENCY

Mr. Mallis explained the second contract was for the Police Department in the monthly amount of \$2,600.00

Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Tanisha Lofton, 25050 Ronan Road, Bedford Heights / Shore Realty Group, LLC, 23775 Commerce Park Road, Beachwood who is seeking relief from \$1937.03 of the Codified Ordinances to open a Beauty Salon located at 794 Broadway Avenue

Mr. Mallis explained the location had previously been a beauty salon plus it was not in the Historical District near Megan's Restaurant. The Planning Commission had no grounds to deny the request.

Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Jeff Davis of Davis Construction Management, Inc. / Migdal LLC who is proposing the renovation of the existing Hyundai Dealership located at 18300 Rockside Road - PP #811-10-017

It was determined Hyundai was one of the last dealerships to update their facility. It was mentioned the City was appreciative of the commitment the Automobile Association and the extensive renovations/re-branding of several dealerships. Council had no concerns.

Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Claire Heffron, 929 Silverberry Lane, Hudson / The Inspired Treehouse, LLC who is seeking relief from \$1944.03 to operate a blog and online resource business located at 689 Broadway Avenue

Mr. Mallis stressed this was not a day care situation. The business was operated by a pediatric occupational therapist and pediatric physical therapist. They have both worked in the Bedford City

Schools for many years. The two ladies created a website and online business called the Inspired Treehouse that offers child development activities and information and resources to parents, teachers and other pediatric therapists. They also sell digital and print resources related to child development topics. The business has grown substantially over the last couple of years and they are ready to move into an office space where they can continue to expand and grow the online business and blog. They were drawn to the Bedford community and have seen a lot of developmental delays and lack of exposure to important developmental experiences for young children.

Discussion of the Regular Meeting agenda was concluded.

DISCUSSION OF MOVEMENT OF VOTING PRECINCTS

Mayor Koci explained Dan Thomas, Assistant Manager, Election Support Department from the Board of Elections requested the following: Move Precinct 05-A from City Hall to Ellenwood and Precinct 06-A from Southeast Branch Library to Ellenwood. There were some conflicts that prohibited them to hold their necessary Monday Night Organizational Meeting because of Monday night Council and library scheduling conflicts and limited parking issues and equipment setup times. It was determined Ellenwood Recreation Center was large enough to hold four Precincts and ample parking. The Board of Elections would inform all the affected voters of the changes for the next couple of elections to inform the voters who may not have received the information. Council was not in favor of changing the locations. Mayor Koci would contact the Board of Elections.

DISCUSSION OF §1341.19 "REMOVAL OF WEEDS BY OWNER, OCCUPANT; NOTICE"

Mr. Genutis expressed his beliefs of growing his own food as his family has for 100+ years. Discussion was held regarding the concerns with the smaller lots in Bedford and how it would affect the look in other neighborhoods. Mr. Saunders questioned if the soils at some of the homes could be contaminated with lead paint. It was determined a container garden was different than a planted garden. Mr. Genutis explained his garden extended past the front of his home and basically he was breaking the Codified Ordinance as a Council member. Mr. Beverly assured Council and the Administration the Building Department had never cited anyone for a container garden or extended gardens. Mayor Koci felt the issue needed additional discussion and it would be moved to the July Work Session.

DISCUSSION OF OPPOSING FIRST ENERGY CORP'S NUCLEAR BAILOUT - (HB 178/SB 128)
Discussion was held that there were issues between First Energy and NOPEC and Council felt the issue needed additional discussion and it would be moved to the July Work Session.

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

At 7:54 p.m., Bedford City Council, City Manager Mike Mallis, Finance Director Frank Gambosi and Law Director John Montello went into an executive session to discuss Personnel / Economic Development. Motion by Zolata seconded by Mizsak to adjourn executive session. The roll was called. Vote – Yeas: Spinks, Koci, Mizsak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Executive Session adjourned at 8:01 p.m.

Work Session adjourned at 8:02 p.m.


Clerk of Council


Mayor – President of Council

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1. **CALL TO ORDER**
 2. **PLEDGE OF ALLEGIANCE**
 3. **ROLL CALL**
 4. **APPROVAL OF MINUTES**
 - a. Approval of Minutes of the Work Session of May 15, 2017
 - b. Approval of Minutes of the Regular Meeting of May 15, 2017
 - c. Approval of Minutes of the Public Hearing of May 15, 2017
 5. **PRESENTATIONS**
 6. **OLD 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. 9483-17 amend §123.08 "Regular and Adjourned Meetings" (7:00 p.m.) (1st Rdg: 5/1/17-5/15/17)
 - c. Ordinance No. 9486-17 authorize agreement w/MRLM regarding West Krick Road (#794-30-001)
 - d. Ordinance No. 9487-17 levying assessments for garbage/refuse collection, recycling and disposal
 7. **REPORTS**
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports
 8. **NEW BUSINESS**
 - a. Ordinance No. 9489-17 authorize purchase of 2017 Ford F-250 from Middletown Ford Fleet (\$24,048.56)
 - b. Ordinance No. 9490-17 authorize contract w/Tucker Landscaping (\$34,002.10)
 - c. Ordinance No. 9491-17 authorize City Manager to advertise for bids for Northfield and Union Storm Sewer
 - d. Ordinance No. 9492-17 authorize contract w/Simplex-IT (\$4,306 City Hall)
 - e. Ordinance No. 9493-17 authorize contract w/Simplex-IT (\$2,600 PD)
 - f. Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Tanisha Lofton, 25050 Ronan Road, Bedford Heights / Shore Realty Group, LLC, 23775 Commerce Park Road, Beachwood who is seeking relief from §1937.03 of the Codified Ordinances to open a Beauty Salon located at 794 Broadway Avenue (roll call)
 - g. Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Jeff Davis of Davis Construction Management, Inc. / Migdal LLC who is proposing the renovation of the existing Hyundai Dealership located at 18300 Rockside Road - PP #811-10-017 (roll call)
 - h. Motion to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Claire Heffron, 929 Silverberry Lane, Hudson / The Inspired Treehouse, LLC who is seeking relief from §1944.03 to operate a blog and online resource business located at 689 Broadway Avenue (roll call)
 9. **HEARING OF CITIZENS**
 10. **ADJOURNMENT**

Bedford City Council met in Regular Session at Bedford City Hall on Monday, June 5, 2017. 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, Mizesak, Genutis, Pozar, Saunders, Zolata. Absent: None.

Motion made by Mizesak seconded by Pozar to approve the minutes of the Work Session Meeting of May 15, 2017. The roll was called. Vote – Yeas: Koci, Mizesak, Genutis, Pozar, Saunders, Zolata. Nays: None. Abstain: Spinks. Motion carried.

Motion made by Spinks seconded by Genutis to approve the minutes of the Regular Meeting of May 15, 2017. The roll was called. Vote – Yeas: Koci, Mizesak, Genutis, Pozar, Saunders, Zolata. Nays: None. Abstain: Spinks. Motion carried.

Motion made by Mizesak seconded by Pozar to approve the minutes of the Public Hearing of May 15, 2017. The roll was called. Vote – Yeas: Koci, Mizesak, Genutis, Pozar, Saunders, Zolata. Nays: None. Abstain: Spinks. Motion carried.

Beth Housiaux-Stewart 93 Avalon, Jeff Asbury 71 Eldred, Rich Novak 1252 Broadway Avenue, Heather Young 175 Harriman and Tim Tench 286 Marion, listed several ideas to improve the quality of life for all residents and businesses of Bedford. The Bedford Strategic Planning Committee (BSPC) was a resident based committee spearheaded by Mrs. Housiaux-Stewart. The BSPC focused on five areas: Teens, Crime and Safety, Economic Development, Recreation and Neighborhood Quality of Life. (See attached)

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 PLACED ON FIRST READING ON MAY 1, 2017 AND SECOND READING MAY 15, 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 resolution three different days.

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

Motion made by Zolata seconded by Genutis to place Resolution No. **2513-17** on third and final reading and passed.

Mr. Gambosi explained this process was per the Ohio Revised Code. There were three reasons for the tax budget process. He said the tax budget allowed the County Auditor to set the property tax rate for next year. It also allowed the City to receive Undivided Local Government funds and Local Government Revenue Assistance. It also allowed the County Auditor to provide the City with a Certificate of Estimated Resources which limits the amount of money Council can appropriate for the tax year 2018.

The roll was called. Vote – Yeas: Spinks, Koci, Mizesak, Genutis, Pozar, Saunders, Zolata. 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 PLACED ON FIRST READING ON MAY 1, 2017 AND SECOND READING MAY 15, 2017 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: Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: Spinks. Motion carried.

Motion made by Pozar seconded by Mizensak to place Ordinance No. **9483-17** on third and final reading and passed.

Mayor Koci explained again 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. He only had four complaints regarding the time change.

The roll was called. Vote – Yeas: Genutis, Pozar, Saunders. Nays: Spinks, Koci, Mizensak, Zolata. Motion failed. Mayor Koci clarified the Regular Council meetings would be kept at 8:00 p.m.

ORDINANCE NO. 9486-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO NEGOTIATE A LEASE WITH THE OPTION TO PURCHASE AGREEMENT WITH MRLM, LLC FOR THE 19.1572 ACRE PARCEL AT THE TERMINUS OF WEST KRICK ROAD (“KRICK ROAD”), VILLAGE OF WALTON HILLS, OHIO (PP NO. 794-30-001) PLACED ON FIRST READING MAY 15, 2017 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: Spinks, Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. **9486-17** on third and final reading and passed.

Mr. Mallis explained MRLM, LCC has offered to enter into a Lease with the option to Purchase Agreement with the City of Bedford for the Krick Road property to operate a landscape material business. He said this business was expanding its business and needed more property. The City would continue to utilize the property for its clean fill use during projects. Mayor Koci said this was the first step in securing the agreement.

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

ORDINANCE NO. 9487-17 AN ORDINANCE TO LEVY ASSESSMENTS FOR THE EXPENSE OF GARBAGE/REFUSE COLLECTION, RECYCLING AND DISPOSAL WITHIN THE CITY OF BEDFORD, OHIO DURING THE YEAR 2017 PLACED ON FIRST READING MAY 15, 2017 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9487-17** on second reading.

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

Council and the Administration were pleased with the success of the recent Rib Festival; Mr. Gambosi and the volunteers were given kudos for their much needed participation. The City of Bedford had another successful Memorial Day Parade.

City Manager Michael Mallis explained the Administration was being proactive on the Civil Service testing for the replacements of the future five (5) Police Officers. The exam was not a local exam; it covered Northeast Ohio. Also, the City was being proactive in regards to the 2018 street program and the sounding of the water lines to determine if there were any water leaks. He felt the early mailings of the high grass notices were decreasing the number of overgrown yards. Mayor Koci asked if the grass ordinance covered the residential backyards. Mr. Mallis explained the rear yards needed to be cut as well. He gave his best wishes to former Chief Nietert on his recent retirement.

No report from Law Director Montello.

Finance Director Frank Gambosi explained the City was being proactive in placing several ads for the Northeast Ohio Police Officer exam and had very few applicants. The City would continue the long process of testing for new Officers and would retest later in the year if necessary. The Tax Department mailed the tax bills which some include the new State of Ohio penalties.

Councilwoman Spinks met six new residents over the past weekend and urged everyone to attend the Strawberry Festival.

Councilwoman Mizsak asked for the status regarding LaGra Jewelers. Mr. Mallis was not sure of the status.

Councilman Genutis supported the civic engagement and the restoration of community. He felt with the complex world and difficult problems it could not be solved by government. Cities needed to focus on building stronger communities through trust between the government and residents to generate a partnership. The BSPC meetings allowed to shift the nature of the public conversation. These meetings created an environment for connectedness and what was discovered was a multitude of gifts. Margaret Mead once said, "Never doubt that a small group of committed people can change the world. Indeed it is the only thing that ever has". He thanked all those involved with the BSPC and believed this was the beginning of an ever widening circle.

Councilman Pozar agreed with Mr. Genutis' previous comments. He felt the Country was polarized and very little civil discourse or at least it's rare. It was almost as if there was a political tribal warfare where acrimony was rampant and servility was rare. The press/news seem to report tasteless attacks and with that being said Bedford was experiencing true grass root citizen involvement that wanted to be part of the process and love Bedford. He thanked Mrs. Housiaux-Stewart for her involvement. He stated good intentions were the start of accomplishments. He felt the communication and efforts needed to continue. He found it refreshing that Council and the residents were on the same page to maintain the quality of life in Bedford.

Councilman Saunders explained the proceeds collected at the Strawberry Festival would be used to operate the Historical buildings. He questioned if tall grass letters were mailed to the homes on Northfield Road the grass was getting out of control. He suggested the upcoming water bill insert remind the residents of the rubbish pick up rules and the chipper service schedule.

Councilwoman Zolata commended the Service Department on their efforts in making the Memorial Day Parade a wonderful event. She felt the early mailings of the grass cutting ordinance has decreased the number of uncut lawns. She wished everyone a nice summer.

Mayor Koci looked forward to the upcoming events on the square. He reminded everyone the recent income tax increase would not go into effect until February 2018. The City was being proactive in planning for the upcoming 2018 projects. He also wished former Chief Nietert an enjoyable retirement.

ORDINANCE NO. 9489-17 AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE 2017 FORD F-250 2WD STANDARD CAB PICK-UP TRUCK FROM MIDDLETOWN FORD FLEET DEPARTMENT THROUGH STATE COOPERATIVE PURCHASING PROGRAM 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: Spinks, Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Ordinance No. 9489-17 on third and final reading and passed.

Mr. Mallis explained this purchase was budgeted and the truck would be paid for out of the Water Fund not the General Fund replacing the poor condition 1996 truck through the State Purchasing Program.

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

ORDINANCE NO. 9490-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TUCKER LANDSCAPING INC. AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Pozar seconded by Saunders to place Ordinance No. 9490-17 on third and final reading and passed.

Mr. Mallis explained the quotes were collected from Bedford businesses to enhance the vacant lot located at the corner of Broadway Avenue and Mitchell Drive. This piece of property was donated to the City by the heirs of Walter A. Tiburski, Sr. in 2014. He explained the project would be paid for by NSP funds. NSP funds can be used for the following: purchasing homes and rehabbing them, demolition of homes or green space park enhancements. The NSP funds were previously approved for this project.

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

ORDINANCE NO. 9491-17 AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR STORM SEWER REPAIRS AT NORTHFIELD ROAD AND UNION STREET 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: Spinks, Koci, Mizsak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Ordinance No. **9491-17** on third and final reading and passed.

Mr. Mallis explained the 2016 storm sewer inspection found the head wall at this location was deteriorated and collapsing which was affecting the abutting property owner's parking lot. The repair was the responsibility of the City not the property owner.

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

Mr. Gambosi explained the next two ordinances dealt with contracts utilizing Simplex-IT LLC for different departments. The City currently used Simplex-IT LLC for computer services, hardware, the security system, phone system and internet. Simplex-IT LLC was very familiar with the City's needs so it was in the best interest for the City to continue contracting with Simplex-IT LLC.

ORDINANCE NO. 9492-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SIMPLEX-IT LLC FOR MONTHLY IT SERVICES AND CLOUD BACKUPS FOR CITY HALL AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Spinks seconded by Zolata to place Ordinance No. **9492-17** on third and final reading and passed.

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

ORDINANCE NO. 9493-17 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH SIMPLEX-IT LLC FOR MONTHLY IT SERVICES AND CLOUD BACKUPS FOR THE POLICE DEPARTMENT 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: Spinks, Koci, Mizsak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Pozar to place Ordinance No. **9493-17** on third and final reading and passed.

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

Motion made by Genutis seconded by Zolata to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Tanisha Lofton, 25050 Ronan Road, Bedford Heights / Shore Realty Group, LLC, 23775 Commerce Park Road, Beachwood who is seeking relief from §1937.03 of the Codified Ordinances to open a Beauty Salon located at 794 Broadway Avenue.

The roll was called. Vote – Yeas: Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: Spinks. Motion carried. Mr. Mallis explained this request was not in the Historic District so there were no issues with the request.

Motion made by Genutis seconded by Spinks to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Jeff Davis of Davis Construction Management, Inc. / Migdal LLC who is proposing the renovation of the existing Hyundai Dealership located at 18300 Rockside Road - PP #811-10-017

The roll was called. Vote – Yeas: Spinks, Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously. Mayor Koci explained this was another improvement on Bedford's Historical Automobile and it showed these dealerships were committed to the City.

Motion made by Mizensak seconded by Saunders to accept the recommendation of the Special Planning Commission meeting of May 23, 2017 regarding Claire Heffron, 929 Silverberry Lane, Hudson / The Inspired Treehouse, LLC who is seeking relief from §1944.03 to operate a blog and online resource business located at 689 Broadway Avenue.

The roll was called. Vote – Yeas: Spinks, Koci, Mizensak, Genutis, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously. Mayor Koci pointed out this was not a day care. The business was operated by a pediatric occupational therapist and pediatric physical therapist. They have both worked in the Bedford City Schools for many years. In 2013, they created a website and online business called the Inspired Treehouse that offers child development activities and information and resources to parents, teachers and other pediatric therapists. They also sell digital and print resources related to child development topics. The business has grown substantially over the last couple of years and they are ready to move into an office space where they can continue to expand and grow the online business and blog. They were drawn to the Bedford community and have seen a lot of developmental delays and lack of exposure to important developmental experiences for young children.

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

Joyce Daunch, 86 Harriman, invited everyone to the Bedford Garden Club's event on June 17, 2017. She felt the Memorial Day Parade was the best she had ever attended.

Richard Novak, 1252 Broadway Avenue, invited everyone to attend the upcoming Car and Motorcycle Show and Cruise. Louise Novak asked for volunteers for the upcoming Strawberry Festival to scoop ice cream. She also pointed out the Sisters of Charity property was not being maintained and there was a leaning tree. Mr. Mallis explained the City was aware of the situation and contacted the Sisters in Columbus. Louise Novak asked what the status was regarding the Fire Department; she thought the City may have renegeed on its 2009 Fire Levy promise. It was explained the two (2) grant firefighters were bonus employees and should not be factored in with the full time employees. The 9-8-8 staffing was not an issue and the department would continue to run adequate ambulances per the staffing. Employees were

entitled to vacation, sick time, personal time, FMLA and unexpected time off. The department would continue to operate accordingly as staffed. Mr. Gambosi explained the grants have been reduced and he was not in favor of using grants for staffing. The grant employees were great temporary solutions for extra assistance but in the end the grants were not very good grants as in this case which had been misunderstood by some residents. The 9-8-8 staffing still allow the option of two ambulances as long as the full time firefighters reported to work. Mrs. Novak only cared that there was enough employees to run two ambulances. Mr. Novak said the goal was to be positive, more businesses meant more money, better growth and everyone needed to work as a team. The BSPC was going to work with the City to bring in businesses which meant more tax dollars.

Ariella Brown introduced herself as a representative of Congresswoman Marcia Fudge's Office. She would be attending future meetings as a resource of the Congresswoman's Office.

Jeff Duber, 134 Harriman, agreed the recent parade was one of the best he ever attended. He thought the BSPC was one of the most positive actions he had seen over his 70 years of being a resident. He pointed out there was a couch on the sidewalk located at 775 Broadway Avenue. Mr. Mallis said the City had already addressed the issue.

Kathy Williams, 491 Lamson Avenue, asked if the downtown Barber Shop was closed/out of business. She was told the owner was telling other business owners they could use it as a Barber Shop since it was established. Mr. Mallis did not know if the business was permanently closed. Mr. Montello thought the lease was for six more months but he would check. It was determined if the business was closed the next applicant would have to apply separately with the City and the Codified Ordinances would have to be followed.

Beth Housiaux-Stewart, 93 Avalon, asked how many Officers were retiring in 2017 in conjunction with the three Officers that would be hired in 2018 per the income tax increase. Mr. Mallis explained a total of five would be hired. Mr. Gambosi said if there weren't enough applicants hired from the first test there would have to be another test scheduled. He explained other cities would be also picking from the Tri-C Northeast Ohio test. He explained in conjunction with the written test there was a drug and agility test that needed to be passed. It was determined the testing process and training process took many months. Mrs. Housiaux-Stewart pointed out the water leak on Broadway Avenue and Union Street was worsening. Mr. Mallis explained the leak was going to be addressed; however, the leak was not necessarily in that area. The City was speeding up the water sounding process to determine the location and who was responsible. The growing concern was if the leak was under the railroad track.

Patricia [Trish] Karabowicz, 432 Union Street, asked for the status on LaGra Jewelers. It was determined the City had not heard from the owner. She thanked Officer Lang for the professional assistance during her recent auto accident.

Barbara McDaniel, 186 Center Road, felt Memorial Day was always special and St. John's Funeral Home needed to be acknowledged for their generosity. Her family marched in 1966 and she remembered St. John's Funeral Home being involved back then.

Councilwoman Mizsak acknowledged Principal Beech from the Glendale School in the audience.

Dave Neff, 1136 Archer Road, again asked for clarification regarding the 50% Fire Department grant and whether the City was going to pursue it or not. Mr. Mallis, again, explained the Administration had not made any decisions to date. He explained the correct grant scale down over three (3) years was 75%, 50% and 25%. The Administration was being proactive with the Fire Department in discussions as the final decision would be made toward the end of the year because the grant deadline was in December. The


Administration needed to figure out how the employees were going to be paid for after the three (3) year grant expired. The cost would be approximately \$200,000 for the two employees and if the City decided to keep them what other area was going to be cut to absorb the \$200,000. He agreed with the previous comment made by Mr. Gambosi that the grants were a temporary solution but they couldn't be counted on for permanent staffing. He added if the City was not awarded the grant the City would have 100% of the involved costs. The Administration did not want to be put in a situation where they had to terminate two employees. Mr. Gambosi clarified the grant had to be used for "new" employees not those who were being promoted and increased salaries. In 2018, there was an additional pay period equaling \$500,000, \$330,000 increase in the Police Department and an 11 month income tax increase collection; the increase would not be until February 2018.

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

Meeting adjourned at 9:39 P.M.



Clerk of Council



Mayor - President of Council