



WORK SESSION MEETING

BEDFORD CITY COUNCIL

DATE: DECEMBER 4, 2023

MINUTES

STATE OF OHIO

COUNTY OF CUYAHOGA

TIME: 5:30 PM

165 CENTER ROAD BEDFORD, OH 44146

Bedford City Council met in a Work Session at Bedford City Hall on Monday, December 4, 2023, at 5:30 p.m.

Present: Council Members: Sandy Spinks, Walter Genutis, Victor Fluharty, Frank Smith, Jeff Asbury, and Donald Saunders. Absent: Stanley Koci.

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

DISCUSSION OF AGENDA

Ordinance No. 081-23: Appropriations for 2024: Mrs. Howland stated that this the Budget for next year.

Ordinance No. 089-23: Updating Building Fees: City Manager Mallis stated that this ordinance is for building fees and the one new change is the Planning Commission Application fee of \$50.00. He also stated that Safe Built suggested/recommended a base fee of \$300.00, we thought was a lot. He stated the rental fees for a one family unit be \$150.00 up to \$175 for a three family unit

Ordinance No. 090-23: Contract with Simplex-IT: City Manager Mallis stated that this is for the replacement of two security fire wall components for the Police Department.

Ordinance No. 091-23: Contract with Brite: City Manager Mallis stated that MDT's in the Police Department are showing signs of failure, and that this ordinance is for the replacement of ten (10) new devices. .

Ordinance No. 092-23: Contract with Northcoast: City Manager Mallis stated that this is for the installation of the new MDT's for the Police Department.

Ordinance No. 093-23: Contract with GPD: City Manager Mallis stated that this is to accept the rates and it is not a contract with GPD. He also stated that GPD also assists with the Water and Wastewater facilities in addition to the general engineering.



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Ordinance No. 094-23: MOU with Tinkers Creek Watershed Partners: City Manager Mallis stated that Tinkers Creek Watershed was instrumental with two past projects in the City and membership cost is \$1,000.00 per year.

Ordinance No. 095-23: Contract with SSECO: City Manager stated that this is to control the software in the fuel pumps at the Service Department for the fleet. He stated that this is state bid pricing and that this also tracks all information.

Ordinance No. 096-23: Fabrizi Contract: Mrs. Howland stated that this is a change order for the Ennis and Harriman Project and that even though it was an increase to the water budget line, overall, the project was reduced.

Ordinance No. 097-23: Contract with Atwell's: City Manager Mallis stated that this is for the purchase of twenty-five ballistic vests for the Fire Department and to place it on First Reading.

Ordinance No. 098-23: Amending Chapter 178 Sections 178.062, 178.094, 178.10: Mrs. Howland stated that this is the update to the Tax Code and due to House Bill 33 this has to go into effect on 2024. She stated that this will bring our ordinance in line with the Ohio Revised Code.

DISCUSSION OF COSGROVE PARK: City Manager Mallis stated that

- They looked at the space and that when a dog park was brought up years ago, they looked at Taft Park.
- He stated that Cosgrove Park used to have two tennis courts and that this would be enough space for two dog parks (one for large dogs and one for small dogs).
- Fencing alone, with hinged gates would be about \$20,000.00 to \$30,000.00 and if they are going to proceed with the project, a walkway / sidewalk would need to be installed from the parking lot to ensure it is ADA compliant.
- This project can be done under \$50,000.00

EXECUTIVE SESSION

PERSONNEL:

CONTRACT NEGOTIATIONS



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MOTION:	Motion made by Spinks and seconded by Frank Smith to adjourn into Executive Session at 6:00 P.M. to discuss Personnel: Contract Negotiations.
MOVER:	Sandy Spinks
SECONDER:	Frank Smith
RESULT:	Pass [6 TO 0]
YEAS:	Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

MOTION:	Motion made by Genutis and seconded by Jeff Asbury to adjourn out of Executive Session at 6:19 P.M.
MOVER:	Walter Genutis
SECONDER:	Jeff Asbury
RESULT:	Pass [6 TO 0]
YEAS:	Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

The Work Session Meeting adjourned at 6:20 P.M.


Clerk of Council


Mayor-President of Council

Date: December 18, 2023



REGULAR MEETING BEDFORD CITY COUNCIL DATE: DECEMBER 04, 2023
STATE OF OHIO
AGENDA MINUTES COUNTY OF CUYAHOGA TIME: 7:00 PM
165 CENTER ROAD BEDFORD, OH 44146

1. CALL TO ORDER

Bedford City Council met in a Regular Session at Bedford City Hall on Monday, December 4, 2023. Mayor Koci called the meeting to order at 8:00 P.M.

2. PLEDGE OF ALLEGIANCE

The meeting was opened by pledging allegiance to the flag.

3. ROLL CALL

4. APPROVAL OF MINUTES

a. Approval of Minutes of the Budget Hearing of October 23, 2023

MOTION:	Motion made by Asbury and seconded by Frank Smith to approve the Budget Hearing Minutes of October 23, 2024
MOVER:	Jeff Asbury
SECONDER:	Frank Smith
RESULT:	Pass [6 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury
NAYS:	
ABSTAIN:	Saunders

b. Approval of Minutes of the Budget Hearing of November 13, 2023

MOTION:	Motion made by Spinks and seconded by Walter Genutis to approve the Minutes the Budget Hearing of November 13, 2023.
MOVER:	Sandy Spinks
SECONDER:	Walter Genutis
RESULT:	Pass [6 TO 0]
YEAS:	Koci, Spinks, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	Genutis and Saunders

c. Approval of Minutes of the Work Session of November 20, 2023



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MOTION:	Motion made by Smith and seconded by Jeff Asbury to approve the Work Session Minutes of November 20, 2023.
MOVER:	Frank Smith
SECONDER:	Jeff Asbury
RESULT:	Pass [6 TO 0]
YEAS:	Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	Koci

5. PRESENTATION

This was also included on the November 20th minutes?

6. OLD BUSINESS

- a. **ORDINANCE NO. 081-23: BEING AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2024 AND DECLARING AN EMERGENCY (1st RDG. 11/6/23, 2nd RDG. 11/20/23) Was read by title only.**

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



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Mrs. Howland: This is our budget for next year. We've already done all of our budget hearings with our meetings. We actually would like it ready to pass this week, next year.

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

- b. **ORDINANCE NO. 089-23: AN ORDINANCE AMENDING SECTION 1305.16 "FEE SCHEDULES," 1311.22 "CERTIFICATE OF INSPECTION; FEES," SECTION 1311.32 "CERTIFICATE OF INSPECTION FOR RENTAL UNIT; FEES," SECTION 1303.04 "TIME AND FEE" REGARDING REGISTRATION FEES FOR CONTRACTORS OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD, OHIO AND DECLARING AN EMERGENCY (1st RDG. 11/6/23, 2nd RDG. 11/20/23) Was read by title only.**

MOTION:	Motion made by Smith and seconded by Donald Saunders to suspend the rules requiring the reading of said ordinance/resolution on three different days.
MOVER:	Frank Smith
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: As previously mentioned, this piece of legislation is an amendment of all of the fees that fall under the building department. This will include any new construction permitting for all commercial work and all residential work. It also includes examples of site work, demolition permit fees, rental registration, and rental inspection fees. One of the new items that we did include in this proposal was a application fee for the planning commission. We currently do not charge a fee., which was unlike a lot of municipalities for planning commission applications. We did propose to add a modest \$50 fee for applicants wishing to go in front of the commission. We looked at neighboring communities. We did comparisons. We also requested an opinion from Safe Built, which is a private consulting company that provides these services. We looked at all of that and made this recommendation to City council. These fees would go into effect in January of 2024. And I did want to note that the last time we adjusted those were in 2014. So it'll be ten years since we last modified those fees.

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

- c. **ORDINANCE NO. 093-23: AN ORDINANCE AMENDING ORDINANCE NO. 10,043-22 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GPD GROUP FOR ENGINEERING SERVICES WITHIN THE CITY OF BEDFORD AND DECLARING AN EMERGENCY (1st RDG. 11/20/23, 2nd RDG. 12/4/23) Was read by title only.**



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MOTION:	Motion made by Spinks and seconded by Walter Genutis to place said ordinance/resolution on third and final reading.
MOVER:	Sandy Spinks
SECONDER:	Walter Genutis
RESULT:	Pass [6 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury
NAYS:	
ABSTAIN:	Saunders

City Manager Mallis: This is approving the hourly rates for the various disciplines that are provided through our engineering firm. One of the unique components of working with them is they provide engineering for our utility services that we provide in Bedford, which not all engineering firms do; they provide the engineering for all of our water projects, our water infrastructure, as well as the wastewater treatment facility and our collection system.

- d. **ORDINANCE NO. 097-23: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH ATWELL'S POLICE AND FIRE EQUIPMENT FOR THE PURCHASE OF TACTICAL BALLISTIC VESTS AND BODY ARMOR FOR THE FIRE DEPARTMENT AND DECLARING AN EMERGENCY (1st RDG. 11/20/23, 2nd RDG. 12/4/23) Was read by title only.**

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:	



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City Manager Mallis: We are purchasing 25 of the ballistic vests for everyone in the fire department. We are still waiting on a second quote, although I believe that any other quotes will be higher than what was proposed here. This is being purchased through funds that were budgeted in the 2023 budget, along with a substantial donation that was made to the department.

7. REPORTS

- a. City Manager: First, I want to thank the entire service department, especially those staff members who have been working since late August and early September on the holiday display downtown. It turned out tremendous. But I also want to acknowledge the entire department because, you know, we're pulling three, sometimes four staff members off of regular routine projects such as leaf collection to focus on that. And this work has to get picked up by the rest of the department. So I just wanted to send out a quick thank you to the entire staff at the service garage. Also touching on leave collection that is continuing. And let's hope that the weather still permits the collection. We break the city up into four sections. Three of those sections we've been through three times. By the end of this week, we will complete the fourth section. Our goal is to make it around four times to every street in town, and we'll continue that as long as weather permits.. Shawn Francis participated in a walk-through with ODOT officials and the Shelley Company for Broadway, and we've reviewed a large punch list for the project. A number of the items ODOT and Shelly are working to address . We are waiting on Cleveland Water and some of those castings that need to get adjusted. Ultimately per the contract they have until May of 2024 to complete all of the work. I think the majority of them will be done, but no major issues that we've seen right now. Lastly, I want to mention that we do have a draft report completed for our No Feasible Alternatives study that was required through the Ohio EPA. We will be reviewing that draft report over the next couple of weeks, and we intend to present the findings to City Council in early 2024. We will need to formally submit that report to the Ohio EPA by May 2024. Obviously, there are some alternatives that we will be recommending to the city council. That's what we're working through. So we'll have more on that when we meet in early next year.



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- b. Law Director Montello had no report this evening.
- c. Finance Director Howland had no report this evening.
- d. Council Reports

Councilman Fluharty: First, I belong to the school foundation, and we just had our volleyball event this past weekend. I don't have a set of figures far about how much money we made, but we did pretty well on this event. And this year, we didn't have anywhere to hide all of the items that we auctioned off until they came and picked them up. So I made a phone call to Mr. Miles down here, and he got me along with that. I want to thank you, Mike and Mike Callahan, and Sean and Bob, for helping us out with this charity. It was a good event, and everything went smoothly, and we were warm. Of course, it wasn't that cold anyhow. Figures. But it was a good day. And we got through it, and everything was good.

Councilman Smith: I would like to say good evening to everyone, and I'd like to say that I hope everyone had a good turkey day. Someone was saying, I think that was done down. And let the turkey be the only, only thing that gets stuffed.

Councilman Asbury: I did not get stuffed. I want to echo the sentiments of City Manager Mallis. The Service Department does one hell of a job decorating downtown decorating square the outlines of the buildings. Lots of complaints and compliments from people around that don't live in City Bedford. So thank you so much. And to everybody that made the tree lighting successful, our service department, of course, Parks and Recreation, our firefighters. I was iffy. I got there about a quarter after five, and I didn't see a whole lot of people. Normally, it's packed, and we got up on the gazebo about 5 minutes to six; I looked out, and the place did fill out. So that that's great. The place looks great. The only thing I also have is I would like to wish my mother-in-law a 40-year bed for resident Joan Nemeth a happy birthday.

Councilman Saunders: I will also congratulate our Service Department for a job well done with the lighting, especially lighting the buildings downtown. This year, of course, City Hall's outlined to. But we still have, I think, one of the best displays, not



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only in the state but in the country. It's amazing how a lot of the surrounding communities over the last two years have decided to try to copy us. So they've expanded their displays tremendously, but ours is still the best. So kudos to our service department for a job well done. Just want to make a quick comment. We passed the budget for next year. This, unfortunately, is the last budget that I'll get the pass to after 26 budgets. This is quite an accomplishment, I think. Anyway, good luck with that. And on top of that, with the sewer or the sewage treatment plant and all of that, I hope the residents realize that I saw rates are not going to stay the same because things a lot of communities, especially regional, have had a really whack their sewer rates up in order to pay for these improvements that EPA is mandating. So, unfortunately, that's going to come around to us probably in the next couple of years, too. So I won't be on council to keep an eye on the infrastructure stuff anymore, but it is coming, so don't be surprised. So we've gotten away with a lot lower rates than a lot of other areas for a number of years, but it will catch up to us. And don't forget, December 7th is Pearl Harbor Day. It's one of the most dramatic events that ever happened in the United States that's coming up here this week. Don't forget all those that perished in that.

Councilwoman Spinks: First, I want to start off by saying condolence to our mayor for everything. The second family member's cousin passed away. Did not know the first one that passed away two weeks ago. But I did know was Janet. They recently passed away, and I had the honor of delivering Meals on Wheels to her a couple of times. She was a really sweet lady. And condolences to your family, Mayor Koci. And also to our vice mayor. Mr. Fleury also lost a cousin who had been ill. And that's always it's tough any time, but it's really tough at the holidays. So prayers for your families and condolences to that. That's tough to lose. People that are close to the museum speaker series are going to be it's always in the community room. It's going to be this Friday, December 11th, at 7:00 p.m., and this one's going to be called Take the Train. And it's about the train that served the Bedford and Maple Heights community from 1895 to 1932. That is the speaker series that we have every second Friday of the month. So make sure you mark that on your calendar. Then we have a whole see; the very next day on the night is going to be your annual Chris Kindle mark, and that is from 11:00 a.m. to 4:00 p.m. We have about seven or believe about ten local artists that will be selling their work there. Lauren Schroeder has once again



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really worked very hard to put this together. She is such a blessing to the museum and has a lot of really nice stuff. So if you're looking for some Christmas shopping, make sure that you go, and then you can enjoy those beautiful lights on the square. We also own the Christmas tree lighting. Had one of the probably the biggest crowds we've ever had. You can come into the museum, and it was so neat because so many kids that have been coming for years, for years, are now old enough. And they came here for the first time to see. So we did a lot of tours. My granddaughter from New York and son and daughter really enjoyed it. It was really nice, so it made us really shine. So again, kudos to the service department for doing that. We were also at the museum; we were just really, really busy. We've got our annual Christmas raffle going on, and it is a Holiday Express. Ever made a train set pretty neat. If you went into the museum, you saw it. We've got it set up, and that drawing is going to be on the 15th. Get your tickets now. You can contact Laurie, or you can go up to the museum and get them. When you go to Kris Kringle Mart on Saturday, do your to do your Christmas shopping. Just letting everybody know the weather does get bad when it snows again. Please do not put your trash cans in the street because then the trash cans can't and then it's hard. They blow around, or they fall around. So please don't put your trash cans in the street. No, it's inconvenient. Sometimes it's piled up so much you have to put them in your driveway. It's a little bit of an inconvenience, but please don't put them on the street. And again, about trash cans, staying out for weeks and weeks, or if you're going to be moving or something, please, either. If you're in Ward One, let me know so I can let the Service Department in. Or if it's a big thing, you're going to need to get a trash thing. That's been happening a lot. The trash has been absolutely atrocious because when it blows over and then it goes all over the place. So and also friendly or too I know it's not your trash, but sometimes when trash gets on your tree lawn, please pick it up. I know it's not your treasures, but it is your neighborhood. It is your niece; it is your city.

Councilman Genutis had no report this evening.

Mayor Koci: I just got a letter from NOPEC about their annual meeting and a breakdown of what NOPEC does for the city. We have over 6,000 homes and businesses enrolled with no pack, which is a good thing because their electricity right now is 6.4%. So I know that's a good thing. We've been a member of the No PAC



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family for a long time in gas. We have 2,400 members. And I just saw in the paper that Dominion's looking at raising their rate. So you may want to contact NOPEC if you're not with them and get on board. A good thing over there. And Norfolk has been very good to the city over the years. Do you know how long we've been there? It's a long time. They have given us grants of over \$172,000. So we've done a lot of energy audits that that's pretty amazing if you want to.

City Manager Mallis: To that point, our cap is just under \$40,000 a year that we're able to apply for funding. And what we do is for those of you who may recall, when we were doing some renovations to the community center, all of that lighting in the community center was paid for through the NOPEC grant. The city didn't utilize any general fund money towards that. There were some minor improvements that were made in this facility and when all of the streetlights on Willis failed, those were replaced with grant funds. Those used to be the decorative green pole lights that were relocated from the old downtown. They were put on Willis Street. We can no longer find parts for those. We use the NOPEC dollars to purchase all new LED lights down on Willis Street. So those are just a couple of examples of some projects that we were able to be funded 100% through grants from NOPEC.

8. NEW BUSINESS

- a. Motion to accept the Planning Commission's decision denying Chris Goodrich of Palmetto Sola, LLC, requesting a Zoning Permit to install a roof-mounted solar photovoltaic system on three (3) sides of the house located at 149 Palmetto Ave., Bedford, OH 44146

MOTION:	Motion made by Asbury and seconded by Donald Saunders to approve Planning Commission's decision denying Chris Goodrich of Palmetto Sola, LLC, requesting a Zoning Permit to install a roof-mounted solar photovoltaic system on three (3) sides of the house located at 149 Palmetto Ave., Bedford, OH 44146.
MOVER:	Jeff Asbury
SECONDER:	Donald Saunders
RESULT:	Fail [6 TO 1]



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YEAS:	Koci, Spinks, Fluharty, Smith, Asbury, Saunders
NAYS:	Genutis
ABSTAIN:	

- b. Motion to accept the Planning Commission's decision denying Marvin Beck, 11 Broadway Ave., Bedford, OH 44146 to use the property for a funeral home

MOTION:	Motion made by Spinks and seconded by Victor Fluharty to approve the Planning Commission's decision denying Marvil Beck, 11 Broadway Ave., Bedford, OH to use the property for a funeral home.
MOVER:	Sandy Spinks
SECONDER:	Victor Fluharty
RESULT:	Fail [6 TO 1]
YEAS:	Koci, Spinks, Fluharty, Smith, Asbury, Saunders
NAYS:	Genutis
ABSTAIN:	

- c. Motion to accept the Planning Commission's decision to accept a Zoning Permit to Matthew Robinson, from CNE Electrical Contractor, to install a roof-mounted solar photovoltaic system on the south side (rear) of the dwelling located at 774 Taft Ave., Bedford, OH 44146

MOTION:	Motion made by Saunders and seconded by Jeff Asbury to accept the Planning Commission's decision to accept a Zoning Permit to Matthew Robinson, from CNE Electrical Contractor, to install a roof-mounted solar photovoltaic system on the south side (rear) of the dwelling located at 774 Taft Ave., Bedford, OH 44146.
MOVER:	Donald Saunders
SECONDER:	Jeff Asbury
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders



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NAYS:
ABSTAIN:

- d. Motion to remand the application of your solo LLC and LAMB Food Service Consulting Inc concerning 115 Northville Road to obtain additional evidence from the applicant to make an informed decision prior to presenting it to counsel for review.

MOTION:	Motion made by Spinks and seconded by Walter Genutis to remand the application of your solo LLC and LAMB Food Service Consulting Inc concerning 115 Northville Road to obtain additional evidence from the applicant to make an informed decision prior to presenting it to counsel for review.
MOVER:	Sandy Spinks
SECONDER:	Walter Genutis
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

- e. **ORDINANCE NO. 098-23: AN ORDINANCE AUTHORIZING THE CITY MANAGER TO APPLY FOR FISCAL YEAR 2024 COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT FUND THROUGH THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT TO FUND THE 2024 BEDFORD HISTORIC DISTRICT SMALL BUSINESS GRANT PROGRAM AND DECLARING AN EMERGENCY**
Was read by title only.

MOTION:	Motion made by Spinks and seconded by Walter Genutis to suspend the rules requiring the reading of said ordinance/resolution on three different days.
MOVER:	Sandy Spinks



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

City Manager Mallis: The CDSG Grant Program is offered through Cuyahoga County. It is capped at \$50,000. This legislation authorizes us to apply for that funding with the goal of establishing an application process for both property owners and businesses within the historic district for various improvements, exterior, some minor interior and some other incentives to help with the development in that district. If we are successful, which we should know in the spring of 2024, we will have some information going out to everyone as well as an application and eligible projects.

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:	

- f. **ORDINANCE NO. 099-23:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH FERGUSON WATERWORKS (FERGUSON) FOR THE PURCHASE OF FIVE (5) FIRE HYDRANTS AND DECLARING AN EMERGENCY
Was read by title only.

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

City Manager Mallis: The cost of these funds is in this year's 2023 hydrant budget supply. The reason we are requesting to go through Ferguson water is that they are the exclusive provider of this type of hydrant due to the alpha connection in the Cleveland Nozzles that are required at these locations.

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:	

9. HEARING OF CITIZENS

Bob Dietrich. 137. Saint Circle: Quick question. Why is the council allowing the one roof but not the other for the photocells? I assume they're energy cells.

City Manager Mallis: The main reason the one that was approved was all of the solar panels were along the rear of the home. The one that was denied, intended for the panels to be on three sides, and they were on both sides of the home and on the front. Over the years, there have been some concerns over, and, although not initially addressed here, esthetics, the commission has talked about glare. So when they were reviewing they were proposing to approve the two sides. The applicant was not present to see if that would be acceptable or not.



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So ultimately, it was denied based on what the application was requesting, and it was both sides in the front of the hall.

Mr. Dietrich: This question has to do with the NOACA funding for transportation on that. I was interested in where things were going with that. And one thing that I noticed when I looked at that is like considering looking at that photo of people riding on their bikes under what would seem to be the parking lights along Broadway in the process of involving biking here, where there any plans to take any of the parking areas along Broadway and make it a bicycle area?

City Manager Mallis: I don't believe that any of the parking would be affected down Broadway. Obviously, the goal of the TLCI project, I believe that's what you're referring to, is connecting the Metroparks to other assets within the city. And as some of those, I'm being as vague as possible without getting into all the details. But it's connecting assets like our historic district, connecting this facility, recreation facilities, the library, making it not only bike-friendly but pedestrian-friendly, walkable. So there were a couple of different alternatives that were proposed. You know, one of the alternatives, there are concerns about having crossings at five points. I think the one based on the feedback at the most recent public meeting, it seems that the recommended route would be on Center and making its way up towards Washington, down Washington to Woodrow, getting out right over there by North Park, to Willis, down to the park. There's some, you know, as I referred to as low hanging fruit of some things that during the public meetings and surveys hearing some of the concerns. You know, one of the concerns is the crosswalk, some of the concerns over speeding, concerns over lack of sidewalk, for instance, on Taylor Street, going from Taylor at Viaduct Park, specifically down to Union, there's no public sidewalk. So the low hanging fruit is looking at some funding that we can establish a sidewalk maybe in 2024 in that location, possibly enhancing the safety around the crosswalk in downtown Bedford. Does it make sense to establish a speed table in that location? Those are some of the low-hanging fruit projects discussed. The goal of this is to determine, I think, based on the public feedback, the best route. And then, once that's completed, we're now eligible to go after large funding sources through NOAC. So we would then go after large grants, which those funds wouldn't be available to, I would imagine, 2025 and beyond.

Mr. Dietrich: This is not going to mean that North Park d is going to be blocked off for transit



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purposes.

City Manager Mallis: No, not at all.

Mr. Dietrich: And one suggestion that I made at the first meeting that I would make again is if the city is looking at funding for that purpose, I know that everybody looks at alternative transportation. Personally, when I saw the photo of someone riding a bike, I don't know how many people could raise their hands and say they have a bike that they ride. Right now, I don't write one anymore. It's still sitting in the. Garage for my old house. On that. But what I do see would be useful is if the city were able to propose that for the purpose of transportation for people in general through the area, particularly older persons, and have a community bus community commuter like you'd see an RTA they don't provide here but would be very helpful. I believe that, especially in the neighborhoods I look at, most of the people that I know are older than me, and I'm old enough right now to tell on that. So I would see that. And also the fact that I'd walk up and down the street with my dog all the time. And many often see people who are walking, carrying their their groceries in bags back to where they live. On that said, something that keep in mind is that if the city had its own communication or commuter system, something that would take people through the neighborhoods, then also have targets such as Janey help marks maybe on that through the whole area of the city. It was intentional, and I intended it really for the city. It's something for the city. Just my suggestion for those grants when they come.

Michelle Edgecombe, 57 Chelmsford Drive: But before I start speaking, I do have some drafts I'd like to distribute. May I do that now? Okay. Sweet. So I only have \$7. Who could you like? Yup. Hear them? Yeah, because I only intended on them for being the wards. And then the council president for mayor. So I'm here today because we are currently experiencing an imminent public health crisis that is being caused by the manufacture and use of PVC products. Now, I'm sure you've all heard of PVC before, also known as polyvinyl chloride, because it is the third most commonly produced plastic in the entire world. It is so common, in fact, that in this country alone, in 2019, around 10 to £20 billion of it was produced in one year, which is a lot of PVC. Now, I'm sure you recognize the name Polyvinyl Chloride. As the name suggests, chlorine is integral to the manufacturing process for PVC. The problem with this is that throughout the lifecycle of PVC products, toxic polyvinyl chloride gases will be admitted that the entire lifecycle and a byproduct of these gases can include phthalates and



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dioxins, the last of which is known for being the most carcinogenic substances Earth Now, which means is cancer-causing? Not only does it cause cancers, but these substances are so dangerous that they're also known to cause birth defects, hormone interference, and even early puberty in teenagers. Most of these symptoms affect children and infants. Now, I'd like to bring your attention back to about a year ago when a massive disaster reached the attention of national news, which was the train derailment in East Paris, Ohio. What most people don't know, though, is that the main component component in the ensuing chemical spill was PTC. It's about £1 million a year. Chloride gases were emitted into the surrounding environment as a result of the train derailment, which doomed many of the people in the area to a permanently higher risk of cancer that they'll have to live with for the rest of their lives. But the real nightmare that's happening right now is that one's talking about the fact that in 2021 alone, around £400 billion of polyvinyl chloride gases were released by PVC manufacturing plants. That's far, far more than anything that's ever would have happened in East Palestine. Far outweighs that. Not only are these PVC chemicals silently killing hundreds to thousands of people every year and putting millions at risk, but they're also threatening our economy because even though they're marketed as being a cheaper and relatively inexpensive material compared to other plastics and metals, especially in the construction sectors such as for pipes and conduits for electric wires, in the long run, they actually cost more because they are less durable and more frequent breakage. For reference, galvanized steel pipe or copper pipe, which not only much safer and infinitely recyclable, unlike PVC, they also lasts about two times longer than the average PVC pipe, and there are better materials to use than PVC in most cases, such as fiberglass, which is much cheaper and easier to install than PVC conduit. And most of the scariest part of all is the fact that all of you. You probably have PVC products in your own home, whether that be food packaging labels or bottled water, even on backpacks or school supplies. Yes, exactly. Like Dasani and being exposed to PVC. Just being around it. You're exposed to dioxins and these chemicals, even in small doses, which can have effects in the long run. And the most concerning cause, of course, is the combustion, which you can see in East Palestine in mag manufacturing plants. So I put forward an ordinance for the City of Bedford to prohibit the distribution and sale of consumer PVC products such as food packaging labels, school supplies, and coated metals, and also to prohibit the sale and distribution of PVC construction materials such as tiles, panels, pipes and conduits, and also to prohibit any new construction projects on city property from implementing PVC materials, specifically PVC pipes. Now, the main thing that I want to put forward to the city council is not only is PVC dangerous, but there are also necessary alternatives that can be implemented.



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Instead, that will save us more resources in the long run and protect human lives. Thank you for letting me speak and wait. I want this proposal to be put through whatever council, body, commission, or committee is necessary for it to be adopted, drafted into law, and voted on. So will the City contact me, and what's the process for them getting back to me?

Mayor Koci: If you come up after give your name and phone number to contact you.

Ann McPherson, 22 Cresswell: I want to thank Councilman Spinks because she distributed turkeys for Thanksgiving, and I've had a couple of calls from people wanting to know what's on the menu for Christmas.

Councilwoman Spinks: It was actually for a generous donor who donates them every year. I deliver them. It's an honor to be able to have that person do this every year. So it's a thank you to that generous donor that does it every year. I thank them for helping out my residents.

And today, someone was on Creswell marking up the sidewalks in the street. So you are getting ready to dig it up again when you just paid the street.


City Manager Mallis: I think that was the Dominion that was out there. But I don't have specifics on that. I'll share that as soon as soon as we find out.

10. ADJOURNMENT

MOTION:	Motion made by Spinks and seconded by Victor Fluharty to adjourn the meeting at 7:48 P.M.
MOVER:	Sandy Spinks
SECONDER:	Victor Fluharty
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	



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Clerk of Council


Mayor-President of Council

Date: December 18, 2023