

**COUNCIL WORK SESSION
MONDAY, APRIL 4, 2011**

6:30 P.M. PROMPT

- DISCUSSION OF AGENDA
- **EXECUTIVE SESSION** – Personnel
- **EXECUTIVE SESSION** – Clerk of Council Resumes - **Council Only**

Bedford, Ohio

April 4, 2011

Bedford City Council met in a work session at Bedford City Hall on Monday, April 4, 2011 at 6:40 p.m.

Present: Council Members: Mayor Daniel Pocek, Warner Batten, Stan Koci, Marilyn Zolata, Paula Mizesak, Donald Saunders. Also Present: Clerk of Council Pro-Tem Michelle Gnoddie. Administration: City Manager Hank Angelo, Law Director Ken Schuman, Finance Director Frank Gambosi.

Absent: Council Member Greg Pozar.

Also Present: Building Commissioner Phil Seyboldt.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Mr. Seyboldt stated that the Board of Zoning Appeals met on March 22, 2011 to decide on the appeal of Thomas Crise regarding operating an auto body repair center located at 24 Industry Drive. The location is a three-suite concrete building. Ioppolo concrete, an instant bingo ticket warehouse and furniture refinish company are neighbors. Mr. Seyboldt sent letters to every occupant on Industry Drive about this appeal and he received no replies. Mr. Seyboldt explained the only possible issue could be smell. Five years ago a body shop was located there. Mr. Seyboldt said finances (no tenant) cannot be a hardship for a variance. The fact that it was once an auto body repair center is the hardship. The Board of Zoning Appeals voted to approve the variance.

Discussion held on the spray paint booths. EPA regulates the venting of these paint booths. Mr. Koci recalls there being an automotive shop there when he was a member of the Bedford Fire Department. Mr. Seyboldt and Asst. Fire Chief Solar will be conducting the inspections of the paint booths.

Ordinance No. 8826-11 is for the contract for the waste water treatment plant UV disinfections improvement. This project was bid and Nerone & Sons was the lowest bidder. This system is a faster process and will reduce the amount of chlorine used.

Resolution No. 2443-11 will authorize the City to file a grant application for the Parks and Playground Grant. The grant is for \$35,000 and will be used for new playground equipment at the Palmetto Tot Lot. The application deadline is April 14th.

Discussion of the Regular Meeting Agenda was concluded.

Mr. Angelo passed out a memo from Recreation Director Randy Lewis about proposed price changes for the 2011 pool season. Mr. Lewis is proposing a new family pass and a new house guest pass. Mr. Angelo asked Council to review and get back to him with comments. These two proposals will be discussed further at the April 18th work session.

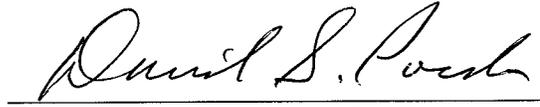
At 6:55 p.m., Bedford City Council and Administration went into an executive session to discuss personnel.

At the conclusion of this discussion, Bedford City Council members met in executive session to discuss Clerk of Council resumes.

At 7:59 p.m., Bedford City Council temporarily adjourned executive session to conduct regular Council meeting.

Executive session reconvened at 8:45 p.m. to continue discussion on Clerk of Council Resumes.


Clerk of Council Pro-Tem


Mayor – President of Council

REGULAR MEETING

BEDFORD CITY COUNCIL
STATE OF OHIO
COUNTY OF CUYAHOGA

DATE: April 4, 2011

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 March 21, 2011
- b. Approval of Minutes of the Regular Meeting of March 21, 2011

5. REPORTS

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

6. NEW BUSINESS

- a. Ordinance No. 8826-11, contract with Nerone & Sons, Inc. for the Bedford Wastewater Treatment Plant UV Disinfection Improvement (\$469,500.00 plus \$50,250.00 engineering fees)
- b. Resolution No. 2443-11, authorizing the City Manager to file an application with the Cuyahoga County Department of Development for the Parks and Playground Grant
- c. Motion to accept the decision of the Board of Zoning Appeals on the appeal of Thomas J. Crise regarding operating an auto body repair center located at 24 Industry Drive, Bedford

7. HEARING OF CITIZENS

8. ADJOURNMENT

PLEASE TURN OFF ALL CELL PHONES BEFORE COUNCIL MEETING

(council minutes and agenda posted at www.bedfordoh.gov)

Bedford, Ohio

April 4, 2011

Bedford City Council met in regular session at Bedford City Hall on Monday, April 4, 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: Saunders, Zolata, Batten, Koci, Mizesak, Pocek. Absent: Pozar.

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

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

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

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

No report from the City Manager.

Mayor Pocek received a copy of a memorandum from Chief Duber. At the ward meeting on March 28th, Chief Duber was handed an envelope by Debbie McGinnis, 99 Willard Avenue. She said it was from her mother, Sarah McGinnis. She had been reading about what has been happening to police officers around the country and was concerned about our officers. Inside the envelope was a check for \$5,000 to purchase bullet proof vests for our police officers. Chief Duber stopped at her residence and thanked her for the donation. She has been a resident of the city for 35 years and is very supportive of police, fire and the military organizations. She has been reading about what happened to officers around the country and she wanted to make sure our officers are safe. This is a wonderful gesture by this lady.

No report from the Law Director.

Finance Director Frank Gambosi reported the City has received the Award for the Certificate of Achievement for Excellence in Financial Reporting from the Governance of Finance Officers Association in the United States and Canada. This is the City's 20th consecutive award. Only 3.5 percent of all entities in the United States and Canada receive this award. To receive this award for 20 years says a lot for the staff. Mr. Gambosi recognized Jon Lindow of his staff for his work. Mr. Gambosi is the chair of this committee with the United States and has rejected 28 reports already this year for minor infractions. It is not a guaranteed award.

Mr. Gambosi stated the Rotary Pancake breakfast is this Sunday, April 9th, 9:00 a.m. to 1:00 p.m. at the high school cafeteria. Tickets are still available. There is also the 5K walk/run, a health fair and an art show.

No report from Councilman Batten.

Councilman Koci reported his basement flooded again today. Mr. Koci said that if you get flooded, to let the Service Department know. They will come out during the day and clear the sewers out, but also they are keeping track of trends to see where flooding is taking place. It could be something in the main line and not just the homeowners' lines.

Councilwoman Zolata reported that Ward 3 & 4 community meeting is Monday, April 11th. City Manager Angelo will do a code red phone call to those two wards to inform them of the ward meeting.

Mrs. Zolata inquired about flooding today with the amount of rain. Mr. Angelo replied there was flooding and there is a crew out tonight working. Mrs. Zolata stated the sewer jet has been on Henry, John and Best and cleared out the sewers. Mr. Angelo reported there were no roots in her area. The roots were found on Gould and Tudor areas. The culverts were checked at Tinkers Creek Commerce Park and Greencroft area.

Councilwoman Mizensak said thank you to Michelle Gnoddie for taking over as Clerk of Council during the transition and to Frank Gambosi for his outstanding achievements in receiving the award.

Councilman Saunders stated the Cleveland Plain Dealer reported the City of Cleveland plans on increasing the water rates for the suburbs by 50 percent and 82 percent in Cleveland. Mr. Saunders inquired if Mr. Angelo knows how this will affect master meter communities. Mr. Angelo said it would not affect Bedford until 2014. The newspaper article did not address master meter communities. Cleveland put together a comprehensive plan. Prior to 2014, we will meet with Cleveland Water as there will probably be an increase in the rate. How much it would be is unknown at this time. Mr. Gambosi has a schedule indicating a slight increase in 2014.

Mayor Pocek said that Councilman Saunders is having a knee replacement on Friday.

ORDINANCE NO. 8826-11, an ordinance authorizing and directing the City Manager to enter into a contract with Nerone & Sons, Inc. being the lowest, responsive and responsible bidder and declaring an emergency was read by title only. Motion made by Batten and 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. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Mizensak to place Ordinance No. 8826-11 on third and final reading and passed.

Mr. Angelo stated there were four bids received with the highest being \$530,000. This bid is for \$469,000 which is below the engineer's estimate which was around \$500,000. This is for the ultraviolet disinfection for the waste water treatment plant. The long term plan is that this will save us money as far as chlorination.

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

RESOLUTION 2443-11, a resolution authorizing the City Manager to file an application with the Cuyahoga County Department of Development for the Parks and Playground Grant and declaring an emergency was read by title only. Motion made by Mizensak and 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, Mizensak, Pocek. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Mizensak to place Ordinance No. 8826-11 on third and final reading and passed.

Mr. Angelo said this resolution will allow the City to proceed with applying for a grant for \$35,000 for the Palmetto Tot Lot for upgrades in new playground equipment. It is a competitive grant. We have applied twice in previous years and have been awarded the grant both times.

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

Motion made by Batten and seconded by Mizensak to accept the decision of the Board of Zoning Appeals on the appeal of Thomas J. Crise regarding the operating an auto body repair center located 24 Industry Drive, Bedford, Ohio.

Mr. Angelo stated this will be an auto body repair place. Years ago there was an auto body repair at that location. Board of Zoning Appeals met. All the neighbors were notified. There were no objections. The only neighbor that attended the meeting had no objection. The spray paint booth will be approved by the EPA.

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

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

Joe Pillar, 96 Tarbell, had a question on the resurfacing of Adams. Regarding the crosswalks at Adams and Columbus, you can only go north. Otherwise you have to walk over the mud and the curb to cross Columbus. Mr. Angelo said there are other concerns about this job and the project has not been signed off. Mr. Angelo thanked Mr. Pillar for bringing this to his attention.

Mr. Pillar also inquired about the railroad quiet zones. Mr. Angelo said the City would have to put the barriers down. The City is currently negotiating how far back the barriers have to be. One of the things we don't want to do is get the barriers to the point where they are blocking the cross street off W. Grace. At one point, the City was told it would have to be back 200 feet. We now believe the answer is 60 feet. The Fire Chief said we cannot put the barriers back too far because it would block access. Once we have confirmation, the meridian barriers we already purchased will be installed.

King Man El-Jamah, 33072 Springside Lane, Solon said he is employed by GetGo at the corner of Rockside and Northfield. The wall sign on the corner at GetGo is missing the letter "o" for over a year. There is a bus stop at the far end of the driveway at the GetGo on Northfield. He contacted the City about getting a trash can. He also talked to RTA and RTA said it would be the City's responsibility to put a trash can there. Mr. El-Jamah keeps the area around the GetGo clean. He picks up cups and other items and there is no trash can there. A trash can would add to the ease of maintaining the facility.

Mr. El-Jamah is a volunteer that participated in a neighboring city's playground and would be excited to assist Bedford with our playground. He is a master carpenter, master electrician and will soon be a certified HVAC technician.

Mr. El-Jamah compliments Bedford on the wonderful activities such as the party in the street and the arts festival in the park and is looking forward to these.

Discussion held on the sign and GetGo and it is unknown whose responsibility it is. It is either GetGo's or Goudreau's.

Dot Schwende, 513 Lamson is here representing the Bedford Garden Club. Brenda Junkin is the new President this year. They are celebrating their 84th year and they are one of the oldest garden clubs in the area. There are many programs this year. There will be programs on composting, seed planting, bats, and garden parties. They are looking for new members. They have a sign they are going to start putting up when they maintain the municipal gardens. They are having their annual plant sale in May. They want to get more involved with community interaction such as working with the boys at Safely Home, with Girl Scout troops and be involved with the festivals. Ms. Schwende passed out packets containing a schedule, membership card and seeds.

Mayor Pocek inquired about bringing back the garden tours? Ms. Schwende replied possibly as part of their 85th birthday celebration.

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

Meeting adjourned at 8:27 P.M.

Council reconvened in Executive Session to continue discussion on Clerk of Council resumes.


Clerk of Council Pro-Tem


Mayor – President of Council