

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

**5:30 P.M. PROMPT**

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**DINNER AT 5:30 P.M.**

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- DISCUSSION OF AGENDA
- DISCUSSION WITH J & J REFUSE – Contract for refuse collection and recycling
- DISCUSSION OF “SWEEPSTAKES TERMINAL CAFÉ” ORDINANCE
- DISCUSSION OF RESOLUTION – Councilman Pozar
- **EXECUTIVE SESSION** – Personnel

Bedford, Ohio

July 19, 2010

Bedford City Council met in a work session at Bedford City Hall on Monday, July 19, 2010 at 5:30 p.m.

Present: Council Members: Mayor Dan Pocek, Warner Batten, Stan Koci, Marilyn Zolata, Greg Pozar, Don Saunders. Also Present: Clerk of Council Kathleen Lynch. Administration: City Manager Henry Angelo, Law Director Ken Schuman, Service Director Clint Bellar and Building Commissioner Phil Seyboldt. Absent: Paula Mizensak. Others in attendance: J&J Refuse representatives Don Johnson.

Mayor Pocek began the Work Session with the discussion of the Regular Meeting agenda.

Mr. Angelo said Ordinance No. 8619-10 was for plumbing work to be done at the home at 741 Washington. However, a second bid came in at a lower price, so this contract should not be approved.

Resolution No. 2421-10 is a charter amendment recommended by the Charter Review Commission. It was put on first reading at the last meeting.

Mr. Gambosi said Ordinance No. 8633-10, Resolution No. 2430-10 and Ordinance No. 8634-10 all deal with the annual street lighting assessment. It is required by law to be done once a year and this year it was lowered from 1.1 mil to 1.0 mil. This is also the first year that churches have been added to the list.

Mr. Angelo said both Ordinances 8635-10 and 8636-10 are ordering the property at 65 Palmetto and 661 McKinley nuisances. The letter of violations to be fixed is attached and was sent out by the Building Department.

Mr. Schuman said Ordinance No. 8637-10 is selling the home at 91 Tudor, it was purchased for the asking price of \$95,000.

Ordinance No. 8638-10 is the new refuse contract with J&J refuse. Mr. Angelo said the current contract with Waste Management is up at the end of July. This new contract is part of a consortium and Mr. Bellar, Service Director, worked very hard on this. J&J Refuse made an alternate bid that consisted of changing the City's pick-up days. By doing this, the City will save approximately \$50,000 annually. It is a four year contract.

Mayor Pocek called the Mayor of Streetsboro, who has J&J Refuse as their provider, and the Mayor there is pleased with the work they do.

Councilman Koci knows residents in Streetsboro that are not happy with the service they provide and have heard of instances where the garbage has not been picked up.

Mr. Bellar said the residents in Streetsboro pay J&J directly and if they do not pay, their trash is not picked up.

Councilman Batten called the service directors in Streetsboro, Richfield and Mayfield. They all said their services were fine and if there was a problem, that J&J dealt with it.

Councilman Saunders said J&J services Northfield Center and there have been numerous break-downs of their equipment leading to hydraulic acid leaking on the road.

Mr. Bellar has not heard of that happening. Councilman Saunders asked about recycling. Mr. Bellar said the City of Bedford only averages approximately 7% recycling.

Mr. Angelo said the City will be receiving the same services just with a different company, nothing will change except one of the pick-up days.

Councilwoman Zolata asked if the blue recycling bags will still be used. Mr. Bellar said yes.

Councilman Pozar asked if a five year contract was too long. Mr. Bellar said no, that is the way it needed to bid with the consortium. Mr. Pozar asked where J&J was from?

At this time, Mr. Don Johnson, plant manager, of J&J spoke. He said J&J Refuse is part of the Kimble Company, which is based in Dover, OH. However, the trucks that will be servicing Bedford will come from their Twinsburg plant. J&J Refuse started in the mid 1980's with only 4 trucks and now has 165 trucks. The Twinsburg plant houses 41 trucks. Their recycling facility is located in Canton, OH. Mr. Johnson introduced Cassie, who is in charge of Customer Service at the Twinsburg plant.

Mayor Pocek asked how long it would take for men on the truck to remove large items that are being thrown out. Mr. Johnson said a driver will email it in and toward the end of his route, another driver or supervisor will meet him at the address to dispose of the larger item.

Councilman Koci said a neighbor of his daughter's in Streetsboro left a washer and dryer out and it stayed there for three or four days. Mr. Johnson said that would only happen if that individual had not paid and since Bedford residents do not pay J&J directly, this should not be an issue.

Councilman Koci said another issue is that the drivers from J&J that he has seen only pick the bags out of the trash can, they don't completely empty it. Mr. Johnson said he would address that to make sure it does not happen.

Councilman Pozar asked if all trucks are single man operated? Mr. Johnson said yes. Mr. Johnson said that J&J also ordered 4 new trucks specifically for this new contract with Bedford and the four other communities that are part of the consortium.

Councilwoman Zolata asked if there would be a separate truck for recycling? Mr. Johnson said yes.

Councilman Saunders asked about the computer systems in the trucks. Mr. Johnson said they have computers in the trucks now that can keep track of the routes and focus on solid waste. The technology is always changing and they want to stay on top of it.

Mr. Johnson said there will be a learning period for both the drivers and the residents, but he is sure the relationship built will be a good one. Mr. Johnson said Cassie knows where the drivers are and will be monitoring them.

Councilman Saunders asked if they would pick up construction debris? Mr. Bellar said if it is the homeowners than yes, if it is a contractor no.

Mr. Angelo said J&J is responsible for sending the residents a letter that indicates the pick up days. If the contract passes tonight they will go out tomorrow.

Discussion on the refuse contract was completed.

Ordinance No. 8639-10 is for a video capture system. Mr. Angelo said the cameras we have on the premises are good but this will not allow us to hold video for up to 28 days. The City cannot afford not to do this. The cost will be split with the court.

Mr. Gambosi said Ordinance No. 8640-10 concerns ambulance billing, it is just an updated contract with Great Lakes Billing.

Mr. Angelo said Ordinance No. 8641-10 will allow the company URC to view the City's utility bills to look for savings, it is no cost. If they find credits, etc. they take 50%.

Ordinance No. 8642-10 is the contract with Impact Group for the marketing plan for the City. It will cost \$7,500 and will come out of Council's budget. Mr. Angelo said this is just for the plan, and does not include the website.

Mayor Pocek said Impact Group will be helping "brand" the City.

Mr. Gambosi said Ordinance No. 8643-10 is for appropriations updating grants and the beginning of the bond process.

Mr. Angelo is requesting that Ordinance No. 8644-10 be placed on first reading. It is for the demolition of the structure located at 88 Northfield Road. The price is \$13,862.80 and he wants specifics as to why it is that high.

Ordinance Numbers 8645-10 through 8671-10 are all contracts for repairs on the City owned homes.

Councilman Pozar said one of the contracts is for putting appliances in the home. He thinks the depth of repair that is taking place now is more than the City should be doing.

Mr. Seyboldt said the City is not trying to make money on these homes, it cannot be used for anything else.

Mayor Pocek understands and believes that Councilman Pozar has a valid point, but thinks the City should see the homes that we currently own through the process.

Mr. Angelo said the City needs to get the funds back into the General Fund.

Mr. Schuman is not aware when Council changed what they were doing. The money that is being spent now is all grant money, he agrees that no more general fund money should be spent but that all the grant money needs to be spent. The program is improving the values in the neighborhoods, and it has been run well so far.

Mr. Seyboldt explained the four homes that were bought from the \$500,000 NSP grant. These are the repairs Council would approve tonight. Discussion concluded.

Mr. Angelo said Ordinance No. 8672-10 is for an emergency repair that was done at the Wastewater Plant. They have a budgeted amount of \$100,000 for these repairs every year.

Ordinances 8673-10 and 8674-10 are for two trucks that were budgeted in the Service Department.

Mr. Schuman said Ordinances 8675-10 through 8679-10 are all concerning the bond issues. Each ordinance deals with a specific area the approximately \$5 million will be spent on such as, street improvements; water main repairs; wastewater treatment plant repairs; a new truck for the Service Department and a new squad for the Fire Department. The City is going out for 20 years on this and he is hopeful for an interest rate in the low 4% area.

Mr. Gambosi said Resolution No. 2431-10 is for the Broadway over Wood Creek culvert replacement. This is part of the bond issues, but the City received a grant also from the Ohio Public Works Commission.

Mr. Angelo said Resolution No. 2432-10 is for a special district with the City of Cleveland and the First Suburbs Development Council. Mr. Mallis was at a previous meeting to discuss this. It is being created for businesses and solar energy.

Discussion of the Regular Meeting Agenda was concluded.

The next item on the agenda was to discuss the proposed "Sweepstakes Terminal Café" ordinance.

Mr. Schuman said the City has received numerous inquiries about this. The premise for these types of establishments is that a customer buys a prepaid phone card. This card is immediately entered into a sweepstakes. The customer can either play the card on the machine, or swipe it directly after it is purchased to see if it wins. There is no skill involved and it is a predetermined outcome per the Judge in the Toledo court case. Therefore, these types of establishments are legal. Mr. Schuman said it is in the City's best interest to allow them in the City but to regulate them. If the City does not allow them to come into the City there is the possibility of being taken to court.

Mr. Schuman said there is no alcohol allowed at these establishments and they attract a mostly elderly crowd. The City is looking at establishing a \$5,000 annual fee.

Councilman Pozar asked about the zoning issues. Mr. Schuman said they will not be allowed in any residential or historical districts.

Mr. Angelo has received three different inquiries, and thinks with regulations there would be some revenue for the City. Mr. Schuman said the City would be very stringent but would like to have the regulations in the City's ordinances as soon as possible. Discussion concluded.

The next item on the agenda was the discussion of resolution brought forth by Councilman Pozar. The resolution Councilman Pozar would like to be placed on the next Council agenda is in support of the State of Arizona's immigration laws.

Mayor Pocek said the City of Bedford is a member of the National League of Cities and they have an agenda on immigration reform and they support that. Discussion was concluded because of Executive Session.

At this time, Bedford City Council and Administration went into an executive session to discuss Personnel issues.

Work Session was adjourned at 7:55 p.m.

  
Clerk of Council

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Mayor – President of Council

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF MINUTES

- a. Approval of Minutes of the Ward Meeting of May 24, 2010 - ? - all
- b. Approval of Minutes of the Work Session of June 7, 2010 - Krista all
- c. Approval of Minutes of the Public Hearing of June 7, 2010 - Krista all
- d. Approval of Minutes of the Regular Meeting of June 7, 2010 - Krista all
- e. Approval of Minutes of the Work Session of June 24, 2010 - STP all
- f. Approval of Minutes of the Special Meeting of June 24, 2010 - ZTB all

5. OLD BUSINESS

- a. Ordinance No. 8619-10, authorizing the City Manager to enter into a contract with Northeast Ohio Training Agency for various repairs at 741 Washington (\$11,250.00) – 1<sup>st</sup> reading – 05/17/10, 2<sup>nd</sup> reading – 06/07/10 - defeated
- b. Resolution No. 2421-10, to provide for submission to the electorate the amendment of the second paragraph of Section 11 of Article II of the Charter of the City of Bedford pertaining to Conflict of Interest – 1<sup>st</sup> reading – 06/07/10 - defeated

6. REPORTS

- a. City Manager - NO
- b. Law Director - NO
- c. Finance Director - NO
- d. Council Reports

7. NEW BUSINESS

- a. Ordinance No. 8633-10, to proceed with the improvement of certain streets in the City of Bedford, Ohio by lighting the same
- b. Resolution No. 2430-10, declaring the necessity to improve certain streets in the City of Bedford, Ohio lighting the same
- c. Ordinance No. 8634-10, levying special assessments for the improvement of the street and public places of the City of Bedford, Ohio by lighting of the same in accordance with Resolution No. 2430-10 and Ordinance No. ~~8633-10~~
- d. Ordinance No. 8635-10, declaring the property and structure located at 65 Palmetto a nuisance
- e. Ordinance No. 8636-10, declaring the property and structure located at 661 McKinley a nuisance
- f. Ordinance No. 8637-10, authorizing the City Manager to execute a purchase agreement with Lucas Rigby selling the residence at 91 Tudor Avenue (\$95,000.00)
- g. Ordinance No. 8638-10, authorizing the City Manager to enter into a contract with J & J Refuse for refuse collection, disposal and recycling
- h. Ordinance No. 8639-10, authorizing the City Manager to purchase a video capture system for the Bedford Municipal Court from Acuity-vct, Inc. (\$24,876.00)
- i. Ordinance No. 8640-10, authorizing the City Manager to enter into a contract with Great Lakes Billing Associates, Inc. for the collection of ambulance bills
- j. Ordinance No. 8641-10, authorizing the City Manager to enter into a contract with Main Enterprises LLC DBA URC reviewing utility bills to obtain refunds or credits
- k. Ordinance No. 8642-10, authorizing the City Manager to enter into a contract with the Impact Group to develop a communications/marketing plan (\$7,500.00)

- ~~i.~~ Ordinance No. 8643-10, amending Ordinance No. 8534-09 making additional appropriations
- ~~ii.~~ Ordinance No. 8644-10, ordering the demolition of 88 Northfield Road with Ace Demo (\$13,862.80)
- ~~iii.~~ Ordinance No. 8645-10, authorizing the City Manager to enter into a contract with Toaz Construction, Inc. for various repairs at 32 East Grace (\$3,135.00)
- ~~iv.~~ Ordinance No. 8646-10, authorizing the City Manager to pay PNC for the purchase of a Frigidaire 21 CF refrigerator and a Frigidaire gas range from Lowe's Home Center for the residence at 109 Palmetto (\$1,115.10)
- ~~v.~~ Ordinance No. 8647-10, authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company for various repairs at 741 Washington (\$2,690.00)
- ~~vi.~~ Ordinance No. 8648-10, authorizing the City Manager to enter into a contract with Toaz Construction, Inc. for various repairs at 741 Washington (\$1,950.00)
- ~~vii.~~ Ordinance No. 8649-10, authorizing the City Manager to enter into a contract with Pro Plum, Inc. for various repairs at 741 Washington (\$11,015.00)
- ~~viii.~~ Ordinance No. 8650-10, authorizing the City Manager to enter into a contract with Noble Eagle Flooring for various repairs at 741 Washington (\$5,600.00)
- ~~ix.~~ Ordinance No. 8651-10, authorizing the City Manager to enter into a contract with Innovations for various repairs at 741 Washington (\$15,500.00)
- ~~x.~~ Ordinance No. 8652-10, authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. for various repairs at 775 Lincoln (\$760.00)
- ~~xi.~~ Ordinance No. 8653-10, authorizing the City Manager to enter into a contract with Sirna Construction, Inc. for various repairs at 775 Lincoln (\$6,876.00)
- ~~xii.~~ Ordinance No. 8654-10, authorizing the City Manager to enter into a contract with Cops Construction, Inc. for various repairs at 775 Lincoln (\$8,900.00)
- ~~xiii.~~ Ordinance No. 8655-10, authorizing the City Manager to enter into a contract with New Finish Painting & Decorating for various repairs at 166 Woodrow (\$14,775.00)
- ~~xiv.~~ Ordinance No. 8656-10, authorizing the City Manager to enter into a contract with Dawnco Heating & Air Conditioning for various repairs at 166 Woodrow (\$5,515.00)
- ~~xv.~~ Ordinance No. 8657-10, authorizing the City Manager to enter into a contract with All Phase Service Company for various repairs at 166 Woodrow (\$11,200.00)
- ~~xvi.~~ Ordinance No. 8658-10, authorizing the City Manager to enter into a contract with Noble Eagle Flooring for various repairs at 166 Woodrow (\$4,300.00)
- ~~xvii.~~ Ordinance No. 8659-10, authorizing the City Manager to enter into a contract with Pro Plum, Inc. for various repairs at 166 Woodrow (\$8,350.00)
- ~~xviii.~~ Ordinance No. 8660-10, authorizing the City Manager to enter into a contract with Toaz Construction, Inc. for various repairs at 166 Woodrow (\$1,850.00)
- ~~xix.~~ Ordinance No. 8661-10, authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. for various repairs at 166 Woodrow (\$6,800.00)
- ~~xx.~~ Ordinance No. 8662-10, authorizing the City Manager to enter into a contract with Hortis One, Inc. for various repairs at 166 Woodrow (\$5,150.00)
- ~~xxi.~~ Ordinance No. 8663-10, authorizing the City Manager to enter into a contract with Caps Exterior Design for various repairs at 166 Woodrow (\$9,675.00)
- ~~xxii.~~ Ordinance No. 8664-10, authorizing the City Manager to enter into a contract with Tony Nero Cement for various repairs at 166 Woodrow (\$3,500.00)
- ~~xxiii.~~ Ordinance No. 8665-10, authorizing the City Manager to enter into a contract with Foam Crafters Insulation Company for various repairs at 166 Woodrow (\$6,530.00)
- ~~xxiv.~~ Ordinance No. 8666-10, authorizing the City Manager to enter into a contract with G.P. Services, Inc. for various repairs at 166 Woodrow (\$13,965.00)
- ~~xxv.~~ Ordinance No. 8667-10, authorizing the City Manager to enter into a contract with Innovations for various repairs at 166 Woodrow (\$12,800.00)
- ~~xxvi.~~ Ordinance No. 8668-10, authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company for various repairs at 166 Woodrow (\$17,750.00)
- ~~xxvii.~~ Ordinance No. 8669-10, authorizing the City Manager to enter into a contract with American Security Alarms for alarm monitoring service at 166 Woodrow (\$455.00 installation/\$35.00 per month)

- ~~mm.~~ Ordinance No. 8670-10, authorizing the City Manager to enter into a contract with Armstrong Landscaping & Lawncare for landscaping services at 166 Woodrow (\$855.00)
- ~~nn.~~ Ordinance No. 8671-10, authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various stumps at 166 Woodrow (\$1,675.00)
- ~~oo.~~ Ordinance No. 8672-10, authorizing the City Manager to enter into a contract with Industrial Pump and Valve Repair for the emergency repair of a Fairbanks Morse vertical turbine pump at the Wastewater Treatment Plant (\$14,114.20)
- ~~pp.~~ Ordinance No. 8673-10, authorizing the purchase of two (2) Ford F-450 Cab and Chassis ID# RS901310, through the State Cooperative Purchasing Program for the Service Department (\$63,410.00)
- ~~qq.~~ Ordinance No. 8674-10, authorizing the purchase of two (2) stainless steel dump bodies, two (2) nine foot Pro Plus plows, two (2) hydraulic systems, two (2) pintel hitches and strobe lights for the Service Department (\$44,468.00)
- ~~rr.~~ Ordinance No. 8675-10, providing for the issuance and sale of bonds in the maximum principal amount of \$130,000 for the purpose of paying the costs of reconstruction of the Broadway Road Bridge over Wood Creek
- ~~ss.~~ Ordinance No. 8676-10, providing for the issuance and sale of bonds in the maximum principal amount of \$385,000 for the purpose of paying costs of acquiring vehicles for use by the City's Service and Fire Departments
- ~~tt.~~ Ordinance No. 8677-10, providing for the issuance and sale of bonds in the maximum principal amount of \$1,350,000 for the purpose of paying costs of improving the municipal sanitary sewer system by improving sanitary sewer pump stations and municipal sewage treatment plant facilities
- ~~uu.~~ Ordinance No. 8678-10, providing for the issuance and sale of bonds in the maximum principal amount of \$1,680,000 for the purpose of paying costs of improving streets and related off-street parking facilities by resurfacing and otherwise improving the same, together with all work incidental thereto, as set forth in the plans maintained by the City Engineer
- ~~vv.~~ Ordinance No. 8679-10, providing for the issuance and sale of bonds in the maximum principal amount of \$1,655,000 for the purpose of paying costs of improving and renovating the municipal water distribution system by replacing water mains, valves, connections and fire hydrants, and by purchasing, installing, improving and replacing water meters
- ~~ww.~~ Resolution No. 2431-10, declaring the official intent and reasonable expectation of the City of Bedford on behalf of the State of Ohio to reimburse its General Fund for the Broadway over Wood Creek – Culvert Replacement Project Number CA30N/CA31N with the proceeds of tax exempt debt of the State of Ohio
- ~~xx.~~ Resolution No. 2432-10, authorizing the execution and delivery of a petition and approval of the petition, articles of incorporation, and initial plan of the City of Cleveland-First Suburbs Development Council Advanced Energy Special Improvement District

8. HEARING OF CITIZENS

9. ADJOURNMENT — STK →

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

Bedford, Ohio

July 19, 2010

Bedford City Council met in regular session at Bedford City Hall on Monday, July 19, 2010. Mayor Pocek called the meeting to order at 8:03 P. M. The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Absent: Mizensak.

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

Motion made by Koci seconded by Pozar to approve the minutes of the Ward Meeting of May 24, 2010. The roll was called. Vote - Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Saunders to approve the minutes of the Work Session of June 7, 2010. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to approve the minutes of the Public Hearing of June 7, 2010. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Koci to approve the minutes of the Regular Meeting of June 7, 2010. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to approve the minutes of the Work Session of June 24, 2010. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Batten to approve the minutes of the Special Meeting of June 24, 2010. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 8619-10**, an ordinance authorizing the City Manager to enter into a contract with Northeast Ohio Training Agency to make various repairs to the residence at 741 Washington Street in the City of Bedford and declaring an emergency placed on first reading May 17, 2010 and second reading June 7, 2010 was read by title only.

Motion made by Saunders seconded by Zolata to place Ordinance No. 8619-10 on third reading. The roll was called. Vote – Yeas: None. Nays: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Motion failed unanimously.

**RESOLUTION NO. 2421-10**, a resolution to provide for submission to the electorate of the amendment of the second paragraph of Section 11 of Article II of the Charter of the City of Bedford, Ohio pertaining to conflict of interest and declaring an emergency placed on first reading June 7, 2010 was read by title only.

Motion made by Saunders seconded by Pozar to place Resolution No. 2421-10 on second reading. The roll was called. Vote – Yeas: None. Nays: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Motion failed unanimously.

No report from the City Manager.

No report from the Law Director.

No report from the Finance Director.

Councilman Batten said there were two or three residents on Grand Blvd. that have had a problem with the traffic on the curve on the street. In the last two months, he has driven up and down Grand Blvd. over 200 times and has contacted those that have homes in the curved part of the street. There are nine houses on the South side of the street and eight houses on the North side of the street. On the South side of the street, 3 of the 9 houses did not want parking on the street and 6 houses did. On the North side of the street all 8 houses wanted to have parking on the street. Mr. Batten asked the City Manager to give that area special attention, the biggest problems seems to be speeding on the street, especially with the Rockside Road project starting.

Councilman Koci said the Weekend of Pookah is coming up in September and the Ohio Arts Council has given an \$1,100 grant towards this event.

Councilwoman Zolata said the 4<sup>th</sup> of July festivities; the parade and fireworks were great. The Police Department did an amazing job of keeping everything under control. She thanked all the employees that participated in the parade and the Recreation and Fire Departments for their efforts at the fireworks. She thanked Councilman Batten for his hard work for putting on the Street Dance this past weekend.

Councilwoman Zolata said there was a large water main break in her area on Broadway. The Water Department worked overtime and were very conscientious about keeping the residents involved in knowing what was going on. She said most departments are working with less people and the employees deserve a huge amount of credit for doing more with less.

Mayor Pocek congratulated Councilman Batten on a job well done on Saturday night and the other members of the Community Council. It is a tireless job.

Councilman Saunders said when First Energy was here about the problems in the Presidential District with the electrical supply, they have been working quite extensively over the last couple of weeks. There were two new poles put up on Columbus Road, and new transformers in that area. Hopefully, this will alleviate the problems with outages in that area.

Motion made by Pozar seconded by Batten to group Ordinances 8645-10, 8646-10, 8647-10, 8648-10, 8649-10, 8650-10, 8651-10, 8652-10, 8653-10, 8654-10, 8655-10, 8656-10, 8657-10, 8658-10, 8659-10, 8660-10, 8661-10, 8662-10, 8663-10, 8664-10, 8665-10, 8666-10, 8667-10, 8668-10, 8669-10, 8670-10 and 8671-10.

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

Mayor Pocek said those items that were grouped all deal with the homes the City is rehabilitating.

**ORDINANCE NO. 8633-10**, an ordinance determined to proceed with the improvement of certain streets in the City of Bedford, Ohio by lighting the same and declaring an emergency was read by title only. Motion made by Koci seconded by Pozar to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Koci to place Ordinance No. 8633-10 on third and final reading and passed.

Mr. Gambosi said the first three items on the agenda all pertain to the street lighting assessment that the City does every year. Last year, the City was at 1.1 mil and this year it was dropped to 1.0 mill, saving \$3.00 per year on a \$100,000 home. The first two items pertaining to the actual streets and listing all of them and the final ordinance pertains to the millage assigned to the households. When Mr. Gambosi came to work with the City, it was at 2.7 mills and has decreased since then to its current rate.

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

**RESOLUTION NO. 2430-10**, a resolution declaring the necessity to improve certain streets in the City of Bedford, Ohio lighting the same 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 resolution on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Batten seconded by Koci to place Resolution No. 2430-10 on third and final reading and passed.

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

**ORDINANCE NO. 8634-10**, being an ordinance levying special assessments for the improvement of the street and public places of the City of Bedford, Ohio by lighting of the same in accordance with Resolution No. 2430-10 and Ordinance No. 8633-10 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8634-10 on third and final reading and passed.

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

**ORDINANCE NO. 8635-10**, an ordinance declaring the property and structure located at 65 Palmetto Avenue (P.P. No. 812-19-002) a nuisance, ordering action and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8635-10 on third and final reading and passed.

Mr. Angelo said the notice has been sent to the property owners, and they have an allotted amount of time to either make the repairs or face demolition.

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

**ORDINANCE NO. 8636-10**, an ordinance declaring the property and structure located at 661 McKinley Avenue (P.P. No. 813-25-007) a nuisance, ordering action 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Batten to place Ordinance No. 8636-10 on third and final reading and passed.

Mr. Angelo said a letter has already been sent to the property owner.

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

**ORDINANCE NO. 8637-10**, an ordinance authorizing the City Manager to execute a purchase agreement with Lucas Rigby selling the residence at 91 Tudor Avenue, Bedford, Ohio and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Batten to place Ordinance No. 8637-10 on third and final reading and passed.

Mr. Angelo said the house is being sold at the asking price, selling one of the homes that the City has rehabilitated.

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

**ORDINANCE NO. 8638-10**, an ordinance authorizing and directing the City Manager to enter into a contract with J&J Refuse, Inc. being the lowest, responsive and responsible bidder, 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8638-10 on third and final reading and passed.

Mr. Angelo said the City's current contract with Waste Management expires at the end of this month. This new contract is the result of a consortium of five cities. This will be a savings to the City of \$50,000 per year. The contract has been discussed quite extensively, and we believe it to be a very good contract. The service will be the same, but some of the pick up dates may change for some of the residents. Resident notification will be the responsibility of the new contractor, J&J Refuse. The City will continue the recycling with the blue bags. Each one of the trucks J&J Refuse will be using will be new and will have a computer in them. This will allow them to go through the neighborhoods and they will be able to note if trash was picked up, not put out, what time they went through the neighborhood, etc. It will be instant communication with their central office. As far as concerns, if there are complaints they will be dealt with that day. Mr. Angelo said the City feels very confident that this is the best contractor, and that they will do a good job. Other cities that are using J&J Refuse are very satisfied with their operation.

Mayor Pocek spoke with the Mayor of Streetsboro who spoke very highly of J&J's service. At this time, Mayor Pocek introduced Mr. Don Johnson from J&J Refuse, Inc. the General Manager of the Twinsburg operation. Mr. Johnson spoke to the residents in the audience.

Mr. Johnson said the only thing that will change is the collection days, it will go from Monday/Tuesday service days to Tuesday/Wednesday service days. He recommends that trash be put out by 7:00 a.m.

Councilman Pozar asked Mr. Schuman if the bid document was specific to the days. Mr. Schuman said no. Mr. Pozar said the bid made by J&J was innovative/alternate.

Mr. Pozar said the City of Bedford benefits from being a part of this consortium.

Mr. Angelo said the number included in the contract of approximately \$483,000 per year does not include the disposal costs of the refuse.

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

**ORDINANCE NO. 8639-10**, an ordinance authorizing the City Manager to purchase a video capture system for the Bedford Municipal Court from Acuity-VCT, Inc. and declaring an emergency was read by title only. Motion made by Pozar seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Koci to place Ordinance No. 8639-10 on third and final reading and passed.

Mr. Angelo said the system the City currently has was put in when the building was built in 2003. The new proposal would completely upgrade the back-up system for our cameras. The cameras are ok, but the system to capture information is lacking. This will be a great asset to the City, half of the cost will come from the court and half from the City.

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

**ORDINANCE NO. 8640-10**, an ordinance authorizing and directing the City Manager to enter into a contract with Great Lakes Billing Associates, Inc. for the collection of ambulance bills, waive formal bidding, provide payment for the same and declaring an emergency was read by title only. Motion made by Zolata seconded by Pozar to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Batten seconded by Koci to place Ordinance No. 8640-10 on third and final reading and passed.

Mr. Gambosi said the City is currently is paying an 8% fee for our ambulance billing. The Fire Department is working in conjunction with the hospital and their computer systems, the billing company can now interject into that and pull the information much faster. They are extending a reduction of 1% in their fees because of this.

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

**ORDINANCE NO. 8641-10**, an ordinance authorizing the City Manager to enter into a contract with Main Enterprises LLC DBA URC 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8641-10 on third and final reading and passed.

Mr. Angelo said this is an opportunity for the City to work with URC to review all of the City's utility bills. There are different taxes and services added on to our bills and the State of Ohio has set up a process that is difficult to go through to obtain these refunds. This company will go back 36 months on all our bills and project 36 months into the future. The company would charge the City 50% of the retrospective (any money they collect from the last 36 months) and any money on the next 36 months the City would receive 100%. There is absolutely no cost to the City and the worst case scenario is that they do not find any refunds for the City.

Mayor Pocek said an example is excise tax on gasoline per the Federal Government. Most cities pay it not knowing they don't have to.

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

**ORDINANCE NO. 8642-10**, an ordinance authorizing the City Manager to enter into a contract with the Impact Group Public Relations/Marketing Communications, Inc. (Impact Group) and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Saunders to place Ordinance No. 8642-10 on third and final reading and passed.

Mr. Angelo said this group ran the campaign for the levy. One of the things the City wants to do is how best to market the City. Our website is approximately 10 years old, and that is ancient in terms of computer time. They will aid us in communicating with the public, businesses, etc. Another issue is how do we best brand the City.

Mayor Pocek said Impact Group was very successful in helping the City pass the levy but that is only a small part of their business. They are a professional marketing firm. Bedford is in competition with cities all around us. The first order of their business will be to give us a "game plan". They did a wonderful job on the levy.

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

**ORDINANCE NO. 8643-10**, an ordinance amending Ordinance No. 8534-09 making additional appropriations for current expenditures of the City of Bedford, Ohio during the year 2010 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8643-10 on third and final reading and passed.

Mr. Gambosi said the SEAL funds and a couple of other grants the City is receiving this year, the funds are being appropriated. This also is getting ready for the bond issue.

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

**ORDINANCE NO. 8644-10**, an ordinance authorizing the Building Commissioner to order the demolition of the structure located at 88 Northfield Road (P.P. No. 814-05-036) with Ace Demo, Inc. and declaring an emergency was read by title only. Motion made by Koci seconded by Batten to place Ordinance No. 8644-10 on first reading. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

**ORDINANCE NO. 8645-10**, an ordinance authorizing the City Manager to enter into a contract with Toaz Construction, Inc. to make various repairs to the residence at 32 East Grace in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8646-10**, an ordinance authorizing the City Manager to pay PNC for the purchase of a Frigidaire 21 CF refrigerator and a Frigidaire gas range from Lowe's Home Center for the residence at 109 Palmetto in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8647-10**, an ordinance authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company to make various repairs to the residence at 741 Washington in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8648-10**, an ordinance authorizing the City Manager to enter into a contract with Toaz Construction, Inc. to make various repairs to the residence at 741 Washington in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8649-10**, an ordinance authorizing the City Manager to enter into a contract with Pro Plum, Inc. to make various repairs to the residence at 741 Washington in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8650-10**, an ordinance authorizing the City Manager to enter into a contract with Noble Eagle Flooring to make various repairs to the residence at 741 Washington in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8651-10**, an ordinance authorizing the City Manager to enter into a contract with Innovations to make various repairs to the residence at 741 Washington in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8652-10**, an ordinance authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8653-10**, an ordinance authorizing the City Manager to enter into a contract with Sirna Construction, Inc. to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8654-10**, an ordinance authorizing the City Manager to enter into a contract with Cops Construction, Inc. to make various repairs to the residence at 775 Lincoln Boulevard in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8655-10**, an ordinance authorizing the City Manager to enter into a contract with New Finish Painting & Decorating to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8656-10**, an ordinance authorizing the City Manager to enter into a contract with Dawncos Heating & Air Conditioning to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8657-10**, an ordinance authorizing the City Manager to enter into a contract with All Phase Service Company to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8658-10**, an ordinance authorizing the City Manager to enter into a contract with Noble Eagle Flooring to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8659-10**, an ordinance authorizing the City Manager to enter into a contract with Pro Plum, Inc. to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8660-10**, an ordinance authorizing the City Manager to enter into a contract with Toaz Construction, Inc. to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8661-10**, an ordinance authorizing the City Manager to enter into a contract with Barnes Roofing, Inc. to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8662-10**, an ordinance authorizing the City Manager to enter into a contract with Hortis One, Inc. to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8663-10**, an ordinance authorizing the City Manager to enter into a contract with Caps Exterior Design to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8664-10**, an ordinance authorizing the City Manager to enter into a contract with Tony Nero Cement to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8665-10**, an ordinance authorizing the City Manager to enter into a contract with Foam Crafters Insulation Company to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8666-10**, an ordinance authorizing the City Manager to enter into a contract with G.P. Services, Inc. to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8667-10**, an ordinance authorizing the City Manager to enter into a contract with Innovations to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8668-10**, an ordinance authorizing the City Manager to enter into a contract with Lewis Development & Maintenance Company to make various repairs to the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8669-10**, an ordinance authorizing the City Manager to enter into a contract with American Security Alarms for alarm monitoring service at the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8670-10**, an ordinance authorizing the City Manager to enter into a contract with Armstrong Landscaping & Lawncare for landscaping services at the residence at 166 Woodrow Avenue in the City of Bedford and declaring an emergency was read by title only.

**ORDINANCE NO. 8671-10**, an ordinance authorizing the City Manager to enter into a contract with Empire Tree Service for the removal and grinding of various stumps at the residence at 166 Woodrow Avenue in the City of Bedford 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 ordinances on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8645-10, Ordinance No. 8646-10, Ordinance No. 8647-10, Ordinance No. 8648-10, Ordinance No. 8649-10, Ordinance No. 8650-10, Ordinance No. 8651-10, Ordinance No. 8652-10, Ordinance No. 8653-10, Ordinance No. 8654-10, Ordinance No. 8655-10, Ordinance No. 8656-10, Ordinance No. 8657-10, Ordinance No. 8658-10, Ordinance No. 8659-10, Ordinance NO. 8660-10, Ordinance No. 8661-10, Ordinance No. 8662-10, Ordinance No. 8663-10, Ordinance No. 8664-10, Ordinance No. 8667-10, Ordinance No. 8668-10, Ordinance No. 8669-10, Ordinance No. 8670-10 and Ordinance No. 8671-10 on third and final reading and passed.

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

The Mayor said all of these ordinances are part of the Neighborhood Stabilization grant for \$500,000. This is money from the County.

Mr. Angelo said the first two ordinances are not part of this program, but housekeeping items.

Councilman Saunders said these homes are some of the bigger, older homes in the Presidential District. There are some architectural styles unique to this area. They are making them energy efficient and usable well into the future.

Councilwoman Zolata said it is a good marketing tool to be rehabilitating these homes.

Mr. Gambosi said there is a large amount of money going into these homes, but the grant does not expect a profit to be made from the sale of these homes. The amount the home is sold for will continue in a perpetual fund until all funds are utilized.

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

**ORDINANCE NO. 8672-10**, an ordinance authorizing and directing the City Manager to enter into a contract with Industrial Pump and Valve Repair for the emergency repair of a Fairbanks Morse vertical turbine pump and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8672-10 on third and final reading and passed.

Mr. Angelo said this was an emergency repair for a pump at the Wastewater Treatment Plant and in order for the process to keep going the work had to be done.

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

**ORDINANCE NO. 8673-10**, an ordinance authorizing the purchase of two (2) Ford F-450 cab and chassis ID# RS901310, through the State Cooperative Purchasing Program 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Ordinance No. 8673-10 on third and final reading and passed.

Mr. Angelo said this ordinance and the following ordinance are replacing 1993 and 1995 trucks in the Service Department and were part of the budget.

Councilwoman Zolata asked if the City still sold the old trucks on e-bay. Mr. Angelo said yes.

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

**ORDINANCE NO. 8674-10**, an ordinance authorizing the purchase of two (2) stainless steel dump bodies, two (2) nine foot pro plus plows, two (2) hydraulic systems, two (2) pintel hitches and strobe lights from Carnegie Federal Body, LLC 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8674-10 on third and final reading and passed.

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

**ORDINANCE NO. 8675-10**, an ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$130,000 for the purpose of paying the costs of reconstruction of the Broadway Road bridge over Wood Creek, together with all appurtenances necessary or incidental thereto and declaring an emergency was read by title only. Motion made by Batten 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, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Saunders to place Ordinance No. 8675-10 on third and final reading and passed.

Mr. Schuman said this ordinance and the next four ordinances are all related to the City's issuance of bonds. The City will issue approximately \$5 million in bonds for various improvements. The reason there is so many different ordinances is because there is a different ordinance for the useful life of each project, some have a useful life of 5 years, 10 years, etc. The City is bonding out for 20 years and expect the interest rate in the low 4% range. It is an excellent time to borrow money and these are all improvements that are overdue and that the City would not have been able to do if the residents had not passed the levy.

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

**ORDINANCE NO. 8676-10**, an ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$385,000 for the purpose of paying the costs of acquiring vehicles for use by the City's Service and Fire Departments, and declaring an emergency was read by title only. Motion made by Pozar seconded by Batten to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8676-10 on third and final reading and passed.

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

**ORDINANCE NO. 8677-10**, an ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$1,350,000 for the purpose of paying the costs of improving the municipal sanitary sewer system by improving sanitary sewage pump stations and municipal sewage treatment plant facilities, together with all necessary appurtenances thereto, 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata seconded by Koci to place Ordinance No. 8677-10 on third and final reading and passed.

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

**ORDINANCE NO. 8678-10**, an ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$1,680,000 for the purpose of paying the costs of improving streets and related off-street parking facilities by resurfacing and otherwise improving the same, together with all work incidental thereto, as set forth in the plans maintained by the City Engineer and approved or to be approved by Council and declaring an emergency was read by title only. Motion made by Saunders seconded by Batten to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar seconded by Zolata to place Ordinance No. 8678-10 on third and final reading and passed.

Mr. Gambosi said the City will be using Build America Bonds combined with general obligation bonds and quite a variety of instruments and tools that the City will be able to utilize to get the best rates.

Mr. Gambosi said the City is not just adding to debt issues. In 2013 in the water fund, \$140,000 of debt service freed up, but the water improvements the City is doing with these bonds will take over for that amount. In 2014 there will be a large reduction in debt on the wastewater fund of \$850,000.

Mr. Angelo said this \$1.68 will be the most noticeable because obviously the water lines and wastewater repairs will not be seen.

Mr. Gambosi said the City received a \$120,000 grant for the Broadway over Wood Creek replacement, as well as a loan for \$571,000 from the State of Ohio.

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

**ORDINANCE NO. 8679-10**, an ordinance providing for the issuance and sale of bonds in the maximum principal amount of \$1,655,000 for the purpose of paying the costs of improving and renovating the municipal water distribution system by replacing water mains, valves, connections and fire hydrants, and by purchasing, installing, improving and replacing water meters, together with work necessary and incidental thereto, 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: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci seconded by Zolata to place Ordinance No. 8679-10 on third and final reading and passed.

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

**RESOLUTION NO. 2431-10**, a resolution declaring the official intent and reasonable expectation of the City of Bedford on behalf of the State of Ohio (the borrower) to reimburse its General Fund for the Broadway over Wood Creek – Culvert Replacement Project Number CA30N/CA31N with the proceeds of tax exempt debt of the State of Ohio and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to suspend the rule requiring the reading of said resolution on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders seconded by Pozar to place Resolution No. 2431-10 on third and final reading and passed.

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

**RESOLUTION NO. 2432-10**, a resolution authorizing the execution and delivery of a petition and approval of the petition, articles of incorporation, and initial plan of the City of Cleveland-First Suburbs Development Council Advanced Energy Special Improvement District and declaring an emergency was read by title only. Motion made by Batten seconded by Zolata to adopt Resolution No. 2432-10. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Pocek, Pozar. Nays: None. Motion carried unanimously.

Mr. Angelo said the City is part of the First Suburbs and this will create a Special Energy District, in particular solar energy projects. It will be for private business, to encourage energy conservation and usage.

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

Helen Tekavec, 91 Flora, complimented the City on completing the house at 97 Flora. However, the weeds in the yard are terrible. All the neighbors on the street are taking care and treating their lawns. There is new siding and new windows, but the bushes in front have never been trimmed, there is a tree growing in a bush on the side of the house by her home. She called City Hall today, and spoke with Mr. Seyboldt because the landscaping company was cutting the grass and they only cut about half of an inch and the City is being billed for it. They are cutting the grass whether it needs it or not and that is ridiculous. She has had to complain in the past for them shooting the grass onto her driveway and yard. Mrs. Tekavec said tonight money was allocated for landscaping and she was told the house on Flora would be landscaped too. There is now a sale in progress and the landscaping hasn't been done. The back deck has weeds and construction junk underneath it. She said if residents have to keep their yards nice, than the City should too.

Mr. Angelo said the City has to do it as well. They do pay a company to maintain the lawns. He has been up and down Flora many times, and although he didn't stop at 97 Flora it looked pretty decent to him. He will take a closer look and if those conditions exist they will be taken care of. The City is held to the same property maintenance code as residents.

Nancy Kusek, 99 Wheelock, said the Illuminating Company did not do the repairs Councilman Saunders mentioned out of the goodness of their heart. She sent a letter to the Governor, who got in touch with the Public Utilities Commission, who got in touch with the Illuminating Company. About two and half weeks ago, a gentleman from PUCO checked circuits in the area, and they found four or five other things that the Illuminating Company had to correct. They were only given 30 days to do it. It is disgusting to her that the grid she is on is one of the worst 8% of their circuits. Mrs. Kusek said the City needs to put more pressure on the Illuminating Company to reimburse people. They have been negligent and the outages are 70% equipment failure. They need to be responsible for the damage they have done in Bedford. She does not know why they cannot be made to be accountable for Central School and the residents that have suffered. It is so difficult for a person to file a formal complaint. They intentionally make it difficult for an individual to pursue them. If the community, the schools and residents could all come together there would be a really a strong case. Mrs. Kasek said it was not an act of God the day in April when there were outages, it was excessive voltage and someone needs to make them accountable in this community. There was an article about South Euclid, where something similar occurred, and the Mayor and City Council are pursuing the Illuminating Company trying to make them responsible for the damages. She does not know why the records of what occurred that day cannot be viewed. As customers, they should be able to see that. She wishes people would get together and send in a formal complaint.

Mr. Schuman said as far as a lawsuit goes, the City is not permitted to spend money on a private lawsuit. The City Manager talks to the Illuminating Company on a daily basis regarding different outages. Whether a group of residents want to get together and file a lawsuit over it is a different issue. The laws are such that certain criteria have to be met to sue them. It is a very difficult burden to meet.

Mrs. Kusek said there is a lot of proof that the company has been neglectful. They are not keeping their end of the deal.

Mr. Schuman said your option is then to sue them. They are a special entity because they are a utility company.

Mrs. Kusek said it is very difficult for the average person to pursue them.

Mayor Pocek said the City did lodge a formal complaint and that is why the Illuminating Company came out to speak with residents of that area.

Mr. Angelo said one of the problems Mrs. Kusek is facing is the way the Ohio laws are written. The lobbyists are not working for the residents. The problem is proving negligence, equipment failure is not considered negligence.

Ariela Brown, a representative for Congresswoman Marcia Fudge, said she will be at Council meetings once a month to report back to the Congresswoman about things happening in the City of Bedford and concerns residents may have. Ms. Brown said Congresswoman Fudge would also like her to have one hour once per month at the Recreation Center to have community table. It can be advertised through the website or newsletter. This would allow residents to come to her and express any concerns they may have. She would also have information about what the office does, etc.

Mr. Angelo invited Ms. Brown to the new residents' picnic on August 15 at Ellenwood. They will also make arrangements as other events come up to have her included.

Nanette Giannamore, 130 Columbus, said she has increasing concerns over the behavior of juveniles in her neighborhood. There was a very large fight on the 4<sup>th</sup> of July on Columbus Road. The other problem is the children are coming on to her property, come up the driveway. When she says something to them, nicely, the juveniles then become malicious. Ms. Giannamore had to call the police because after she asked them not to come into her yard, they proceeded to come up the driveway and tried to open her garage. She thanked the police for getting there very quickly and spoke with the juveniles. The problem is that calling the police does not seem to deter them. The next time she was in her yard and they walked past they did the same thing. She does not want to be the lady always calling the police because kids are in her yard, but she does not want them on her property. She always has to be looking and see what they are doing. Ms. Giannamore wants to believe they are good kids but thinks the parents don't know where they are, or care where they are and that is part of the problem. She doesn't know what to do as a homeowner, she does not want to keep troubling the police with this, but she wants to be able to enjoy her property. She thinks something should be done as a community.

Mr. Schuman asked how old the children were? Ms. Giannamore said middle school age. Mr. Schuman is not sure if the juveniles that were on her property were cited. Ms. Giannamore said maybe at the fight but not at her home. Mr. Angelo said there were two arrested at the fight.

Ms. Giannamore said the police told her they took the juveniles information and were going to contact their parents. The police were very aware of who these children were. She is on a corner lot and understands people are going to cut through her yard, but they come up by the front porch and there is no reason for that.

Mr. Schuman said the bottom line is that police are going to have to be called every time. The problem is because they're juveniles they do not come to our court. Only Juvenile Court has jurisdiction over them and their attitude towards these types of violations is much different than Mr. Schuman's when 18 or 19 year olds come into our court. Mr. Schuman said there will be no more warnings given if the police are called to her property. They will just be arrested. The City Manager will meet with the Chief that just arrests are to be made. Mr. Schuman told Ms. Giannamore to call the Prosecutor that gets assigned to the case downtown and tell them that it is an ongoing problem. They can either order them to be off your property and if they are back on it that is a violation, they can send them to the DH. Mr. Schuman said if she tells the Prosecutor downtown that they are probably good kids they will not do anything with them. If they were arrested, they were arrested for a reason. The only way to get a remedy through the court is to follow through with it.

Mr. Angelo said when he speaks with Chief Duber if they are repeatedly being arrested then he also sends that information on. The City wants to work with her on this problem but do not hesitate to call the police. Mr. Angelo said the bulk of the kids in the fight on the 4<sup>th</sup> of July came from Maple Heights and East Cleveland.

Ms. Giannamore said it is her understanding that the kids coming on to her property live somewhere on Woodrow and are coming to a house on Columbus. She does not want them to harass her if she keeps calling the police.

Mr. Angelo said another initiative through the Mayor is the work with the ministers. The City sees this as a long term solution, but short term Mr. Angelo said to look at the advice the Law Director gave her.

Helen Briggs, 149 Grand Blvd., said there is a new employee in her firm who came from Ben Venue and they were talking about Bedford. She told her about the program of rehabilitating the homes and reselling them. The employee asked if this was information given to companies such as Ben Venue and other companies in the area. Mrs. Briggs said that perhaps while working with the Impact Group that some marketing material can be put together to be given to these companies HR departments.

Mr. Angelo said that they have spoken to Ben Venue and the School District for their newsletter. The City has been slow to put together a package to get out, and one of the things the City has spoken to Tom Speaks, of the Impact Group, was to develop something like that to them.

Mrs. Briggs asked Councilman Batten when he did the survey on Grand Blvd. Mr. Batten said today he did the last house. It has been going on for the last three weeks. Mrs. Briggs said as of Saturday there were two homes that were not asked and they are dead center in the curve. She asked Mr. Batten how many homes he asked. Mr. Batten spoke with every family. She asked if he spoke with the resident at 202 Grand Blvd? Mr. Batten said no because she was here with Mrs. Briggs at a previous meeting and told him she did not want the parking on Grand Blvd. She thinks there are a few more houses that need to be addressed because she knows of several houses that do not want parking. Mr. Batten said out of 17 houses, 14 wanted parking on the street. Mrs. Briggs just wants to make sure everyone has been asked.

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

Meeting adjourned at 9:33 P.M.

  
Clerk of Council

  
Mayor – President of Council