

ORDINANCE NO. 72-03

By: Rick Weber

An Ordinance to appropriate \$373.62 from the unencumbered General Fund for the purpose of reimbursing property owner Bob Lane of 171 South Remington Road, for services he provided in the pruning of a City owned street tree.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the amount of \$373.62 should be and hereby is appropriated from the unencumbered General fund for the purpose of reimbursing Bob Lane for services he provided in the pruning of a City owned street tree.

Section 2. That this Ordinance shall go into effect at the earliest period allowed by law.

Passed: Nov 11, 2003

John Muns
President of Council

Attest: *Danfer Insalca*
Clerk of Council

Approved: 11/11, 2004

David H. Madison
David H. Madison, Mayor

10.14.03 First Reading
10.28-03 Second Reading
11.11.03 Third Reading.
Passed

Bob Lane
171 S. Remington Rd.
Bexley, Ohio 43209
phone 236.1492

August 29, 2003

Rick Weber
Bexley City Councilman
59 S. Stanwood Rd.
Bexley, Ohio 43209

Dear Councilman Weber:

This is concerning the elm tree in my front yard, which you and I discussed on the telephone on August 26, 2003. Due to a lack of communication from Bexley city employees, and incorrect information that was provided to me from a city employee, I spent \$373.62, to have that tree trimmed by a private company. For the reasons that follow, the city of Bexley should reimburse me for the full amount of \$373.62.

In May of this year, I noticed a large limb on the elm tree that was bare of leaves, and which needed to be removed from the tree. I thought that the tree might be the responsibility of the city, and I wanted the city to remove that limb and any other limbs that needed to be removed, at the city's expense and at no charge to me. I called the Bexley city offices, and was told that someone would look into the situation, to see if the tree was the city's responsibility.

I waited two months, but heard nothing from anyone at city hall. In July I again called the city offices. The person with whom I spoke told me that the tree was my responsibility, and that the city was not going to trim the tree for me. She was very clear about that. Therefore, because I was advised by an employee of the city of Bexley that the tree was my responsibility, and by that time, there were at least two very large limbs that were dangerously close to falling, I contacted Clinton Tree Service to trim the tree. On July 30, Clinton Tree Service trimmed the tree. Enclosed is a copy of the bill, which I paid that day, by personal check.

The next day, city employees came to my house to trim the tree. At that time, I was informed that it was a city tree, and that the city was responsible for the trimming. I then learned that soon after my telephone call in May, Mark Moore came to my home, looked at the tree, and processed a city work order for the trimming. But for two months, no one from the city bothered to tell me that the city would take care of the tree.

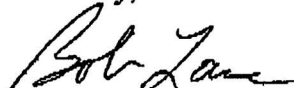
From the beginning, it was my intention, and hope, that the city of Bexley would trim that elm tree, without my having to pay for it. That is why I called the city offices twice. If someone from the city would have simply called me during the two-month period between Mark Moore's deciding that the city would trim the tree, and my second telephone call, I would not have contracted with a private company to trim the tree. Making matters worse was the fact that the person with whom I spoke in July gave me incorrect information. The city of Bexley should have trimmed the tree, at city expense. For these reasons, I am asking you to authorize the reimbursement to me, from the city, for the full amount of money that I spent having that tree trimmed.

received
9/9/03

Rick Weber
August 29, 2003
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I thank you for your time and consideration. Please contact me if you need any further information. I will await your reply.

Sincerely,

A handwritten signature in cursive script that reads "Bob Lane".

Bob Lane

Invoice



"Your Neighborhood Tree Care Specialists"

Date: 7-30-05

Customer Name:

FELIX LAWE

Address:

171 S RENNISON

Date of Service:

Service Description:

Remove Broken & Dead
Limbs on Elm / Yucca - 350-

Cost: 350 -

Tax: _____

Total Amount Due: 373.62

Notes:

Owner Jim Sweeney
(614) 267-3448