

Bedford City Council met in a Work Session at Bedford City Hall on Monday, April 18, 2022, at 5:30 p.m.

Present: Council Members: Sandy Spinks, Walter Genutis, Victor Fluharty, Jeff Asbury, and Donald Saunders. Absent: Mayor Stan Koci. Also Present: Clerk of Council Tracy Simons. Administration: City Manager Michael Mallis, Law Director John Montello, Finance Director Frank Gambosi, Assistant Finance Director Jennifer Howland, and Assistant Finance Director Allison Chance. Absent: None.

Vice-Mayor Fluharty began the discussion of the Regular Council Meeting agenda.

Council had no changes to the minutes of the Work Session of March 21, 2022, or April 4, 2022, Regular Meeting of March 21, 2022, or April 4, 2022.

Resolution No. 2580-22: April is Child Abuse Awareness Month; City Manager Mallis stated that this is to make the month of April Child Abuse Awareness Month.

Ordinance No. 9962-22: a contract with ODOT for Winter Rock Salt, City Manager Mallis stated that we have to estimate for next year 3,800 tons. He also said that if we order more salt and don't have the storage, we would have to pay for it and that they don't have a price yet for the salt.

Ordinance No. 9963-22: contract with Concord Noreaster for a Salt Spreader, City Manager Mallis stated that this is for a new salt truck and part of the state purchasing contract.

Ordinance No. 9964-22: for the equalization of Wards in the City of Bedford, Vice-Mayor Fluharty stated that they went over this at the last meeting. Councilman Asbury inquired if the church and the downtown area could stay in Ward 5.

Ordinance No. 9965-22: contract with Nerone & Sons, Inc. for repairs to sludge tank at WWTP and Ordinance No. 9966-22: contract with Advanced Rehab Technologies to line tank at WWTP, City Manager Mallis stated that the sludge thickener floor is failing and that it can affect the future operations at the water treatment plant. He also noted that the City would be the general contractor of it and that they would have a company come in and do the flooring, and another company would come in and line the tank. He stated that this is from the NFA Study. He stated that Advanced Rehab Technologies is the company that would go in and line the tank with epoxy.

Ordinance No. 9967-22: amending Chapter 1519 Titled "Fireworks," Mr. Montello stated that this is how University Heights has their ordinance detailed and that this is how Council wants the City's ordinance worded. City Manager Mallis noted that many other cities are going this route. Mr. Montello pointed out that most cities are doing ban fireworks. Councilwoman Spinks pointed out that the fireworks affected the dogs and veterans and inquired how are we going to enforce it. City Manager Mallis replied that we have to see them blow off and that if Council should pass it, the City will post it. City Manager Mallis stated that letting the public know that this doesn't mean that you still won't hear the fireworks.

Discussion of the Regular Meeting agenda was concluded.

Vice-Mayor Fluharty began the discussion of the Superintendent of Schools Spot on Agenda; City Manager Mallis stated that Mayor Koci attended the Northeast Ohio Mayor's and Superintendent's Meeting. In talking with other cities, Mayor Koci found that the superintendents have a spot on their agendas. City Manager Mallis suggested having them attend the first meeting of the month and maybe start it in August and put it under Presentations.

Discussion of the Superintendent of Schools Spot on Agenda was concluded.

Vice-Mayor Fluharty began the discussion of the Ward 4 Interviews, Vice-Mayor Fluharty stated that there were seven (7) people interested and asked if we could hold off until next Tuesday. Councilman Asbury noted that with the redistricting of the wards on January 1, 2023, four (4) of the people would not be in the ward come next year. Vice-Mayor Fluharty stated to narrow it down to three (3) people.

Discussion of the Ward 4 Interviews was concluded.

Motion made by Spinks and seconded by Genutis to go into an Executive Session to discuss Economic Development: TCCP & 17500 Rockside Road. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, and Asbury. Nays: None. Motion carried unanimously.

Adjourned into Executive Session at 7:00 p.m.

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

Adjourned out of Executive Session at 7:58 p.m.

Work Session adjourned at 7:59 p.m.

  
Clerk of Council

  
Vice-Mayor/President of Council

Date: May 2, 2022

Bedford City Council met in Regular Session at Bedford City Hall on Monday, April 18, 2022. 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: Spinks, Genutis, Fluharty, Asbury, and Saunders. Absent: Koci.

Motion made by Spinks and seconded by Genutis to excuse Mayor Koci. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

Motion made by Asbury and seconded by Saunders to approve the minutes of the Work Session Meeting of March 21, 2022. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Abstain: None. Motion carried unanimously.

Motion made by Spinks and seconded by Genutis to approve the minutes of the Regular Meeting of March 21, 2022. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Abstain: None. Motion carried unanimously.

Motion made by Asbury and seconded by Saunders to approve the minutes of the Work Session Meeting of April 4, 2022. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Abstain: None. Motion carried unanimously.

Motion made by Genutis and seconded by Spinks to approve the minutes of the Regular Meeting of April 4, 2022. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Abstain: None. Motion carried unanimously.

*At this time a Presentation to the Ohio Intensive Creative Aging Initiative.*

Vice-Mayor Fluharty stated that Mayor Koci's mother passed away on Friday and that is why he is not in attendance this evening. He stated that his thoughts and prayers are with Mayor Koci and his family.

City Manager Michael Mallis commended Mrs. Kuzma, Mr. Bellar, and Mr. Francis on the success of the Tree Grant Application made through Cuyahoga County. He stated that it is a \$50,000.00 grant and it will cover the cost for the City to plant over 100 trees throughout the City. He stated that from a scheduling point they will be working with the contractor, who will be performing the planting, to see if they can all be planted in the spring and if not do half in the spring and half in the fall. He mentioned that the grant application for \$150,000.00 and a separate one for \$50,000.00 were recommended for approval by County Council, they are CDBG and CDSG grant applications. He continued to state that they will cover the cost of full renovations to the Pool House, that County Council placed it on First Reading at their meeting last week, and that the City anticipates that they will approve it. He stated that in regards to Parks and Recreation last month Mr. Fach indicated to the City that he was leaving, he accepted a position out in Avon Lake. He wished him well and that he did a great job during his five years here, he positioned the department in moving forward and tackling some of the initiatives that the City wanted. He mentioned that as far as replacing him that the individual that was best

prepared for the job was in house and it was the Assistant Parks and Recreations Director Mr. Callahan. He stated that Mr. Callahan was promoted a couple of weeks ago as the new Parks and Recreations Director. He stated that they are currently advertising for the Assistant Parks and Recreations Director position, and there are a number of positions available if anyone is interested go to the City's website. He stated that the road assessment was completed a couple of weeks ago and the City is now working on which of the roadways will be included in this year's road resurfacing program. He also stated that they are also looking at the roads that were at the top of the list that is in the most need of repair and that they are also assessing the waterlines as well. He stated that hopefully they can do some waterline projects and follow it up with multiple street projects. He stated that he did send a message to Council last week about the condition of Solon Rd. and it is a County roadway and it is in much need of repair, and the County should have that at the top of their list. He stated that the Water Department is performing a sounding of the system to identify leaks and check various valves. He stated that the Broadway Project pre-construction meeting is scheduled for this week and discussing all of the specifics once they get all of the information the City will they work to schedule a public meeting. He mentioned that the City officially took ownership of about 30 acres in the industrial park of Tinkers Creek Commerce Park and that the City is in a due diligence period with two end-users and hopefully see some development in the future.

That concluded the City Manager's report.

Law Director John Montello sent his condolences to Mayor Koci and his family. He wished good luck to Mr. Fach and Mr. Callahan. He commended Mrs. Kuzma and Mr. Bellar for doing a great job.

That concluded the Law Director's report.

Finance Director Frank Gambosi sent his condolences to Mayor Koci and his family for the passing of his mother. He stated that Mrs. Howland is working on the Tax Budget for next year. He also stated that today is the day to file tax returns, that there were a lot of returns over the weekend, and that there will be a lot of processing done in the next week or two.

That concluded the Finance Director's report.

Councilwoman Spinks sent condolences to Mayor Koci and his family for the passing of his mother. She stated that his mother and her were ice cream buddies and that she loved butter pecan. She stated that the Bedford Historical Society will have its annual meeting on Thursday, May 5<sup>th</sup> at La Casa Bella Party Center and the cost is \$40.00 for members and \$60.00 for non-members, this will include the \$20.00 membership fee. She stated that the first in-person meeting for the Garden Club will be this Thursday. She inquired if the City does anything to those who leave their trash cans for two or three days after the scheduled trash day and City Manager Mallis stated that they tag and site them, but if there are some, in particular, to send them over. Councilwoman Spinks reminded everyone that if they are going to put a mattress out make sure that it is wrapped or it will not get picked up. She stated that if she does not announce about a new business coming in it's because there are different things that they still have to do,

and she doesn't announce it until they have everything done. She welcomed Bedford Nutrition to the City. She stated that Friday is Earth Day and to do something good for the earth.

Councilman Genutis sent his condolences to Mayor Koci and his family on the passing of his mother. He stated that she was a great lady, very kind, and a wonderful neighbor. He commended Ms. Das for the inter-generational project and that it is a wonderful idea. He stated that she is also involved with Roots of American Music and that she goes into schools and explains the roots of American music to students and immerse them into music for a short period of time. He stated that Earth Day is a big deal and he hopes that people get out and do their part this weekend. He stated that the equalization of wards and that there was an effort made to try and equalize the wards and that there is a concern that the City Charter specifies equalization by "voter strength" instead of "population strength." He stated that this equalization effort utilized census data as opposed to voter strength data from the Board of Elections, however, the wards were indeed made more equal in voter strength which he believes satisfies the intent of our Charter. He stated that after Mr. Duber came up and requested that the City do something about the fireworks issue with the state legalizing fireworks, Council had copies on it presented to them virtually the next day. He stated that it is important to realize that what you come up with and say makes a difference. He stated that regardless of the fireworks ordinance people will still blow off firecrackers, especially on the 4<sup>th</sup> of July, and even though he doesn't oppose this ordinance it would be preferable to follow the lead of the State of Ohio and allow for the discharge of certain small size fireworks at very restricted times on those special days. He stated that there are some difficulties in deciding what is a small firecracker and what is acceptable and not acceptable. He stated that this is an extension of what has always been as far as the prohibition of shooting off firecrackers.

Councilman Fluharty congratulated Mr. Callahan on his appointment as the new Parks and Recreations Director.

Councilman Asbury sent his condolences to the Koci family. He stated that the computer and household hazardous waste round-up started today and runs through Saturday from 8:00 a.m. to 3:00 p.m. today through Friday and 9:00 a.m. to 12:00 p.m. on Saturday, and on April 25<sup>th</sup>- 29<sup>th</sup> from 8:00 a.m. to 3:00 p.m. at the Service Department at 100 Solon Rd. He stated to check the City's website to see what they are collecting. He stated that the chipper service will be the first week in May and to call the Service Department at (440)735-6583 to be put on the list. He stated that Saturday, April 23<sup>rd</sup> is Record Store Day. He stated that Slow Roll Cleveland will have a meeting in the gazebo downtown at 1:00 p.m. on Sunday, and they will be doing an 8 ½ mile ride for Earth Day. He inquired about dates for the City-wide garage sale and City Manager Mallis replied that they do not have a date and that there are a couple other programs that they are waiting to schedule and the calendar of events should be finished by the end of the week. Councilman Asbury stated that the Bedford Downtown Alliance's 4<sup>th</sup> Annual Chocolate Walk will be held on Saturday, May 14<sup>th</sup> from 12:00 p.m. to 5:00 p.m.

Councilman Saunders sent his condolences to Mayor Koci and his family for the passing of his mother. He inquired about the telephone polls that have been hit on Broadway Ave. and Center Rd. and there will be extra patrols or signage to slow people down and City Manager Mallis replied that the City can't remove the polls and First Energy has been notified. City Manager

Mallis stated that the City has had patrols in the hot spots. Councilman Saunders stated that people need to slow down and drive properly. He stated that on Ennis St. there is a poll that is cracked and it may become a hazard and have someone take a look at it and City Manager Mallis replied that the City did reach out to First Energy and have them check it out.

That concluded Council's report.

Vice-Mayor stated that everything will be on First Reading this evening due to not having a quorum this evening.

**RESOLUTION NO 2580-22:** A RESOLUTION DECLARING THE MONTH OF APRIL AS CHILD ABUSE AWARENESS MONTH AND DECLARING AN EMERGENCY was read by title only. Motion made by Saunders and seconded by Asbury to place Resolution No. 2580-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 9962-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO PARTICIPATE IN THE ODOT WINTER CONTRACT (2022-23) FOR ROAD SALT AND DECLARING AN EMERGENCY was read by title only. Motion made by Spinks and seconded by Genutis to place Ordinance No. 9962-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 9963-22:** AN ORDINANCE AUTHORIZING THE PURCHASE OF ONE CONCORD NORTHEASTERMPS-1055C-S HEAVY DUTY CHASSIS MOUNTED MULTI-PURPOSE GRANULAR MATERIALS SPREADER AND A HEAVY DUTY MUNICIPAL POWER ANGLING SNOWPLOW, THROUGH THE STATE OF OHIO TERM SCHEDULE CONTRACT NUMBER 800925: INDEX NUMBER STS515 AND DECLARING AN EMERGENCY was read by title only. Motion made by Asbury and seconded by Saunders to place Ordinance No. 9963-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 9964-22:** AN EMERGENCY ORDINANCE RE-DIVIDING THE CITY OF BEDFORD INTO SIX WARDS AS NEARLY EQUAL IN NUMBER OF PERSONS AS POSSIBLE, ESTABLISHING THE BOUNDARIES OF THE WARDS, AND CERTIFYING SAME TO THE BOARD OF ELECTIONS was read by title only. Motion made by Spinks and seconded by Genutis to place Ordinance No. 9964-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, and Saunders. Nays: Asbury. Motion carried with Four Yeas and One Nay.

**ORDINANCE NO. 9965-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH NERONE & SONS, INC. FOR EMERGENCY REPAIRS TO THE SLUDGE THICKENER TANK AT THE WASTEWATER TREATMENT PLANT (WWTP) AND DECLARING AN EMERGENCY was read by title only. Motion made by Asbury and seconded by Saunders to place Ordinance No. 9965-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 9966-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ADVANCED REHAB TECHNOLOGIES FOR EMERGENCY REPAIRS TO THE SLUDGE THICKENER TANK AT THE WASTEWATER TREATMENT PLANT (WWTP) AND DECLARING AN EMERGENCY was read by title only. Motion made by Genutis and seconded by Spinks to place Ordinance No. 9966-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 9967-22:** AN ORDINANCE AMENDING CODIFIED ORDINANCE CHAPTER 1519 ENTITLED “FIREWORKS” AND DECLARING AN EMERGENCY was read by title only. Motion made by Saunders and seconded by Asbury to place Ordinance No. 9967-22 on First Reading. The roll was called. Vote – Yeas: Spinks, Genutis, Fluharty, Asbury, and Saunders. Nays: None. Motion carried unanimously.

Vice-Mayor Fluharty concluded the business portion of the meeting and asked if anyone in the audience had any comments.

Dot Schwende, 513 Lamson Ave., Bedford, OH stated the Bedford Garden Club will have its first in-person meeting on Thursday at 7:00 p.m. She also stated that the Bedford Garden Club’s plant sale will be on Friday, May 13<sup>th</sup> from 1:00 p.m. to 7:00 p.m., and on May 14<sup>th</sup> from 10:00 a.m. to 2:00 p.m. located at the Ellenwood Center.

Scott Martin, 635 W. Glendale Ave., Bedford, OH stated that the demo of a house that was done on West Grace St. the company did a nice job but that someone drove through the yard, and send a crew over to smash it back down. City Manager Mallis stated that the City received a demolition grant and the Landbank acted on the City’s behalf.

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

Meeting adjourned at 8:53 P.M.

  
Clerk of Council

  
Vice-Mayor/President of Council

Date: May 2, 2022