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Lakewood City Council
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Noticed 06/12/23

PUBLIC NOTICE – PUBLIC WORKS & SUSTAINABILITY

The Public Works & Sustainability Committee will meet Tuesday June 20, 2023 at 6:00 p.m. in the Auditorium of Lakewood City Hall at 12650 Detroit Avenue. The meeting is open to the public.

Individuals with disabilities who require accommodations for participation in meetings must request accommodations at least 3 business days ahead of the scheduled meeting. Contact Michelle Nochtka at (216) 529-5906 michelle.nochta@lakewoodoh.net.

The meeting will be livestreamed on the City's website at the following link:

www.lakewoodoh.gov/councilvideos

PUBLIC COMMENT PROTOCOL

The public is invited to comment on agenda items in person or by submitting a written comment in advance of the meeting using the eComment platform available [HERE](#). New users must create an eComment account.

The agenda is as follows:

Approval of the minutes of the June 12, 2023 meeting of the Public Works & Sustainability Committee.

S. RESOLUTION 2023-31 - A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing the Mayor to enter into an operating agreement with Lakewood Community Ice for 14740 Lakewood Heights Boulevard, known as Winterhurst Ice Rink. (*1st read & referred to PWS 6/5/23*)

Tristan Rader, Chair
Tom Bullock, Kyle Baker; Members
PUBLIC WORKS & SUSTAINABILITY COMMITTEE

S. RESOLUTION NO. 2023-31

BY:

A RESOLUTION to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, authorizing and directing the Mayor to enter into an operating agreement with Lakewood Community Ice for 14740 Lakewood Heights Boulevard, known as Winterhurst Ice Rink.

WHEREAS, the City is the owner of real property located at 14740 Lakewood Heights Boulevard, known as Winterhurst Ice Rink; and

WHEREAS, in 2008 and most recently renewed in 2018 by Ordinance 33-18, the City leased the Winterhurst Ice Rink and transferred operational control to a private company as set forth in the executed lease agreement; and

WHEREAS, the City has determined it is in the best interests of the community to change the operational arrangement of the Winterhurst Ice Rink; and

WHEREAS, on March 27, 2023, the City notified the current leaseholder of the City's intent to terminate the lease agreement in accordance with the terms of said lease; and

WHEREAS, the City has solicited proposals from multiple qualified firms that are qualified to operate Winterhurst Ice Rink on behalf of the City of Lakewood and its interests; and

WHEREAS, after an extensive qualification and proposal process, the City has determined that Lakewood Community Ice is the operator that will best allow the City to achieve its goals for the Winterhurst Ice Rink; and

WHEREAS, the City will retain all interests and operational control of the Winterhurst Ice Rink and Lakewood Community Ice will be compensated as described in the operating agreement for operating Winterhurst Ice Rink on behalf of the City; and

WHEREAS, this Council has determined it is in the best interest of the City to enter into an operating agreement with Lakewood Community Ice to further the interests of the City and its residents; and

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the city of Lakewood, this Council by a vote of at least two thirds of its members determines that this resolution is an emergency measure and that it shall take effect immediately, and that it is necessary for the immediate preservation of the public peace, property, health and safety, and to provide for the usual daily operation of municipal departments to allow for the efficient transition of operations for Winterhurst Ice Rink; now, therefore.

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. That the Mayor is hereby authorized and directed to enter into an operating agreement in substantially the form as Exhibit "A" with Lakewood Community Ice for the operation of the Winterhurst Ice Rink located at 14740 Lakewood Heights Boulevard.

Section 2. The Mayor is hereby authorized and directed to execute all ancillary and related instruments necessary to effectuate the operating agreement.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this resolution, and provided it receives the affirmative vote of at least five members of Council, this resolution shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

Adopted _____

John Litten, President of Council

Haneen Hamideh, Acting Clerk of Council

Approved _____

Meghan F. George, Mayor

Exhibit A
(To be provided)