

**COUNCIL WORK SESSION
MONDAY, MAY 16, 2011**

6:00 P.M. PROMPT

Dinner – 6:00 P.M.

- **DISCUSSION OF AGENDA**
- **DISCUSSION OF RE-APPOINTMENTS -**
 - Civil Service Commission –
 - Nancy Lachowski
 - Richard Novak
 - John Whittaker
- **EXECUTIVE SESSION - Personnel**

Public Hearing – 7:00 p.m. – Resolution No. 2446-11 Tax Budget

Bedford, Ohio

May 16, 2011

Bedford City Council met in a work session at Bedford City Hall on Monday, May 16, 2011 at 6:02 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, Law Director Ken Schuman, Finance Director Frank Gambosi, Phil Seyboldt, Building Commissioner.

Absent: None.

Mayor Pocek began discussion of the Regular Council Meeting agenda.

Council had no changes to any of the Minutes of the Wards 3 & 4 meeting of April 11, 2011, Wards 5 & 6 meeting of April 25, 2011, the Work Session of May 2, 2011 or the Regular Meeting of May 2, 2011.

Mr. Seyboldt said the Planning Commission met on May 3, 2011 to discuss the site plan approval for Penske Automotive Group, 19400 Rockside Road, Bedford, Ohio. He explained the Planning Commission decided to accept the site plan approval under the condition that the two (2) dealerships sign an agreement between themselves that addressed the area in which the vehicles were being unloaded. Penske was actually using Tim Lally's property to park their semi car hauler to unload their vehicles. Mr. Seyboldt and Mr. Schuman both expressed that the dealerships were having difficulty as of today reaching a mutual agreement and it was suggested to him that Council "table" this item at the May 16, 2011 meeting and not approve the Planning Commission's decision as stated on the agenda. Council understood the situation and decided to follow the direction of Mr. Seyboldt and the suggested spokes person from Tim Lally.

Resolution No. 2444-11 a resolution declaring the necessity to improve certain streets in the City by lighting, and,

Ordinance No. 8834-11 an ordinance determining to proceed with the improvement of certain streets in the City by lighting, and,

Ordinance No. 8835-11 an ordinance levying special assessments for the improvement of street and public places in the City by lighting in accordance with both Res. 2444-11 and Ord. 8834-11 were discussed as a group. Mr. Gambosi explained these three (3) pieces of legislation were addressed every year. He said the streets lights had been replaced with different bulbs to save money. He added the property values had decreased because of the economy situation. He explained the changes were 1.10 mills per dollar of the tax value per year or 11.0 cents per each one hundred dollars of such tax value per year for the tax year 2011 to be collected in 2012. Council had no issues with these three (3) ordinances.

Resolution No. 2445-11 a resolution declaring it necessary to improve City-owned property in the Northeast Ohio Advanced Energy District, and

Ordinance No. 8836-11 an ordinance determining to proceed to pay costs to improve City-owned property in the Northeast Ohio Advanced Energy District, and

Ordinance No. 8837-11 an ordinance levying a special assessment to pay costs to improve City-owned property in the Northeast Ohio Advanced Energy District were discussed also as a group. Mr. Schuman explained these three (3) piece of legislation allow Bedford to collectively lobby for grants. He said the cost was \$365 of which the district paid \$315 so the City's cost was only \$50. Council had no issues with these three (3) ordinances

Resolution No. 2446-11 a resolution approving and accepting the proposed 2011 Tax Budget -January 1 to December 31, 2012, and
Resolution No. 2447-11 a resolution requesting the County Auditor to advance taxes from tax levy proceeds for 2011 collected in 2012 were discussed as a group in which Council thought it would be best to be read as First Reading at this evening's meeting.

Ordinance No. 8838-11 was an ordinance authorizing the City Manager to enter into a contract with PVS Technologies for liquid ferric chloride, and
Ordinance No. 8839-11 an ordinance authorizing the City Manager to enter into a cooperative purchasing program with ODOT for sodium chloride were discussed as a group. Mr. Angelo said these were addressed every year. There were four (4) bids which the City chose the lowest, responsive and responsible bidder. The difference was two cents per pound.

Ordinance No. 8840-11 was authorizing the City Manager to enter into a contract with Exit Exterminating for termite inspection at 9 West Interstate Street (\$170.92). Mr. Angelo and Mr. Schuman explained the reason this had to be paid was the termite inspection cost was not taken out of the closing costs at the time of sale.

Ordinance No. 8841-11 Ordinance No. 8841-11 was an ordinance declaring 4 Dewhurst Avenue a nuisance, and
Ordinance No. 8842-11 an ordinance declaring 147 Wandle Avenue a nuisance was discussed as a group. Mr. Angelo said the City was having problems locating the responsible parties for these properties so the City was going take some steps to force the owners to come forward. He reminded everyone that the home at 147 Wandle Avenue was the property he had won the bid on and he too would like to find the owner. Mr. Seyboldt added that the City had mailed 225-275 letters to the residents that hadn't cut their grass yet this year. The City was not contacting the property owners that couldn't cut their grass because of the rainy weather but rather the residents that hadn't cut their grass yet this season.

Ordinance No. 8843-11 was an ordinance authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive. There was discussion that the homeowner was notified that any futures police responses would result in the homeowner being responsible for the costs associated with the police response which was in the amount of \$60.35. The reason the police had to respond was due to domestic disputes.

Ordinance No. 8844-11 was an ordinance amending Ordinance No. 8760-10 making additional appropriations for current expenditures of the City. Mr. Gambosi read the various accounts that he needed to address. Council had no concerns at this time.

Ordinance No. 8845-11 was an ordinance authorizing the City Manager to enter into a contract with Great Lakes Billing Associates, Inc. for collection of ambulance bills. Mr. Gambosi pointed out the collection of ambulance bills was seven (7) percent of the total collections. Mr. Pozar asked if this was the only company that did this type of work. Mr. Gambosi replied, no. Council was content with the information.

Council recessed the work session at 6:55 p.m. to attend the Public Hearing at 7:00 p.m.

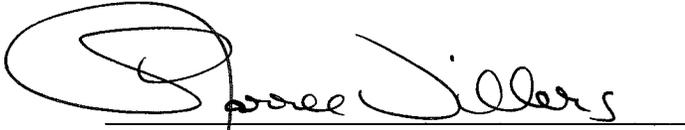
Council reconvened the work session after the Public Hearing at 7:25 p.m.

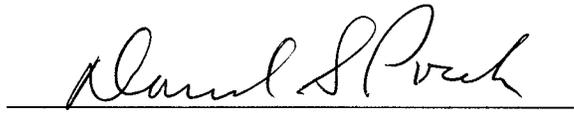
Discussion of the re-appointments of Nancy Lachowski, Richard Novak and John Whittaker to the Civil Service Commission was at Frank Gambosi's request. Council welcomed all three re-appointments.

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 7:45 p.m.

Discussion of the Regular Meeting Agenda was concluded.

At 7:46 p.m., Bedford City Council adjourned to conduct regular Council meeting.


Clerk of Council


Mayor – President of Council

PUBLIC HEARING

**BEDFORD CITY COUNCIL
STATE OF OHIO
COUNTY OF CUYAHOGA**

DATE: May 16, 2011

AGENDA

TIME: 7:00 P.M.

1. **CALL TO ORDER**

2. **ROLL CALL**

3. **NEW BUSINESS**

a. Resolution No. 2446-11, approving and accepting the proposed 2011 tax budget for the year January 1, 2012 to December 31, 2012

4. **ADJOURNMENT**

Bedford, Ohio

May 16, 2011

Mayor Pocek called the Public Hearing to order at 7:00 P.M. The roll was called. Present: Pocek, Pozar, Saunders, Zolata, Batten, Koci, Mizensak.

RESOLUTION NO. 2446-11, being a resolution approving and accepting the proposed 2011 Tax Budget for the year January 1, 2012 to December 31, 2012 and declaring an emergency was read by title only. This topic was placed on the May 16, 2011 regular council meeting to be considered as either emergency legislation or read for first reading.

Mayor Pocek asked Council if they had any questions or concerns regarding the Tax Budget. Mr. Batten, Mr. Koci, Mrs. Mizensak did not have any questions. Mrs. Zolata understood the water rate increases for 2011 and 2012 would be at 3%. Mr. Gambosi explained the water rate increases for 2011 and 2012 would still be at 3% but the City of Cleveland was considering water rate increases in 2014-2015, which at that time the City would have to address this issue.

Mr. Pozar noted the document Council had before them was the Finance Director's projections and the information showed ideas on how the City had to deal with the shortfalls in various areas. Mr. Gambosi explained this report was a one (1) year projection but he had other reports that showed projections up to 2015. He explained the report showed that the City's value had decreased slightly from 2010. He noted in his report there were 26 assumptions that had to happen in the budget but with the State cuts there would be a lot of variations that could happen in the Tax Budget. He said the changes that were proposed may or may not occur and were included in this report estimate for 2012. He said there had been some changes that allowed different ways to address the coverage of payrolls. He said instead of having each fund cover the payroll individually he could utilize the resources of larger funds that could cover for the smaller funds, which allowed the reduction of the fund balances in the other smaller funds to counter most of the reductions for 2012. He stressed the City would take a big hit in 2011 because of the State cuts that were occurring and it was impossible to balance the budget for 2011 because of the numerous cuts. He said future projections were coming in line if other assumptions happen regarding the income tax. He added that there was some release of debts which would help the general fund. He explained he would have to watch the reductions and balances, assumptions based upon City negotiations, and the health insurance to achieve a balanced budget for 2012.

Mr. Pozar referred to the Fund Balance Assumptions section of the report that stated for future budgets 2014 and 2015, there would be freed up funds in the sewer fund bringing the \$300,000 back to the general fund or to pay other debts. He thought the budget projections were approximately \$880,000 to \$900,000 in corrective measures that would be supplemented by the Finance Director's new accounting techniques which would release monies from other departments that were required to stay in those departments. Mr. Gambosi stated the City needed to make up \$786,000 if everything happened that was proposed with the budget. Mr. Pozar said the reason he was asking was to make sure Council had a clear picture of the challenges Mr. Gambosi would be facing in the future. He appreciated the efforts Mr. Gambosi had accomplished because it was not easy to make assumptions and predictions. He asked about the \$220,000 that was listed in the budget for City owned house sales. Mr. Gambosi said the goal for the City was to try and sell all the homes it purchased.

Mr. Pozar noted the section that addressed the wage increases and bonuses and the \$80,000 that was not pension-able. He thought the figures were very, very loose. Mr. Schuman mentioned the City was still in contract negotiations. Mr. Pozar questioned the calculation used for the Expenditures Assumptions section, number 3 that addressed the health insurance costs that decreased to \$13,100 per person in line with costs of prior years. Mr. Gambosi explained this was a comparison to past budgets and the actual

costs were lower. He added his projection for health insurance was very high in the first quarter but was higher in the past.

Mr. Pozar noted the rate increases were out of Councils control. Mr. Gambosi clarified in the past such rates had gone into effect but he was not sure what was going to happen and the report reflected a projected amount. Mr. Pozar stated for public knowledge that Council could not mandate that this issue "go away" and it was something Council was "stuck with".

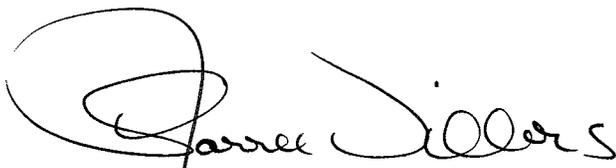
Mr. Saunders noted in the past, under the old County administration, they did the property evaluations especially on foreclosed houses based on the market price of the house opposed to the price it actually sold for. He noted the restructuring of the County with the auditor's office because there were a lot of new employees and wanted to know if they were going to change the way they evaluated the value of foreclosed homes. Mr. Gambosi hadn't heard how this was going to be addressed but he was going to address this in the 2012 six (6) year update. He said the County would review the City's house sales but he was not sure of the outcome. Mr. Pozar referred to a previous meeting where there was discussion regarding the formulas that were being used which excluded those types of sales that would drive down the values. The Mayor clarified the State dictated how this was going to be addressed not the County. Mr. Gambosi added depending on how this was addressed it could affect the City's revenue. Mr. Saunders pointed out this could also affect the Safety Levy Issue that was recently passed.

Mr. Saunders pointed out that Cleveland's city council was still in discussion regarding the 50% to 80% water rate increase. He thought it was very important for the City to pay close attention to this because it would affect Bedford residents and the City could have underestimated this issue. Mrs. Zolata reported that the City of Cleveland laid off 365 employees today.

Ms. Carol Rash, 114 Palmetto Avenue, Bedford, Ohio wanted clarification on the water rate increases. Mr. Gambosi explained the water rate increases were addressed in October and take effect in January. He added the sewer rates were up for renewal in 2011 for the years 2012 and 2013 at a projected 4% increase to keep it in line with the 1%. He added the water rates were at 3% for the City which would be compared at the consumer price index rate and the higher rate would be what the City would increase the rates to so the City could pay the debt. He said the projection was 3% each year until 2014 and 2015 but then any increases would be done after the City knew what Cleveland was going to do with the sales of water to Bedford.

Mayor Pocek asked if there were any further questions; hearing none. The Mayor informed everyone that the Public Hearing was now concluded and that Council would reconvene the work session that was being held in the caucus room prior to the Public Hearing. He announced the meeting was adjourned.

Meeting adjourned at 7:18 P.M.


Clerk of Council


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 Wards 3 & 4 Meeting of April 11, 2011
- b. Approval of Minutes of the Wards 5 & 6 Meeting of April 25, 2011
- c. Approval of Minutes of the Work Session of May 2, 2011
- d. Approval of Minutes of the Regular Meeting of May 2, 2011

5. REPORTS

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

6. NEW BUSINESS

- a. Motion to accept the decision of the Planning Commission regarding the site plan approval for Penske Automotive Group – 19400 Rockside Road, Bedford, Ohio
- b. Resolution No. 2444-11, declaring the necessity to improve certain streets in the City by lighting
- c. Ordinance No. 8834-11, determining to proceed with the improvement of certain streets in the City by lighting
- d. Ordinance No. 8835-11, levying special assessments for the improvement of street and public places in the City by lighting in accordance with Res. 2444-11 and Ord. 8834-11
- e. Resolution No. 2445-11, declaring it necessary to improve City-owned property in the Northeast Ohio Advanced Energy District
- f. Ordinance No. 8836-11, determining to proceed to pay costs to improve City-owned property in the Northeast Ohio Advanced Energy District
- g. Ordinance No. 8837-11, levying a special assessment to pay costs to improve City-owned property in the Northeast Ohio Advanced Energy District
- h. Resolution No. 2446-11, approving and accepting the proposed 2011 Tax Budget -January 1 to December 31, 2012
- i. Resolution No. 2447-11, requesting the County Auditor to advance taxes from tax levy proceeds for 2011 collected in 2012
- j. Ordinance No. 8838-11, authorizing the City Manager to enter into a contract with PVS Technologies for liquid ferric chloride
- k. Ordinance No. 8839-11, authorizing the City Manager to enter into a cooperative purchasing program with ODOT for sodium chloride
- l. Ordinance No. 8840-11, authorizing the City Manager to enter into a contract with Exit Exterminating for termite inspection at 9 West Interstate Street (\$170.92)
- m. Ordinance No. 8841-11, declaring 4 Dewhurst Avenue a nuisance
- n. Ordinance No. 8842-11, declaring 147 Wandle Avenue a nuisance
- o. Ordinance No. 8843-11, authorizing the City to certify to the County Auditor costs associated with Police response to 40 Talbot Drive
- p. Ordinance No. 8844-11, amending Ordinance no. 8760-10 making additional appropriations for current expenditures
- q. Ordinance No. 8845-11, Authorizing the City Manager to enter into a contract with Great Lakes Billing Associates, Inc. for collection of ambulance bills
- r. Motion to re-appoint Nancy Lachowski, Richard Novak & John Whittaker to the Civil Service Commission (3 yr term)

7. **HEARING OF CITIZENS**

8. **ADJOURNMENT**

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

Bedford, Ohio

May 16, 2011

Bedford City Council met in regular session at Bedford City Hall on Monday, May 16, 2011. Mayor Pocek called the meeting to order at 8:00 P.M.

The meeting was opened by pledging allegiance to the flag. The roll was called. Present: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar.

Mayor Pocek asked if Council chose to accept and approve the minutes as written for the Ward 3 & 4 meeting of April 11, 2011. The roll was called. Vote – Yeas: Zolata, Koci, Mizesak, Pocek, Pozar. Saunders and Batten abstained [they were not required to be present]. Nays: None. Motion carried.

Mayor Pocek asked if Council chose to accept and approve the minutes as written for the meeting of the Ward 5 & 6 meeting of April 25, 2011. The roll was called. Vote – Yeas: Saunders, Zolata, Koci, Mizesak, Pocek, Pozar. Batten abstained [he was not required to be present]. Nays: None. Motion carried.

Mayor Pocek asked if Council chose to accept and approve the minutes of the work session meeting of May 2, 2011. The roll was called. Vote – Yeas: Zolata, Batten, Koci, Mizesak, Pocek, Saunders. Nays: None. Motion carried unanimously.

Mayor Pocek asked if Council chose to accept and approve the minutes of the regular meeting of May 2, 2011. The roll was called. Vote – Yeas: Zolata, Batten, Koci, Mizesak, Pocek, Saunders. Nays: None. Motion carried unanimously.

Mr. Angelo, City Manager, reported the Wood Creek culvert project was running behind schedule because of the weather but the contractor was working ten (10) hours a day and possibly the weekends. He informed everyone about the fight that took place at Taft Park which was in the process of being investigated. He said there were 20-25 young people involved as viewed by video tape which the Police Departments were in the process of trying to identify the participants, however three (3) had been arrested. The participants were from Bedford, Bedford Heights, Maple Heights, Oakwood and Walton Hills areas and they all would be dealt with accordingly. He said the Internet has had over 250,000 views of the fight.

No report from the Law Director.

Mr. Gambosi, Finance Director, reported the residents would be receiving in the mail estimates coming due for the tax department as well as due bills. He informed everyone there would be a change of address starting June 1, 2011 and the envelopes had a new correct address on it and not to worry if the old address was used because the payment would still be handled.

Mayor Dan Pocek reminded everyone that the Memorial Day Parade was two weeks from today which started at City Hall around 10:00 a.m. He gave some history of Bedford residents that served in the armed forces.

Mr. Saunders heard that juveniles were out after curfew playing in the street until 10:00 pm to 11:00 pm without supervision. There was some discussion of the portable basketball hoops that were not tolerated in the City if they were placed in or near the street.

No report from Councilman Pozar.

Councilwoman Mizensak wanted to know if the City could prohibit "trash pickers" because of identity theft and leaving a mess on the lawn. Mr. Angelo said it would be best if a resident saw a person going through trash cans or trash bags that they call the police. Mrs. Mizensak asked of Mr. Angelo to put on the next water bill a note to the residents not to blow their grass clippings into the streets. Mr. Angelo agreed and informed Council that if they wanted a note on the water bill that the deadline was the 15th of the preceding month.

Councilwoman Zolata told everyone on June 12, 2011 at noon there would be a rededication of the 1886 Civil War monument that was presented to the City. She said Mayor Pocek and herself would be present. She said the Ohio Sharp Shooters would also be present. She was approached by a resident that told her that he got the blue recycling bags for his neighbors in the condo association in which he lives so they could start recycling. She was extremely impressed with the efforts of the gentlemen. She pointed out that he was a relative of Mr. Koci. She stressed it was important to recycle.

Councilman Koci pointed out the painting by Sylvia Heller that would be displayed at the gazebo the day of the Memorial Day Parade and then would be dedicated to the VFW's south wall of the building.

No report from Councilman Batten.

Motion to table temporarily the decision of the May 3, 2011 Planning Commission regarding the site plan approval for the Penske Automotive group because the City was waiting for an agreement from the two car dealerships involved. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

RESOLUTION NO. 2444-11, a resolution declaring the necessity to improve 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 and 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, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Mizensak and seconded by Saunders to place Resolution No. 2444-11 on third and final reading and passed.

Mr. Gambosi explained the first three ordinances dealt with the City's street and traffic lights which cost approximately \$321,000 per year.

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

ORDINANCE NO 8834-11, 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 Sanders and seconded by Mizensak to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizensak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Koci and seconded by Batten to place Ordinance No. 8834-11 on third and final reading and passed.

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

ORDINANCE NO. 8835-11, 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. 2444-11 and Ordinance No. 8834-11 and declaring an emergency was read by title only. Motion made by Mizsak and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Pozar to place Ordinance No. 8835-11 on third and final reading and passed.

Mr. Gambosi said the city was going from 1.0 mils to 1.1 mils which would be \$3.20 per \$100,000.

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

RESOLUTION NO. 2445-11 a resolution declaring it necessary to improve city-owned property in the Northeast Ohio Advanced Energy District by acquisition, installation and equipping of a special energy improvement project, together with necessary appurtenances and work incidental thereto; and declaring an emergency was read by title only. Motion made by Saunders and seconded by Mizsak to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Mr. Schuman explained the City entered into this type district with several other cities which allowed the City to apply for funds for private companies that were going to do energy construction projects. He noted there were three (3) pieces of legislation to accomplish this. He said the City's cost was \$365 of which \$315 was paid by the district so the ultimate cost was \$50 so the City can apply for energy saving projects.

Motion made by Batten and seconded by Koci to place Resolution No. 2245-11 on third and final reading and passed. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8836-11, an ordinance determining to proceed to pay costs of an initial plan approved by the City in order to improve city-owned property in the Northeast Ohio Advanced Energy District by the acquisition, installation and equipping of a special energy improvement project, together with necessary appurtenances and work incidental thereto, and declaring an emergency was read by title only. Motion made by Koci and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Batten to place Ordinance No. 8836-11 on third and final reading and passed. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8837-11, an ordinance levying a special assessment to pay costs of an initial plan approved by the City in order to improve city-owned property in the Northeast Ohio Advanced Energy District by the acquisition, installation and equipping of a special energy improvement project, together with necessary appurtenances and work incidental thereto, and declaring an emergency was read by title only. Motion made by Pozar and seconded by Saunders to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Batten and seconded by Koci to place Ordinance No. 8837-11 on third and final reading and passed. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

RESOLUTION NO. 2446-11 being a resolution approving and accepting the proposed 2011 Tax Budget for the year January 1, 2012 to December 31, 2012 and declaring an emergency was read by title only. Motion made by Koci and seconded by Saunders for first reading. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

RESOLUTION NO. 2447-11 being a resolution requesting the county auditor to advance taxes from the proceeds of tax levies for the year 2011 collected in 2012 pursuant to Section No. 321.34 of the Revised Code of the State of Ohio, and declaring an emergency was read by title only. Motion made by Mizsak and seconded by Pozar for first reading. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8838-11, an ordinance authorizing and directing the City Manager to enter into a contract with PVS Technologies being the lowest, responsive and responsible bidder, and declaring an emergency was read by title only. Motion made by Batten and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Mr. Angelo said this product was for the waste water plant.

Motion made by Mizsak and seconded by Pozar to place Ordinance No. 8838-11 on third and final reading and passed. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

ORDINANCE NO. 8839-11, an ordinance authorizing the City Manager to enter into a cooperative purchasing program with the Ohio Department of Transportation (ODOT) for the purchase of sodium chloride (rock salt) and declaring an emergency was read by title only. Motion made by 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: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Pozar to place Ordinance No. 8839-11 on third and final reading and passed.

Mr. Angelo explained this would be used for snow removal; sodium chloride was aka rock salt.

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

ORDINANCE NO. 8840-11, an ordinance authorizing the City Manager to enter into a contact with Exit Exterminating for termite inspection for the residence at 9 West Interstate Street in the City of Bedford and declaring an emergency was read by title only. Motion made by Batten and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Pozar to place Ordinance No. 8840-11 on third and final reading and passed.

Mr. Angelo explained the City had to pay this because the bill was not submitted before the end of closing to be taken out of the proceeds.

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

ORDINANCE NO. 8841-11, an ordinance declaring the property and structure located at 4 Dewhurst Avenue (P.P. No. 811-20-037) a nuisance, ordering action and declaring an emergency was read by title only. Motion made by Batten and seconded by Mizesak to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Batten to place Ordinance No. 8841-11 on third and final reading and passed.

Mr. Angelo explained this was a basic ordinance and the City was trying to identify who the owner was.

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

ORDINANCE NO. 8842-11, an ordinance declaring the property and structure located at 147 Wandle Avenue (P.P. No. 811-20-048) a nuisance, ordering action and declaring an emergency was read by title only. Motion made by Pozar and seconded by Saunders to suspend the rule requiring the reading of said ordinance on three different days. The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by batten and seconded by Pozar to place Ordinance No. 8842-11 on third and final reading and passed.

Mr. Angelo stated for the record that he had previously won the bid on this home and he had in his possession a signed agreement but the bank could not be identified so he could get a clear title. He added the City was trying to get the owner to come forward for all the nuisance homes in the city.

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

ORDINANCE NO. 8843-11, an ordinance authorizing the City of Bedford to certify to the County Auditor the costs associated with police response to 40 Talbot 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 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, Mizesak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Saunders and seconded by Mizesak to place Ordinance No. 8843-11 on third and final reading and passed.

Mr. Schuman explained there had been continued police response to this property. The property owner was informed that any further responses would result in the City assessing the property in the amount of \$60.35. Mr. Saunders asked if anyone at this property had been arrested because they have domestic disturbances all the time.

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

ORDINANCE NO. 8844-11, an ordinance amending Ordinance No. 8760-10 making additional appropriations for current expenditures of the City of Bedford, Ohio during the year 2011 and declaring an emergency was read by title only. Motion made by Koci and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Zolata and seconded by Batten to place Ordinance No. 8844-11 on third and final reading and passed.

Mr. Gambosi listed the items in this ordinance that would be changed.

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

ORDINANCE NO. 8845-11, 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 and 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, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

Motion made by Pozar and seconded by Saunders to place Ordinance No. 8845-11 on third and final reading and passed.

Mr. Schuman explained the City went with a different computer system and in return they reduced a percentage collection from 8% to 7%.

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

Motion made by Batten and seconded by Mizsak to re-appoint Nancy Lachowski, Richard Novak and John Whittaker to the Civil Service Commission (3 yr term) The roll was called. Vote – Yeas: Saunders, Zolata, Batten, Koci, Mizsak, Pocek, Pozar. Nays: None. Motion carried unanimously.

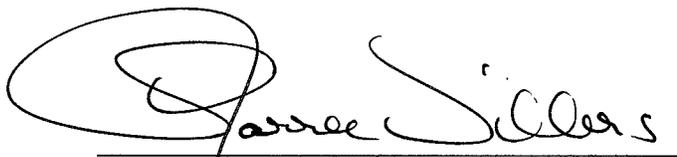
Mayor Pocek welcomed comments from the audience.

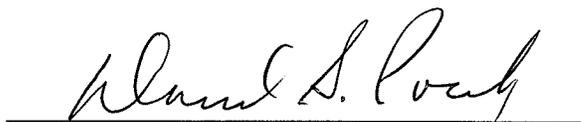
Jeff Duber, 134 Harriman Street, Bedford, Ohio commented on the attractive signs that were put up in the Historical District. He pointed out the lack of curb appeal at the house located at 775 Lincoln Street. He said there was a pile of dirt and rubble in front of the house. He said he noticed a steel pipe sticking out of the ground on Blaine Avenue by the hospital. He thought it was a safety matter because a child could fall off their bike and land on it.

Bridget Sabo, new owner of the Dugout Tavern located at 11 Woodrow Avenue introduced herself to Council and the Administration. She explained that they were making several changes to the appearance in hopes to regain a good reputation. She noted that the bar had a bad reputation but they were changing that. She offered to help the City in whatever way she could in hopes the City would help her.

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

Meeting adjourned at 8:41 P.M.


Clerk of Council


Mayor – President of Council