

**COUNCIL WORK SESSION
MONDAY, MAY 18, 2015
6:30 P.M. PROMPT**

- **DISCUSSION OF AGENDA**

- **DISCUSSION OF BOARD OF BUILDING STANDARDS & APPEALS**
(Yvonne Sudbury) (11/3/14, 11/17/14, 12/1/14, 12/15/14, 2/2/15, 4/6/15 and 5/4/15)

- **EXECUTIVE SESSION** – (Litigation)

PLEASE TURN OFF ALL CELL PHONES BEFORE WORK SESSION

(Council minutes and Agendas posted at www.bedfordoh.gov)

Bedford, Ohio

May 18, 2015

Bedford City Council met in a Work Session at Bedford City Hall on Monday, May 18, 2015 at 6:30 p.m.

Present: Council Members: Mayor Stan Koci, Paula Mizsak, Marilyn Zolata, Walter Genutis [joined at 6:38 p.m.], Don Saunders [joined at 6:38 p.m.], Greg Pozar. Absent: Sandy Spinks. Administration: City Manager Michael Mallis, Law Director John Montello, Finance Director Frank Gambosi, Clerk of Council Lorree Villers. Also Present: Jeanne Kin, 267 Bexley Drive.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council did not have any issues with the minutes of the Work Session and Regular meetings and Public Hearing of May 4, 2015.

Resolution No. 2489-15 approved and accepted the proposed 2015 tax budget for year 2016. (1st Reading 4/20/15- 2nd Reading 5/4/15 -Public Hearing 5/4/15) Mr. Gambosi requested this be read as a final reading this evening. Mr. Gambosi explained the three reasons were as follows: 1) allowed the County Auditor to set a *property tax rate* for the next year, 2) allowed the City of Bedford to receive the Undivided Local Government and Local Government Revenue Assistance in the next year and, 3) allowed the County Auditor to provide the City with a "Certificate of Estimated Resources".

Ordinance No. 9263-15 was a contract with B-Dry System Inc. for repairs at 132 Woodrow in the amount of \$5,900. Previously this was a City owned home and there were a few items that needed to be addressed through the City. The home caught on fire in June 2014 and the items were not completed as promised. B-Dry Systems would address the leakage on the one wall in question.

Ordinance No. 9264-15 was a purchase agreement with Yolanda Thomas for residence at 166 Woodrow in the amount of \$88,000. Ms. Thomas met the NSP qualifications and was eligible to purchase the home. Council had no issues with the sale.

Ordinance No. 9265-15 was a purchase agreement with King Hou Lam for residence at 700 Wellman in the amount of \$21,500. This home was previously purchased by the City as an extension to Taft Park knowing it had many violations. The Administration had concerns of selling the home because of the numerous current violations. It was determined the cost of repairs exceeded the sale price and it could be more of an issue than previously discussed. The home had deteriorated over the years and was not fit to be sold to be remodeled. Discussion was held and it was determined the home would be listed for the Round II of the demolitions in 2016.

Ordinance No. 9266-15 was a purchase agreement with Julie Miller for residence at 526 Belle in the amount of \$53,000. This City owned home was purchased for \$59,000 years ago. There were \$4,000 of needed repairs to bring the home up to City code. It was determined the City could do some of the repairs and cleaning within the 30-day timeframe. Council had no issues with the sale.

Ordinance No. 9267-15 was an agreement with Kemira Water Solutions, Inc. The WWTP used 160,000 dry pounds of Liquid Ferric Chloride to cleanse the water prior to expelling it into the creek. This product was used on an as needed basis.

Ordinance No. 9268-15 was an agreement with AT&T Global Services, Inc. in the amount of \$122,292.44. Mr. Mallis explained the many problems the system was experiencing including the sporadic non-working voicemail. It was determined the phones had to work properly to run the City efficiently so it was time to purchase a new system that could be upgraded easily plus the cost was less than the State Purchasing price. Another bonus was all the City phones would be connected which was not the way it was currently set up. Mr. Pozar asked if Simplex also handled the phones and what was their monthly cost. Mr. Gambosi said Simplex only worked on the computers and he was not sure of their open ended contract

monthly cost. The phones and computer issues were separate problems and separate companies. The drain on the computers was believed to be the amount of stored department data, the numerous cameras and the Court's information.

Ordinance No. 9269-15 was an agreement with State Alarm in the amount of \$11,200. The current panic button alerts were still being sent to the old Dispatch Center and not the new one in Bedford Heights. The new upgrade would allow a selected few to receive text message alerts so they were aware of problems.

Ordinance No. 9270-15 amended Chapter 915.02 "Garbage and Refuse". Mr. Montello explained the Codified needed to be amended so any expense or cost incurred by the City for collecting and disposing of garbage/refuse collection, recycling and disposal would be paid by the owner of the building or premises. This includes any unpaid fees for garbage/refuse collection, recycling and disposal removal as outlined in Section 915.02. These expenses/costs incurred by the City would be recovered by an action at law or assessed against the lands of the owner, shall become a lien thereon and shall be collected in the manner provided by law for assessments. The Finance Director shall establish by July 1st of each year, an estimate of the next year's solid waste collection costs and projected fees. The fees shall be determined as follows: 1) Estimating the next year's expected solid waste collection costs, 2) Estimating the year-end balance in Fund #221, and 3) the Estimated "Required Resources" would be the sum of next year's expected costs; plus the repayment of any expected advances during the current year; less the expected year fund balance; the sum shall be increased by the delinquency percentage experienced in the current year's first half collection of the refuse assessments by the County Auditor and any indirect cost or allocations incurred by any department by providing services. 4) As of July 1st of the current year, the Finance Director would determine and identify the number of parcels having a one-family, two-family or three-family dwellings listed on the County Auditor's records and assessed as \$14.00 for a single family dwelling, \$28.00 for a two family dwelling and \$42.00 for a three family dwelling. Mayor Koci suggested if it were a two or three family dwelling the cost be adjusted at a lower cost. It was determined this was not a good way to handle this situation. Mr. Saunders questioned how the price could be determined if the City hadn't went out for bid and didn't know the actual price. Plus maybe there should be a limit to the amount of rubbish per household. Mr. Gambosi said this assessment would be handled the same as the street lighting assessments. Vacant homes, delinquencies and the container cost were built into the monthly fee. It was determined there were 250 double and triple units in Bedford and the four unit dwellings had to contract with a private hauler. Another focus was to make recycling easier so the rubbish tonnage would decrease which would also be a cost savings. It was determined with the previous State budget cuts and the loss of Ben Venue it was unfortunately time to assess for rubbish collection.

Ordinance No. 9271-15 levied assessments for Garbage and Refuse for 1, 2, 3 family dwellings. Mr. Montello explained the Ohio Revised Code Sections and soon to be revised Chapter 915 of the Codified Ordinances permit the assessment for the collection and disposal of garbage/refuse collection, recycling and disposal. Codified Chapter 915 would provide the Finance Director to establish an estimate of the next year's solid waste collection costs and projected fees for the purpose of establishing the applicable rates for the following year to be charged by the City of garbage/refuse collection, recycling and disposal. This basically allowed Mr. Gambosi to set the rates.

Ordinance No. 9272-15 condemned the property and structures at 58 William Street (P.P. #814-14-091). Mr. Mallis explained the City had tried to resolve the issues with the owner but he was unresponsive so this was next necessary step. When Mr. Mallis personally delivered the letter to the homeowner, he would not answer the door. Plus the property currently did not have utilities on in the home. Mrs. Zolata understood there was a warrant for the property owner's arrest. Mr. Mallis replied, she had heard right.

Resolution No. 2491-15 requested the County Auditor to advance taxes from tax levy proceeds for 2015 collected in 2016. Mr. Gambosi explained this allowed the County Auditor to advance the taxes from the proceeds of tax levies for the year 2015 collected in 2016. This was an annual ordinance.

Resolution No. 2492-15 was a consortium contract for garbage/refuse collection, recycling and disposal. Mr. Mallis explained this allowed the consortium with the cities of Bedford, Bedford Heights, and the Villages of Orange and Walton Hills for a better bid for rubbish and recycling costs. There wasn't any clear understanding as to why Highland Heights would not allow the piggyback option. Mr. Saunders suggested Northfield might be interested in joining the consortium but he did not know if it were possible because they were in Summit County.

Motion to appoint John Montello and Frank Gambosi as the City's designees for the Ohio Auditor of State's Office Public Records Training on May 22, 2015. There were no questions.

Motion to re-appoint Helen Briggs to the Planning Commission was a 4 year term. The Administration and Council had no issues on Mrs. Briggs re-appointment.

Motion to appoint Vivian Maldonado to the Arts & Cultural Board was a new appointment serving a 4 year term. Council had no issues.

Motion to appoint John Romeo to the Arts & Cultural Board was a new appointment serving a 4 year term. Council had no issues.

DISCUSSION OF BOARD OF BUILDING STANDARDS & APPEALS

(Yvonne Sudbury) (11/3/14, 11/17/14, 12/1/14, 12/15/14, 2/2/15, 4/6/15 and 5/4/15)

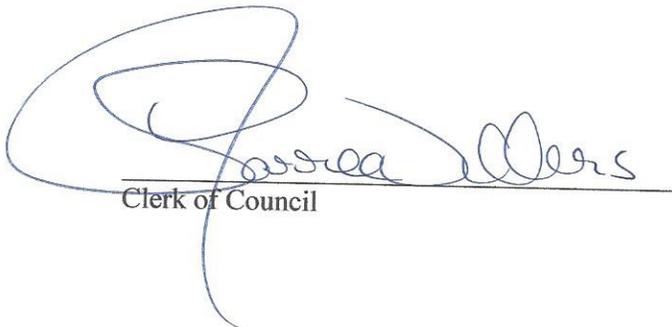
Council had previously discussed this appointment but was waiting on a couple applicants to submit their information; however, the applicants did not follow through. It was determined Ms. Sudbury was still interested and would be appointed at the June 1, 2015 Regular Council meeting.

Discussion of the Regular Meeting agenda was concluded.

At 7:30 p.m., Bedford City Council, City Manager Mike Mallis, Finance Director Frank Gambosi and Law Director John Montello went into an executive session to discuss Litigation.

Executive session adjourned at 7:57 p.m.

Work Session adjourned at 7:59 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 May 4, 2015
 - b. Approval of Minutes of the Regular Meeting of May 4, 2015
 - c. Approval of Minutes of the Tax Budget Public Hearing of May 4, 2015
 5. **PRESENTATIONS** (None)
 6. **OLD BUSINESS**
 - a. Resolution No. 2489-15 approving and accepting the proposed 2015 tax budget for year 2016
(1st Reading 4/20/15-5/4/15-PH 5/4/15)
 7. **REPORTS**
 - a. City Manager
 - b. Law Director
 - c. Finance Director
 - d. Council Reports
 8. **NEW BUSINESS**
 - a. Ordinance No. 9263-15 contract w/B-Dry System Inc. for repairs at 132 Woodrow (\$5,900)
 - b. Ordinance No. 9264-15 purchase agreement w/Yolanda Thomas for residence at 166 Woodrow (\$88,000)
 - c. Ordinance No. 9265-15 purchase agreement w/King Hou Lam for residence at 700 Wellman (\$21,500)
 - d. Ordinance No. 9266-15 purchase agreement w/Julie Miller for residence at 526 Belle (\$53,000)
 - e. Ordinance No. 9267-15 agreement w/Kemira Water Solutions, Inc.
 - f. Ordinance No. 9268-15 agreement w/AT&T Global Services, Inc. (\$122,292.44)
 - g. Ordinance No. 9269-15 agreement w/State Alarm (\$11,200)
 - h. Ordinance No. 9270-15 amending Chapter 915.02 "Garbage and Refuse"
 - i. Ordinance No. 9271-15 levying assessments for Garbage/Refuse/Recycling for 1, 2, 3 family dwellings
 - j. Ordinance No. 9272-15 condemning the property and structures at 58 William St (P.P. #814-14-091)
 - k. Resolution No. 2491-15 requesting County Auditor to advance taxes from tax levy proceeds for 2015 collected in 2016
 - l. Resolution No. 2492-15 consortium contract for garbage/refuse collection, recycling and disposal
 - m. Motion to appoint John Montello and Frank Gambosi as the City's designees for the Ohio Auditor of State's Office Public Records Training on May 22, 2015
 - n. Motion to re-appoint Helen Briggs to the Planning Commission (4 yr term)
 - o. Motion to appoint Vivian Maldonado to the Arts & Cultural Board (4 yr term)
 - p. Motion to appoint John Romeo to the Arts & Cultural Board (4 yr term)
 9. **HEARING OF CITIZENS**
 10. **ADJOURNMENT**

Bedford, Ohio

May 18, 2015

Bedford City Council met in Regular Session at Bedford City Hall on Monday, May 18, 2015. 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: Saunders, Zolata, Koci, Mizsak, Genutis, Pozar. Absent: Spinks.

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

Motion made by Mizsak and seconded by Pozar to approve the minutes of the Work Session of May 4, 2015. The roll was called. Vote – Yeas: Zolata, Koci, Mizsak, Genutis, Pozar. Nays: None. Abstain: Saunders. Motion carried unanimously.

Motion made by Zolata and seconded by Genutis to approve the minutes of the Regular Meeting of May 4, 2015. The roll was called. Vote – Yeas: Zolata, Koci, Mizsak, Genutis, Pozar. Nays: None. Abstain: Saunders. Motion carried unanimously.

Motion made by Mizsak and seconded by Pozar to approve the minutes of the meeting of Tax Budget Public Hearing of May 4, 2015. The roll was called. Vote – Yeas: Zolata, Koci, Mizsak, Genutis, Pozar. Nays: None. Abstain: Saunders. Motion carried unanimously.

RESOLUTION NO. 2489-15 BEING A RESOLUTION APPROVING AND ACCEPTING THE PROPOSED 2015 TAX BUDGET FOR THE YEAR JANUARY 1, 2016 TO DECEMBER 31, 2016 PLACED ON FIRST READING APRIL 20, 2015, SECOND READING MAY 4, 2015 AND THE PUBLIC HEARING ON MAY 4, 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Zolata seconded by Genutis to place Resolution No. 2489-15 on third and final reading and passed.

Mr. Gambosi explained the three (3) reasons were as follows: 1) allowed the County Auditor to set a *property tax rate* for the next year, 2) allowed the City of Bedford to receive the Undivided Local Government and Local Government Revenue Assistance in the next year and, 3) allowed the County Auditor to provide the City with a “Certificate of Estimated Resources”.

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

The Administration and Council announced the Memorial Day Parade would be May 25, 2015 at 10:15 a.m. in memory of those who served. Everyone appreciated their service. Mayor Koci asked everyone to take a moment to remember what Memorial Day really meant.

City Manager Michael Mallis explained the Building Department was working diligently on addressing the uncut lawns; 330 letters had been mailed to date. He mentioned the conversation that took place at the May 4, 2015 Council meeting regarding burglaries in the city. He clarified for the record that the Police Department had only received two (2) reports to date since November 2014. He stressed there was not a “rash of burglaries” in Bedford; increased patrols were underway. He stressed to everyone to call the

Police Department if they saw something suspicious. He announced and thanked the Automobile Dealers Association for their donation of \$18,200 for the City's new K-9 unit/dog in 2015.

No report from the Law Director John Montello.

Finance Director Frank Gambosi spoke on behalf of the 2015 budget regarding the \$1.8 million deficit the City was experiencing from the closing of Ben Venue for the year 2015 and the \$2 million deficit the City would experience in 2016. West Ward was much smaller than Ben Venue which was affecting the General Budget. City departments were making serious budget cuts and the employees were giving back through their hospitalization.

Councilman Saunders thanked everyone for well wishes as he recently went under knee surgery and the kind words from those regarding his son who left today to join the Navy. He urged everyone to attend and support the seasonal festivals. He asked Mr. Mallis about the semi-truck loads that were being delivered at the West Ward facility. Mr. Mallis would check into it; he was not sure of the total plans for the facility.

Councilwoman Zolata thanked the Service Department for their efforts in addressing the potholes/road repairs and the landscaping at the Old Church on the City Square. She observed the uncut lawns had decreased in number this year and mentioned the vacant lot on Henry Street needed to be cut. She thanked Mathew Saunders for serving in the Navy.

Councilwoman Mizesak announced she was honored to replace Mrs. Zolata's position at the Historical Society. She warned the residents about a California scam caller that claimed he was from the BBC. With assistance from the Police Department she found out this scam calling company had over 800 illegal counts against them. She asked about the truck use traveling west on Turney Road. Mr. Mallis thought it was taken care of.

Councilman Genutis was appreciative of the support the Community Garden had received from the City of Bedford. He spoke about the movie Mayor Gottschalk showed at the Bedford and Oakwood Village Student Government Day. He noted the numerous companies Oakwood Village had for cancer research facilities so he asked what Oakwood Village was doing regarding the prevention of cancer. He said not only did the City start a Wellness Program for the employees but the City provided a place for the residents to grow nutrient rich, chemical free food which he thought was a great service to the residents.

Councilman Pozar reported the recent document scanning project monitored by Clerk Villers was completed and came in under budget. He thanked Clerk Villers for her efforts. He spoke about an empty parcel on Forrest Drive valued at \$5,000. In 2013 the delinquency interest was \$711 and \$544 in 2014 with a \$30,000 tax balance. He reported Mr. Beverly was in the process of working with the County so the neighbors abutting the property would have an opportunity to put it to productive use. He felt some of the County's records were outdated which became an additional burden for the Building Department when trying to retrieve information. He spoke about the upcoming NLC registration opportunity in Nashville, TN. He previously requested a report from the last conference some of the Council members attended and to date he had not received a report from them. He recommended to Mayor Koci that he attend this conference representing the City. He believed most of what was offered at these conferences could be acquired at a later date through electronic means or word of mouth. He felt in these times of austerity that sending more than one representative was a luxury the City could not afford.

He was disappointed with the Bedford City School District that attempted to hold a forum for the mayors and council members of the four communities to seek input on desired qualities in a new Superintendent of Schools. This forum was on Monday, May 11, 2015 at the Bedford High School cafeteria. This forum was led by Finding Leaders, a group hired by the Bedford Board of Education to run the Superintendent

search. He was surprised that the School Board was not conducting these 9-10 forums. Only four Bedford Council members attended with no attendees from the other three communities. The School Board was responsible in the selection process of the placement or appointing the Superintendent and Treasurer. The forum was held to gather information whether the Superintendent should be rehired or replaced. He was surprised to learn at this forum the School Board had already made their decision prior to these 9-10 exercises not in terms of the new Superintendent but the rehiring of the current Superintendent. He encouraged the residents to question their School Board representative as to why they had decided to go the route they did. The School Board has not informed Council of their reasons. At the City of Bedford, the Council members went through the process as expected in placing/hiring certain employees that they were tasked to address. He stated for the record his disappointment of the School Board decision to go the route in which they did. He pointed out this evening the Administration and Council conducted a study of cost savings by the joint participation in a contract for garbage/refuse collection, recycling and disposal with Bedford Heights and the Villages of Orange and Walton Hills in an effort to save money. He asked Mr. Mallis why Highland Heights did not allow these four (4) cities to piggyback on their rubbish contract. Mr. Mallis explained after conversations with Highland Heights Law Director the "committee" was uneasy allowing the piggyback option. In the end, the "committee" determined not to allow the four communities to piggyback. The City of Bedford would move forward in the bidding process. Mr. Mallis said the City of Highland Heights really didn't give an exact reason.

Mayor Koci said unlike his colleague, he supported the decision of the School Board made in the administrator selection. He explained to Superintendent Micsak that he felt it was morally and ethically wrong to retire and be rehired even though it was legal. He did not feel as though a person should get paid twice for a job they were currently doing. The residents were paying the full pension and the reduced salary. Mr. Micsak could have continued his employment but with the change of the OPERS rules it was in the best interest if Mr. Micsak retired so he could receive the best retirement option currently available. The Mayor also thanked the Automobile Dealers Association for their donation for the K-9 unit. He enjoyed the performance at Glendale School today which the children enjoyed and got involved. He attended the memorial service of a Fallen Hero Private Brandon Sloan who was killed in Iraq in 2003. The memorial was for naming a section of SR 271 in his memory. He asked everyone to take a moment when they saw one of these types of signs along the highway.

Councilman Pozar clarified the previous remarks he made was not in regards to the rehiring of the Superintendent but rather the exercise of their function of the School Board in the process of selecting the new Superintendent. Before he judged the morality of a practice he said currently the law was the judge of the morality or lack of because it was legal to do what was discussed. He reminded Mayor Koci that Council actually allowed an employee to retire and be rehired simply because there was a 20% reduction in his salary at a reduced cost to the taxpayers. It was not the morality or legality of the practice but rather the function of the School Board and how they handled the selection process. The School Board had already made up their minds before the forums were scheduled. The only elected officials that showed for the forum was four (4) Bedford Council members. He was shocked that four elected officials were in an entire room with three strangers.

Mayor Koci felt the School Board was performing their duties as they saw fit. He felt the first thing the School Board should have done was fire Finding Leaders head hunters firm. He felt hiring within was a better avenue to take. Hiring a person from the outside was a flag telling the current employees they were not worthy and it was a bad message to send to the employees.

ORDINANCE NO. 9263-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH B-DRY STSTEM INC. – CLEVELAND FOR REPAIRS AT 132 WOODROW AVENUE 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: Saunders, Zolata, Koci, Mizesak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Mizesak to place Ordinance No. **9263-15** on third and final reading and passed.

Mr. Mallis explained this was the final steps to resolve the issues with this previously City owned home.

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

ORDINANCE NO. 9264-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AGREEMENT WITH YOLANDA THOMAS SELLING THE RESIDENCE AT 166 WOODROW AVENUE, BEDFORD, OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9264-15** on third and final reading and passed.

Mr. Mallis explained Ms. Thomas went through the process of purchasing a City owned NSP home through Cuyahoga County.

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

ORDINANCE NO. 9265-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AGREEMENT WITH KING HOU LAM SELLING THE RESIDENCE AT 700 WELLMAN AVENUE, BEDFORD, OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Mizesak seconded by Saunders to place Ordinance No. **9265-15** on third and final reading and passed.

Mr. Mallis explained this home was previously purchased to expand Taft Park and was never intended to renovate this property as it had significant violations.

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

ORDINANCE NO. 9266-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AGREEMENT WITH JULIE MILLER SELLING THE RESIDENCE AT 526 BELLE AVENUE, BEDFORD, OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9266-15** on third and final reading and passed.

Mr. Mallis explained this was a City owned property with the intentions of selling it.

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

ORDINANCE NO. 9267-15 AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH KEMIRA WATER SOLUTIONS, INC. BEING THE LOWEST, RESPONSIVE AND RESPONSIBLE BIDDER, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Genutis seconded by Zolata to place Ordinance No. **9267-15** on third and final reading and passed.

Mr. Mallis explained the City used 160,000 dry pounds of liquid ferric chloride per year. This chemical was used to clean the water before it was expelled into the creek.

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

ORDINANCE NO. 9268-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH AT&T GLOBAL SERVICES, INC. AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Saunders seconded by Pozar to place Ordinance No. **9268-15** on third and final reading and passed.

Mr. Mallis explained this project would upgrade the phones and voicemail system; the current system was having issues and the voicemail was not working adequately. The cost was less than the State Purchasing price.

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

ORDINANCE NO. 9269-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH STATE ALARM 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: Saunders, Zolata, Koci, Mizensak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizensak to place Ordinance No. **9269-15** on third and final reading and passed.

Mr. Mallis explained the panic buttons and security notifications were not being transferred to the new Dispatch Center so the upgrade was necessary; currently the alerts were going to the old Dispatch Center in Bedford. The upgrade also allowed selected individuals to receive text messages so they were aware of an issue.

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

ORDINANCE NO. 9270-15 AN ORDINANCE AMENDING CODIFIED ORDINANCE 915.02 ENTITLED “GARBAGE AND REFUSE” AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Mizensak seconded by Pozar to place Ordinance No. **9270-15** on first reading.

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

ORDINANCE NO. 9271-15 AN ORDINANCE DECLARING THE NECESSITY OF ASSESSING THE EXPENSE OF GARBAGE/REFUSE COLLECTION, RECYCLING AND DISPOSAL WITHIN THE CITY OF BEDFORD AND CERTIFYING TO THE COUNTY AUDITOR THE COSTS DUE TO THE CITY OF BEDFORD FOR GARBAGE AND RUBBISH COLLECTIONS AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Genutis to place Ordinance No. **9271-15** on first reading.

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

ORDINANCE NO. 9272-15 AN ORDINANCE CONDEMNING THE PROPERTY AND STRUCTURES LOCATED AT 58 WILLIAM STREET (P.P. No. 814-14-091), ORDERING ACTION 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: Saunders, Zolata, Koci, Mizensak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Genutis to place Ordinance No. **9272-15** on third and final reading and passed.

Mr. Mallis explained the City had tried to resolve the issues with the owner but he was unresponsive so this was the next necessary step. The owner currently did not have utilities on in the home.

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

RESOLUTION NO. 2491-15 BEING A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE TAXES FROM THE PROCEEDS OF TAX LEVIES FOR THE YEAR 2015 COLLECTED IN 2016 PURSUANT TO SECTION NO. 321.34 OF THE REVISED CODE OF THE STATE OF OHIO, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Pozar seconded by Mizensak to place Resolution No. **2491-15** on third and final reading and passed.

Mr. Gambosi explained this allowed the County Auditor to advance the taxes from the proceeds of tax levies for the year 2015 collected in 2016.

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

RESOLUTION NO. 2492-15 BEING A RESOLUTION FOR GARBAGE/REFUSE COLLECTION, RECYCLING AND DISPOSAL WITHIN THE CITY OF BEDFORD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Mizensak seconded by Pozar to place Resolution No. **2492-15** on third and final reading and passed.

Mr. Montello explained this allowed the consortium with the cities of Bedford, Bedford Heights, and the Villages of Orange and Walton Hills for a better bid for rubbish and recycling costs.

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

Motion made by Pozar seconded by Saunders to appoint John Montello and Frank Gambosi as the City's designees for the Ohio Auditor of State's Office Public Records Training on May 22, 2015. The roll was called. Vote – Yeas: Saunders, Zolata, Koci, Mizesak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to re-appoint Helen Briggs to the Planning Commission. The roll was called. Vote – Yeas: Saunders, Zolata, Koci, Mizesak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Genutis to appoint Vivian Maldonado to the Arts & Cultural Board. The roll was called. Vote – Yeas: Saunders, Zolata, Koci, Mizesak, Genutis, Pozar. Nays: None. Motion carried unanimously.

Motion made by Genutis seconded by Zolata to appoint John Romeo to the Arts & Cultural Board. The roll was called. Vote – Yeas: Saunders, Zolata, Koci, Mizesak, Genutis, Pozar. 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.

Jean Sapir, Southeast Branch Cuyahoga County Public Library, 70 Columbus Road, listed the Summer Programs.

Kathy Williams, 491 Lamson Street, asked about the property that was sold at 475 Lamson Street for \$5,000; she asked if this was managed by a bank. Mr. Mallis explained the City was checking into these types of sales; it could be some type of Tax Foreclosure process. The City was aware of these situations and was looking into it. She asked what the definition was for "residential structure"; does that include garages. She complained about a neighbor that was doing open burning/fire pit and her house smelled like smoke. She was not sure where the smoke was coming from but she thought the fire had to be 15 feet away from a residential structure. Mr. Montello would have to review the Codified Ordinances. Mrs. Williams previously saw a resident with a bonfire that the flames were 15 feet high. Mayor Koci stated bonfires were basically against the law because the fire had to be 1,000 feet away from a structure regardless whether there was food or not. She also attended the School Board forum with four other people and the "Parent" forum had seven attendees. The forums were not well attended at all.

Helen Briggs, 149 Grand Boulevard, thanked the Administration and Council for her re-appointment to the Planning Commission. She received a voicemail message from the School Board that stated it was for parents only so she did not attend because she has no children. She received the message less than 24 hours prior to the meeting. After trying to research the issue and finding nothing on the School's website, she felt as a voting taxpayer of the School District it was not handled very well, there was very poor communication and very poor information from the School Board. Mayor Koci said the City had nothing to do with this situation so he suggested she call her School Board representative. Mrs. Briggs worked for a head hunting firm and was fully aware of the costs involved. She felt the School Board needed to do more research and consideration before moving forward.

Orlando Rosario, 257 Deborah Lane, talked about a situation of the mistreated dogs located at 192 West Glendale that had been continuing since 2014. He strongly felt the dogs were being mistreated as they were chained without food and water for days. The Dog Warden suggested he call the Police Department when there was an issue. He felt the Officers had more important things to address. He hoped the Dog Warden could do something instead of bothering an Officer. Mr. Mallis said he would follow up with the Police Chief and Dog Warden on the issue.

Barbara McDaniel, 186 Center Road, presented Mr. Mallis pictures of the path she previously discussed with him. She reported there was a large piece of glass located at 246 Center Road. She felt there needed to be a Neighborhood Watch established. Mayor Koci announced she was the Historical Society Citizen of the Year.

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

Meeting adjourned at 9:25 P.M.



Clerk of Council



Mayor – President of Council