

North Canton City Council
Finance and Property Committee

Ordinance No. 76 - 2017

An ordinance authorizing the Mayor of the City of North Canton, through the Board of Control, to enter into an agreement for the purchase and installation of critical, complex municipal infrastructure equipment, and given the critical and timely nature of this project, such that an emergency exists, to do so without advertising for bids as provided by Charter Section 4.05 Contracting and Purchasing, and declaring the same to be an emergency.

WHEREAS, the City of North Canton has found a deficiency in a portion of a critical, complex municipal infrastructure system, which must be replaced to permit the City to continue to provide vital services to its residents and guests; and

WHEREAS, time is of the essence and any delays in correcting the deficiency puts the City's infrastructure system at risk; and

WHEREAS, the estimated cost of the purchase and installation of the aforementioned equipment would require a supplemental appropriation of 12,000.00; and

WHEREAS, the estimated total cost for the purchase and installation of the critical, complex municipal infrastructure equipment is \$320,000.

WHEREAS, North Canton's Charter, Section 4.05 Contracting and Purchasing, provides that the Board of Control may authorize purchases and enter into contracts involving an expenditure in excess of that established by Ohio Revised Code Section 745.05 without advertising for bids if Council determines and declares, by an affirmative vote of at least six members, that an emergency exists, sets forth the nature of the emergency in its minutes, and appropriates the necessary funds.

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

- Section 1. That City Council determines and declares that an emergency exists involving the City's critical, complex infrastructure system, and that time is of the essence to make a timely repair.
- Section 2. That, given the aforementioned circumstances, Council authorizes the Mayor, upon Board of Control approval, to enter into an agreement for the purchase and installation of critical, complex municipal infrastructure equipment with an estimated cost of \$320,000.
- Section 3. That, pursuant to North Canton's Charter, Section 4.05 Contracting and Purchasing, Council respectfully requests the Board of Control consider and authorize a contract involving the purchase and installation of critical, complex components of the City's infrastructure system without

advertising for bids, as established by Ohio Revised Code Section 745.05.

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.

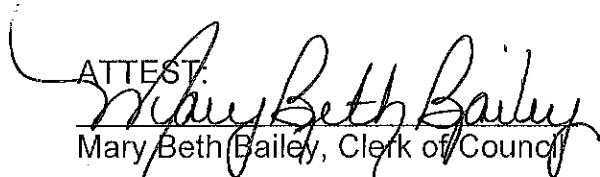
Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety, and peace of the City of North Canton, and further necessary for the timely purchase and installation of critical, complex components of the City's infrastructure system; wherefore, provided it receives the affirmative vote of six 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.

Passed in Council this 13th day of July, 2017



David Held, Mayor

Signed: 7/12, 2017

ATTEST:


Mary Beth Bailey, Clerk of Council