

**COUNCIL WORK SESSION
TUESDAY, FEBRUARY 19, 2013**

6:00 P.M. PROMPT

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- **DISCUSSION WITH JUDGE JACOB**
- **DISCUSSION OF AGENDA**
- **DISCUSSION OF 2013 FIREWORKS**
- **DISCUSSION OF HB 5**
- **DISCUSSION WITH WARNER BATTEN**
- **EXECUTIVE SESSION – personnel**

Bedford, Ohio

February 19, 2013

Bedford City Council met in a Work Session at Bedford City Hall on Monday, February 19, 2013 at 6:05 p.m.

Present: Council Members: Mayor Daniel Pocek, Warner Batten, Stan Koci, Donald Saunders, Paula Mizesak, Greg Pozar. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Henry J. Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman. Absent: Marilyn Zolata [entered at 6:21 p.m.]. Guest: Judge Harry Jacob III.

Mayor Pocek noted Mrs. Zolata would be late this evening because of the power outage in her Ward.

Everyone welcomed Judge Jacob to the Work Session. Judge Jacob explained the Bedford Municipal Court had another good year even though Judge Melling had been dealing with some health issues. The Court still had some part-time employees that were working out very well; however, they were considering additional staff in the Clerk's Office. Judge Jacob was open for questions of Council and the Administration.

Mayor Pocek suggested an Open House for the 10 year celebration of the Bedford Municipal complex in May 2013. Mr. Angelo mentioned he was already working on it.

Mr. Batten asked how the court dealt with repeat vicious dog offenders. Judge Jacob explained the court may have 40-60 cases per day and the Judges worked on a rotation for a two (2) week period between criminal and civil cases, so it would all depend if the person had the same Judge or if the Judge remembered the case. Even though the Judge had access to the history of the offenders, it was not always cut and dry as to how each individual was addressed or were there rules in place for repeat offenders. Mr. Batten was surprised to find out how many cases were dealt with on a daily bases. Each case varied. Mr. Schuman noted each Judge had their own way of thinking per case and it would depend on how many times the offender was cited.

Mr. Koci asked, since the Judge had been on the bench for three (3) years, if he would ever consider returning to an attorney position if he had the opportunity and if he would return to an attorney status if he would view things differently. Judge Jacob expressed he had no desire to return to being an attorney and he didn't think he would view things differently.

Mr. Schuman noted everyone was very concerned about the Quality of Life issues in Bedford, which he knew the Judges were well aware of. He felt the payment program worked effectively, the relationship between the Court, Council and the Administration was a great one, plus some of the Court Administration helped on the bond issue. The relationship between everyone was working out very well. Mr. Schuman noted he was not a fan of the diversion program for the juveniles/young adults.

Mr. Angelo respected both Judges and he had no intentions of being before them.

Mr. Pozar asked what the procedure was for evictions. Judge Jacob explained the evictions were dealt as a group as long as they were the same company handling them. After the court's decision of the tenant being evicted, the Bailiff would remove the contents from the living space if it was necessary. Most times the contents that the tenant wanted to move were already gone. Rarely does the Bailiff have to physically put the evicted tenant's belongings on the curb. He also noted the relationships between the Court, Council and the Administration was a good one. The Judges and the Prosecutors worked with each individual as a case by case basis. There was not a lot of time to decide the extent of punishment for every case. There were pros and cons to putting someone in jail.

Mrs. Zolata noted the poor condition of the economy and it could be heartbreaking to put a parent in jail. The Judge agreed because when he has a parent before him it could be a whole different story if he were to put a parent in jail. It was not always easy to do but sometimes, it had to be done. He even added in some instances the person wants to go to jail so he doesn't have to work. He noted a few stories/excuses he had heard over time and thought some of the stories were very creative.

Mrs. Mizsak thought the Quality of Life was what held Bedford together. She questioned what facility held the prisoners. The Judge said Bedford Municipal Court did not house all the prisoners; some of the prisoners were sent to the Cleveland facility depending on the reason they were being charged. With Cleveland housing some of the prisoners, it made it easy for Bedford not having to supervise.

Mr. Gambosi thanked the Court Administration and Judge Jacob for attending this evening's meeting. He felt they were doing a great job. He mentioned that he also has to take Tax cases to court and he appreciated their efforts.

Judge Jacob thanked everyone for their time and questions.

Mayor Pocek started the agenda topics for discussion.

Mayor Pocek asked if anyone had any questions regarding the February 4, 2013 Work Session minutes or the February 4, 2013 Regular Council minutes. Mr. Pozar had a question regarding the comment that was stated in the Work Session minutes, which he did not recall making. He showed Clerk Villers the section in question. Clerk Villers explained there were times when she did not know exactly what Council or the Administration meant but she could make sense of it sometimes after the explanation was made at the Regular Council Meeting where the same ordinances were explained to the residents. Mr. Pozar asked if the Work Session minutes were verbatim. Clerk Villers replied no, the only way to do that was to record all the Work Sessions. Mayor Pocek asked if Mr. Pozar wanted to make a correction to the minutes. Mr. Pozar replied, no.

Ordinance No. 9044-13 was an ordinance authorizing additional work and deleting certain work from Marni Inc. Mr. Schuman explained this was a net decrease of \$816.00. There were other items that still needed to be addressed to some of these houses. Mr. Angelo noted this was not part of the original contract. Mrs. Zolata felt some of the houses had been sold with problems.

Mr. Schuman grouped the next four pieces of legislation on the agenda:

Ordinance No. 9045-13 was an ordinance repealing Ord. 4207-74, Chapter 1331 "Automatic Fire Extinguishing Systems, and

Ordinance No. 9046-13 was an ordinance amending Chapter 1313.01 (b) "Adoption of Code; Title, and

Ordinance No. 9047-13 was an ordinance amending Chapters 1311.01(b)(1), 1311.04 (a)(b), 1311.11 (b), 1311.21 (b)(1) (F) (H)(1)(2)(3)(4)(5)(6) (I) (K), 1311.24 of the Building Code, and

Ordinance No. 9048-13 was an ordinance repealing Chapter 1311.17 "Energy Conservation" of the Building Code.

Mr. Schuman explained this was basically a housekeeping issue. Bedford had more strict codes than the State allowed so there were several changes throughout these pieces of legislation. They were either amending and/or repealing several sections of the code. Mr. Batten questioned if the City's fees were different from the States? Mr. Schuman noted Home Rule was different than that of the State. Mr. Batten questioned the use of

12 – vs – 14 size wire. Mr. Schuman was not sure of the codes regarding wire size. Mr. Saunders noted the changes would allow a more level playing field.

Ordinance No. 9049-13 was an ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive (\$437.04). Mr. Schuman explained this resident was a repeat offender.

Ordinance No. 9050-13 was an ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road (\$66.82). Mr. Schuman explained this resident was a repeat offender.

Ordinance No. 9051-13 was an ordinance authorizing the City Manager to enter into a contract w/Nerone & Sons in the amount of \$14,582.40. Mr. Angelo noted he explained this at the February 4, 2013 Work Session and this was the actual legislation to secure the steps at the WWTP. This definitely was an item that needed to be passed this evening.

Mr. Pozar had concerns and questions regarding the 21 Mapledale home. It was in bad shape and he felt the home should still be torn down. He said the City's Inspector was not able to successfully finish the Point of Sale inspection because there were several items in the home that needed to be removed from the walls. He thought it was odd that the For Sale sign was placed in the yard the next day after the decision was made. Mr. Angelo said this home did not reach the Land Bank and it was obtained through the Sheriff's sale. Mr. Schuman said the sale of this home could not be prevented. Mr. Koci thought the new buyer would have to bring the home up to code. He questioned whether it should go to the Land Bank. Mr. Schuman thought there was a time limit on the escrow as far as bringing the home up to code. Mr. Pozar still thought the original decision to tear the house down should stand. He pointed out how some of the banks handle some of these situations by selling a bunch of homes in a package. Mrs. Zolata explained the process regarding some of these homes that took too long before a final decision could be made and the home deteriorates. Mr. Saunders wondered if the banks could be made to fix up these homes. Mr. Gambosi explained it was not always a good idea to just tear down every home that was in poor condition. Tearing down numerous homes only decreases the value of the neighborhood. Even if the home was an eyesore and was torn down that decision was held against the City. The City suffered from the end result. Keeping a neighborhood's value was very important.

Most of Council was not prepared to make a decision this evening regarding the fireworks. Mayor Pocek felt if the fireworks could be held at the Bedford High School, it would make a difference in the safety. He was not in favor if the fireworks were to be held at St. Peter Chanel this year. He was waiting to hear from Mr. Tench on the school's decision. Mr. Schuman and Mr. Angelo thought it would be best to settle these issues as soon as possible. Spending monies on the tribute bands or other activities was a great idea too. Mr. Angelo said it was going to take time to line up the bands. Mr. Pozar thought it was time to either decide to have the fireworks or not. It shouldn't be construed with other ideas; the fireworks should be a separate decision. He still felt there was a way to control the crowd with additional forces. It wasn't a matter of money; the City could afford all the festivities for the residents. Mr. Koci had concerns as to how the crowd was going to be controlled at Wal-Mart or other surrounding businesses. He still felt the best bang for the buck was to set up programs that would draw people to the downtown area to spend money. The City needed people to stay and enjoy what Bedford had to offer. There were some concerns of the size of the crowd since other cities had cancelled their fireworks. Another concern was if the City signed a three (3) year contract with the company that was going to set off the fireworks that there may not be a place to do it for the last two (2) years of the contract. There was discussion that the fireworks would be a good PR boost. Bedford had the best fireworks in the area; people came from all around to see them. Council was not ready to decide this evening.

Mr. Gambosi spoke briefly about the previous HB 601 Resolution that Council passed. He alerted everyone that the new HB 5 was exactly the same as HB 601 regarding the uniformity of the tax laws. The City of

Bedford would still have the problems with revenue loss if HB 5 passed. He urged everyone to oppose HB 5 because they wanted a five (5) year standardization which was not beneficial to any City. He stressed this needed to be addressed at the March 4, 2013 Council meeting.

Mayor Pocek recessed the Work Session at 7:57 p.m. Council would reconvene after the Regular Council Meeting this evening.

Council reconvened the Work Session at 9:10 p.m.

Mr. Angelo informed Council that the Administration was looking into the 37 acres that might be for sale. Tinkers Creek Partnership organization had asked about the property. He would keep Council advised of the situation or progress.

Mr. Angelo explained the discussions he has had with Bob Coppedge regarding the Police Department's TAC system that was about to expire. He would advise Council of the progress.

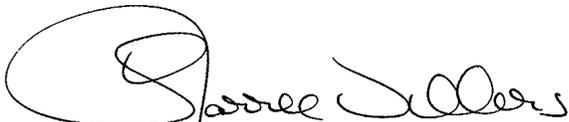
Mr. Batten wanted clarification on a couple topics. After Mr. Schuman and Mayor Pocek were aware of the topics, it was decided these issues needed to be discussed in the Executive Session scheduled for this evening. The discussion should not be placed in the minutes because it could be considered personnel issues. Clerk Villers was excused from the meeting so Council could discuss Mr. Batten's topics in Executive Session.

At 9:12 p.m., Bedford City Council, City Manager Henry Angelo, Law Director Ken Schuman went into an executive session to discuss personnel.

At 9:20 p.m., City Manager Henry Angelo and Law Director Ken Schuman were excused from Executive Session.

The Executive Session adjourned at 10:18 p.m.

The Work Session adjourned at 10:20 p.m.


Clerk of Council


Mayor – President of Council

REGULAR MEETING

**BEDFORD CITY COUNCIL
STATE OF OHIO
COUNTY OF CUYAHOGA**

DATE: February 19, 2013

AGENDA

TIME: 8:00 P.M.

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 4, 2013
- b. Approval of Minutes of the Regular Meeting of February 4, 2013

5. REPORTS

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

6. NEW BUSINESS

- a. Ordinance No. 9044-13 authorizing additional work and deleting certain work from Marni Inc.
- b. Ordinance No. 9045-13 repealing Ord. 4207-74, Chapter 1331 "Automatic Fire Extinguishing Systems"
- c. Ordinance No. 9046-13 amending Chapter 1313.01 (b) "Adoption of Code; Title" of the Building Code
- d. Ordinance No. 9047-13 amending Chapters 1311.01(b)(1), 1311.04 (a)(b), 1311.11 (b), 1311.21 (b)(1) (F) (H)(1)(2)(3)(4)(5)(6) (I) (K), 1311.23 of the Building Code
- e. Ordinance No. 9048-13 repealing Chapter 1311.17 "Energy Conservation" of the Building Code
- f. Ordinance No. 9049-13 authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive (\$437.04)
- g. Ordinance No. 9050-13 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road (\$66.82)
- h. Ordinance No. 9051-13 authorizing the City Manager to enter into a contract w/Nerone & Sons (\$14,582.40)

7. HEARING OF CITIZENS

8. ADJOURNMENT

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

Bedford, Ohio

February 19, 2013

Bedford City Council met in Regular Session at Bedford City Hall on Tuesday, February 19, 2013. Mayor Pocek called the meeting to order at 8:01 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Pozar, Saunders, Zolata, Batten, Koci, Mizsak, Pocek. Absent: None.

Motion made by Zolata and seconded by Koci to approve the minutes of the Work Session of February 4, 2013. The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Batten, Koci, Mizsak, Pocek. Nays: None. Motion carried unanimously.

Motion made by Mizsak and seconded by Saunders to approve the minutes of the Regular Meeting of February 4, 2013. The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Batten, Koci, Mizsak, Pocek. Nays: None. Motion carried unanimously.

No report from City Manager, Henry Angelo.

No report from Law Director, Ken Schuman.

Finance Director, Frank Gambosi announced the Tax Department would have extended hours to service the residents the last two (2) Saturdays prior to April 15, 2013 from 9:00 a.m. to 1:00 p.m.

Councilman Saunders questioned the Tax deadline date. Mr. Gambosi stated the State requirement was April 15, 2013; there was a little leeway but not too much. Mr. Saunders said the street lights at the corner of Columbus and Washington Street area were blinking on and off. Mr. Angelo explained he was still in the process of dealing with the area representative and he would follow up. The police officers were reporting several areas where the lights were out. The problem was because of the ongoing complaints, the reports were being duplicated. Mr. Saunders also added some of the telephone pole replacements had streetlights missing on Washington Street.

Councilman Pozar said he had received “kudos” for the replacement of the streetlights near the park area around the Shawnee Bowling Alley and Egbert Road but there were some lights still out on Broadway. He also added “kudos” to Mayor Pocek for his efforts in moving up the West Grace and Turney Road project from 2015 to 2014. He spoke about the Mapledale home that was currently being handled by a realtor. He still hoped this house would be torn down; he felt it could not be fixed up in order for someone to make a profit. He felt this property was deplorable and when the City gave it to the Land Bank for what they thought would be destruction, the realtor sign was erected the next day. He noted a Point of Sale would have to be done since it was being handled by a realtor. He stated for the record the City’s intent was to demolish this home and to remove the blight.

Mr. Pozar stated Powers Road had a situation that came to light in the past week regarding their septic tanks. He requested Mr. Angelo to inform the residents of this situation. Mr. Angelo explained Cuyahoga County contacted the City about the 69 septic tanks in this area that needed to be addressed. This was a State regulation that the County had to enforce. The County would perform inspections and force the residents to replace the tank at a cost of approximately \$12,000.00. The resident would also be required to a five (5) year NPDS permit, which would be renewable every five (5) years along with an annual maintenance fee and inspection. The County contacted the City to see if the City was going to sewer these areas. Mr. Angelo said in order to sewer this area, 12 more areas would have to be addressed. There could be a possibility of a public assessment in one (1) area, however, this was not decided as of yet. Mr. Gambosi was checking to see if this could be possible. He reiterated this was a State regulated mandate, not the City’s. The way this came about was there was a fecal sampling every year in the surrounding creeks and the results were above the allowable limits. These test results were traced to some of the septic tanks.

Mr. Pozar also gave "kudos" to Chief Duber and Penny Jarrell for the \$20,000 grant the Police Department received for mobile data terminals. He thought since Ms. Jarrell was in charge of the Juvenile Diversion Program maybe she could pay attention to the Mapledale area because it needed to be cleaned up about every two (2) weeks. Mr. Angelo said the Juvenile Diversion Program was used throughout the City in several areas including the snow on Northfield Road Bridge when needed.

Mayor Pocek requested a follow up on the West Grace and Turney Road project from 2015 to 2014. Mr. Angelo said it was being taken care of. Mayor Pocek pointed out that he had a good working relationship with the Director of Public Works for Cuyahoga County. He hired this director in the 1980's when he worked at ODOT.

Councilwoman Mizens asked if the newsletter was completed. Mr. Angelo explained there was a process in creating and completing the newsletter. He was not sure if any additional information could be added at this point. Mrs. Mizens pointed out that if the residents would remove their rubbish cans from the curbs it would eliminate the cans being blown around the streets. She was aware the culling of the deer happened last week but there were six (6) deer at the WWTP.

Councilwoman Zolata spoke about the transformer that caught fire on Union Street, which caused 1,900 homes to be without power for several hours. She was overwhelmed with calls. She appreciated the efforts made by Mr. Angelo. Mr. Angelo gave "kudos" to the Receptionist and the Dispatchers for handling the incredible amount of phone calls. She welcomed Chief Duber and his son to the meeting. Boy Scout Duber was working on his Eagle Scout badge. She enjoyed the Student Government Day with the St. Peter Chanel and Bedford High School students. The topic of debate was whether the City should continue the fireworks display. She thought the debate was outstanding; the students were given information in order to debate and they did a very good job. One thing she understood from the students was; "don't worry about fights and violence; it's everywhere now". She said in today's society the children were being ingrained with this attitude that "violence was everywhere now". This mentality gave her a sad feeling.

Councilman Koci agreed with Mrs. Zolata that in today's society, the children dismissed violence because to them it was no big deal. The students did not see anything wrong with violence in their world. He was shocked to hear some of these types of student's statements. The students were given guidelines/information and the debate was very good. The students formed their own opinions; it was very interesting to listen to the prospective of 17-18 year olds. This age group viewed things a lot different than someone of his age group. The final vote of the students was 4 to 3 to discontinue the fireworks. He thought from what he heard from the debate, the vote may have been 5 to 2 in the opposite direction. He understood the Bedford High School students were going to have a party for the St. Peter Chanel students since the announcement that St. Peter Chanel was going to close at the end of the 2013 school season. He said it was easy to speak the negative about some of the students but what people don't see was the positive of some of the students. Personally working on City Council and being involved with the schools, it was a pleasure to work with the good students. The students were doing great; he felt the schools needed to publicize what the students were doing for the good of their schools and community. The majority of the children were good children. He attended the high school Valentine's dance this year, which he found very enjoyable.

Mr. Koci referred to the fantastic FriDates concert this past Friday; the next concert would be March 15, 2013 at the Old Church on the square with an Irish band. He questioned if the residents on Powers Road would have the option to either connect to the City's sewer system or install a new tank. Mr. Angelo clarified Cuyahoga County questioned the City whether it was going to install/build additional sewers. He stated with the topography, it would be very expensive. This would include 12 additional pump stations in addition with the 12 segmented sewer systems. Mayor Pocek thought this was impossible. Mr. Angelo stated the City was not currently planning to build any sewers. At this point, the State would address this

issue with Cuyahoga County because the County was responsible. He stressed the City had nothing to do with the septic systems. If the septic tank was still good, the resident would have to apply for the permit for the annual maintenance and inspection. Mr. Saunders stated most septic tanks that were over 15 years old did not meet the current State regulations. He thought there were only a few newer septic tanks in the entire surrounding areas.

No report from Councilman Batten.

Mayor Pocek gave his last and annual perspective on some of the 43 men that served this County as Presidents. He spoke about the history and events of the wealthiest President that served during his time which was George Washington. He explained the short window of opportunity each President had during his office.

The two (2) most prominent Presidents were George Washington and Abraham Lincoln. General Washington won three (3) battles, lost 21 and one (1) tie. He had the quality to keep the military in the field for this time for eight (8) years under impossible standards. The government had no funds, he was up against the world's greatest power but he fought on audacity. General Washington had a unique quality that inspired men - standing 6 foot 2 inches with a horrible temper. The soldiers did not receive pay for 2 ½ years but when he left his position; he was put in the status of being referred to as almost a "saint".

When Abraham Lincoln was elected, half the country left; the south seceded from the union. He urged everyone to go watch the movie "Lincoln", it was very factual. On November 22, 2013, it would be 50 years since the Kennedy assassination. President Kennedy was a very inspiring figure for the 2 ½ years in service. There were many great and not so great Presidents over the many years.

One of his favorite Presidents was Andrew Jackson who was an imposing figure at 6 foot 4 inches with wild red hair. He fought six duels in his life and was an inspiring figure. The war of 1812, according to the peace treaty that was signed on December 24, 1814 stated the war should have never taken place because it did not change anything.

He spoke about President Madison who appointed Andrew Jackson as a major General who then created an army with 2,000 Americans, 2,000 Kentucky/Tennessee militia, 500 creoles and 500 pirates to face 16,000 of the British army. The British had no respect for the American forces; the advantage the Americans had was the Kentucky long rifle which had greater accuracy. The Americans destroyed the British leaving them with 8,000 casualties and the Americans with a loss of 57. In 1845, President/General Jackson was asked on his death bed if he had any regrets in life. President/General Jackson replied he had two (2) regrets: he didn't shoot Clay and I didn't hang Calhoun. There were some unique individuals that occupied the White House. Mayor Pocek thought this had to be God's country because only God could have gotten the nation out of some of the problems in the past. He noted one of the things he has always taken pride in was the Seal that was behind his head at every Council meeting, he could see it as a reflection in the windows at the opposite side of the Council Chambers. The Seal reminded him of what the United States was about and it was a great country. Mayor Pocek explained the tier of fighting that started at the lower level of government and reached to the upper levels of government as viewers heard often on the 11:00 o'clock news. He commented, "go to bed, sleep well, the system was working".

ORDINANCE NO. 9044-13, an ordinance authorizing additional work and deleting certain work from Marni Incorporated's contract for the Housing Rehabilitation Program and declaring an emergency was read by title only.

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

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

Motion made by Saunders seconded by Batten to place Ordinance No. **9044-13** on third and final reading and passed.

Mr. Schuman explained the original contract with Marni, Inc. was for repairs on the eight (8) City owned homes. The Administration, added as well as deleted, certain items from the scope of the project as reflected in this Ordinance. The decreased amount was \$816.00.

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

ORDINANCE NO. 9045-13, an ordinance repealing Ordinance No. 4207-74, Chapter 1331 entitled “Automatic Fire Extinguishing Systems” of the Codified Ordinances of the City of Bedford 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 on three different days.

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

Motion made by Batten seconded by Zolata to place Ordinance No. **9045-13** on third and final reading and passed.

Mr. Schuman explained this ordinance and the next three (3) not only amended the codified ordinances but it also deleted certain Chapters. The City had stricter codes than that of the Ohio State Building Codes. The changes this evening would put the codes in compliance with the State. The State was unfortunately looser than those in Bedford. This explanation would be for all the changes this evening.

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

ORDINANCE NO. 9046-13, an ordinance amending Chapter 1313.01 (b) entitled “Adoption of Code; Title” of the Codified Ordinances of the City of Bedford, Ohio and declaring an emergency was read by title only.

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

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

Motion made by Mizensak seconded by Saunders to place Ordinance No. **9046-13** on third and final reading and passed.

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

ORDINANCE NO. 9047-13, an ordinance amending Chapters 1311.01(b)(1), 1311.04 (a)(b), 1311.11 (b), 1311.21 (b)(1) (F) (H)(1)(2)(3)(4)(5)(6) (I) (K), 1311.24 of the Building Code and declaring an emergency was read by title only.

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

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

Motion made by Saunders seconded by Pozar to place Ordinance No. **9047-13** on third and final reading and passed.

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

ORDINANCE NO. 9048-13, an ordinance repealing Chapter 1311.17 entitled “Energy Conservation” of the Codified Ordinances of the City of Bedford and declaring an emergency was read by title only.

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

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

Motion made by Pozar seconded by Saunders to place Ordinance No. **9048-13** on third and final reading and passed.

Mr. Angelo clarified that even though it sounded like Council was just voting and going through the motions, there was a lot of effort made by the Administration and Council Clerk. The staff thanked Mr. Angelo.

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

ORDINANCE NO. 9049-13, an ordinance authorizing the City of Bedford to certify to the County Fiscal Officer the costs associated with police response to 40 Talbot Drive as said homeowner is in violation of Bedford’s Criminal Nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Saunders seconded by Mizsak to place Ordinance No. **9049-13** on third and final reading and passed.

Mr. Angelo explained this was the costs associated with a number of police officer’s responses to this address. This resident was a repeat offender.

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

ORDINANCE NO. 9050-13, 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 Nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Saunders seconded by Zolata to place Ordinance No. **9050-13** on third and final reading and passed.

Mr. Angelo briefly explained this repeat offender was being held responsible for their actions at a cost of approximately \$67.00.

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

ORDINANCE NO. 9051-13, an ordinance authorizing the City of Bedford to enter into a contract with Nerone & Sons, Inc. and declaring an emergency was read by title only.

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

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

Motion made by Saunders seconded by Pozar to place Ordinance No. **9051-13** on third and final reading and passed.

Mr. Angelo stated the total costs were approximately \$14,500 for concrete and steel steps at the WWTP. The steps were in very bad shape allowing an employee to almost fall through them. Luckily the employee was not hurt.

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

Mayor Pocek said that concluded the business portion of the meeting and asked if anyone in the audience had any concerns.

Police Chief Duber explained the NIXLE program; he urged everyone to sign up for this emergency alert by dialing 888-777-44146 and go through the prompts. NIXLE also posted a blurb on the City's Facebook page and the City's website. Any City that had a contract with NIXLE used the same phone number with their area zip code. Code Red was only used if the residents needed to seek shelter.

Sandy Spinks, 265 Grand Boulevard, bragged about one of the little six year old girls that she had assisted in the mentoring program that was doing very well. She gave a big "kudos" to the Bedford Schools!

The second item she wanted to bring to everyone's attention was the several ongoing police calls at 275 Grand Boulevard. She explained the granddaughter lived in this home with her grandmother; where there were nonstop problems with the granddaughter. She wondered if something could be done about it. This young individual continued to have fights outside in the yard with the "flavor of the week". There were several cars in and out of the driveway all hours of the day and night. The granddaughter stood outside yelling and screaming having her lover quarrels. She was afraid if there was a gun pulled, she could be in danger. She was very aggravated with the situation.

Helen Briggs, 149 Grand Boulevard, explained the Master Plan Review Committee had focused on the perception of Bedford as its number one item. She noted Bedford Schools do have great students and a great school system.

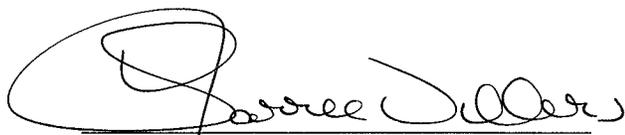
Mayor Pocek had an additional announcement this evening. It was regarding his dear close new friend Bob Spinks who got to hear the two words he's been waiting to hear, "cancer free".

Mrs. Zolata announced the Historical Society reverse raffle on March 2, 2013.

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

Mayor Pocek reminded Council that the Work Session would reconvene in ten minutes.

Meeting adjourned at 8:53 P.M.


Clerk of Council


Mayor – President of Council