

Bedford City Council met in a Work Session virtually thru Zoom on Monday, August 3, 2020 at 6:30 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Vic Fluharty, Paula Mizsak, Heather Rhoades, Don Saunders. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi, Law Director John Montello, Clerk of Council Tracy Simons. Absent: None.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the minutes of the Work Session of July 6, 2020, and the Regular Meeting of July 6, 2020. There were no corrections to the minutes

Ordinance No. 9798-20: contract with J.D. Striping & Serv. Inc. City Manager Mallis stated that this is a contract for street striping and some of the shorter lines we will continue to perform in house. He continued to state that the crew that was assigned to the striping in years past took over for the lawn maintenance contract. He stated that this contract is for the long line striping and we did receive two quotes the higher quote come in from A & A Safety came in at \$21,681.00 and the lower one from J.D. Striping came in at \$20,871.00 and we've worked with J.D. Striping in the past and we recommend moving forward with this contract. Councilman Saunders inquired about getting the bid out in April when the striping is needed instead of striping the streets for the winter City Manager stated that we did do it earlier last and obviously this year has presented a lot of challenges, not only for our stand point, but from companies stand points as well. He continued to state that we did try and get these quotes earlier and unfortunately this is the soonest that we could get these quotes in and to move on it. He stated that we did it early last year and we want to try and do it early, but that this is where we are at this year.

Ordinance No. 9799-20: contract with Vaughan for chopper pumps City Manager Mallis stated that a few weeks ago he put together a list of improvements that we budgeted for at the Waste Water Treatment Plant and a number of them were minimal cost but this is the one that we wanted to put forward to Council based on the price and do recommend going with Vaughan. They are the sole provider of this service and based of the supporting documents that were provided we recommend going forward with them and making this purchase. Councilwoman Mizsak inquired if this is the big part that goes into the large circle at the base of the hill and City Manager Mallis stated that it is part of the digester upgrade.

Ordinance No. 9800-20: levy assessments for grass cutting & Ordinance No. 9801-20: levy assessments for delinquent water bills Mr. Gambosi stated that we have more that we usually do for assessments this year. He stated that we document these that are here and there is one change to the list and we will remove it tonight to not include that parcel. He continued to stated that they do anticipate a couple of people calling but they are all documented. He stated that the Finance Department worked really hard on it and between the Building Department, Service Department and ourselves a lot of effort goes into putting the report together. He stated that anything \$250.00 or more goes for both types of assessments and they will get a certified letter sent to their homes as per the Ohio Revised Code letting them know that they have the right to pre-pay this before it is put on their taxes. He stated that the water can be done twice a year and the grass cutting is only once a year. He also stated that we usually cut off in July for August

and a lot of that from that time forward goes to the next year on the grass cutting, because we have to cut off prior to giving notice. He also stated that they will be assessed and sent to the County by September. Councilman Genutis inquired if this goes on the property tax and Mr. Gambosi stated if they don't pay it ahead of time and that they have the right to pay ahead of time and it doesn't go on the taxes, but with the County they will wind up paying an extra 1% if it goes that route but either way they have to pay. Councilman Genutis stated that if they don't pay their property tax for an extended period of time it in assents it works like a lean against the property, in that they still owe their taxes should they try and sell the property is that correct. Mr. Gambosi stated that in priority of court they will pay taxes first, assessment and then there are leans, so assessments come before leans. Councilman Genutis inquired that in the past you were able to come up with the actual cost and Mr. Gambosi stated that the actual cost is equal to more than what we are already spending on this. Councilman Genutis also inquired about what happens when it gets into the thousands of dollars and wanted to know if there was a way to mitigate it and Mr. Gambosi stated that they are given a notice that their grass is high and they ignore it and for some reason they don't respond. Mr. Gambosi also stated that a lot of these people are repeat offenders year after year. He continued to state that we send notices to everyone on these. Councilwoman Spinks stated that we are chasing ghosts on it and the costs goes up and up, while we have our guys doing the work on and the city is never going to see the money. Mr. Gambosi stated that if it transfers on property it's required in the transfer to pay it. City Manager Mallis stated that the issue is that it's a County issue and their major issue is tax delinquencies and they want to try and address those. Mr. Gambosi stated that last year they didn't go after people and go for foreclosures and this year with COVID you won't be able too, so the more you do this the less the records are up to date on the County level and at the same time you aren't going to have people going after the money.

Ordinance No. 9802-20: contract with United Services, Inc. for 2020 Sewer Maintenance Program City Manager Mallis stated that this is a project that we went out for bid and we were successful in getting a \$150,000.00 grant through CDBG and the County and Mrs. Kuzma put it together with Mr. Bellar and Mr. Francis. City Manager Mallis stated we identified areas that we've known in the past that we need to look into and when we broke it down and looked at it based on what we have to spend we're going to non-perform the storm sewer system, but we believe that it is very important and our primary focus is the televising and cleaning the sanitary lines on all of the streets list including Best St. we will come in just over \$133,000.00 and we recommend moving forward with United Survey based on the bid amounts. City Manager Mallis stated that it will be completely funded through the grant and there is no match to this. Mr. Gambosi stated that is why the whole project had to be reduced down to equal what the grant was for this year and we can apply for more in the future and that is possibly what we will do in the future to complete that project. Councilman Saunders inquired if it includes the cleaning and City Manager Mallis replied that yes it does and that the plan is to identify any issues. He stated that we haven't done a large-scale project like this in 19 plus years and we are able to do something like this again but the down side is that he is certain that it will identify so trouble areas that we are going to need to go back into and address. Councilman Saunders stated that it is one of those maintenance things that is needed periodically and it can tell you a lot about a pipe. City Manager Mallis stated that it is over due and instead of us chasing issues the proper way to do it is to perform work like this and then get in and address your troubled areas and that is what we are intending to do.

Motion to approve the Planning Commission's decision to accept the zoning permit to install roof mounted solar photovoltaic system on the North side (rear) of the dwelling to Ellen Traylor, 83 Ellenwood Ave., Bedford, OH 44146. City Manager Mallis stated that it is going on the rear roof part of the property and the Planning Commission had no issues and it was unanimously approved. Councilman Genutis stated why the Planning Commission would have to approve a solar panel on the rear because our ordinances allow for it and he stated that they were originally installed on the front of the house and then they had to move them to the rear and 15% less efficient in the back. City Manager Mallis stated that he would have to double check but that he thought that their initial intention was to put it on the entire roof and then they back off and it was only put on the rear of the roof. Mayor Koci stated that it is a simple yes or no answer.

Motion to approve the Planning Commission's decision to accept the board approved use to operate a permanent cosmetics studio to include (2) two manicure/pedicure stations. A permanent cosmetics business defined by the State of Ohio Administrative Code Chapter 3701-9-01 (F) as Body Art. Included for clarity is the definitions of Body Art and Body Art Establishments and manicurist to Jermaine Bennett, 240 Barrington Pl., Aurora, Ohio 44202. City Manager Mallis stated that it at 450 Broadway Ave. and it is the building right next to Coffee Cup. He continued to state that it is the existing cosmetics business. He also stated that Council and the Planning Commission approved a cosmetic business that was going to relocate pre-COVID and that ended up not occurring, but the building owner is working with the current company that is there and they want to expand. He stated that the initial approval did not cover this so they wanted to go back in and get it modified so they could expand in that operation to the permanent cosmetic business, body art and art establishment.

Discussion of the Regular Meeting agenda was concluded.

Mayor Koci began discussion of Vegetable Gardens and Councilman Genutis that there are a couple of issues and that we mean to follow the ordinances, but this garden in his yard prior to changing the law and it would be terrible that something like this should be illegal, but the whole issue is that you can't have a garden in front of the front building line. He continued to state that other communities really don't address vegetable gardens because all their ordinances really involve blighted conditions, high weeds and things like that. He stated that we talked about this before and that a front yard garden might be unsightly or something, but there are situations where there isn't much recourse in the way the property is configured, and he started thinking of different way to make it so that you can have a garden and be okay. He stated that he would prefer to remove the one line that says "no gardens in front of the front building line" but he also understands everyone's concerns about it, and with this amendment it should be to adjust allowance in certain circumstances prevail. Councilwoman Rhoades stated that no other municipalities even have laws about gardens and she isn't quite sure why we do. Mayor Koci stated that if a garden like Councilman Genutis was in his neighborhood it would be a real vision hazard. Councilwoman Rhoades stated then we shouldn't allow hedges or trees in the front yard because they all have the potential to block your vision of traffic. She stated that she visually doesn't have a problem with Councilman Genutis garden but does understand how visually someone would have a problem with it, then we firm that up in the lawn and grass part, but in terms of writing laws about gardens it seems awfully selective. She continued to state what constitutes a vegetable and a fruit garden and Mayor Koci replied with tweaking the language a little bit, but to have a full-blown garden in your front yard is pretty unsightly. Councilwoman Rhoades stated that the there is no real definition of what makes a vegetable garden or a fruit

garden. Mayor Koci stated that the bigger problem is in the fall when everything dies then it doesn't look nice. Councilwoman Rhoades stated that we are better off firming up the weeds and tall grass part then to have a part about vegetable gardens and that would be really difficult to enforce in a court of law, because of the fact that there is no real definition for what constitutes a garden. Councilman Genutis stated that we have laws about blighted conditions and even if they weren't vegetables and they were unsightly there are other laws that pertain blighted conditions or have weeds. Councilwoman Spinks stated we need to reword this and do something about it and there still has to be guidelines. City Manager Mallis stated that separating out and with what Mr. Montello put in and just trying to look at both sides and come up with something that manageable to where we can possibly address everything. He continued to state that what was proposed Mr. Montello did separate out the removal of weeds and tall grass from the gardens and that can continue to be tweaked and this is just a draft. He stated that if we leave in the garden to where it's in the rear of the property but we add in some type of clause that is almost like a variance that would allow us to work with the public for those that want to have it and aren't able to right now with how it is worded and it also separates out the weeds and high grass. Councilman Genutis stated that he agreed and that you have to make accommodations for people and we are making laws on our subjective choice of esthetics, but when it comes to preventing someone to grow food on their yard it would be very difficult in a court of law to try and defend not allowing someone to grow a plant in their yard. Mayor Koci stated that there should be some stipulations on whether it's flowers or vegetables there still has to be some guidelines. Councilwoman Rhoades stated that it needs to count towards flower beds. Councilman Saunders stated that most communities have an offset from the front right-away that you can't have anything more than 3 feet high, because that is the height when you are sitting in a vehicle. He continued to state that for vegetable gardens in the front yard that courts have ruled that front yards are more esthetic, but as long as it is set back far enough so it doesn't become an obstacle for traffic in and out. Mayor Koci stated that we can look at tweaking it a little more and maybe get some specifics so we can actually talk about something and include some of those flower situations in here as well. He also stated that he is looking at the safety as far as kids coming by and what happens to gardens when they die out. Councilman Genutis stated that you have to have some wording in there that talks about maintaining them all seasons. Mayor Koci stated that if we start tweaking it a little bit and have something more solid to define. Councilwoman Rhoades stated that we should also look at adding critters and it's been established that there is some sort of animal problem connected to the area and it is something commonly when people have laws against gardens and their biggest concerns is animal. Councilwoman Spinks stated that we have to set boundaries.

Discussion of Vegetable Gardens was concluded.

Mayor Koci stated that the parking of cars on the lawn and on side laws is getting out of hand again. Councilman Fluharty stated that he has been getting complaints of people parking on the sidewalk. Mayor Koci stated that if we could get attention on that he would appreciate it.

Councilwoman Mizesak stated that a resident has been walking noticed that there are a lot of tree branches hanging from trees in their tree lawns and City Manager stated that we are going through the City and doing some trimming up until about two weeks ago and he will put that on the list specifically for the arborist. He continued to state that if anybody has some issues or concerns with tree branches call them in and let us know that is our preference.

Councilman Saunders stated that someone has a rooster on Lincoln Blvd. and the people want it out of there. City Manager Mallis stated that he was made aware of it and he passed it onto the Animal Warden and we are care of it.

Adjourned into Executive Session at 7:02 p.m.

Motion made by Rhoades and seconded by Genutis to go into an Executive Session to discuss Economic Development: B2-A Zoning, Tinkers Creek Commerce Park and Meadowbrook and Personnel: Staffing Departments. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Rhoades and seconded by Spinks to adjourn out of Executive Session. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Adjourned out of Executive Session at 7:55 p.m.

Work Session adjourned at 7:55 p.m.


Clerk of Council


Mayor – President of Council

9-8-20
Date

Bedford City Council met virtually via Zoom for the Regular Session at Bedford City Hall on Monday, August 3, 2020. Mayor Koci called the meeting to order at 8:00 P.M. The meeting was opened by pledging allegiance to the flag.

The roll was called. Present: Koci, Spinks, Genutis, Fluharty, Mizsak, Rhoades, Saunders.

Motion made by Spinks and seconded by Rhoades to approve the minutes of the Work Session Meeting of July 6, 2020. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizsak, Rhoades, Saunders. Nays: None. Abstain: None. Motion carried.

Motion made by Fluharty and seconded by Rhoades to approve the minutes of the Regular Meeting of July 6, 2020. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizsak, Rhoades, Saunders. Nays: None. Abstain: None. Motion carried.

City Manager Michael Mallis announced that the Civil Service Commission will be giving a Fire/EMS Department entry test on September 26 and additional information will be post on social media. If anyone is interested can go onto the City's website and there is a Civil Service page and there is additional information there as well.

City Manager Mallis reminded the residents in the West Grace area that they will be receiving a letter from Dominion in regards to the Main Gas Line Replacement Project is next on their list. He also stated that with regards to the West Grace area that they have been speaking with the rail companies and they are looking at a closure that will take place for roughly four (4) days for repairs to the tracks. He continued to state that it will be around August 19th and August 26th, but the repairs will only take about three (3) to four (4) days and once we get specifics on that project we will share it with City Council, social media and our website as well.

City Manager Mallis stated that our road construction programs are progressing and Forbes Road did get their notice to proceed on July 20th and they are moving along fairly well as well as the Maple Dale Ave. and Forbes Rd. areas and we anticipate a few weeks of construction there. He then stated that once those are completed that they will look at the areas for the sidewalk program and we intend to spend some dollars and have the program again this year, but that we want the street projects finished so that we have a good idea of the amount of money left to put into the sidewalks.

City Manager Mallis stated that we are moving forward with the energy project and we received around \$90,000 to \$100,000 from NOPEC and it is over a two-year period and earlier this year City Council passed legislation approving the project with Gardner. He stated that one of the larger areas that will see improvements is Willis St.

City Manager Mallis commended the Bedford City Schools and the Cuyahoga County Landbank that they have been great to work with regarding the Saint Peter Chanel School demolition. He continued to state that this is the landbank's largest and most expensive demolition project to date across all of Cuyahoga County and it is taking place right here in the City of Bedford. He stated the public needs to stay out of the fenced in area that it is a very unstable building. He continued to stated the Bedford City School District and the Alumni Association are looking to

possibly gather some of the bricks to make available at a later time and we will make those announcements, but when coming to the site please respect the signage and respect the fenced in area and that it is a hazard and a safety concern.

That concluded the City Managers report.

Law Director John Montello had no report this evening but urged everyone to follow the guidelines imposed by the governor, obey the laws and we will get through this.

That concluded the Law Director's report.

Finance Director Frank Gambosi stated that we had the income tax information in and we know about the gasoline tax but the real estate numbers aren't in yet, but we knew that we would take the hit on business with holding, so we see that as we open more places the income tax followed suit and anything changing from that would follow accordingly. He stated that this year we will be hit hard with the withholding from businesses and next year we will be hit hard with individuals, because unemployment is not taxable and also with net profits taxes. He continued that the amount of income tax collected in those two will be substantially lost next year compared to this year. He stated that the gas tax was passed so that we could get more for our roads and unfortunately the gas tax is now back to where it used to be, so we budgeted accordingly and reduced our improvements accordingly in our road fund. He also stated that to counter some of these moves because of COVID we have all of our reductions in the recreation areas, which of course would be savings to the city, but in the same time we are working on grants as well as projects associated to obtaining revenue to help the city. He stated that collectively we are looking for a lot of funding and assistance where ever they are offering it for the city. He also stated that we've had a lot of help from our Fire and Police Departments in regards too helping us document this type of information so that we can go forward and obtain it from the different various departments.

That concluded the Finance Director's report.

Councilwoman Rhoades stated that First Fridays are back and we have refigured them to fit the current situation. She stated that First Friday is this Friday and it is COVID friendly where we are doing grab and go fun bags. She stated that this month's fun bag will be decorating mask for pre-school children and as always there will be food and drinks. She continued to state that pick for the fun bags starts at six o'clock behind the train depot in the muni-lot.

Councilman Saunders stated one of the big complains that have been coming in from Ward 6 is people parking over the sidewalks and hopefully we will have special attention on getting those cars who are blocking the sidewalks to pull-up in their driveways, so that we can make it easier for those who walk, so that you do not have to walk around it or into the street and come back up onto the sidewalk. He inquired about having two small a tree's that are cracking and they are going to fall into the road to get looked at getting removed, one is located in front of Phil's Convenient Mart and the other one is located on the corner of Ennis St. and Nordham Dr.

Councilwoman Spinks thanked Mr. Wagner and Ms. Wiggins with Channel 3 News for doing a beautiful tribute in filming on Mr. Braylock who passed away. She stated that it was an honor to have his "Celebration of Retirement of Life" at the Church of the Nazarene and he was dearly loved and touched the hearts of so many people. She also thanked everyone who helped out the church. She also stated that if we had more people in the world like Mr. Braylock what a better place it would be and hopes that each one of use has learned something from his big smile and from him being non-judgmental.

Councilwoman Spinks thanked City Manager Mallis for mentioning about Saint Peter Chanel School in wanting to collect the bricks, because she has been getting a lot of phone calls asking if she could put them on a list to get a brick and she told them that she cannot do that and that she directed them to contact the School Board.

Councilwoman Spinks asked City Manager Mallis if the chipper will be out this week and City Manager Mallis stated the first full week of the month. She reminded the residents to call the Service Department to let them know about the tree limbs and also to no place them in bags as well.

Councilman Genutis stated what difficult times there are for everyone and he feels really bad for all the people who have kids in school and now they can't go to school, as well as those kids looking forward to playing on teams and now they are not able too. He stated that its unfortunate but he would like to commend City Manager Mallis for all that he has done and for all that the City of Bedford has done for our residents. He also stated that also in wanting to move the City of Bedford forward there are a lot of things that are happening that are going to come forward soon and people will realize that we haven't just stopped what we are doing and that the City is moving forward. He commended the City for the Wellness Checks that they are providing to residents, particularly the elderly who are not getting the visits that they used to, so it is a wonderful program to check on them. He also stated that all the efforts that the City has done to provide food assistance to people, because this is a very difficult time. He commended City Manager Mallis for all of those things and also thank you to the Bedford Downtown Alliance for trying to keep things going and doing the First Friday's as well as the things that they do that have been going on as well.

Councilman Fluharty stated that with Forbes Rd. being closed down there is extra traffic up and down the side streets and that he did see a police officer at the corner trying to stop some of trucks from going down and he asked City Manager Mallis to tell Chief Stemple that it is getting to the point where it is like a free way through here and that they did put a little stop to some of it. He stated that while they are driving around if they could just park up there like they did today it would deteriorate a lot of trucks going up and down these side streets. He stated that he has received calls about cars speeding up and down Paul St. as well as cars going through the stop signs and that he mentioned this to Chief Stemple to get the police motorcycle out there to slow some of the traffic down.

Councilman Fluharty inquired if there is an update as to what is going on with the paving on Union St and City Manager Mallis stated that he put it in his memo a few weeks ago that our engineer reached out to Cuyahoga County in writing and we have not heard from GPD as to the

county's response, but I will follow up and include it in this week's memo. Councilman Fluharty stated that a lot of people are wanting to know when is it finally going to get paved and he stated that City Manager Mallis has been checking up on it and we haven't gotten a lot of response from them and hopefully it can get done by fall or before the winter.

Councilwoman Mizesak thanked everyone that have been patient with us. She stated that the new signs are very nice and is the whole project completed with the new signage going up in the city and City Manager Mallis stated that it is not and that we still have a number of signs that have to go up.

Councilwoman Mizesak stated that she received her new meter but the face plate on her old one was rusty and the Public Utilities Commission approved these replacement pads for the meter itself and she has to wait for a new one, but the gentleman that did do it was very professional.

Councilwoman Mizesak inquired if the day care's in Bedford are open and if there are any guidelines for them and City Manager Mallis stated that they are open and they were under more stringent guidelines from the governor's office and those can be found on our website under the COVID section. He also stated that he believes some of the orders have been released to where they could get close to or if not their initial numbers of children per their facility. He continued to state that anybody wishing to see the specific guideline that they are required to follow can be found on the orders listed online.

Councilwoman Mizesak inquired if there is any progress going on with the old YMCA and City Manager Mallis replied that the City of Bedford sold it to Apex Engineering firm looking to expand in Bedford and it will be a great addition to the former Meadowbrook.

Mayor Koci stated that we will miss Mr. Braylock and his wonderful smile and if all of us could just pass along a little bit of that smile to somebody each day it will make things a whole lot better.

Mayor Koci stated that we are going to have special attention with regards to parking on lawns and it seems to be getting out of hand now and it is against our ordinances. He also reminded everyone to fill out their census forms if you have not done so. It is vital to the city that everybody gets counted. Based on those number is how we get federal money. He continued to state that it is secure and nobody get specific information other than general topics.

Mayor Koci stated that we have had a lot of door-to-door solicitors coming and he reminded people do not let them in and they cannot come to your door if they do not have a permit from the Police Department. He continued to state that they need to get registered at the Police Department. City Manager Mallis stated that currently he and Police Chief Stemple are not issuing anymore permits for the immediate future for the matter of public safety, when that changes he will make that announcement. Mayor Koci stated that the only ones that can go without a permit are political and churches.

ORDINANCE NO. 9798-20, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ACCEPT THE PROPOSAL OF J.D. STRIPING AND SERVICE INC. FOR LONGLINE

STRIPING OF STREETS IN THE CITY AND DECLARING AN EMERGENCY was read by title only. Motion made by Spinks and seconded by Genutis to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizzsak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Rhoades to place Ordinance No. 9798-20 on third and final reading and passed.

City Manager Mallis stated that we did receive two bids and the lower of the two bids was from J.D Striping and Service Inc. for \$20,871.00 and we've worked with J.D. Striping in the past and we recommend approving this contract this year.

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

ORDINANCE NO. 9799-20, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JGM VALVE FOR THE PURCHASE OF A VAUGHAN HE6W8CSEC2-113 HORIZONTAL END SUCTION CHOPPER PUMP WITH A CUSTOM ELECTRIC MOTOR FOR THE EFFICIENT OPERATION OF THE WASTE WATER TREATMENT PLANT (“WWTP”) AND DECLARING AN EMERGENCY was read by title only. Motion made by Mizzsak and seconded by Saunders to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizzsak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks and seconded by Rhoades to place Ordinance No. 9799-20 on third and final reading and passed.

City Manager Mallis stated that this is for improvements down at the Waste Water Treatment Plant. He continued to state that when we started the digester upgrade in 2014 it was the idea to eventually install two of the Vaughan Chopper Pumps. These pumps help to maintain the proper mixing and gas production within those digesters. He continued to state that as part of our budget preparation for 2020 we did budget for this and JGM Valve is the sole provider for this type of pump and we recommend moving forward with the purchase.

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

ORDINANCE NO. 9800-20, AN ORDINANCE TO LEVY ASSESSMENTS FOR REMOVAL OF WEEDS, TALL GRASS AND TREES ON VARIOUS LOTS IN THE CITY OF BEDFORD, OHIO DURING THE YEAR 2020 AND DECLARING AN EMERGENCY was read by title only. Motion made by Mizzsak and seconded by Spinks to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizzsak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Rhoades and seconded by Spinks to place Ordinance No. 9800-20 on third and final reading and passed.

Mr. Gambosi stated that once a year the city is allowed to assess the grass cutting and the cut off date was June 30th and we went back to what we had the previous year. He continued to state that our crews had to go out to various properties and cut the grass and then we re-assess that back to the parcels for our involvement for each time we have to cut the grass when it exceeds the ordinance length. Mayor Koci reminded everyone that if you don't cut your lawns and it get five inches high, which it does get measured and photographed for documentation that it needs cut and that the fee is \$200.00. He continued to state that we are not looking to collect the money we want the grass cut.

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

ORDINANCE NO. 9801-20, AN ORDINANCE TO LEVY ASSESSMENTS FOR DELINQUENT WATER BILLS IN THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY was read by title only. Motion made by Spinks and seconded by Rhoades to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizesak and seconded by Fluharty to place Ordinance No. 9801-20 on third and final reading and passed.

Mr. Gambosi stated that twice a year we are allowed to look at the assessment process for any delinquent water bills to be placed on tax duplicate at the county.

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

ORDINANCE NO. 9802-20, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH UNITED SURVEY, INC. (“UNITED”) FOR THE 2020 SEWER MAINTENANCE PROGRAM BEING THE LOWEST, RESPONSIVE AND RESPONSIBLE BIDDER AND DECLARING AN EMERGENCY was read by title only. Motion made by Spinks and seconded by Saunders to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Fluharty to place Ordinance No. 9802-20 on third and final reading and passed.

City Manager Mallis stated that earlier this year or end of last year we applied for a \$150,000.00 grant through Cuyahoga County the CDBG Grant and those funds were to be used for the cleaning and televising of specific sewer lines in certain areas that we haven't inspected them in

some time at length. He continued to state that when we went out for bid we wanted to bid both the cleaning and televising of the storm and sanitary sewer, with the idea that if some of it exceeded the bid numbers we would not perform some of the work. He continued to state that with the numbers that came in and speaking with our engineer we are recommending per the ordinance United Survey Inc. and they are \$133,932.15 and we are solely going to be focusing on the sanitary sewers on Broadway Ave., Forbes Rd., John St., Henry St., William St., Justin St., Paul St., Northfield Rd., Interstate St., Charles St., First Ave., Old Egbert, Union St. and Best St. He stated that this program will be 100% funded through the CDBG Grant and there is no match and we are going to clean and televise those lines and we will locate issues and we will then be able to have an area to pin point to correct those in the future with proper planning instead of us continually having to chase the issues.

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

At this time City Manager Mallis stated that if there are any questions or comments for the Hearing of Citizens portion of the meeting to send them to citymanager@bedfordoh.gov.

Motion was made by Rhoades and seconded by Saunders to approve the Planning Commission's recommendation to accept the Planning Commission's decision to accept the zoning permit to install roof mounted solar photovoltaic system on the North side (rear) of the dwelling to Ellen Traylor, 83 Ellenwood Ave., Bedford, OH 44146. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried.

Motion was made by Rhoades and seconded by Saunders to approve the Planning Commission's recommendation to approve the Planning Commission's decision to accept the board approved use to operate a permanent cosmetics studio to include (2) two manicure/pedicure stations located at 450 Broadway Ave., Bedford, Ohio 44146. A permanent cosmetics business defined by the State of Ohio Administrative Code Chapter 3701-9-01 (F) as Body Art. Included for clarity is the definitions of Body Art and Body Art Establishments and manicurist to Jermaine Bennett, 240 Barrington Pl., Aurora, Ohio 44202. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Mizesak, Rhoades, Saunders. Nays: None. Motion carried.

Mayor Koci said that concluded the business portion of the meeting and stated that if you have any comments or questions to direct them to the citymanager@bedfordoh.gov.

Hellen Briggs, 149 Graham Blvd., Bedford, OH she thanked the Police Department for those who are in charge of the vacation forms and the vacation checks. She stated that they do come by and look around the property to make sure that everything is okay. She continued to state that it is very much appreciated and it's a great service that they do for us.

City Manager Mallis stated that the next comment was a point of information and that when a resident called the county today to find out why their July EZPay tax assessment was not executed and the county advised the resident that there were none done in July and that the normal amount would be taken in August. The resident continued to state that from September to January the amount would be increased for four payments instead of five. City Manager

Mallis replied that he was not familiar with the EZPay and that they made some changes with that and that it may be in regards to their collections.

Jeff Asbury, 71 Eldred Ave., Bedford, OH 44146 inquired if there was any attention been paid to the catch basin at the corner of Eldred Ave. and Kenyon Ave. He continued to state that it backs-up whenever there is substantial rainfall and City Manager Mallis replied that he and Mr. Francia were out in that area and some of it is the amount of flow coming down Kenyon Ave. and there is a substantial amount of flow coming down Eldred Ave. from Center Rd. He continued to state that earlier this the Service Department was working at the top end of Eldred Ave. and they were installing a larger catch basin to try and catch some of that water earlier. He continued to state that he will have the Service Department take a look at the catch basin that he is referring too.

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

Meeting adjourned at 8:53 P.M.


Clerk of Council


Mayor – President of Council

9-8-20
Date