

Bedford City Council met in a Work Session at Bedford City Hall on Monday, June 26, 2023, at 6:30 p.m.

Present: Council Members: 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.

• **DISCUSSION OF AGENDA**

BZA Motion: City Manager Mallis: Lakeshore Electric is asking for multiple variances, and the bank will not close until they have the okay from the City.

Planning Commission Motion: City Manager Mallis: The thing that came up was the spacing for the sign.

Ordinance No. 049-23: Appropriations: Mrs. Howland: Most of these appropriations are due to the ordinances that we have previously passed.

Ordinance No. 050-23: Contract with Terrace Construction: City Manager Mallis: We held a bid opening on June 9<sup>th</sup> and four bids were received, and Terrace came in as the lowest bidder.

Ordinance No. 051-23: GPD Services for Bedford Commons & Ordinance No. 052-23: Services for the boilers: City Manager Mallis: This is for the payment of their services for the design and bid specs for both the Commons and the boilers. The boiler is paid from NOPEC Funds, and we may also go after state funds for this as well.

Ordinance No. 053-23: Ordinance regarding "Peddlers": City Manager Mallis: We want to add utility companies so if the Police Department encounters them regarding registration.

Ordinance No. 054-23: Employee Handbook and Ordinance No. 055-23: Repealing Sections of the Administrative Code: City Manager Mallis: All of the policies have been in place, and new and existing employees will receive the new handbook. We thought that it would be best if Council passed it.

Ordinance No. 056-23: Ordinance Enacting Chapter 1967: City Manager Mallis: This is in regards to Airbnb's ordinance, and we would like it to be placed on First Reading this evening. The legislation is crafted to make sure that they are registered with the City.

• **DISCUSSION REGARDING PRIMEGOV NOW GRANICUS**

Mrs. Simons showed Council Members, the city Manager, Finance Director, and Law Director how to log in and access the agendas and packets for the meetings. She also showed them how

the tasks in the Workflow operate and how beneficial it is for those using the software. The Workflow process also allows the users to see where an agenda item is during the approval process of the agenda.

**• EXECUTIVE SESSION (ECONOMIC DEVELOPMENT AND LITIGATION)**

**ECONOMIC DEVELOPMENT:**

**890 BROADWAY AVE.**

**LAND ACQUISITION**

**BEDFORD COMMONS EXPANSION**

**LITIGATION:**

**UNIVERSITY HOSPITAL**

<b>MOTION:</b>	Motion made by Fluharty and seconded by Sandy Spinks to adjourn into Executive Session at 7:23 P.M. to discuss Economic Development: 890 Broadway Ave. and Land Acquisition and Litigation: University Hospital..
<b>MOVER:</b>	Victor Fluharty
<b>SECONDER:</b>	Sandy Spinks
<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	
<b>MOTION:</b>	Motion made by Asbury and seconded by Walter Genutis to adjourn out of Executive Session at 8:03 P.M.
<b>MOVER:</b>	Jeff Asbury
<b>SECONDER:</b>	Walter Genutis
<b>RESULT:</b>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

The Work Session Meeting was Adjourned at 8:04 P.M.

  
 Clerk of Council

  
 Mayor-President of Council

Date: August 7, 2023



REGULAR MEETING

BEDFORD CITY COUNCIL  
STATE OF OHIO

DATE: JUNE 26, 2023

MINUTES

COUNTY OF CUYAHOGA  
165 CENTER ROAD BEDFORD, OH 44146

TIME: 8:05 PM

**1. CALL TO ORDER**

Bedford City Council met in a Regular Session at Bedford City Hall on Monday, June 26, 2023. Mayor Koci called the meeting to order at 8:00 P.M. The meeting was opened by pledging allegiance to the flag.

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

Present: Koci, Spinks, Genutis, Fluharty, Smith, Asbury, and Saunders.

**4. APPROVAL OF MINUTES**

a. **MOTION:** Motion made by Spinks and seconded by Victor Fluharty to approve the Minutes of the Work Session of June 5, 2023.  
**MOVER:** Sandy Spinks  
**SECONDER:** Victor Fluharty  
**RESULT:** Pass [7 TO 0]  
**YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders  
**NAYS:**  
**ABSTAIN:**

b. **MOTION:** Motion made by Asbury and seconded by Frank Smith to approve the Minutes of the Public Hearing of June 5, 2023.  
**MOVER:** Jeff Asbury  
**SECONDER:** Frank Smith  
**RESULT:** Pass [7 TO 0]  
**YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders  
**NAYS:**  
**ABSTAIN:**

c. **MOTION:** Motion made by Spinks and seconded by Walter Genutis to approve



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the Minutes of the Regular Meeting of June 5, 2023.  
**MOVER:** Sandy Spinks  
**SECONDER:** Walter Genutis  
**RESULT:** Pass [7 TO 0]  
**YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders  
**NAYS:**  
**ABSTAIN:**

5. PRESENTATION

6. UNFINISHED BUSINESS

- a. **RESOLUTION NO. 2600-23:** A RESOLUTION APPROVING AND ACCEPTING THE PROPOSED 2023 TAX BUDGET FOR THE YEAR JANUARY 1, 2024 TO DECEMBER 31, 2024 AND DECLARING AN EMERGENCY (1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23, Published: 5/24/23, Public Hearing: 6/5/23)  
Read by title only.

**MOTION:** Motion made by Asbury and seconded by Donald Saunders to suspend the rules requiring the reading of said ordinance/resolution on three different days.  
**MOVER:** Jeff Asbury  
**SECONDER:** Donald Saunders  
**RESULT:** Pass [1 TO 0]  
**YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders  
**NAYS:**  
**ABSTAIN:**

Mrs. Howland: This is the third and final reading of the 2024 or 2023 tax budget for 2024. There are three purposes of this tax budget, one that allows the county auditor to set the property rate for next year, which is 21.7 mills. It also allows the city of Bedford to receive undivided local government revenue. This was about \$420,000,



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and it also allows the County Auditor to provide the city of Bedford with a Certificate of Estimated Resources, which will limit the amount of money the Council can appropriate for the year 2024.

<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>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- b. **RESOLUTION NO. 2601-23:** BEING A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF TAX LEVIES FOR THE YEAR 2022 COLLECTED IN 2024 PURSUANT TO SECTION NO. 321.34 OF THE REVISED CODE OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY (1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23)  
Read by title only.

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

Mrs. Howland: This is the third and final reading of this resolution, done in conjunction with the tax budget. This is simply asking the County Auditor to advance



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the funds rather than receiving them in two lump sum payments next year.

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

- c. **RESOLUTION NO. 2602-23:** A RESOLUTION DECLARING THE NECESSITY TO IMPROVE CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY (**1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23**)  
Read by title only.

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

Mr. Montello: First, we have to declare it's a routine thing we do every year to assess the cost of lighting and lighting our streets. We have to declare that it's necessary. The next one is where we must proceed, so we must create an ordinance saying that we must light the streets. Finally, we have to charge for the lighting of the street. From a legal standpoint, we have to do this in three separate pieces of legislation.



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

- d. **ORDINANCE NO. 044-23:** AN ORDINANCE DETERMINED TO PROCEED WITH THE IMPROVEMENT OF CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY (1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23)  
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.
<b>MOVER:</b>	Frank Smith
<b>SECONDER:</b>	Jeff Asbury
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

<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, Smith, Asbury, Saunders



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NAYS:

ABSTAIN:

- e. **ORDINANCE NO. 045-23:** BEING AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF THE STREET AND PUBLIC PLACES OF THE CITY OF BEDFORD, OHIO BY LIGHTING OF THE SAME IN ACCORDANCE WITH RESOLUTION NO. 2602-23 AND ORDINANCE NO. 044-23 AND DECLARING AN EMERGENCY (1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23)  
Read by title only.

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

- f. **RESOLUTION NO. 2603-23:** A RESOLUTION DECLARING THE NECESSITY OF ASSESSING THE EXPENSE OF GARBAGE/REFUSE COLLECTION, RECYCLING, AND DISPOSAL WITHIN THE CITY OF BEDFORD AND CERTIFYING TO THE COUNTY AUDITOR THE COSTS DUE TO THE CITY





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OF BEDFORD FOR GARBAGE AND RUBBISH COLLECTIONS AND  
DECLARING AN EMERGENCY (1st Rdg.: 5/15/23, 2nd Rdg.: 6/5/23, Public  
Hearing: 6/26/23)

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, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

City Manager: This authorizes us to assess the properties for trash and refuse collection expenses.

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

## 7. REPORTS

- a. City Manager Mallis: Regarding infrastructure updates, the Broadway project is proceeding; they have two of the initial courses down on two of the lanes, and they are working on the outside curb lanes now. Although we have yet to get the notification, we anticipate them moving to the next zone, from Five Points to North Park; that will



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happen in mid to late July. Once notified, we will share it with the public via the website and social media. That zone will be a one-way only through the Historic District, and there will be detours, so stay tuned for those notices. A couple of weeks ago, Norfolk Southern Rail Line closed two crossings. The City needed to be made aware of their intent to close them. We notified the railroad, both rail lines, in April and again in May of the upcoming construction taking place on Broadway and to please consult with us first regarding any work they would be doing at the crossings. Not surprised; they showed up unannounced, closed all the crossings, and started delivering materials. They did reopen those crossings, and those materials are for a more significant improvement to their rail lines later this summer. The Administration requested a meeting a minimum of forty-five (45) days before any work took place. Because of our work going on Broadway, they were receptive to that, and we'll meet with them when they get closer to their project. We wanted to let the public know that we are aware of that. A few months ago, Senator Sherrod Brown sent out a communication to communities looking for input on bridges and rail overpasses and concerns about the condition of the overpass, and we submitted our response about the overpass on Washington. We took detailed photos of the areas of concern and communicated that with the Senator's Office. I believe he is working to put more pressure on the rail lines following what happened in southern Ohio. We did get official confirmation on Northfield Rd. The bridge that it was awarded and initially planned for this year, but the project will not start until the spring of 24, and the goal is to have that completed by the fall of 24. So they may be delivering some materials and utilizing an access road off the cemetery to store some materials used to restore that roadway. But the actual work on the bridge will not take place until 2024. There are two properties on Center Rd that the City controls right now, and they are 52 Center Rd. and 64 Center Rd. We will be working with the Land Bank to have those properties demolished. Before doing that, though, we will be conducting some training with the Fire Department and possibly the Police Department throughout both of those homes. You will see some staff there doing interior training, not burn training. We just wanted to follow up regarding our senior transportation service. We did get some feedback over the past few months from the public regarding expanding our radius for medical purposes out in Independence to the Cleveland Clinic facility; we are working with Senior Transportation Connection to offer that expanded service for our residents. It would be the same charge; nothing has changed as far as that goes. We have continued to see a slow increase in users, and those interested in utilizing the



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service, contact the Parks and Recreation Department. The Metro Parks did approve the land deal that City Council approved at the last meeting, granting them the property adjacent to the park. The Commission of the Cleveland Metro Parks voted on that last week, and we received the executed agreement. Just a friendly reminder that the discharge of fireworks within city limits is not permitted, although it might be permitted on a state level, City Council, and the Administration it passed last year. We do have to witness the people discharging them. Our officers are aware, and we will issue citations. And lastly, we did have some incidents involving juveniles vandalizing one of our parks, and we have instituted daily park patrols with our auxiliary and regular officers. If you see something, say something, call us if there's something concerning. We are going to continue with those park patrols.

- b. Law Director Montello: I wish everybody a safe and Happy 4th of July.

City Manager Mallis: Just a reminder that the July 4th Parade will start at 10:00 a.m. on July 4th. We are starting on Columbus, where we will be working our way into Bedford Heights.

- c. Finance Director Howland: Happy 4th of July, and also on behalf of the Bedford Rotary Club, I would like to announce that July 21st, 22nd, and 23rd will be the Rotary's 41st annual Rib Cook-Off.

- d. Council Reports

Councilman Fluharty: City Manager Mallis said what I would say with the bridge and everything. So other than that, there's no other report from the hill.

Councilman Smith: I would like to say good evening and Happy 4th of July to those present and those who are watching.

Councilman Asbury: City Manager Mallis, the chipper service is the week of the 3rd. Will they start on a Monday, take Tuesday off, and finish the week? If you haven't called, you can get on the list. If you call this week, call the Service Department to get put on the list for chipper service. Is the pool officially going to open on Friday?



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City Manager Mallis: We are scheduled to open on the 30th; some remaining items need to get buttoned up, but it should be fine for our opening. We are conducting training now for lifeguards, but still, a lot to get wrapped up, but that's our goal.

Councilman Asbury: Cross your fingers for good weather. Summer concert series next Wednesday, July 5th. With Tyrone's Blues Sensation. The 1st Friday is Friday, July 7th, and it will be Downtown Meet and Greet, so make sure you are downtown at 7:00 p.m. on Friday, July 7th. Have a safe Independence Day, and hopefully, you come out and see us in the parade.

Councilman Saunders: City Manager Mallis, I have had several concerns raised about properties on Garden Dr., specifically 131 Garden Dr., and the duplexes at 141 and 143 Garden Dr. Those properties must be kept. There is an unplatted car in one of the driveways. We need to get that area cleaned up; those used to be nice-looking houses, and they've gone to, you know, where. Right now, if we get that looked into, that would be helpful for the neighborhood. I want to thank you for getting the road closed. The sign up at Blaine and Logan cut the traffic considerably as nobody could get through because Logan is a dead end, and Dennis was closed for—the water line. But everybody had to turn around and turn around, and they were almost backing into each other. Because that is a significant cut-through for most people from Columbus to Center Rd., that has helped considerably. People have wised up, and now he's blamed, though they don't like the signal at the end, but at least. They don't have to create a hazard at Ennis and Logan. I hope to see everybody at the 4th of July parade. This will be my last one as a Councilman, so it's hard to believe this will be the 26th parade that I'll have been in. Let's hope we have decent weather and a relatively calm month of June. So we'll see if it continues into July or do we snap right into 95 and humid the Cleveland area has a habit of doing that. But this year seems unusual where we get a couple of warm days, and then we're back to charming days because I enjoy that. Be careful when you are shooting off fireworks because, let's face it, we all know they're doing it anyway, despite the fact the regulations. Let's hope everybody stays safe for the holidays.

Councilwoman Spinks: Good evening, everybody. We had a highly successful Strawberry Festival a couple of weekends ago. Big thank you to the Council Members who volunteered, Mrs. Simons, our Clerk of Council, and her daughter, who



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volunteered, along with the Bedford Bear Cat football team and their Couch, for coming to the rescue to volunteer at the last minute. Thank you to our Boy Scouts who worked tirelessly; those kids are great. The Historical Society Museum will start opening every Wednesday; we will be open in the morning and back up in the afternoon. We're trying to give people that work a chance to stop in and shop. So when events are happening in the Commons, for example, concerts in the Commons, we will stay open in the evening. Please go check out the museum; it is freshly painted, and there are a lot of new exhibits. Thank you, City Manager Mallis, for touching on the fireworks again. So when they get a citation, they continue to do it, and the police come and catch them in the act; and they get a citation, is that citation a warning? Or will we start ticketing them because it seems to be the same repeat offenders?

City Manager Mallis: We do have individuals who do it and issue a ticket. But if we interact with someone that may not have known our law, we may give them a warning at that time. We have given warnings to those who need to learn the rules. Unfortunately, we know who the regulars are and probably ticket them yearly.

Councilwoman Spinks: It it's been going on for three weeks now, especially when they start at 10:30 or 11:00 at night. Thank you to our police officers. I see those tickets on the parked cars overnight, so our guys are out there. People need to understand that our guys are always constantly working, and they can't be everywhere at once. City Manager Mallis, are the speed signs on Grand Blvd. returning to be pointed in the other direction? Because I had asked you at one time, I just wanted to know when they would be coming down Grand Blvd. Does it catch them going both ways? It is one way, so the stop signs have helped a little. The speeding is still pretty crazy, but I know the guys are out there. They are again working very hard to do that. Mike, I spoke to you over the past couple of months about some parking situations on Sector Dr. and with all the concerns about the bar. I have asked the residents when there is a situation to call the police and that they can call me after they call the police. Make sure you document it. Many people don't want to. There's only so much we can do, but they were parked down the street, and it's inconvenient. We have seniors that walk down Sector St.; it's a dead end; we have a sign that says no parking, and they're parking there anyway. You can count the cars, and you're thinking, how can it be that many people are in that bar? That's a concern, and now with the construction going



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on, it's a little scary at Rockside and Broadway maneuvering around the construction. City Manager Mallis, can you touch on the situation regarding the Automile and the trucks parking in front of people's drives?

City Manager Mallis: If they're blocked in their driveway, or someone's on their property, call the Police Department, and they will handle that. We need to find out the arrangements between the property owners regarding the lot. I know there was some discussion at Meadowbrook about the trailers or people parking cars up there. We are not legally able to tow vehicles off of private property. We can't do that. That is solely on the property owner who owns a parking lot. For instance, with Meadowbrook and how we dealt with the trucks up there, we got on those property owners; they did install additional proper signage and had to take action. So similar to that. If they're utilizing a parking lot that's not theirs, whoever lot that is, they're going to need to, it becomes a civil matter for those two property owners.

Councilwoman Spinks: Have we reached out to Yanni?

City Manager Mallis: No, I have not had a conversation.

Councilwoman Spinks: Because he was supposed to open last April and has yet to, I don't know. To do you know, with not having employees or stuff like that, it's becoming a problem in the quality of life for the residents who live there beside it and down that street. We have a lot of seniors that live down there who are scared to go out of your house. They will get hit, so I hope we pay attention to that because I have been diligently talking about this—Happy 4th of July, everybody.

Councilman Genutis: Happy Independence Day to everyone coming. I congratulate the school system for organizing the Juneteenth celebration at the High school stadium. It was an excellent fair, and I look forward to that progressing and becoming an even better event.

Mayor Koci: And with that, a shout out to Councilman Mr. Smith, who had a big hand in helping with the Juneteenth celebration. It was good, and it was well attended. It was just an excellent event. As we prepare for the 4th of July, that's our fun parade. Memorial Day is a solemn parade. That is when we honor our fallen, and the 4th of



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July is the time to get out and make noise, not fireworks. See the parade and get your candy or whatever goodies will be thrown out.

**8. NEW BUSINESS**

- a. **MOTION:** Motion made by Spinks and seconded by Walter Genutis to approve the BZA's decision granting LDC Construction LLC zoning application for the construction of a new manufacturing facility located at 2 Hemisphere Way, Bedford, OH 44146.
- MOVER:** Sandy Spinks
- SECONDER:** Walter Genutis
- RESULT:** Pass [7 TO 0]
- YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
- NAYS:**
- ABSTAIN:**
- b. **MOTION:** Motion made by Asbury and seconded by Donald Saunders to approve the Planning Commission's decision granting Signarama Cleveland application to install two (2) signs on the front (North) of the Amplify storefront and on the side (east.).
- MOVER:** Jeff Asbury
- SECONDER:** Donald Saunders
- RESULT:** Pass [7 TO 0]
- YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
- NAYS:**
- ABSTAIN:**
- c. **ORDINANCE NO. 049-23: AN ORDINANCE AMENDING ORDINANCE NO. 10,033-22 MAKING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2023 AND DECLARING AN EMERGENCY**



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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, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

Mrs. Howland: This is the second appropriation ordinance of this year, primarily due to already approved items during various ordinances throughout this year and for some grants. For ordinance 038-23, we approved IT equipment upgrade for \$11,885 from the General and Fire Equipment Fund. These two ordinances approved the Striker EMS Life Pack and the Lucas Test compression system from the Grants Fund. These are various grants \$6,200 for the Law Enforcement Body Armor Grant, \$5,000 for the Fire Commercial Equipment Grant, just over \$1,300 for the Recreation Grant, and a \$5,213 increase for the Recycling Grant. We also appropriated the funds we received last year from Cuyahoga County for the Bedford Commons project for \$700,000. A couple of items exist in the Interlock Alcohol Monitoring fund and the debt service fund. These are smaller amounts. And the Capital Projects Fund, a couple of ordinances were approved for the radio upgrade for the Police Department for \$24,688. And Lakeland did some additional sewer work at the pool house for \$17,123. Ellen Wood Roof was approved last meeting for \$17,000. We're also going to be decreasing some of these budgeted light items in the Broadway Waterline Project and the Broadway Roadway Project as these projects are being fully expended already, as well as the sidewalk program from the Fund 500, which is the Water Fund—budgeting for the approved items for the utility truck and Concord Noreaster snow plows. There's an item tonight on the agenda for approval for Terrace Construction for the Lincoln Water Line project amounting to \$1,076,543.13. If approved, this will be incorporated into this. There are two expenses in the wastewater fund for the repairs to the influent





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pump for \$20,000 and additional sewer work. The rest of the sewer work is being paid out of the funds being done by GPD and Lakeland Management for the pool house.

<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>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- d. **ORDINANCE NO. 050-23:** AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH TERRACE CONSTRUCTION CO. BEING THE LOWEST, RESPONSIVE, AND RESPONSIBLE BIDDER AND DECLARING AN EMERGENCY  
Read by title only.

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

City Manager Mallis: Our intention was to bid for this waterline replacement on Lincoln; we did have a bid opening on June 9th. Terrace Construction did come in as the lowest, most responsive bidder. They were roughly \$70,000 less than the next closest, Febreze. Terrace has performed work in the City of Bedford on similar projects



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before. Most recently, the Ellenwood Waterline Project, and it's our recommendation to move forward with this. To have the work completed in 2023.

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

- e. **ORDINANCE NO. 051-23:** AN ORDINANCE AUTHORIZING THE APPROVAL OF ENGINEERING FEE TO GPD GROUP FOR ITS SERVICES REGARDING DESIGN AND ENGINEERING SERVICES FOR THE BEDFORD COMMONS EXPANSION PROJECT IN THE CITY OF BEDFORD AND DECLARING AN EMERGENCY  
Read by title only.

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

City Manager Mallis: As the ordinance states, this covers the expenses associated with Engineering Services. This includes all of the Geotech work, the survey work, design, and planning throughout the bidding process, and managing the project of expanding



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the Commons; as Mrs. Howland identified in the appropriation ordinances, we did receive a \$700,000 grant. To move forward with this project, we've also received Funds from the Bedford Auto Mile that are earmarked for this project. We intend to have the plans finalized later this summer and share them with the City Council and the public. We will bid on this project by the end of this summer and into the fall. Construction on the project with be completed by the end of 2024.

<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>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- f. **ORDINANCE NO. 052-23:** AN ORDINANCE AUTHORIZING THE APPROVAL OF ENGINEERING FEE TO GPD GROUP FOR ITS SERVICES REGARDING ELECTRICAL DESIGN AND ENGINEERING SERVICES FOR THE BOILER REPLACEMENT PROJECT IN THE MUNICIPAL CENTER AND DECLARING AN EMERGENCY

Read by title only.

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



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City Manager Mallis: As the ordinance states, this concerns boiler systems. The two boilers for the Municipal Complex, which runs on two boilers and one of those boilers, failed last winter. So we have one functional boiler. It was recommended by the contractors that we should look to replace them because they are getting close to the end of their life span. This ordinance covers the engineering cost to spec those units out. Prepare to go out to bid. We received approximately \$70,000 in grant funds to help fund this project, which we would like to get done before the winter of this year.

<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>	<b>Pass [7 TO 0]</b>
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

- g. **ORDINANCE NO. 053-23: AN ORDINANCE AMENDING SECTION 723.01 "DEFINITIONS" SUBSECTION (A) "PEDDLER" OF THE BUILDING REGULATION CODE OF THE BEDFORD CODIFIED ORDINANCES AND DECLARING AN EMERGENCY**  
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, Smith, Asbury, Saunders
<b>NAYS:</b>	



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**ABSTAIN:**

City Manager Mallis: This ordinance addresses the solicitation that takes place in the city. One of the areas that we wanted to clean up and clarify was to include the language of utility companies, which is included in the solicitation. The majority of those. Solicitors that we see in Bedford and, to be honest, a lot of other communities, energy companies, cable companies that try to. Sell you their service, and we wanted to include that in there. This way, they must contact the Police Department to register and whatnot. We wanted to make it very clear that it did include these companies.

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

- h. **ORDINANCE NO. 054-23: AN ORDINANCE ADOPTING THE CITY OF BEDFORD EMPLOYEE HANDBOOK AND DECLARING AN EMERGENCY**  
Read by title only.

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



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City Manager Mallis: From an HR standpoint, this ordinance adopts a comprehensive handbook. We have had a majority of the policies that are in this handbook have already existed. What we wanted to do is create one comprehensive document. Our Labor Council has worked to compile all of those for the staff to review the legality. All those, and we went ahead and drafted that piece to touch on the next Ordinance City Council has adopted over the years and decades legislation that touches on some of these policies and what we're doing is we're going to be repealing those individual ordinances. And justice, directing all those topics that refer to this newly adopted City handbook.

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

- i. **ORDINANCE NO. 055-23: AN ORDINANCE REPEALING SECTIONS 151.05 THROUGH 151.27 OF THE ADMINISTRATIVE CODE OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD, WHICH HAVE BEEN DEEMED OBSOLETE DUE TO THE ADOPTION OF ORDINANCE 054-23 ADOPTING THE CITY OF BEDFORD EMPLOYEE MANUAL, AND DECLARING AN EMERGENCY**  
Read by title only.

<b>MOTION:</b>	Motion made by Smith and seconded by Donald Saunders to suspend the rules requiring the reading of said ordinance/resolution on three different days.
<b>MOVER:</b>	Frank Smith
<b>SECONDER:</b>	Donald Saunders



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**RESULT:** Pass [7 TO 0]  
**YEAS:** Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders  
**NAYS:**  
**ABSTAIN:**

Mr. Montello: Because of adopting the handbook, we must repeal certain ordinances that conflict with the handbook. This ordinance is repealing Sections 151.05 through 151.10, then 151.13 through 151.22, and 151.24 through 151.25 of the Administrative Code of our Codified Ordinances of the City of Bedford, which have been deemed obsolete due to the adoption of the handbook in the prior ordinance.

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

- j. ORDINANCE NO. 056-23: AN ORDINANCE ENACTING CHAPTER 1967 OF THE CODIFIED ORDINANCE OF THE CITY OF BEDFORD ESTABLISHING REGULATIONS GOVERNING SHORT-TERM RENTALS, BED AND BREAKFAST INNS, AND AIRBNBS WITHIN THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY

Read by title only.

**MOTION:** Motion made by Saunders and seconded by Frank Smith to place said ordinance/resolution on First Reading.  
**MOVER:** Donald Saunders  
**SECONDER:** Frank Smith  
**RESULT:** Pass [7 TO 0]



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<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

### 9. HEARING OF CITIZENS

Sandra Ball, 80, Ellenwood Ave., Bedford, OH: First, I want to thank Sandy. Spinks, for the Nice comments on my granddaughter Kaylee and my daughter and her family. They will appreciate it. We need to hear more good things about our schools. I come here on behalf of my parents. Who lives at 90 Willard Ave. They have been there since July 1976. When my father lost his job in the late 80's or early 90's, someone down the street complained because he had some peeling paint on his garage. When you lose your job, the last thing you think about is your garage paint. It's putting food on the table for the grandchildren that you have custody of. And they eventually put up a new garage. Well, the house next door to them, which is 86 Willard Ave., is what they've had to look at for years (at this time, she showed Council pictures). I want to know what's going to be done. Vehicles are pulled up to the garage. Door so you cannot see the damage or the animals that live and come in and out of it. That are possibly rabid; who knows? So I come to you to find out what. How long do they have to look at this? They are in their late 80s. They take care of their house, and they should not have to look at this when they sit outside, whether on their patio or in their driveway. It's a blight. It's been like this for years. Also, the sidewalk in front of their house is raised. My mother is coming home from rehab with a walker. She needs to get outside and walk. She cannot do that in front of her house with the sidewalk like that. And I would like to know if someone can check it out and see if it can be fixed. The only tree on the property is on the tree lawn.

City Manager Mallis: Regarding the garage, I can have the Building Department look at that. Regarding an exterior inspection, they would get a notice just like we send to anybody else; typically, they're provided with a timeline, and if they don't meet that, they will get cited, at which point it would go in front of the judge in court. Do we have permission to access your parent's home? We're not allowed to. Go on, private. So do we have permission to access the home? If we can access your parent's home, the inspectors will take photos of the neighbor's property.

Ms. Ball: You know where to find me. Thank you.





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**10. ADJOURNMENT**

<b>MOTION:</b>	Motion made by Saunders and seconded by Jeff Asbury to adjourn the meeting at 8:55 P.M.
<b>MOVER:</b>	Donald Saunders
<b>SECONDER:</b>	Jeff Asbury
<b>RESULT:</b>	Pass [7 TO 0]
<b>YEAS:</b>	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
<b>NAYS:</b>	
<b>ABSTAIN:</b>	

  
Clerk of Council

  
Mayor-President of Council

Date: August 7, 2023