



## NOTICE OF PUBLIC MEETING

Notice is hereby given that:

Recent, and temporarily amended sections 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 the discussions and deliberations of all members of the public body, and in certain circumstances, address the public body themselves.

The Council of the City of North Canton shall hold the **regular Committee of the Whole** on **Monday May 4, 2020 at 7:00 PM** via teleconference.

Instructions to hear and perhaps participate in 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. The livestream can be accessed at the link below and will begin at approximately 6:55 p.m., Monday, May 4, 2020.

<https://youtu.be/3s48UYEGyJg>

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

05/01/2020

Date

  
Benjamin R. Young  
Clerk of Council

**NORTH CANTON CITY COUNCIL  
COMMITTEE OF THE WHOLE  
May 4, 2020, 7:00 PM, via teleconference  
Agenda**

1. Community and Economic Development Committee

Chairperson: Daryl Revoldt  
Vice Chairperson: Mark Cerreta

Ord. 19-2020

An ordinance implementing sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a community reinvestment area in the City of North Canton, designating a housing officer to administer the program, creating a community reinvestment area housing council, and a tax incentive review council.

2. Finance and Property Committee

Chairperson: Stephanie Werren  
Vice Chairperson: Matthew Stroia

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

3. Personnel and Safety Committee

Chairperson: Daniel Peters  
Vice Chairperson: Dominic Fonte

An ordinance to amend Chapter 111, of the Codified Ordinances of the City of North Canton specifically Section 111.12 Salaries and Bonds in order to establish amounts for public officials surety bonds.

4. Adjourn

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North Canton, Ohio 44720  
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pdeorio@northcantonohio.gov



**Patrick A. De Orio**  
Director of Administration  
CITY OF NORTH CANTON

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**Legislation Request**

To: Daniel J. Peters, Council President

Date: April 1, 2020

Subject: CRA Housing Council

I am requesting that the subject of a Community Reinvestment Area Housing Council be assigned to Committee for purposes of discussion and potential legislative action.

EMERGENCY REQUESTED:  YES  NO

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Patrick A. De Orio".

Patrick A. De Orio

North Canton City Council  
Community and Economic Development Committee

ORDINANCE 19 - 2020

An ordinance implementing sections 3735.65 through 3735.70 of the Ohio Revised Code, establishing and describing the boundaries of a community reinvestment area in the City of North Canton, designating a housing officer to administer the program, creating a community reinvestment area housing council, and a tax incentive review council.

WHEREAS, North Canton City Council (hereinafter “City Council”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development in the City that have not enjoyed reinvestment for remodeling or new construction; and

WHEREAS, the Mayor and City Council desire to pursue all reasonable and legitimate incentive measures to assist and encourage development; and

WHEREAS, a survey of housing has been prepared for the area to be included in the proposed Community Reinvestment Area (“CRA”) and is incorporated herein by this reference; and

WHEREAS, the demolition and subsequent new construction of dwellings in the CRA would serve to encourage economic stability, maintain and grow real property values, and generate new employment opportunities; and

WHEREAS, the remodeling of existing commercial or industrial structures, and the construction of new commercial or industrial structures in the CRA would serve to encourage economic stability, maintain and grow real property values, and generate new employment opportunities; and

WHEREAS, the demolition and subsequent new construction of dwellings, the remodeling of existing commercial or industrial structures, and the construction of new commercial or industrial structures in the CRA constitute a public purpose for which real property exemptions may be granted.

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

- Section 1. That area designated as the North Canton Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or remodeling of existing structures has been discouraged.
- Section 2. That pursuant to ORC Section 3735.66, the North Canton Community Reinvestment Area is hereby established and shall consist of all parcels of land located within and bounded by the North Canton municipal corporation limits, as depicted in the outlined area on the map attached hereto as “Exhibit A” and incorporated herein by this reference, and wherein only those dwellings, and commercial or industrial properties, consistent with applicable zoning regulations, and otherwise satisfying the requirements of ORC Section 3735.67 and this ordinance, are eligible for incentives hereunder
- Section 3. That the classification of the structures or remodeling eligible for the CRA incentive shall at all times be consistent with zoning restrictions applicable to the area.
- Section 4. That this proposal is a public/private partnership intended to promote and expand conforming uses in the CRA, and the City intends to support the public improvements.
- Section 5. That the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to commercial or industrial real properties in the CRA and the term of those exemptions shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring according to the rules outlined in ORC Section 3765.67. The results of the negotiation, as approved by City Council, shall be set in writing in a CRA agreement as outlined in ORC Section 3735.671.

For residential property, a tax exemption on the increase in the assessed valuation resulting from the demolition and new construction of a structure, as described in ORC Section 3735.67, shall be granted upon application by the property owner and certification thereof by the designated housing officer. The period of the tax exemption and the percentage of the tax exemption for the demolition and subsequent new construction of every dwelling, the tax exemption for the remodeling of existing commercial or industrial structures, or combination thereof, and for the construction of new commercial or industrial, or combination thereof, properties are as follows:

- a. For the demolition and subsequent new construction of every dwelling containing not more than four (4) family units, upon which the cost of the demolition and new construction is at least \$250,000, as described in ORC Section 3735.67, the tax exemption shall be granted for a period of twelve (12) years with such exemption being equal to one hundred percent (100%) of the increase in the assessed valuation resulting from such improvements for each of the twelve (12) years.
- b. For the demolition and subsequent new construction of every dwelling containing more than four (4) family units, upon which the cost of the demolition and new construction is at least \$1,000,000, as described in ORC Section 3735.67, the tax exemption shall be granted for a period of fifteen (15) years with such exemption being equal to one hundred percent (100%) of the increase in the assessed valuation resulting from such improvements for each of the fifteen (15) years.
- c. For the remodeling of existing commercial or industrial structures, or some combination thereof, and upon which the cost of remodeling is at least \$250,000, as described in ORC Section 3735.67, the term and percentage of the tax exemption shall be negotiated on a case-by-case basis in advance of the commencement of the remodeling, with the maximum term of such exemption being a period of fifteen (15) years and the maximum exemption being equal to one hundred percent (100%) of the increase in the assessed valuation resulting from such improvements.
- d. For the construction of new commercial or industrial structures, or some combination thereof, and upon which the cost of construction and remodeling is at least \$250,000 as described in ORC Section 3735.67, the term and percentage of the tax exemption shall be negotiated on a case-by-case basis in advance of the commencement of the construction, with the maximum term of such exemption being a period of fifteen (15) years and the maximum exemption being equal to one hundred percent (100%) of the increase in the assessed valuation resulting from such new construction.

For the purposes of the above-described CRA, dwellings containing not more than four (4) family units shall be classified as residential structures, and dwellings containing more than four (4) family units shall be classified as commercial structures.

If remodeling qualifies for an exemption during the period of the exemption, the exempted percentage multiplied by the dollar amount of the increase in the assessed valuation of the structure resulting from such improvements shall be exempt from real property taxation.

Exemptions beyond fifty percent (50%) of the increase on assessed valuation must also receive approval from the School Board in whose district the property sits in accordance with ORC Section 3735.671(A)(1).

Section 6. All residential projects are required to comply with the state application fee requirement of ORC Section 3735.672(C) and the local monitoring fee of \$50 annually, unless otherwise waived by the City Council.

- Section 7. That all commercial and industrial projects are required to comply with the state annual fee requirement of ORC Section 3735.671(D), and a local application fee of \_\_\_ unless otherwise waived by the City Council.
- Section 8. To administer and implement the provisions of this Ordinance, the City Director of Administration is designated as the “Housing Officer” as described in ORC Sections 3735.65 through 3735.70.
- Section 9. That a CRA Housing Council (hereinafter “CRA Housing Council”) shall be created, and the City may designate the current Housing Council to serve in a dual role as the CRA Housing Council. Terms and appointments of the members of the CRA Housing Council shall be the same as the current City Housing Council. An unexpired term resulting from a vacancy in the CRA Housing Council shall be filled in the same manner as the initial appointment was made. ORC 3735.69.
- A Tax Incentive Review Council shall be established pursuant to ORC Section 5709.85 and shall consist of three representatives appointed by the Board of County Commissioners, two representatives of the City of North Canton appointed by the Mayor of North Canton with Council concurrence, the County Auditor or its designee and a representative of each affected Board of Education; at least two members must be residents of the City of North Canton. The Tax Incentive Review Council shall review annually the compliance of all CRA agreements involving the granting of exemptions for commercial or industrial real property improvements under ORC Section 3735.671, and make written recommendations to City Council as to continuing, modifying or terminating said CRA agreements based upon the performance of the terms and conditions of said agreements.
- Section 10. That the City Council reserves the right to re-evaluate the designation of the North Canton Community Reinvestment Area on an annual basis beginning December 31, 2020, at which time the City Council may direct the housing officer not to accept any new applications for exemptions as described in ORC Section 3735.67.
- Section 11. That the CRA Housing Council shall make an annual inspection of the properties within the Community Reinvestment Area for which an exemption has been granted under ORC Section 3735.67. The CRA Housing Council shall also hear appeals under ORC Section 3735.70.
- Section 12. That pursuant to ORC Section 3735.68, the housing officer may suspend or terminate the tax exemption at any time after the first year of the exemption if he/she finds that the subject property is not being properly maintained or repaired due to neglect of the property owner. Once suspended ~~or terminated~~, the tax exemption shall not be reinstated except for good cause shown.
- Section 13. If the owner of commercial or industrial property exempted from taxation under ORC Section 3735.67 has materially failed to fulfill its obligations under the written agreement entered into under section ORC Section 3735.671, or if the owner is determined to have violated division (E) of that section, City Council, subject to the terms of the agreement, may revoke the exemption at any time after the first year of exemption. Additionally, if the agreement entered into under ORC Section 3735.671 so provides, City Council may require the owner of property whose exemption has been revoked to reimburse the taxing authorities within whose taxing jurisdiction the exempted property is located for the amount of real property taxes that would have been payable to those authorities had the property not been exempted from taxation.
- Section 14. That the Mayor, Director of Finance, Director of Law, and other City officials, as appropriate, be and are hereby authorized to execute, certify and/or furnish other such documents and do all other actions as are necessary to create and establish the North Canton CRA and which are incidental to carrying out the purpose of this ordinance.

Section 15. That if any term, provision, or condition of this ordinance is held by a court of competent jurisdiction to be illegal, void, or unenforceable, the rest of this ordinance shall remain in full force and effect and shall in no way be affected, impaired, or invalidated, unless such ruling shall materially alter the economic effect of this ordinance.

Section 16. 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 \_\_\_\_\_ 20\_\_

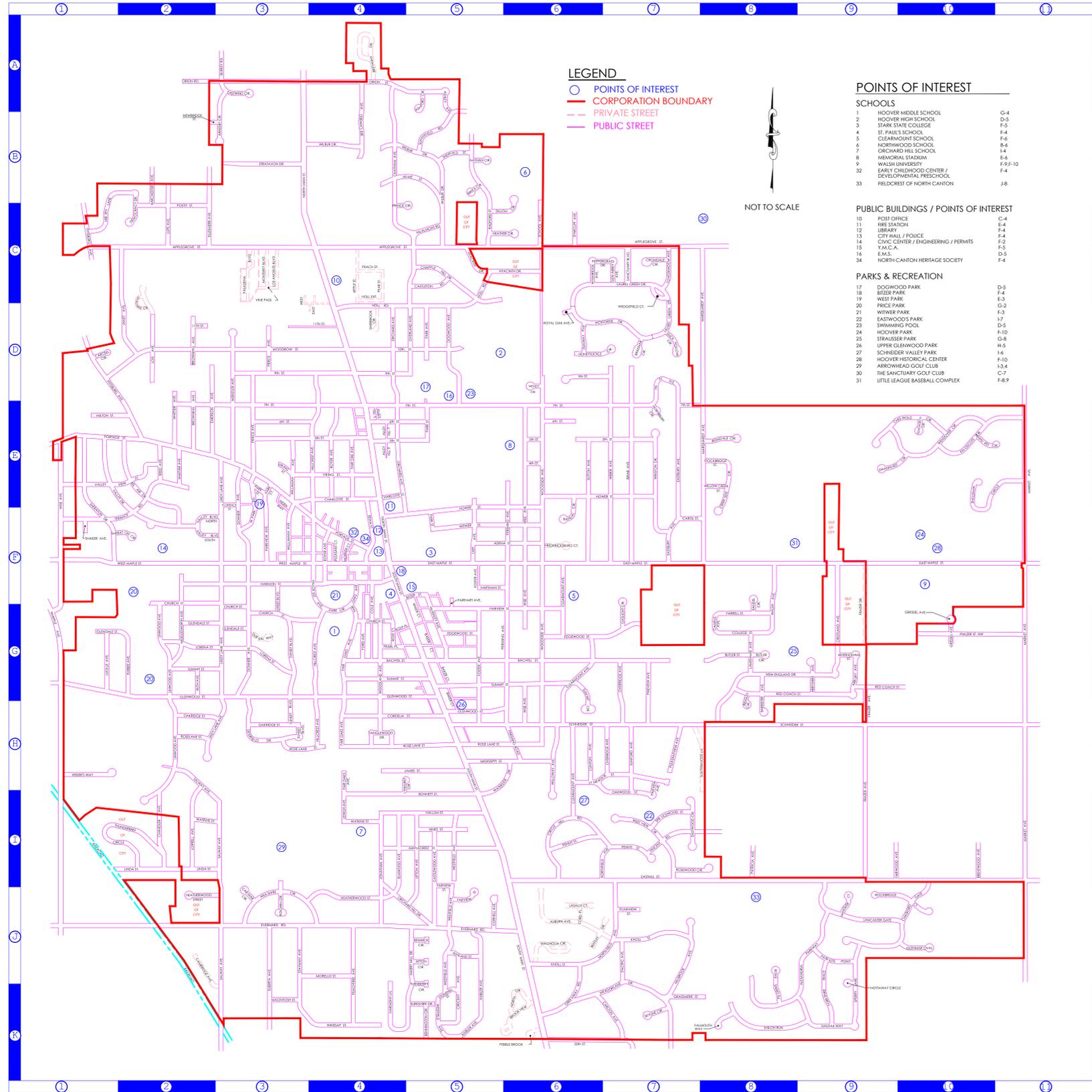
Attest: \_\_\_\_\_  
Benjamin R. Young, Clerk of Council

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

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

# CITY OF NORTH CANTON, OHIO

## STREET MAP



**LEGEND**  
 ○ POINTS OF INTEREST  
 — CORPORATION BOUNDARY  
 - - PRIVATE STREET  
 — PUBLIC STREET

**POINTS OF INTEREST**

- SCHOOLS**
- 1 HOOVER MIDDLE SCHOOL G-4
  - 2 HOOVER HIGH SCHOOL D-5
  - 3 STARK STATE COLLEGE F-5
  - 4 ST. PAUL'S SCHOOL F-4
  - 5 CLEARMOUNT SCHOOL F-6
  - 6 NORTHWOOD SCHOOL B-6
  - 7 ORCHARD HILL SCHOOL I-4
  - 8 MEMORIAL STADIUM E-4
  - 9 WALSH UNIVERSITY F-5-F10
  - 32 EARLY CHILDHOOD CENTER / DEVELOPMENTAL PRESCHOOL F-4
  - 33 BELCREST OF NORTH CANTON J-8

- PUBLIC BUILDINGS / POINTS OF INTEREST**
- 10 POST OFFICE C-4
  - 11 FIRE STATION E-4
  - 12 LIBRARY F-4
  - 13 CITY HALL / POLICE F-4
  - 14 CIVIC CENTER / ENGINEERING / PERMITS F-2
  - 15 T.M.C.A. F-5
  - 16 E.M.S. D-5
  - 34 NORTH CANTON HERITAGE SOCIETY F-4

- PARKS & RECREATION**
- 17 DOGWOOD PARK D-5
  - 18 SIZER PARK F-4
  - 19 WEST PARK E-3
  - 20 PRICE PARK C-2
  - 21 WINTER PARK F-3
  - 22 EASTWOOD'S PARK I-7
  - 23 SWIMMING POOL D-5
  - 24 HOOVER PARK F-10
  - 25 SIRAUSSER PARK G-8
  - 26 UPPER GREENWOOD PARK H-5
  - 27 SCHNEIDER VALLEY PARK I-6
  - 28 HOOVER HISTORICAL CENTER F-10
  - 29 ARKWOOD GOLF CLUB I-3,4
  - 30 THE SANCTUARY GOLF CLUB C-7
  - 31 LITTLE LEAGUE BASEBALL COMPLEX F-8,9

NOT TO SCALE

**STREET INDEX**

|                               |                               |                               |                           |
|-------------------------------|-------------------------------|-------------------------------|---------------------------|
| 4th St NE E6                  | East Dr C4                    | Mabry Mill Dr J5,K5           | S. Valley Blvd NW F2      |
| 5th St NE E5,E6,E7            | East Park Blvd NW E3          | Macintosh St SW K3            | Salway Ave SW H2,I3,J3,K3 |
| E3,E4                         | Eastbury Ave NE D7,E7         | Magnolia Cir SE J6            | Sanctuary Blvd NE C7      |
| E4,E5,E6                      | Easthill St SE I6,I7,I8,I9    | Main St North A3-C3,C4-F4     | Schneider St SE H5,H6,H7  |
| E3                            | Eastwind Cir NW A3            | Maplecrest St. SW H4,I5       | School Ave NE C6          |
| 7th St NE E4,E5,E6,E7         | Eastwood Cir SE I7            | Maple St East F4-F11          | Shaker Ave NW F1          |
| 7th St NW E2,E3,E4            | Edgewood St SE G5,G6,G7       | Maple St West F1,F2,F3,F4     | Shalmar Cir NW C2,D2      |
| 9th St NE D4,D5,D6,D7         | Elberta Ave SW J3,K3          | Marquardt Ave NE E8,F8        | Sheffield St NE B5        |
| 9th St NW D3,D4               | Ellesmere Ave NW B2,C2        | McAlmont Rd NE C5             | Sheraton Cir NW F2        |
| 10th St NE D4,D5              | Elmwood Ave SW I4,J4          | McKinley Ave SE F5,G5         | Sheraton Cir NW E1,F1     |
| 11th St NW D2,D3,D4           | Emerson Ave NW D2,E2          | Meadowlane Dr SE K6,K7        | Sherbrook Cir NW D4       |
| 50th St SE K6,K7              | Everhard Rd SW J2,J3,J4,J5,J6 | Middleworth Ave SW F2,G2      | Shiloh Run SE K8,K9       |
| <b>A</b>                      | Abbeyshire Ave SE G9          | Milton St NW E1,E2            | Skyline Cir SE K7         |
| Abbeyshire Ave SE G9          | Adena St NE F5,F6             | Mississippi St SE H5,H6       | Southwoods Lane SE H8     |
| <b>B</b>                      | Alfon Cir SW J5               | Mohler Ct NW F4               | Sperry Lane SE J9,K9      |
| Bachel St SW G4,G5            | Alton Way NW E3               | Monterey Blvd C3              | Sprucewood St SE I7       |
| Bachel St SE G5,G6,G7         | Alexandria Pkwy SE J9,K9      | Moretto St SW J3,J4           | Stayman Ave SW J3,K3      |
| Baker Ct F5,G5                | Allison Place NW F3           | N. Valley Blvd NW F2          | Stockbridge St NE E8      |
| Bachster Ave NW I2            | Amble Ave SW J5,K5            | Nathan Cir NE B5              | Stonehill St SW K5        |
| Barnier Ave NW G8,H8          | Apple St NE C4                | Newbridge St. NW B2           | Stratavon Dr NW B3        |
| Beechwood Ave NE H4,H4        | Applegrove St NE C4,C5        | New England Dr SE G8,G9,H8    | Summit Cir SE G6,H6       |
| Bel Air Dr NW D2,E2           | Applegrove St NW C1,C2,C3     | North Circle Dr E7            | Summit St SE G5,G6        |
| Berlington Cir SW K5          | Arbary Ave SE G9              | Northbury Cir NE K6           | Summit St SW G2,G3,G4,G5  |
| Berley Dr SE J6               | Arbary Cir. NW A3,B3          | Northfield Ave SE J5,J7       | Sunford Ave SE H7         |
| Bitzer St SE F5               | Arbary Ave SE G9              | Nottaway Circle SE K9         | Sunnyfield Rd NE B5       |
| Bonnett St SW H4,I5           | Ashford Cir NE A5             | Gaslight Circle SE G7         | Sunset Blvd SW F3,G3,H3   |
| Braemar Cir NE D7             | Ashland St SW J5              | Glen Abbey Ave NE C7          | Sutton Ave NE E6,F6       |
| Briar Ave NE D7,E7,F7         | Ashley Ave NE A5              | Glen Dale St SW H2            | Swanthurst Cir NE E9      |
| Brittany Dr NE A4             | Auburn Ave SE J6,J7           | Glendale St SW G1,G2,G3       | Taft Ave NE F5            |
| Brookview Cir SW K6           | <b>B</b>                      | Glenmar Oval SE J10           | Tanglewood Dr SW H4       |
| Browning Ave NW D2,E2         | Bachel St SW G4,G5            | Glenwood St SW G1 - G5        | Terrace Rd. NW E2,F1,F2   |
| Burkshire Dr SW K5            | Bachel St SE G5,G6,G7         | Glenwood St NE G8,H8          | Turnberry Cir SW K5       |
| Butler Cir SE G8              | Baker Ct F5,G5                | Grassmere St SE K7            | <b>V</b>                  |
| Butler St SE G8               | Bachster Ave NW I2            | Greenway Rd SE J6,K6          | Valley Blvd. North F2,F3  |
| <b>C</b>                      | Barnier Ave NW G8,H8          | Grossel Ave SE G10            | Valley Blvd. South F2,F3  |
| Cambridge Ave SW J2           | Beechwood Ave NE H4,H4        | <b>H</b>                      | Valley Dr NW E1,F2        |
| Campus Ave SE G8              | Bel Air Dr NW D2,E2           | Halfax Way SE K9              | Valleyview St NW E1,E2    |
| Car Mar Cir SW J3             | Berlington Cir SW K5          | Hallum St SW H4,I5            | Viking St NW E3,E4        |
| Carlton Ave SE K7             | Berley Dr SE J6               | Hanover Ct SE J9              | Vincent St SE I7          |
| Carol St NE F7                | Bitzer St SE F5               | Harmon St SW F2,F3,F4         | Vine Pass C3              |
| Carroll Cir NW D1             | Bonnett St SW H4,I5           | Harmony Lane SW K4            | <b>W</b>                  |
| Castleton Rd NE C5            | Braemar Cir NE D7             | Hartman St SE F5              | Walsh Ave SE F8,G8        |
| Castlewood Ave SW I5,J5       | Briar Ave NE D7,E7,F7         | Heather Cir NE C5             | Walders Dr SE H5,H6       |
| Chadford Gate SE J10          | Brittany Dr NE A4             | Heatherwood St SW J4          | Watkins Ave SW I2         |
| Chandler Ave SW I2            | Brookview Cir SW K6           | Heiser's Way SW H1            | Weber Ave NE D7,E7,F7     |
| Chapette Hill Dr NE C5        | Browning Ave NW D2,E2         | Hillbrook Ave SE J7,K7        | Wedgfield Ct NE C7        |
| Charlotte St NW E3,E4         | Burkshire Dr SW K5            | Hilcrest Ave NW D4,G4         | Wendover Cir NE E10       |
| Chatham Ave NE A4,B4,C4       | Butler Cir SE G8              | Hilcrest Ave SW F4,G4,H4      | Wendy Cir NE D6           |
| Cheswood Cir NE E9,E10        | Butler St SE G8               | Hines St SW I5                | Westfield Ave NW D3,E3    |
| Church St SW G2,G3,G4         | <b>C</b>                      | Holl Rd NE D4,D5              | West Dr C3                |
| Circle Hill Rd SE I6          | Cambridge Ave SW J2           | Honeyuckle Cir NE D6,D7       | West Park Rd NW E3,F3     |
| Clearmount Ave SE F6,G6,H6,I6 | Campus Ave SE G8              | Hower St NE F4,F5,E6,E7       | Westfield Ave SE I5,J5    |
| Clinton Ave SE H6             | Car Mar Cir SW J3             | Hume Dr NE B4,B5              | Westview Cir SE I7        |
| Cole Ave SW F4,G4             | Carlton Ave SE K7             | Hyacinth Dr NE C-5            | Whipple Ave G1,H1,J1      |
| College St SE G8              | Carol St NE F7                | <b>I</b>                      | Whittingham St G9         |
| Cord Place SE J6              | Carroll Cir NW D1             | Irontdale Cir NE E8           | Whittier Ave NW E2        |
| Cordelia St SW H4,H5          | Castleton Rd NE C5            | <b>J</b>                      | Wilbur Dr NE B4,B5,C5     |
| Cornell Ave SW J5             | Castlewood Ave SW I5,J5       | James St SW H4,H5             | Wilshire Cir SW J3,J4     |
| Creekside Cir NE E8           | Chadford Gate SE J10          | Janet Ave NW C2,D2            | Willaman Ave NW E3,F3     |
| Crescent Ave SW J5,K5         | Chandler Ave SW I2            | Jonathan Ave SW I4,J4         | Willow Creek St NE E8     |
| Crestland Ave SE G9           | Chapette Hill Dr NE C5        | <b>K</b>                      | Willoway Ave SE H6        |
| Cromdale Cir NE C7            | Charlotte St NW E3,E4         | Kandel Cir SE F8,G8           | Winston Ave NE E7,F7      |
| <b>D</b>                      | Chatham Ave NE A4,B4,C4       | Kinwood Cir NE E10,E11        | Wise Ave NE E6,F6         |
| Deerfield Dr SW H3            | Cheswood Cir NE E9,E10        | Knox St SE J6,J7              | Wise Ave NW E1,F1         |
| Democracy Dr NW B2,C2         | Church St SW G2,G3,G4         | Kolp Place SW G4,G5           | Wise Ave SE F6,G6         |
| Dillon Cir NE C5,C6           | Circle Hill Rd SE I6          | <b>L</b>                      | Wilwer St NE F4,F5,F6     |
| Dogwood Ave NE D5             | Clearmount Ave SE F6,G6,H6,I6 | Lamenais Ave SE G8            | Woodland Ave SW G4,H4     |
| Dorner Ave NW E3,F3           | Clinton Ave SE H6             | Lancaster Gate SE J9          | Woodrow St NW D1,D2,D3,D4 |
| Dorner Ave SW F3,G3           | Cole Ave SW F4,G4             | Laurel Green Dr NE C6,C7,D7   | Woodside Ave NE D6,E6,F6  |
| Duck Hollow Cir NE D7         | College St SE G8              | Lasalle Ct SE J6              | Woodside Ave SE F6,G6,H6  |
| Durway Ave NE D6              | Cord Place SE J6              | Lehigh Ave SW I4              | Wynnstown Ave NE C6       |
| Durkin Way SW G3              | Cordelia St SW H4,H5          | Liberty Lane NW B1,C1,B2      | Wynston Cir NE E10,E11    |
|                               | Cornell Ave SW J5             | Linda St SW I2                | <b>Y</b>                  |
|                               | Creekside Cir NE E8           | Lindy Lane Ave SW F3,G3,H3,H2 | Yorkshire Trace SE J9,K9  |
|                               | Crescent Ave SW J5,K5         | Linwood Ave SW E3,F3          |                           |
|                               | Crestland Ave SE G9           | Linton Ave SW I5,J5           |                           |
|                               | Cromdale Cir NE C7            | Lois Ave NW D2                |                           |
|                               | <b>E</b>                      | Longbridge Ave NE C7          |                           |
|                               | Deerfield Dr SW H3            | Lorenz St SW G2,G3            |                           |
|                               | Democracy Dr NW B2,C2         | Lornell Ave SW I2             |                           |
|                               | Dillon Cir NE C5,C6           | Los Angeles Blvd C3           |                           |
|                               | Dogwood Ave NE D5             | Lucille Ave SW C1             |                           |
|                               | Dorner Ave NW E3,F3           | Lupe Ave NW B2,C2             |                           |
|                               | Dorner Ave SW F3,G3           | Lynbrook St SE H6,H7          |                           |
|                               | Duck Hollow Cir NE D7         | Lynhurst Cir SW H4            |                           |
|                               | Durway Ave NE D6              |                               |                           |
|                               | Durkin Way SW G3              |                               |                           |



# **CITY OF NORTH CANTON**

## **Community Reinvestment Area**

### **Housing Survey**

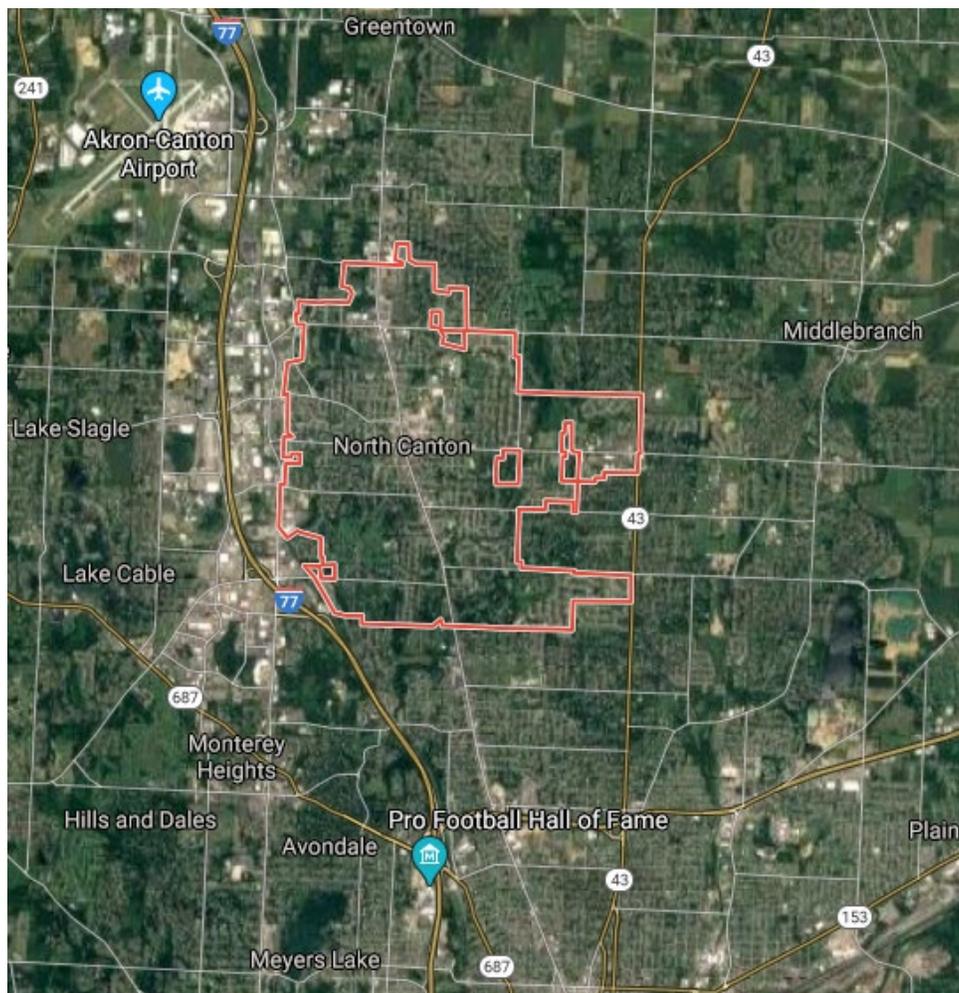
#### **“Attachment B”**

## COMMUNITY REINVESTMENT AREA City of North Canton Housing Survey

### Purpose and Scope

The purpose of this report is to determine whether the area shown in *Figure 1* should be designated as a Community Reinvestment Area (CRA) as defined by Ohio Revised Code (ORC) Sections 3735.65-70. The survey and proposed CRA area in question contains census tracts 7117, 7118, 7119, 7120, 7121.11, 7121.12 and 7122.01. This area represents the City of North Canton in its entirety. There are 7,550 housing units located within the proposed CRA and represent 100% of the total housing units within the City. Of these 7,550 housing units, more than 55% were built in 1969 or earlier and 67.8% were built before 1980. The criteria for eligibility are whether the area is one in which “housing facilities or structures of historical significance are located, and new housing construction and repair of existing facilities or structures is discouraged.” By establishing a CRA program, the City of North Canton would be better able to encourage development and improvement throughout the community.

**Figure 1: City of North Canton, Proposed Community Reinvestment Area**



## **City of North Canton Characteristics**

The City of North Canton is located within Stark County, Ohio and was originally incorporated as a village in 1831 as New Berlin. North Canton was organized as a city effective January 1, 1962 and is part of the Canton-Massillon metropolitan statistical area. According to 2018 American Community Survey data, the population of the City is 17,277 and covers 6.402 square miles. The City is located in northeast Ohio, approximately 6 miles north of Canton, 55 miles south of Cleveland, and 140 miles northwest of Columbus, Ohio. It is a primarily residential community with an older core central business district comprised of retail and office space and some industrial land located adjacent to the main street corridor. The city is within the North Canton City School District.

The City of North Canton enjoys economic benefits of its close proximity to the City of Cleveland and smaller metropolitan areas such as the City of Akron and the City of Canton, and is also home to several large operations including Fives Industry (industrial engineering), Stolle Machinery (machinery equipment manufacturing for the global canmaking industry), Diebold Nixdorf (FinTech developer), Mercy Health Center (healthcare), and Walsh University. It is a community of modest homes, with a total of 7,127 households claiming a median household income of \$57,003. Like many legacy communities in Ohio, the City struggles with loss of revenues, increasing city expenses, and declining rates of home ownership. The City of North Canton has prioritized goals for revitalization and revenue generation, including economic redevelopment within the core central business district and former industrial sites within the city limits.

## **General Demographic Characteristics**

Demographic and socio-economic characteristics of the City of North Canton are described to identify past conditions and trends in the community. The following statistical information, unless noted, was derived from the 2017 census reports published by the U.S. Census Bureau. Because statistics in the census data products are based on the collection, tabulation, editing and handling of questionnaires, errors in the data are possible. Additionally, much of the census data presented in this report is based on sample data rather than 100% reporting and is, therefore, subject to sampling error. One hundred percent data, where used, is subject to non-sampling error. Because of sampling and non-sampling errors, there may be discrepancies in the reporting of similar types of data. However, the discrepancies will not negate the usefulness of the census data to conduct the analysis.

## **Population**

The City of North Canton's population has seen marginal decline since 2010. The following population changes have occurred. Overall, the population of the City has declined 1.2% since 2010 which is slightly more than Stark County's population decline of 1.01% and is a significantly higher decline vs. Ohio's population growth of 1.3% during this timeframe.

**Table 1. Historical Population**

| <b>Year</b> | <b>City of North Canton<br/>Population</b> | <b>Stark County<br/>Population</b> | <b>State of Ohio<br/>Population</b> |
|-------------|--|------------------------------------|-------------------------------------|
| <b>2018</b> | 17,277                                     | 371,574                            | 11,689,442                          |
| <b>2017</b> | 17,295                                     | 372,077                            | 11,664,129                          |
| <b>2016</b> | 17,369                                     | 373,449                            | 11,635,003                          |
| <b>2015</b> | 17,431                                     | 374,710                            | 11,617,850                          |
| <b>2014</b> | 17,495                                     | 375,656                            | 11,602,973                          |
| <b>2013</b> | 17,486                                     | 375,108                            | 11,576,576                          |
| <b>2012</b> | 17,418                                     | 374,876                            | 11,548,369                          |
| <b>2011</b> | 17,415                                     | 374,475                            | 11,543,463                          |
| <b>2010</b> | 17,486                                     | 375,365                            | 11,539,327                          |

*Source: U.S. Census Bureau*

According to the U.S. Census Bureau, the percentage of North Canton residents over the age of 60 years is 29.8%, under the age of 5 is 5.8%, and under the age of 18 years is 15.8%. The median age of the City of North Canton residents has increased slightly from 41.0 years in 2010 to 42.1 years in 2017, which is a 2.61% increase in average age. This increase is consistent with the national trend of the “baby boomer” generation growing older. Approximately 58.3% of the City’s total population is over the age of 35. Because of the large and growing elder population in residents, the City will have to prepare for increasing physical and social environments and public services to support the needs of older adults.

The City of North Canton believes that by creating an incentive for entrepreneurs to build and renovate the housing stock, ultimately leading to increased housing values and the anticipation of attracting younger residents into the City. With these renovations and new construction, the City will also be able to meet the needs of the aging population.

### **Social Characteristics**

The most recent median household income in the City of North Canton is \$57,003. The income is higher than Stark County’s average of \$50,117 and the state of Ohio’s average of \$52,407, which correlates to the City having 6.9% of its population considered to represent Low- to- Moderate Income households which is less than the Stark County average of 14.0% Low- to- Moderate Income households, and is less than Ohio’s statewide average of 14.9%. Residents of the City of North Canton have a high school educational attainment of 94.5%, which is higher than the county (90.6%) and the state (89.8%) respectively.

**Table 2. Social Characteristics**

| <b>Social Characteristic</b>                                  | <b>City of North Canton</b> | <b>Stark County</b> | <b>State of Ohio</b> |
|---|-----------------------------|---------------------|----------------------|
| Median Age  | 42.1                        | 41.8                | 39.3                 |
| Education Attainment: %<br>High School Graduates or<br>Higher | 96.5%                       | 88.0%               | 89.8%                |
| Median Household Income                                       | \$57,003                    | \$50,117            | \$52,407             |
| Individuals Below Poverty                                     | 6.9%                        | 14.0%               | 14.9%                |

*Source: U.S. Census Bureau*

## City of North Canton Housing Stock Characteristics

The proposed City-wide CRA contains housing stock that is in need of considerable repair. As detailed below, more than 55% of homes were built in 1969 or earlier and 80.7% were built before 1989. In some instances, demolition and redevelopment may be the most appropriate option for improvement. According to the 2017 U.S. Census, there are 7,550 housing units inside the City limits with 54.3% of homes being valued at less than \$149,999 and 76.4% of homes valued at less than \$199,999. Current housing stock on the market for sale is low at roughly 129 units of a total 7,550 housing units, with roughly 7% of those properties listed for sale are being offered as a foreclosure or being sold at auction.

### Age of Property Stock

Age of housing stock is a useful measure of potential historical significance as well as an indicator of new construction being ‘discouraged.’ As noted above, approximately 80.7% of all housing stock in the City was constructed before 1989, with 55% of total stock being constructed in 1969 or earlier. As such, a large majority of these homes are more than 51 years old and thus are potentially historic. Modest new housing stock came online between 1989 – 1999 but has since declined with no new homes being constructed in the City since 2009. Below is a table showing the comparison of the City property-construction by year, followed by a table indicating the property occupancy rates within the proposed City Community Reinvestment Area.

**Table 3. City of North Canton Property Age Inventory vs. Stark County and Ohio**

| Property Age Range | Total Housing Units -City | City of North Canton Percent | Stark County Percent | State of Ohio Percent |
|--------------------|---------------------------|------------------------------|----------------------|-----------------------|
| 2014 or later      | 0                         | 0%                           | 0.4%                 | 0.5%                  |
| 2010-2013          | 12                        | 0.2%                         | 1.1%                 | 1.4%                  |
| 2000-2009          | 500                       | 6.6%                         | 7.8%                 | 9.8%                  |
| 1990-1999          | 950                       | 12.6%                        | 9.1%                 | 11.9%                 |
| 1980-1989          | 970                       | 12.8%                        | 7.6%                 | 9.0%                  |
| 1970-1979          | 974                       | 12.9%                        | 16.7%                | 14.3%                 |
| 1960-1969          | 1,418                     | 18.8%                        | 12.8%                | 12.2%                 |
| 1950-1959          | 1,576                     | 20.9%                        | 15.6%                | 14.2%                 |
| 1940-1949          | 451                       | 6.0%                         | 8.0%                 | 6.3%                  |
| 1939 or earlier    | 699                       | 9.3%                         | 21.0%                | 20.5%                 |

Source: U.S. Census Bureau

**Table 4. City of North Canton Occupancy Rates vs. Stark County and Ohio**

| Occupancy Characteristic | Total Properties | City of North Canton Percent | Stark County Percent | State of Ohio Percent |
|--------------------------|------------------|------------------------------|----------------------|-----------------------|
| Total Housing Units      | 7,550            | 1,157                        | 166,207              | 5,174,838             |
| Occupied Units           | 7,127            | 94.4%                        | 91.5%                | 89.5%                 |
| -Owner-occupied          | 4,937            | 69.3%                        | 68.4%                | 66.1%                 |
| -Renter-occupied         | 2,190            | 30.7%                        | 31.6%                | 33.9%                 |
| Vacant Units             | 423              | 5.6%                         | 8.5%                 | 10.5%                 |

Source: U.S. Census Bureau

**Table 5. City of North Canton Historical Occupancy Rates**

| Census Year | Total Housing Units | Occupied Units | Owner Occupied | Renter Occupied | Vacant Units |
|-------------|---------------------|----------------|----------------|-----------------|--------------|
| 2017        | 7,550               | 7,127 (94.4%)  | 4,937 (69.3%)  | 2,190 (30.7%)   | 423          |
| 2010        | 8,078               | 7,557 (93.6%)  | 5,118 (67.7%)  | 2,439 (32.3%)   | 521          |
| 2000        | 7,506               | 7,114 (94.8%)  | 4,855 (68.2%)  | 2,259 (31.8%)   | 392          |

Source: U.S. Census Bureau

Occupancy rates for the City of North Canton are 2.9% higher than Stark County and 4.9% higher than the state average. When looking at historical U.S. Census Bureau data, the number of total new housing units has only increased by 6.8% since 2000, while the percentage of owner occupied units has fluctuated between 67.7% and 69.3%, and renter occupied units has fluctuated between 30.7% and 32.3% since 2000. A City-wide Community Reinvestment Area should be established to assist in growing both total housing units and generate new inventory for owners and renters alike.

### Value of Owner-Occupied Property

The median value of owner-occupied housing units is \$143,900. The City of North Canton's median value of owner-occupied housing is higher (13.2%) than Stark County's median value of \$127,100. For the City to continue to grow the inventory and median values of housing units there needs to be a catalyst to encourage new construction and renovation of properties within the proposed Community Reinvestment Area.

**Table 6. City of North Canton Value of Owner-Occupied Property vs. Stark County**

| Value of Owner-Occupied Property | City of North Canton Total Properties (%) | Stark County Total Properties (%) |
|----------------------------------|---|-----------------------------------|
| Less than \$50,000               | 166 (3.4%)                                | 10,529 (10.1%)                    |
| \$50,000 to \$99,999             | 678 (13.7%)                               | 25,404 (24.4%)                    |
| \$100,000 to \$149,999           | 1,837 (37.2%)                             | 28,325 (27.2%)                    |
| \$150,000 to \$199,999           | 1,089 (22.1%)                             | 20,016 (19.3%)                    |
| \$200,000 to \$299,999           | 805 (16.3%)                               | 13,004 (12.5%)                    |
| \$300,000 to \$499,999           | 233 (4.7%)                                | 4,998 (4.8%)                      |
| \$500,000 to \$999,999           | 129 (2.6%)                                | 1,474 (1.4%)                      |
| \$1,000,000 or more              | 0 (0.0%)                                  | 229 (0.2%)                        |

Source: U.S. Census Bureau

The City of North Canton property values compared to Stark County vary, however a majority of the City's properties (54.3%) are valued at less than \$150,000 compared to the county overall (61.7%). The greatest variance in property values lies within the \$100,000 to \$149,999 range. The City's total units valued in this range is 10% higher than the county overall, while the number of entry-level housing units valued under \$100,000 is 17.4% less than Stark County meaning the City is at a disadvantage in its ability to attract younger residents.

### Zoning

Map 4 shows the existing zoning within the proposed City-wide CRA. The majority of the proposed CRA is zoned residential. A central business district has been defined along the North Main Street corridor,

with a substantial light industrial area just east of the central business district and industrial districts located on the periphery of the city boundaries.

### **Major Employers & Industry Sectors**

Major industry sectors within the City of North Canton include Education, Healthcare & Social Assistance, and Retail Trade. Map 5 details the location of major employers within the City and include fives Industry (industrial engineering), Stolle Machinery (machinery equipment manufacturing for the global canmaking industry), Diebold Nixdorf (FinTech developer), Mercy Health Center (healthcare), and Walsh University.

The city is within the North Canton City School District.

### **Commercial Opportunities**

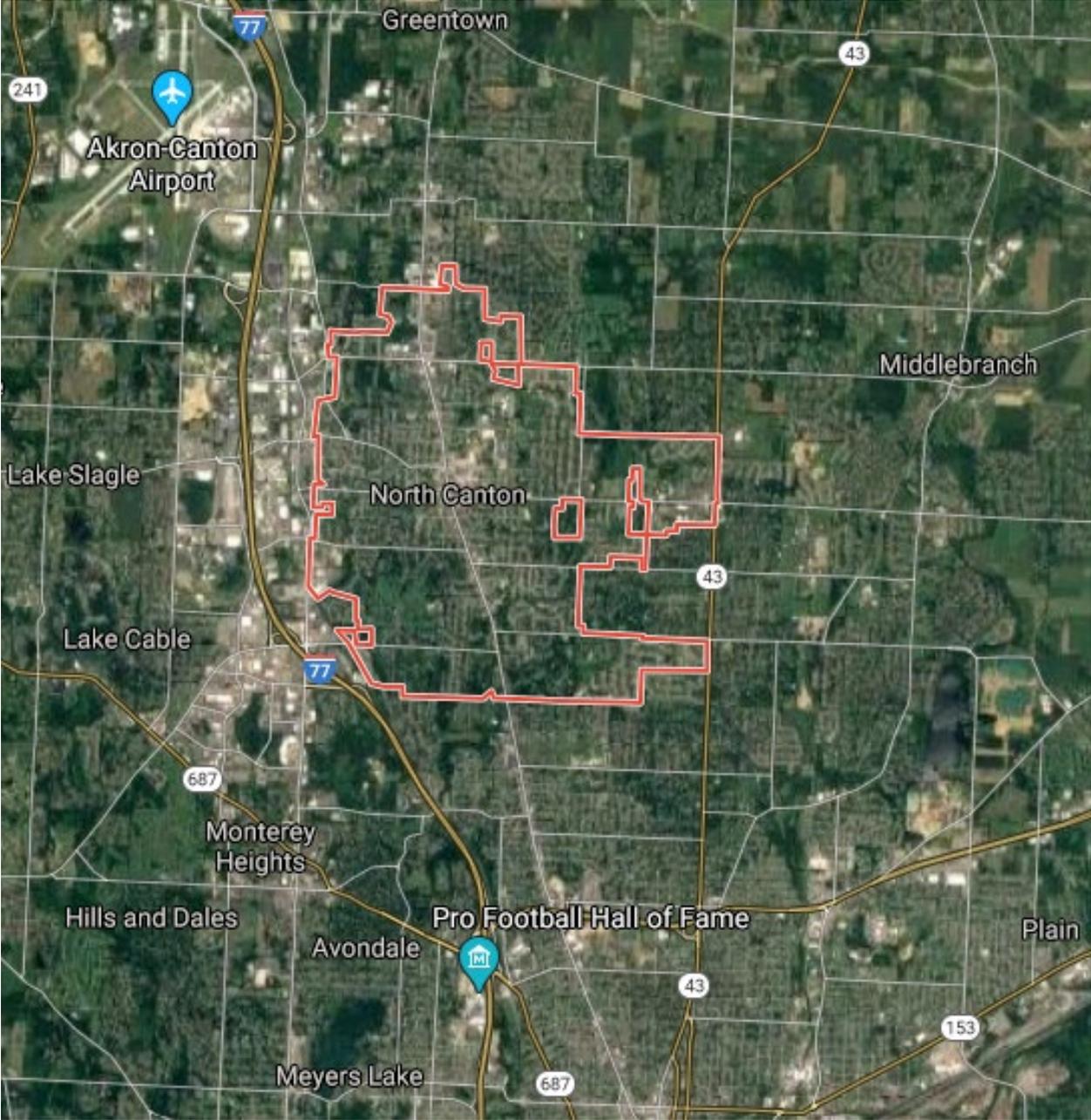
The City of North Canton is situated near the major Interstate 77 corridor and is in close proximity to the Akron-Canton region and Cleveland region. As the Cleveland region has benefited from commercial and industrial growth, the City has not experienced similar growth trends. The Community Reinvestment Area program provides a residential, commercial and industrial development tool that will facilitate growth and improve marketability of the City, enabling it to increase its tax base and grow job opportunities. The City of North Canton has set the following goals to meet the intended use of the Community Reinvestment Area:

1. Create opportunity for new or renovated, quality residential and commercial/industrial developments within the City and redevelopment of underutilized and marginal land and buildings;
2. Work to retain existing businesses and promote future development opportunities;
3. Identify opportunities to maintain and expand the City's tax base;
4. Attract private investment for commercial expansion and redevelopment; and
5. Improve the overall appearance and sense of place in the City.

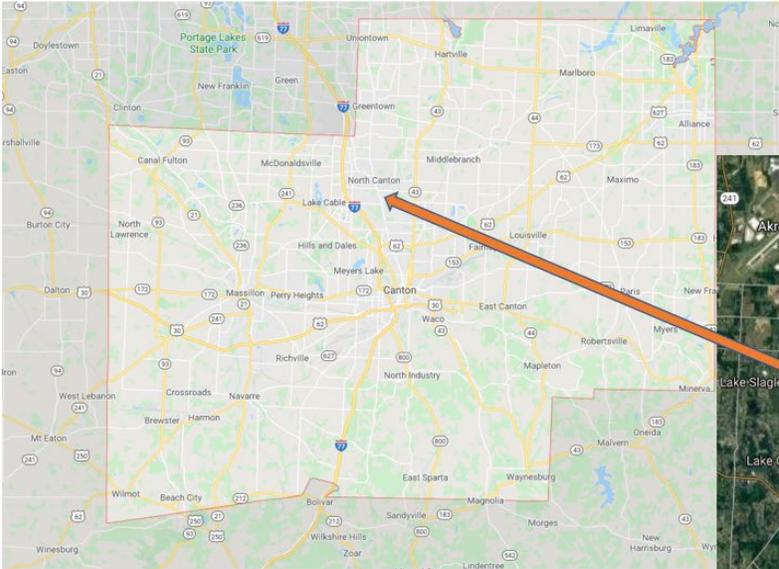
### **Conclusions**

The data provided within this Housing Survey suggests that the proposed city-wide Community Reinvestment Area encompasses older housing units, high rates of vacancy/foreclosure, low property values, and many homes are showing signs of deterioration. There also has not been any significant reinvestment or new investment to date. Accordingly, the proposed city-wide Community Reinvestment Area meets the criteria as defined by the Ohio Revised Code Sections 3735.65-70 as the CRA "...is one in which housing facilities or structures of historical significance are located and new housing construction and repair of existing facilities or structures are discouraged."

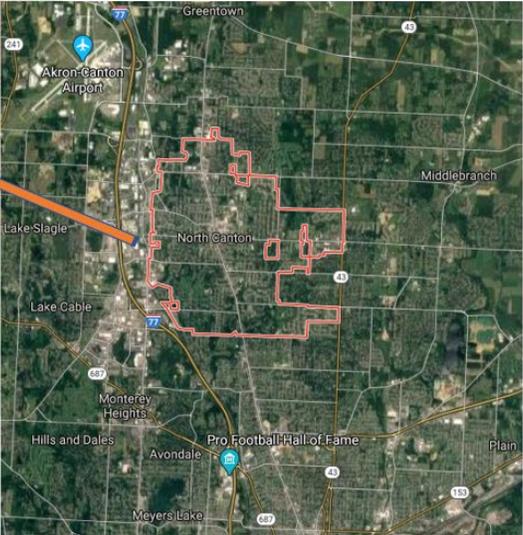
Map 1. Proposed Community Reinvestment Area – City of North Canton, Stark County



**Map 2. Location of City of North Canton – Stark County, Ohio**

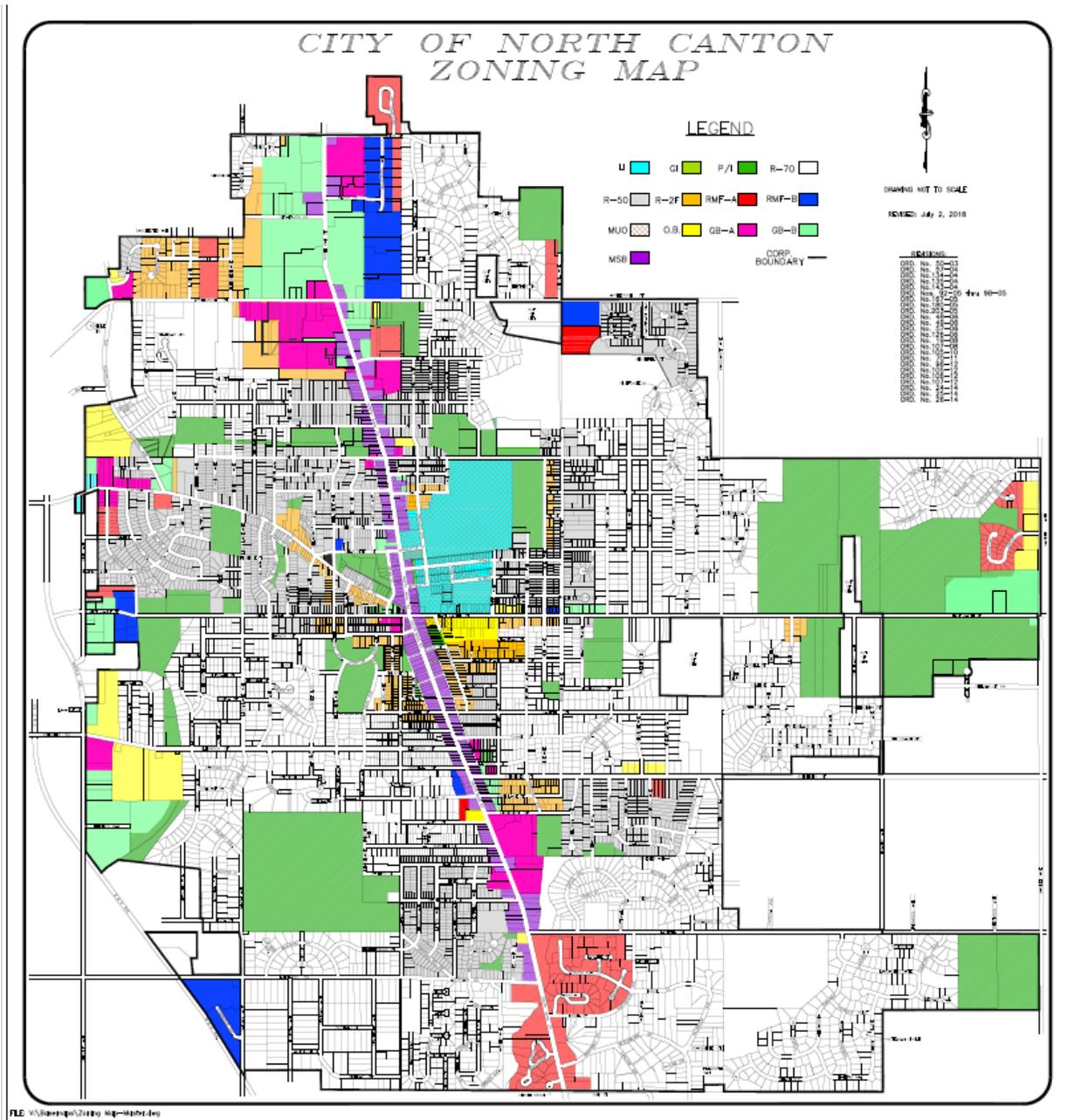


City of North Canton, Stark County



**Map 3. City of North Canton Housing Survey Properties Map**

Map 4. City of North Canton Zoning Map



**Map 5. City of North Canton Major Employers**



# City of North Canton Office of City Council

## Agenda Request

**TO:** President of City Council

**DATE:** April 22, 2020

**SUBJECT:** Contract for Professional Auction Services

**I am requesting:**

**Ordinance**       **Resolution**       **Discussion**       **Council Vote**

**For:** Authorizing the Mayor of the City of North Canton to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

**EMERGENCY REQUEST:**  **YES**       **NO**

**RATIONALE FOR EMERGENCY:** *preservation of public space, health, welfare and safety*

**SIGNED:** *Dea*

**APPROVAL NEEDED:**

Dir. Of Administration  Dir. Of Finance  Dir. Of Law  Council President

**APPROVED BY:**

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Title**

\_\_\_\_\_  
**Date**



2722 Fulton Dr NW  
Canton, Oh 44718  
(330) 453-9187  
www.kikoauctions.com



# AUCTION SALE CONTRACT

I or We, City of North Canton ("Owners") hereby employ **KIKO AUCTIONEERS** ("Kiko") to sell the following: Vehicles - Equipment - Office Items

(the "Property") at public "absolute auction" to the highest bidders in the sole opinion of the Kiko auctioneer conducting the sale. An "absolute auction" means that the Property shall be sold to the highest bidder without reserve, shall not require a minimum bid, shall not require competing bids of any type nor permit bidding by seller or an agent of the seller, and that the Property cannot be withdrawn from the auction after the auction is opened and there is a public solicitation or calling for bids. Owners represent and warrant that they intend to transfer ownership of the Property to the highest bidder. Any auction subject to court approval is, by law, a Reserve Auction which means an auction in which the seller or an agent of the seller reserves the right to establish a stated minimum bid, the right to reject or accept any or all bids, or the right to withdraw the real or personal property at any time prior to the completion of the auction by the auctioneer.

Is this auction subject to court approval?  YES  NO

**Location:** 845  
805 W. Maple ST North Canton, Oh 44720

| COMMISSIONS SCHEDULE    |            |
|-------------------------|------------|
| SALE PRICE              | COMMISSION |
| EACH ITEM               |            |
| \$0 - \$49.99           | 35%        |
| \$50 - \$499.99         | 30%        |
| \$500.00 - \$999.99     | 20%        |
| \$1,000.00 - \$4,999.99 | 15%        |
| \$5,000.00 and higher   | 10%        |

Starts: May 12, 2020 @ Noon Ends : May 19, 2020 @ Noon

**Date Of Auction:** \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ Time \_\_\_\_\_

Owner agrees to pay Kiko Auctioneers the following:

1. The scheduled commission as stated herein, or see Scale % of the total sale, OR a minimum commission of \$
2. Costs for advertising including but not limited to signs, flyers, mailing(s), and all preparation, promotional expenses in the amount of \$ Actual

Owner(s) guarantee all items to be free from any and all liens or encumbrances except as follows: None

Owner(s) represent and warrant that Owners have the financial ability to and shall pay off all liens or encumbrances and pay all commissions and fees on the Property even if sale proceeds are insufficient to cover them.

It is further agreed that:

1. Highest valid bidder at the discretion of the Kiko auctioneer conducting the sale shall be the purchaser of the property.
2. The time and/or order in which items or lots are sold during the auction is at the sole discretion of Kiko.
3. Owner shall not remove any items to be sold after signing this Agreement.
4. Owner to maintain liability and property (casualty and theft) insurance through date of auction and transfer to Buyer.
5. In the event that Internet bidding will be provided, a 15 % Buyers Premium will be paid by Internet Purchasers to Kiko and retained by Kiko. Internet Purchasers are responsible for all shipping and insurance charges.
6. **By initialing here,** \_\_\_\_\_, \_\_\_\_\_ the undersigned acknowledges that they have read all of the provisions including but not limited to the multi parcel auction process, collection of payment, 4% buyer's premium waived for cash, items with memory, absentee bidding, disbursement of funds, use of photos, other terms, internet operating, and arbitration clause which is printed on the reverse side of this agreement.

This auctioneer is licensed by the Ohio Department of Agriculture, and is bonded in favor of the State of Ohio or by the State of Ohio under the Auction Recovery Fund.

Signed on this 20 day of April, 2020  
Brooks Ames/Ashley Ritchey  
 KIKO Representative

Owner's Signature \_\_\_\_\_ Phone Number 330-499-8223  
 Owner's Signature \_\_\_\_\_  
145 N Main St  
 Owner's Address \_\_\_\_\_  
North Canton, Oh 44720  
 City/State/Zip Code \_\_\_\_\_

**ADDITIONAL INFORMATION FOR AUCTION:**

Is this auction sale of business property? Yes \_\_\_\_\_ No   
 If yes, seller must complete Seller Questionnaire of Sales Tax Status.

Net disbursement date: 14 days Payable to: City of North Canton Attn: Finance 145 N. Main St North Canton, Oh 44720  
 Chattel Terms: Cash, Check, Mastercard, Visa, or debit card.

Local police jurisdiction City of North Canton Vehicle titles Yes Personal & Company Checks No  
 Mobile Chef No Port a Jon No Hall Rental NO Tent NO

Advertising 1x Canton Rep, 1X Farm & Dairy, Facebook, Internet

Special Mailing No Other None

Signs Yes

Additional Information Preview 5/18/20 11am-Noon, Pickup May 22 time tbd

1. Owner authorizes KIKO & auctioneer in charge of the sale, in their sole discretion, to decide how to structure, advertise, and sell the personal property including the possible utilization of the Multi Parcel Auction method. Multi Par Auction (ORC 4707.019Q) -- means any auction of real or personal property in which multiple parcels or lots are offered for sale in various amalgamations, including as individual parcels or lots, combinations of parcels or lots, and all parcels or lots as a whole.
2. Kiko shall collect, at the Owner(s) risk, payment by cash, check, credit card or debit card. Credit and debit card payments are taken subject to reversal or adjustment by card issuer. Checks written to Kiko are taken subject to collection. Owner shall be responsible for all bad checks and all service fees. Owner to be paid only after check(s) clear escrow account, up to 14 business days after auction, except Internet purchases, which will be disbursed up to 30 days after auction or when funds have cleared escrow account.
3. Four percent (4%) Buyers Premium on all non-internet sales, to be retained by Kiko as additional fee, 4% discount for cash payments.
4. Owner consents to Kiko's policy that the Auctioneers, at the Auctioneer's sole discretion, may permit absentee bidding.
5. Kiko shall disburse to Owner the sums paid to Kiko by the buyer(s) less the costs and expenses set forth herein.
6. In the event that any item being sold has memory or stores data in any way, Owner is responsible for erasing any and all data and Kiko shall not be liable or responsible in any manner for any subsequent access to or use of Owner's data by any person or entity, and Owner agrees to indemnify and hold Kiko harmless against any loss, costs, or damages arising out of the sale of any items containing memory or data storage and the subsequent use of or access to such data.
7. Kiko is permitted to use any information regarding auction sale in future marketing materials.
8. Kiko is not liable for any damage to property by others not associated with Kiko. Property owner agrees to be bound by terms of the contract between Kiko and the owner/operator of the venue where auction is held including any indemnity to the owner/operator or similar provision.
9. Owner acknowledges that compliance with many of the terms and provisions of this Agreement are mandated by state and federal statutes and regulations and good business practices. Therefore, in the event that Kiko, in Kiko's sole opinion, determines that Owner cannot or will not comply with the requirements of state or federal law, cannot or will not comply with mandatory requirements of this Agreement, such as providing a responsible party in regard to payment of liens or being able to provide marketable title to a buyer, or becomes uncooperative with Kiko in the preparations for or the actual conducting of the auction sale, then, in that event, Kiko may elect to terminate this Agreement and not conduct the auction sale. If the contract is terminated pursuant to this provision, Owner shall be liable to Kiko for all out-of-pocket expenses incurred through the time the contract is cancelled.
10. Kiko Auctioneers is providing internet pre-auction and live bidding as a service to bidders. Bidders acknowledge and understand that this service may or may not function correctly the day of the auction. Under no circumstances shall a bidder or seller have a claim against Kiko Auctioneers, the seller, the buyer, Proxibid, or anyone else, if the internet service fails to operate correctly before or during the live auction. Kiko Auctioneers will not be responsible for any missed bids from any source. Internet bidders who desire to make certain their bids are acknowledged may use the proxy-bidding feature allowing them to leave a maximum bid 24 hours before the auction begins, which will not be disclosed to seller or auctioneer. Kiko Auctioneers reserves the right to withdraw or re-catalogue any items in the auction.
11. Arbitration Clause:  
In the event a dispute arises concerning this contract and/or the performance of Owner(s) or Kiko (including any Owner, officer, agent or employee of Kiko) arising out of or in any way related to this contract or any of their acts or performance in connection therewith, the dispute shall be submitted to binding arbitration through and pursuant to the rules of the American Arbitration Association or similar arbitration organization. By agreeing to arbitration, all parties waive their right to court or jury trial. The party first filing shall have the right to select the arbitration association to hear the matter. All claims, including cross-claims and counterclaims, must be brought in the arbitration or are waived. It is understood that the arbitration will be administered by said arbitration association and will include the use of its arbitrators. The arbitration shall be held in Stark County unless otherwise agreed to by Owner(s) and Kiko. The arbitrator shall have actual experience with the sale of the type of property being sold pursuant to this contract. All issues of arbitrability shall be determined solely by the arbitrator. All costs and/or fees of the arbitration shall be equally divided among all parties to the arbitration and all parties to the arbitration shall be solely responsible for paying their own attorney's fees. All incidental, consequential, and punitive damages of any type or nature are hereby waived by all parties to this contract. Any and all disputes, whether by arbitration or otherwise, shall be venued, heard and decided in Stark County, Ohio.

North Canton City Council  
Finance and Property Committee

ORDINANCE ## - 2020

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.

WHEREAS, the City desires to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes; and

WHEREAS, an emergency exists in that the City wishes the auction to occur on May 12, 2020 so as to relieve the City of the financial and resource burden of maintaining such obsolete equipment as quickly as possible.

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 to enter into a contract for professional auction services for the sale of vehicles and equipment that are obsolete, or unfit for public use, or not needed for municipal purposes.
- Section 2. That the vehicles no longer required for municipal purposes, listed on the roster on file in the office of the Director of Administration, used by the respective departments, be, and are hereby authorized to be sold to the highest bidder and best bidder after advertisement for two consecutive weeks in a newspaper of general circulation within the City or as provided in section 7.16 of the Revised Code.
- Section 3. That the Director of Finance, be, and is hereby directed to deposit the proceeds of the auction sale contract to the credit of the applicable City funds.
- 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; to allow the auction to promptly occur on May 12, 2020 so as to relive the city of the financial and resource burden of maintaining the equipment to be auctioned, 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 \_\_\_\_\_ 20\_\_.

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

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

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



North Canton City Council  
Personnel and Safety Committee

ORDINANCE ## - 2020

An ordinance to amend Chapter 111, of the Codified Ordinances of the City of North Canton specifically Section 111.12 Salaries and Bonds in order to establish amounts for public officials surety bonds.

WHEREAS, Section 4.04 of the Charter of the city of North Canton grants Council the power to set bond and surety amounts for public officials of the city of North Canton; and

WHEREAS, It is in the interest of the financial security of the City to ensure that public officials have given bond to guard against theft, fraud, neglect or misuse of public funds and public resources by such officials.

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

Section 1. That Chapter 111, of the Codified Ordinances of the City of North Canton specifically Section 111.12 Salaries and Bonds, be, and is hereby amended to read as follows:

The public officials of the City of North Canton shall give bond in the amounts set below with premiums for such bonds to be paid by the City.

- a. The Mayor and Director of Administration shall give bond in the amount of \$50,000.
- b. The Director of Finance shall give bond in the amount of \$250,000.

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

Passed in Council this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_.

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

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

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