

**WORK SESSION MEETING BEDFORD CITY COUNCIL
STATE OF OHIO
MINUTES COUNTY OF CUYAHOGA
165 CENTER ROAD BEDFORD, OH 44146**

DATE: APRIL 3, 2023

TIME: 6:30 PM

Bedford City Council met in a Work Session at Bedford City Hall on Monday, April 3, 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**

Council had no corrections to the Work Session Minutes of March 20, 2023, or the Regular Minutes of March 20, 2023.

Ordinance Nos. 020-23: CRA Agreement with Cleveland Tank and Supply and 021-23: CRA Agreement with Electric Corporation: City Manager Mallis: to Table both of these and pass them at the April 17th Council Meeting because the schools were on Spring Break.

Ordinance No. 029-23: Replacement Pages for the Codified Ordinances of the City of Bedford: Mayor Koci: this is to update the pages in the codified ordinance books, and this is done quarterly.

Ordinance No. 030-23: Contract with Simplex-IT to update the existing firewall at City Hall: City Manager Mallis: One of the things that needs to be replaced is the existing firewall at City Hall. This includes the Fire Department, Waste Water, Service Department, and Recreation Department.

Mrs. Howland: we did appropriate for this item at the last Council Meeting.

The discussion of the Agenda was concluded.

• **DISCUSSION OF COUNCIL RULES**

Mayor Koci: I like how you can tell what the changes are and that they are marked in red. This will go to Three Readings, so we will put this on First Reading at the April 17th Council Meeting.

The discussion of Council Rules was concluded.

• **DISCUSSION OF BUILDING DEPARTMENT FEE SCHEDULE**

City Manager Mallis: I am looking into a Restoration Bond and looking to see what other communities charge. For a marijuana dispensary, the annual fee should be \$3,000.00 as a starting point. Maybe an annual fee and a permit fee too. The Planning Commission does have a residential fee of \$50.00, and there should also be a commercial fee as well.

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Mayor Koci: Regarding contractor registration, maybe have a one-time fee of \$40.00.

The discussion of Building Department Fees was concluded.

• **DISCUSSION OF AIR BNB'S**

City Manager Mallis: There are some cities that have legislation in the books stating that an Air BNB can be a rental, and some cities do not. However, there are cities that are seeing them being used as Commercial Air BNB for parties. We do not need an Air BNB rented out commercially to be used for a party.

The discussion of Building Department Fees was concluded.

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

ECONOMIC DEVELOPMENT:

UH BEDFORD MEDICAL CENTER

PERSONNEL:

BUILDING DEPARTMENT AND CITY HALL STAFF

MOTION:	Motion made by Spinks and seconded by Jeff Asbury to adjourn into Executive Session to discuss Economic Development: UH Bedford Medical Center and Personnel: Building Department and City Hall Staff.
MOVER:	Sandy Spinks
SECONDER:	Jeff Asbury
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

Adjourned into Executive Session at 7:40 P.M.

MOTION:	Motion made by Fluharty and seconded by Jeff Asbury to adjourn out of Executive Session.
MOVER:	Victory Fluharty
SECONDER:	Jeff Asbury
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

TIME: 6:30 PM

Date: April 17, 2023



REGULAR MEETING

**BEDFORD CITY COUNCIL
STATE OF OHIO**

DATE: APRIL 03, 2023

AGENDA MINUTES

**COUNTY OF CUYAHOGA
165 CENTER ROAD BEDFORD, OH 44146**

TIME: 8:00 PM

1. CALL TO ORDER

Bedford City Council met in a Regular Session at Bedford City Hall on Monday, April 3, 2023. Mayor Koci called the meeting to order at 8:00 P.M

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF MINUTES

- a. Approval of Minutes of the Work Session of March 20, 2023.

MOTION:	Motion made by Spinks and seconded by Walter Genutis to approve the Work Session Minutes of March 20, 2023.
MOVER:	Sandy Spinks
SECONDER:	Walter Genutis
RESULT:	[7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	

- b. Approval of Minutes of the Regular Meeting of March 20, 2023

MOTION:	Motion made by Smith and seconded by Jeff Asbury to approve the Regular Meeting Minutes of March 20, 2023.
MOVER:	Frank Smith
SECONDER:	Jeff Asbury
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	



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5. PRESENTATION

6. OLD BUSINESS

- a. **ORDINANCE NO. 020-23:** AN ORDINANCE APPROVING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND 14735 HOLDINGS, LLC D/B/A CLEVELAND TANK AND SUPPLY LOCATED AT 15 HEMISPHERE WAY CONSISTING OF 5.8 ACRES OF PPN 814-07-001 (HEREINAFTER REFERRED TO AS "OWNER") AND AUTHORIZING EXECUTION OF THAT AGREEMENT AND DECLARING AN EMERGENCY (1st Rdg.: 3/6/23, 2nd Rdg.: 3/20/23, Tabled: 4/3/23)
Was read by title only.

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

- b. **ORDINANCE NO. 021-23:** AN ORDINANCE APPROVING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF BEDFORD AND LAKE SHORE ELECTRIC CORPORATION LOCATED AT 5 HEMISPHERE WAY CONSISTING OF 7.46 ACRES OF PPN 814-07-001 (HEREINAFTER REFERRED TO AS "OWNER") AND AUTHORIZING EXECUTION OF THAT AGREEMENT AND DECLARING AN EMERGENCY (1st Rdg.: 3/6/23, 2nd Rdg.: 3/20/23, Tabled: 4/3/23)
Was read by title only.

MOTION:	Motion made by Asbury and seconded by Donald Saunders to Table said ordinance/resolution.
MOVER:	Jeff Asbury



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

7. REPORTS

- a. City Manager Mallis: Following up on Councilman Saunders's question from the last meeting, I did get clarification on the Northfield Road Bridge. They're going to be starting on July 2023, and it will be completed in November of 2024; although I don't believe it'll take that long, they are extending it out that far. But as far as the start date is July. And then once we receive more details, we have not had a pre-con meeting yet, but once we do, I will share further information. I did want to mention that the Civil Service Commission met last week, and they did certify the lateral transfer list for the Police Department. So we are going to be working towards filling the current vacancy that we have. We hope to have that done as quickly as possible to bring it back to being fully staffed. I also want to just commend the Fire Department; they recently were awarded a \$5,000 grant that will cover expenses towards new turnout gear. The Parks and Recreation Department had an egg hunt for over 180 individuals that were pre-registered families. And then we also had a special needs event out at Elmwood on Friday night, which was fantastic; it involved movies, dances, and arts and crafts. And all of that was made possible by the \$15,000 grant that was through the Cuyahoga County Department of Developmental Disabilities. So kudos to all of our directors and department heads and all their staff for going out and getting these grants. There's a lot of new information and new programs that are going to be available in the Winter/Spring Program Guide. Also, a reminder that for the May 2nd, 2023 primary that's going to be taking place, there are three polling locations within the City of Bedford, Bedford High School, the Elmwood Center once again, and Glendale Primary School. This information will be available on our website; if you need to find out where your polling location is, you can obtain that information at: <http://www.Bedford.gov>. Also, there's going to be some information going out to everyone from NOPEC. The opt-out letters will once again be sent out. This will be available on our social media. NOPEC is hosting some informational meetings; some



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of them are in-person, but some of them are virtual as well. NOPEC sent out some information last year that they turned accounts back over to first energy for the benefit of the consumer. But they're actually locking into some lower rates again. and that will be discussed in the letters and at the informational meeting. So check out our social media pages for those times. Lastly, just a friendly reminder, the chipper service started this week, and we are once again providing that service the first full week of every month through October. So please, if you need that service, contact the Service Department to get on the list.

b. Law Director Montello wished everyone a Happy Easter.

c. Finance Director Howland: Just a reminder that the deadline to file taxes is April 18, 2023, for your 2022 taxes.

d. Council Reports

Councilman Saunders: I just want to wish everybody a Happy Easter. This is a sign of spring finally biting out. Hopefully, we're done with the snow for a while. So, you know, April can be tricky, but you know it isn't going to last if it does get some. But we wish everybody a happy Easter and hope everybody gets their families together and whatnot and everybody has a good time. And that Northfield Road Bridge bike, they're replacing the joints in the pavement, too. So I'm quite sure that that project probably will go the full length of time. So it doesn't surprise me that they pushed it to July when they realized that it was going to be more than a one-year project. So it's going to be a headache, especially considering Broadway is going to be. We haven't gotten a date on that yet. Every night. Sorry, they're getting ready to award. Did they conduct the bids?

City Manager Mallis: I included some of that information in the memo last week. There is a chance that we will see some additional expenses. I'm trying to clarify that and see what ODOT can cover out of that. But it should be awarded by the middle of the month, and then the pre-can will be shortly after that.

Councilman Saunders: That's good. The sooner they get Broadway going, the less conflict there will be between Northfield Road Bridge and the Union Street Viaduct construction, depending on what they decide to do with that. We're going to have a lot of infrastructure



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work here in the next couple of years, which is a good thing because any time you can get most of hopefully paid for by others, it does take a bite out of our pocketbooks, too, but it's for the better. The chipper service are our guys grinding just the ones that they get calls from because, with the recent storms, people are just tossing them out there, and I'm quite sure they're not calling it in.

City Manager Mallis: We'll make a pass throughout the entire town. Obviously, during storms, we always canvass the town, and we'll try to collect the debris that's out. But in the months that there isn't a storm, it's good to get the public in the habit of calling.

Councilman Saunders: Because then you can formulate a schedule and coordinate between which ones are which and which aren't.

Mayor Koci: Councilwoman Spinks and I were invited this past Saturday to the Muslim Church up here on Center Road for a Unity Dinner. And I was quite amazed. I've been there before, and they're just great people up there. And they talked about their philosophies, and we got to hear from their head person, be like the pope, only their leader. And the one guy then was going over some of the stuff in the Qur'an and said, Oh, all this peace and all this kind of stuff, he said. So when you see Muslims that are in the name of Allah, and they're doing the work of the Koran, he said, and they're killing people, he said, No, that's nowhere in the Koran to kill people, and they're there for peace. They've been up there since 1987 and never had an incident up there. After the meeting, they invited us to stay for dinner, and it was all home-cooked that the wives brought in, and it was delicious. The men are on one side; the women are on the other. We had a great meal, and they need to be a little more visible in our town because some people think Muslim, and right away, you get the wrong connotation of what they're about. They were so hospitable to us. I also want to mention the Easter egg hunt that Mike did, that there were 5,000 eggs, plastic eggs with little prizes in them spread out, and they had three different age groups, so little kids were getting run over by the big kids. But 5000 eggs, they said go. And within 10 minutes, there was nothing on the field at the high school. It was like somebody came with a huge vacuum. Every little thing was picked up other than the little markers to divide their lanes. It was incredible to watch these kids go out there and especially the little ones; they get such a kick out of them because they're picking the egg up and running around with the egg. And parents are



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saying, no, no, get smart. But it was a good day, and I want to commend our recreation department. They do a great job every year putting that together. And I want to piggyback on what City Manager Mallis said about NOPEC. You know, they took a big risk last year when they took their customers and gave them back to First Energy, the ones that were on First Energy, because First Energy was so much cheaper than what they were locked into. And they took a huge risk that a lot of people were mad at them. But they did what they were supposed to for the benefit of the community to put us back to First Energy. Now First Energy is going to be going up to like \$0.10 a kilowatt or something, and they're locked in at \$0.06 now. Okay. So that's why the opt-out letter you're in unless you want to opt-out. We've gotten many grants over the years from them to do a lot of energy stuff around the city that we couldn't have done. There's going to be a lot of people knocking on doors, and they have to have a permit from the Police Department to go door to door. So if they show up at your door, ask to see their permit from the Police Department.

Mr. Montello: There will be some political candidates walking around. They do not need a permit to campaign for the next month.

Mayor Koci: Political and religious do not have to be registered.

Councilwoman Spinks: I've become good friends with a couple of ladies there at the mosque. Jeff, they were still reaching out to Heather because they did not know, so I tell them to make sure that they reach out to you. They're always looking to do something for their community, whether it's giving school clothes or giving and helping out with school supplies. I know they've helped me out the last couple of years. Of course, COVID stopped a lot of stuff, and they're back in the swing of doing things. Look, we have a mosque; we have a Catholic church, a Baptist, and a Methodist church. At the Unity Dinner, they had all the denominations coming together; we're all here on Earth to kind of do the same thing to help. And it was just so peaceful. So if you get a chance, Jeff, they're always there on Saturday, and the door is always open. They're really looking to do things in our community to help out with food. Kudos again to the Recreation Department for everything they do. They're doing a great job down there. Some of the people from the senior club were helping out. So that's nice that they've got them involved. And I believe some of the seniors went to a Monsters game, and one of the ladies got to ride a Zamboni



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that was all over Facebook. So next Friday, our speaker series at Bedford Historical Society is going to be our very own Rick Bako talking about artists herein. Mike, Didn't he just do something for the city?

City Manager Mallis: He did a rendering of the old bridge over the viaduct.

Councilwoman Spinks: Mr. Backo is also our vice president at the Historical Society; he has done so much with some of the renovations and stuff we're doing in-house at the Historical Society. If you haven't been there lately, go up there because there's a lot of stuff. The gift shop is up, and Laurie's doing a fantastic job. Betsy Lee is our director now; got a lot of new programs coming up. The speaker series is every second Friday. Getting ready for the car show will be back at the Strawberry Festival. We are not shutting downtown down. It's going to be in the back parking lot, which is going to be very nice. And so that's coming back. So that will be June 9th, 10th, and 11th. Dominion was out fixing what they messed up. So the neighbors were really happy about that. There were some trees down that took out power last weekend on Cresswell, thanks to the neighbors that pitched in. They were out from Saturday to Wednesday. On one street, a rather large street tree hit, and that tree hit another; it was pretty loud. I happened to be at a birthday party two streets over and heard it when it hit. And pretty scary for those people but the neighbors pitched in and helped everybody out. But hope everybody has a very Happy Easter.

Councilman Genutis had no report this evening.

Councilman Fluharty: The first Ward Meeting will be on April 24 for Wards 1 and 3. Happy Easter, everyone.

Councilman Smith: The Ward Meetings are going to be starting pretty soon here on the 24th of April. Wards Two and Four will be on May 8, and Wards Five and Six will be on May 22nd. In saying that the boundaries have changed in the City, the wards have changed. So how will that be put out to the residents?

City Manager: The Board of Elections will, and there is one piece that I will check to see if the county has it updated yet or not. There is a great tool on our website where you can



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go there and enter your address, and it will give you specific information as far as school information, council, Representative Ward, or voting precincts. All of that is listed. Now, I don't know if the county has it, but we will have it on our website.

Mr. Montello: The new Wards won't take effect this election because they've already sent out absentee ballots and they've already prepared their printing. So the November election will be one of the new wards to take effect. So just so whatever Ward you were in last time voted at that location is my understanding.

Councilman Smith: That was the reason why I was asking because, in November, I have to run again. So I was just wondering how or when were they going to put that out. So I guess to me, May is good.

Councilman Asbury: I just to mention that again, the computer and the hazardous waste round up two weeks, April 17th through 21st and April 24th through 28th, and that's at the service garage on 100 Solon Road. Drop-off times are 8 a.m. to 3 p.m. There are no after-hour drop-offs. No, they usually throw a Saturday in there for the people that can't make it during the week, and I didn't see a list. Yeah. I will find that out tomorrow. I was wondering as you were saying that I was referencing, but I'll check in; I'll put that out in this week's memo in a while, so I'll post that information online second Saturday, May 13th. The media is with their annual chocolate walk. Tickets officially went on sale yesterday, and those are available at Bedford downtown dot org. There's a link that will take you right to Eventbrite to purchase tickets. There will be 200 walk tickets and 50 price tickets available, five main prizes, and then 50 of the prize pool prizes. So get your tickets. Hopefully, we sell out. Broadway was mentioned. Parents talk to your kids about running up to someone's door, knocking on it, and running away; it seems kind of harmless, but there have been several reports around the neighborhood lately. There was one Friday night when a group of kids, I don't know if they meant to do it or not, but one of the houses, the front door, an older aluminum door with the bottom panel, got completely pushed in. Again, it may have been accidental, or it may have been on purpose. I don't know. But if it was either way, that's criminal damage for youth, and we don't want that. Right. So there were a couple of reports in Garfield today. Also, I don't know if it's kids are out of school, you know, for Easter or spring break, talk to them and have them not do that, please, because you don't want your ten or 11-year-old to have a



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record for criminal damaging at such a young age. Plus, you don't want them to damage other people's property. So have a talk with your kids. We have had some wicked weather the last couple of weekends. And from what it looks like, there's a possibility of some storms, some severe storms on Wednesday, and some high winds. So keep an eye on that. And have a happy Easter.

8. NEW BUSINESS

- a. **ORDINANCE NO. 029-23:** AN ORDINANCE PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE CODIFIED ORDINANCES OF BEDFORD TO APPROVE, ADOPT AND ENACT THE FEBRUARY 2023 REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF BEDFORD, OHIO, HEREINAFTER "CODIFIED ORDINANCES", TO REPEAL CERTAIN ORDINANCES IN CONFLICT THEREWITH OR DEEMED OBSOLETE AND DECLARING AN EMERGENCY
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:	

Mayor Koci: This is something we do twice a year just to keep our records current.

MOTION:	Motion made by Saunders and seconded by Frank Smith to approve.
MOVER:	Donald Saunders
SECONDER:	Frank Smith



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

- b. **ORDINANCE NO. 030-23:** AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SIMPLEX-IT FOR THE REPLACEMENT OF THE EXISTING SOPHOS FIREWALL AT CITY HALL AND DECLARING AN EMERGENCY
Was read by title only.

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

City Manager Mallis: This is an IT upgrade, as stated in the ordinance. We met with the IT Company earlier this year, and the existing fire was nearing its end of life, and that does cover all of the city hall operations as well as the Fire Department. The Police Department is on a separate server, and they have a separate firewall, and those upgrades took place a couple of years ago. So this is the next step and what is recommended, and the Finance Director included that in the appropriations ordinance that was approved at the last council meeting.

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

9. HEARING OF CITIZENS

10. ADJOURNMENT

MOTION:	Motion made by Saunders and seconded by Jeff Asbury to adjourn the Regular Council Meeting of April 3, 2023, at 8:36 P.M.
MOVER:	Donald Saunders
SECONDER:	Jeff Asbury
RESULT:	Pass [7 TO 0]
YEAS:	Koci, Spinks, Genutis, Fluharty, Smith, Asbury, Saunders
NAYS:	
ABSTAIN:	


Clerk of Council


Mayor-President of Council

Date: April 17, 2023