

**COUNCIL WORK SESSION
MONDAY, APRIL 20, 2015
6:30 P.M. PROMPT**

- **ROB DAVID, PRESIDENT** – UHHS BEDFORD MEDICAL CENTER

- **DISCUSSION OF AGENDA**

- **EXECUTIVE SESSION** – Economic Development
Litigation

Bedford, Ohio

April 20, 2015

Bedford City Council met in a Work Session at Bedford City Hall on Monday, April 20, 2015 at 6:34 p.m.

Present: Council Members: Mayor Stan Koci, Paula Mizensak, Marilyn Zolata, Sandy Spinks, Walter Genutis, Greg Pozar, Don Saunders. Absent: None. Administration: City Manager Michael Mallis, Law Director John Montello, Finance Director Frank Gambosi, Clerk of Council Lorree Villers. Also Present: Rob David, President of UHHS Bedford Medical Center.

ROB DAVID, PRESIDENT – UHHS BEDFORD MEDICAL CENTER

Mr. David's presentation addressed the accomplishments he had done at the hospital as: the hospital was not going to close, he was very committed to the area because he moved here, he hired eight (8) new doctors, he worked very hard on the new Residency Program for the new doctors which kept everyone on their toes, the hospital was awarded the National Physician's Quality Award which he was very proud of, the purchase of a 128 slice CT machine which had attracted others to come and view it, he upgraded the Physical Therapy department, the hospital was also the athletic trainers for the High School and the purchase of \$2 million in new equipment for various departments. The Bedford hospital was moving in the right direction and Mr. David was committed to Bedford. He was very pleased with the accomplishments in the 15 months he had been in the area. The hospital was cleaner, ran more efficient, and his focus was to be a national leader. The hospital added Valet Parking service for those who chose to use it. Council and Administration thanked him for all his hard work, his dedication and his professionalism.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the minutes of the Work Session of April 6, 2015, the Regular Meeting of April 6, 2015 and the meeting of Wards 3 & 6 of March 30, 2015.

Motion to accept the March 17, 2015 Planning Commission recommendation for REACH Counseling Services, 314 Union Street, who is seeking to open a Type I Residential Treatment Center/Group Home within a R2 District was tabled on April 6, 2015. It was determined this item would be discussed in Executive Session this evening as it may lead to litigation.

Resolution No. 2489-15 was approving and accepting the proposed 2015 tax budget for year 2016. Mr. Gambosi explained this was the annual tax budget process. He referred to the packet information as the explanation of Resolution No. 2489-15 (see attached).

The next three pieces of legislation were related: Resolution No. 2490-15, Ordinance No. 9257-15 and Ordinance No. 9258-15 were annual pieces of legislation that assessed for the street lighting electric costs at the same millage. (see attached) The City was actually losing money because the rates were not increased but they would have to be addressed in the future.

Resolution No. 2490-15 declared the necessity to improve certain streets by lighting same.

Ordinance No. 9257-15 was to proceed with the improvement of certain streets by lighting same.

Ordinance No. 9258-15 levied special assessments for the improvement of the street and public places by lighting.

Ordinance No. 9259-15 was an agreement with the Cuyahoga County Department of Development for participation in the County's Demolition Program. Mr. Mallis explained this grant was in the amount of \$425,000 that would be spent on a few homes. This grant was applied for with the assistance of four (4) different departments; however, most of the money would be spent on 42-44 Harrison reference Ordinance No. 9260-15 which was a commercial property that seriously needed addressed.

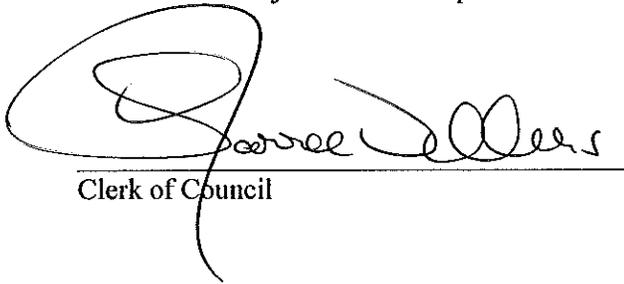
Ordinance No. 9260-15 was an agreement with HzW Environmental Consultants, LLC to conduct a Phase II environmental site assessment of 42-44 Harrison not to exceed \$15,000.00. Mr. Mallis explained this Ordinance was in conjunction with Ordinance No. 9259-15; it was money well spent as June 1, 2015 would be the start date not May 1st as stated in the contract. There were other homes that were going to be addressed as well, along with lot split considerations.

Discussion of the Regular Meeting agenda was concluded.

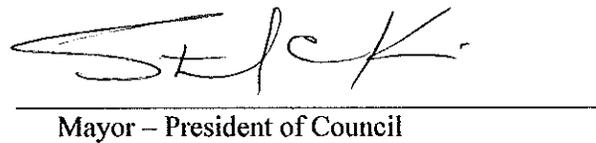
At 7:25 p.m., Bedford City Council, City Manager Mike Mallis, Finance Director Frank Gambosi and Law Director John Montello went into an executive session to discuss Economic Development and Litigation. .

Executive session adjourned at 7:55 p.m.

Work Session adjourned at 7:57 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 April 6, 2015
- b. Approval of Minutes of the Regular Meeting of April 6, 2015
- c. Approval of Minutes of the Ward 3 and 6 Meeting of March 30, 2015

5. PRESENTATIONS (None)

6. OLD BUSINESS

- a. Motion to accept the March 17, 2015 Planning Commission recommendation for REACH Counseling Services, 314 Union Street, who is seeking to open a Type I Residential Treatment Center/Group Home within a R2 District, tabled – 4/6/15

7. REPORTS

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

8. NEW BUSINESS

- a. Resolution No. 2489-15, approving and accepting the proposed 2015 tax budget for year 2016
- b. Resolution No. 2490-15, declaring the necessity to improve certain streets by lighting same
- c. Ordinance No. 9257-15, to proceed with the improvement of certain streets by lighting same
- d. Ordinance No. 9258-15, levying special assessments for the improvement of the street and public places by lighting
- e. Ordinance No. 9259-15, an agreement with the Cuyahoga County Department of Development for participation in the County's Demolition Program
- f. Ordinance No. 9260-15, an agreement with HzW Environmental Consultants, LLC to conduct a Phase II environmental site assessment of 42-44 Harrison (not to exceed \$15,000.00)

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 Monday, April 20, 2015. Mayor Koci called the meeting to order at 8:02 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Absent: None.

Motion made by Pozar and seconded by Mizesak to approve the minutes of the Work Session of April 6 2015. The roll was called. Vote – Yeas: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Spinks to approve the minutes of the Regular Meeting of April 6, 2015. The roll was called. Vote – Yeas: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Mizesak to approve the minutes of the meeting of Wards 3 & 6 of March 30, 2015. The roll was called. Vote – Yeas: Mizesak, Genutis, Saunders, Zolata, Koci. Nays: None. Abstain: Pozar, Spinks. Motion carried unanimously.

Motion to accept the March 17, 2015 Planning Commission recommendation for REACH Counseling Services, 314 Union Street who is seeking to open a Type I Residential Treatment Center/Group Home within an R2 District (Tabled 4/6/15)

Motion made by Spinks and seconded by Zolata to remove from the table. The roll was called. Vote – Yeas: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Pozar and seconded by Saunders to accept the March 17, 2015 Planning Commission recommendation for REACH Counseling Services, 314 Union Street who is seeking to open a Type I Residential Treatment Center/Group Home within an R2 District.

Mayor Koci explained it was the opinion that this group home was a residential unit for treatment of young people and they would be attending school at the Educational Alternatives nearby. He stated the group home would be in violation of the current Codified Ordinances since Educational Alternatives was considered a school so the motion would have to be voted on accordingly. The roll was called. Vote – Yeas: Genutis. Nays: Mizesak, Pozar, Saunders, Zolata, Spinks, Koci. Motion failed.

City Manager Michael Mallis announced the 2015 Street Program had started, he commended the Building Department regarding the Demolition Grant reference Ordinance No. 9259-15, he urged residents to report any exterior home violations.

No report from the Law Director John Montello and Councilman Pozar.

Finance Director Frank Gambosi explained Resolution No. 2489-15 (see attached), Resolution No. 2490-15, Ordinance No. 9257-15 and Ordinance No. 9258-15 were annual pieces of legislation that assessed for the street lighting electric costs at the same millage.

Councilwoman Mizesak mentioned Arbor Day was April 24th at 10:00 a.m. behind City Hall. She and Mr. Mallis have talked about the new Resident Guide that would be mailed to the residents soon that had a lot of valuable information. She asked if the City could address the poor condition of Lee Road. Mr. Mallis replied, yes. Mrs. Mizesak suggested more patrols/presence by the Auxiliary Officers/Police Officers. Mr. Mallis stated that there was another Auxiliary Officer hired today.

Councilman Genutis announced the Bedford Garden Club Plant sale was May 8th and 9th at Ellenwood Recreation Center.

Councilman Saunders mentioned the young adults roaming the streets after 10:00 p.m. and asked if something could be done about it because there was an incident on Logan Street of someone setting some tree lawn rubbish on fire. He was disgusted with the condition of some of the landscaper's trucks; he felt the landscaper's should be registered in the Building Department plus these landscapers were parking illegally. He pointed out Nordham Street also needed street patching. He stated the street work/resurfacing of Ellenwood was a waste of money because of the water main issues.

Councilwoman Zolata announced the Pancake breakfast and run this Sunday from 9:00 a.m. to 1:00 p.m.; there would be prizes. She was happy about the progress regarding 58 William Street. She pointed out some of the landscapers were blowing the grass into the streets which affected the storm sewers.

Councilwoman Spinks was also disgusted with the poor condition of some of the landscaper's vehicles; these vehicles were an embarrassment for Bedford. She was politely asking the children that were walking in the streets to use the sidewalks; some complied. She was addressing the rubbish containers that were being left at the street after rubbish pickup.

Mayor Koci and Council members congratulated Alma Rhine on her 20 years of service with the Meals on Wheels Presidency; she was stepping down from her seat but she would still be active with the organization. He welcomed Maple Heights Councilman Lloyd Anderson who was observing the meeting this evening. The Mayor announced the presentation of Rob David who was the President of the Bedford Medical Center. The accomplishments were: the hospital was not going to close in the foreseeable future, the hiring of eight (8) new doctors, the addition of a new Residency Program for the new doctors, the hospital was awarded the National Physician's Quality Award, the purchase of a 128 slice CT machine, upgraded the Physical Therapy department, they were the athletic trainers for the High School along with the purchase of \$2 million in new equipment. The Bedford hospital was moving in the right direction and Mr. David was committed to Bedford and it was very much appreciated. Mayor Koci mentioned some of the Mail trucks were also parking illegally on the streets.

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 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Resolution No. 2489-15 on first reading.

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

RESOLUTION NO. 2490-15 A RESOLUTION DECLARING THE NECESSITY TO IMPROVE CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Mizsak seconded by Pozar to place Resolution No. 2490-15 on first reading.

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

ORDINANCE NO. 9257-15 AN ORDINANCE DETERMINED TO PROCEED WITH THE IMPROVEMENT OF CERTAIN STREETS IN THE CITY OF BEDFORD, OHIO BY LIGHTING THE SAME AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Zolata seconded by Spinks to place Ordinance No. 9257-15 on first reading.

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

ORDINANCE NO. 9258-15 BEING AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF THE STREET AND PUBLIC PLACES OF THE CITY OF BEDFORD, OHIO BY LIGHTING OF THE SAME IN ACCORDANCE WITH RESOLUTION NO. 2490-15 AND ORDINANCE NO. 9257-15 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY

Motion made by Mizensak seconded by Pozar to place Ordinance No. 9258-15 on first reading.

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

ORDINANCE NO. 9259-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEMOLITION PROGRAM AGREEMENT WITH THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR PARTICIPATION IN THE COUNTY'S DEMOLITION PROGRAM IN THE CITY OF BEDFORD IN 2015 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: Mizensak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Mizensak to place Ordinance No. 9259-15 on third and final reading and passed.

Mr. Mallis explained this grant was in the amount of \$425,000 that would be spent on a few homes. This grant was applied for with the assistance of four (4) different departments.

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

ORDINANCE NO. 9260-15 AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HZW ENVIRONMENTAL CONSULTANTS, LLC TO CONDUCT A PHASE II ENVIRONMENTAL SITE ASSESSMENT OF 42-44 HARRISON STREET, BEDFORD, OHIO, 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: Mizensak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Spinks seconded by Zolata to place Ordinance No. 9260-15 on third and final reading and passed.

Mr. Mallis explained this was in conjunction with the previous Ordinance; 42-44 Harrison was going to require most of the grant money for its demolition.

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

Kathy Williams, 491 Lamson Street, pointed out there were a couple rental homes on her street that seemed to have several people living in them and wondered if this was legal. Mr. Mallis thought one of the homes was one that was looked at today. The landlord had to fill out the Occupancy Permit with the Building Department and the number of renters per home was determined by the State not the City. The Building Department continued to work on these types of situations and inspections.

Councilman Lloyd Anderson from Maple Heights attended the meeting this evening to observe how Bedford City Council conducted their meetings with having a City Manager form of government. He was elected recently as the NOCCA President. He urged those to contact them if they wanted and he hoped to communicate better with Bedford Administration and Council members.

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: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Meeting adjourned at 8:42 P.M.



Clerk of Council



Mayor – President of Council