

Bedford City Council met in a Budget Work Session at Bedford City Hall on Monday, November 7, 2022, at 5:30 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Victor Fluharty, Frank Smith, Jeff Asbury, and Donald Saunders. Absent: None.

Also present: Clerk of Council Tracy Simons. Administration: City Manager Michael Mallis, Law Director John Montello, Finance Director Jennifer Howland.

**BUDGET HEARING  
COUNCIL**

Mayor Koci said that

*At this time, Council reviewed the Expense & Revenue sheets for City Council. See attached)*

**DISCUSSION OF AGENDA**

Council had no corrections to the minutes of the Work Session of November 7, 2022, the Regular Meeting of November 7, 2022.

**ORDINANCE NO. 10,033-22:** BEING AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2023, Mrs. Howland said that this is for appropriations for the year 2023.

**ORDINANCE NO. 10,034-22:** AN ORDINANCE DECLARING THE PROPERTY AND STRUCTURE LOCATED AT 54 THAMES AVE. (P.P.N. 811-03-046) A NUISANCE AND THEREFORE CONDEMNING THE PROPERTY ORDERING ACTION AND AUTHORIZING DEMOLITION AND DECLARING AN EMERGENCY and **ORDINANCE NO. 10,035-22:** AN ORDINANCE DECLARING THE PROPERTY AND STRUCTURE LOCATED AT 788 WELLMON ST. (P.P.N. 813-27-006) A NUISANCE AND THEREFORE CONDEMNING THE PROPERTY ORDERING ACTION AND AUTHORIZING DEMOLITION AND DECLARING AN EMERGENCY; City Manager Mallis the first ordinance is to condemn 54 Thames Ave. and that 788 Wellmon St. was already condemned and that the estimated cost is \$9,000.00 to each one down. He said the title work is already done on both properties. Councilwoman Spinks said that there is structural damage to the house on 54 Thames Ave. and that the house is no longer livable.

**ORDINANCE NO. 10,036-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR FISCAL YEAR 2022-2023 COMMUNITY DEVELOPMENT BLOCK GRANT FUND THROUGH THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE RENOVATION AND EXPANSION OF THE BEDFORD COMMONS AND DECLARING AN EMERGENCY and **ORDINANCE NO. 10,037-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT FUND FOR THE RENOVATION AND EXPANSION OF THE BEDFORD COMMONS AND DECLARING AN EMERGENCY; City

Manager Mallis said that Ordinance No. 10,037-22 is for \$150,000.00 and Ordinance no. 10,038-22 is for \$50,000.00, and they are for the number of improvements that need to be done down at the square. He also said that these two grants will upgrade the audio system down at the square and a new roof for the gazebo.

**ORDINANCE NO. 10,038-22:** AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LAKE LAND MANAGEMENT SYSTEMS ("LMS") BEING THE LOWEST, RESPONSIVE AND RESPONSIBLE BIDDER AND DECLARING AN EMERGENCY; City Manager Mallis said that this ordinance is for the Pool House Renovations and they are coming out of the Capital Improvements Fund, County Grants, and ARPA Funds. He said that this would upgrade the pool house to the standards of today.

**RESOLUTION NO. 2593-22:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE REGIONAL INCOME TAX AGENCY (RITA) TO PARTICIPATE IN THE REGIONAL COUNCIL OF GOVERNMENTS FOR THE PURPOSE OF ADMINISTRATION AND COLLECTION OF MUNICIPAL INCOME TAX IN THE CITY OF BEDFORD, OHIO, AND DECLARING AN EMERGENCY; City Manager Mallis said to place this on First Reading to continue discussions on this. He also said that residents would still be able to drop off their taxes at City Hall and a carrier would then take them to the R.I.T.A office. He said that R.I.T.A. specializes in processing the taxes and the City specializes in filling the taxes. He also said that if there is a time to switch now is the time. Councilman Genutis asked if there are statistics of the area as to the number of communities that use R.I.T.A. City Manager Mallis replied that there are 48 out of 54 use R.I.T.A.

Discussion of the Regular Meeting agenda was concluded.

Mayor Koci began the discussion of the Deer Management Program; City Manager Mallis said that they have increased signage on Turney Rd. and Broadway Ave. and they are working with the Ohio Department of Natural Resources to have someone come out and speak about the types of plants to plant. He also said that they will have twenty (20) tags for the year. He said that the program would run until the middle of March but that they could reach twenty (20) in January.

Motion made by Spinks seconded by Fluharty to approve the Deer Management Program. The roll was called. Vote – Yeas: Koci, Spinks, Fluharty, Smith, Asbury, and Saunders. Nays: Genutis. Motion carried.

Discussion of the Deer Management Program was concluded.

Motion made by Spinks and seconded by Fluharty to go into an Executive Session to discuss Economic Development: County ARPA Funds and Personnel: Tax Department. The roll was called. Vote – Yeas: Koci, Spinks, Genutis, Fluharty, Smith, Asbury, and Saunders. Nays: None. Motion carried unanimously.

**BUDGET WORK SESSION MEETING      BEDFORD CITY COUNCIL      DATE: NOVEMBER 21, 2022**  
**MINUTES      STATE OF OHIO**  
**COUNTY OF CUYAHOGA      TIME: 5:30 PM**  
**165 CENTER ROAD BEDFORD, OH 44146**

Adjourned into Executive Session at 6:56 p.m.

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

Adjourned out of Executive Session at 7:30 p.m.

The meeting adjourned at 7:32 P.M.

  
Clerk of Council

  
Mayor/President of Council

Date: November 21, 2022

Council 11/21/22

City of Bedford  
2023 Expense Budget Worksheet

Account	Description	2020 Actual	2021 Actual	2022 Budget	2022 Actual	2023 Department Request	2023 City Manager Recommendation	2023 Council Approval
<b>COUNCIL &amp; CLERK</b>								
110-7100-00-5-31000	SUPERVISION	\$140,649.60	\$135,656.82	\$140,820.00	\$65,716.08	\$140,820.00	\$140,820.00	.....
110-7100-00-5-32000	OFFICE	\$45,556.00	\$48,740.68	\$64,185.00	\$24,961.92	\$64,000.00	\$64,000.00	.....
110-7100-00-5-37000	OVERTIME	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	.....
110-7100-00-5-38000	LONGEVITY	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	.....
110-7100-00-5-41000	HOSPITALIZATION	\$18,099.96	\$19,000.00	\$19,025.00	\$7,927.10	\$19,025.00	\$19,025.00	.....
110-7100-00-5-42000	P.E.R.S.	\$25,790.54	\$25,690.65	\$28,700.00	\$12,795.27	\$28,700.00	\$28,675.00	.....
110-7100-00-5-45000	WORKER'S COMPENSATION	\$1,804.91	\$2,086.53	\$2,500.00	\$257.13	\$5,500.00	\$5,500.00	.....
110-7100-00-5-46000	LIFE INSURANCE	\$159.96	\$160.00	\$165.00	\$68.75	\$165.00	\$165.00	.....
110-7100-00-5-48000	MEDICARE	\$2,681.08	\$2,654.84	\$2,975.00	\$1,297.14	\$3,000.00	\$2,973.00	.....
110-7100-00-5-51000	TRAVEL	\$6,788.47	\$1,093.33	\$6,000.00	\$149.76	\$6,000.00	\$6,000.00	.....
110-7100-00-5-53500	PROFESSIONAL SERVICES	\$5,162.16	\$2,950.10	\$11,000.00	\$9,533.64	\$12,000.00	\$0.00	.....
110-7100-00-5-56000	ADVERTISING	\$5,066.94	\$3,156.00	\$10,000.00	\$2,436.00	\$7,000.00	\$7,000.00	.....
110-7100-00-5-57500	RENTS, LEASES, & MAINT	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	.....
110-7100-00-5-64000	EQUIPMENT UNDER \$5,000	\$8.99	\$899.98	\$1,000.00	\$0.00	\$500.00	\$500.00	.....
110-7100-00-5-65000	STATIONERY, SUPPLIES & DUES	\$11,545.29	\$12,405.97	\$15,000.00	\$7,501.02	\$15,000.00	\$15,000.00	.....
110-7100-00-5-97000	EQUIPMENT \$5,000 OR MORE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	.....
<b>COUNCIL &amp; CLERK Totals:</b>		\$263,313.90	\$254,494.90	\$301,370.00	\$132,643.81	\$301,710.00	\$289,658.00	\$0.00



REGULAR MEETING

BEDFORD CITY COUNCIL

DATE: NOVEMBER 21, 2022

MINUTES

STATE OF OHIO  
COUNTY OF CUYAHOGA  
165 CENTER ROAD BEDFORD, OH 44146

TIME: 8:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF MINUTES

- a. Approval of Minutes of the Work Session of November 7, 2022

<b>MOTION:</b>	Motion made by Spinks and seconded by Walter Genutis to approve.
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Walter Genutis
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- b. Approval of Minutes of the Regular Meeting of November 7, 2022

<b>MOTION:</b>	Motion made by Asbury and seconded by Frank Smith to approve.
<b>MOVER:</b>	Jeff Asbury
<b>SECONDER:</b>	Frank Smith
<b>RESULT:</b>	[7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

5. PRESENTATION

6. OLD BUSINESS

- a. **ORDINANCE NO. 10,033-22:** BEING AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF

THE CITY OF BEDFORD, OHIO DURING THE YEAR 2023 AND  
DECLARING AN EMERGENCY

Mrs. Howland said that this is the second reading for the budget for the next fiscal year, 2023. She said that they are just about finished up with the Budget Hearing Meetings on going over the numbers, and we're hoping to have this past at the next meeting of the month.

<b>MOTION:</b>	Motion made by Fluharty and seconded by Walter Genutis to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Victor Fluharty
<b>SECONDER:</b>	Walter Genutis
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

## 7. REPORTS

### a. City Manager

City Manager Mallis commended the Fire Department and EMS staff for all their work in the last couple of weeks regarding the number of emergency responses. Unfortunately, there was a significant house fire last week on Palmetto Ave. with extensive damages. Then they also responded to an individual attempting to burn their leaves and how quickly those leaves expanded. Those flames were 10 to 15 feet high it caught a brush pile and then became began damaging garages, so get the leaves to the curb, and we will get them as soon as possible. Do not try to burn them, and kudos to our staff for getting that under control as quickly as they did. He said that in the last couple of weeks, the staff has worked with the Juvenile Diversion Program, which is now back; our staff has been taking the juveniles out the last couple of weekends. He said they have worked to clean up some areas along Mapledale Ave. and Rockside Rd. He said our staff will work with the Juvenile Diversion Program to address those areas. He said that Cresswell Gasline Project is starting and will get moved through as quickly as possible and that we just ask for cooperation from all of the residents. He said that the police did post no parking along the street during that project and that please adhere to that. He also said that it will be important not only for the contractor but also for those contractors' vehicles and equipment on the street. He said that our Water Department and Safety Forces need to get through, so please adhere to the posted signs. He also reminded everyone that the Tree Lighting Ceremony is this Wednesday at 6:00 p.m sharp; there will be activities taking place starting at 4:30p.m.. there'll be some ice sculptures down on South Park as well so please stop on down and lastly I just wish everyone and their families and friends Happy Thanksgiving.

Mayor Koci said that he and three other Council Members went to the Nation League of City Conference and that they got back this morning. He said that they picked up some good things and that they discussed some of the items in the caucus room this evening, and that some other items they will bring to the City Manager's attention on that they learned and not what we will implement or do. He also said that everything they talked about with the vendors or in the classes they took gained valuable information and gave them insight into other aspects of how we're doing the City business.

b. Law Director

Mr. Montello wished everyone a Happy Thanksgiving.

c. Finance Director

Mrs. Howland wished everyone a Happy Thanksgiving.

d. Council Reports

Councilman Smith wished everyone a Happy Thanksgiving.

Councilman Asbury said that the fire on Palmetto Ave. was a bad situation for the family living there and that he reached out to AKA and an employee from Toyota of Bedford. They are looking to do something nice for a family this year, and it just so happens to coincide that we set Toyota of Bedford up with City Manager Mallis, and they're trying to get with the family and do some good things. He said that the Bedford Downtown Alliance is having a Wine Fundraiser, and it is going to be a lot of businesses in the area and surrounding communities that donated bottles of wine, so we're going to have 120 poker chips, and for five dollars you get a chance to pull one of the poker chips. He said that you have a 33% chance of winning five dollars because 40 bottles of wine were donated, so stop down at the table that will be set up outside that Falls Cafe from 5:30 p.m. to 6:30 p.m. He also said that the Bedford Downtown Alliance will have a mitten fence at the sidewalk between Gionino's and the Spirit Apotheosis. He said that a banner would be up and that you could bring any kind of new or gently worn clean mittens, hats, and scarves wrapped in plastic to hang up on the fence with clothespins. He also said that Saturday is "Small Business Saturday" and the Bedford Downtown Alliance will have a table outside of Bedford Fall's Cafe from noon to two p.m. The first 30 Shoppers that check-in gets a "Shop Small Tote Bag." He said that there will be complimentary coffee, hot cocoa, muffins, and cookies.

Councilman Saunders asked if the City would continue to pick up the leaves until they are all picked up, and City Manager Mallis replied that the City will continue to make passes and obviously weather permitting, and once it snows you can't do it after that. Councilman Saunders said to be careful when parking on the street especially if you pull your car up in the morning and don't take it out or back in in the evening. He

also said that this time of year, when it snows and if it snows, you're going to either get plowed in or hopefully ticketed because you shouldn't be on the streets, to begin with especially during the bad weather. He said to be courteous to your neighbors because if you park more than a foot away from the curb hopefully, we give tickets for that because we have a lot, which also brings me to the same point don't park in front of a pile of leaves. The trucks can't pick them up either so once again Happy Thanksgiving. He also asked if there was a set date for Christmas in Bedford Falls and City Manager Mallis replied that we not doing that this year we're not doing it this year we added some of the activities to the tree lighting.

Councilwoman Spinks wished everyone a Happy Thanksgiving. She said that she is o glad to see that we have some youth out helping pick up the trash along Rockside Rd. and some of the other busier intersections. She also said that the museum will be open all day on Wednesday. She said that has tickets for their Winter Fundraise, a barrel of cheer, and game night. She said that the Bedford Historical Society is going to sponsor a child for Shop-with-a-Cop. She said they brought back many wonderful things when they attended the National League of Cities Conference from senior activities grants for special needs to parks. She said that since I've been on Council, we need something for everybody to be able to keep fit and that every city around us seems to be getting their parks updated. She said that we really need to get our parks updated for toddlers, seniors, and everyone else; there should be something for everyone to do in our parks I know they're trying, but I'm glad to see that's coming up. She said that the thing that she loves about going to the continuing education discussions is that you see everyone from all over the place with the same problems.

Councilman Genutis wished everyone a Happy Thanksgiving.

Councilman Fluharty wished everyone a Happy Thanksgiving.

Councilman Asbury said that the Wine Fundraiser's proceeds will go to the Shop-With-A-Cop Program. He said that the Bedford Downtown Alliance is sponsoring three or four kids.

Mayor Koci thanked Toyota of Bedford for stepping up and said there are some good people here who help out when needed. He said that he and Councilman Smith were fortunate enough to speak at the Bedford Historical Society Veterans Day Program along with three other veterans. He said that they gave a little bit of experience on what they did, how they got there, and how it affected them after military life. He wished all the veterans a belated Happy Veteran's Day and thanked them for all that they do for us every day to keep us doing what we do.

## **8. NEW BUSINESS**



- a. **ORDINANCE NO. 10,034-22:** AN ORDINANCE DECLARING THE PROPERTY AND STRUCTURE LOCATED AT 54 THAMES AVE. (P.P.N. 811-03-046) A NUISANCE AND THEREFORE CONDEMNING THE PROPERTY ORDERING ACTION AND AUTHORIZING DEMOLITION AND DECLARING AN EMERGENCY

Was read by title only.

<b>MOTION:</b>	Motion made by Asbury and seconded by Donald Saunders to suspend the rules requiring the reading of said ordinance/resolution on three different days.
<b>MOVER:</b>	Jeff Asbury
<b>SECONDER:</b>	Donald Saunders
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

City Manager Mallis said that we've been trying to address this property for some time now and that it was issued a condemnation order in the initial violation notice that went out earlier this year. He said there'd been no action and no activity to address. He also said that we received a quote to demolish the home at \$9,740.00, and moving forward, those costs would be assessed to the property.

Mayor Koci said that some people ask why don't you see this bad house and tear it down? He said that the City has to go through a lot of steps to do these things. He also said that the City has to do everything legally, and right before we get to it and unfortunately, it does take some time to get to these things, and he knows that these couple of houses have been a long time coming.

<b>MOTION:</b>	Motion made by Spinks and seconded by Victor Fluharty to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- b. **ORDINANCE NO. 10,035-22:** AN ORDINANCE DECLARING THE PROPERTY AND STRUCTURE LOCATED AT 788 WELLMON ST. (P.P.N. 813-27-006) A NUISANCE AND THEREFORE CONDEMNING THE

PROPERTY ORDERING ACTION AND AUTHORIZING DEMOLITION AND  
DECLARING AN EMERGENCY

Was read by title only.

<b>MOTION:</b>	Motion made by Spinks and seconded by Victor Fluharty to suspend the rules requiring the reading of said ordinance/resolution on three different days.
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

City Manager Mallis said this is an ordinance authorizing the Administration to take the necessary steps to demolish it. He said that we've worked to obtain a quote for this property as well on completion of the ordinance; it is similar to the last one, and we will send certified notifications with all the information and then react to it legally. He said that it would provide a timeline, and if there is no response, we will move forward, and we intend to move forward with the demolition of this property as well.

<b>MOTION:</b>	Motion made by Asbury and seconded by Donald Saunders to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Jeff Asbury
<b>SECONDER:</b>	Donald Saunders
<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- c. **ORDINANCE NO. 10,036-22: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR FISCAL YEAR 2022-2023 COMMUNITY DEVELOPMENT BLOCK GRANT FUND THROUGH THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE RENOVATION AND EXPANSION OF THE BEDFORD COMMONS AND DECLARING AN EMERGENCY**

Was read by title only.

<b>MOTION:</b>	Motion made by Smith and seconded by Jeff Asbury to suspend the rules requiring the reading of said ordinance/resolution on three different days.
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<b>MOVER:</b>	Frank Smith
<b>SECONDER:</b>	Jeff Asbury
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

City Manager Mallis said that this is for a CDBG Grant, and it is for \$150,000.00 made available through Cuyahoga County. He said that the City intends to apply for the grant and use the funds for needed improvements on the commons, the roof on the Gazebo, and the train depot to complete repaint and refurbish the outside of it, as well as audio upgrades for the Commons. He said that it is not only for the existing Commons but audio equipment that can satisfy the future expansion, which will be made possible through an additional \$750,000.00 that we were able to obtain through grants and donations.

<b>MOTION:</b>	Motion made by Spinks and seconded by Victor Fluharty to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- d. **ORDINANCE NO. 10,037-22:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT FUND FOR THE RENOVATION AND EXPANSION OF THE BEDFORD COMMONS AND DECLARING AN EMERGENCY

Was read by title only.

<b>MOTION:</b>	Motion made by Spinks and seconded by Victor Fluharty to suspend the rules requiring the reading of said ordinance/resolution on three different days.
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	

**ABSTAIN:**

City Manager Mallis said this is also a County Grant, and the supplemental Grant caps at \$50,000.00. He said that we would like to apply for these funds, which will be utilized in combination with the previous Grant. He said that both grants are typically on the same cycle, so we're applying to help offset the roof's cost on both buildings, audio, and repaint.

<b>MOTION:</b>	Motion made by Saunders and seconded by Jeff Asbury to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Donald Saunders
<b>SECONDER:</b>	Jeff Asbury
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- e. **ORDINANCE NO. 10,038-22:** AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH LAKELAND MANAGEMENT SYSTEMS ("LMS") BEING THE LOWEST, RESPONSIVE AND RESPONSIBLE BIDDER AND DECLARING AN EMERGENCY

Was read by title only.

<b>MOTION:</b>	Motion made by Asbury and seconded by Frank Smith to suspend the rules requiring the reading of said ordinance/resolution on three different days.
<b>MOVER:</b>	Jeff Asbury
<b>SECONDER:</b>	Frank Smith
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

City Manager Mallis said this is for the pool house renovation we put out for bid; if you recall, we started discussing this project a few years ago. He said that the estimates came in for new construction at a minimum of three million dollars. He said that we went back to the drawing board and had a structural engineer check that facility, which the exterior is solid; we then worked with our engineer and developed plans to completely renovate the entire inside and even redesign the entranceway to make it more modern. He said that we went out to bid, and this really came to fruition

utilizing the ARPA Grant Dollar, as well as the Economic Development Director, Mrs. Kuzma, who applied for a couple of grants that are also going towards this project. He said that the low bid came in at just over \$800,000.00, although there is \$45,000.00 built-in as contingencies if we were looking to do additional items, which we're probably not going to do. He said that the next closest bid was \$873,000.00 and that it's our recommendation that we move forward with Lakeland Management. He said that they could begin the work immediately, and the time frame that we had for completion, pending any major issues that come up, would be the end of May in time for the opening of next summer's pool season

<b>MOTION:</b>	Motion made by Fluharty and seconded by Walter Genutis to place said ordinance/resolution on third and final reading.
<b>MOVER:</b>	Victor Fluharty
<b>SECONDER:</b>	Walter Genutis
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- f. RESOLUTION NO. 2593-22:** A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE REGIONAL INCOME TAX AGENCY (RITA) TO PARTICIPATE IN THE REGIONAL COUNCIL OF GOVERNMENTS FOR THE PURPOSE OF ADMINISTRATION AND COLLECTION OF MUNICIPAL INCOME TAX IN THE CITY OF BEDFORD, OHIO, AND DECLARING AN EMERGENCY

Mayor Koci said that it is Council's wish to place this on First Reading before they make such a huge move.

City Manager Mallis said that the City would be looking to partner with RITA, which would be an extension of the tax services. He said that the City would not relinquish any control or authority regarding the services we provide. He said that they have similar filings online, you would have the ability to drop your tax filings off here, and we would make sure that was delivered to RITA. He said that this is not an agreement should we move forward; this is agreement, and we did this for a year or two years, and we aren't satisfied; we could then turn around and do it in-house. He said that the one thing that RITA is very good at is the processing of tax filings, and they have the staff to do that. He said that they could possibly identify more tax filers that we could not, specifically some contractors that are in town working for two months at maybe an auto dealer or at another business; there's a good chance that the tax filers would increase thus bringing in more income tax to the City. He also said that the one thing we're looking to do is retain our collection efforts; we would retain

our staff that handles collections, and we would retain the outside company that works with our staff to go after the collection. He said that anything that we do collect we don't have to pay any percentage towards RITA so that would be a cost savings measure for sure to the City but again it's something that we continue to look at, and we wanted to at least start with first reading while we work through it. He also said that Mrs. Howland's done a great job identifying questions and things that have come up and they have been very responsive.

<b>MOTION:</b>	Motion made by Spinks and seconded by Victor Fluharty to place said ordinance/resolution on First Reading..
<b>MOVER:</b>	Sandy Spinks
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

## 9. HEARING OF CITIZENS

Penny Wood, 395 Columbus St., Bedford, OH: thanked Council and everyone as she has learned so much from everyone. She also said that City Manager Mallis has the weight of the City on his shoulders more than anyone else. She also commended him for doing a great job and said that he puts the City first in all dealings. She wished Mrs. Howland the best and prays that she always keeps the City first and foremost in all of her dealings. She then said that she believes most of the Council has taken on the position to speak for and on the behalf of all of their Wards residents. She said that in the last campaign, some Bedford residents desperately wanted change and were afraid to put the opponent's sign in their yard and stated they would not vote due to fear of retaliation. She continued to say that she finds it appalling that every two to three months, Councilwoman Spink's minion Dinah has to come and present her with a certificate and never presents or acknowledges either of you or any of the other volunteers. She also said that can it really be that Diana and Councilwoman ran and complete the entire operation on their own with no other help I know now but again an act of a million, like a show horse prancing for a photo. Mayor Koci said that she is acting way out of line and that Councilwoman Spinks reports on stuff going on in her Ward; she was not campaigning, that is stuff that she did even before she was on Council. He also said that Councilwoman Spinks has never threatened or intimidated anybody about voting and that this has become a witch hunt. He also said that she is allowed to talk about what she does in her Ward.

Desiree Prim, 143 Willard Rd., Bedford, OH: said that Councilwoman Spinks is her Council person, she has no complaints, and no one told her to say that. She said she has never had to deal with the truck parking immediately along the fence and has sent Councilwoman Spinks pictures. She also said that this has been going on all summer long and it is so unnerving because she has had to call the police in the middle of the night because the trucks are running

and she can't have fresh air, and that she can't sleep because of the trucks. She said that she has looked into Community and Environmental Defense Services, where they look at what is going on with the truck stops because she believes her home is now a truck stop. She said the adverse health effects due to diesel exhaust, the property value declines, and the possibility of crime, and she is experiencing all of this. She said that she can't sit on her enclosed patio because of the diesel. She said that she had an officer with badge number 64 come into my home on Saturday because she wanted him to see what she is going through and he said that he wouldn't want to deal with either. She said that the company that moved in should use some goodwill toward the neighbors and that they have gotten out of hand; they are parking too close to the other properties when they have a whole parking lot and they parking their trucks up against the fence line. City Manager Mallis said that they sent out certified notifications to the other property owners, at least the ones across the street. He also said that the City doesn't have the jurisdiction to issue tickets to those individuals or to issue a tow on private property. He said that the City can not do that; the property owner has to do that but what the City is doing now is taking the steps to notify the property owners, and we are going to start citing them. He said that if you leave me your phone number, I'll follow up with you later this week and let you know the conversation we had with that property owner. Mrs. Prim said that she called the O.D.O.T. today because they told me that a City ordinance could be implemented. City Manager Mallis said that we have an ordinance prohibiting this.

Sandy Slater, 118 Tarbell St., Bedford, OH: said that she is here basically because of the RITA situation and that she doesn't know too much about the differences between what the City is doing now and what will happen. She said that some people are talking back and forth and there seem to be more problems with RITA. She said it's more of a bureaucracy; they can do more things or penalize, and the penalties are a little more. She also asked what their role is as Council on voting for this, and what are the bylaws that allow you to do this, do you have to notify residents or can you do it without notifying residents? She also said she thinks more of a dialogue or more information for those of us who are interested. She also said that she likes to walk and asked if she caught someone speeding and if there was someone she could call with a license plate if it's a repetitive car. Mayor Koci said to call the police right away and if you have a license plate number that helps out and how fast they respond depends on what they have going on at that particular time. He also said they want to know about those things and take care of them. City Manager Mallis said to email him the make, model, or color of the car and that it is often someone who lives in that neighborhood. Mayor Koci said that in regards to your RITA comment, that is why it is on First Reading tonight and not on Third Reading and another reason is that it is the first time it's been out in the public so anything especially when it involves money, and a change like that we always do it on three readings. He also said that we are charged to do what is best for the City and that nobody will be losing their jobs. Ms. Slater said that if at some point the City feels that it isn't working that they can go back Mayor Koci said that it is not a twenty-year agreement; it is year-to-year and again we go to three readings number one we get it out to the public people can discuss it. He also said that an opportunity came up now because the two ladies were promoted it was another time to revisit it and then nobody would lose the job. He also said that they are not going to fire anybody, but that's why we're looking at it with three readings. City Manager Mallis said there is no additional charge to

the resident if I would switch; it's not like they have to pay more of a fee that it's all the same. He also said that for any penalties and interest RITA would have for their policies, the City has those same ones in place now. He also said that if the City is looking to go that route, there would be a formal release that'll go out to every filer with all kinds of information; it's almost referred to as a welcome packet um Not only would it go with everybody we would obviously have it; it would go out in news our newsletter our social media website all of that. Ms. Slater asked about what "declaring an emergency" means, and Mayor Koci replied that by law we have to do three readings; it gives Council the power not to have to do that by doing the suspension; we can suspend the rules requiring the three days. Mr. Montello said that passing it on an emergency, it takes effect immediately. He also said that if it isn't passed on an emergency basis, then the City has to wait thirty days for it to be in effect. He said that it's just a legal thing that exists in every ordinance in every city it says in declaring an emergency instantly the way it is related and then sometimes we do have to suspend the rules because of urgency to purchase something. He said that this one is sort of an emergency too because if they are going to do our taxes and Council does decide to pursue this avenue the tax year is going to be coming to a close and filing will be due in March, and for them to be organized and send out the notices that City Manager Mallis was referring to and to notify the public. He said that it is a pretty complex process to switch over.

Bob Dietrich, Satin Circle, Bedford, OH said that when he went to vote, he saw Councilman Smith was the only name for Ward Four and that what if someone wanted to sign in for themselves and was informed that they didn't have a fill-in vote? He said why not; why should there not be a fill-in vote for the City? He also said that when he asked about he was told that there was no vote and wanted to know if they were incorrect. Mayor Koci said that is a question for the Board of Elections. Mr. Dietrich said wouldn't that be a decision on a part of the City? Mayor Koci said anybody could file. If so, Mr. Dietrich said they could write it in, and Mayor Koci said the Board of Elections. Mr. Dietrich said that if I wanted to write in for myself if I came to vote and I decided I was going to vote for myself on that, I would have to go to the Board of Elections to do that. Mr. Montello said that we're not there was no conscious decision on behalf of anyone up here; you know it was just he was the only one who filed petitions; it was a Special Election. Mayor Koci said that it is through the Board of Elections you have to follow their rules; there are certain things you have to do to write in it's not really complicated. Mr. Dietrich asked about the parking violation if the City can pursue the property owner or the truck driver and Mayor Koci said that the City has to go through the proper steps.

## 10. ADJOURNMENT

<b>MOTION:</b>	Motion made by Genutis and seconded by Victor Fluharty to adjourn the meeting.
<b>MOVER:</b>	Walter Genutis
<b>SECONDER:</b>	Victor Fluharty
<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Saunders, Asbury, Smith



REGULAR MEETING

BEDFORD CITY COUNCIL

DATE: NOVEMBER 21, 2022

MINUTES

STATE OF OHIO  
COUNTY OF CUYAHOGA  
165 CENTER ROAD BEDFORD, OH 44146

TIME: 8:00 PM

NAYS:

ABSTAIN:

Meeting adjourned at 9:07 P.M.

  
Clerk of Council

  
Mayor-President of Council

Date: December 5, 2022