

COUNCIL WORK SESSION

TUESDAY, SEPTEMBER 8, 2015

6:30 P.M. PROMPT

- **DISCUSSION OF AGENDA**

- **DISCUSSION OF BOARD RE-APPOINTMENTS:**
Bedford Arts & Cultural Board – (Jeanne Sapir – October 4 yr term)
Board of Building Standards & Appeals - (Louis Latos – October 5 yr term)

- **DISCUSSION OF BUDGET MEETING DATES**
(See attached calendar)

- **EXECUTIVE SESSION** – (Personnel/Economic Development - Bill Mason, Price Finley and Christiane Schmenk)

Bedford City Council met in a Work Session at Bedford City Hall on Tuesday, September 8, 2015 at 6:37p.m. Present: Council Members: Mayor Stan Koci, Marilyn Zolata, Walter Genutis, Don Saunders, Greg Pozar, Sandy Spinks, Paula Mizensak. Absent: None. Administration: City Manager Michael Mallis, Law Director John Montello, Clerk of Council Lorree Villers. Also Present: Deputy Chief Marty Stemple and UH Sergeant Patrick Mraz for Ordinance No. 9276-15 and for Executive Session: Bill Mason, Price Finley and Christiane Schmenk.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Mr. Genutis had a slight change to the August 17, 2015 Work Session minutes. Clerk Villers would remove the wording he requested.

Ordinance No. 9276-15 was an agreement with UH Bedford Medical Center for UH Police Officers. Deputy Chief Marty Stemple and UH Sergeant Patrick Mraz were present to answer questions. They both explained UH wanted to hire their own Police Officers at the Bedford hospital as well as the Richmond location. This would relieve additional responsibilities/strain for the Bedford Officers if UH employed their own Officers. Discussion was had concerning the 300 foot border around the hospital. Mr. Genutis was not in favor of the wording and the idea of giving a private corporation this type of authority/power. It was pointed out this was no different than Giant Eagle, the Metroparks or other businesses having Officers at their locations. This agreement allowed the UH Officers to carry weapons and have arrest authority. The UH Police Department and the Bedford Police Department have worked closely on establishing policy and procedures and what the Bedford Police Department expected as far as the working relationship. This was not unique to the Bedford facility because of developing changes in society. Mr. Mallis listed some hospitals that had this type of coverage already: Cleveland Clinic, UH main campus, Ahuja and recently the UH Richmond facility. He felt this was an asset to the City, safety for the patients, first responders and so on. Mr. Pozar clarified 25 years ago this probably wouldn't have been abhorrent to have Officers in a hospital. With the societal changes these types of safety forces were necessary. UH realized the Bedford facility needed to upgrade the security to professionally trained equivalent Officers per the State requirements. Mayor Koci stated his wife was a nurse at this very hospital 25 years ago and would have loved to have the security because there were times when there was no male employees to help when there were problems. Sgt. Mraz explained the additional hours each Officer needed was 650 to become certified. He added the current Officers had been in this line of work for 15/20/25 years and some even had military experience. Mr. Saunders said the residents in his Ward were happy for the additional assistance and coverage. Six of the Council members felt the more Officers presence the better for safety reasons. Mr. Genutis still felt there was a difference between a private organization and government; however, he was glad for the UH Officers presence in the hospital. The contract border area/lines were 300 feet and he suggested the wording be changed. Sgt. Mraz said if Council or the Administration was not entirely comfortable with the contract wording it could be revised. Sgt. Mraz said UH Officers would pursue an individual if there was a problem on UH property and the individual ran or left the scene. However, if an UH Officer witnessed an assault or some type of problem they would step in and control the situation until a Bedford Officer was on the scene. UH Officers would not be patrolling streets within the 300 foot area. If a UH Officer stepped out of line the issue would be addressed accordingly by the Bedford Police Chief. Mr. Mallis stressed this was a professional partnership and both organizations were definitely on the same page. Sgt. Mraz said the training led to better qualified Officers which was a huge benefit for not only UH but the surrounding community. There was discussion how Oakwood Officers or any surrounding community crossed over the City/Village line into Bedford to ticket or arrest someone. Mr. Genutis stood firm that the 300 feet was a problem and the UH Officers should only be able to address issues on the hospital property. Deputy Chief Stemple assured everyone that the Bedford Police Department welcomed the additional assistance. Mr. Genutis requested this Ordinance not be passed this evening. Mayor Koci and the remaining Council members agreed to vote on it this evening.

Ordinance No. 9292-15 authorized expenses for the Municipal Complex sign. The sign was moved from the old City Hall and installed in 2003 when the new complex was built. The best everyone could figure was the current sign was built in 1963. The entire project was estimated to cost approximately \$25,000. This ordinance with Repros, Inc. was the first step in getting the sign replaced; other items needed to be addressed by other companies. Mr. Mallis said the cost to have the sign repaired was \$6,000-\$8,000. Mr. Genutis was against spending the money for a sign because of the City's deficit and it was "visual pollution" just like other digital signs. He also felt digital signs were a distraction to anyone driving a vehicle. Discussion was held of the many positive ways the sign could be utilized. Mr. Genutis also pointed out digital signs were not allowed in Bedford per Codified Chapter 1949.07 "Illumination of Signs". It was determined this would be read as a second reading.

Resolution No. 2495-15 accepted the amounts and rates as determined by the tax budget. Mr. Gambosi explained this was an annual Resolution to address rates that had to be adopted for the taxation of real estate for 2016 taxed in 2015.

Ordinance No. 9300-15 amended Ordinance No. 8010-08 which previously provided compensation for the Clerk of Courts. The increase requested by Judge Melling was \$103,173. (See attached) Council noted the increase was for Tom Day who hadn't had an increase since 2008. The salary was split between the City at 60% and the County at 40% serving a total of 14 communities. Mr. Day also worked well with the City.

Ordinance No. 9301-15 amended Ordinance No. 9231-14 making additional appropriations. Mr. Gambosi read his memo that explained the adjustments. (See attached)

Motion to accept the Planning Commission recommendation of August 18, 2015 for Ardell Coleman who is seeking to open 3 Kings Barber Shop located at 692 Broadway Avenue.

Again, Mayor Koci pointed out the Historical downtown district was overwhelmed with these types of businesses. The City had a different view for this area. There was discussion that Mr. Coleman's current business would follow him regardless of the area he placed his business in Bedford; the City welcomed the business just not the requested location.

Motion to accept the Planning Commission recommendation of August 18, 2015 for Betsy Lee 76 Palmetto Road who is seeking to install a roof mounted Solar Photovoltaic System.

The system would be installed on the backside of Ms. Lee's home and definitely would not be offensive. This type of system was the direction certain people would be moving in the future to save on utilities.

Motion to accept the Planning Commission recommendation of August 18, 2015 for Chris Chubbuck, Bentbrook Development who is seeking to construct 18 single family homes in Phase I.

Mr. Mallis explained the motion should be approved as requested by the Planning Commission. Bentbrook Development who was seeking to construct 18 single family homes in Phase I without sidewalks contingent on the following: 1) approval of all the variances from the Board of Zoning Appeals and 2) the agreement with the property owner at the corner of Willard and Hubbell subject to compliance with all city codes and ordinances. The applicant could only move forward if they could work out a deal with the property owner at the corner of Willard and Hubbell; this property was key to this development. There was discussion of how the hard surface water from this development could affect/flood the residents on Talbot Avenue. Mr. Mallis explained to Mr. Saunders not in Phase 1 because it did not abut Talbot Avenue. Talbot Avenue would be discussed/considered in Phase 2.

Motion to accept the Assessment Equalization Board (AEB) recommendation of August 27, 2015.

The AEB reviewed numerous resident's coding pertaining to their property. The homeowners received a certified letter for their property and whether the property was considered a one (1), two (2) or three (3) family residence. The residents were responsible to bring proof that the property could not be a current

rental residence or a future rental residence. The intent of this meeting was to give them an opportunity to address this specific assessment. This Board was not able/qualified to address other issues other than the agenda topic. They were not here to discuss or comment on the Kimble contract and/or their containers, any monthly water bills and/or any other assessment. Mr. Gambosi said those who did or did not have information would have an opportunity to make the necessary corrections and/or changes to their property/dwellings subject to compliance with all city codes and ordinances by contacting the Building Department so the residents could apply for the necessary permits and they had to pass all inspections. Mr. Gambosi could adjust the bill accordingly if it were to fall after January 1st. He said there were some residents that found discrepancies and their property coding was corrected already. A few residents were willing to follow up with the Building Department.

Discussion of the Regular Meeting agenda was concluded.

DISCUSSION OF BOARD RE-APPOINTMENTS:

Bedford Arts & Cultural Board – (Jeanne Sapir – October 4 yr term) - Board of Building Standards & Appeals - (Louis Latos – October 5 yr term)

Council agreed to re-appoint Mr. Latos to the Board of Building Standards & Appeals on September 21, 2015. Clerk Villers said she had not heard back from Ms. Sapir; Council would address accordingly at the September 21, 2015 meeting.

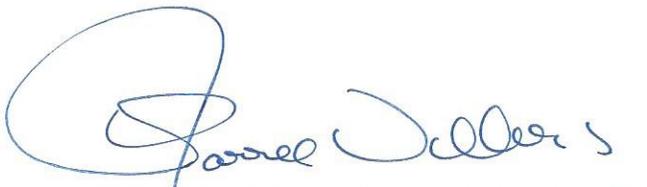
DISCUSSION OF BUDGET MEETING DATES

This item was not discussed due to time constraints.

At 7:35 p.m., Bedford City Council, City Manager Mike Mallis, Law Director John Montello, Bill Mason, Price Finley and Christiane Schmenk went into an executive session to discuss Personnel/Economic Development.

Executive session adjourned at 7:54 p.m.

Work Session adjourned at 7:58 p.m.



Clerk of Council



Mayor – President of Council

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF MINUTES

- a. Approval of Minutes of the Work Session of August 17, 2015
- b. Approval of Minutes of the Regular Meeting of August 17, 2015

5. PRESENTATIONS (Chuck Keiper/Derrick Cooley, Jr./Free Permit Month)

6. OLD BUSINESS (1st Reading 7/20/15 – 2nd Reading 8/17/15)

- a. Ordinance No. 9276-15 agreement w/UH Bedford Medical Center – UH Police Officers
- b. Ordinance No. 9292-15 authorize expenses for the Municipal Complex sign (\$25,000)

7. REPORTS

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

8. NEW BUSINESS

- a. Resolution No. 2495-15 accepting the amounts and rates as determined by the tax budget
- b. Ordinance No. 9300-15 amend Ord. No. 8010-08 providing compensation for the Clerk of Courts (\$103,173)
- c. Ordinance No. 9301-15 amending Ordinance No. 9231-14 making additional appropriations
- d. Motion to accept the Planning Commission recommendation of August 18, 2015 for Ardell Coleman who is seeking to open 3 Kings Barber Shop located at 692 Broadway Avenue (roll call)
- e. Motion to accept the Planning Commission recommendation of August 18, 2015 for Betsy Lee 76 Palmetto Road who is seeking to install a roof mounted Solar Photovoltaic System (roll call)
- f. Motion to accept the Planning Commission recommendation of August 18, 2015 for Chris Chubbuck, Bentbrook Development who is seeking to construct 18 single family homes in Phase I (roll call)
- g. Motion to accept the Assessment Equalization Board recommendation of August 27, 2015 (roll call)

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 Tuesday, September 8, 2015. 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: Genutis, Pozar, Saunders, Zolata, Spinks, Koci, Mizesak. Absent: None.

Motion made by Spinks and seconded by Zolata to approve the minutes of the Work Session of August 17, 2015. The roll was called. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Abstain: Mizesak. Motion carried.

Motion made by Pozar and seconded by Zolata to approve the minutes of the Regular Meeting of August 17, 2015. The roll was called. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Abstain: Mizesak. Motion carried.

The presentations this evening were Chuck Keiper who presented \$3,742.86 to Mayor Koci on behalf of NOPEC. Mr. Gambosi listed several projects the grants assisted in. A Certificate of Appreciation to Derrick Cooley, Jr. from Bedford City Council, the Administration and the neighbors who wished to commend Derrick Cooley, Jr. for his heroic actions. Councilwoman Spinks expressed her appreciation of his efforts. He rescued a little girl and an adult from a burning house at 16 Tudor Avenue on August 23, 2015. Mayor Koci announced September as Permit Free Month of the residents. He urged them to take advantage of it.

ORDINANCE NO. 9276-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER AND THE CHIEF OF POLICE TO ENTER INTO AN AGREEMENT WITH UH REGIONAL HOSPITALS BDA UNIVERSITY HOSPITALS BEDFORD MEDICAL CENTER (“UH”) TO AUTHORIZE UH TO DESIGNATE PERSONS TO ACT AS POLICE OFFICERS FOR UH AS PERMITTED BY THE OHIO REVISED CODE (“RC”) PLACED ON FIRST READING JULY 20, 2015 AND SECOND READING ON AUGUST 17, 2015 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: Pozar, Saunders, Zolata, Spinks, Koci, Mizesak. Nays: Genutis. Motion carried.

Motion made by Spinks seconded by Zolata to place Ordinance No. **9276-15** on third and final reading and passed.

Mr. Mallis explained this allowed the Bedford UH Medical Center to establish their own Police Department. This agreement allowed the UH Officers to carry weapons and arrest authority. He stated the UH Police Department and the Bedford Police Department have worked closely on establishing policy and procedures and what the Bedford Police Department expected as far as the working relationship. This was not unique to the Bedford facility. He listed a few hospitals that had this type of coverage already: Cleveland Clinic, UH main campus, Ahuja and recently the UH Richmond facility. This was an asset to the City, safety for the patients, first responders and so on. Mr. Pozar clarified 25 years ago this probably wouldn't have been abhorrent to have Officers in a hospital. With the societal changes these types of safety forces were necessary. The Bedford facility has determined that they needed to upgrade the security to professionally trained equivalent Officers per the State requirements. This type of upgraded security had become necessary at other facilities all over the Country and locally at the Cleveland VA, college universities and other hospital campuses. This was the societal response to a society that was changing right before everyone's eyes. He viewed this affiliation as mutual aid and mutual augmentation to the Bedford Police Department when necessary. In the Work Session he shared the same views with

Mr. Genutis but he thought the positives far outweighed some of the negatives Mr. Genutis perceived. The UH Officers would be a major augmentation to the Bedford Police Department. He wished this same type of upgraded security training would be considered at some of the major supermarkets/box stores, areas in which the public frequents where these types of things were starting to occur. He reminded everyone of how easy it was to board an airplane but those times have changed significantly to upgraded security of Homeland Security protecting the general public. This was the same type of extension into the hospitals which he personally welcomed.

Mr. Genutis stated the reason he was voting against this ordinance even though he agreed 100% with Council's representation of the need of UH Officers. He was not against the Officers being within the hospital; he thought it was wonderful Officers were present. Unfortunately, as the City Manager mentioned the hospital was developing their own Police Department and he was against the private corporation police authority 300 feet beyond the hospital boundaries. He listed businesses, churches, houses, the library and streets surrounding the hospital grounds granting UH police authority of a private corporation that was not answerable to the City.

Mayor Koci viewed it as a positive partnership to Bedford. There was an agreement with policy and procedures that had to be followed. Bedford's Police Department had authority over the UH Officers. Any major incident involving UH private security or UH Police Officers would be overseen by the Bedford Police Department. The UH Officers were instructed to call Bedford immediately. Mayor Koci begged to differ with Mr. Pozar's comment that this type of upgraded security was not necessary 25 years ago because his wife Marilyn was a nurse and there were many times they wished they had upgraded security. Some evenings there was not a male staffed to assist the female nurses working the night shifts. The UH Officers were not going to be vigilantes walking the streets.

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

ORDINANCE NO. 9292-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH REPROS, INC. FOR THE MUNICIPAL COMPLEX DIGITAL SIGN PLACED ON FIRST READING AUGUST 17, 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Saunders seconded by Pozar to place Ordinance No. **9292-15** on second reading.

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

City Manager Michael Mallis announced September was Free Permit Month in appreciation to the residents and he urged the residents to take advantage of the Heritage Home Program. (See attached) The K-9 Officer was now getting acquainted with his new family and would be at a meeting before the end of the year. The City was very appreciative for the generous donation from the Auto Mile. He spoke about the bridge closings on Columbus Road and Egbert Road; the City will update the community accordingly of the dates and detour information. The Service Department have been working on jetting the sewer lines on Eldridge and Gould; there was some slow drainage but no solid blockages.

Law Director John Montello thanked Chuck Keiper from NOPEC. The Administration and Council expressed kind words to Mr. Derrick Cooley, Jr. for his heroic efforts.

Finance Director Frank Gambosi said the City was working on HB5; letters would be mailed to the residents and businesses of the changes that will occur in 2016. The 2016 Budget was underway in preparation for the upcoming Budget discussions; the projected deficits were \$1.8-\$1.9 million.

Councilwoman Spinks requested the paperwork from Mr. Mallis regarding the Neighborhood Watch she previously requested in the Greencroft area. She felt signage would benefit the area. Mr. Mallis explained he was in the process of gathering pros and cons regarding Neighborhood Watches from professionals who knew how it really worked. There were several residents necessary for Neighborhood Watch groups who their commander responded directly with the Police Department. Commanders would not contact the Mayor, their Ward Councilperson or the City Manager. Neighborhood Watches could become very cumbersome if numerous streets were added. What started in the Greencroft area could become three different Wards involving nine (9) different streets multiplied by two (2) different commanders working directly with the Police Department it could become very cumbersome for the Police Department. He stated the best Neighborhood Watch were the residents calling the Police Department with their concerns.

Mrs. Spinks asked Mr. Montello what could be done with the LLC who were buying up homes in the City; specifically 41 Tudor because of the different LLC changes and violations. This specific owner was conducting this type of behavior all over the Cleveland area. Mr. Pozar asked for a point of order; he felt Council Reports pertained to Work Session topics. He felt Mrs. Spinks shouldn't question the Law Director on the floor. Mayor Koci replied, no, she can do that. Mrs. Spinks said she had the right to question the Law Director. She had Ward 1 residents in the audience and she wanted them to know she was battling for them. Mr. Montello said he would have to review the information and discuss it with the Building Commissioner. Mr. Mallis explained the City was not aware of any house sale if it were a Quit Claim or Sheriff Sale transaction. If it were a normal sale of a home then the Building Department was aware and the process was followed. He had personally spoken to the gentleman who was Quit Claiming these homes and he certainly was not helping the City. The Building Department was working diligently but they couldn't keep up. Mrs. Spinks gave kudos to the Recreation Center for cutting down a dead tree at Greencroft Park. She spoke about the numerous exciting participants that would be at the Weekend of the Pooka. She told the story about Seth Chwast a well-known artist who would display his artwork at Nature Stone. She urged everyone to support this City sponsored event.

Councilman Genutis referenced Ordinance No. 9276-15 which authorized Officers at the Bedford UH hospital. He thought this was a terrible mistake and it was difficult because Council did not have an opportunity to review the contract. He referenced Ordinance No. 9292-15 which authorized the purchase of a new City sign. He felt \$25,000 was not well spent money especially when the City was experiencing a large deficit. He felt a flashing digital sign was not allowed in Bedford per Codified Chapter 1949.07 Illumination of Signs.

Councilman Pozar gave kudos to the Administration for all the various grants they applied for and were awarded: the Building Department a \$420,000 grant for various issues, the Fire Department a \$600,000 grant for three new firefighters, the Recreation Department a \$60,000 grant for a new vehicle, the Administration successfully negotiated with two unions a savings of \$700,000 and the new homes being built in the Bentbrook development.

Councilman Saunders understood the Egbert Road bridge closure was a Cuyahoga County project but the detour signage was very, very poor. He suggested better signage for the Columbus Road bridge project. He pointed out some of the new Kimble containers were delivered to vacant homes. Mr. Mallis said Kimble was previously given a list of the 221 vacant homes in order to prevent this; however, Kimble would address the issue. Mr. Saunders noticed residents were placing their rubbish on the tree lawn too early. He suggested an Auxiliary be assigned to the duty of warning the residents who were in violation and the information be in the next newsletter. He said the residents should have received their Property Evaluations and Wards 1, 2 and 3 were devalued, Ward 6 stayed the same, Ward 5 stayed the same or increased and Ward 4 increased. The property values affected the school's property taxes, the City concerning tax collections which affected the 2016 budget. He announced the 24th annual October Festival would be in Oakwood in the park near Mt. Zion with Saturday fireworks.

Councilwoman Zolata clarified the UH Officers were answerable to the Bedford Police Department and it was an asset to Bedford. She was pleased with the grant demolition. She appreciated the spot paving on Union Street. She thanked Mr. Pozar for listing the positive/good things happening in the City. She also thanked the Auto Mile for their donation for the K-9 and quoted the reason the Auto Mile supported the City's causes was "the City was always there for us so we're happy to be there for them". She appreciated the efforts Mrs. Spinks was doing for the Weekend of the Pooka event. She clarified the current municipal sign was from the old City Hall purchased in 1963. She thanked NOPEC for the money.

Councilwoman Mizsak was pleased with the response she had received from the residents in Ward 4. She thanked the Police, Fire and Service Departments for their professional services. She said the residents had recently received their letter from Kimble and she urged them to follow the instructions described in the letter. She spoke about her nice experience she had at the World Ranger Day ceremony. She thanked Pat Catan's for the donated wreath and was pleased with the kind and caring people in Bedford.

Mayor Koci corrected Mr. Genutis and said Council did receive the UH Officer Contract for Ordinance No. 9276-15. He reminded the residents the chipper service was the first full week of each month and they needed to call the Service Department for pickup. The City was working with Tri-C for a grant for the Arts. He stated the Oakwood & Bedford Fall Festival signs had nothing to do with the City of Bedford. Mr. Saunders felt it did because it was part of the Bedford Community Council. Mayor Koci said the City of Bedford was not invited to participate in the event. He felt for Mr. Saunders to participate in an event out of the City, he was taking money away from Bedford and he should be ashamed of himself because it drew visitors to Oakwood instead of the Bedford downtown area. In January, he had discussed the date mix up with Mr. Batten who chose to ignore it. Mayor Koci felt promoting another event against their own City was an act of treason as it would be considered at the Federal level. He felt Mr. Saunders was undermining the City which was reprehensible because as a councilman sitting in this position how could he be against a project that brought visitors and money to the City and to the merchants. He reiterated a Council member promoting another event on the same day was a violation of their Oath of Office. Mr. Saunders said this festival was scheduled in this manner for 23 straight years. Mayor Koci felt Mr. Saunders should have kept his mouth shut and not made the announcement this evening. He was having a hard time knowing Mr. Saunders went against his own City and against the residents who elected him for this position. Mayor Koci thought, no, he demanded Mr. Saunders resign his council seat immediately. Mr. Saunders explained the profits from the years of festivals provided more than \$250,000 to be used throughout the City, City Hall, the City Square and the School system and it was still a City event. He stated Mayor Koci pushed this festival off the City Square. He stated he would not resign his Council position. Mayor Koci felt it was horrendous what Mr. Saunders had done.

RESOLUTION NO. 2495-15 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 FISCAL OFFICER 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 resolution three different days.

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

Motion made by Spinks seconded by Zolata to place Resolution No. **2495-15** on third and final reading and passed.

Mr. Gambosi explained these were the rates that had to be adopted for the taxation of real estate for 2016 taxed in 2015. The millage amount of \$177,000 from the reduction of the real estate. The Schools, City and County would be affected.

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

ORDINANCE NO. 9300-15 AN ORDINANCE AMENDING ORDINANCE NO. 8010-08, PASSED JANUARY 21, 2008 PROVIDING COMPENSATION FOR THE CLERK OF COURT 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 three different days.

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

Motion made by Mizsak seconded by Pozar to place Ordinance No. **9300-15** on third and final reading and passed.

Mayor Koci explained this pay increase was for Tom Day; he hadn't had an increase since 2008. The salary was split between the City at 60% and the County at 40%. Mr. Gambosi explained the Courts serviced a total of 14 communities.

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

ORDINANCE NO. 9301-15 AN ORDINANCE AMENDING ORDINANCE NO. 9231-14 MAKING ADDITIONAL APPROPRIATIONS FOR CURRENT EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

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

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

Motion made by Mizsak seconded by Pozar to place Ordinance No. **9301-15** on third and final reading and passed.

Mr. Gambosi explained the increases were for: the Municipal sign, dispatch separation costs, legal expenses from work performed in 2014 regarding negotiations and personnel issues. The demolition of four homes in the City and other services. (See attached memo to Ordinance No. 9301-15) Mr. Pozar asked if the CDBG was going to reimburse for the home demolition. Mr. Gambosi said no this was the sale of 166 Woodrow which were NSP funds.

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

Motion to accept the Planning Commission recommendation of August 18, 2015 for Ardell Coleman who was seeking to open 3 Kings Barber Shop located at 692 Broadway Avenue.

Motion made by Genutis seconded by Zolata to accept the Planning Commission recommendation of August 18, 2015 for Ardell Coleman who was seeking to open 3 Kings Barber Shop located at 692 Broadway Avenue. Mayor Koci explained the vision the City wanted to take specifically in the Historic Downtown area. He welcomed the business to Bedford and offered assistance in locating a different building in Bedford. The roll was called. Vote – Yeas: Genutis. Nays: Pozar, Saunders, Zolata, Spinks, Koci, Mizensak. Motion failed.

Motion to accept the Planning Commission recommendation of August 18, 2015 for Betsy Lee 76 Palmetto Rd. who was seeking to install a roof mounted Solar Photovoltaic System.

Motion made by Genutis seconded by Spinks to accept the Planning Commission recommendation of August 18, 2015 for Betsy Lee 76 Palmetto Rd. who was seeking to install a roof mounted Solar Photovoltaic System. The roll was called. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Koci, Mizensak. Nays: None. Motion carried unanimously.

Motion to accept the Planning Commission recommendation of August 18, 2015 for Chris Chubbuck, Bentbrook Development who was seeking to construct 18 single family homes in Phase I.

Motion made by Pozar seconded by Genutis to accept the Planning Commission recommendation of August 18, 2015 for Chris Chubbuck, Bentbrook Development who was seeking to construct 18 single family homes in Phase I subject to the Planning Commission requirements. The roll was called. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Koci, Mizensak. Nays: None. Motion carried unanimously.

Motion to accept the Assessment Equalization Board recommendation of August 27, 2015.

Motion made by Zolata seconded by Spinks to accept the Assessment Equalization Board recommendations of August 27, 2015. The roll was called. Vote – Yeas: Genutis, Pozar, Saunders, Zolata, Spinks, Koci, Mizensak. 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.

Bob Spinks, 265 Grand Boulevard, Mr. Spinks read into the record a letter written on Chamber of Commerce letterhead dated September 8, 2015 concerning the Weekend of the Pooka/Celebration of the Arts and the Oakwood/ Bedford Community Council Fall Festival. He gave Clerk Villers several copies. (See attached)

Nicki Omori, 33 Tudor Avenue, expressed her disgust with the deplorable condition of 41 Tudor Avenue; she thought the house was unsalvageable. She had previously discussed this specific home with Mr. Mallis and still the issue had not been resolved. Mr. Mallis reiterated the City was not aware of any house sale if it were a Quit Claim/Sheriff Sale transaction. If it were a normal sale of a home then the Building Department was aware and the process was followed. There was confusion whether this property had been declared a nuisance through the City, uncertainty of the steps taken and if the LLC situation could be stopped. The Administration would continue to work on this issue with the Building Commissioner. Mr. Montello and Mr. Mallis would have to review the information and discuss it with the Building Commissioner upon his return from vacation.

Charles Hall, 140 Center Road, asked if the City still owned the hospital. Mr. Gambosi stated the City sold the hospital in 1993. Mr. Hall thought the issue should have been on the ballot. Mr. Pozar said the sale was \$3.2 million plus a lingering \$9 million liability/lawsuit. Mr. Hall mentioned the Thrift Store donations and insurance should have paid for the lawsuit. Mr. Hall referred to the new UH Officers and the fact that this private corporation interfered with his home. He paid taxes for Bedford Police Officers. He thought the UH Officers would interfere with a large party in his backyard. He informed everyone there was a big gang fight at 5:30 p.m. today at Burger King in the parking lot. He was there and didn't see any UH Officers at the scene. Mayor Koci explained UH Officers wouldn't have been at the scene because the contract wasn't in affect at 5:30 p.m. today; however, the UH Officer would have alerted/called the Bedford Police Department. The UH Officers would have assisted until the Bedford Officers appeared on the scene. Mr. Hall said many years ago there was no need for Officers in the City owned hospital because the Police Department was next door. Mayor Koci clarified the Officers were not in the Police Department they were patrolling and in other locations throughout the City. The Officers do not sit at their desks waiting for a call. Mr. Hall thought with that being said why would the City build a new City Hall and go in debt. Mayor Koci told Mr. Hall the reason the new complex was built was because the old building wasn't large enough to handle all the operations. Mayor Koci was not going to argue with Mr. Hall. Mr. Hall thought UH should hire the Bedford Officers to work at UH after they got off their Bedford shift. Mrs. Zolata clarified the new City Hall complex was under budget.

James Jeffers, 102 E. Interstate Street, requested clarification for the following:

- Start date for the rubbish assessment. Mayor Koci replied January 1, 2016 and Mr. Gambosi clarified the assessment start date was January 1, 2016.
- He wanted the company names that bid for the rubbish. Mr. Mallis explained the consortium with other cities and he believed Waste Management, Kimble and Rumpke. Upon Mr. Jeffers interpretation of the bid package the "per-resident" didn't "match up to the \$14.00". He asked if something was changed or was he looking at the wrong "thing" on the City's website. Mr. Gambosi explained all the costs were estimates not factual costs because the City had no way of knowing the exact number of delinquencies and recycling percentage. Mr. Gambosi offered Mr. Jeffers the Kimble contract and the bid specs. He stressed there were a lot of variables to be considered. Mr. Jeffers thought certifications to the County needed to be true and correct like the water and sewer bills.
- Mr. Jeffers asked if Bedford gave the water and sewer responsibilities/duties to Cleveland if the resident's costs would decrease as considered for Cleveland Heights. Mr. Mallis explained there were a lot of tangibles that would go into effect. Cleveland Heights would lose millions of dollars annually. He explained the Bedford residents would not have the same level of service if the City gave Cleveland the water and sewer department duties. Mr. Mallis offered to sit down with Mr. Jeffers at another time to discuss this in more detail. Long story short, the City would have to make up the money one way or the other whether it was water/sewer costs or taxes. Repairing and maintaining any type of system costs money.
- Mr. Jeffers felt the residents were experiencing cuts in the sewer line clean outs, chipper service, very poorly maintained street salting.

Mr. Jeffers asked how Council and the Administration could spend \$25,000 on a new City sign and according to Mr. Genutis it was against the Codified Ordinances. He asked the City to purchase \$25,000 more salt for the winter. Mr. Pozar explained the decisions made was not like saving a certain amount of money and applying it elsewhere; there were line items for certain purchases/expenses. Knowing Mr. Jeffers was previously on the Civil Service Commission he knew Mr. Jeffers understood the amount of information that was read, discussed and considered prior to the final decisions. Council and the Administration chose what line items to cut or increase because they had all the information available to make such decisions. Work Sessions were open to the public so anyone could attend.

- Mr. Jeffers was opposed to the UH Officers being at the hospital. Mr. Mallis clarified the UH Officer's relationship with the Bedford Police Department was not any different than

the Cleveland Park Metro Parks Rangers or the surrounding communities. Mr. Jeffers asked if the Metro Parks and the Bedford University Hospital used the Municipal Court system. The answer was, yes. Mr. Mallis gave Mr. Jeffers the example of the recent shooting at Marymount Hospital. (See attached)

- Mr. Jeffers said the alley between Charles and Intestate needs patch work. He felt Mr. Frances gave him a “song and a dance”. He asked for the street to be swept if nothing else.

Dana Mizesak, 35 Satin Circle, Bedford Historical Society, was pleased and honored to host a Chinese group for a documentary of 95 year old Lillian Collins, a Bedford High School teacher. Last week Lillian’s son, an actor of Who Do You Think We Are and his sister came to Bedford to do some filming. The entire group was delighted with their stay, hospitality and their visit. Bedford would receive an English version of the documentary. She thanked all who assisted her during their stay.

Sabrina Future, 15 Charles Street, wanted to reiterate the poor condition of the alley near her home because Mrs. Zolata told her it would be taken care of. She reported the scary trash on Northfield Road and three lights blew out while she was walking down the bridge.

Joe Porter, 29 Southwick, questioned the tagged fire hydrants. Mr. Mallis explained the fire hydrants were being prioritized accordingly even though some of them still work. No resident should worry about if their house catches fire that it couldn’t be extinguished. Safety was always a priority.

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

Meeting adjourned at 9:58 P.M.



Clerk of Council



Mayor – President of Council