

**COUNCIL WORK SESSION  
MONDAY, DECEMBER 5, 2011**

**6:00 P.M. PROMPT**

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**Dinner will be served**

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- **EXECUTIVE SESSION** – Personnel – Police Department – Hank
- **BUDGET** –
  - Building Department and Municipal Complex**
  - City Manager**
  - Finance Department**
- **DISCUSSION OF AGENDA** –
- **DISCUSSION OF STATE OF THE CITY ADDRESS** – Hank
- **EXECUTIVE SESSION** – Negotiations – Hank

Bedford, Ohio

December 5, 2011

Bedford City Council met in a work session at Bedford City Hall on Monday, December 5, 2011 at 6:00 p.m.

Present: Council Members: Mayor Daniel Pocek, Stan Koci, Marilyn Zolata, Paula Mizsak, Greg Pozar, Don Saunders. Also Present: Clerk of Council Pro-Tem Michelle Hollo. Administration: City Manager Henry Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman, Police Chief Greg Duber. Absent: Council Member Warner Batten.

At this time, Bedford City Council, Administration and Chief Duber went into an executive session to discuss Personnel – Police Department.

Executive Session adjourned at 6:40 p.m.

#### **Budget Hearing – Building Department and Municipal Complex**

City Manager Hank Angelo presented the 2012 Building Department and Municipal Complex appropriation budget. Mr. Angelo stated there will not be much change in this budget. The only significant matter is the removal of efflorescence from the exterior of the City Hall building. We received a quote for \$1,900 to clean and seal the brick. This work will be done in early spring.

Mr. Angelo stated as a result of the recent energy audit, we are looking at replacing the current hot water system, replace lighting and the possible installation of motion sensors in various rooms. It was recommended to switch to a tankless hot water system, which is more energy efficient. We are in contact with Hollophane, a lighting company. They are recommending we replace lights with higher wattage CFL's instead of LED's because with LED's the ballast must be replaced also.

Mr. Angelo reported the roof is in excellent condition as Mr. Palcisko performs regular maintenance several times a year. There are approximately 6-8 windows that the seal has broken and argon gas got in between. Those are due to be fixed soon. We are also looking at upgrades for the phone system.

Discussion held on better lighting in the parking lot in the evening. There needs to be a light at the main entrance for the police department. It is very dark when there are evening meetings at City Hall. It was also suggested there needs to be larger signage for the police department.

The Facilities Administrator, Rich Palcisko, is retiring. His last day is January 6, 2012. Tony Romito is starting December 6, 2011 to train with Mr. Palcisko.

#### **Budget Hearing – City Manager**

City Manager Hank Angelo presented the 2012 City Manager appropriation budget. Mr. Angelo stated there is no significant change in this budget. Personnel in this budget are the City Manager, Administrative Assistant/Office Manager, Purchasing Clerk, Receptionist, and temporary receptionist. National League of Cities and Cuyahoga County Mayors and Managers dues are split between City Manager and Council funds. Mr. Angelo stated the fireworks festivities have been included in the 2012 Special Projects fund, in addition to Party in the Park sponsorship, promotional items, and Arts and Cultural events, i.e. Weekend of Pooka.

**Budget Hearing – Finance Department**

Finance Director Frank Gambosi presented the 2012 Finance Department appropriation budget. Mr. Gambosi stated there are no significant changes from last year's budget.

The computer upgrades are going well, but it is anticipated there will be unknown expenses. Recreation and Service Departments are next to be upgraded.

The State of Ohio is looking at a statewide tax collection system. There is a lot of opposition throughout the state regarding this.

Weiner and Associates has collected \$350,000 to date. Mr. Gambosi is hoping to reach \$400,000 by the end of the year. Discussion held on delinquent tax collections. If a resident loses their job, we do work with them and will freeze penalties. We do take people to court. They either work with us or go to jail. Incarceration does not replace the tax debt. Refunds are given for overpayments on estimated bills, when a taxpayer has moved out of Bedford, or a business reported a loss.

Mr. Gambosi distributed a handout showing actual figures at year end and projected figures year end. Discussion held regarding the information on this handout. Mr. Gambosi explained that 2012 is balanced and we will maintain the bond rating. With the state cuts anticipated in 2013, Mr. Gambosi is projecting a \$500,000 deficit in the General Fund. In 2014, there will be an infusion of money because a wastewater bond of \$850,000 will be finished. At that time, the City would be able to free up approximately \$350,000 of that amount to the General Fund since that amount was supported by General Obligation revenues.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Resolution No. 2453-11 authorizes the City Manager to enter into an Anti-Poaching agreement with Cuyahoga County. Mr. Angelo stressed the importance of signing this agreement. The County Executive's proposed budget includes a \$100 million economic development fund. If the County Council approves these funds, we hope to get a portion of it.

Ordinance No. 8914-11 amends the vacation leave to state all full-time employees. It was discovered that the current codified ordinance states all full-time employees except police officers.

Mr. Gambosi went over his memorandum to Council detailing the reasons for the increases or decreases in appropriations in Ordinance No. 8915-11.

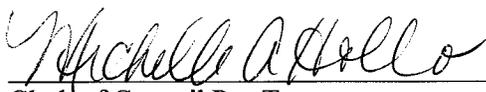
Ordinance No. 8916-11 approves cremation expenses for Violet Rivers. By law, the municipality is required to pay for cremation expenses of residents who are indigent in which the body of the deceased is not claimed by family. Chuck St. John has agreed to handle this cremation at his costs.

Ordinance No. 8917-11 is the contract for the installation and purchase of materials for the signalization at the Broadway and Powers railroad crossing. The cost of the improvement is \$29,378. The State of Ohio recently increased the competitive bidding limit to \$50,000 so we did not have to advertise and take sealed bids. Signal Services handles all the traffic signalization throughout the City. Discussion also held that the other contractor for this project still has not cleaned up debris that has been at the Powers Road crossing. Mr. Angelo stated the Service Department will be taking down the telephone poles very soon.

Discussion held on the State of the City Address scheduled for Wednesday, January 18<sup>th</sup>. It is the consensus of City Council to hold the State of the City address in the evening.

Discussion of the Regular Meeting Agenda was concluded.

At 7:35 p.m. Bedford City Council and Administration went into an executive session to discuss Ordinance No. 8918-11 concerning negotiations.



Clerk of Council Pro-Tem



Mayor – President of Council

REGULAR MEETING

BEDFORD CITY COUNCIL  
STATE OF OHIO  
COUNTY OF CUYAHOGA

DATE: December 5, 2011

AGENDA

TIME: 8:00 P.M.

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1. **CALL TO ORDER**
  
2. **PLEDGE OF ALLEGIANCE**
  
3. **ROLL CALL**
  
4. **APPROVAL OF MINUTES**
  - a. Approval of Minutes of the Work Session of November 14, 2011
  - b. Approval of Minutes of the Work Session of November 21, 2011
  - c. Approval of Minutes of the Regular Meeting of November 21, 2011
  
5. **OLD BUSINESS**
  - a. Ordinance No. 8905-11 Amended City of Bedford 2012 Appropriation Budget (1<sup>st</sup> Rdg 11/7/11- 2<sup>nd</sup> Rdg 11-21-11)
  
6. **PRESENTATIONS**

Rick Case BIKES FOR KIDS - Dave Igleheart
  
7. **REPORTS**
  - a. City Manager
  - b. Law Director
  - c. Finance Director
  - d. Council Reports
  
8. **NEW BUSINESS**
  - a. Resolution No. 2453-11 authorizing the City Manager to enter into an Anti-Poaching agreement
  - b. Ordinance No. 8914-11 amending Section 151.17 (a)(1) Vacation Leave of the COB Administrative Code
  - c. Ordinance No. 8915-11 amending Ordinance No. 8760-10 making additional appropriations
  - d. Ordinance No. 8916-11 authorizing cremation expenses of Violet A. Rivers
  - e. Ordinance No. 8917-11 authorizing the City Manager to enter into a contract with Signal Service Company for improvements at the Broadway and Powers railroad crossing (\$29,378)
  - f. Ordinance No. 8918-11 accepting fact finding report for the International Association of Firefighters Local 1683
  
9. **HEARING OF CITIZENS**
  
10. **ADJOURNMENT**

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

Bedford City Council met in Regular Session at Bedford City Hall on Monday, December 5, 2011. Mayor Pocek called the meeting to order at 8:00 P.M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Koci, Mizensak, Pozar, Saunders, Zolata. Absent: Batten.

Motion made by Koci and seconded by Zolata to appoint Michelle Hollo as Acting Clerk of Council. The roll was called. Vote – Yeas: Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

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

Motion made by Zolata and seconded by Koci to approve the minutes of the Work Session of November 14, 2011. The roll was called. Vote – Yeas: Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Pozar and seconded by Saunders to approve the minutes of the Work Session of November 21, 2011. The roll was called. Vote – Yeas: Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Koci and seconded by Mizensak to approve the minutes of the Regular Meeting of November 21, 2011. The roll was called. Vote – Yeas: Koci, Mizensak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 8905-11**, being an ordinance to make appropriations for current expenses and expenditures of the City of Bedford, Ohio during the year 2012 and declaring an emergency placed on first reading November 7, 2011 and second reading November 21, 2011 was read by title only.

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

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

Motion made by Koci and seconded by Mizensak to place Ordinance No. 8905-11 on third and final reading and passed.

Mr. Gambosi mentioned the final piece of legislation that was before Council this evening had previously been amended and it had been reduced \$300,000. He noted the budget was balanced. Mayor Pocek explained the administration had been working on the budget since this summer and Council had been in work sessions since the end of October 2011. Councilwoman Zolata was very proud to have a balanced and passed budget by the end of 2011.

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

At this time, Mayor Pocek presented Dave Igleheart, Operational Manager of Rick Case, Bedford, Ohio a proclamation declaring the Month of December 2011 as “Rick Case BIKES FOR KIDS Day” in the City of Bedford. Mr. Igleheart stated it was an honor to be at the meeting. He explained the donation of bikes had decreased since last year. He said there was a waiting list of 75 children that requested bikes however

they had only received three bikes. He thought people were selling their bikes instead of donating them because of the poor condition of the economy. Mayor Pocek expressed his thoughts on what a great program it was and stated he would give them \$100 so they could buy two American made bikes. Mrs. Zolata asked how people go about donating the bikes. Mr. Igleheart said Rick Case would purchase the bike and also give the donor a receipt. He stated Rick Case had never had a waiting list for bikes and it was amazing how many needy children there were. The proclamation was read in its entirety. There was discussion how the dealership refurbished the bikes before giving them to the children. Councilman Koci suggested people post this information on their Facebook page to get the word out.

Hank Angelo, City Manager said he had contacted CEI by email, telephone messages and letter.

No report from Ken Schuman, Law Director.

No report from Frank Gambosi, Finance Director.

Mayor Pocek announced that Bedford Falls is Saturday, December 10, 2011. Nature Stone is the corporate sponsor and they also had an advertisement on their ad. Mr. Angelo said the Clear Channel electronic billboard on Northfield Road was advertising the event.

Councilman Koci hoped everyone had a nice Thanksgiving and he is looking forward to the Christmas season.

Councilwoman Zolata stated Bedford was on the Christmas lighting national tour. Mayor Pocek reiterated how wonderful the Tree Lighting Ceremony was on November 23, 2011. Mrs. Zolata mentioned the University Hospital Senior ER advertisement she had read on the billboard. Mr. Angelo clarified that advertisement was for University Hospital because the medical facility on Rockside Road was not an emergency type facility and it didn't exist as such.

Mr. Dick Bender announced the Christmas light display on the square was voted to be the No. 1 lighted city in the State of Ohio. The Mayor thought this information should be put on the City's website.

Councilwoman Mizesak thanked the City Manager for letting her know about the serious fire. She also thanked the Fire and Police Departments for their assistance. She welcomed the City Manager to Ward 4 because he recently bought a home in Bedford.

Councilman Pozar asked the City Manager about the location of the Welcome to Bedford sign because it kept being hit so he suggested the sign not be installed at the same location. Mr. Angelo explained he was trying to find a better location for the sign. His thought was to structure the sign using the same kind of theme as the monuments in the Automile area because it was one of the main entrances to the City.

Councilman Saunders explained many years ago the above-mentioned area had a tree line from one end of the City to the other end. He noted the trees died off over time because they couldn't survive the winter saltings. He said his granddaughter spent the entire Thanksgiving bragging about being one of the children that held the switch for the Tree Lighting Ceremony. He hoped everyone practiced safety during this holiday season. He urged the residents to decorate this year to join in on the holiday spirit.

**RESOLUTION NO. 2453-11**, a resolution authorizing the City Manager of the City of Bedford to enter into a contract on behalf of the City of Bedford with Cuyahoga County for the purpose of establishing a business attraction and anti-poaching protocol and declaring an emergency was read by title only.

Motion made by Koci seconded by Saunders for passage of Resolution No. 2453-11. The roll was called. Vote – Yeas: Koci, Mizsak, Pocek, Saunders, Zolata. Nays: Pozar. Motion carried.

**ORDINANCE NO. 8914-11**, an ordinance amending Section 151.17 (a)(1) of the Administrative Code of the City of Bedford, Ohio and declaring an emergency was read by title only.

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

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

Motion made by Zolata and seconded by Saunders to place Ordinance No. 8914-11 on third and final reading and passed.

Mr. Schuman explained this issue was brought to his attention during union negotiations regarding police officers' vacation time. He said it was the City's intention to treat all employees the same unless addressed in their own agreement. Mr. Pozar questioned if this addressed all union employees. Mr. Schuman replied this ordinance applied to all full-time employees unless the collective bargaining agreement specified differently.

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

**ORDINANCE NO. 8915-11**, an ordinance amending Ordinance No. 8760-10 making additional appropriations for current expenditures of the City of Bedford, Ohio during the year 2011 and declaring an emergency was read by title only.

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

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

Motion made by Pozar and seconded by Zolata to place Ordinance No. 8915-11 on third and final reading and passed.

Mr. Gambosi explained the changes dealt with many grants and projects. Mr. Pozar asked if the \$146,000 in the SEALE narcotics fund line item was confiscated money. Mr. Gambosi replied yes and most of this was cash and the settlements of cases.

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

**ORDINANCE NO. 8916-11**, an ordinance authorizing the City of Bedford to pay for the cremation expenses of Violet A. Rivers 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: Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Mizsak to place Ordinance No. 8916-11 on third and final reading and passed.

Mr. Angelo explained Mr. St. John charged the City the bare minimum for the cremation. The other funeral homes did not want to assist the City as shown in their pricing. He thought the actions of Mr. St. John showed his commitment to the City. Mr. St. John was a very good man to do business with and the \$850 probably didn't cover all the costs. Mayor Pocek explained the City's responsibility in addressing these types of issues. Mr. Saunders asked if there was an estate of some kind. Mr. Angelo said her nephew had been caring for her but wouldn't claim the body. He mentioned any Bedford indigent veteran that passed away would be buried in the Veterans section of the cemetery.

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

**ORDINANCE NO. 8917-11**, an ordinance authorizing the City Manager to enter into a contract with Signal Service Company 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: Koci, Mizsak, Pocek, Pozar, Saunders, Zolata. Nays: None. Motion carried unanimously.

Motion made by Mizsak and seconded by Pozar to place Ordinance No. 8917-11 on third and final reading and passed.

Mr. Angelo explained this was a specialized type contract so additional quotes were not available because of the nature of the work. He understood from Mr. Schuman the State bid limits had changed to \$50,000. Councilman Pozar asked if Signal Service serviced the large silver boxes located at the crossing. Mr. Angelo said Signal Service serviced the mechanics for the railroad crossing arm and the lights. Mr. Pozar asked who was responsible for the older equipment that was piled at this site. Mr. Angelo said several people had requested the rubbish be removed. Mr. Pozar thought the City was going to contract with the same company that had left the rubbish behind. Mr. Angelo clarified this was two different contractors.

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

**ORDINANCE NO. 8918-11**, an ordinance accepting the Fact Finding Report in the matter of the City of Bedford and International Association of Firefighters Local 1683 and declaring an emergency was read by title only.

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

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

Motion made by Saunders and seconded by Koci to place Ordinance No. 8918-11 on third and final reading and passed.

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

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

Dot Schwende, 513 Lamson Avenue thanked everyone for their support regarding the Bedford Falls event this year. She invited everyone to come. Mayor Pocek said everyone would be present to ring the bell. She acknowledged the list of names of the people that had worked on this event since August 2011. She thought it was any opportunity for Bedford to "shine". She thanked Mr. Angelo for the City's backing. Mayor Pocek said he and Mr. Angelo would be riding in to town on the train caboose. He told a story about a previous Santa that was a little on the thin side that almost lost his pants one year getting off the train.

Ray McFarland, 171 William Street thanked paramedics for their assistance.

Joyce Daunch, 86 Harriman Street suggested an idea for a sign to promote the museums, Viaduct Park, shopping and dining in the Historic Downtown Bedford area to be placed at Broadway and Union and Northfield and Union Streets.

Helen Briggs, 149 Grand Blvd. suggested a website one of her co-workers created called regives.com that paired people that want to donate items to people that were in need of them, which would save the City money on rubbish/recycling costs. She suggested this information be placed on the City's water bill flyer. Mrs. Zolata thought it was a good idea because some charities would not take furniture. Mrs. Briggs thanked everyone for their support regarding the eye glass collection box she was allowed to display in the City Hall lobby for her Haiti mission. She collected 1,039 eye glasses and served 359 people. Mr. Angelo noted the overall recycling was at eight percent, which was lower than it should be.

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

Meeting adjourned at 8:47 P.M.

  
Clerk of Council-Pro Tem

  
Mayor – President of Council

MH/lv