

**City of North Canton**

**NOTICE OF PUBLIC MEETING**

Notice is hereby given that:

Recent, and temporary amended sessions of Ohio's Revised Code, specifically R.C. 121.22 Public meeting - exceptions, together with orders and directives from the Ohio Attorney General and the Ohio Department of Health, as well as the safety directives from the President and Center for Disease Control regarding health risks posed by COVID-19, compel the City of North Canton to take unprecedented actions to continue the business of government while limiting gatherings so as to prevent the spread of COVID-19. Accordingly, in this limited circumstance, where the Governor has declared a state of emergency and the Director of the Ohio Department of Health is limiting gatherings to prevent the spread of COVID-19, the City shall hold its public meetings via teleconference; all other requirements of Ohio's Open Meetings Act, R.C. 121.22, shall be fulfilled.

Meeting notices shall provide instructions for the public on how they may hear discussions and deliberations of all members of the public body, and in certain circumstances, address the public body themselves.

The City of North Canton shall hold the **Special Council Meeting on May 3, 2021 immediately following the Committee of the Whole Meeting at 7:00 PM** via teleconference. See attached agenda for matters to be discussed.

Instructions to hear the meeting described above are as follows:

**FOR THOSE WISHING TO WATCH THE MEETING:**

The meetings will be livestreamed via the City's YouTube page and will begin at 7:00 PM on Monday, May 3, 2021.

THOSE WISHING TO PARTICIPATE IN RECOGNITION OF VISITORS at the Council Meeting on May 3, 2020, must email a request to the Council Clerk at [citycouncil@northcantonohio.gov](mailto:citycouncil@northcantonohio.gov) with your **name, email and telephone number** no later than **3:00 PM, May 3, 2021**.

Once your email has been received, the clerk will contact you with information on how to join the meeting. Members of the public wishing to participate will be called to speak in the order requests are received by Council's office.

Residents wishing to address Council may alternatively submit a written statement to the office of Council to be entered into the public record by **emailing such statements as a word or pdf attachment to [byoung@northcantonohio.gov](mailto:byoung@northcantonohio.gov) by 5:00 pm, May 3, 2021**. Statements must include the attributed party's **name and address**.

BY THE ORDER OF THE CITY OF NORTH CANTON, COUNTY OF STARK, STATE OF OHIO:

4/30/21  
Date

Benjamin R. Young  
Clerk

**NORTH CANTON SPECIAL COUNCIL MEETING**  
**May 3, 2021, Immediately following the Committee Meeting at 7:00 PM**  
**Agenda**

- 1. Call to Order**
- 2. Opening Prayer**
- 3. Pledge of Allegiance**
- 4. Roll Call**
- 5. Recognition of the Public**
- 6. New Business**
  - 6.a An ordinance for the designation of projects for the use of ARPA funds.
  - 6.b An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for the settlement of a pending court action and purchase of the real property located at 1206 North Main Street in the City of North Canton, Stark County, Ohio (permanent parcel number 9207429) (The “Property”) at a cost not to exceed \$950,000.00, which includes costs associated with closing, and declaring the same to be an emergency.
- 7. Adjourn**



# Item Cover Page

## CITY COUNCIL AGENDA ITEM REPORT

**DATE:** May 3, 2021

**SUBMITTED BY:** Benjamin Young, Council's Office

**ITEM TYPE:** Ordinance

**AGENDA SECTION:** New Business

**SUBJECT:** An ordinance for the designation of projects for the use of ARPA funds.

**DESCRIPTION:** Administration respectfully requests that this item be postponed until such time as final spending guidelines are published by the Federal Government.

**ATTACHMENTS:**



# Item Cover Page

## CITY COUNCIL AGENDA ITEM REPORT

**DATE:** May 3, 2021

**SUBMITTED BY:** Benjamin Young, Council's Office

**ITEM TYPE:** Ordinance

**AGENDA SECTION:** New Business

**SUBJECT:** An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for the settlement of a pending court action and purchase of the real property located at 1206 North Main Street in the City of North Canton, Stark County, Ohio (permanent parcel number 9207429) (The "Property") at a cost not to exceed \$950,000.00, which includes costs associated with closing, and declaring the same to be an emergency.

**DESCRIPTION:**

**ATTACHMENTS:**

[Ord. -2021 Authorizing Land Purchase - GBJ3 Property \(02961335\).docx](#)

North Canton City Council  
Finance and Property Committee

ORDINANCE ## - 2021

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for the settlement of a pending court action and purchase of the real property located at 1206 North Main Street in the City of North Canton, Stark County, Ohio (permanent parcel number 9207429) (The “Property”) at a cost not to exceed \$950,000.00, which includes costs associated with closing, and declaring the same to be an emergency.

WHEREAS, the City wishes to acquire Property on which to construct a new Police/Fire/EMS safety building in order to house its emergency responders and thereby improve the service, resources, and efficiency of such departments; and

WHEREAS, the City filed an appropriation suit against the current owner of the Property in the Stark County Court of Common Pleas in the case captioned *The City of North Canton, Ohio v. GBJ3 Enterprises LLC*, captioned as Case No. 2020 CV 001113 (the “Appropriation Suit”); and

WHEREAS, the City desires to settle the Appropriation Suit by purchasing the Property from GBJ Enterprises LLC, pursuant to the terms and conditions of the Settlement Agreement related to the Appropriation Suit; and

WHEREAS, the City has lawfully acquired revenue from the issuance of bonds in the principal amount of \$2,900,000.00 in order to fund such purchase through Ordinance 11-2020 and appropriated the use of such funds through Ordinance 66-2020; and

WHEREAS, an emergency exists in that it is necessary that this ordinance be immediately effective in order to ensure the prompt appropriation of funds prior to the narrow and strict closing date for the purchase of the Property on or before June 10, 2021.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH CANTON, COUNTY OF STARK, AND STATE OF OHIO:

- Section 1. That the Mayor of the City of North Canton, be, and is hereby authorized, through the Board of Control, to enter into the Settlement Agreement for the settlement of the Appropriation Suit and purchase of the real property located at 1206 North Main Street in the City of North Canton, Stark County, Ohio (permanent parcel number 9207429) at a cost not to exceed \$950,000.00, which includes costs associated with closing.
- Section 2. That the funds being allocated pursuant to this ordinance shall be used solely for the purchase of the Property and for no other purpose.
- Section 3. That the Director of Finance of the City of North Canton, be, and is hereby, authorized to issue warrants from appropriations established by Ordinance 66-2020 for the payment of the above specified contract upon receipt of vouchers duly approved by the proper departmental authority.
- Section 4. That if a provision of this ordinance is or becomes illegal, invalid or unenforceable, that shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and peace of the City of North Canton; and; further necessary to ensure the prompt appropriation of funds since the settlement date for the Appropriation Suit was completed on April 26, 2021, wherefore, provided it receives the affirmative vote of six or more members of Council elected thereto, together with the Mayor’s approval, this ordinance shall be retro-active and take effect and be in full force as of April 26, 2021. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

Attest: \_\_\_\_\_  
Benjamin R. Young, Clerk of Council

\_\_\_\_\_  
Stephan B. Wilder, Mayor

Signed: \_\_\_\_\_