



April 24, 2023  
Special Meeting  
5:30 PM

Cleveland Heights City Hall  
Council Chambers  
40 Severance Cir  
Cleveland Heights, Ohio

### Meeting Minutes

**1) Meeting called to order by Council President**

**2) Roll Call of Council Members**

**3) Excuse absent members**

Councilmember Russell excused

**4) LEGISLATION**

*Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MSES)-Municipal Services and Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.*

**a. Second Readings**

**ORDINANCE NO. 074-2023(COTW): Second Reading.** An Ordinance authorizing the Mayor to enter into an agreement with Tempest Inc. for the Recreation Center - North Ice Rink Reconstruction Project, and declaring the necessity that this Ordinance take effect immediately as an emergency measure.

Introduced by Mayor Seren

**Discussion:**

Larson said we have not had a discussion about the rationale of the \$1.8Million set aside previously on council approval. Has this project (renovation of the North Rink) been approved by Guidehouse as appropriate spending of ARPA funds? Mayor answered yes, it has.

Cuda would like the Mayor to advise Council of the status of the project as it goes along. The Mayor said it was always his plan, on a project of such importance, to give regular updates.

Cuda would like to know if there is a maintenance budget for the rink in 2023? Director Unetic said that there is money set aside for maintenance as a whole for all Parks and Rec facilities, not a specific line item for this.

Cuda asked if the Council has approved ARPA funds for this project? The Mayor responded that Council did give budgetary authority to the Mayor to set aside these ARPA dollars previously. This is the second step in order to grant contractual authority, using those previously authorized funds.

Cuda would like to know if specifying these funds come from ARPA monies within the legislation. Director Hanna says there is not a legal requirement for that.

Council Cuda would like to know why there isn't a stipulation within the contract of inspecting the work prior to making final payment, and furthermore, who from the administration will be monitoring the work. Director Ledbetter will be the point person for the project, and will be working with the contractor day to day.

Cuda would like to know if the City has authority to withhold payment if the city administration is not happy with the work? Director Hanna pointed out Section 12 and Section 14. All of these are well thought out in the contract.

Boyd recalls that this work is done by very specialized and qualified contractors, and wants to confirm this. The Mayor confirmed that this is very specified work, even sub-contractors are specialists.

Larson asks if the October 15 deadline is realistic? Michael Kaminski from Tempest says yes, that is why he wants to get started by May 1.

Cuda asked what sorts of unforeseen problems could potentially be brought up? Tempest says water saturation in the soil may be unanticipated, where drainage is not properly installed or has collapsed. Saturation of sand in

the sub-floor, which would mean removal of the old sand and new sand being brought in. They will be replacing all the piping and headers so there shouldn't be issues with that. Council member Cuda followed up and asked if those unexpected issues were factored into the cost. Mike from Tempest says no those are above and beyond the scope of the contract.

Council member Cuda asked about what they would be doing to the South Rink ? They will be replacing the dasher boards.

President Hart asked what the early maintenance costs may be moving forward? Tempest says most of the maintenance will be with the refrigeration system, which Tempest services already. The floor should last 20-30 years. President Hart followed up asking what was the difference between the old floor and the new floor? Tempest explains that the previous system was installed incorrectly and the mechanism used for tying the pipes wore a hole in the pipe. There will be a whole new sub-floor and rink floor system, and a whole new cement floor with new poly-tube piping, headers etc.

**Motion to adopt:** Melody Joy Hart

**Seconded:** None

**Yes:** Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr.

**No:** None

**Abstain:** None

**LEGISLATION PASSED**

**5) Adjournment**

**NEXT MEETING OF COUNCIL: MAY 1, 2023**

**APPROVED 5/15/2023**



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Melody Joy Hart  
President of Council

*Addie Balester*

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Addie Balester  
Clerk of Council