

**COUNCIL WORK SESSION
TUESDAY, SEPTEMBER 2, 2014**

6:00 P.M. PROMPT

- **DISCUSSION OF AGENDA**

- **DISCUSSION OF ASSUREVAULT – Permanent City Records 1930 to Present (Villers)**

- **DISCUSSION OF BEDFORD ARTS & CULTURAL BOARD RE-APPOINTMENT**
(Joyce Daunch)

- **DISCUSSION OF PLANNING COMMISSION RE-APPOINTMENT**
(Art Dickard)

- **DISCUSSION OF LINEWEAVER FINANCIAL GROUP (6/16/14-8-18-14 Work Session)**

- **DISCUSSION OF ELMER FLICK STATUE LOCATION (Fiberglass)**

- **DISCUSSION OF PURCHASING POLICY/GUIDELINES (Gambosi)**

- **DISCUSSION OF 2014 BUDGET DATES**

- **EXECUTIVE SESSION – (Personnel)**

Bedford City Council met in a Work Session at Bedford City Hall on Tuesday, September 2, 2014 at 6:03 p.m.

Present: Council Members: Mayor Stan Koci, Walter Genutis [joined late at 6:05 p.m.], Marilyn Zolata, Paula Mizensak, Greg Pozar, Don Saunders, Sandy Spinks. Administration: City Manager Michael Mallis, Assistant Law Director John Montello, Clerk of Council Lorree Villers, Building Commissioner Calvin Beverly. Absent: None. Also present: resident Ralph King.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Discussion of Agenda

Council had no changes to the minutes of the Work Session of August 18, 2014 and the Regular Meeting of August 18, 2014.

Ordinance No. 9190-14 amending Ord. No. 9107-13 Chapter 913.02 titled "Sewer Rates". Mr. Gambosi previously requested this be read as a first reading on July 21, 2014 and a second reading August 18, 2014 as pointed out by Clerk Villers. The Administration indicated the need for the increase because the City owned and operated its sewer utility for the benefit of its residents for many years. The City charged users of its sewer system with reasonable rates designed to cover the costs of operating, maintaining, and improving its sewer system. The City devotes all revenues derived from sewer service charges to the operation, maintenance, and improvement of its sewer system. The sewer rates and sewer service charges were based on water consumption and presently each user's water consumption was measured by monthly water meter readings, and water charges based on such readings were billed and collected monthly. Council determined that it was necessary to increase sewer service charges commencing October 1, 2014 to cover the projected costs of operating, maintaining and improving its sewer system, including, without limitation, paying debt service charges on its bonds and notes issued for improvements to the sewer system. It was determined Mr. Gambosi had submitted the increase information previously for Council's consideration. Mr. Gambosi requested a third reading this evening.

Ordinance No. 9191-14 amended Ordinance No. 9116-13 Chapter 913.03 titled "Rate Reduction for Senior Citizens and the Permanently Disabled". The Administration indicated the need for the increase because the City owned and operated its sewer utility for the benefit of its senior/disabled residents. The City charged users of its sewer system with reasonable rates designed to cover the costs of operating, maintaining, and improving its sewer system. The City devotes all revenues derived from sewer service charges to the operation, maintenance, and improvement of its sewer system. The sewer rates and sewer service charges were based on water consumption and presently each user's water consumption was measured by monthly water meter readings, and water charges based on such readings were billed and collected monthly. Council determined that it was necessary to increase sewer service charges commencing October 1, 2014 to cover the projected costs of operating, maintaining and improving its sewer system, including, without limitation, paying debt service charges on its bonds and notes issued for improvements to the sewer system. Mr. Gambosi requested a third reading this evening.

Ordinance No. 9204-14 rezoned property described herein from "R-2" to "B-2A" classification known as P.P. Nos. 811-01-020 and 811-01-021 located at 32 Greencroft Road. There was a Planning Commission Public Hearing on July 22, 2014 where several residents expressed their concerns; mostly on issues that did not pertain to the rezoning itself. Council read this Ordinance as a first reading on August 18, 2014 to give the residents an opportunity to express their concerns but nobody attended the meeting. Mrs. Spinks said she hadn't had any complaints about the rezoning. It appeared since the construction had ceased so had the complaints. She said they did a good job on the improvements. Mr. Saunders expressed his dislike of the fence that was too close to the sidewalk, the buffer zone and how some of these dealerships get away with

things. Mr. Beverly explained the former City Manager signed off on the fence and there wasn't anything the City could do about it now. Mrs. Spinks hoped the dealership would continue to maintain their property to avoid future complaints. It was noted the dealership had also improved property that wasn't even theirs but rather the City's. Mr. Genutis said it was hard to combine the past issues with the present issues.

Ordinance No. 9206-14 authorized a contract with Nicks Tree Service Division in the amount of \$16,825. Mr. Mallis explained the Service Director had determined that certain trees be removed in various locations throughout the City. Nicks Tree Service Division was the lowest and best quote Mr. Bellar received; the other quote was \$18,000. Mr. Mallis explained it sometimes gets tough using one bucket truck because it was in demand. Mr. Saunders explained he would have to abstain during the voting process because of his involvement in a legal lawsuit in another community. Mr. Montello agreed.

Ordinance No. 9207-14 authorized a contract with Comfort Systems USA in the amount of \$2,729. This was for a 5-ton compressor that the Building Commissioner determined the need to replace to increase the efficiency and capacity of our cooling system in the Police Department. Comfort Systems USA was the lowest and best quote.

Ordinance No. 9208-14 repealed §549.11, §549.12, §549.13 and §549.14 entitled "Weapons and Explosives". Mr. Montello explained that Chapters 549.11, 549.12, 549.13 and 549.14 of the Codified Ordinances were in conflict with Ohio Revised Code Section 9.68 dealing with Ohio Carry. Mr. Pucillo, President - Ohio Carry, contacted Clerk Villers regarding the conflict. (See attached)

Ordinance No. 9209-14 levied assessments for grass cutting on various lots in the City. Mr. Gambosi explained this was an annual housekeeping ordinance. The cost was for various lots in the City for grass cutting for the tax year 2014. The City and Administration hoped with the Building Department being proactive in 2014 the list would improve but there were still a lot of assessments. Conversation was held that some homeowners were deceased and the bill was going to this person. It was determined there could be various reasons why the name hadn't been changed on the paperwork. Some of the homes were going through the foreclosure process and the yards weren't being kept up. There were a few homes mentioned because of the large amount.

Ordinance No. 9210-14 repealed §1337 "Regulation of Dish-Type Satellite Signal-Receiving Antennas". Mr. Beverly and Mr. Montello explained the FCC controlled these regulations and the City could not regulate these size dishes.

Ordinance No. 9211-14 authorized a contract with Sherwin Williams in the amount of \$5,150 for a paint striper. The current striper needed replaced; the Service Department occasionally used the Recreation Department's striper. This was the lowest bid. Kudos was given to the Service Department for their hard efforts and continued services with less employees. Mr. Saunders remembered several years ago the striping was contracted out so maybe this could be an option in the future.

Resolution No. 2486-14 accepting amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to County Auditor. Mr. Gambosi explained this was an annual Resolution with no changes from 2013.

Motion to accept the August 19, 2014 recommendation of the TIRC. Mr. Gambosi explained a few of the items needed to be modified which Council would see before them at the next meeting. A couple of these businesses were not compliant.

Motion to accept the August 19, 2014 recommendation of the Planning Commission for Marilyn Wise, 25901 Emery Road, Suite 114, Cleveland, OH 44128 who was seeking to utilize 90 Woodrow Avenue as a group home. Mayor Koci was familiar with this type of sober living and the need for it. This

would assist these ladies in readjusting into society giving them the time they need in hopes they would continue the sober living. A House Manager would be present 24/7, random testing would be done to assure these ladies were living addiction free and clean, the home was very structured by qualified staff with zero tolerance for bad behavior. Mr. Beverly explained there were other things Ms. Wise was going to have to address concerning the Certificate of Occupancy; the process starts with him and ends with him. Mr. Saunders wasn't in favor of the group home; he considered it a boarding house. Mr. Pozar viewed it as an upscale half-way type house and thought a different type setting would be better instead of a house. Mayor Koci explained part of the process was for the setting to be as close as home living and that would be accomplished in a house not a commercial/business type building. It was determined Mr. Montello and Mr. Beverly would research the definition of a boarding house.

Ralph King, 107 Woodrow Avenue, said the neighbors had no idea this group home was being established in their neighborhood; he felt the City should have contacted everyone in the area per Codified Ordinance Chapter 1921.02 that speaks to "District Changes and Ordinance Amendments" and Charter Chapter IX Section 2 which lists the "powers" of the Planning Commission. After talking to Clerk Villers he realized Council was voting on a motion this evening not an Ordinance. He now understood motions and Ordinances were addressed differently. In Chapter 1915.24 he felt the group home would be performing "treatments" of some sort no matter how the word was spun so the home should not be allowed. He previously requested the August 19, 2014 Planning Commission meeting minutes and he did not like how Attorney Chris Soukup from Ziegler Metzger, Attorneys and Counselors represented Ms. Wise in the manner in which he addressed the Commission referring to Codified Ordinance Chapters 1927.02 (e), 1915.24 and Federal American with Disabilities Act. He felt no matter how the word "treatment" was being used this group home would be performing treatments at 90 Woodrow Avenue which was his opinion after reviewing Ms. Wise's website.

It was determined these ladies would be very structured on a daily basis using the 12 Step Program, prayer, mediation and daily chores by qualified staff 24/7. Mrs. Mizesak was concerned with the surrounding bars. It was determined these ladies would not be able to roam Bedford freely, they would have no house keys, no cars or boyfriends in the home. This group home was very structured assisting ladies that were struggling to reclaim their lives and health in a drug and alcohol free environment. Mr. Beverly reviewed the Codified Ordinances during the meeting and couldn't find anything in Chapters 1915, 1929 or 1942. He explained to Council he gave Clerk Villers information from the Department of Justice and the Department of Housing and Urban Development regarding Group Homes, Local Land Use and Fair Housing Act if Council wanted to review it. Council decided to table the motion this evening so Mr. Beverly and Mr. Montello could review this issue in more detail. Mr. Beverly felt the City really didn't have much of a say when it came to this type of group home.

DISCUSSION OF ASSUREVAULT – Permanent City Records 1930 to Present (Villers)

Clerk Villers understood the official permanent ordinances, resolutions, agendas and minutes in the Council Storage room had never been saved in any other format other than that of a paper hard copy. The records started in 1930 and if there was a disaster or a sprinkler malfunction the City could lose its original hard copy records and Bedford's history. As a Clerk of Council, she was responsible for maintaining the permanent records for City Council, Planning Commission, Board of Zoning Appeals, Board of Building Standards & Appeals, Art & Cultural Board, Assessment Equalization Board, Animal Control Board, Cemetery Registration (deceased) and issuance of original Cemetery Deeds. The quote before Council was from a company other cities had used which appeared to be reputable. She realized she would need to get additional quotes for consideration. After talking to John Boros at AssureVault, she had him submit a quote for discussion purposes only. AssureVault would pick up the records, remove all staples/paper clips, scan the documents and return them. The \$11,745 quote was an approximate cost; the scanning cost was based on the number of sheets of paper so the cost could vary. Another option was to have all the records searchable by using key words; in the last nine months she had spent several hours searching for public record requests. She explained Simplex-IT would have to download the information on the City server. Council thought it was something to consider and requested a presentation at the next Work Session.

DISCUSSION OF BEDFORD ARTS & CULTURAL BOARD RE-APPOINTMENT**(Joyce Daunch)**

Council wanted to know if Joyce Daunch was interested in being re-appointed. There was discussion that she had been the Arts & Cultural Board Chairman and maybe it was time for her to step down as Chairman, however, she could still remain on the Board. Clerk Villers was instructed to follow up with Ms. Daunch for the September 15, 2014 Work Session.

DISCUSSION OF PLANNING COMMISSION RE-APPOINTMENT**(Art Dickard)**

Clerk Villers said Mr. Dickard would appreciate to be re-appointed to the Planning Commission. Council agreed.

DISCUSSION OF LINEWEAVER FINANCIAL GROUP (6/16/14-8/18/14 Work Session)

At the last meeting Mr. Brian Koch, Lineweaver Financial Group, gave a presentation. During that presentation he explained the managed 247b Platform for City employees with the availability of over 2,000 no-load mutual funds. There were two different options to choose from varying on how aggressive the employee wanted to be in his/her investing. There was also a loan provision available. Currently this group was serving 24 surrounding Cities; 10 Police Officers were interested in this group's services but any Bedford employee could sign up if approved by Council. Mr. Pozar explained the City currently dealt with two companies. He felt if the City/Council allowed Lineweaver Financial Group as an additional option it would only be right to allow other companies the same opportunity. The company in which he worked could also provide services for the employees. Mr. Gambosi explained any company being added for additional investing options would not be an additional work load burden for the Finance Department/Payroll. No determination was made this evening.

DISCUSSION OF ELMER FLICK STATUE LOCATION (Fiberglass)

No determination was made this evening as to where the fiberglass statue was going to be located after it came back from League Park. This would be discussed at the September 15, 2014 Work Session.

DISCUSSION OF PURCHASING POLICY/GUIDELINES (Gambosi)

Mr. Gambosi noted the changes were on Pages 6 & 7. The changes were something he wanted Council to review. The proposed changes were: purchases \$100.00 to \$1,000.00 must be requisitioned, purchases \$1,000.00 to \$9,999.00 must be requisitioned with two (2) quotes and afforded to the City Manager and Finance Director for authorization, purchases with a cost of \$5,000.00 or more would require notice to Council through the weekly memo and purchases \$10,000.00 to \$49,000.00 must be requisitioned with two (2) quotes and afforded to the City Manager and Finance Director for authorization and purchases of \$10,000.00 or more must be approved by Council Ordinance. All construction projects (buildings, houses, roads, etc...) must be approved by Council Ordinance. Council approved the proposed changes; however, Mr. Gambosi might have a couple small changes. It was determined the City Manager and Finance Director could approve certain purchases without Council approval.

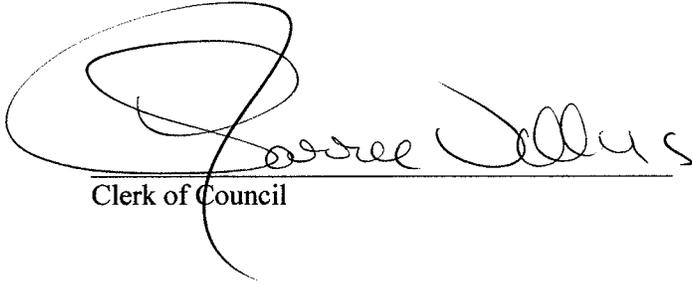
DISCUSSION OF 2014 BUDGET DATES

It was determined the dates would be: October 27th, November 10th and November 24th at 6:00 pm. Mr. Pozar suggested the Administration/Department heads submit preview information to Council prior to the actual budget discussions. This would be a big help in the budget discussion process.

At 7:58 p.m., Bedford City Council, the City Manager, Assistant Law Director and Finance Director went into an executive session to discuss Personnel.

Executive Session adjourned at 8:00 p.m.

Work Session adjourned at 8:01 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 August 18, 2014
- b. Approval of Minutes of the Regular Meeting of August 18, 2014

5. PRESENTATIONS

6. OLD BUSINESS

- a. Ordinance No. 9190-14 amending Ord. No. 9107-13 Chapter 913.02 "Sewer Rates"
- b. Ordinance No. 9191-14 amending Ord. No. 9116-13 Chapter 913.03 "Rate Reduction for Senior Citizens and the Permanently Disabled"
- c. Ordinance No. 9204-14 rezoning property described herein from "R-2" to "B-2A" classification (P.P. Nos. 811-01-020 and 811-01-021 located at 32 Greencroft Road) (Plan PH 7/22/14 – 1st Rdg 8/18/14)

7. REPORTS

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

8. NEW BUSINESS

- a. Ordinance No. 9206-14 authorizing contract with Nicks Tree Service Division (\$16,825)
- b. Ordinance No. 9207-14 authorizing contract with Comfort Systems USA (\$2,729)
- c. Ordinance No. 9208-14 repealing §549.11, §549.12, §549.13 & §549.14 "Weapons and Explosives"
- d. Ordinance No. 9209-14 levy assessments for grass cutting on various lots in the City of Bedford
- e. Ordinance No. 9210-14 repealing §1337 "Regulation of Dish-Type Satellite Signal-Receiving Antennas"
- f. Ordinance No. 9211-14 authorizing contract with Sherwin Williams (\$5,150)
- g. Resolution No. 2486-14 accepting amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to County Auditor
- h. Motion to accept the August 19, 2014 recommendation of the TIRC
- i. Motion to accept the August 19, 2014 recommendation of the Planning Commission for Marilyn Wise, 25901 Emery Road, Suite 114, Cleveland, OH 44128 who is seeking to utilize 90 Woodrow Avenue as a group home

9. **HEARING OF CITIZENS**

10. **ADJOURNMENT**

PLEASE TURN OFF ALL CELL PHONES BEFORE COUNCIL MEETING

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

Bedford City Council met in Regular Session at Bedford City Hall on Tuesday, September 2, 2014. Mayor Koci called the meeting to order at 8:04 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Absent: None.

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

This evening Mayor Koci and City Manager Mallis on behalf of City Council and the Administration publicly recognized a Certificate Recognizing September as Elmer Flick Month and a Certificate of Appreciation to the City of Bedford Residents announcing September 2014 as “Free Permit Month”. Mayor Koci swore in the re-appointments of Chris Sweet and Dick Bender to the Bedford Historical Preservation Board.

ORDINANCE NO. 9190-14, AN ORDINANCE AMENDING SECTION 913.02 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AS RELATED TO SEWER RATES PLACED ON FIRST READING JULY 21, 2014 AND SECOND READING AUGUST 18, 2014 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Mr. Gambosi explained this fund took a hard hit with the closing of Ben Venue regarding the loss and consumption of water. This would be reviewed in the future but it was required for the bond indentures to increase the rates to keep in line with the payments/operations. Ordinance Nos. 9190-14 and 9191-14 would both be 15% increases.

Motion made by Mizesak seconded by Pozar to place Ordinance No. **9190-14** on third and final reading and passed.

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

ORDINANCE NO. 9191-14, AN ORDINANCE AMENDING SECTION 913.03 OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AS RELATED TO SEWER RATES PLACED ON FIRST READING ON JULY 21, 2014 AND SECOND READING AUGUST 18, 2014 AND DECLARING AN EMERGENCY 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: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizesak to place Ordinance No. **9191-14** on third and final reading and passed.

The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Pozar, Saunders. Nays: Genutis. Motion carried. The senior citizens and permanently disabled could qualify for the sewer rate decrease if they met all the requirements.

ORDINANCE NO. 9204-14, AN ORDINANCE REZONING PROPERTY DESCRIBED HEREIN FROM "R-2" TO "B-2A" CLASSIFICATION PLACED ON FIRST READING AUGUST 18, 2014 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Mr. Mallis explained this rezoning was located at 32 Greencroft. This was an attempt to clean-up the zoning in this area and these two parcels have been utilized as B2A for several years. There would be no changes in the area due to the rezoning. Note: there were no residents present to speak against the rezoning.

Motion made by Zolata seconded by Genutis to place Ordinance No. **9204-14** on third and final reading and passed.

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

City Manager Michael Mallis commended both Chiefs in the amount of hours spent preparing for the Dispatch Center in Bedford Heights to be opened approximately in January 2015. He noted the parking issues Mr. Pozar brought to his attention would be addressed. He reported to Mr. Saunders the catch basin on Johnson Avenue would be addressed. Kudos to the Service Department for their hard work; they were maintaining the same amount of services with less employees. He expressed condolences to the Sharma family for the loss of their daughter Hillary. She was a former Bedford employee.

Assistant Law Director John Montello congratulated Ms. Sweet and Mr. Bender

Finance Director Frank Gambosi had concerns about Senate Bill 5 and House Bill 5. This was not a good thing for the City of Bedford. These bills will affect many people.

Councilman Saunders questioned if the curfews were being enforced. Mr. Mallis replied, yes; the Officers might be busy patrolling other areas, however, Officers would target areas. The children must be getting the news that they weren't allowed to walk in the streets. Mr. Saunders reported the delivery truck parked consistently on the street.

Councilman Pozar questioned the time frame for the West Grace project. Mr. Mallis said the project was on schedule; September 10, 2014 with a completion date of November 15, 2014. Mr. Pozar stated for the record that if the project was delayed there were some pot holes that needed addressed.

Councilwoman Mizesak spoke about the candlelight service for Hillary Sharma. She requested an update on the Columbus Road Bridge; residents were worried about the removal of snow in this area. Mr. Mallis

said the City would be able to maintain the snow removal. Additional signage would be installed and extra Police Officer patrols for those who were running the red light. Construction would reconvene in the summer (July) of 2015. A total repair of \$1.4 million. Mrs. Mizesak asked how the increased salt prices were going to affect Bedford. Mr. Mallis said the prices were going to increase; however, the Service Department was in the process of a salting strategy. Mrs. Mizesak asked those who graduated in 1964 contact her for class reunion information.

Councilwoman Zolata marveled at the work the Service Department did on a daily basis. She was pleased with the board on board fence recently installed at the Interstate Park; kudos to all those who assisted. She was pleased with the 1st annual Hoop it Up Basketball Program. She reported some water issues on Henry, John and Pinecrest.

Councilman Genutis was delighted with the issues that were resolved at Interstate Park; what a great group achievement. He felt there was always a positive result when there was direct contact with one another and it would be great if some of the problems neighbors had with one another were resolved directly with one another instead of quickly calling the City Officials. He referred to the news which illustrated his concern about using chemicals. He urged all the residents and the City of Bedford not to use chemical fertilizers on their gardens and lawns. He thanked Mrs. Spinks regarding the Hoop it Up Program. He thought it would be neat to rally some people to cut grass; uncut lawns were a problem.

Councilwoman Spinks talked about the “thanks” she got regarding the Hoop it Up Program. She started the day with prayer, the kids enjoyed the program, and they were impressed with the City Officials showing up. She announced the Weekend of the Pooka starting September 12th to the 14th with several activities. She pointed out one of her residents had their bridge detach from their property that was blocking the stream and causing problems; this was in the process of being resolved.

Mayor Koci urged everyone to log onto NEOradio.com to hear Bedford advertising. He asked if leaf mulch and wood chips would be available. Mr. Mallis would check into it.

ORDINANCE NO. 9206-14, AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH NICKS TREE SERVICE DIVISION AND DECLARING AN EMERGENCY 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: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar. Abstain: Saunders. Nays: None. Motion carried.

Motion made by Mizesak seconded by Pozar to place Ordinance No. **9206-14** on third and final reading and passed.

Mr. Mallis explained the City’s arborist was not able to remove certain trees throughout the City for safety reasons. This was the lowest quote.

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

ORDINANCE NO. 9207-14, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH COMFORT SYSTEMS USA FOR REPLACEMENT OF A 5-TON COMPRESSOR REPLACEMENT AND DECLARING AN EMERGENCY 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: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. **9207-14** on third and final reading and passed.

Mr. Mallis explained this was for the Police Department and the lowest quote.

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

ORDINANCE NO. 9208-14, AN ORDINANCE REPEALING CHAPTERS 549.11, 549.12, 549.13 AND 549.14 ENTITLED “WEAPONS AND EXPLOSIVES” OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Spinks seconded by Zolata to place Ordinance No. **9208-14** on third and final reading and passed.

Mr. Montello explained State Laws that deal with the sales of guns preempted the City’s Codified Ordinances which made them no longer valid.

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

ORDINANCE NO. 9209-14, AN ORDINANCE TO LEVY ASSESSMENTS FOR GRASS CUTTING ON VARIOUS LOTS IN THE CITY OF BEDFORD, OHIO DURING THE YEAR 2014 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 on three different days.

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

Motion made by Zolata seconded by Mizsak to place Ordinance No. **9209-14** on third and final reading and passed.

Mr. Mallis explained this was an annual assessment for those who do not cut their grass forcing the City to hire someone. Mr. Pozar referred to the property located at 24 Oakwood that was in deplorable condition. He thought this process needed to be reviewed. Mr. Mallis explained the larger amounts were because these lawns were not cut all season. The deplorable properties were being addressed by Mr. Beverly and Mr. Mallis in conversations with Mr. Tom Day, Clerk of Courts. There was discussion that razing homes were not a fast process; it took months. The Building Department was addressing these issues as they arose. Some of the larger amounts were more than just grass cutting but additional bush and tree trimming. The City received one invoice a month with a list of addresses and service performed.

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

ORDINANCE NO. 9210-14, AN ORDINANCE REPEALING ENTIRE CHAPTER 1337 ENTITLED “REGULATION OF DISH-TYPE SATELLITE SIGNAL-RECEIVING ANTENNAS” OF THE CODIFIED ORDINANCES OF THE CITY OF BEDFORD AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Saunders seconded by Mizensak to place Ordinance No. **9210-14** on third and final reading and passed.

Mayor Koci explained this was regulated by the FCC so basically it was housekeeping.

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

ORDINANCE NO. 9211-14, AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH SHERWIN WILLIAMS AND DECLARING AN EMERGENCY

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

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

Motion made by Spinks seconded by Zolata to place Ordinance No. **9211-14** on third and final reading and passed.

Mr. Mallis this would be utilized for crosswalks, railroad marking and additional pavement markings. The old striper would still be used for the longer lines. This was the lowest quote.

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

RESOLUTION NO. 2486-14, A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR 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 resolution on three different days.

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

Motion made by Mizsak seconded by Saunders to place Resolution No. **2486-14** on third and final reading and passed.

Mr. Gambosi explained this was the final step in the budget process in adoption of the millage by October 1, 2014.

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

Motion made by Mizsak seconded by Spinks to accept the August 19, 2014 recommendation of the TIRC. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously. Mr. Gambosi explained the duties of this Board; the amendments and /or modifications would be addressed by Ordinance approved by Council.

Motion made by Saunders seconded by Pozar to table the August 19, 2014 recommendation of the Planning Commission for Marilyn Wise, 25901 Emery Road, Suite 114, Cleveland, OH 44128 who was seeking to utilize 90 Woodrow Avenue as a group home. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, 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.

Nancy Lachowski, 197 Wandle Avenue, spoke about some rubbish on Wandle Avenue on the tree lawn. She said the North Coast Auto employees were parking on Grand Boulevard and Wandle Avenue; it was a safety issue. Mr. Mallis had been working on this issue. Ms. Lachowski pointed out there were speeders traveling on Wandle Avenue.

Kathy Williams, 491 Lamson, asked if the satellite dish ordinance affected the towers. Mr. Mallis said this was the very large dishes; the FCC dictates the regulation. She reported trees growing out of the chimney at 523 Lamson. She requested again motion sensor lights on the walking trail behind City Hall. She thought “maybe” if that path was lit it could have deterred the recent rape. She referred to the Group Home issue and asked Council to please remember every time they okay something there was always a “slippery slope”. She begged the City not to open doors for “slippery slopes”.

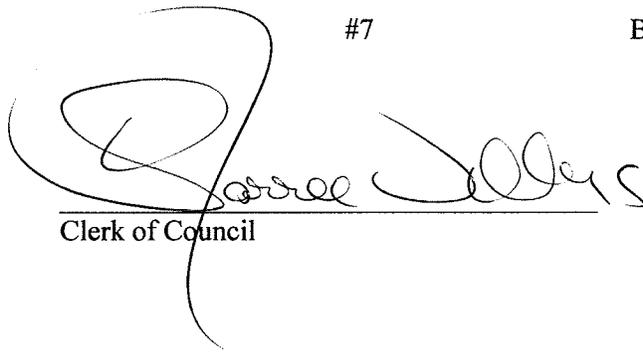
Mayor Koci asked if there were any further comments. There being no reply, motion made by Saunders seconded by Mizsak to adjourn. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizsak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Meeting adjourned at 9:26 P.M.

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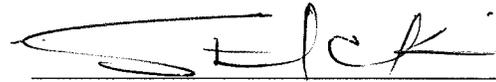
Bedford, Ohio

September 2, 2014



Rose J. Jones

Clerk of Council



Mayor - President of Council