

**COUNCIL WORK SESSION
MONDAY, APRIL 19, 2010**

6:00 P.M. PROMPT

**DINNER AT 6:00 P.M.
PROVIDED BY KEN SCHUMAN**

- **EXECUTIVE SESSION** – Sewer District Litigation and Walton Hills Litigation
- **DISCUSSION OF AGENDA**
- **WARD MEETING PROCEDURES**
- **2011 CDBG GRANTS** – Mike Mallis *- next agenda 5/3/10*
- **DISCUSSION OF RESOLUTION OF SUPPORT FOR FIRS|SUBURBS DEVELOPMENT COUNCIL** – Mike Mallis
- **MINISTER'S CIVILITY TASK FORCE** – Rev. Carter and Pastor Boquist

Bedford, Ohio

April 19, 2010

Bedford City Council met in a work session at Bedford City Hall on Monday, April 19, 2010 at 6:00 p.m.

Present: Council Members: Mayor Dan Pocek, Warner Batten, Stan Koci, Marilyn Zolata, Paula Mizsak, Greg Pozar, Don Saunders. Also Present: Clerk of Council Kathleen Lynch. Administration: City Manager Henry Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman, Assistant Law Director John Montello and Economic Development Director Mike Mallis.

At this time, Bedford City Council and Administration went into an executive session to discuss Sewer District Litigation and Walton Hills Litigation.

Work session resumed at 6:25 p.m.

Mayor Pocek began by discussing the regular meeting agenda.

Mr. Angelo said Ordinance No. 8589-10 is the contract for treelawn and lot maintenance. This company has been doing the work the last six years and does a great job.

Mayor Pocek said items b through o on the agenda will be grouped. Most of the repairs are on two of the houses the City obtained through the NSP grant.

Mr. Angelo said Ordinance No. 8604-10 is the annual contract for liquid ferric chloride, this is used at the wastewater treatment plant. Kemira Companies was the lowest bidder.

Ordinance No. 8605-10 is a contract with Doty and Miller to write a grant on behalf of the City. It is the NOPEC energy grant. If the City receives the grant they will work with Doty and Miller on several different areas.

At this time, Pastor Doug Boquist and Rev. and Mrs. Carter gave a presentation to Council on the Minister's Civility Task Force. Pastor Boquist stated they began meeting earlier this year. The Mayor has been an important part of conveying the importance of civility in our youth. Pastor Boquist and Rev. Carter have also approached the Superintendent of Bedford Schools and are beginning projects with them.

Pastor Boquist described some of the programs they are working on bringing to the City: a new residents picnic, a new homeowners resource team, campus life programs at the schools, anger management classes and mentoring programs.

Rev. Carter discussed the lack of fathers in households. He believes this attributes many of the issues we face today. Rev. Carter suffered the loss of his son and being a Pastor has allowed him to build relationships within the community. He said the Church, City and Schools all share the same cause, to help people. He is very interested in starting a chaplaincy program in the City. He said it is important to educate the members of the community on where they fit in.

Mayor Pocek thanked all of them for their hard work and dedication. Pastor Boquist and Rev. Carter both discussed their commitment to the community, not the religion aspect of it.

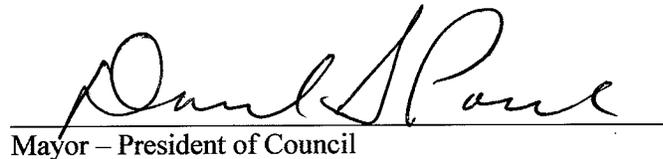
The next item on the work session agenda, Ward Meeting procedures, was discussed. Mayor Pocek said previously the City Manager has given a presentation on what is going on in the City. He would like to see the meeting become more interactive and less of a presentation. Mr. Angelo agreed and decided he would give a brief 5 to 10 minute presentation and then open it up to the residents for questions.

Mr. Mallis discussed the next item on the agenda, 2011 CDBG grant money. Although the grant is not due until November he wanted to speak to Council. The City of Bedford recently received a \$300,000 grant to do three streets in the Presidential District. This means the City will not be eligible for another \$300,000 for three years, but can apply for \$100,000 grant. With the Automile such an integral part of the City, the thought is to apply for a grant to upgrade the look of the Automile with a streetscape. Mr. Mallis has been working with Chuck Miller but before he asks for a rendering he wanted Council's approval. The annual Automile breakfast is in May and he would like to present it at that time. Council would like the opportunity to discuss this further. The Mayor will let Mr. Mallis know or set it on another work session agenda.

The last item on the work session agenda was a resolution of support for the First Suburbs. Mr. Mallis discussed this item, explaining it is part of House Bill 1. It is to develop Special Improvement Districts through the Efficient Government grant. It is strictly for solar energy loans. The City of Cleveland has paid \$35,000 for the legal portion of the agreement. There would be no cost to the City.

Work Session was adjourned at 7:56 p.m.


Kathleen Lynch
Clerk of Council


Paul Spore
Mayor - President of Council

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL - all

4. APPROVAL OF MINUTES

- a. Approval of Minutes of the Work Session of March 30, 2010 PTK=all
- b. Approval of Minutes of the Special Meeting of March 30, 2010 BTZ=all
- c. Approval of Minutes of the Work Session of April 5, 2010 - MTS=all
- d. Approval of Minutes of the Regular Meeting of April 5, 2010 - PTK=all

5. PRESENTATION

- a. Presentation of Certificate of Recognition to **Harrison Williams** on attaining rank of Eagle Scout
- Mayor Pocek read certificate

6. REPORTS

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

7. NEW BUSINESS

- a. Ordinance No. 8589-10, authorizing the City Manager to enter into a contract with Complete Lawn & Yard Service being the lowest, responsive and responsible bidder for treelawn and lot maintenance
- ~~b.~~ Ordinance No. 8590-10, authorizing the City Manager to enter into a contract with Arco Comfort Air, LLC for various repairs at 324 Paul (\$1,490.00)
- ~~c.~~ Ordinance No. 8591-10, authorizing the City Manager to enter into a contract with Digital Home Systems, Inc. for alarm monitoring services at 831 Lincoln (\$455.00)
- ~~d.~~ Ordinance No. 8592-10, authorizing the City Manager to enter into a contract All Phase Service Company for various repairs at 741 Washington (\$7,750.00)
- ~~e.~~ Ordinance No. 8593-10, authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company for various repairs at 741 Washington (\$17,065.00)
- ~~f.~~ Ordinance No. 8594-10, authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. for various repairs at 741 Washington (\$14,565.00)
- ~~g.~~ Ordinance No. 8595-10, authorizing the City Manager to enter into a contract with Tony Nero Cement for various repairs at 741 Washington (\$6,500.00)
- ~~h.~~ Ordinance No. 8596-10, authorizing the City Manager to enter into a contract with G.P. Services, Inc. for various repairs at 741 Washington (\$14,700.00)
- ~~i.~~ Ordinance No. 8597-10, authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various trees and stumps at 741 Washington (\$1,700.00)

- j. Ordinance No. 8598-10, authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various trees and stumps at 775 Lincoln (\$1,500.00)
- k. Ordinance No. 8599-10, authorizing the City Manager to enter into a contract with G.P. Services, Inc. for various repairs at 775 Lincoln (\$7,095.00)
- l. Ordinance No. 8600-10, authorizing the City Manager to enter into a contract with Andrews Door Service & Home Improvement for various repairs at 775 Lincoln (\$14,785.00)
- m. Ordinance No. 8601-10, authorizing the City Manager to enter into a contract with Northeast Ohio Training Agency for various repairs at 775 Lincoln (\$8,505.00)
- n. Ordinance No. 8602-10, authorizing the City Manager to enter into a contract with Caps Exterior Design for various repairs at 775 Lincoln (\$11,460.00)
- o. Ordinance No. 8603-10, authorizing the City Manager to enter into a contract with Do It All Paul for various repairs at 775 Lincoln (\$12,925.00)
- p. Ordinance No. 8604-10, authorizing the City Manager to enter into a contract with Kemira Companies being the lowest, responsive and responsible bidder for the purchase of liquid ferric chloride
- q. Ordinance No. 8605-10, authorizing the City Manager to enter into an agreement with Doty and Miller Architects

8. HEARING OF CITIZENS

9. ADJOURNMENT

-KITB →

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

Bedford, Ohio

April 19, 2010

Bedford City Council met in regular session at Bedford City Hall on Monday, April 19, 2010. 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: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata.

Motion made by Pozar seconded by Koci to approve the minutes of the Work Session of March 30, 2010. The roll was called. Vote – Yeas: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Batten seconded by Zolata to approve the minutes of the Special Meeting of March 30, 2010. The roll was called. Vote – Yeas: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Saunders to approve the minutes of the Work Session of April 5, 2010. The roll was called. Vote – Yeas: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Koci to approve the minutes of the Regular Meeting of April 5, 2010. The roll was called. Vote – Yeas: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

At this time, Vice-Mayor Koci spoke about Harrison Williams who is receiving a Certificate of Recognition for attaining the rank of Eagle Scout. On April 10, 2010, Harrison Williams was honored and received his Eagle Scout ranking at a very moving ceremony by Troop 233. Members of his family were invited to the ceremony, the Vice-Mayor is his third cousin and the only member of their family to attain this honor. He asked Harrison to come to the meeting because this is a great achievement for a young man in our community. Harrison is a Bedford resident and a graduate of Bedford High School.

The Vice-Mayor said becoming an Eagle Scout takes a lot of hard work and determination. Presidents, corporate CEO's and leaders of government and business have earned this award. He believes one day Harrison will be one of those leaders we look up to. The requirements to earn this honor include 21 merit badges; serve actively in troop leadership position for a period of 6 months after becoming a life scout; plan, develop and carry out a service project worthy of an Eagle Scout; appear before a Board of Review of prominent persons to satisfy them that you have lived up to the scout oath and law. Harrison joined the troop in September, 2002; earned his scout badge in December, 2002; the tenderfoot badge in January, 2004; second class rank May, 2004; first class rank May, 2008; and earned star rank August, 2008; life rank March, 2009; passed the Eagle Board of Review October, 2009; awarded the Eagle Scout Rank April, 2010. For his Eagle project, Harrison planned and organized the renovation of the vocational wing courtyard at Bedford High School. A new brick walkway, grass and plants were installed. Harrison organized the donations and labor needed to complete this project; recruited the assistance of several professional building and gardening companies in the area, Bedford City Schools, the Men's Club of Holy Trinity, fellow scouts and family and friends. Over 220 hours were spent on this project.

Mr. Koci said Harrison graduated from Bedford High School in June, 2009 with a grade point average of 3.85, making him eligible for the Honor Roll. While at Bedford High School he took many computer courses making him proficient in Microsoft Word, Excel, Power Point and many other computer skills.

Harrison played football for three years and was a member of the swim team for four years excelling at diving. As a member of the swim team, he earned the Coach's Award plaque three years in a row. Also, he earned many more awards including the Lake Erie League Academic Excellence Award two years in a row. Harrison won the first place award in the men's diving championship for the Lake Erie League in March, 2009. He earned a varsity letter for three years as a member of the swim team and also for the cross country team. He was awarded the fall sports Sportsmanship Award in 2008.

Harrison did all of this while volunteering for various organizations. He assisted with special education students and Special Olympics, both in middle school and high school. He was a member of Holy Trinity Church in Bedford Heights, where he served his community at the Friday fish fries and reverse raffles. He was a member of the TLC Group (Teens that Listen and Care) and volunteered his time at the RACE exhibit at the Cleveland Museum of Natural History. Harrison was Santa Claus at the Bedford Heights Recreation Center.

Harrison also held down several part-time jobs. He landscaped at Holy Trinity Church; was an umpire for the Bedford Recreation Department; lifeguard at the Southeast YMCA, Bedford Schools and Bedford Municipal Pool. Harrison's aspirations and future goals are to join the United States Coast Guard and work in the law enforcement field.

Mr. Koci said Harrison is an example of the good kids at the high school. Unfortunately, we hear more about the bad kids.

Mayor Pocek read the Certificate of Recognition in its entirety. Mayor Pocek said what Harrison has done, is what is good about our Country and City.

Mr. Angelo said the Prescription Drug Program through the National League of Cities began about a year ago. Over 770 residents have used this program and saved approximately \$10,000 over the last 12 months. It is still open for the residents. The dues for the National League of Cities are about \$1,400 per year. This money is well spent and Council and the previous Administration deserve some kudos for this program. Cards are available at the local pharmacies, library and city hall.

The Presidential District Reconstruction and Enhancement Project was a grant the City applied for. The City was awarded \$301,000 and will be used in the Presidential District to improve about three streets, banners and markers in that area. The City will be able to supplement our Capital Improvement Program. Mr. Mallis did a great job getting the grant together and Council working with the Administration to get this money into the City.

Mr. Angelo said the City is replacing the damaged traffic signs around the City. If any resident knows of any, please call the City to replace those.

Mayor Pocek asked if the City has designated which three streets will be done. Mr. Angelo said that has not been determined yet.

Assistant Law Director John Montello congratulated Harrison Williams on his achievement.

The Finance Director also congratulated Harrison on his achievement. Mr. Gambosi said the tax season has just ended. It was very busy and the Tax Department did a great job getting people in and out as quickly as possible.

Mr. Gambosi said this Sunday, April 25, 2010 from 9:00 a.m. to 1:00 p.m. is the Rotary Pancake Breakfast. Tickets are \$6.00 and children \$3.00.

Councilman Saunders understands how hard it is to attain the rank of Eagle Scout, as his boys are both members of the Boys Scouts, so Harrison should be very proud. Unfortunately, we don't see this in our youth today as much as we would like.

Mr. Saunders said there have been complaints from after school until about 5:30 p.m. Juveniles coming home from the high school are walking in the street.. He asked if the Auxiliary Police could pay special attention to this. On Friday nights, there is also an issue of curfew.

Councilman Pozar said Council and the Administration are proud of Harrison Williams. He also said kudos to those adults that helped and supported him along his way.

Councilwoman Mizsak congratulated Harrison. She asked Mr. Angelo about a water main break from yesterday, she did not hear anything on her voicemail. Mr. Angelo said his cell phone was shut off because he had left his charger somewhere. Councilwoman Mizsak went to the site, they are trying to determine how old those lines are.

Councilwoman Zolata said there is a Ward Meeting for Wards 3 and 4 this Monday, April 26, 2010. She congratulated Harrison.

Councilman Koci said the Arts and Cultural Board is looking for donors for the Weekend of the Pookah.

Motion made by Batten seconded by Mizsak to group Ordinances 8590-10, 8591-10, 8592-10, 8593-10, 8594-10, 8595-10, 8596-10, 8597-10, 8598-10, 8599-10, 8600-10, 8601-10, 8602-10 and 8603-10. The roll was called. Vote – Yeas: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8589-10, an ordinance authorizing and directing the City Manager to enter into a contract with Complete Lawn & Yard Service being the lowest, responsive and responsible bidder, 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: Batten, Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Mizsak seconded by Saunders to place Ordinance No. 8589-10 on third and final reading and passed.

Mr. Angelo said this is a contract that came in two parts and the company was the lowest bidder, they have been doing this for the last six years as well.

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

ORDINANCE NO. 8590-10, an ordinance authorizing the City Manager to enter into a contract with Arco Comfort Air, LLC to make various repairs to the residence at 324 Paul Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8591-10, an ordinance authorizing the City Manager to enter into a contract with Digital Home Systems, Inc. for alarm monitoring service at the residence at 831 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8592-10, an ordinance authorizing the City Manager to enter into a contract with All Phase Service Company to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8593-10, an ordinance authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8594-10, an ordinance authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8595-10, an ordinance authorizing the City Manager to enter into a contract with Tony Nero Cement to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8596-10, an ordinance authorizing the City Manager to enter into a contract with G.P. Services, Inc. to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8597-10, an ordinance authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various trees and stumps at the residence at 741 Washington Street in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8598-10, an ordinance authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various trees and stumps at the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8599-10, an ordinance authorizing the City Manager to enter into a contract with G.P. Services, Inc. to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8600-10, an ordinance authorizing the City Manager to enter into a contract with Andrews Door Service and Home Improvement to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8601-10, an ordinance authorizing the City Manager to enter into a contract with Northeast Ohio Training Agency to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8602-10, an ordinance authorizing the City Manager to enter into a contract with Caps Exterior Design to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

ORDINANCE NO. 8603-10, an ordinance authorizing the City Manager to enter into a contract with Do It All Paul to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford 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 ordinances on three different days. The roll was called. Vote – Yeas: Batten, Koci, Mizensak, Pock, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8590-10, Ordinance No. 8591-10, Ordinance No. 8592-10, Ordinance No. 8593-10, Ordinance No. 8594-10, Ordinance No. 8595-10, Ordinance No. 8596-10, Ordinance No. 8597-10, Ordinance No. 8598-10, Ordinance No. 8599-10, Ordinance No. 8600-10, Ordinance No. 8601-10, Ordinance No. 8602-10 and Ordinance No. 8603-10 on third and final reading and passed.

The Mayor said these are the City's homes they are rehabilitating.

Councilman Koci said on Ordinance No. 8593-10 with Lewis Development. They are charging the City to send one of their technicians to a class for lead training. Why is the City paying for this? It also applies for Caps Exterior Design. They should be sending their own people.

Mr. Montello said if it is in the quote, there was an article in the Plain Dealer yesterday, the County is now requiring all contractors who are doing repair work to homes under grant programs to be certified in lead paint removal.

Mr. Koci said one company is charging \$1,500 and the other company is charging \$725. It does not add up and if possible to exclude those from the contracts.

Mr. Angelo will speak with the Building Commissioner about this and get back to them.

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

ORDINANCE NO. 8604-10, an ordinance authorizing and directing the City Manager to enter into a contract with Kemira Companies being the lowest, responsive, responsible bidder 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: Batten, Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Mizensak seconded by Pozar to place Ordinance No. 8604-10 on third and final reading and passed.

Mr. Angelo said this product is used at the wastewater treatment plant to control odor and reduce the amount of rust.

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

ORDINANCE NO. 8605-10, an ordinance authorizing the City Manager to enter into an agreement with Doty and Miller Architects 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: Batten, Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8605-10 on third and final reading and passed.

Mr. Angelo said the City is entering into a contract with Doty and Miller to draft an application for the NOPEC energy grant. This energy grant would be beneficial to the City, including energy audits of buildings, but also to have programs for the citizens.

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

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

Harrison Williams, 14 Elm Street, thanked all those in attendance, Council, members of the City Administration, his scout master, parents on this achievement of becoming an Eagle Scout.

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

Meeting adjourned at 8:35 P.M.


Clerk of Council


Mayor – President of Council