

Bedford City Council met in a Work Session at Bedford City Hall on Monday, November 17, 2014 at 6:03 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Marilyn Zolata, Paula Mizsak, Greg Pozar, Don Saunders. Administration: City Manager Michael Mallis, Finance Director Frank Gambosi, Assistant Law Director John Montello, Clerk of Council Lorree Villers. Absent: None.

Mayor Koci began discussion of the Regular Council Meeting agenda.

Council had no changes to the minutes of the Work Session of November 3, 2014, Regular Meeting of November 3, 2014, Special Work Session of November 6, 2014, Special Session of November 6, 2014 and the Budget Work Session of November 10, 2014.

Ordinance No. 9220-14 was an ordinance to increase charges for installation of water meters and service connections. Residents would not have to pay these charges if the City does the citywide residential water meter replacement program if the City received grant funding. Mr. Mallis explained these taps of all sizes would be installed by a registered contractor and inspected by a City employee. Council placed this ordinance on first reading on October 20, 2014 and second reading on November 3, 2014.

Ordinance No. 9225-14 was an ordinance amending the section of the zoning code relating to group homes with several restrictions being added to this section. Discussion was held on November 3, 2014 regarding all the requested restrictions but no changes were agreed on in order to amend the ordinance. Council placed this ordinance on first reading on October 20, 2014 and second reading on November 3, 2014. The Clerk was instructed to amend the ordinance by Mr. Montello and Mr. Mallis to remove letter (e). Mayor Koci would sign the ordinance as amended.

Ordinance No. 9229-14 was an ordinance providing for the issuance and sale of bonds in the amount of \$3,150,000. Mr. Gambosi explained the City had an opportunity to refund the BAB's for a better rate in hopes to save \$50,000 to \$101,000 depending on the final sale and to take advantage of the market. Council determined that it was necessary and in the best interest of the City to refund at a lower cost. Discussion was held that it was necessary and in the best interest of the City to issue bonds of the City in one lot in the maximum principal amount of \$3,150,000 for the purpose of refunding at a lower cost certain of the City's various bonds which were issued for the purposes of paying costs of improving the municipal sanitary sewer system by improving sanitary sewage pump stations and municipal sewage treatment plant facilities, improving streets and related off-street parking facilities, improving and renovating the municipal water distribution system by replacing water mains, valves, connections and fire hydrants, and by purchasing, installing, improving and replacing water meters.

Ordinance No. 9230-14 was an ordinance authorizing a contract with Auditor of the State of Ohio LGS in the amount of \$13,250. Mr. Gambosi explained the LGS Department assisted the City to finalize the annual financial reporting. He hoped to receive another award for the City. The ordinance was written as a "not to exceed" amount; anticipating a lower cost of approximately \$8,700. Jon Lindow assisted in this process to keep the costs down.

Ordinance No. 9231-14 was the City of Bedford 2015 Appropriation Budget. Mr. Gambosi reminded Council this would be read as a first reading this evening; there might be some changes before it was passed in December.

Resolution No. 2488-14 authorized a contract with Board of Health in the amount of \$51,250. Mr. Gambosi said the amount was the same in 2013 but would increase next time.

Motion to accept the recommendation of the City Manager to grant a special leave. (Ref: 151.20 (c)) There was a request from an employee that recently left the City of Bedford for a different position. This was not the first time a former employee requested a special leave without pay and benefits. It was determined that the vacant position would not be kept vacant in case this employee wanted to return within the 12 month time period. The focus was for the position to be filled. If the former employee wanted to return to the City of Bedford, there were no guarantees that their former position would be available or any position. In this case, this former employee was an exceptional employee in his field. It would be a benefit to the City of Bedford if he requested to return because of his background and training. There would be no cost for training. This was an excellent job opportunity for this individual so everyone understood the reason this employee wanted to pursue this job opportunity.

Discussion of the Regular Meeting agenda was concluded.

#### DISCUSSION OF BOARD OF BUILDING STANDARDS & APPEALS APPOINTMENT

The Administration was being proactive in discussing the replacement of Vicky Stemple who would be moving out of the City in the month of November or December. Council reviewed some applicants at the November 3, 2014 Work Session. There was not a decision.

#### DISCUSSION OF THE ARTS AND CULTURAL BOARD APPOINTMENTS

The applicants on the agenda were Michelle Longstreet and Vivien Maldonado. Mayor Koci asked this item be moved to the December 1, 2014 Work Session for further discussion.

#### DISCUSSION OF ASSUREVAULT AND IRON MOUNTAIN QUOTES

Clerk Villers submitted both quotes for review; she referred to Page 8 a summary of both quotes for everyone to compare the costs. Council understood the importance of the scanning but they were not familiar with "cloud storage" and how it worked. Council was comfortable with the quote from AssureVault; Clerk Villers was given approval to move forward with the project. Ms. Villers said she wanted to make sure any decision that was made was approved by the IT Committee/Simplex IT before it was before Council's approval the last meeting in December. She pointed out she could encumber funds from 2014 that hadn't been spent plus the budgeted amount for 2015.

#### BUDGET HEARINGS

##### - COUNCIL

Mr. Gambosi addressed the Council budget this evening. He explained the one change of \$87,655. Council had no questions.

##### - LAW DEPARTMENT

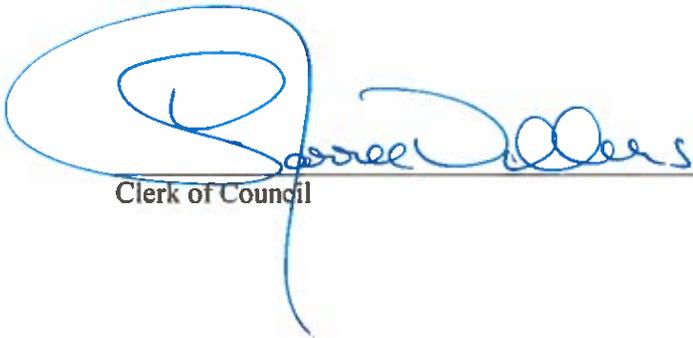
Mr. Montello talked about the benefit of outsourcing some of the items within this department; it was impossible for an attorney to know everything about everything. Labor negotiations this year was a cost savings for the City; it also maintained the Administration's good relationship with the union(s). Contracting externally also allowed the Administration to conduct business with professionals in specific areas. Mr. Montello had no billable hours unlike the previous Law Director. Mr. Pozar stated the bottom line cost savings of this department was \$100,000 to \$115,000. He felt Mr. Montello was underpaid compared to the other department heads plus he appreciated his services. It was decided to increase the Assistant Law Director's salary by approximately \$25,000 and to cut the health insurance amount in half since there was only one employee in the department. Mr. Saunders asked if there was a problem/conflict if Mr. Montello worked for Bedford and Maple Heights. It was determined this was not an issue or concern. Mr. Montello thanked Council and the Administration for the opportunity.

Motion made by Genutis and seconded by Mizesak to go into an executive session to discuss personnel, litigation and economic development. The roll was called. Vote – Yeas: Mizesak, Genutis, Pozar, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

At 7:44 p.m., Bedford City Council, City Manager Mallis, Finance Director Gambosi and Assistant Law Director Montello went into an executive session to discuss personnel, litigation and Economic Development.

Executive session adjourned at 7:55 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 November 3, 2014
- b. Approval of Minutes of the Regular Meeting of November 3, 2014
- c. Approval of Minutes of the Special Work Session of November 6, 2014
- d. Approval of Minutes of the Special Session of November 6, 2014
- e. Approval of Minutes of the Budget Work Session of November 10, 2014

5. **PRESENTATIONS**

6. **OLD BUSINESS**

- a. Ordinance No. 9220-14 amend Chapter 911.07 (a)(b) Charges for Installation of Meters/Service Connections
- b. Ordinance No. 9225-14 amend 1915.24 Group Home (1<sup>ST</sup> Rdg 10/20/14-2<sup>nd</sup> Rdg 11/3/14)

7. **REPORTS**

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

8. **NEW BUSINESS**

- a. Ordinance No. 9229-14 providing for the issuance and sale of bonds (\$3,150,000)
- b. Ordinance No. 9230-14 authorizing contract w/Auditor of the State of Ohio LGS (\$13,250)
- c. Ordinance No. 9231-14 City of Bedford 2015 Appropriation Budget
- d. Resolution No. 2488-14 authorize contract w/Board of Health (\$51,250)
- e. Motion to accept the recommendation of the City Manager to grant a special leave. (Ref: 151.20 (c))

9. **HEARING OF CITIZENS**

10. **ADJOURNMENT**

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

Bedford City Council met in Regular Session at Bedford City Hall on Monday, November 17, 2014. 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: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Absent: None.

Motion made by Spinks and seconded by Zolata to approve the minutes of the Work Session of November 3, 2014. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar, Saunders. Nays: None. Motion carried unanimously.

Motion made by Mizesak and seconded by Pozar to approve the minutes of the Regular Meeting of November 3, 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 Special Work Session of November 6, 2014. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Pozar. Nays: None. Abstain: Saunders, Genutis. Motion carried.

Motion made by Pozar and seconded by Spinks to approve the minutes of the Special Session of November 6, 2014. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Pozar. Nays: None. Abstain: Saunders, Genutis. Motion carried.

Motion made by Zolata and seconded by Spinks to approve the minutes of the Budget Work Session of November 10, 2014. The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, Genutis, Pozar. Nays: None. Abstain: Saunders. Motion carried.

Mayor Koci, City Manager Mallis, Police Chief Kris Nietert, Deputy Chief Marty Stemple, City Council and the Administration were present for the swearing in of: Sergeant Dennis Bergansky, Patrolman David Kempinski and Patrolman Corey McCants. Sergeant Bergansky, Patrolmen Kempinski and McCants introduced their family members in the audience. Chief Nietert encouraged the new Patrolmen to “be honorable to their badge”.

**ORDINANCE NO. 9220-14, AN ORDINANCE AMENDING SECTION 911.07 (a) (b) OF THE STREETS, UTILITIES AND PUBLIC SERVICES CODE ENTITLED “CHARGES FOR INSTALLATION OF METERS AND SERVICE CONNECTIONS” FOR WATER OF THE CITY OF BEDFORD, OHIO PLACED ON FIRST READING OCTOBER 20, 2014 AND SECOND READING NOVEMBER 3, 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 three different days.

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

Motion made by Mizesak seconded by Pozar to place Ordinance No. **9220-14** on third and final reading and passed.

Mr. Mallis explained historically the meter replacement costs were multiplied by two; provided to the residents/business owners at such cost with a lifetime warrantee for the life of such meter. However, in this ordinance the residential cost had not increased.

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

ORDINANCE NO. 9225-14, AN ORDINANCE AMENDING SECTION 1915.24 OF THE PLANNING AND ZONING CODE ENTITLED “GROUP HOME” OF THE CITY OF BEDFORD, OHIO PLACED ON FIRST READING OCTOBER 20, 2014 AND SECOND READING ON NOVEMBER 3, 2014 AS AMENDED 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: Zolata, Spinks, Koci, Mizensak, Pozar, Saunders. Nays: Genutis. Motion carried.

Motion made by Saunders seconded by Mizensak to place Ordinance No. 9225-14 on third and final reading and passed.

Mr. Mallis explained the changes were to define some restrictions throughout the City.

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

Council and the Administration congratulated the two new Patrolmen, Sergeant Bergansky’s promotion, Officer of the Year Rick Suts and Firefighter of the Year Dan Dopslaf and the undefeated Bearcats. The Service Department was praised for all their efforts throughout the year and all wished a Happy Thanksgiving to everyone!

Mr. Mallis announced the Tree Lighting on November 26, 2014 at 6:00 p.m.

Assistant Law Director John Montello thanked Council/Administration/Police Department for their support as Assistant Law Director and the Prosecutor.

Councilman Saunders and Councilwoman Mizensak agreed with the previous listed congratulations.

No reports from Councilman Pozar and Councilwoman Spinks.

Finance Director Frank Gambosi thanked the Civil Service for their efforts in selecting those who qualified for the new Police and Fire Department positions.

Councilwoman Zolata added the Recreation Department applied and received a grant in the amount of \$60,000 for a new senior van. She felt all the departments were working very hard.

Councilman Genutis agreed with the statement Chief Nietert made being honorable to the badge.

ORDINANCE NO. 9229-14, AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,150,000 FOR THE PURPOSE OF REFUNDING AT A LOWER COST CERTAIN OF THE CITY’S OUTSTANDING VARIOUS PURPOSE GENERAL OBLIGATION BONDS, SERIES 2010B (FEDERALLY TAXABLE – BUILD AMERICA BONDS – DIRECT PAYMENT), DATED AS OF SEPTEMBER 9, 2010, AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9229-14** on third and final reading and passed.

Mr. Gambosi explained the City had an opportunity to refund the BAB's for a better rate in hopes to save \$50,000 to \$101,000 depending on the final sale and to take advantage of the market.

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

ORDINANCE NO. 9230-14, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE AUDITOR OF THE STATE OF OHIO LOCAL GOVERNMENT SERVICES (AOS), AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9230-14** on third and final reading and passed.

Mr. Gambosi explained the Auditor of State LGS Department was different from their Audit Staff. They assist the City to finalize the annual financial reporting for the award. The ordinance was written “not to exceed”; anticipating a lower cost.

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

ORDINANCE NO. 9231-14, AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND EXPENDITURES OF THE CITY OF BEDFORD, OHIO DURING THE YEAR 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

Motion made by Pozar seconded by Mizesak to place Ordinance No. **9231-14** on first reading.

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

RESOLUTION NO. 2488-14, A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF BEDFORD TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY OF BEDFORD WITH THE GENERAL HEALTH DISTRICT OF CUYAHOGA COUNTY FOR HEALTH SERVICES FOR THE YEAR 2015 AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

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

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

Motion made by Spinks seconded by Genutis to place Resolution No. 2488-14 on third and final reading and passed.

Mr. Gambosi explained the City did not have its own Health Department therefore the City contracted for their services. He figured the cost would increase in 2015 for said services.

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

Motion made by Spinks seconded by Zolata to accept the recommendation of the City Manager to grant a special leave. Reference Codified Ordinance Chapter 151.20 (c). The roll was called. Vote – Yeas: Zolata, Spinks, Koci, Mizesak, 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.

Dick Bender, 69 Wandle Avenue, questioned the motion that was on the agenda. Mr. Mallis said an employee requested a 12 month leave from the City even though he was no longer an employee. This leave was without pay and benefits. Mayor Koci added with a stipulation that there was an opening or they couldn't be re-hired.

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

Meeting adjourned at 8:37 P.M.



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Clerk of Council



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Mayor – President of Council