

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 64-11

Passed June 20, 2011

6/7/11-gmk
(Finance & Property)

Ordinance No. 64-11

An ordinance amending Chapter 141 Administrative Code, specifically Section 141.03 LOCAL BIDDER PREFERENCE of the Codified Ordinances of the City of North Canton, Ohio and declaring the same to be an emergency.

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

Section 1. That Chapter 141 Administrative Code, specifically Section 141.03 LOCAL BIDDER PREFERENCE, of the Codified Ordinances of the City of North Canton, be, and the same are hereby amended to read as follows:

"141.03 LOCAL BIDDER PREFERENCE

- a. The Board of Control, in determining the lowest and best bidder in the award of contracts, is authorized to award contracts to local bidders as hereinafter defined, whose bid is not more than ten percent (10%) higher, subject to a maximum amount of ten thousand dollars (\$10,000), than the low dollar bid submitted by non-local bidders. The Board of Control's decision in making such an award shall be final.
- b. For purposes of this section, "local bidder" means an individual or business entity which at the time of the award of the contract:
 1. Is a resident of the City and/or has its principal place of business in the City; and
 2. Which has filed a City of North Canton "Resident" Income Tax Return for the past two years; and
 3. Is paid in full or is current and not otherwise delinquent in the payment of city income taxes.
- c. In the event no bidder qualifies as a "local bidder" pursuant to subsection (b) above, and/or if the "local bidder" or bidders, pursuant to subsection (b) above, exceed the low bid by ten percent (10%) and/or the maximum amount of ten thousand dollars (\$10,000), the Board of Control may expand the definition of local bidder to include an individual business entity which, at the time of the award of the contract is a resident of Stark County and/or has its principal place of business in Stark County.
- d. All contract specifications and/or bid documents that are distributed by North Canton for the purposes of soliciting bids for goods and/or services shall contain the following notice:

Prospective bidders will take notice that the City of North Canton, in determining the lowest and best bidder in the award of this contract, may award a local bidder preference to any qualified bidder. The determination of whether a bidder qualifies for the local preference shall be made by the Board of Control. The Board's decision shall be final.

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 64-11

Passed June 20, 2011

- e. This section shall be applicable to all contracts for the purchase of material, equipment, supplies or services.
- f. Purchases of material, equipment, supplies or services which are not subject to the Board of Control approval are also authorized to take into consideration local bidder preference as set forth in subsections (a), (b) and (c) above."

Section 2. 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.

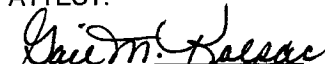
Section 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton and further necessary for the timely implementation of the changes to Section 141.03 Board of Control; wherefore, provided it receives the affirmative vote of six (6) or more members of Council elected thereto, this ordinance shall take effect and be in full force immediately upon its adoption by Council and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

North Canton, OH
Passed: 6/20/11


MAYOR

SIGNED: 6/20, 2011

ATTEST:


CLERK OF COUNCIL