

COUNCIL WORK SESSION

MONDAY, MARCH 7, 2016

6:30 P.M. PROMPT

- **DISCUSSION OF AGENDA**

- **DISCUSSION OF TAFT PARK IMPROVEMENTS**

- **DISCUSSION OF RE-APPOINTMENT TO THE ARTS & CULTURAL BOARD**
(Gina Pieragostine)

- **EXECUTIVE SESSION** – (Personnel - Discipline/Discharge / Economic Development)

Bedford City Council met in a Work Session at Bedford City Hall on Monday, March 7, 2016 at 6:33 p.m.

Present: Council Members: Vice-Mayor Paula Mizsak, Sandy Spinks, Walter Genutis, Marilyn Zolata, Greg Pozar, Don Saunders. Absent: Mayor Stan Koci. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi, Law Director John Montello, Clerk of Council Lorree Villers.

Vice-Mayor Mizsak began discussion of the Regular Council Meeting agenda.

Council had no changes to the minutes of the Work Session and the Regular Meeting of February 16, 2016.

ORDINANCE NO. 9361-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COMMUNITY COLLEGE DISTRICT ("CCC") FOR USE OF THE BEDFORD CITY JAIL FACILITIES ("JAIL")

Mr. Mallis and Mr. Montello again explained this was similar to the recent UH contract and the City expected maybe 5-8 people annually. Discussion was held regarding medical insurance costs/coverage while these people were being detained. Mr. Gambosi and Mr. Montello explained the claims would be processed like any other claim; their insurance first then the City's. If the person needed medical assistance an ambulance would need to be called. Mr. Gambosi explained the City had liability insurance coverage.

The motions to appoint Dana Best-Mizsak and Matthew Stewart to the Arts & Cultural Board were addressed at the previous Work Session and moved to tonight's Regular Council Meeting.

ORDINANCE NO. 9365-16 AN ORDINANCE AMENDING ORDINANCE NO. 8830-11 "MUNICIPAL SWIMMING POOL" SECTION 1103.01 ENTITLED "FEES" OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY

Mr. Mallis determined that fees associated with usage of the Bedford Municipal Pool needed to be adjusted to better recover the real costs of pool operations. Council agreed the fees needed to be increased as follows:

	<u>Resident</u>	<u>Non-Resident</u>
Family of 4	\$100	
*each additional person	\$15	
Individual	\$40	
Seniors (60+)	\$20	
Daily-Resident	\$5	
Daily-Non Resident (Must be with resident)	\$10	
Learn to Swim	\$40	\$60
Learn to Swim (Family 3+ children)	\$90	\$140
Swim Team	\$40	\$60
Swim Team (Family 3+ children)	\$90	\$140

ORDINANCE NO. 9366-16 AN ORDINANCE ENACTING SECTION 1105.04 ENTITLED "RECREATION PROGRAM REGISTRATION FEES" OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY

Mr. Mallis determined that fees associated with Bedford Recreation Program Registration need to be adjusted to better recover the real costs of the programs for residents and non-residents. Council agreed the fees needed to be increased as follows:

	<u>Resident</u>	<u>Non-Resident</u>
Basketball	\$40	\$60
Baseball/Softball	\$40	\$60
Soccer	\$40	\$60
Family (3+ children)	\$90	\$140
Playground/Summer Camp	\$500	N/A

It was determined with the proposed fee increases the fees were lower than most communities and some of the fees hadn't been increased since the 1990's.

ORDINANCE NO. 9367-16 AN ORDINANCE AMENDING ORDINANCE NO. 9342-15 MAKING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2016 AND DECLARING AN EMERGENCY

Mr. Gambosi explained the increase or decrease in appropriation requests were as follows: General Fund: The increases in appropriations for 2015 in the general fund was due mostly to Police clothing and longevity for Council Clerk which was not included with original budget. Fund 200 CDBG Fund: To allow expenditure of taxes on homes 775 and 831 Lincoln that the City sold. Fund 212 Fire Equipment Fund: This amount was for the Stryker grant from BWC. Fund 213 Grants Fund: After review of the grants that had unspent money in 2015, the City needed to appropriate these amounts in 2016. Also new grants and donations needed to be appropriated for 2016. He also combined all Eagles grants for 2016. Fund 214 Fire Medic Levy Fund: To adjust Budget to final grant figures for Safer Grant in 2016. Fund 304 SA Bond Debt Service Fund: To account for advances back to the General Fund of leftover funds as there was no more debt to be paid from this fund. Fund 403 Capital Improvement Fund: To authorize and appropriate additional funds for two Police cars. Fund 500 Water Fund: To account for 5 year \$1.4 million bond issue in 2016 for water meters and final bill for Broadway water main in the amount of \$1,750.

Discussion of the Regular Meeting agenda was concluded.

DISCUSSION OF TAFT PARK IMPROVEMENTS

Mr. Mallis said it would be the desire of Council whether they thought the dog park was a good idea for Bedford and if it should be discussed at the upcoming Ward meetings. Council agreed the topic should be mentioned during each Ward meeting. Mr. Pozar was in support of the park. It brought people together in a social type atmosphere which he felt was a good thing. Various ground materials were mentioned along with disposal bags and containers which would be available if the park became a reality.

DISCUSSION OF RE-APPOINTMENT TO THE ARTS & CULTURAL BOARD

Gina Pieragostine's term expired April 2016 and Mrs. Spinks told Council Mrs. Pieragostine was interested in being re-appointed. She had Council's support.

Motion made by Genutis and seconded by Spinks to go into an executive session to discuss personnel pertaining to discipline and discharge and economic development. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Mizsak. Nays: None. Motion carried unanimously.

At 7:07 p.m., Bedford City Council, City Manager Mallis, Finance Director Gambosi and Law Director Montello went into an executive session to discuss personnel pertaining to discipline and discharge and economic development.

Executive session adjourned at 7:57 p.m.

Motion by Spinks and seconded by Genutis to adjourn work session. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Mizensak. Nays: None. Motion carried unanimously.

Work Session adjourned at 8:00 p.m.


Clerk of Council


Vice-Mayor

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 16, 2016
 - b. Approval of Minutes of the Regular Meeting of February 16, 2016
5. PRESENTATIONS
6. OLD BUSINESS
 - a. Ordinance No. 9361-16 contract w/Cuyahoga Community College District (1st Rdg 2/16/16)
7. REPORTS
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports
8. NEW BUSINESS
 - a. Motion to appoint Dana Best-Mizsak to the Arts & Cultural Board (4 year term) (roll call)
 - b. Motion to appoint Matthew Stewart to the Arts & Cultural Board (4 year term) (roll call)
 - c. Motion to accept the Planning Commission recommendation of February 17, 2016 Joel Copley – Ganley, 250 Broadway Avenue who is seeking to construct a 3,666 square foot addition on the East side of the existing building (roll call)
 - d. Ordinance No. 9365-16 amend Ord. No. 8830-11, §1103.01 Municipal Swimming Pool Fees
 - e. Ordinance No. 9366-16 enacts §1105.04 Recreation Program Registration Fees/Playground
 - f. Ordinance No. 9367-16 amend Ordinance No. 9342-15 making additional appropriations
9. HEARING OF CITIZENS
10. ADJOURNMENT

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

Bedford City Council met in Regular Session at Bedford City Hall on Monday, March 7, 2016. Vice-Mayor Mizsak called the meeting to order at 8:05 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Absent: Mayor Koci.

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

Motion made by Zolata and seconded by Pozar to approve the minutes of the Work Session Meeting of February 16, 2016. The roll was called. Vote – Yeas: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Spinks to approve the minutes of the Regular Meeting of February 16, 2016. The roll was called. Vote – Yeas: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9361-16 AN ORDINANCE AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COMMUNITY COLLEGE DISTRICT (“CCC”) FOR USE OF THE BEDFORD CITY JAIL FACILITIES (“JAIL”) PLACED ON FIRST READING FEBRUARY 16, 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Genutis seconded by Pozar to place Ordinance No. **9361-16** on second reading.

Mr. Montello explained this was a contract with Cuyahoga County to allow the Cuyahoga Community College District to utilize the Bedford jail facilities. Cuyahoga Community College housed their prisoners at Bedford’s jail.

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

The Administration and Council was pleased with the recent Historical Society event. The residents were encouraged to vote in the primary election on Tuesday, March 15, 2016.

City Manager Michael Mallis explained the Columbus Road Bridge would be closed from May 24th to July 27th, 2016. The annual parade will not be affected. The Union Street Bridge project was completed today. The RFQ regarding the property adjacent to the Metroparks had sparked some interest from three different restaurant chains. He announced the Wards 1 & 2 meeting would be Monday, March 14, 2016 at 7:00 p.m. He urged everyone to attend the Ward and Regular Council meetings over the next 6-9 months.

No report from Law Director John Montello.

Finance Director Frank Gambosi said the Tax Department was ramping up for the tax season. The Finance Department was being trained on the new financial software package which was very tasking and expensive.

Councilwoman Zolata talked about the partnering of Meals on Wheels and BJ’s. BJ’s donated \$5,000 and a refrigerator to the Meals on Wheels. She gave kudos to the Service Department who diligently worked on the water main break in her Ward. She mentioned there was a need for the chipper service due to the winter season winds.

Councilwoman Spinks urged everyone if there was suspicious activity in their neighborhoods to call the Police Department, City Hall or her. She said the residents were the eyes and ears of the community. Mr. Mallis told a story about a traffic violator that just got arrested because someone reported a person driving a red truck who was breaking the law at a specific location every morning. Mrs. Spinks then mentioned she had seen a coyote outside her window one morning. Mr. Mallis explained the Administration was in the process of setting up a spokesperson to educate the residents on coyotes and deer behavior. Mrs. Spinks urged everyone to attend the free FriDates concert this coming Friday at LOHV at 7:30 p.m.

Councilman Genutis urged others to attend the Bedford Garden Club meetings where he found interesting speakers. He announced the Bedford Garden Club would also have vegetable seeds this year at their annual plant sale.

Councilman Pozar stated for the record that James Chappell was interested in serving on the Board of Zoning & Appeals. He encouraged the Bedford Garden Club to support Councilman Genutis in forming the Farmer's Market in downtown Bedford. He gave kudos to Mr. Gambosi's efforts regarding the Standard and Poor's report and questioned if the ratings increased when it would be revised/amended. Mr. Gambosi explained Standard and Poor's and Moody would address the City's financials either annually or every two years. Mr. Pozar proudly announced the 96th birthday of Stanley Patrick Pozar who recently received a certificate for serving in the United States Army.

Councilman Saunders reminded everyone that he warned everyone a year ago that the County would not keep their schedule regarding the Columbus Road Bridge project. He urged everyone to vote and pay attention to the Westside bow method deer culling topics that were on the ballot. He noted there were also coyote and fox problems in Bedford. He suggested the Service Department patch some of the concrete street chuckholes and joints to prolong the life of the streets. He asked what the turnaround time/travel time was from the time the Police Department alerted the snowplowing crew because of them living out of town. Mr. Mallis explained the Police Department needed to make a judgement call of the road/weather conditions before the roads became too dangerous. After the call was made the Crew Leader assessed the situation and then called in the snowplowing crew. He referred to the recent situation and explained it was a misunderstanding of the Officer who thought the snowplowing crew normally started at 7:00 a.m.; however, they started at 8:00 a.m. It was an honest mistake by the Officer and Mr. Mallis ensured it would not happen again. Mr. Saunders said some of the neighbors had concerns because the employees were not local and there could be a delay in time. Mr. Mallis said normally the snowplowing crew could be on the roads in 30+ minutes and the problem wasn't because employees lived out of town it was the Officers' responsibility to make the judgement call before conditions continued to worsen.

Vice-Mayor Mizsak welcomed everyone to the meeting. She asked if the Service Department could start cleaning the streets with the street cleaners. She thanked Mrs. Best-Mizsak for allowing her to be a Historical Society trustee; the event was very nice.

Motion made by Zolata seconded by Spinks to appoint Dana Best-Mizsak to the Arts & Cultural Board. The roll was called. Vote – Yeas: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Saunders to appoint Matthew Stewart to the Arts & Cultural Board. The roll was called. Vote – Yeas: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Genutis and seconded by Zolata to accept the Planning Commission recommendation of February 17, 2016 regarding Joel Copley, 309 Monroe St. Monroeville, OH – Ganley, 250 Broadway Avenue who is seeking to construct a 3,666 square foot addition on the East side of the

existing building. Mr. Mallis explained the addition would be on the left side of the existing building to house vehicles and was unanimously approved by the Planning Commission. The roll was called. Vote – Yeas: Zolata, Spinks, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

ORDINANCE NO. 9365-16 AN ORDINANCE AMENDING ORDINANCE NO. 8830-11 “MUNICIPAL SWIMMING POOL” SECTION 1103.01 ENTITLED “FEES” OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Mr. Mallis determined that fees associated with usage of the Bedford Municipal Pool needed to be adjusted to better recover the real costs of pool operations.

Motion made by Pozar seconded by Zolata to place Ordinance No. **9365-16** on first reading.

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

ORDINANCE NO. 9366-16 AN ORDINANCE ENACTING SECTION 1105.04 ENTITLED “RECREATION PROGRAM REGISTRATION FEES” OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Mr. Mallis determined that fees associated with Bedford Recreation Program Registration need to be adjusted to better recover the real costs of the programs for residents and non-residents.

Motion made by Pozar seconded by Genutis to place Ordinance No. **9366-16** on first reading.

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

ORDINANCE NO. 9367-16 AN ORDINANCE AMENDING ORDINANCE NO. 9342-15 MAKING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2016 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Saunders seconded by Genutis to place Ordinance No. **9367-16** on third and final reading and passed.

Mr. Gambosi explained the increase or decrease in appropriation requests were as follows: General Fund: The increases in appropriations for 2015 in the general fund was due mostly to Police clothing and longevity for Council Clerk which was not included with original budget. Fund 200 CDBG Fund: To allow expenditure of taxes on homes 775 and 831 Lincoln that the City sold. Fund 212 Fire Equipment Fund: This amount was for the Stryker grant from BWC. Fund 213 Grants Fund: After review of the grants that had unspent money in 2015, the City needed to appropriate these amounts in 2016. Also new grants and donations needed to be appropriated for 2016. He also combined all Eagles grants for 2016. Fund 214 Fire Medic Levy Fund: To adjust Budget to final grant figures for Safer Grant in 2016. Fund 304 SA Bond Debt Service Fund: To account for advances back to the General Fund of leftover funds as

there was no more debt to be paid from this fund. Fund 403 Capital Improvement Fund: To authorize and appropriate additional funds for two Police cars. Fund 500 Water Fund: To account for 5 year \$1.4 million bond issue in 2016 for water meters and final bill for Broadway water main in the amount of \$1,750.

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

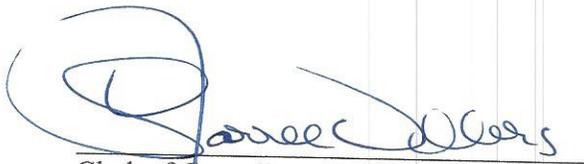
Vice-Mayor Mizsak said that concluded the business portion of the meeting and asked if anyone in the audience had any comments.

Kathy Williams, 491 Lamson Avenue, questioned the fees associated with Ordinance Nos. 9365-16 and 9366-16. Mr. Mallis referred to the proposed increased fees listed in the two ordinances. He explained even with the increases the fees were lower than most surrounding communities. He added some of the fees had not been increased since the 1990's. Mrs. Williams referred to the Bedford Heights lawsuit in regards to the death of a Shaker Heights man. She had concern whether the Bedford Police Officers were trained/educated on prisoners with mental health issues. Mr. Mallis and Mr. Gambosi assured her the Officers took continuing education classes for various and additional training. Mr. Mallis stressed that the City Administration hired those Officers that scored highest on the Civil Service test always. He would ask Chief Nietert exactly what types of training the Bedford Officers signed up for continuing education. Mrs. Williams wondered if the City's insurance would cover an incident like this in the Bedford Jail. Mr. Gambosi explained the City had insurance coverage for various situations. Mr. Mallis would not comment on the article as he did not know all the particulars. Mr. Pozar explained the City of Bedford Heights did not have to pay the money that was awarded in the lawsuit out of its general fund. The insurance company would handle the claim. Mr. Gambosi said there were insurance professionals in place that checked to make sure Cities had adequate/proper coverages.

Dana Best-Mizsak, 35 Satin Circle, listed the seven vandalism issues the Historical Society had experienced since July 2014. (See attached)

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

Meeting adjourned at 8:57 P.M.


Clerk of Council


Vice-Mayor