

**COUNCIL WORK SESSION  
MONDAY, MAY 6, 2013**

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

\*\*\*\*\*

**Dinner will be served**

\*\*\*\*\*

- **DISCUSSION OF AGENDA**
- **DISCUSSION OF THE SUMMER MEETING DATES**
- **DISCUSSION OF MASTER PLAN**
- **EXECUTIVE SESSION -** Personnel – Lewis  
Personnel – Mallis

Bedford, Ohio

May 6, 2013

Bedford City Council met in a work session at Bedford City Hall on Monday, May 6, 2013 at 6:06 p.m.

Present: Council Members: Mayor Daniel Pocek, Warner Batten, Stan Koci [joined at 6:22 p.m.], Marilyn Zolata, Paula Mizsak, Greg Pozar, Don Saunders. Administration: City Manager Henry Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman [joined at 6:15 p.m.], Clerk of Council Lorree Villers. Absent: None.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Councilman Pozar requested a change to the Work Session and Regular Council minutes of April 15, 2013. He felt the minutes did not reflect his comments spoken about the fireworks. Council agreed to amend the minutes.

Some of Council had questions if they should abstain from the Ward meeting minutes if they were not present. Clerk Villers explained this was not a "Council" meeting but rather an informational meeting/gathering for the residents. Council received clarification upon Mr. Schuman's joining the meeting and Council was instructed to pass the minutes and not abstain. Each Ward meeting had the same presentation and the only difference was the questions from the audience. The Wards 3 & 4 Meeting of April 22, 2013 would be passed as written.

Ordinance No. 9068-13 was an ordinance that authorized the City Manager to enter into a cooperative purchasing program with ODOT for sodium chloride. Mr. Angelo noted this was an annual ordinance requested by Mr. Bellar. The tonnage had been slightly increased to 4,500 tons. The actual cost of the product was unknown.

Ordinance No. 9069-13 was an ordinance that authorized the City Manager to enter into a purchase agreement with Sherita Simon for the purchase of 32 East Grace Street in the amount of \$80,000. Mr. Angelo reminded Council this was the home that they gave him permission to move forward on prior to tonight's meeting and passing legislation. Everyone previously understood the City owned homes were not going to be sold for their total investment but it was best to sell them at a reasonable price. There was one small item that needed to be addressed; the basement railing needed installed which was found by the inspector at the POS inspection.

Ordinance No. 9070-13 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 dated May 6, 2013 with Council. [see attached] He explained that when he did business with the County Auditor's Office he always asked for the maximum amount because after the paperwork was submitted he was in no situation to increase the amount.

Ordinance No. 9071-13 was an ordinance that authorized the City Manager to enter into a contract w/HD Supply Waterworks Ltd. It was known the commercial meters brought in money to the City. Mr. Gambosi noted this ordinance did not include installation of the meters. The cost was \$82,938.00.

Resolution No. 2468-13 was a resolution approving and accepting the proposed 2013 tax budget for the year 2014. The resolution would be read as a 1<sup>st</sup> Reading; the Public Hearing and 2<sup>nd</sup> Reading would be held on May 20, 2013. This was an annual resolution that Mr. Gambosi stressed his concerns with the

medical/health costs; he felt because of the increased costs, some employees were misusing the medical insurance. The costs were \$900,000 for the first quarter of 2013 and at the end of April the costs were already at \$230,000. Mr. Angelo added the Prescription Drug Program was still being discussed, it hopes to save money. It was obvious the medical insurance costs were going to be very high.

Resolution No. 2469-13 was a resolution requesting the County Auditor to advance taxes from tax levy proceeds for 2013 collected in 2014. This was an annual resolution. Council had no questions and Mr. Gambosi requested this resolution be passed this evening.

Resolution No. 2470-13 was a resolution authorizing the City of Bedford to continue to pay for Bedford Fire and Police employees mandated pension compensation to the Ohio Police and Fire Pension fund and to continue payroll reductions for those employees. The changes were as follows: July 14, 2013 10.75% per eligible employee, July 13, 2014, 11.50% - per eligible employee and July 12, 2015 12.25% - per eligible employee. There was discussion of the difference of the employer's contribution for the Police and Fire Departments; Police was at 19 ½% and Fire was at 24%. Mr. Koci thought the Fire was a higher percentage because the job was more hazardous.

The Planning Commission approved the application at the April 16, 2013 meeting for the Sovran Self Storage Inc./Uncle Bob's Storage for site plan and additional approval. Mr. Angelo passed out some of the pictures previously submitted to Planning Commission for review. He noted the Building Department had not received the additional information requested at the April 16, 2013 meeting. He suggested Council "table" this issue this evening in order to give them time to submit their revised drawings to the Building Department. The concern was this was one of four main entrances into Bedford and it needed to be pleasing and attractive. Mr. Koci agreed this was a gateway into the City; this business had no benefit to the City because of the limited number of employees. He suggested the building be torn down, the property rezoned for a medical office building at this location. Council agreed with Mr. Angelo not to accept the recommendation this evening and table it to see if Sovran Self Storage, Inc. submitted additional drawings. It was pointed out that there were plenty of medical office buildings in the Twinsburg area, which was within minutes of Bedford.

The Planning Commission approved the request for the Mercedes-Benz at 18122 Rockside Road for a site plan and addition. Council agreed the Automile always did their improvements "first class". Council had no issues with this request and agreed unanimously to accept the recommendation.

Discussion of the Regular Meeting agenda was concluded.

### **Summer Meeting Dates**

Council agreed to schedule the summer meeting dates as June 3<sup>rd</sup>, July 15<sup>th</sup> and August 19<sup>th</sup>.

### **Discussion of Master Plan**

Council reviewed the document; they all felt a lot of the things mentioned were good ideas from the Master Plan Review Committee members and some of these duties were responsibilities of the Bedford Chamber of Commerce. Maybe it was time to get the Chamber involved with the City Administration and Council in promoting Bedford. The City was paying Impact as its marketing firm to promote the City but there was still room for additional help; the Chamber needed to get involved in promoting Bedford. A few ideas mentioned in the Master Plan outline, along with those additional ones mentioned this evening were good avenues for Bedford to consider: a walking/bike path to and from downtown to the Metropark, zip-lines for the adventurous individuals, better signage downtown, around town, the gateways to the City and local highways, the Automile advertising the downtown area at their dealerships, promoting/advertising Bedford's unique qualities, tribute bands to attract a different crowd to name a few.

At 7:33 p.m., Bedford City Council went into an executive session to discuss personnel.

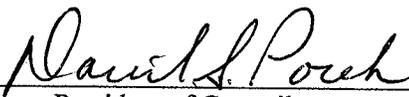
At 7:57 p.m., Bedford City Council temporarily adjourned executive session to conduct regular Council meeting.

Executive session reconvened at 9:10 p.m. to continue discussion on Personnel.

Executive Session adjourned at 10:12 p.m.

The Work Session adjourned at 10:15 p.m.

  
Clerk of Council

  
Mayor – President of Council

REGULAR MEETING

BEDFORD CITY COUNCIL  
STATE OF OHIO  
COUNTY OF CUYAHOGA

DATE: May 6, 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 April 15, 2013
- b. Approval of Minutes of the Regular Meeting of April 15, 2013
- c. Approval of Minutes of the Wards 3 & 4 of April 22, 2013

5. REPORTS

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

6. NEW BUSINESS

- a. Ordinance No. 9068-13 authorizing the City Manager to enter into a cooperative purchasing program w/ODOT for sodium chloride
- b. Ordinance No. 9069-13 authorizing the City Manager to enter into a purchase agreement with Sherita Simon for the purchase of 32 East Grace Street (\$80,000)
- c. Ordinance No. 9070-13 amending Ordinance No. 9015-12 making additional appropriations
- d. Ordinance No. 9071-13 authorizing the City Manager to enter into a contract w/HD Supply Waterworks Ltd.
- e. Resolution No. 2468-13 approving and accepting the proposed 2013 tax budget for the year 2014 (1<sup>st</sup> Rdg 5/6/13)
- f. Resolution No. 2469-13 requesting the County Auditor to advance taxes from tax levy proceeds for 2013 collected in 2014
- g. Resolution No. 2470-13 authorizing the City Manager to pay for Fire & Police employees mandated pension
- h. Motion to accept the April 16, 2013 recommendation of the Planning Commission for the Sovran Self Storage Inc./Uncle Bob's Storage for site plan and additional approval
- i. Motion to accept the April 16, 2013 recommendation of the Planning Commission for Mercedes-Benz – 18122 Rockside Road Site Plan and addition

7. HEARING OF CITIZENS

8. ADJOURNMENT

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

Bedford, Ohio

May 6, 2013

Bedford City Council met in Regular Session at Bedford City Hall on Monday, May 6, 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: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Absent: None.

Motion made by Mizesak and seconded by Koci to approve the minutes of the Work Session of April 15, 2013.

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

Mayor Pocek asked for a motion to approve the minutes of the Regular Meeting of April 15, 2013 and asked if there were any corrections, deletions or additions to the minutes.

Councilman Pozar said as he stated in the Work Session he has a correction to make regarding the minutes of the regular meeting. There was a discussion regarding the fireworks and the actual cost of the fireworks and the cost savings the city would enjoy. He does not feel the general gist of the conversation was accurately reflected in the minutes and he would like to correct the intent. He stated the fireworks as determined by the reasons for not proceeding with the fireworks seemed to be first and foremost safety and secondly financial subsequent to the former prevailing or the safety issue prevailing. The financial issue instead of being in the General Fund was used for another purpose than intended which was for bands, which he objected to. This is what Councilman Pozar wanted the record to reflect which in his view did not reflect that accurately.

Motion made by Pozar seconded by Zolata to amend the minutes of the Regular Council Meeting of April 15, 2013 to reflect the corrections of Councilman Pozar. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Batten to approve the minutes of the Regular Meeting of April 15, 2013 as amended. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Batten and seconded by Mizesak to approve the minutes of Wards 3 & 4 Meeting of April 22, 2013. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

No report from City Manager, Henry Angelo.

No report from Law Director, Ken Schuman.

Finance Director, Frank Gambosi, explained the City maintained its AA2 level, Standard & Poor's, Inc. and Moody's Investor. The team that represented the City did an extremely good job with a wonderful presentation to both financial analysts. The City went to St. Louis to sell the bonds at an AA2 level within an hour for an amount of approximately \$7.5 million at a 2 1/2% rate. These funds will be spent for some street resurfacing, waterline and sewer improvements.

Councilman Saunders thanked Mr. Angelo for having the Water Department go out and tag the houses on Logan today. Because of the hydrant replacement, there was rusty water on Logan Street. A few people used the water before the tags were on there. This way, everyone on the street is aware that the hydrants were replaced prior to the resurfacing.

Mr. Saunders has been following the minutes of the House on HB 5 which is the income tax bill that the State is trying to mandate across the State and everybody does the same income tax type of form, deductions, etc. An interesting comment came from the House Chairman. He sees the municipal income tax being split so the compromised items can move forward and the rest can be discussed at a later date. This is one of the first positive signs that we have seen. He thanked the House Representative John Barnes for his efforts. In the minutes, one of Mr. Barnes comments was this situation was one of the biggest messes he has seen in his life in politics. Our Representative is working towards getting something for the State uniformity on the income taxes that we can all live with.

Councilman Pozar said he understands that the Metro Parks were in town in response to the residents' concerns regarding the deer population and asked the City Manager if that was accurate.

Mr. Angelo said they were in town before and what we have is notification from them if we want them to come back and meet with the public about the deer culling.

Mr. Pozar said he would like to go on record on behalf of Ward 5 on that end and those in the center of Ward 5 that get deer in the middle of town, that would probably be a good idea and enlightening. Would Mr. Angelo be able to do that? Mr. Angelo said yes. We will get a notification out and set up a date with the Mayor.

Councilman Pozar asked if we have a specific address for the pit bulls that are presenting a nuisance on Wandle Avenue. Mr. Angelo said he believes it was 35 Wandle.

Mr. Pozar said he has a humanitarian consideration for a disabled/handicapped resident that we have helped in the past. He has asked the Economic Development Director to research it and hoped for an answer by tonight. It has to do with our coordination with County or any type of program the County offers for handicapped or disabled people to assist with their living accommodations, such as their house is falling down or their roof leaks or they need a handicap ramp. This is a specific resident on Forest Drive and he would like to put it on the record because we will refer back to it in subsequent weeks. If Mr. Angelo could look into this, it would be appreciated.

Councilman Pozar said regarding the Dispatch Center Grant, we just received word that we received \$1.1 million or it is near fruition? If that comes to the City, are we required to come up with \$250,000 to match or is that the consortium of the participants? Mr. Angelo said it is a consortium of the participants. There are three cities on board for the Council of Governments. We are trying to work with two other cities. In 2011, we received a \$900,000 grant and in 2012, we got an additional \$1.2 million. Our cost will be \$200,000+ local match but that would be shared by all the participating cities. Mr. Pozar said it could be \$70,000 - \$80,000 per, if it were equal. Mr. Angelo said we are still working with the County and we are basically what they consider the third best as far as giving money for a build out and matching money. \$900,000 that we received, we already got a grant from the County to get our matching share of \$180,000. They feel confident that the group we have working together should be the next group to get additional money from the County. We are working on that so we are not putting money out of our pocket. Mr. Angelo said he cannot guarantee any of those things but that is what we are working on.

Mr. Pozar said he went to the Building Department subsequent to his conversations regarding the sign on Broadway and Forbes, looking for a copy of our sign ordinance to see if certain people were grandfathered regarding structural issue or content issue. In other words, our City regulates these billboards based on their content, which he doesn't believe we do or based on the structure when they apply for a location to build one. He was unable to get that but he noted that in response to that Mr. Angelo had gone and met with the owner of the building. He wants to commend him for that and would like Mr. Angelo to share that.

Mr. Angelo said the sign on Broadway and Forbes had negative things to say about the Mayor of Oakwood Village. There were a couple of things they were going to do but what they decided to do was have breakfast with the gentleman who is going to take the sign down. When Mr. Angelo talked to him, he indicated that he planned to take it down. It should be down in 3 to 4 weeks. He also offered to make a contribution for Elmer Flick. He was happy to meet this man and he didn't have a problem with Mr. Angelo asking him to do it. Mr. Schuman said that Councilman Pozar is correct, we do not regulate them by content.

Councilwoman Mizesak said as she rode through the City she noticed homes that are foreclosed with lawns that need to be mowed. She talked to Mrs. Hollo with her concerns. She asked Mr. Angelo about the schedule of the Juvenile Diversion group as far as cleaning up. Are they on top of it or are they behind? Mr. Angelo said he does not know. Mapledale is one of the streets and it has been a dumping ground. They have been there twice within the last 6 weeks and it is still a mess. Sometimes they don't have enough kids and sometimes they have too many kids and they try to break it down into smaller groups. If they give Mr. Angelo the streets, it will go on the list. Mrs. Mizesak said they may want to check Belle again. Mr. Angelo asked if there are just one or two pieces or a lot of debris. Mrs. Mizesak said if the wind blows it will go into several backyards on the cul-de-sac. Mr. Angelo said they will get the group back there.

Councilwoman Zolata said the Arts and Cultural Board had a downtown art walk Friday evening, it was great. There were a lot of people from outside the city there. She recommends we try something like that again. There is going to be a City celebration on May 18<sup>th</sup> from 10:00 a.m. to 2:00 p.m. to celebrate our new city hall. Regarding grass cutting, she has had several complaints from people in the neighborhood. She tells them to give them a chance because it is still early. The city ruling is that they send the homeowner or absentee landowner one notice and that will go for the whole summer. We are not going to waste a lot of time and postage. No one will get away with it as far as we are concerned. Mrs. Zolata would like to congratulate Mr. Gambosi and his team on another successful meeting and getting the City the AA rating again. We are using that in the most efficient ways, water, water treatment plant, sewer lines and waterline on Broadway and Union and street resurfacing.

Councilman Koci said there is a FriDates coming up on Friday at the old church on the Commons at 7:30 p.m. It's a woodwind group, it will be like a spring concert. Please come. They are scheduled every month for the rest of the year.

Mr. Koci said the High School held a Special Olympics on April 27<sup>th</sup>. It was fantastic to see these young people, ages 8 or 10 to 26 years old. They all have their handicap issues but everyone was smiling, running, etc. and competed like world class athletes. When they got their medals, the smiles were huge – you would think they won an Olympic Gold Medal. It was terrific to see, the problem was there wasn't a lot of people there to see it. It was a regional event and the Bedford Schools are trying to get the Olympic people to bring it here to Bedford. The shame of it is, outside of the School Board, he was the only elected official out of four communities that showed up.

Councilman Koci said that last Wednesday, the Historical Society had their annual dinner and he was fortunate enough to present to Ms. Reggie Taussig a proclamation for all the work she has done. She earned the Volunteer of the Year for the Historical Society. She has done a lot of work at the cemetery. She documented every grave down there, took pictures of every headstone. If the headstones didn't look good, she cleaned them before she took the pictures. She did hours and hours of work which she put into a computer program and gave it to the City free of charge. Ms. Taussig doesn't even live in the City but she volunteers at the Historical Society. She had a lot of help from Scott who runs the Bedford Cemetery. Her only request for pay was Malley's Dark Chocolate Clusters. She also converted all the sewer records and put it on a computer system. She did 40,000 entries – over 400 hundred hours of work.

Mr. Koci announced that Amanda Berry and Gina DeJesus who had been missing for 10 years were found alive today in Cleveland. There was a third girl also. They were found in Cleveland where they had been held captive for 10 years. They are now in a hospital being taken care of.

No report from Councilman Batten.

Mayor Pocek said regarding the Elmer Flick fund raising and status, we are moving right along with the help of former Bedford resident Tim Taylor, who happens to be the Mayor's cousin and Larry Morrow who used to be on WIXY 1260. They have been actively involved with him, Mr. Angelo and other members of the City to raise money for this project. They met with the Cleveland Indians last week and narrowed a date down to September 25<sup>th</sup>. There is a Robert Feller statue that is next to Progressive Field. There is no Cleveland Indians' money in that statue, it was built by private donations. The Indians are donating \$2,500.00 to our campaign and we are now within striking distance of finalizing everything. It will be located on the northeast corner of the Square. It will be a beautiful addition to the Commons. We expect members of the Indian's Alumnae to be here that day. The reason the date is set for September 25<sup>th</sup> is because the statue won't be ready until September 15<sup>th</sup>. Mayor Pocek listed former and current members of the Indians who will be here.

Mr. Angelo said that the renderings aren't true, there won't be any obstructions. Mayor Pocek said there won't be any walls around it. The plaque that is here will be on a rise by the flowerbed and will be embedded into it on an angle so it can be read. The Mayor discussed the renderings.

**ORDINANCE NO. 9068-13**, an ordinance authorizing the City Manager to enter into a cooperative purchasing program with the Ohio Department of Transportation (ODOT) for the purchase of sodium chloride (rock salt) 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: Mizsak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Batten seconded by Mizsak to place Ordinance No. **9068-13** on third and final reading and passed.

Mr. Angelo said this is our commitment to go into a state cooperative purchasing agreement. We don't have a price yet but we are putting an order in for approximately 4500 tons of salt to be used for the winter. The State buys for all the cities that want to participate, this gives us a lower price. Councilman Saunders asked how much salt did we use last year. Mr. Angelo said he wasn't sure but it might be based on what we're ordering, 4500 tons. Mr. Schuman said we normally base it on the previous year. Mr. Angelo said we have to purchase 80 percent of what we order at that price and if we need more we can go up to 120 percent at that price. Mr. Saunders asked if we had ODOT storing any like they did last year. Mr. Angelo said no what was left was on-site. We had to pay about \$8,000 for storage from 2011.

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

**ORDINANCE NO. 9069-13**, an ordinance authorizing the City Manager to execute a purchase agreement with Sherita Simon selling the residence at 32 East Grace Street, Bedford, Ohio and declaring an emergency was read by title only. Motion made by Saunders seconded by Koci to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Mizsak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Mizesak seconded by Saunders to place Ordinance No. **9069-13** on third and final reading and passed.

Mr. Angelo stated that our asking price for this house was just under \$82,000 and we received an offer of \$80,000. We also give a 10 percent discount if they are going to live in the City of Bedford for 5 years. This is also a HUD house so any money coming in from this sale will go to the General Fund. Councilman Pozar asked how much money was put into this house. Mr. Angelo said \$111,572.74. Mr. Pozar said we lose \$40,000+ and this is a good thing because it is a HUD house. Mr. Angelo said no, it is not a good thing. It was what we decided we are going to do because of the problems we have had in the housing program. We made a decision we have to sell some of these houses to get our money back in the General Fund. The house at 32 E. Grace would never be sold for \$111,000. Our problem was that we spent too much money repairing it. Mr. Pozar said Mr. Angelo is right about that and he is right about our decision to take our losses on a number of these to get us out of the housing business. This is a stark comparison as to what some of these houses are going to net out, whether they be tax dollars or city dollars, HUD dollars or County money, it is tax dollars that are getting hammered here. This isn't the worst, the worst will be the poster child on Washington and they are both excellent reasons for us to get out of this business.

Councilman Koci asked if this is sold as-is. Mr. Schuman said yes. Mr. Angelo said there is one issue but he is not sure if we have to take care of it, a railing going down to the basement. It is a \$100 item that can be addressed at some point if we need to. This came out at the Point of Sale inspection.

The roll was called. Vote – Yeas: Mizesak, Pocek, Saunders, Zolata, Batten, Koci. Nays: Pozar. Motion carried.

**ORDINANCE NO. 9070-13**, 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 Zolata seconded by Batten to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. **9070-13** on third and final reading and passed.

Mr. Gambosi said this ordinance has the SEAL fund budgeted for the year picking up the additional money we are putting into it this year plus what the program income was. We received a substantial grant for SCBA for the Fire Department. We put in all our grant funds and updated that at the same time and put in the money for FEMA, for the hurricane funds. The Court and our bond issue wanted to pay down some of its debt that they have been accumulating in a fund. We are putting \$500,000 out to pay down debt that will shorten the payments they will have to make in the future. We also adjusted for the streets and our capital improvement fund.

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

**ORDINANCE NO. 9071-13**, an ordinance authorizing and directing the City Manager to enter into a contract with HD Supply Waterworks Ltd. for the commercial water meters being the lowest, responsive and responsible bidder 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: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. **9071-13** on third and final reading and passed.

Mr. Angelo said this is a recommendation to Council to enter into a contract to buy commercial water meters, these are 2 inches and above. This is the second time we bid this out because the first time we had a problem and the Law Director recommended we bid it again. This price is lower than the first two bids and this is the best of the two bids. Even on this one, the second bid was faulty. The Mayor said this is a local company. Mr. Angelo said the bid was \$82,900 and it is recommended that it is the best and most responsive bid.

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

**RESOLUTION NO. 2468-13**, being a resolution approving and accepting the proposed 2013 tax budget for the year January 1, 2014 to December 31, 2014 and declaring an emergency was read by title only. Motion made by Koci seconded by Zolata to place Resolution No. **2468-13** on first reading. The roll was called. Vote – Yeas: Mizensak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

**RESOLUTION NO. 2469-13**, being a resolution requesting the County Auditor to advance taxes from the proceeds of tax levies for the year 2013 collected in 2014 pursuant to Section No. 321.34 of the Revised Code of the State of Ohio and declaring an emergency was read by title only. Motion made by Zolata seconded by Batten to suspend the rule requiring the reading of said resolution on three different days. The roll was called. Vote – Yeas: Mizensak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Mizensak seconded by Saunders to place Resolution No. **2469-13** on third and final reading and passed.

Mr. Gambosi said as the taxes are collected for real estate from the County, they are allowed to advance the taxes they have on hand up to 75 percent back to the City as it is collected versus waiting for the final collection in April.

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

**RESOLUTION NO. 2470-13**, an amended and restated Resolution authorizing the City of Bedford to continue to pay for Bedford Fire and Police employees mandated pension compensation to the Ohio Police and Fire Pension Fund and to continue payroll reduction with respect to those employees was read by title only. Motion made by Saunders seconded by Mizensak to suspend the rule requiring the reading of said resolution on three different days. The roll was called. Vote – Yeas: Mizensak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Resolution No. **2470-13** on third and final reading and passed.

Mr. Gambosi said the State of Ohio legislature passed changes in the pension laws for the Police and Fire pension. That will increase the amount they are going to pay out of their paychecks over the next 3 years, increasing from 10.75 percent up to 12.25 percent. We have to update our resolutions and send it down state to authorize our deductions and tax rate.

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

Motion made Koci seconded by Zolata to table the recommendation of the Planning Commission made on April 16, 2013 for Sovran Self Storage, Inc./Uncle Bob's Storage. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to accept the recommendation of the Planning Commission on April 16, 2013 for Mercedes-Benz at 18122 Rockside Road for a site plan and addition. The roll was called. Vote – Yeas: Mizesak, Pocek, Pozar, Saunders, Zolata, Batten, Koci. 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

Jim O'Neill, 155 Gould Avenue, said he was here a month ago complaining about the properties on Gould Avenue, one on Southwick, one on Gould and 2x2x8 foot pile of trash in the driveway. Thank you Mr. Angelo because it disappeared. Mr. O'Neill asked if the City is responsible for tree lawns. You are responsible for the maintenance of the tree lawn even though the City owns it, we have a right-of-way. Mr. O'Neill said there is a tree lawn on Gould right on Warrensville, across from the church with the gold dome. He doesn't know if there were truck but something tore it up, there are big ruts there. Mr. Angelo said he would talk to the Pastor.

Sandy Spinks, 265 Grand Blvd., said starting May 1<sup>st</sup>, the Garden Club is again doing the yard beautification contest. This year they are encouraging local businesses to get involved. It was done a long time ago, we brought it back last year and it was real successful. This year, they are hoping to have at least 30 yards that will get bragging rights. It is a good thing and it encourages people to take care of their properties and be proud of them. Bob Carson has been nice enough to let them use his window for a display and to drop off and mail entries there.

Ms. Spinks said you can pick up the entries at Carson's or she has them or anyone in the Garden Club has them. It started May 1<sup>st</sup> and will end June 15<sup>th</sup> and they hope to have them in everyone's yard by July 4<sup>th</sup>. She is excited about the businesses being encouraged to do something in front of their properties to beautify the area.

Mayor Pocek asked if the judging will take place after June 15<sup>th</sup>. Ms. Spinks said last year they had 22 winners and this year they hope to have 30. There will be an article in paper. Councilwoman Zolata asked if there are categories. Ms. Spinks said there is design, plant selection, visual impact, maintenance and environmental impact.

Tim Tench, 286 Marion, said he would like to thank the Vice-Mayor for being at the Special Olympics. It was an incredible event. They had more volunteers then participants which is a good problem to have. The State people that were there from Special Olympics were overwhelmed by the facilities, how well it was run for the first time taking on something like this. They are already in talks to bringing swimming, soccer and tennis. He expects that in the next 3 to 5 years that will be one huge event in Bedford.

Mr. Tench said regarding Elmer Flick, there is an Elders Class that is Wednesday at the High School cafeteria at 3:30 p.m. and Tim Taylor will be speaking and Jim Wagner who is the key point person who started this whole Elmer Flick thing, will be presenting an up-to-date status on where we are at.

He wants to thank the Police Chief. A few weeks ago, Mr. Tench approached him about the memorial that was up on Berwyn and Northfield, the family that lost their lives and what to do about it with school starting back up. The Chief had the City go up there and take it down and there were no repercussions because it was a valid reason to remove it. They offered it to the Grandmother.

We have 4 weeks of school left so watch for the kids walking in the street again. It hasn't been too bad so far.

Jeff Duber, 124 Harriman, wants to know if the City has any plans to do any kind of sidewalk repair. While walking around, he has noticed some really bad sidewalks. At the end of his street, there is one where the sidewalk is raised 4 inches above the depth of the sidewalk itself. It is from the tree in the tree lawn. It is a huge tree that raised the sidewalk. On Adams Street, there is one that is almost as high. There are a lot of sidewalks in the City that are in bad shape. Are there any plans for sidewalk repair? Mr. Angelo said no, there are no plans for this year. There used to be a sidewalk program but because of the expense, the sidewalk program has been discontinued. If there is a problem with a City sidewalk or public sidewalk that we own, we will take care of it. Other than that, it is on the homeowner. Mr. Duber asked if the homeowners are being advised. Mr. Angelo said if we know about it, they are being advised. We are not out there checking sidewalks, but if we have a valid address, we will go talk them. Mr. Duber said it is on the corner of Harriman and Washington and that is the worst one he has seen. It is well over the width of the sidewalk itself.

Mr. Duber said they replaced a hydrant on their street which is a band aid because the real problem is the water main. He called the City last week because he believes there is a water main leak between his house and the house next door because there is water on the street and it hasn't rained in a week. Mr. Angelo asked for the address.

Diane Astalos, 685 Archer, said regarding the inconsistency in our Building Department's Point of Sale inspections. They own a home separate from where they live on West Grace Street and they had a Point of Sale inspection. She doesn't know the name of the gentleman that came but he informed them of a new state law indicated that every bedroom had to have a smoke detector even though each level already had a hard wired smoke detector. They went and bought battery operated smoke detectors and installed them. They have friends on Center Road that just had their Point of Sale inspection and smoke detectors for every bedroom were never mentioned. Mrs. Astalos said she doesn't know if they were the same Inspector but that is inconsistent. Mr. Angelo said the issue did come up and why one required it and one didn't, he doesn't know.

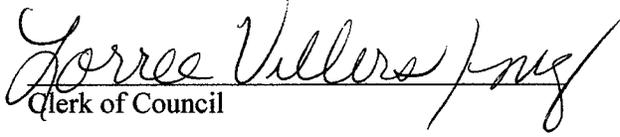
Mrs. Astalos always thought of the Bedford Commons as a place where we have war memorials and dedicated to the military and veterans. She is surprised to hear that the Elmer Flick Memorial is being placed on the Commons. It would be much more fitting in an athletic setting.

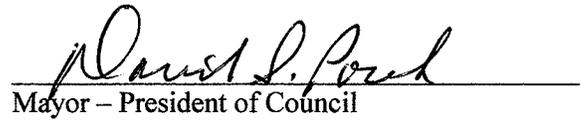
Mayor Pocek said that question did come up and the Historical Society said it was appropriate to put it there since he is a renowned Bedford citizen. There are other areas that are dedicated to people that were not in the military. His story is that he was recruited right off the Bedford Commons and that is why it was decided to put it there.

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

Meeting adjourned at 8:55 P.M.

Council reconvened in Executive Session at 9:10 p.m. to continue discussion of Personnel.

  
Clerk of Council

  
Mayor – President of Council