

COUNCIL WORK SESSION

MONDAY, JULY 15, 2013

6:00 P.M. PROMPT

DINNER WILL BE SERVED

- **DISCUSSION OF AGENDA**
- **DISCUSSION OF ELMER FLICK STATUE LOCATION**
- **EXECUTIVE SESSION** - City Manager – Personnel (Council only)
Council only – Personnel
Finance Director – Personnel

Bedford, Ohio

July 15, 2013

Bedford City Council met in a work session at Bedford City Hall on Monday, July 15, 2013 at 6:02 p.m.

Present: Council Members: Mayor Daniel Pocek, Warner Batten, Stan Koci, Marilyn Zolata, Paula Mizsak, Greg Pozar, Don Saunders. Administration: City Manager Henry Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman, Clerk of Council Lorree Villers, Recreation Director Randy Lewis, Accounts Receivable Jon Lindow. Absent: None.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Ordinance No. 9086-13 was an ordinance that authorized the City to certify to the County Fiscal Officer costs associated with police response to 108 Interstate East in the amount of \$146.45. Mr. Angelo noted this was the standard ordinance to handle these types of issues.

Ordinance No. 9087-13 was an ordinance adding Section 1341.24, "Collection and Drop Off Boxes" to the codified ordinances. Mr. Angelo explained this section needed to be added to better maintain these areas. Controlling the drop off boxes would also aid in keeping Bedford clean. It also limited each location to two (2) boxes. If there was a large shopping complex, it would be considered to be one property so there couldn't be numerous boxes per area. These drop off boxes were for clothing and shoes; not to be considered recycling drop off locations.

Ordinance No. 9088-13 was an ordinance that declared 38 Gould Avenue a nuisance. This home was still infested with cockroaches. Mr. Schuman reminded Council that this homeowner was in violation last year for the same problem. The focus was to get rid of the cockroaches so they didn't travel to surrounding homes. It was a concern whether the homes next door to 38 Gould had been infected. Another concern was whether there were children in the home and the cleanliness or condition of the inside of the house. Mr. Schuman explained the property would have to be treated for at least the next six months to kill all the cockroaches.

Ordinance No. 9089-13 was an ordinance that authorized a contract with Sirna Construction for sealcoat of Municipal Center parking lot in the amount of \$9,572. The parking lot had held up very well over the years even though there were a couple areas of concern but nothing that was going to cost a lot of money.

Ordinance No. 9090-13 was an ordinance that authorized the amendments of Ordinance No. 9015-12 making additional appropriations for current expenditures of the City of Bedford during the year 2013. Mr. Gambosi reviewed his memo with Council [see attached]. Mr. Gambosi stressed the concern regarding the health insurance. With the municipalities being affected with several cuts; it was apparent the general fund would be greatly affected.

Ordinance No. 9091-13 was an ordinance that authorized the City Manager to apply for CDBG Grant in the amount of \$150,000. The grant would be used to remodel certain areas at the Ellenwood facility. Mr. Lewis suggested several areas that he would like to address and some of the areas would continue to bring the facility up to ADA standards. Doty & Miller was chosen to assist in the project; after the costs were determined, the areas of concern would be decided. Some of the items could be done in-house but some of the remodeling would have to go through the bidding process. It was determined that there would be no match of funds from the city for the remodeling project.

Ordinance No. 9092-13 was an ordinance for a contract with Sirna Construction for the Broadway Avenue & Rockside Road installation of a sidewalk in the amount of \$8,678. Sidewalks were never installed in this area; the area was used on a daily basis so it was in the best interest to install sidewalks for public use. Mr. Angelo noted the Automile was in the process of improving the area so this was something that needed to be addressed. Council voiced their opinions and concerns regarding the replacement of sidewalks throughout Bedford; there were tree root issues regarding the city owned trees that were the cause of the damage. The residents were not particularly happy that they had to pay for their section of damaged sidewalk when it wasn't their tree causing the damage. It was determined that Council and the Administration would discuss this issue at the August 19, 2013 work session.

Ordinance No. 9093-13 was an ordinance for an agreement with the Northeast Ohio Regional Sewer District. Mr. Angelo briefly noted there were 18 business accounts affected which included Krick Road.

Ordinance No. 9094-13 was an ordinance for a contract with Vanguard Utility Service, Inc. for commercial water meters in the amount of \$37,648.87. Mr. Angelo explained Steve Schreiber from GPD Group had verified with the company the scope of the project because their bid amount was much lower than the others that were submitted. It was determined the company was aware of the costs and work for the project. It was in the best interest of the City to contract with the lowest bid.

Ordinance No. 9095-13 was an agreement with Cuyahoga County for resurfacing of W. Grace in the area of Broadway to Oakwood Avenue. This project was being paid for by Cuyahoga County with no costs to the City of Bedford. There was discussion whether the 800 feet would reach the Turney Road project that was completed several years ago. The 800 foot stretch would have to be reviewed to determine whether it was included.

Mr. Schuman explained the two motions to accept the Bedford Energy House bids that were opened on June 14, 2013 and July 11, 2013 was not a good fiscal move for the City. Funds would have to be taken from the general fund to pay for the overages; the \$150,000 would not cover all the costs. It was decided the funds would be returned to the County.

Council was in agreement to allow Time Dardy to continue his term of the Board of Building Standards and Appeal board.

Mr. Angelo talked to Council again regarding the location of the Elmer Flick statue. The committee was trying to meet the August 25, 2013 deadline for the unveiling of the statue but it was difficult to do with some of the uncertainties. This project started in 2004 and at that time there was no design or concrete decisions made. After a short discussion, it was decided the statue would be placed in front of the train depot instead of at the corner of Broadway Avenue and North Park.

Discussion of the Regular Meeting agenda was concluded.

At 7:01 p.m., Bedford City Council and Mr. Angelo went into an executive session to discuss personnel.

At 7:21 p.m., Mr. Angelo exited the executive session.

At 7:22 p.m., Bedford City Council continued the executive session to discuss personnel.

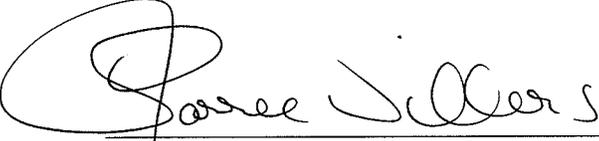
At 7:42 p.m. Mr. Gambosi entered the executive session to discuss personnel.

At 7:58 p.m., Bedford City Council temporarily adjourned executive session to conduct regular Council meeting.

Executive session reconvened at 9:25 p.m. to continue discussion on personnel.

Executive Session adjourned at 10:00 p.m.

The Work Session adjourned at 10:02 p.m.


Clerk of Council


Mayor – President of Council

AMENDED

1. **CALL TO ORDER**

2. **PLEDGE OF ALLEGIANCE**

3. **ROLL CALL**

4. **APPROVAL OF MINUTES**

- a. Approval of Minutes of the Work Session of June 10, 2013
- b. Approval of Minutes of the Regular Meeting of June 10, 2013

5. **PRESENTATIONS**

School Board Year-end Review

6. **REPORTS**

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

7. **NEW BUSINESS**

- a. Ordinance No. 9086-13 authorizing the City to certify to the County Fiscal Officer costs associated with Police response to 108 Interstate East (\$146.45)
- b. Ordinance No. 9087-13 adding Section 1341.24 – “Collection and Drop Off Boxes”
- c. Ordinance No. 9088-13 declaring 38 Gould Avenue a nuisance
- d. Ordinance No. 9089-13 contract with Sirna Construction for sealcoat of Municipal Center parking lot (\$9,572)
- e. Ordinance No. 9090-13 amending Ordinance No. 9015-12 making additional appropriations
- f. Ordinance No. 9091-13 authorizing the City Manager to apply for CDBG Grant (\$150,000)
- g. Ordinance No. 9092-13 contract with Sirna Construction for Broadway & Rockside sidewalks (\$8,678)
- h. Ordinance No. 9093-13 agreement with the Northeast Ohio Regional Sewer District
- i. Ordinance No. 9094-13 contract with Vanguard Utility Service, Inc. for Commercial Water Meters (\$37,648.87)
- j. Ordinance No. 9095-13 agreement with Cuyahoga County for resurfacing of W. Grace (Broadway to Oakwood Avenue)
- k. Motion to accept the Bedford Energy House bids opened on June 14, 2013
- l. Motion to accept the Bedford Energy House bids opened on July 11, 2013
- m. Motion to re-appoint Tim Dardy to Board of Building Standards and Appeals

8. **HEARING OF CITIZENS**

9. **ADJOURNMENT**

Bedford, Ohio

July 15, 2013

Bedford City Council met in Regular Session at Bedford City Hall on Monday, July 15, 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: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Absent: None.

Motion made by Koci and seconded by Batten to approve the minutes of the Work Session of June 10, 2013. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar and seconded by Mizsak to approve the minutes of the Regular Meeting of June 10, 2013. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Debi Kozak, School Board President, made a presentation this evening. She referred to the Admissions and Withdrawals report of 2012-2013; 655 students were admitted and 626 withdrawn. She referred to page 2 where it listed the cuts that were made. She highlighted some of Mr. Vawters speech that was in the Liberty News & Views newspaper. She listed several accomplishments of the students (see attached).

City Manager, Henry Angelo apologized for the cancellation of the deer culling discussion that was supposed to take place this evening for the residents. It would be rescheduled. He explained on July 28, 2013 at 6:00 a.m. there would be a convoy on Broadway Avenue; the roads were being prepared accordingly. Also Representative John Barnes would be present on August 5, 2013 at 7:00 p.m. for a resident and Council informational meeting regarding the upcoming House Bills.

No report from Law Director, Ken Schuman.

Finance Director, Frank Gambosi, mentioned that the HB 5 would continue in September for further discussion; cities have been working very hard being vocal against this bill.

Councilman Saunders referred to the State of Ohio's percentage increase involving the distribution to the local government fund. He explained this was a deception because it was based on the percentage of the State's general fund of which the income tax was reduced. He felt it was a play on words because with the percentage increase, the fund itself was decreased so the local governments would be receiving fewer funds. He stressed it was time for the State of Ohio to get out of the back pockets of the local governments and school systems.

Councilman Pozar referred to the political sign located at Broadway Avenue and Forbes Road and understood the owner of the billboard agreed to remove the political sign. Mr. Angelo noted the sign in question had been removed. Mr. Pozar stated the sign was still there, the sign was located on Bedford property and the sign was still in violation. Mr. Angelo explained there was no violation because the billboard sign was owned by the property owner. He said the property owner removed the sign in question and put up something positive for Oakwood Village. Mr. Pozar did not feel the issue had been addressed because the campaign sign was still there a couple years after the election. Mr. Angelo said the campaign sign was about the property owner himself. The previous negative comments the property owner had displayed about the Mayor of Oakwood had been removed. Mr. Pozar said if that was the case then the fact was the pole sign should have been taken down when the building changed hands. He asked Mr. Saunders for clarification. Mr. Saunders explained this specific pole sign was in violation years ago. The sign was grandfathered into the current business and the sign was supposed to be removed when the building changed hands, which was over a decade ago. Mr. Angelo and Mr. Schuman commented the sign was owned by the property owner. Mr. Schuman was not sure if there were any violations. Mr. Saunders

stated the sign was supposed to be removed several property owners ago but it was never enforced by the City. Mr. Schuman said that was the fault of the City.

Mr. Pozar said he had forewarned Mr. Angelo regarding the property located at 21 Mapledale. In 2012, Council condemned the property, Council then made the prudent decision to allow the County Landbank to take over the property with the promise it would be automatically "razed" to save the City the expense, which did not take place. The Landbank sold the property for \$8,000 and then the realtor sold it for \$17,000+. He felt the POS inspection report was inadequate; the report listed several repairs that needed to be done at a cost of \$2,500. He did not feel the repairs could be done for that amount of money. He said the problem was the "checks and balances" because until the code violations were made, the occupancy permit could not be given. He said not only was the occupancy permit missed, there were cars parked on the front lawn, a BBQ pit in the back yard and blankets hanging in the window. He stated the place was a mess and people were living in it. He asked for any update. Mr. Angelo appreciated the notice from Mr. Pozar. He said the occupancy permit was given in accordance with the current building code. He stated the occupancy permit could be given while work was being done on the home. All the interior violations have been corrected; the homeowner could not afford to put siding on the home however it would be painted. Mr. Angelo said the City did not have standing to tear the building down; structurally the building was not condemnable. There were regulations the Building Inspector had to follow. The \$2,500 amount reflected that there were not major items that needed to be done. Mr. Pozar said the \$2,500 was 150% of the required repairs which meant the repairs were approximately \$1,600 so the question was whether the repairs could be done for this amount of money. Mr. Angelo believed the property owner was doing the repairs himself. Mr. Pozar said what he was trying to get to was the pecking order for people that purchase homes to "flip" them in the Bedford for a profit. Council incorporated an ordinance to avoid all that with the intention that as these repairs were being made, the escrow money would be released as the repairs were made. Not until the repairs were completed would the title be turned over or the loan granted. He did not understand how in this case the regulations were circumvented. Mr. Angelo stated the regulations were not circumvented. During the 3 ½ years he has been City Manager, the previous practice from Mr. Seyboldt was to release the appropriate escrow amount as the work was inspected and completed. This practice has been in place prior to his hiring. Mr. Pozar said the escrow has been released and the title has transferred; he wanted to know how something like this happened and where does the City have control over this type of situation. Mr. Angelo believed the confusion was the escrow has not been released. Mr. Pozar questioned if the money was still in escrow and how does the property owner pay his bills. Mr. Angelo explained it was like every other person that was in this situation; they had to front the money themselves for the repairs then come to the City to prove the repairs had been taken care of. The property owner can receive their escrow monies the very same day if they chose to. Mr. Pozar questioned if the City actually had the authority to release escrow monies. Mr. Angelo explained yes, the Building Department signed off on the paperwork and then notified the escrow agent for amount of funds to be released. The City does not hold the money, the escrow agent did. Mr. Pozar asked if this process would be done this week for the painting that needed to be done. Mr. Angelo said after the property owner was finished painting the house, the Building Department would inspect the job and proceed with the paperwork to release the funds from escrow through the agent. Mayor Pocek clarified for Mr. Pozar the painting needed to be completed then the property owner would be reimbursed. Mr. Angelo understood the property owner was going to try and paint the home himself instead of paying a contractor. He explained he had all the notes on the purchasing transaction regarding this property. The City cannot intervene on these types of transactions that were dealt through a Sheriff sale. The City could not prevent a Sheriff sale.

Councilwoman Mizens received a letter from Marcia Rosenthal in regards to the Tuesday Tumblers for their visit to Bedford on June 18, 2013. This organization came to see the historic sites where they got to see this community that others love. Mrs. Rosenthal assured her that she would be bringing other groups to Bedford this fall. It was through groups like these, coupled with strong partnerships with all of our

partnerships with all of our community groups, businesses and other agencies, a sound master plan and solid marketing that would make Bedford a tourist destination.

Mayor Pocek spoke about the enjoyable FriDates concert he had attended. He was also sponsoring the Party in the Park on July 17, 2013 starting at 7:00 pm to 9:00 pm.

Councilwoman Zolata thanked Mr. Angelo for explaining to the residents about the convoy that was going to come through Bedford. She pointed out the ongoing problem regarding the damaged telephone poles. Mr. Angelo has been addressing this issue for a very long time and he keeps getting the runaround. She strongly urged the residents to recycle more products or to start recycling if they weren't. She commented to Mr. Angelo that 216 Henry Street was vacant and she didn't know for how long. She asked what the procedure was to get rid of raccoons inside a home. Mr. Angelo explained if the raccoon was inside the house it was considered a nuisance and the Animal Warden could address the issue. He pointed out if a resident was attempting to trap an animal, the chances were they were going to trap something regardless because Bedford was basically in the middle of the woods. The resident would be held responsible for the manner in which they were trapping animals. It would be inhumane to allow an animal to die in a trap. If this occurred, the Animal Warden would not return to help this resident.

Councilman Koci thanked the School Board for their report. He also agreed with Mayor Pocek regarding the last FriDates concert. The next concert was August 12, 2013. He spoke about the ash bore problem which was killing several trees. He asked if anyone was aware of the new system to treat the ash bore. Mr. Angelo understood Mr. Bellar was aware of the treatment but it hadn't proven itself. Bedford had approximately 500 trees but the treatment might be basically a band aid. Some of the residents were willing to pay for the treatments themselves.

Councilman Batten invited everyone to the Street Dance this weekend. He listed several things for the children to do, two bands, variety of foods, games and 12 merchants. Mayor Pocek thanked Mr. Batten for his efforts because this event was one of the highlights of the summer.

ORDINANCE NO. 9086-13, 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 was read by title only.

Motion made by Zolata seconded by Koci to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Mizesak seconded by Pozar to place Ordinance No. **9086-13** on third and final reading and passed.

Mr. Schuman said the Police Department had responded to this address a few times and the property owner was responsible for the associated costs.

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

ORDINANCE NO. 9087-13, an ordinance amending Chapter 1341 of the Codified Ordinances of the City of Bedford to reflect a new Section entitled "Collection and Drop Off Boxes" numbered §1341.24 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: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Mizensak seconded by Pozar to place Ordinance No. **9087-13** on third and final reading and passed.

Mr. Angelo explained this section would limit two containers per property and/or shopping center. There are rules that needed to be followed in order to have these types of containers.

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

ORDINANCE NO. 9088-13, an ordinance declaring the property and structure located at 38 Gould Avenue (P.P. No. 811-21-029) a nuisance, ordering action 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 on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Mr. Schuman explained this home was in deplorable condition; it was infested with cockroaches. She has been in Court regarding this issue. His advice to Council was to declare this home a nuisance and if she did not comply then the City could take further action. Because of the poor condition of the home the home could be torn down.

Motion made by Pozar seconded by Saunders to place Ordinance No. **9088-13** on third and final reading and passed.

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

ORDINANCE NO. 9089-13, an ordinance authorizing the City Manager to enter into a contract with Sirna Construction, Inc. for sealcoating for the municipal center parking lot and declaring an emergency was read by title only.

Motion made by Koci seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. **9089-13** on third and final reading and passed.

Mr. Angelo noted this was the lowest quote for the project. Mayor Pocek pointed out this facility was built 10 years ago and the parking lot has held up very well.

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

ORDINANCE NO. 9090-13, an ordinance amending Ordinance No. 9015-12 making additional appropriations for current expenditures of the City of Bedford, Ohio during the year 2013 and declaring an emergency was read by title only.

Motion made by Batten seconded by Koci to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Mr. Gambosi explained these changes were for the health insurance fund as required and numerous improvement projects. Mr. Saunders asked how the City was doing on the health insurance fund and what was the projections. Mr. Gambosi stated the costs were over the expected amount and that was why he was appropriating additional funds.

Motion made by Mizensak seconded by Pozar to place Ordinance No. **9090-13** on third and final reading and passed.

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

ORDINANCE NO. 9091-13, an ordinance authorizing the City Manager to apply for Community Development Block Grant fund and declaring an emergency was read by title only.

Motion made by Mizensak seconded by Pozar to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. **9091-13** on third and final reading and passed.

Mr. Angelo explained the funds would be used to renovate the Recreation Center on Ellenwood. The amount being applied for was \$150,000. Mr. Pozar noted these funds could upgrade the center very nicely with no cost to the City.

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

ORDINANCE NO. 9092-13, an ordinance authorizing the City Manager to enter into a contract with Sirna Construction, Inc. for installation of sidewalks 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 on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Batten seconded by Zolata to place Ordinance No. **9092-13** on third and final reading and passed.

Mr. Angelo explained this was the lowest quote and the sidewalk would be installed at the corner of Broadway Avenue and Rockside Road. The Automile was contributing to the beautification of Bedford so the City decided to contribute to the project. Mr. Saunders asked what the sidewalk width was going to be. Mr. Angelo was not sure, however, he would inform Council as soon as he found out.

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

ORDINANCE NO. 9093-13, an ordinance authorizing the City Manager to enter into an agreement with the Northeast Ohio Regional Sewer District and declaring an emergency 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: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Batten to place Ordinance No. **9093-13** on third and final reading and passed.

Mr. Angelo explained there were 18 industrial business accounts in the Krick Road area.

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

ORDINANCE NO. 9094-13, an ordinance authorizing and directing the City Manager to enter into a contract with Vanguard Utility Service, Inc. for the Phase 2 commercial water meter replacement project being the lowest, responsive and responsible bidder and declaring an emergency was read by title only.

Motion made by Saunders seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Batten to place Ordinance No. **9094-13** on third and final reading and passed.

Mr. Angelo explained this went to bid three (3) times for commercial water meters ranging 2 inches to 6 inches. As the meters age, the meter itself slows down so it was best to install new meters to ensure proper billing. The bid was \$37,000 and awarded to the lowest bidder.

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

ORDINANCE NO. 9095-13, an emergency ordinance enacted by the City of Bedford, Cuyahoga County, Ohio, hereinafter referred to as the MUNICIPALITY, in the matter of the hereinafter described improvement, requesting the cooperation of the County of Cuyahoga, Ohio, hereinafter referred to as the COUNTY.

Mr. Schuman noted this was for the resurfacing of West Grace Avenue off Broadway 800 feet west of Oakwood Avenue.

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: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Koci to place Ordinance No. **9095-13** on third and final reading and passed.

Mr. Angelo explained the agreement was with the County for the resurfacing of West Grace Avenue at no cost to the City. Mr. Saunders questioned if the catch basins were included in the project or was the County only resurfacing. Mr. Angelo understood the catch basins were included but the site would be visited by them both. Mr. Pozar hoped the culvert that went under the street would be addressed. If not, he hoped the City would make sure this problem would be corrected.

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

Motion made Pozar seconded by Mizesak to accept the Bedford Energy House bids opened on June 14, 2013. The roll was called. Vote – Yeas: None. Nays: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Motion was defeated unanimously.

Motion made by Koci and seconded by Zolata to accept the Bedford Energy House bids opened on July 11, 2013. The roll was called. Vote – Yeas: None. Nays: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Motion was defeated unanimously.

Motion made by Saunders and seconded by Pozar to re-appoint Tim Dardy to Board of Building Standards and Appeals. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. 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

Kathy Williams, 491 Lamson Avenue, explained some of the items had been addressed since she complained about 506 Lamson Avenue last month. All the brush was taken to the back of the property and stacked next to the garage. The house looked abandoned/terrible and the side of the house was not cleaned up. She also noted the area between the mono-tower fence, the Watterson's property line toward her property, the grass was not being addressed. She suggested someone use a weed whacker before additional animals start living in it in. She then pointed out on the west side of Lamson Avenue the first catch basin has deteriorated; it is eroding.

James Deal, 778 Archer Road, passed out information for Council and the Administration to review. He asked Council to address this problem in the near future. (see attached) Mayor Pocek let Mr. Deal know Council would have to be given time to review the information. Mr. Deal noted this information was a new movement that residents were interested in doing. Mr. Schuman said if there was an interest in this; Mr. Deal wouldn't have been in the Court of Appeals recently. The City of Bedford had no interest in allowing what Mr. Deal wants to allow as far as animals.

Arlene Orlando, 98 Talbot Drive, asked how the City spent the money that was appropriated for the fireworks, which were not displayed this year. Mr. Angelo explained the thought of signing up tribute bands was an idea but after the City received the bad news of the Ben Venue lay-offs of 430 employees, the City decided not to spend the money. The City's budget would be affected immensely with this lay-off. He hoped the City would not be put in a situation to lay-off its own employees.

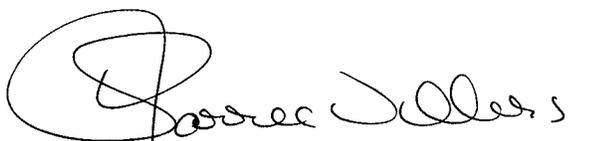
Sandy Spinks, 265 Grand Boulevard, mentioned here street had become the test driving area for the Automile; it was getting dangerous. She suggested speed bumps be installed. Mr. Angelo said he would have a speed indicator installed as a reminder and he would inform the Police Department of the situation.

Tim Tench, 286 Marion Drive, reminded everyone his band was playing at the Party in the Park this Wednesday. He asked for some information regarding the fireworks. He wanted to know the number of the 2012 St. Peter Chanel arrests verses the 2013 citations that were issued for July 4, 2013 because of the decision not to have fireworks in 2013. He said there were not enough officers to take care of all the firework calls on July 4, 2013.

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

Meeting adjourned at 9:13 P.M.

Council reconvened in Executive Session at 9:25 p.m. to continue discussion of Personnel.


Clerk of Council


Mayor – President of Council