COUNCIL WORK SESSION
TUESDAY, SEPTEMBER 6, 2011

6:00 P.M. PROMPT

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Dinner will be served

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- **DISCUSSION OF AGENDA –**
- **UPDATE ON ANIMAL HUSBANDRY –**
- **UPDATE ON ROCKSIDE ROAD EMERGENCY ROOM -**
- **UPDATE ON INTERNET CAFÉ -**
- **EXECUTIVE SESSION –** Personnel

Bedford, Ohio September 6, 2011

Bedford City Council met in a Work Session at Bedford City Hall on Tuesday, September 6, 2011 at 6:03 p.m.

Present: Council Members: Mayor Daniel Pocek, Warner Batten, Stan Koci, Marilyn Zolata, Paula Mizsak, Donald Saunders, Greg Pozar. Also Present: Clerk of Council Lorree Villers. Administration: City Manager Hank Angelo, Finance Director Frank Gambosi, Law Director Ken Schuman, Detective Shawn Klubnik.

Absent: None.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Council members did not have any corrections regarding the August 22, 2011 Work Session and Regular Council meeting minutes.

Ordinance 8862-11 was an ordinance establishing new Section 545.23 - "Secondhand Dealers" (1st Reading July 11, 2011 and 2nd reading August 22, 2011). Detective Shawn Klubnik was present for this discussion. He explained the reason this ordinance was developed was because there was a robbery that took place and the investigation was hindered because the business owner didn't think he had the information but he did. He noted a few police cases where the police department was able to find the thief because of information they had received. He noted this ordinance would help in the department's investigations if there were any robberies. He said there was a company in town that was already doing this type of paperwork and the paperwork didn't seem to be overwhelming. He explained the reason for the 14 day holding period was to allow someone that could possibly be on vacation to return and report the robbery. If the business was holding the merchandise, the police would be able to analyze it and show the person that reported the robbery. Mayor Pocek wondered how this type of paperwork would affect the businesses in town.

There was discussion that currently Bedford Recycling would call the police if something appeared strange. It was determined it would be more paperwork but the arrests would be easier for robberies. Mr. Pozar was not particularly fond of the idea of having to have three references. It was determined that that section of the application could be changed. Detective Klubnik explained the important information that was needed was a copy of the applicants license, pictures of the merchandise, contact information and that the items be held for 14 days.

There was discussion if "everything" needed to be categorized. It was determined the main items were jewelry, electronics, furs, antiques and those types of items; not clothes and miscellaneous glassware knick-knack items. The Mayor thought it was important to educate the business owners as to why this application was important. Council wanted to know how many businesses there were in Bedford that dealt with these types of items and they also wanted the application revised. They decided this issue would be tabled until Detective Klubnik reported the information back to them before the September 19, 2011 meeting.

Ordinance No. 8869-11 was an ordinance authorizing approval of engineering fees to GPD Group for Rockside resurfacing in the amount of $12,634.15. There was discussion whether the 8% was correct and the type of concrete that was being used. Mr. Saunders pointed out it should be a special type of concrete. There was confusion as to whether the bridge was in the calculations or not. Council requested Joe Ciuni be present for the work session of September 19, 2011.

Ordinance No. 8872-11 was an ordinance amending Chapter 505 COB by establishing Chapter 505.25 "Feeding of Wildlife and Stray Animals Prohibited". Mr. Angelo explained the Dog Wardens needed something a little more aggressive. The City had a few residents that were feeding all sorts of wildlife and stray animals, which was causing problems with surrounding neighbors. There was some confusion regarding the feeding of wild birds. It was determined using a bird feeder was appropriate but not spreading bird food on the ground for other types of animals to feed from as well.

Resolution No. 2449-11 was a resolution accepting the amounts and rates as determined by the tax budget. Mr. Gambosi noted the only difference was the General Fund and G.O. Bond Retirement Fund. He added this was done annually.

The following ordinances were all similar pieces of legislation which Council was in agreement of passing this evening. Mr. Schuman explained this was the time of year that the City had the opportunity to put these costs on the residents tax duplicate for the year 2011. Listed as follows:

Ordinance No. 8876-11 was authorizing the City to certify to the County Auditor costs associated with Police response to 172 John Street.

Ordinance No. 8877-11 authorizing the City to certify to the County Auditor costs associated with Police response to 333 Northfield Road.

Ordinance No. 8878-11 authorizing the City to certify to the County Auditor costs associated with Police response to 482 Terrace Drive.

Ordinance No. 8879-11 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road.

Ordinance No. 8880-11 authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive.

Ordinance No. 8881-11 was an ordinance levying assessments for grass cutting on various lots. Mr. Gambosi explained this was an annual course of action the City addressed. He noted the costs were over $30,000+ for this list of grass cutting violators. He commented the City was not in the grass cutting business and that why the fines were a lot.

Ordinance No. 8882-11 was an ordinance amending Ord. No. 8631-10 authorizing the City Manager to enter into a contract with Ronyak Paving, Inc. for the 2010 Street Improvement. Mr. Schuman said there was $1,265 difference from the original amount. Mr. Gambosi thought the figures were incorrect so Council decided to either table the issue or read it as a First Reading this evening.

Ordinance No. 8883-11 was an ordinance authorizing the City Manager to enter into a contract w/Sirna Construction for Powers Road concrete replacement ($24,890). Mr. Angelo stressed the concrete needed to be addressed as soon as possible. He added after the project started it was determined the concrete was in very poor condition and had to be extended 60 feet from the railroad tracks under the overpass and blend to Niver. Mr. Pozar had concerns of the concrete that would be installed because of the slope of the road in that area. Mr. Angelo thought it would be okay.

The motion to accept the Capital Asset Disposal Policy Council did not have a problem with because it would be a policy to allow the City to sells miscellaneous items.

Animal husbandry was discussed because a resident had contacted the Council Clerk requesting the Codified Ordinances of Bedford be amended to allow residents not more than six (6) chickens per household. Council discussed the possible problems with allowing such animals within the City limits. It was determined that Council and the Administration were not in favor of allowing residents chickens.

Update on the Rockside Emergency Room – Mr. Angelo explained this building was operated by a separate group of doctors that was not contracted or associated with any surrounding hospitals. This group of doctors did not have a written agreement with University Hospitals. Mr. Schuman explained this operation had $700,000 in assets so they were under the million dollar mark. The group had named the facility themselves and the definition of "emergency room" was a facility that could house/keep/treat patients over night so basically their operation was a clinic not an emergency room.

Update on Internet Café – After a brief discussion Council and the Administration was in agreement that these types of businesses should not be open 24/7 but rather the same hours as any local bar establishments. They thought there could be a possibility of problems if some of the people leaving the bars at 2:00 a.m. would stop by before going home. It was best to avoid police problems.

Discussion of the Regular Work Session agenda was concluded.

At 7:30 p.m., Bedford City Council, City Manager Hank Angelo, Law Director Ken Schuman, Finance Director Frank Gambosi went into an executive session to discuss personnel. Executive Session adjourned at 7:57 p.m.

At 7:58 p.m., Bedford City Council adjourned to conduct the Regular Council Meeting.

Clerk of Council

Mayor – President of Council

REGULAR MEETING	BEDFORD CITY COUNCIL STATE OF OHIO	DATE: September 6, 2011
AGENDA	COUNTY OF CUYAHOGA	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 August 22, 2011
   b. Approval of Minutes of the Regular Meeting of August 22, 2011

5. **OLD BUSINESS**

   a. Ordinance No. 8862-11 establishing new Section 545.23 - "Secondhand Dealers" (1st Rdg 7/11/11 - 2nd Rdg 8/22/11)
   b. Ordinance No. 8869-11 authorizing approval of engineering fees to GPD Group for Rockside resurfacing ($12,634.15 – 1st Reading 8-22-11)
   c. Ordinance No. 8872-11 amending Chapter 505 COB by establishing Chapter 505.25 "Feeding of Wildlife and Stray Animals Prohibited" (1st Reading 8-22-11)

6. **REPORTS**

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

7. **NEW BUSINESS**

   a. Resolution No. 2449-11 accepting the amounts and rates as determined by the tax budget
   b. Ordinance No. 8876-11 authorizing the City to certify to the County Auditor costs associated with Police response to 172 John Street
   c. Ordinance No. 8877-11 authorizing the City to certify to the County Auditor costs associated with Police response to 333 Northfield Road
   d. Ordinance No. 8878-11 authorizing the City to certify to the County Auditor costs associated with Police response to 482 Terrace Drive
   e. Ordinance No. 8879-11 authorizing the City to certify to the County Auditor costs associated with Police response to 601 Northfield Road
   f. Ordinance No. 8880-11 authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive
   g. Ordinance No. 8881-11 levying assessments for grass cutting on various lots.
   h. Ordinance No. 8882-11 amending Ord. No. 8631-10 authorizing the City Manager to enter into a contract with Ronyak Paving, Inc. for the 2010 Street Improvement
   i. Ordinance No. 8883-11 authorizing the City Manager to enter into a contract w/Sirna Construction for Powers Road concrete replacement ($24,890)
   j. Motion to accept the Capital Asset Disposal Policy

8. **HEARING OF CITIZENS**

9. **ADJOURNMENT**

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

Bedford, Ohio September 6, 2011

Bedford City Council met in Regular Session at Bedford City Hall on Tuesday, September 6, 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: Pozar, Saunders, Zolata, Batten, Koci, Pocek, Mizsak.

Motion made by Koci and seconded by Batten approve the minutes of the Work Session of August 22, 2011. The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Batten, Koci, Pocek, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Mizsak and seconded by Pozar to approve the minutes of the Regular Meeting of August 22, 2011. The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Batten, Koci, Pocek Mizsak. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8862-11, an ordinance establishing a new Section 545.23 of the Codified Ordinances entitled "Secondhand Dealers" of the codified ordinance of the City of Bedford and declaring an emergency placed on first reading July 11, 2011 and second reading August 22, 2011 was read by title only.

Motion made by Batten and seconded by Zolata to table this ordinance. Mayor Pocek noted this piece of legislation had Second Reading on August 22, 2011.

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

ORDINANCE NO. 8869-11, an ordinance authorizing approval of engineering fees to GPD Group for its services regarding the resurfacing of Rockside Road in the City of Bedford and declaring an emergency placed on first reading August 22, 2011 was read by title only.

Motion made by Pozar and seconded by Koci for Second Reading.

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

ORDINANCE NO. 8872-11, an ordinance amending Chapter 505 of the Codified Ordinances of the City of Bedford establishing a new section numbered 505.25 entitled "Feeding of Wildlife and Stray Animals Prohibited" and declaring an emergency placed on first reading August 22, 2011was read by title only.

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

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

Mr. Angelo explained this ordinance was written to give the Animal Warden more strength to do what needed to be done to address feeding of wildlife and stray animals.

Motion made by Saunders and seconded by Mizsak to place Ordinance No. 8872-11 on third and final reading and passed.

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

Mr. Angelo, City Manager, reported there was legislation before Council this evening that would allow the deteriorating concrete on Powers Road to be replaced. He mentioned there was a large area that needed addressed from the railroad tracks under the overhead bridge 60-70 feet and 20 feet toward the Broadway intersection. Weather permitting the work should begin tomorrow.

Ken Schuman, Law Director, explained the court has ruled that the law does not apply to any sexual predator that lived 1,000 feet from a school or day care that were convicted prior to 2003. Any sexual predator convicted after 2003 that have to register were not permitted to live 1,000 feet from a school or day care. He stated he recently mailed two (2) letters to residents that they had to move and if they don't move the legislature never put in a criminal penalty and it would be up to the City Law Director to file an injunction in Common Pleas Court to force the sexual predator to move if they don't move voluntarily. He had given these two people until October 1, 2011 to move and if they don't move the City will take action to get the injunction to force them to move.

Mr. Gambosi, Finance Director, referred to a piece of legislation that the State of Ohio was considering a "take over" of the municipal income tax collections statewide. He was concerned about this issue so he contacted the senator and state representatives to express the City of Bedford's concerns. Mayor thought the State would want a certain percent. Mr. Gambosi replied the proposal was .05%. Mr. Pozar asked if this would create another bureaucracy or was this already in place. Mr. Gambosi didn't want to comment. Mr. Pozar wondered since RITA was currently in place if this would be "piggy backed" to their efforts or something different. Mr. Gambosi thought this would be less of a collection type process than what RITA provided. He did not have any details. Mr. Schuman stated this would create another bureaucracy and it would be devastating to the City of Bedford. He was not in favor of the RITA process because they were not aggressive enough in their collection process. Mr. Pozar noted his comment was a loaded question because he knew the efficiency of the Bedford Tax Department. He thought this would be a "drag". Mr. Gambosi said this would cause additional burden on everyone involved. Mr. Pozar mentioned the correspondence that was sent to Senator Turner and Congresswoman Fudge and the record of this evening would serve a purpose in the future. Mayor Pocek stated it was an assault on local controls.

Councilman Batten explained that the Octoberfest that was coming up this weekend. He noted several events that would be happening throughout the weekend. He announced that Bob Schroeter was elected the Citizen of the Year; he was a retired Bedford employee.

Councilman Koci announced the Weekend of the Pooka would follow the Octoberfest the following weekend. He noted the Cleveland Jazz Orchestra would be performing. He noted to get the orchestra tickets contact City Hall or him. He listed several things that were going to be happening.

Councilwoman Zolata was happy the municipal tax collection topic was discussed this evening. She noted Debra Sutherland also thought it was an assault on the municipalities. She thought it was important to voice our opinions. She talked about the Nature Stone Day of Caring that was a very good event. She said on September 16, 2011 at the Columbus Road School the other schools would have a Remembrance of 9/11 Event.

Councilwoman Mizsak asked Mr. Schuman who monitored the sexual predators. Mr. Schuman explained it was the City's responsibility to monitor these people on a monthly basis.

Councilman Pozar announced on Thursday, September 15, 2011 there would be the special celebration of the 10th anniversary for the 9/11 tragedy at the Columbus Road School for the past and present military. He commented on the tax collection discussion and the comment Mrs. Zolata made this evening. He

thought combining forces regarding the tax collection would be a detriment to the City but he asked why it would be considered an assault on municipalities. He said regionalization seeking the same efficiency combines forces and that was a great idea and essentially it did the same thing. He thought it depended on who suggested it, whether it was considered a great idea or an assault. He commented unfortunately now our society took offense depending on where it came from. He added he was just trying to be objective.

Councilman Saunders asked if there was ever going to be a year when the pavement markings would be applied during the summer before the snowplows scraped them off during the winter months. Mr. Angelo explained he had already addressed this with the Service Director and part of the problem was the number of employees he can schedule daily not including the rainy days, he was very limited. He noted Mr. Bellar scheduled the pavement markings as soon as possible. Mr. Saunders thought this was an item that should be contracted to a private company every year. He thought the markings needed to be down for the summer months and not the winter when there was snow on the roads and they were not visible. Mr. Angelo noted the City was trying to save money as much as possible and the bulk of the resurfacing of the blacktop was done by the City and not a private company. He said the City was trying to train the employees to do these types of duties instead of spending monies elsewhere. He stressed they were trying to be effective and efficient every way possible. He thought the employees had done a good job regarding their schedules and weather permitting. Mr. Saunders noted most of the communities had their street markings applied in early spring. Mr. Angelo asked for a list of cities that do this and he would see how they handled this situation.

Mayor Pocek commented on Mr. Pozar's comments of earlier this evening. He said regionalization was cooperation among the communities which would be dictated by the State. He thought there was input from one end but not the other. Mr. Pozar said the intent was both; they were seeking efficiencies of government whether it was dictated by the State or suggested by the governor or form of government. The idea in seeking those efficiencies sometimes gets lost in the back and forth political game. He stated knowing the efficiencies of the City of Bedford he would not support the idea as it was presented. He thought the regionalization idea was a pipe dream. He did not agree with what was being presented regarding the costs of the employees and what they suggested it would accomplish. He thought it was the way the language was being used whether it became a great idea or assault. He stressed the point at this level was representing the taxpayers not the unions. Mayor Pocek agreed, however he did not think unions were the issue but rather what the State was purposing. Mr. Pozar noted they got off track and it was because political discourse.

Mayor Pocek presented and read a Certificate of Recognition to the City Manager, Henry J. Angelo regarding the great job did he being the coordinator for the World Changers program. Mr. Angelo was surprised, this was a well-kept secret. He stated he was very proud of the certificate because he was very proud of the employees, the volunteers and the four Mayors that worked together which made this all happen. He thanked Council and the citizens for making it fun.

Mayor Pocek moved forward to address the remainder of the agenda.

RESOLUTION NO. 2449-11, a resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor and declaring an emergency was read by title only.

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

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

Motion made by Koci and seconded by Mizsak to place Resolution No. 2449-11 on third and final reading and passed.

Mr. Gambosi explained this resolution accepted the rates of the county budget commission as authorized for the City of Bedford. He added this did include the new levy and has to be adopted before October 1, 2011. It was noted this was the beginning of the budget process.

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

ORDINANCE NO. 8876-11, an ordinance authorizing the City of Bedford to certify to the county fiscal officer the costs associated with police response to 172 John Street as said homeowner is in violation of Bedford's criminal activity nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Zolata and seconded by Batten to place Ordinance No. 8876-11 on third and final reading and passed.

Mr. Schuman explained there were several ordinances this evening that the police had responded to these addresses on numerous occasions. He added the homeowner was responsible for the costs involved and because the penalty was not paid it now would be assessed to their tax duplicate. He noted if this was not paid, the monies would be collected when the property was transferred or sold. Mrs. Zolata noted this was one of the tools that were used to keep the City safe and the residents behaving.

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

ORDINANCE NO. 8877-11, an ordinance authorizing the City of Bedford to certify to the county fiscal officer the costs associated with police response to 333 Northfield Road as said homeowner is in violation of Bedford's criminal activity nuisance ordinance and declaring an emergency was read by title only.

Motion made by 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: Pozar, Saunders, Zolata, Batten, Koci, Pocek, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Mizsak and seconded by Saunders to place Ordinance No. 8877-11 on third and final reading and passed.

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

ORDINANCE NO. 8878-11, an ordinance authorizing the City of Bedford to certify to the county fiscal officer the costs associated with police response to 482 Terrace Drive as said homeowner is in violation of Bedford's criminal activity nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Batten and seconded by Zolata to place Ordinance No. 8878-11 on third and final reading and passed.

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

ORDINANCE NO. 8879-11, an ordinance an ordinance authorizing the City of Bedford to certify to the county fiscal officer the costs associated with police response to 601 Northfield Road as said homeowner is in violation of Bedford's criminal activity nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Koci and seconded by Batten to place Ordinance No. 8879-11 on third and final reading and passed.

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

ORDINANCE NO. 8880-11, an ordinance an ordinance authorizing the City of Bedford to certify to the county fiscal officer the costs associated with police response to 40 Talbot Drive as said homeowner is in violation of Bedford's criminal activity nuisance ordinance and declaring an emergency was read by title only.

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

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

Motion made by Koci and seconded by Batten to place Ordinance No. 8880-11 on third and final reading and passed.

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

ORDINANCE NO. 8881-11, an ordinance to levy assessments for grass cutting on various lots in the City of Bedford, Ohio during the year 2011 and declaring an emergency was read by title only.

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

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

Motion made by Batten and seconded by Zolata to place Ordinance No. 8881-11 on third and final reading and passed.

Mr. Gambosi explained after the City was billed for the grass cutting, the violators were assessed with a hefty fine because the City was not in the business to cut grass, which was addressed twice a year and this ordinance was $30,000+ in collections. Mr. Pozar asked if the City ever waived these fees. Mr. Gambosi replied not at this point but the he was working on the actual costs associated to a land bank to see if the parcel could be split between two neighbors. Mr. Pozar asked if the fee would be waived if the lot became productive again. Mr. Gambosi said he would look in to it but currently it was only those who were owned by the land back. Mr. Pozar asked for the next meeting to provide the method by which that could be done regarding the list of properties he submitted to him earlier. Mr. Gambosi would take care of it.

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

ORDINANCE NO. 8882-11, an ordinance amending Ordinance No. 8631-10 authorizing and directing the City Manager to enter into a contract with Ronyak Paving, Inc. being the lowest, responsive and responsible bidder and declaring an emergency was read by title only.

Motion made by Koci and seconded by Pozar to table said ordinance.

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

ORDINANCE NO. 8883-11, an ordinance authorizing the City Manager to enter into a contract with Sirna Construction, Inc. for concrete replacement on Powers Road and declaring an emergency 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: Pozar, Saunders, Zolata, Batten, Koci, Pocek, Mizsak. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Batten to place Ordinance No. 8880-11 on third and final reading and passed.

Mr. Angelo noted he had alluded to this issue at the beginning of this evening's meeting. He noted Sirna Construction Inc. was the lowest quote out of the two that were submitted. Mr. Pozar asked if this job was going to be supervised by the City's engineer. Mr. Angelo noted yes.

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

Motion made by Batten and seconded by Koci to accept the Capital Asset Disposal Policy. Mr. Schuman explained this would formalize the policy to dispose of City's assets, which was required by the State Auditor's Office. The City had in the past followed the correct disposal process but this would formalize the policy. Mr. Gambosi said there were a few more revisions that would have to be made in the future regarding environmental policies.

The roll was called. Vote – Yeas: Pozar, Saunders, Zolata, Batten, Koci, Pocek, Mizsak. 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 comments.

Doug Motts, 437 Lamson Avenue mentioned it had been a long time since he had attended a Council meeting and he wasn't complaining. He thanked everyone for the great job at the City pool this season. He noted there was a great bunch of professionals working with the children at the pool this season.

Ray McFarland, Sr. 171 William Street thanked Randy Lewis and Tim Anderson for their efforts regarding the Senior Center.

Judy Motts, 437 Lamson Avenue thanked Rich Palcisko for treating the water with the mosquito pellets.

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

Meeting adjourned at 9:20 P.M.

Clerk of Council

Mayor – President of Council