



City of North Canton Office of City Council

Special Council Meeting Request Form

DATE: 1/26/2022

Requester:

Mayor **President of Council** **Three Council Members**

Is requesting a Special Meeting of City Council.

To Be Held on: 1/31/2021 **At:** 7:00 PM

To Discuss: Ordinances 14-2022, 15-2022, 16-2022, 17-2022, 18-2022, and 19-2022 each of which is needed to pass as promptly as possible for the operation of related City functions.

SIGNED: Stephan B. Wilder

SIGNED: _____

SIGNED: _____

City of North Canton

NOTICE OF PUBLIC MEETING

Notice is hereby given that:

The City Council of the City of North Canton shall hold a Special Council Meeting on Monday, January 31, 2022 at 7:00 PM at North Canton Civic Center 845 W Maple St. North Canton, OH.

See attached agenda for matters to be discussed.

Meetings are open to the public or may be livestreamed on the City of North Canton's YouTube page.

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

1/26/22
Date

Benjamin R. Young
Clerk

NORTH CANTON SPECIAL COUNCIL MEETING
January 31, 2022, 7:00 PM
Agenda

- 1. Call to Order**
- 2. Opening Prayer**
- 3. Pledge of Allegiance**
- 4. Roll Call**
- 5. Recognition of the Public - Matters Appearing on the Agenda Only**
- 6. New Business**

6.a Ordinance No. 14-2022, 1st Reading, Community and Economic Development Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement with the North Canton Community Improvement Corporation for the conveyance of the real property known as part of Out Lot 192 in the City of North Canton, Stark County Parcel No. 10002818 and 1447 N Main Street in the City of North Canton, Stark County Parcel No. 10002582, (the “Properties”) from the City to the North Canton Community Improvement Corporation, and declaring the same to be an emergency.

6.b Ordinance No. 15-2022, 1st Reading, Finance and Property Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications established by the Department of Administration and authorizing the Mayor, upon Board of Control approval, to enter into contracts for the completion of those projects and purchases over \$50,000.00 and budgeted for in the 2022 Annual budget as adopted by ordinance 64-2021, and declaring the same to be an emergency.

6.c Ordinance No. 16-2022, 1st Reading, Finance and Property Committee

An ordinance authorizing the appropriation of funds of the City of North Canton to be appropriated for current expenses during the fiscal year ending December 31, 2022.

6.d Ordinance No. 17-2022, 1st Reading, Park and Recreation Committee

An ordinance amending Chapter 953, Municipal Swimming Pool, of the Codified Ordinances of the City of North Canton in order to grant the Director of Administration authority to establish seasonal rate schedules for admission to and membership for the municipal Dogwood Pool, and declaring the same to be an emergency.

6.e Ordinance No. 18-2022, 1st Reading, Park and Recreation Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of the real property located on Orion Street NW in the City of North Canton, Stark County, Ohio known as City Out Lot 325 (Permanent Parcel number 9209052) (The “Property”) at a cost not to exceed \$397,600.00, and declaring the same to be an emergency.

6.f Ordinance No. 19-2022, 1st Reading, Street and Alley Committee

An ordinance authorizing the Mayor of the City of North Canton, on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation's (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2022-2023 winter season, and declaring the same to be an emergency.

7. Adjourn



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022

SUBMITTED BY: Benjamin Young, Administration

ITEM TYPE: Ordinance

AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 14-2022, 1st Reading, Community and Economic Development Committee**

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement with the North Canton Community Improvement Corporation for the conveyance of the real property known as part of Out Lot 192 in the City of North Canton, Stark County Parcel No. 10002818 and 1447 N Main Street in the City of North Canton, Stark County Parcel No. 10002582, (the “Properties”) from the City to the North Canton Community Improvement Corporation, and declaring the same to be an emergency.

DESCRIPTION: Administration is requesting that two properties purchased by the City as part of landbanking efforts be transferred to the CIC in order to finalize the sale of said properties. Pursuant to Ohio Revised Code the revenue from the sale must be returned by the CIC to the City.

ATTACHMENTS:

[Ord. 14-2022 Conveying KMart property to CIC.docx](#)

[Ord. 14-2022 Picture.JPG](#)

North Canton City Council
Community and Economic Development Committee

ORDINANCE 14 - 2022

An ordinance authorizing the Mayor of the City of North Canton to enter into an agreement with the North Canton Community Improvement Corporation for the conveyance of the real property known as part of Out Lot 192 in the City of North Canton, Stark County Parcel No. 10002818 and 1447 N Main Street in the City of North Canton, Stark County Parcel No. 10002582, (collectively, the “Properties”) from the City to the North Canton Community Improvement Corporation, and declaring the same to be an emergency.

WHEREAS, the Properties were acquired by the City of North Canton for economic development purposes with the intent to be later sold by the City and are not needed for any municipal purpose; and

WHEREAS, the conveyance of the Properties will allow the North Canton Community Improvement Corporation to act as the City’s agent in the sale of the Properties; and

WHEREAS, Ohio Revised Code Section 1724.10(B)(3) permits the conveyance of municipal property no longer needed for municipal purposes to a Community Improvement Corporation without advertisement for bids.

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 real property owned by the City of North Canton known as being part of Out Lot 192 in the City of North Canton, Stark County Parcel No. 10002818 and 1447 N Main Street in the City of North Canton, Stark County Parcel No. 10002582 be, and are hereby, declared no longer needed for municipal purposes.
- Section 2. That the conveyance of said real property to the North Canton Community Improvement Corporation will help promote the welfare of the people of the City, and will further promote the reclamation, rehabilitation, and reutilization of vacant land.
- Section 3. That the Mayor of the City of North Canton be, and he is hereby, authorized to enter into an agreement with the North Canton Community Improvement Corporation for the conveyance of the above described real property, from the City to the North Canton Community Improvement Corporation.
- Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, it 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 sale of the above described property; 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 upon its adoption by Council, together with the Mayor’s approval. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2022.

Attest: _____
Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed on: _____



STRATAVON DR NW

AM ST NW

ELLESMERE AVE NW

10002584

10002491

45th St NW

APPLEGROVE ST NW

BLVD

BLVD

S BLVD



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022

SUBMITTED BY: Benjamin Young, Administration

ITEM TYPE: Ordinance

AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 15-2022, 1st Reading, Finance and Property Committee**

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications established by the Department of Administration and authorizing the Mayor, upon Board of Control approval, to enter into contracts for the completion of those projects and purchases over \$50,000.00 and budgeted for in the 2022 Annual budget as adopted by ordinance 64-2021, and declaring the same to be an emergency.

DESCRIPTION: This legislation would grant authority for the bidding and awarding of all projects over \$50,000 included in the 2022 budget and not already so authorized.

ATTACHMENTS:
[Ord. 15-2022 Approval for Budgeted Board of Control Projects.docx](#)

North Canton City Council
Finance and Property Committee

ORDINANCE 15 - 2022

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids, according to specifications established by the Department of Administration and authorizing the Mayor, upon Board of Control approval, to enter into contracts for the completion of those projects and purchases over \$50,000.00 and budgeted for in the 2022 Annual budget as adopted by ordinance 64-2021, and declaring the same to be an emergency.

WHEREAS, the City of North Canton has appropriated money for all of the projects and major purchases listed below in ordinance 64-2021; and

WHEREAS, City Council wishes to authorize the award of contracts in accordance with the City Charter Section 4.05.

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 Director of Administration of the City of North Canton, be, and is hereby authorized to advertise and receive bids according to specifications established by the Department of Administration for the following projects and major purchases at costs not to exceed those listed:

a.	Witwer Ballfield Upgrade	\$ 53,000
b.	Arrowhead Storm Drains, Building Demo, and Concrete	\$ 225,000
c.	Asphalt Paver and related equipment	\$ 303,400
d.	Stratavon Sanitary sewer Extension	\$1,150,000
e.	Ambulance	\$ 300,000
f.	Charlotte St. Corridor Project	\$2,875,000
g.	Dogwood Pool House and Splash Pad	\$ 750,000
h.	Valve Turning Truck	\$ 200,000
i.	Sludge Lagoon Cleaning	\$ 200,000
j.	Chloride Monitoring Wells	\$ 115,000
k.	Valley Drive Waterline Replacement	\$1,020,000

Section 2. That the Mayor, upon Board of Control approval, be, and is hereby authorized to enter into contracts for all those projects, and major purchases described above, at costs not to exceed those listed above.

Section 3. That the Mayor, upon Board of Control approval, be, and is hereby, authorized to enter into financing agreements for items c and h in order to spread the costs of such items across the useful life of the equipment to be purchased.

Section 4. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, it 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 timely bidding process and to enter into a contract in order for the project to begin in a timely manner during weather-permitting conditions 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 upon its adoption by Council, together with the Mayor's approval. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2022.

Attest: _____
Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed on: _____



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022
SUBMITTED BY: Benjamin Young, Finance
ITEM TYPE: Ordinance
AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 16-2022, 1st Reading, Finance and Property Committee**

An ordinance authorizing the appropriation of funds of the City of North Canton to be appropriated for current expenses during the fiscal year ending December 31, 2022.

DESCRIPTION: Appropriations amendments to include:

- + \$ 8,600 for 101.623 Other Operating (Council phones & tablets)
- + \$10,000 for 101.625 Other Operating (move budget from 208.543)
- (\$10,000) from 208.543 other operating (move budget to General Fund for electrical maintenance of city-wide lands and buildings)
- +\$85,000 for 208.543 Other Operating (traffic lights and related)
- +\$731,800 for 331.309 Return of Advanced funds back to 101 General Fund when reimbursement of Parks Expansion Grant funds is received

ATTACHMENTS:
[Ord. 16-2022 January Supplemental Appropriations.docx](#)

North Canton City Council
Finance and Property Committee

ORDINANCE 16 - 2022

An ordinance authorizing the appropriation of funds of the City of North Canton to be appropriated for current expenses during the fiscal year ending December 31, 2022.

WHEREAS, this Ordinance serves to satisfy the auditors' requirements as set forth in AOS Bulletin 97-003 pertaining to documenting and receiving authorizing authority of such advance of monies.

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

Section 1. That to provide for the current expenses and other expenditures of the City of North Canton, during the fiscal year ending December 31, 2022, the following funds, be, and are hereby, set aside and appropriated as follows:

GENERAL FUND			
101.623	City Council	Other Operating	\$ 8,600.00
101.625	Lands & Buildings	Other Operating	\$ 10,000.00
STREET MAINTENANCE AND REPAIR FUND			
208.543	Streets Maintenance	Other Operating	(\$ 10,000.00)
208.543	Streets Maintenance	Other Operating	\$ 85,000.00
PARKS DEVELOPMENT CAPITAL FUND			
331.309	Parks Capital	Other Operating	\$731,800.00
TOTAL SUPPLEMENTAL APPROPRIATIONS			\$825,400.00

Section 2. That the Director of Finance be, and is hereby, authorized to issue warrants from appropriations established herein for the payment of vouchers duly approved by the proper departmental authority.

Section 3. That the Director of Finance is authorized to make a one-time return of funds advanced to the Parks Development Capital Fund back to the General Fund.

Return of Advances:

From: Parks Development Capital Fund (331)	(\$731,800)
To: General Fund (101)	\$731,800

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 shall take effect and be in full force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2022.

Attest: _____
Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed on: _____



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CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022

SUBMITTED BY: Benjamin Young, Administration

ITEM TYPE: Ordinance

AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 17-2022, 1st Reading, Park and Recreation Committee**

An ordinance amending Chapter 953, Municipal Swimming Pool, of the Codified Ordinances of the City of North Canton in order to grant the Director of Administration authority to establish seasonal rate schedules for admission to and membership for the municipal Dogwood Pool, and declaring the same to be an emergency.

DESCRIPTION:

ATTACHMENTS:

[Ord. 17-2022 Authority to Set Dogwood Pool Rates.docx](#)

[Dogwood Pool 2022 Proposed Rates.pdf](#)

[Pool Rates Comparison.docx](#)

North Canton City Council
Park and Recreation Committee

ORDINANCE 17 - 2022

An ordinance amending Chapter 953, Municipal Swimming Pool, of the Codified Ordinances of the City of North Canton in order to grant the Director of Administration authority to establish seasonal rate schedules for admission to and membership for the municipal Dogwood Pool, and declaring the same to be an emergency.

WHEREAS, the City desires that rates for admission to and membership at the municipal Dogwood Pool be set so as to sufficiently ensure the continued good operation of the pool, and

WHEREAS, the Director of Administration and staff are best suited to monitor and regulate the admission and membership rates of Dogwood Pool to ensure rates are affordable, yet cover all City costs incurred and that the municipal pool will continue to be operational; and

WHEREAS, the North Canton YMCA, which operates Dogwood Pool on behalf of the municipality, has requested that rates for the 2022 pool season be raised to more accurately off set the costs associated with operating the pool.

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

- Section 1. That Chapter 953, Municipal Swimming Pool, of the Codified Ordinances of the City of North Canton, be, and is hereby amended to read, in its entirety, as set forth in “Exhibit A” attached hereto and incorporated herein.
- Section 2. That the Clerk of Council and Mayor of the City of North Canton be, and are hereby, authorized to make such amendments as may be needed to the Codified Ordinances of the City of North Canton to accurately reflect this ordinance upon approval of such amended pages by a voice vote of Council.
- Section 3. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, it shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 4. 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 enable the prompt sale of 2022 Dogwood Pool season memberships 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 upon its adoption by Council, together with the Mayor’s approval. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2022.

Attest: _____

Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed on: _____

CHAPTER 953 – MUNICIPAL SWIMMING POOL

SECTION 953.01 DESIGNATION

The City of North Canton Municipal Swimming Pool located at 365 Seventh Street, N.E., be and hereby is designated "The City of North Canton Dogwood Pool."

SECTION 953.02 DAILY RATE

(a) The Director of Administration is authorized to establish daily admission rates for the City of North Canton Dogwood Pool.

(b) Any changes to daily admission rates made by the Director of Administration must be announced at a public meeting of City Council at least 14 calendar days prior to such rate changes taking effect and at such announcement a listings of incomes and expenses for the City of North Canton Dogwood Pool must be provided to Council.

SECTION 953.03 SEASON MEMBERSHIPS

(a) The Director of Administration is authorized to establish season membership rates for the City of North Canton Dogwood Pool.

(b) Any changes to season membership rates made by the Director of Administration must be announced at a public meeting of City Council at least 14 calendar days prior to such rate changes taking effect and at such announcement a listings of incomes and expenses for the City of North Canton Dogwood Pool must be provided to Council.

SECTION 953.04 DELEGATION OF POWERS

The powers granted to the Director of Administration in this Chapter may be delegated to a private firm, corporation, or organization responsible for the operation of the City of North Canton Dogwood Pool through a management agreement with the City which agreement has been duly authorized by City Council provided that the private firm, corporation, or organization must meet all conditions set forth herein as if they were the Director of Administration.

PRE-Season	PAST Equivalency	NEW Equivalency	2021	2022	Variance	
City Resident			\$14	\$14		
Single	8 day passes	6 day passes	\$ 80	\$ 84	\$ 4	5.00%
Family**	single rate * 2.4	single rate * 2.4	\$ 192	\$ 202	\$ 10	5.00%
Senior*	50% of single rate	60% of single rate	\$ 40	\$ 50	\$ 10	26.00%

Non Resident						
Single	12 day passes	10 day passes	\$ 130	\$ 140	\$ 10	7.69%
Family**	2.4* single pass	2.4* single pass	\$ 312	\$ 336	\$ 24	7.69%
Senior*	50% of single	60% of single	\$ 60	\$ 84	\$ 24	40.00%
Buddy Pass			\$ 128	\$ 134	\$ 6	4.69%

AFTER OPENING						
City Resident						
Single	9 day passes	7 day passes	\$ 90	\$ 98	\$ 8	8.89%
Family**	2.4% of single pass	2.4% of single pass	\$ 216	\$ 235	\$ 19	8.89%
Senior*	50% of single	60% of single rate	\$ 45	\$ 59	\$ 14	30.67%

Non Resident						
Single	14 day passes	12 day passes	\$ 160	\$ 168	\$ 8	5.00%
Family**	2.4* single pass	2.4* single pass	\$ 384	\$ 403	\$ 19	5.00%
Senior*	50% of single	60% of single	\$ 80	\$ 101	\$ 21	26.00%
Buddy Pass*			\$ 128	\$ 134	\$ 6	4.69%

Weekday Guest Pass: 14	
Weekday Guest Passes after 5pm: 10	
Weekend Guest Pass: 14	

Dogwood Pool Rate Comparisons

Rate Type	2021 (Current)	2022 (Proposed)
Daily Rates		
Monday – Friday	\$10	\$14
Saturday or Sunday	14	14
After 5:00 PM	7	10
Under Six	Free with Paying Adult	
Resident Memberships (Pre Season)		
Single	80	84
Family	192	202
Senior	40	50
Non-Resident Memberships (Pre season)		
Single	130	140
Family	312	336
Senior	60	84
Buddy Pass	128	134
Resident Memberships		
Single	90	98
Family	216	235
Senior	45	59
Non-Resident Memberships		
Single	160	168
Family	384	403
Senior	80	101
Buddy Pass	128	134



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CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022

SUBMITTED BY: Benjamin Young, Administration

ITEM TYPE: Ordinance

AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 18-2022, 1st Reading, Park and Recreation Committee**

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of the real property located on Orion Street NW in the City of North Canton, Stark County, Ohio known as City Out Lot 325 (Permanent Parcel number 9209052) (The “Property”) at a cost not to exceed \$397,600.00, and declaring the same to be an emergency.

DESCRIPTION: 10.7 acres of land to be used as a park and retention basin. The property is located behind the commercial land fronting Main Street north of Stratavon.

An emergency is requested in order to facilitate the closing deadline on the property of March 4, 2022.

ATTACHMENTS:

[Ord. 18-2022 Authorize Land Purchase Lot 325.docx](#)

[18-2022 picture.JPG](#)

North Canton City Council
Park and Recreation Committee

ORDINANCE 18 - 2022

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the purchase of the real property located on Orion Street NW in the City of North Canton, Stark County, Ohio known as City Out Lot 325 (Permanent Parcel number 9209052) (The "Property") at a cost not to exceed \$397,600.00, and declaring the same to be an emergency.

WHEREAS, the City wishes to acquire the Property on which to construct a new municipal park and drainage infrastructure for nearby commercial areas and thereby improve the services and quality of life in the City of North Canton.

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, upon Board of Control approval, to enter into an agreement for the purchase of the real property located on Orion Street NW in the City of North Canton, Stark County, Ohio known as City Out Lot 325 (Permanent Parcel number 9209052) at a cost not to exceed \$397,600.00.
- Section 2. That the Director of Finance of the City of North Canton, be, and is hereby authorized to issue warrants from appropriations established by Ordinance 64-2021 for the payment of the above specified contract upon receipt of vouchers duly approved by the proper departmental authority.
- Section 3. 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 4. 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 prior to the narrow and strict closing date for the purchase of the Property on March 4, 2022; 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 upon its adoption by Council, together with the Mayor's approval. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed in Council this _____ day of _____, 2022.

Attest: _____
Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed: _____



ORION ST NW

EASTWIND CIR NW

ARNESBY CIR NW

10 MAIN ST

STRATAVON DR NW



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: January 31, 2022

SUBMITTED BY: Benjamin Young, Administration

ITEM TYPE: Ordinance

AGENDA SECTION: New Business

SUBJECT: **Ordinance No. 19-2022, 1st Reading, Street and Alley Committee**
 An ordinance authorizing the Mayor of the City of North Canton, on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation’s (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2022-2023 winter season, and declaring the same to be an emergency.

DESCRIPTION: Please note that we have participated in this cooperative purchase for numerous years to get the best price for salt used upon our roadways. Usually near the spring of each year the City will be notified that it may participate in the ODOT Contract. At that time the City is required within a specified time limit to submit a Participation Agreement signed by the Mayor, along with the resolution or ordinance that authorizes the Mayor to enter into such agreement.

Because this participation notice is not always issued on a certain date, this request for authorization is so there is no chance we would miss any time requirements for participation if we so desire.

ATTACHMENTS:
[Ord. 19-2022 ODOT Rock Salt Purchasing.docx](#)

North Canton City Council
Street and Alley Committee

ORDINANCE 19 - 2022

An ordinance authorizing the Mayor of the City of North Canton, on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation's (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2022-2023 winter season, and declaring the same to be an emergency.

WHEREAS, Section 5513.01(B) of the Ohio Revised Code provides the opportunity for the Ohio turnpike and infrastructure commission, any political subdivision, and any state university or college to participate in contracts with ODOT for the purchase of machinery, material, supplies, or other articles; and

WHEREAS, the City of North Canton is in need of rock salt for the 2022-2023 winter season, and because historically, the City has not received sufficient notice to participate in the cooperative purchase program by utilizing the general legislative process, time is of the essence to place the City in position to timely respond and ensure participation, thus obtaining the best price available for rock salt to maintain clear roadways during the winter season.

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 be, and is hereby authorized, on behalf of the City of North Canton, to enter into an agreement to participate in the ODOT contract for the purchase of rock salt for the 2022-2023 winter season.
- Section 2. That the Mayor is hereby authorized to agree in the name of the City of North Canton to be bound by all terms and conditions as the Director of Transportation prescribes.
- Section 3. That the Mayor is hereby authorized to agree in the name of the City of North Canton to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of North Canton participates.
- Section 4. That the City of North Canton shall be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Revised Code. The City of North Canton releases and forever discharges the Director of Transportation and ODOT from all such claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program that the City of North Canton may have or claim to have against ODOT or its employees unless such liability is the result of negligence on the part of ODOT or its employees.
- Section 5. That if a provision of this ordinance is or becomes illegal, invalid, or unenforceable, it shall not affect the validity or enforceability of any other provision of this ordinance.
- Section 6. 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 City is able to promptly take advantage of the cost-saving measures through the ODOT cooperative purchasing program; 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 _____ day of _____, 2022.

Attest: _____
Benjamin R. Young, Clerk of Council

Stephan B. Wilder, Mayor

Signed on: _____