

COUNCIL WORK SESSION

MONDAY, MARCH 3, 2014

7:00 P.M. PROMPT

- **DISCUSSION OF AGENDA**

- **DISCUSSION OF PLANNING COMMISSION MEMBER VACANCY**

- **EXECUTIVE SESSION - Personnel**

Bedford, Ohio

March 3, 2014

Bedford City Council met in a work session at Bedford City Hall on Monday, March 3, 2014 at 7:05 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Marilyn Zolata, Paula Mizsak, Greg Pozar. Administration: Acting City Manager Mike Mallis, Assistant Law Director John Montello, Clerk of Council Lorree Villers. Absent: Saunders [arrived at 7:50 p.m.)

Councilman Saunders might be absent for the Work Session but he intended to make the Regular Council meeting this evening. [Mr. Saunders joined the Work Session at 7:50 p.m.]

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council did not have any corrections regarding the minutes of the Work Session of February 18, 2014, the Regular Meeting of February 18, 2014 or the Special Work Session of March 1, 2014.

Ordinance No. 9145-14 was an ordinance authorizing the City Manager to extend the American Federation of State, County Municipal Employees contract for the Police Dispatchers. Council read this as a first reading on February 3, 2014 and second reading on February 18, 2014. Mr. Mallis said the Dispatch Center would not be completed until this fall. All the Dispatchers would be laid off and hopefully they would be rehired at the new facility. Mr. Dileno had an opportunity to review the contract; he had no concerns.

Ordinance No. 9148-14 was an ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road in the amount of \$152.58. Council read this as a first reading on February 18, 2014. Council and Mr. Mallis spoke about the ongoing issues with some of the repeat offenders. The Administration was going to discuss options as to how this could be addressed at the next Council meeting.

Ordinance No. 9151-14 was an Ordinance authorizing continued membership with OML Joint Self-Insurance Pool. Mr. Mallis said Mr. Gambosi was in favor of Option 2 for the years 2014, 2015 and 2016 beginning January 31, 2014 with the payment of \$175,806.00 in 2014, payable prior to April 1, 2014; \$159,195.00 in 2015, payable prior to April 1, 2015; and \$159,195.00 in 2016, payable prior to April 1, 2016. Council read this as a first reading on February 18, 2014. It was determined OML had worked very well with the City. There were a few claims that needed to be addressed.

Ordinance No. 9152-14 authorizing the City Manager to enter into a contract with WASTECORP Pumps, LLC for additional work at the WWTP in the amount of \$467.00. Mr. Mallis explained the additional cost was for shipping which exceeded the amount in the previous ordinance passed by Council.

Ordinance No. 9153-14 was an Ordinance to levy assessments for delinquent water bills. Mr. Mallis briefly explained this was nothing out of the ordinary. Council touched on a few of the addresses; some of these homes were owned by the banks. Council agreed to a first reading this evening.

The motion to accept the Planning Commission's recommendation of February 19, 2014 from John Swidrak and Michael Reyzis for Art of Beauty located at 200 Egbert Road was for exterior alterations. Mr. Mallis explained the exterior alterations were very tastefully done and the Planning Commission had no issues with the alterations. The globe shown in the picture might not be on the building.

The motion to accept the Planning Commission's recommendation of February 19, 2014, CT Consultants, Inc., for the Carylwood Intermediate School located at 1387 Caryl Drive, Bedford was for a new canopy

that would be attached to the existing building. Mr. Mallis explained this was also a very nice addition. The parking lot issue would be before the Board of Zoning Appeals on April 22, 2014.

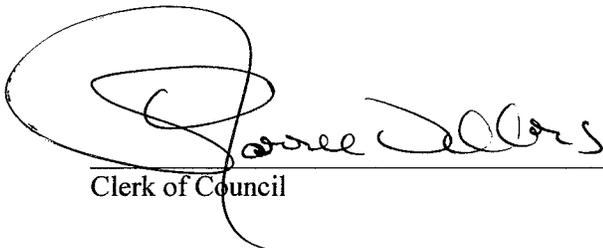
Discussion of the Regular Meeting agenda was concluded.

Council discussed again a possible member for the Planning Commission for the upcoming vacant seat of Mr. Erdos. Mrs. Zolata said she had someone that was interested. This person would be sending in an updated letter or resume to Clerk Villers; the resume in the Council Office folder was outdated.

At 7:44 p.m., Bedford City Council, Assistant Law Director John Montello and Acting City Manager Mike Mallis went into an executive session to discuss Personnel. At 7:50 p.m. Mr. Saunders entered the Work Session executive session.

Executive Session adjourned at 7:55 p.m.

Work Session adjourned at 7:57 p.m.



Joanne Villers

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 February 18, 2014
 - b. Approval of Minutes of the Regular Meeting of February 18, 2014
 - c. Approval of Minutes of the Special Work Session of March 1, 2014

5. **OLD BUSINESS**
 - a. Ordinance No. 9145-14 authorizing the City Manager to extend the American Federation of State, County Municipal Employees contract - Police Dispatchers (1st Rdg 2/3/14-2nd Rdg 2/18/14)
 - b. Ordinance No. 9148-14 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road (\$152.58) (1st Rdg 2/18/14)
 - c. Ordinance No. 9151-14 authorizing continued membership with OML Joint Self-Insurance Pool (1st Rdg 2/18/14)

6. **REPORTS**
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports

7. **NEW BUSINESS**
 - a. Ordinance No. 9152-14 authorizing the City Manager to enter into a contract w/WASTECORP Pumps, LLC for additional work at the WWTP (\$467)
 - b. Ordinance No. 9153-14 levy assessments for delinquent water bills
 - c. Motion to accept the Planning Commission's recommendation of February 19, 2014, John Swidrak and Michael Reyzis for Art of Beauty, 200 Egbert Road, Bedford, OH – exterior alterations
 - d. Motion to accept the Planning Commission's recommendation of February 19, 2014, CT Consultants, Inc., for Carylwood Intermediate School, 1387 Caryl Drive, Bedford – Canopy to existing building

8. **HEARING OF CITIZENS**

9. **ADJOURNMENT**

PLEASE TURN OFF ALL CELL PHONES BEFORE COUNCIL MEETING
(Council minutes and agenda posted at www.bedfordoh.gov)

Bedford, Ohio

March 3, 2014

Bedford City Council met in Regular Session at Bedford City Hall on Monday, March 3, 2014. Mayor Koci called the meeting to order at 8:01 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Pozar, Saunders, Zolata, Spinks, Koci, Mizesak, Genutis. Absent: None.

Motion made by Zolata and seconded by Spinks to approve the minutes of the Work Session of February 18, 2014. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizesak, Genutis. Nays: None. Abstain: Pozar. Motion carried.

Motion made by Mizesak and seconded by Pozar to approve the minutes of the Regular Meeting of February 18, 2014. The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizesak, Genutis. Nays: None. Abstain: Pozar. Motion carried.

Motion made by Spinks and seconded by Zolata to approve the minutes of the Special Work Session of March 1, 2014. The roll was called. Vote – Yeas: Pozar, Saunders Zolata, Spinks, Koci, Mizesak, Genutis. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9145-14, AN ORDINANCE AMENDING ORDINANCE NO. 9036-13 AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXTEND 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 PLACED ON FIRST READING ON FEBRUARY 3, 2014 AND SECOND READING ON FEBRUARY 18, 2014 WAS READ BY TITLE ONLY.

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

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

Motion made by Mizesak seconded by Saunders to place Ordinance No. **9145-14** on third and final reading and passed.

Mr. Mallis explained the contract was through 2015; when the new Regional Dispatcher Center opened the dispatchers would be laid off and hopefully rehired at the new center.

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

ORDINANCE NO. 9148-14, AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO CERTIFY TO THE COUNTY FISCAL OFFICER THE COSTS ASSOCIATED WITH POLICE RESPONSE TO 601 NORTHFIELD ROAD AS SAID HOMEOWNER IS IN VIOLATION OF BEDFORD'S CRIMINAL ACTIVITY NUISANCE ORDINANCE AND DECLARING AN EMERGENCY WAS PLACED ON FIRST READING ON FEBRUARY 18, 2014 WAS READ BY TITLE ONLY.

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

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

Motion made by Zolata seconded by Spinks to place Ordinance No. **9148-14** on third and final reading and passed.

Mr. Saunders noted this address was a repeat offender and Council would have before them three (3) ordinances back to back. Council was in agreement that these repeat offenders needed to be addressed. This policy would be addressed at the March 17, 2014 Work Session. Mr. Pozar noted there were few remedies to these types of problems so he asked Mr. Saunders what he suggested in these type cases. Mr. Saunders referred to the actions Shaker Heights and Cleveland Heights were doing to address their residents. He felt the landlords needed to be held more responsible for their renter's actions. He said this issue needed to be researched in more detail. Mr. Pozar thought the original intent was directed at landlords out of frustration for their inability to get at the actual responsible party, which was the tenant who was abusing or violating the law. He felt maybe Bedford needed stronger police enforcement because the landlord enforcement was not practical. He suggested a management type company landlord meeting to make available a service that would monitor their properties and bills; similar to a condo association. Mr. Pozar assured the public these types of behavior were not going unnoticed; the Administration and Council had intentions to address this. Mr. Mallis said he would be addressing this issue with the Administration and surrounding cities. He felt it was very cheap to do this type of business in Bedford and it would be addressed. Mrs. Zolata asked if the Building and the Law Department had checked into the way Cleveland Heights was handling their repeat offenders.

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

ORDINANCE NO. 9151-14, AN ORDINANCE AMENDING ORDINANCE NO. 6427-93 AS SUBSEQUENTLY AMENDED TO PROVIDE FOR CONTINUING MEMBERSHIP IN THE OHIO MUNICIPAL LEAGUE JOINT SELF-INSURANCE POOL, PROVIDING FOR PAYMENT THEREFORE AND DECLARING AN EMERGENCY WAS PLACED ON FIRST READING ON FEBRUARY 18, 2014 WAS READ BY TITLE ONLY.

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

The roll was called. Vote – Yeas: Saunders, Zolata, Spinks, Koci, Mizsak, Genutis. Nays: Pozar. Motion carried.

Motion made by Mizsak seconded by Saunders to place Ordinance No. **9151-14** on third and final reading and passed.

Mr. Mallis explained this was a three (3) year contract that provided various types of coverage for the City. There was a slight premium increase.

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

At this time, Mayor Koci presented Bob Erdos a Certificate of Appreciation for serving on the Planning Commission for ten years. Bedford City Council, Administration, and the Planning Commission wish to express their appreciation to Bob Erdos for service on the Board and to the Community. He has contributed many ideas to the development and support of the Planning Commission for the City of

Bedford. As an involved Citizen of Bedford, he remains committed to the quality of life in our historic city. We recognize and congratulate Bob for all his efforts. Mr. Erdos said it was a pleasure to serve the community.

Acting City Manager, Michael Mallis announced the Recycling Grant the City just received. The monies would be spent for two Shred Days for the residents and the blue recycling bags. The Ellenwood Grant would be posted for bid shortly. He congratulated Mayor Koci on his induction into the Bedford High Distinguished Hall of Fame.

No reports from Assistant Law Director John Montello, Councilman Genutis and Councilman Pozar.

Councilwoman Spinks urged everyone to not park on the streets during the winter season and to be kind to their neighbors. She was attending the National League of Cities conference where she hoped to bring back new ideas.

Councilwoman Zolata announced the Historical Society Reverse Raffle was Saturday, March 8, 2014. She spoke very highly of the job well done by the Service Department and explained the side streets were not salted because the chemicals killed a lot of the grass in the yards and residents complained. She was happy to hear the City received a Recycling Grant. She pointed out a problem on 76 Henry Street. Mrs. Zolata congratulated Mayor Koci on his induction in to the Bedford High Distinguished Hall of Fame. She invited everyone to the Ward meeting on Monday, March 10, 2014 at 7:00 p.m. for Wards 3 and 5.

Councilwoman Mizesak felt Council had turned a new leaf since the beginning of the year. She thanked Mr. Mallis on handling the sidewalk being shoveled on the dip on Turney Road. She congratulated Mayor Koci and Sam Meredith on their induction into the Bedford High Distinguished Hall of Fame.

Councilman Saunders and Councilwoman Mizesak appreciated the Code Red message that Mr. Mallis sent to the residents. Mr. Mallis explained how the system worked; however, if the resident wasn't signed up for the Code Red call they would not get the call. Mr. Saunders urged everyone to uncover the fire hydrants from the snow. He informed Mrs. Zolata the Landbank just sold the 76 Henry Street home; the first buyer loan fell through.

Mayor Koci suggested everyone thank their mail delivery person and rubbish collectors. Council had started the interviewing process for the City Manager position. He talked about the different program for the prescription program for the residents. He was elected as Vice-Chair of First Tier Suburbs.

ORDINANCE NO. 9152-14, AN ORDINANCE AUTHORIZING ADDITIONAL WORK FOR WASTECORP PUMPS, LLC. AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Zolata seconded by Spinks to place Ordinance No. **9152-14** on third and final reading and passed.

Mr. Mallis noted this work was performed by one of the City's employees for a raw sewage sludge pump.

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

ORDINANCE NO. 9153-14, AN ORDINANCE TO LEVY ASSESSMENTS FOR DELINQUENT WATER BILLS AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

Motion made by Zolata seconded by Genutis to place Ordinance No. 9153-14 on first reading.

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

Mayor Koci referred to the five pages of names that totaled \$45,000+; most of the list was vacant or foreclosed homes.

Motion made by Saunders seconded by Pozar to accept the Planning Commission's recommendation of February 19, 2014, John Swidrak and Michael Reyzis for Art of Beauty, 200 Egbert Road, Bedford, OH for exterior alterations. This was the old Taylor Chair building.

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

Motion made by Zolata and seconded by Spinks to accept the Planning Commission's recommendation of February 19, 2014, CT Consultants, Inc., for Carylwood Intermediate School, 1387 Caryl Drive, Bedford for a new canopy at the main entrance to the existing building.

The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Spinks, Koci, Mizensak, Genutis. 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 concerns.

Nancy Lachowski, 197 Wandle Avenue, asked if there had been an increase to the City's water rate. Mr. Mallis said he would check into it. She appreciated the Code Red calls the City sent to the residents. She also questioned the rates regarding the City's Time Warner contract. Mr. Mallis replied the City was looking into another option for cable service. It was determined that each individual paid a different amount because of the different packages or the specials offered at the time of signing.

Frank Spiker, 20 Williams Street, had concerns regarding the status of Ben Venue. Mayor Koci explained the first round of bids were January 31, 2014. Mr. Mallis explained the numerous meetings with Ben Venue, which included not only the City Administration but the State of Ohio and Cuyahoga County representatives. There were two types of bids; the business itself and the other was the facility. Currently there was 400-500 employees employed at the facility by Jansen but this was not long term. There will be a section in the spring newsletter addressing Ben Venue to keep the residents up to date. Mr. Spiker asked if there were any prospects for the Tinkers Creek Commerce Park vacant buildings. Mr. Mallis said Art of Beauty was moving into the old Taylor Chair facility. The economy had affected the filling of any vacant building. He explained the City had a new professionally designed business packet to market Bedford.

Dana Best-Mizensak, 35 Santin Circle, Director of the Bedford Historical Society, spoke about the importance of the Bedford Historical Society. She noted several new programs and the focus in the upcoming years; this year would be its 60th year anniversary. She urged everyone to visit the Historical

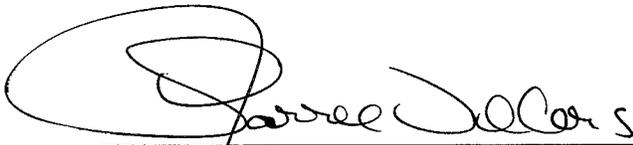
Society. She closed with, "Museums were not nice to have; they were neat to have because they were the Nations story tellers". On Sunday, April 13, 2014 the Historical Society would hold an Open House, 2:00 p.m. to 5:00 p.m. (See attached)

Jim O'Neil, 155 Gould Avenue, asked if Governor Kasich was involved with the Ben Venue situation. Mr. Mallis said the Governor had been extremely helpful supporting Bedford with representatives from his office. There were also representatives from Senator Portman, Senator Brown, and Congresswoman Fudge Offices, Cuyahoga County, the City's Administration and Council members.

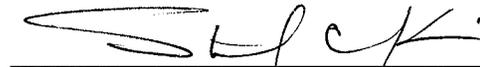
Sabrina Future, 15 Charles Avenue, questioned how to update a phone number on the Code Red alert. Mr. Mallis suggested she contact the Police Department. Ms. Future suggested some type of youth community service program to clean the snow from around the fire hydrants. Mayor Koci noted there were 900 fire hydrants in the City.

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

Meeting adjourned at 9:00 P.M.



Clerk of Council



Mayor – President of Council