

**COUNCIL WORK SESSION**

**MONDAY, OCTOBER 19, 2015**

**6:00 P.M. PROMPT**

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- **DISCUSSION OF AGENDA**
- **DISCUSSION OF WATER AND SEWER DISCOUNT FOR SENIOR CITIZEN AND PERMANENTLY DISABLED – (§911.03 – Gambosi)**
- **EXECUTIVE SESSION – (Personnel/Economic Development/Litigation)**

Bedford, Ohio

October 19, 2015

Bedford City Council met in a Work Session at Bedford City Hall on Monday, October 19, 2015 at 6:10 p.m. Present: Council Members: Mayor Stan Koci, Marilyn Zolata, Walter Genutis, Don Saunders, Sandy Spinks, Paula Mizsak. Absent: Greg Pozar. Administration: City Manager Michael Mallis, Law Director John Montello, Finance Director Frank Gambosi and Clerk of Council Lorree Villers.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the October 5, 2015 Work Session and Regular minutes.

Ordinance No. 9313-15 was the rezoning of Cleveland Metroparks property "R-1 to R-4" (P.P. 814-19-001). Went to the Planning Commission on August 4, 2015, the Planning Commission Public Hearing on September 29, 2015 and first reading on October 5, 2015. There were no amendments to this Ordinance.

Ordinance No. 9314-15 was the rezoning of the Sisters of Charity Property "R-1 to R-4" (P.P. 814-19-002 & 814-19-003). Was in conjunction with Ordinance No. 9313-15 which also went to the Planning Commission on August 4, 2015, the Planning Commission Public Hearing on September 29, 2015 and first reading on October 5, 2015.

At the October 5, 2015 Work Session Council had some concerns regarding the wording so Mr. Montello amended this Ordinance to read pertaining to the Sisters of Charity property as: 1) The rezoning to "R-4" is conditioned on the Testa Company's purchase of parcels P.P. 814-19-002 and 814-19-003 for the specific purpose of operating an Independent Senior Living facility for individuals 55 years of age or older. Further, the facility shall consist of 60 units in two different buildings and shall operate for a 30 year period as a senior type living facility only. No one younger than 55 years of age shall be permitted to live in the units unless the person is a spouse of the other or such other persons are permitted to live with the senior by any Federal or State Regulations. Testa agrees not to actively solicit any seniors who intend to allow their grandchildren to reside with them. 2) Testa shall also be permitted to partner with Hattie Larlham to convert the "school building" into units for people with developmental disabilities with no age restriction. In the event Hattie Larlham does not partner with Testa, the "school building" shall also be used for senior living apartments subject to the conditions stated in paragraph one. 3) Upon purchasing the property, Testa shall parcel out and lot split the Catered Elegance facility, the Catered Elegance parking lot and the Light of Hearts Villa property as depicted on the map attached hereto and incorporated by reference. Those parcels are not subject to the rezoning and shall remain zoned "R-1". 4) The current percentage of green space as shown on said map shall remain green space.

This evening Council amended it to read: The rezoning to "R-4" is conditioned on the Testa Company's purchase of parcels P.P. 814-19-002 and 814-19-003 for the specific purpose of operating an Independent Senior Living facility for individuals 55 years of age or older. Further, the facility shall consist of approximately 60 units within existing buildings including new additions thereto and shall operate as a senior living facility only. No one younger than 55 years of age shall be permitted to live in the units unless the person is a spouse. 2) Testa shall also be permitted to partner with Hattie Larlham to convert the "school building" into units for people with developmental disabilities with no age restriction. In the event Hattie Larlham does not partner with Testa, the "school building" shall also be used for senior living apartments subject to the conditions stated in paragraph one. 3) At or around the time of deed transfer, Testa shall parcel out and lot split the Catered Elegance facility, the Catered Elegance parking lot and the Light of Hearts Villa property as depicted on the map attached hereto and incorporated by reference. Those parcels are not subject to the rezoning and shall remain zoned "R-1". 4) The current percentage of green space as

shown on said map shall remain green space. It was determined Mr. Montello would clarify the changes with Mr. King and Testa before final reading in November.

Resolution No. 2497-15 authorized a contract with the Board of Health in the amount of \$51,250; the same amount as 2014. Mr. Gambosi explained the City of Bedford has no Health Department of its own for health services for the City as required by Chapter 3709 of the Ohio Revised Code.

Ordinance No. 9317-15 amended Chapter Nine adding Chapter 178 "Municipal Income Tax" (§161-§177 remain in full force prior to 2016). Mr. Gambosi explained the Home Rule Amendment of the Ohio Constitution, Article XVIII, Section 3, provides that "Municipalities shall have authority to exercise all powers of local self-government delegated by the people of the State to the people of municipalities. Article XIII, Section 6 of the Ohio Constitution provides that the General Assembly may restrict a municipality's power of taxation to the extent necessary to prevent abuse of such power, and Article XVIII, Section 13 of the Ohio Constitution states that "laws may be passed to limit the powers of municipalities to levy taxes and incur debts for local purposes". The General Assembly has determined that it is necessary and appropriate to comprehensively review and amend Chapter 718 of the Ohio Revised Code, setting forth statutory requirements for municipal income tax codes in Ohio. The General Assembly enacted H.B. 5 in December 2014, and mandated that municipal income tax codes be amended by January 1, 2016 such that any income or withholding tax was "levied in accordance with the provisions and limitations specified in [Chapter 718]". Detailed review of H.B. 5 and the Codified Ordinances of the City of Bedford, this Ordinance is found and determined by this Council to enact the amendments required prior to the January 1, 2016 deadline to be in accord with the provisions and limitations specified in Chapter 718 of the Revised Code. Council needed to determine that the constitutionality of certain provisions of the state-mandated code may have been put in question by recent decisions of the Ohio Supreme Court regarding, among other things, taxation of professional athletes, but these provisions must be included if the municipal income tax code is to be "levied in accordance with the provisions and limitations specified in [Chapter 718]" and thus reluctantly are adopted by this Council but are disclaimed to the extent that they are unlawful or unconstitutional. He passed out a handout for Council to follow as he touched on each area that explained the "Current Laws" and "New Laws" for: Consolidated Returns, Interest, Penalties, Income, Withholding Penalty and Other items. The handout also included an example of the Ohio's New Tax Law – Net Operating Loss Carry Forward Calculation. (See attached) Read as first reading October 5, 2015 and second reading this evening.

Ordinance No. 9318-15 ratified the contract with De Lage Landen Public Finance and Blue Technologies in the amount of \$81,567 for six copiers for the Municipal Court. The Bedford Municipal Court was in need of six (6) copiers to continue efficient operations. The pricing was below the State Term pricing.

Ordinance No. 9319-15 contracted with Cuyahoga County Land Reutilization Corporation as the CIC. Mr. Gambosi and Mr. Mallis explained the CCLRC was a community improvement corporation organized and existing as a corporation not for profit under Chapters 1702 and 1724 of the Ohio Revised Code. The City owned certain parcels of land (P.P. #812-02-001, 812-02-002, 812-02-004, and 812-02-011) and the City desired to transfer the ownership of the Parcels to the Land Bank in order for the Land Bank to transfer the Parcels to Bedford for economic development purposes. The City desired to designate the Land Bank to serve as a CIC for the purpose of transferring and promoting the development of the land. The Land Bank was willing to serve as a CIC for the City for the purpose of transferring and promoting the development of the land. This would promote the health, safety and general welfare and assist the development of industrial, commercial, distribution, and research activities to the benefit of the City.

Ordinance No. 9320-15 amended Ordinance No. 9296-15 to demolish 700 Wellmon Street in the increased amount of \$1,800 for P.P. #813-29-042 due to an unanticipated increase in the scope of the needed work for the demolition in regards to asbestos removal a change order was required. It was determined the cost was not in the removal of the materials but rather the disposal.

Ordinance No. 9321-15 amended Ordinance No. 9231-14 making additional appropriations for 2015. Mr. Gambosi explained the changes were for: General Fund for increases in appropriations for 2015 in the general fund are as follows: Service Dept \$25,000 for wage increases at 1.5% for 2015. City Manager \$3,620 for wage increases at 1.5%. Add \$90,000 transfers to Fire Medic levy for Wage increases 2.5% and costs of new employees. To reverse transfers from General Fund reserve (111) into general fund of \$750,000 as this transaction should not be needed in 2015. Fund 200 CDBG Fund to allow for additional costs to demo costs for 700 Wellmon, from NSP funds in the total amount of \$1,800. Fund 205 SEALE Fund to allow expenditure of 2015 SEALE Drug LEF funds and SEALE Byrne funds. Fund 210 Law Enforcement Trust Fund to allow expenditure of funds obtained to be used in 2015. Fund 213 Grants Fund because appropriations were needed for Heightened Law Enforcement Grant, Juvenile diversion, recreation donations, BWC Safety Grant for Service. Fund 214 Fire Medic Levy Fund to allow funds needed for Wage increases \$90,000 and Safety Grant for 2015-2017, \$607,999. Fund 215 HUD Housing Rehabilitation Fund to allow funds to be advanced back to the General Fund from assessments collected from 21 Jackson. Fund 217 HUD Housing Rehabilitation Fund to reduce Advances back to General Fund as costs of properties for utilities and taxes need to be funded. All properties are sold or demolished now. The city has lost around \$275,000 overall from this program. Fund 501 Wastewater Fund to appropriate fund for capital outlay of the Rotary Digester. Fund 600 Health Insurance Fund due to the negotiations taking too long to settle and Federal 60 day notice of health insurance changes to take place, more medical procedures were performed and claims were increased during 2015. He said the city will need \$250,000 more than budgeted and the City saw no savings in 2015 from health insurance as budgeted. The City does expect savings to occur in 2016 due to higher deductibles and coinsurance but currently the costs had increased.

Ordinance No. 9322-15 was the collective bargaining agreement w/Bedford Ohio Council & Local 2007 AFL-CIO (AFCME). Mr. Mallis explained the City Administration felt the contract was fair and being proactive the City wanted to negotiate all three unions at the same time in 2017/2018 because of the health insurance changes aka Obama Health Care Plan tax.

Ordinance No. 9323-15 was for a master subscription and service agreement with eCivis, Inc. in the amount of \$2,635. Mr. Mallis explained two employees had attended a seminar where they felt this service would benefit the City and recoup the cost. This ordinance would be read as a first reading this evening.

Ordinance No. 9324-15 accepted the titles to parcels of land obtained through the CCLRC identified as: P.P. #813-16-065, #813-21-019, #813-31-022, #813-31-023, #814-10-111. The City's Land Reutilization Program fostered the return of non-productive land to tax revenue generating status or the devotion to public use. The CCLRC would revitalize neighborhoods, promote economic growth and create job and workforce development opportunities and assist local governments in effective use and re-use of vacant properties. The CCLRC agreed to acquire these parcels and desired to return the parcels to the City for use. This Ordinance would be read as a first reading this evening.

Ordinance No. 9325-15 amended Ordinance No. 9190-14 Chapter 913.02 pertaining to "Sewer Rates". Mr. Gambosi explained the costs would be: a monthly minimum charge of \$20.74 commencing January 1, 2016 along with a monthly water increase. It was important to keep this fund healthy. He passed out a spreadsheet for review (See attached). He needed to know the percentage to increase the sewer rates. It was determined if Council chose not to do the annual increase the Codified Ordinances would need to be

amended to reflect the change [Ref: 911.01 "Resident Water Rates"]. Discussion was held of various scenarios of potential new companies that would contribute to the fund if they relocated in Bedford.

Ordinance No. 9326-15 amended Ordinance No. 9191-14 Chapter 913.03 pertaining to "Rate Reduction for Senior Citizens and the Permanently Disabled". This ordinance was specifically for the senior residents; however, some senior residents qualified for discounted water. It was determined the increase would be 4% for 2016.

Motion to appoint David Wolfe to the Bedford Arts & Cultural Board which was a four (4) year term. This item would be discussed in executive session this evening.

Discussion of the Regular Meeting agenda was concluded.

**DISCUSSION OF WATER AND SEWER DISCOUNT FOR SENIOR CITIZEN AND PERMANENTLY DISABLED – (§911.03)**

Mr. Gambosi felt the qualifications should be changed to "household income" because some seniors qualified for the discount; however, they had permanent extended families living with them. Some seniors were also earning interest through, in some cases, a large amount of dividends. This information could be checked through the City's Income Tax records. He felt anything over \$3,000 in dividends in the bank was a reasonable level. Council was in favor of the Codified Ordinance being changed to reflect "household" earnings because some seniors could have a child or their family living with them making \$30,000-\$70,000 per year who were using the discounted water and could also afford to help with the bills. It was determined the senior discount was equivalent with Homestead. This would be amended accordingly at a future meeting.

Motion made by Genutis and seconded by Mizsak to go into executive session to discuss Personnel, Litigation and Economic Development. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

At 7:47 p.m., Bedford City Council, City Manager Mike Mallis, Law Director John Montello, went into an executive session to discuss Personnel, Litigation and Economic Development.

Executive session adjourned at 7:56 p.m.

Work Session adjourned at 7:58 p.m.

  
Clerk of Council

  
Mayor – President of Council

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF MINUTES**
  - a. Approval of Minutes of the Work Session of October 5, 2015
  - b. Approval of Minutes of the Regular Meeting of October 5, 2015
5. **PRESENTATIONS**
6. **OLD BUSINESS** (8/4/15 PC – 9/29/15 PC PH – 1<sup>st</sup> Rdg 10/5/15)
  - a. Ordinance No. 9313-15 rezoning Cleveland Metroparks property “R-1 to R-4” (P.P. 814-19-001)
  - b. Ordinance No. 9314-15 rezoning Sisters of Charity Property “R-1 to R-4” (P.P. 814-19-002 & 814-19-003)
7. **REPORTS**
  - a. City Manager
  - b. Law Director
  - c. Finance Director
  - d. Council Reports
8. **NEW BUSINESS**
  - a. Resolution No. 2497-15 authorize contract w/Board of Health (\$51,250)
  - b. Ordinance No. 9317-15 amending Chapter Nine adding Chapter 178 “Municipal Income Tax”  
(§161-§177 remain in full force prior to 2016) (1<sup>st</sup> Rdg)
  - c. Ordinance No. 9318-15 contract w/De Lage Landen Public Finance/Blue Technologies (\$81,567)
  - d. Ordinance No. 9319-15 contract w/Cuyahoga County Land Reutilization Corporation as the CIC
  - e. Ordinance No. 9320-15 amend Ord. 9296-15 to demolish 700 Wellmon Street (\$1,800 P.P. #813-29-042)
  - f. Ordinance No. 9321-15 amending Ordinance No. 9231-14 making additional appropriations
  - g. Ordinance No. 9322-15 collective bargaining agreement w/Bedford Ohio Council & Local 2007 AFL-CIO
  - h. Ordinance No. 9323-15 master subscription and service agreement w/eCivis (\$2,635)
  - i. Ordinance No. 9324-15 accept the titles to parcels of land obtained through the CCLRC  
(P.P. #813-16-065, #813-21-019, #813-31-022, #813-31-023, #814-10-111)
  - j. Ordinance No. 9325-15 amending Ord. No. 9190-14 Chapter 913.02 “Sewer Rates”
  - k. Ordinance No. 9326-15 amending Ord. No. 9191-14 Chapter 913.03 “Rate Reduction for Senior Citizens and the Permanently Disabled”
  - l. Motion to appoint David Wolfe to the Bedford Arts & Cultural Board (4 yr term)
9. **HEARING OF CITIZENS**
10. **ADJOURNMENT**

Bedford City Council met in Regular Session at Bedford City Hall on Monday, October 19, 2015. Mayor Koci called the meeting to order at 8:02 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Absent: Pozar.

Due to the malfunctioning recording device the Regular Council meeting this evening was not recorded. Clerk Villers was working on the equipment during the report portion of the meeting therefore there are no typed reports from City Manager Michael Mallis, Law Director John Montello, Finance Director Frank Gambosi, Councilwoman Zolata, Councilwoman Spinks, Councilwoman Mizensak, Councilman Genutis, Councilman Saunders and Mayor Koci.

Motion made by Spinks seconded by Saunders to excuse Councilman Pozar. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks and seconded by Zolata to approve the minutes of the Work Session of October 5, 2015. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizensak and seconded by Saunders to approve the minutes of the Regular Meeting of October 5, 2015. The roll was called. Vote – Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9313-15 AN ORDINANCE REZONING METROPARKS PROPERTY DESCRIBED HEREIN FROM "R-1" TO "R-4" CLASSIFICATION WAS PLACED ON FIRST READING OCTOBER 5, 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9313-15** on second reading.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9314-15 AN ORDINANCE REZONING THE SISTERS OF CHARITY PROPERTY DESCRIBED HEREIN FROM "R-1" TO "R-4" CLASSIFICATION WAS PLACED ON FIRST READING OCTOBER 5, 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Mizensak seconded by Saunders to place Ordinance No. **9314-15** on second reading.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

RESOLUTION NO. 2497-15 A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF BEDFORD TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY OF BEDFORD WITH THE GENERAL HEALTH DISTRICT OF CUYAHOGA COUNTY FOR HEALTH SERVICES FOR THE YEAR 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Mizensak to suspend the rule requiring the reading of said resolution three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizens seconded by Spinks to place Resolution No. **2497-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizens, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9317-15 AN ORDINANCE AMENDING TITLE NINE OF THE ADMINISTRATIVE CODE ADDING CHAPTER 178 “MUNICIPAL INCOME TAX” FOR THE TAX YEARS COMMENCING JANUARY 1, 2016 AND AUTHORIZING THAT CHAPTERS 161 THRU 177 “INCOME TAXATION” SHALL REMAIN IN FULL FORCE AND EFFECT FOR TAX YEARS PRIOR TO 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9317-15** on first reading.

Mr. Gambosi expressed the deadlines were dictated by the State and would be enforced.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizens, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9318-15 AN ORDINANCE RATIFYING THE CONTRACT WITH DE LAGE LANDEN PUBLIC FINANCE LLC (“DE LAGE”) FOR THE LEASE OF SIX COPIERS FROM BLUE TECHNOLOGIES FOR THE BEDFORD MUNICIPAL COURT AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Genutis to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizens, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizens seconded by Saunders to place Ordinance No. **9318-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizens, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9319-15 AN ORDINANCE DESIGNATING THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION AS THE COMMUNITY IMPROVEMENT CORPORATION OF THE CITY OF BEDFORD, OHIO WITH RESPECT TO CERTAIN PROPERTY, AND AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE CORPORATION AS SUCH AGENCY UNDER SECTION 1724.10 OF THE REVISED CODE OF OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Mizens to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizens, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Ordinance No. **9319-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9320-15 AN ORDINANCE AMENDING ORDINANCE NO. 9296-15 AUTHORIZING THE CITY MANAGER TO ENTER INTO A CHANGE ORDER OF THE CONTRACT WITH TRW CONSTRUCTION LLC FOR THE DEMOLITION OF 700 WELLMON STREET AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Genutis to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Saunders to place Ordinance No. **9320-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9321-15 AN ORDINANCE AMENDING ORDINANCE NO. 9231-14 MAKING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Mizsak seconded by Saunders to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Spinks to place Ordinance No. **9321-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9322-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH OHIO COUNCIL 8 AND LOCAL 2007 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, ADOPTING THE TERMS OF THE ATTACHED CONTRACT AND ORDERING THEM INTO EFFECT, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Genutis to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizsak to place Ordinance No. **9322-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9323-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A MASTER SUBSCRIPTION AND SERVICE AGREEMENT WITH eCIVIS, INC AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. **9323-15** on first reading.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9324-15 AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO ACCEPT THE TITLES TO PARCELS OF LAND OBTAINED THROUGH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION IN THE CITY OF BEDFORD, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY (P.P. #813-16-065, #813-21-019, #813-31-022, #813-31-023, #814-10-111)

Motion made by Saunders seconded by Mizensak to place Ordinance No. **9324-15** on first reading.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9325-15 AN ORDINANCE AMENDING SECTION 913.02 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AS RELATED TO SEWER RATES AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Mizensak to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Zolata to place Ordinance No. **9325-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9326-15 AN ORDINANCE AMENDING SECTION 913.03 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AS RELATED TO SEWER RATES AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Spinks seconded by Zolata to suspend the rule requiring the reading of said ordinance three different days.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizensak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizensak seconded by Saunders to place Ordinance No. **9326-15** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Mr. Montello explained due to lack of votes for emergency passage Ordinance No. **9326-15** was placed on first reading and moved to the October 26, 2015 Special Council meeting because of the Cuyahoga County deadline requirements.

Motion to appoint David Wolfe to the Bedford Arts & Cultural Board

Motion made by Spinks seconded by Zolata to appoint David Wolfe to the Bedford Arts & Cultural Board for a four (4) year term. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Mayor Koci said that concluded the business portion of the meeting and asked if anyone in the audience had any comments.

Barbara McDaniel, 186 Center Road, asked questions about the upcoming Bentbrook Development. Mr. Mallis clarified for her: three (3) units had sold including the model home, the streets would become dedicated streets and the homes would be one and two story single family dwellings on small lots. Mrs. McDaniel heard a rumor the old Medic building might become a flea market. Mr. Mallis was not aware of the rumor; the rent was astronomical at \$10,000 per month or for sale for \$1.2 million.

Helen Briggs, 149 Grand Boulevard, pointed out again the home at 339 Grand Boulevard continued to pile garbage and have garbage containers throughout the property. The first time she brought it to the City's attention was October/November 2014 and nothing had been done about it.

Mayor Koci asked if there were any further comments. There being no reply, motion made by Mizesak seconded by Saunders to adjourn. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Saunders. Nays: None. Motion carried unanimously.

Meeting adjourned at 8:57 P.M.

  
Clerk of Council

  
Mayor – President of Council