

FIRST READING: 11.27.17
SECOND READING: 12.11.17
THIRD READING: 12.18.17

ORDINANCE NO. 102-17

BY: CHRISTOPHER J. KLYM

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY SERVICE TO CONTRACT WITH AND PAY WESTLAND HEATING/AIR CONDITIONING THE COST FOR REPLACING FOUR (4) HVAC ROOFTOP UNITS AT THE HAMILTON ICE ARENA FOR AN AMOUNT NOT TO EXCEED \$235,580.00

WHEREAS: on October 5, 2017 the heating and ventilation rooftop units failed at the ice arena, creating an emergency. Heating Ventilation and Air Conditioning (HVAC) units provide required indoor air quality for the public and program participants in the ice arena. HVAC rooftops provide freeze protection for the plumbing fixtures located in the public restrooms and concession area. Additionally, providing air conditioning and dehumidification will facilitate better space conditions for summer programs as well as ice slab conditions in warmer weather months.

WHEREAS: as provided for in Article VII, Section 4 of the City of Rocky River Charter, which states that Council may authorize expenditures without public bidding for product, services and emergency repair including labor and material; and

WHEREAS: if further lack of heating and ventilation occurs within the Hamilton Ice Arena, the safety and operations of the ice arena will be jeopardized. Immediate steps to provide necessary, temporary heating and ventilation will be established until Westland Heating/Air Conditioning can install and commission the permanent HVAC units;

WHEREAS: the Hamilton Ice Arena requires the replacement of four (4) heating and ventilation rooftop units, with installation and labor provided by Westland Heating/Air Conditioning, who has the unique and specialized labor and equipment to rectify this emergency and to prevent failure of operations due to potential loss of heating and ventilation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the Mayor and/or the Director of Public Safety-Service are hereby authorized to contract with and pay Westland Heating/Air Conditioning, 26200 First Street, Westlake, Ohio 44145 for the replacement and necessary repairs to the HVAC units at the Rocky River Ice Arena for an amount not to exceed Two Hundred Thirty Five Thousand Five Hundred Eighty Dollars and 00/100 (\$235,580.00).

SECTION 2. Payment for these emergency repairs shall be made from the Capital Fund – 490-491-525610 Account: Rink Improvements

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety and that these repairs must begin as soon as possible due to the potential, results of a potential heating and ventilation failure provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall

I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the ~~foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the~~ 18th day of December, 20 17.

Aaron A. Pease
Clerk of Council of the City of Rocky River, Ohio

take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: December 18th, 2017 *James W. Moran*
JAMES W. MORAN
President of Council

PRESENTED
TO MAYOR: December 18th, 2017 APPROVED: December 18th, 2017

ATTEST:
Aimee G. Pease
SUSAN G. PEASE
Clerk of Council
Pamela E. Bobst
PAMELA E. BOBST
Mayor

It is hereby certified that the amount required for the execution of this Ordinance has been lawfully appropriated or authorized or directed for such purpose and is in the treasury or in the process of collection to the credit of the fund described herein free from any obligation or certification now outstanding.

Michael Thomas
MICHAEL THOMAS, CPA
Director of Finance

City of Rocky River } ss
County of Cuyahoga }

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 102-17 ADOPTED BY THE COUNCIL OF SAID CITY ON THE 18th DAY OF December, 20 17 THAT THE PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND CERTIFIED OF RECORD ACCORDING TO LAW; THAT NO PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND THE CERTIFICATE OF PUBLICATION THEREOF ARE OF RECORD IN ORDINANCE RECORD NO. 102-17

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 18th DAY OF December, 20 17.

Aimee G. Pease
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO