

**COUNCIL WORK SESSION**

**TUESDAY, FEBRUARY 18, 2014**

**6:30 P.M. PROMPT**

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- **UH BEDFORD PRESIDENT ROB DAVID “STATE OF THE HOSPITAL”**
- **DISCUSSION OF AGENDA**
- **DISCUSSION OF PLANNING COMMISSION MEMBER VACANCY**
- **EXECUTIVE SESSION - Personnel**

Bedford, Ohio

February 18, 2014

Bedford City Council met in a work session at Bedford City Hall on Tuesday, February 18, 2014 at 6:36 p.m.

Present: Council Members: Mayor Stan Koci, Sandy Spinks, Walter Genutis, Marilyn Zolata, Paula Mizesak, Don Saunders. Administration: Acting City Manager Mike Mallis, Finance Director Frank Gambosi, Assistant Law Director John Montello, Clerk of Council Lorree Villers. Also Present: Rob David, Bedford UH President, Anne O'Neil, Bedford UH Manager, Dell Judd, Hospital Board Member. Absent: Greg Pozar.

Mayor Koci introduced Mr. David, Ms. O'Neil and Mr. Judd who were present to talk about the programs, services, procedures and new equipment at the Bedford UH Medical Center. The presentation focused on the Center for Healthy Aging and the services and care the hospital could provide. Ms. O'Neil passed out several pamphlets with a short description of each service. Mr. David and Ms. O'Neil explained the first ER for Senior, the Center of Healthy Aging, Senior Assessment Program, Palliative Care Program and the Age Well Be Well schedule and membership for 2014 (see attached). Mr. Judd expressed his satisfaction and level of comfort of the hospital being in Bedford. Mr. Mallis explained that the City published a quarterly newsletter and the hospital was more than welcome to put information in it for the residents. Council thanked them for their presentation.

Mayor Koci began discussion of the Regular Council Meeting agenda.

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

Ordinance No. 9136-14 was an Ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 108 E. Interstate in the amount of \$178.94. Council read this as a first reading on January 21, 2014 and a second reading on February 3, 2014.

Ordinance No. 9137-14 was an Ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road in the amount of \$120.72. Council read this as a first reading on January 21, 2014 and a second reading on February 3, 2014. Mr. Genutis thought these repeat offenders needed some type of counseling. He previously talked to Chief Nietert who explained the reasons why the City took action concerning these repeat offenders. Council wanted to be more aggressive when it came to repeat offenders. The Administration and Council would address this in the future possibly through Building Department.

Ordinance No. 9145-14 was an ordinance authorizing the City Manager to extend the American Federation of State, County Municipal Employees contract for the Police Dispatchers. Council read this as a first reading on February 3, 2014 and decided it would be read as a second reading this evening. The Dispatch Center would not be completed until this fall.

Ordinance No. 9146-14 was an ordinance amending Ordinance No. 9043-13 designating members to the Housing Council. Council read this as a first reading on February 3, 2014. There was a need to replace Mr. Angelo and Mr. Schuman who were previously on the list. It was determined this would be passed this evening.

Ordinance No. 9148-14 was an Ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road in the amount of \$152.58. Mayor Koci pointed out this was different police response/call from Ordinance No. 9137-14; that was also on the agenda this evening.

Ordinance No. 9149-14 was an Ordinance authorizing the City Manager to enter into a contract with the Auditor of State of Ohio in the amount of \$40,877. Mr. Gambosi briefly explained the process and requested this ordinance be passed this evening. The auditors were in the process of conducting the audit.

Ordinance No. 9150-14 was an Ordinance authorizing payment for the cremation expenses of Sherry Perry in the amount of \$450. Mr. Mallis assured Ms. Perry was a resident. The Administration and Council were appreciative the local funeral homes assisted the City with such needs.

Ordinance No. 9151-14 was an Ordinance authorizing continued membership with OML Joint Self-Insurance Pool. Mr. Gambosi pointed out he was in favor of Option 2 for the years 2014, 2015 and 2016 beginning January 31, 2014 with the payment of \$ 175,806.00 in 2014, payable prior to April 1, 2014; \$159,195.00 in 2015, payable prior to April 1, 2015; and \$159,195.00 in 2016, payable prior to April 1, 2016.

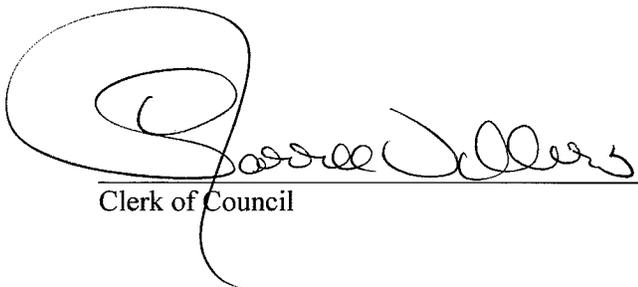
Discussion of the Regular Meeting agenda was concluded.

Council briefly discussed a possible member for the new Planning Commission member for the upcoming vacant seat of Mr. Erdos. Mrs. Zolata would follow up; this resident lived in her Ward.

At 7:47 p.m., Bedford City Council, Assistant Law Director John Montello and Acting City Manager Mike Mallis went into an executive session to discuss Personnel.

Executive Session adjourned at 7:53p.m.

Work Session adjourned at 7:55 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 February 3, 2014
- b. Approval of Minutes of the Regular Meeting of February 3, 2014
- c. Approval of Minutes of the Special Work Session of February 10, 2014

5. **OLD BUSINESS**

- a. Ordinance No. 9136-14 authorizing the City to certify to the County Auditor costs associated with Police response to 108 E. Interstate (\$178.94) (1<sup>st</sup> Rdg 1/21/14-2<sup>nd</sup> Rdg 2/3/14)
- b. Ordinance No. 9137-14 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road (\$120.72) (1<sup>st</sup> Rdg 1/21/14-2<sup>nd</sup> Rdg 2/3/14)
- c. Ordinance No. 9145-14 authorizing the City Manager to extend the American Federation of State, County Municipal Employees contract - Police Dispatchers (1<sup>st</sup> Rdg 2/3/14)
- d. Ordinance No. 9146-14 amending Ordinance No. 9043-13 designating members to the Housing Council (1<sup>st</sup> Rdg 2/3/14)

6. **REPORTS**

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

7. **NEW BUSINESS**

- a. Ordinance No. 9148-14 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road (\$152.58)
- b. Ordinance No. 9149-14 authorizing the City Manager to enter into a contract w/Auditor of State of Ohio (\$40,877)
- c. Ordinance No. 9150-14 authorizing payment for the cremation expenses of Sherry Perry (\$450)
- d. Ordinance No. 9151-14 authorizing continued membership with OML Joint Self-Insurance Pool

8. **HEARING OF CITIZENS**

9. **ADJOURNMENT**

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

Bedford City Council met in Regular Session at Bedford City Hall on Tuesday, February 18, 2014. Mayor Koci called the meeting to order at 8:00 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Genutis, Saunders, Zolata, Spinks, Koci, Mizesak Absent: Pozar.

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

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

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

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

**ORDINANCE NO. 9136-14**, AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO CERTIFY TO THE COUNTY FISCAL OFFICER THE COSTS ASSOCIATED WITH POLICE RESPONSE TO 108 EAST INTERSTATE AS SAID HOMEOWNER IS IN VIOLATION OF BEDFORD'S CRIMINAL ACTIVITY NUISANCE ORDINANCE AND DECLARING AN EMERGENCY PLACED ON FIRST READING ON JANUARY 21, 2014 AND SECOND READING ON FEBRUARY 3, 2014 WAS READ BY TITLE ONLY.

Motion made by Zolata seconded by Genutis to place Ordinance No. **9136-14** on third and final reading and passed.

Mr. Mallis and Mr. Gambosi explained the criminal nuisance ordinances this evening were repeat offenders.

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

**ORDINANCE NO. 9137-14**, AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO CERTIFY TO THE COUNTY FISCAL OFFICER THE COSTS ASSOCIATED WITH POLICE RESPONSE TO 601 NORTHFIELD ROAD AS SAID HOMEOWNER IS IN VIOLATION OF BEDFORD'S CRIMINAL ACTIVITY NUISANCE ORDINANCE AND DECLARING AN EMERGENCY PLACED ON FIRST READING ON JANUARY 21, 2014 AND SECOND READING ON FEBRUARY 3, 2014 WAS READ BY TITLE ONLY.

Motion made by Zolata seconded by Genutis to place Ordinance No. **9137-14** on third and final reading and passed.

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

**ORDINANCE NO. 9145-14**, AN ORDINANCE AMENDING ORDINANCE NO. 9036-13 AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXTEND CONTRACT WITH OHIO COUNCIL 8 AND LOCAL 2007 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, ADOPTING THE TERMS OF THE ATTACHED CONTRACT AND ORDERING THEM INTO EFFECT, AND DECLARING AN EMERGENCY PLACED ON FIRST READING ON FEBRUARY 3, 2014 WAS READ BY TITLE ONLY.

Motion made by Zolata seconded by Spinks to place Ordinance No. **9145-14** on second reading.

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

**ORDINANCE NO. 9146-14**, AN ORDINANCE AMENDING ORDINANCE NO. 9043-13 DESIGNATING THE CITY'S MEMBERS TO THE HOUSING COUNCIL FOR THE TAX INCENTIVE PROGRAMS FOR THE CITY OF BEDFORD AND DECLARING AN EMERGENCY PLACED ON FIRST READING ON FEBRUARY 3, 2014 WAS READ BY TITLE ONLY.

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

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

Motion made by Zolata seconded by Genutis to place Ordinance No. **9146-14** on third and final reading and passed.

Mr. Mallis explained this ordinance was replacing the former City Manager Mr. Angelo and Law Director Mr. Schuman. He explained the duties of this board.

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

Acting City Manager, Michael Mallis addressed the problem with the train that was stopped across the street. He contacted Norfolk Southern and made them aware of the problem especially during rush hour. There was discussion whether the railroad could be cited; but nobody knew if they could. Mrs. Mizesak mentioned there were 300 cars on this particular train. She talked about the drivers that sometimes went around the safety bars which were very hazardous. Mr. Mallis urged everyone to shovel their sidewalks; it was important to keep them clean mainly for safety reasons. He explained that during the winter thaw there was a chance of water pooling. He said if the water was still it was not a waterline break; however, if the water was bubbling or continually moving it might be a waterline break. He mentioned there was an area on West Grace that was in bad shape and the City was in the process of trying to get this project moved up.

No report from Assistant Law Director John Montello.

Finance Director, Frank Gambosi invited everyone to the Rotary Pancake Breakfast on April 27, 2014 from 9:00 a.m. to 1:00 p.m.

Councilwoman Spinks thanked all who showed at her Thank You Party for Ward 1 residents. She invited everyone to the FriDates concert this coming Friday.

Councilman Genutis thanked the Service Department for the great job they do clearing the streets. He agreed with Mr. Mallis that the sidewalks needed shoveled.

Councilwoman Zolata also commended the Service Department for clearing the downtown area in removing the piles of snow. She was also impressed with the Ward 1 party Mrs. Spinks recently had. She invited everyone to join the Rock-a-thon; she would have more information at the next meeting. She mentioned the Northfield Bridge sidewalk was not shoveled. Mr. Mallis had recently addressed this issue but he was not sure of its condition after the recent snow storm. It was cleaned by the Service Department by a snow blower often. Normally, the roads were taken care of first before the sidewalks. Mrs. Zolata said she had tickets for the Historical Society Reverse Raffle for March 8, 2014; the theme was the roaring 20's.

Councilwoman Mizsak thanked the Service Department for the good job they do plowing the streets. She noticed most of the downtown merchants had done a pretty good job clearing the sidewalk in front of their stores. There was a merchant closer to the square that was not doing an adequate job. She requested an update on the Columbus Road bridge repair. Mr. Mallis said the plans were approved but Dominion East Ohio Gas and AT&T needed to sign off regarding their lines. The roadway would be placed over these lines. A signal light would assist in maintaining the traffic. The cost of this project was over \$1 million. Mrs. Mizsak asked if anyone knew how many deer were culled. Mr. Mallis would check. Mrs. Mizsak observed that the showroom at Nature Stone was empty. Mr. Mallis assured Nature Stone was not relocating out of Bedford. The showroom was recently remodeled and that may be why it was empty. The City of Bedford was happy that Nature Stone was committed to Bedford.

Councilman Saunders clarified the statement he made on February 3, 2014 regarding him and Mr. Reid that they did not received Democratic County endorsement and the Scene Magazine had played a role possibly in that because of the reference to the City of Bedford. He stated nowhere in his February 3, 2014 statement did he make the comment that Mr. Reid was part of that particular article. He felt the article itself painted Bedford in a bad light and this article had an influence in his own political race. Mr. Saunders said the Northfield Bridge agreement was made several years ago. Cuyahoga County should be paying each municipality for maintaining these particular bridges. These bridges were located within these cities so why should the County and City plow these particular bridges and duplicate the effort. He felt the Columbus Road Bridge should be addressed in a certain manner to maintain traffic flow. He questioned the City of Cleveland's waterline leak on Union Street and Broadway Avenue because the City of Bedford was using a lot of salt during the freezing weather. Mr. Mallis stressed this issue was a perfect example as to why it was necessary to keep the City's Water Department. The waterline was a 30 inch pipe with a malfunctioning valve and the City of Cleveland couldn't find the time to fix it since they were experiencing 400-600 waterline breaks within the Cleveland city limits. He agreed it was a safety issue. Mr. Saunders also stressed the sidewalks needed to be cleared by the residents and the fire hydrants needed to be cleaned around them. He explained the poles that had transformers on them also needed to be shoveled around to avoid the salt and snow on the power line causing a possible short. He stressed the Parking Ban needed to be enforced; there were several cars parked on the streets in his area. Mr. Mallis said the social media outlets were being used but not everyone had a computer or cell phone to receive the information. He wanted in the near future, to educate the public on the many ways they can receive information and/or communications. Mr. Saunders thought the Parking Ban needed to be scheduled for the months of December, January and February. He told a story about a car that was parked on Adams Street unnecessarily. He thought the parking issues were related to the rental homes.

Mayor Koci announced the Ward Meetings would be March 10<sup>th</sup>, 24<sup>th</sup> and 31<sup>st</sup> at 7:00 p.m. He suggested everyone thank their mail delivery person and rubbish collectors. He agreed the Service Department was doing a great job keeping the streets clean. He said the new Bedford UH President Rob David and Anne O'Neil would be possibly speaking at the Ward Meetings. The hospital was expanding with new

programs, services, procedures and new equipment. (See information attached to the Work Session minutes)

**ORDINANCE NO. 9148-14**, AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO CERTIFY TO THE COUNTY FISCAL OFFICER THE COSTS ASSOCIATED WITH POLICE RESPONSE TO 601 NORTHFIELD ROAD AS SAID HOMEOWNER IS IN VIOLATION OF BEDFORD'S CRIMINAL ACTIVITY NUISANCE ORDINANCE AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

Motion made by Spinks seconded by Genutis to place Ordinance No. **9148-14** on first reading.

Mayor Koci noted this was the same address listed in Ordinance No. 9137-14.

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

**ORDINANCE NO. 9149-14**, AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EXTENSION AGREEMENT WITH AUDITOR OF STATE OF OHIO CERTIFIED PUBLIC ACCOUNTANTS, FOR THE PERFORMANCE OF THE 2013 CITY OF BEDFORD AUDIT 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: Mizensak, Genutis, Saunders, Zolata, Spinks, Koci. Nays: None. Motion carried unanimously.

Motion made by Mizensak seconded by Saunders to place Ordinance No. **9149-14** on third and final reading and passed.

Mr. Gambosi explained the State was doing the audit this year instead of an independent company.

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

**ORDINANCE NO. 9150-14**, AN ORDINANCE AUTHORIZING THE CITY OF BEDFORD TO PAY FOR THE CREMATION EXPENSES OF SHERRY PERRY 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 on three different days.

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

Motion made by Mizensak seconded by Saunders to place Ordinance No. **9150-14** on third and final reading and passed.

Mr. Mallis explained this was an indigent resident with no assets. Mr. Gambosi added this procedure was addressed in the ORC. Mayor Koci appreciated both Bedford Funeral Homes assisting the City and the deceased resident when there was this type of need.

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

**ORDINANCE NO. 9151-14**, AN ORDINANCE AMENDING ORDINANCE NO. 6427-93 AS SUBSEQUENTLY AMENDED TO PROVIDE FOR CONTINUING MEMBERSHIP IN THE OHIO MUNICIPAL LEAGUE JOINT SELF-INSURANCE POOL, PROVIDING FOR PAYMENT THEREFORE AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY.

Motion made by Spinks seconded by Genutis to place Ordinance No. **9151-14** on first reading.

The roll was called. Vote – Yeas: Genutis, Saunders, Zolata, Spinks, Koci, Mizsak. 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 concerns.

Jean Sapir, 597 Button Road, spoke on behalf of the Bedford Art's & Cultural Board. She invited everyone to the FriDates concert this Friday at 7:30 p.m. at the Church of Nazarene. Donations were accepted and appreciated.

Kathy Williams, 491 Lamson Avenue, pointed out the communication services were great for those who had a computer but not everyone did so those services were not friendly to everyone. She asked if the Police Officers ran the license plates to see where the vehicles that were parked in the street belonged. Mr. Mallis replied, yes. He thought a lot of these issues needed addressed prior to the season not during the season. Ms. Williams mentioned she has heard the same complaints for the past three years. She suggested just towing the violators and they would remember that. Mr. Mallis said the snow plow operators notified the Police Department of these violators. He noted with only four Police Officers on duty during the night shift, there might be a chance they were busy and not able to respond.

Dick Bender, 69 Wandle Avenue, complimented the Service Department on their assistance regarding the waterline break in his area. The employees were working in 7 degree temps for almost 10 hours. He mentioned he could not hear Mrs. Zolata or Mrs. Mizsak when they spoke. He couldn't receive any of the communications from the City on his e-mail machine.

Orlando Rosario, 257 Deborah Lane, suggested the Auxiliary Officers patrol the neighborhoods regarding the seasonal street parking issues. Mr. Mallis explained it was a budget problem and the Auxiliary Officers could not write a ticket. Mr. Rosario mentioned his non-renter neighbors that parked in the street all year long. Mr. Mallis said the residents needed to call so the City could address it. Residents come to City Hall to complain about something but they never alerted the City that there was an issue in the first place. He thanked the City in the matter of the snowplow almost hitting his son. Mr. Mallis explained the Ellenwood Recreation Center had open gym four days a week now. He said the City did a wonderful job.

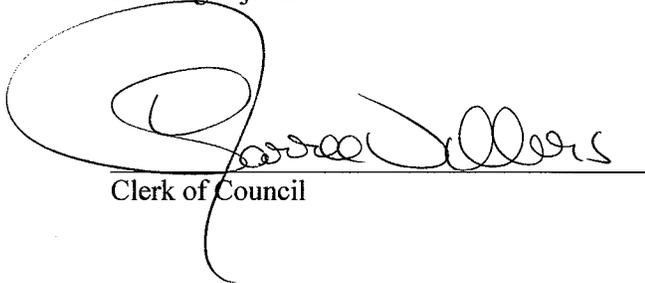
Darlene Williams, 150 Best Street, talked about an emergency situation on her street where the emergency vehicles were restricted on her street because of the plowed snow and a parked car in the street with a snow ban in affect. The snowplow could not get down the road to finish plowing the street so it had to stop. The owner of the parked car that was standing on the sidewalk was asked by the snowplow operator to move their car. The parked car owner was in no hurry to move their car so the ambulance had to backup to let the snowplow by. She thought it was time to fine these violators.

Phillip Williams, 150 Best Street, called Dispatch to see if there was a snow ban because there were several cars parked on Best Street. He ended up calling the Service Department and found there was a snow ban. He thought the communication needed to be better between the City Departments.

Barbara McDaniel's, 186 Center Road, passed out compliments to the Service Department regarding her recent sewer backup problem. She appreciated the path being plowed behind City Hall; along with the snow removal done by Mr. Lewis at the Ellenwood Recreation Center. She asked what happened regarding the two wrecked cars on her street. Mayor Koci said she could call the Fire Department. It was determined it was not a drill from the Fire Department. She added Center Road was starting to be a race track.

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

Meeting adjourned at 9:13 P.M.



Clerk of Council



Mayor – President of Council