

**3:30pm Community & Economic Development Committee**

**Shelby City Council Agenda**  
**Monday, November 2, 2015**  
**COUNCIL CHAMBERS**  
**29 MACK AVENUE**  
**Shelby, Ohio**  
**7:00 p.m.**

**Call to Order and Pledge of Allegiance**

**Roll Call:**

Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_ Mr. McLaughlin \_\_\_\_\_

**Motion to excuse Steve McLaughlin**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**Dispense with Reading of Journal from October 19, 2015**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**Public Comment**

Heath Smedley—EMS billing

**Reports from Standing and Special Committees**

Community & Economic Development Committee—Steve McLaughlin  
Public Works & General Operation Committee—Garland John Gates  
Committee of the Whole—Steve McLaughlin

**Reports of City Officials**

Steven L. Schag—Mayor

Steven T. Lifer—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

**New Business**

**Unfinished Business**  
Community broadband

**Legislation**

**ORDINANCE NO 47-2015**                      **AMENDING ORDINANCE NO 8-2015 (ANNUAL  
APPROPRIATIONS), AND DECLARING AN EMERGENCY**

**Motion that the rule requiring that an ordinance be read on three separate occasions be suspended**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**PASSAGE OF ORDINANCE**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**RESOLUTION NO 51-2015**                      **AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC  
SAFETY TO ENTER INTO A CONTRACT FOR A USED  
GENERATOR WITHOUT BIDDING UP TO \$800,000.00 AND  
DECLARING AN EMERGENCY**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**Miscellaneous Business**

**Adjournment** at \_\_\_\_\_ p.m.

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mrs. Carlisle \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**ORDINANCE NO. 47-2015**  
(Sponsor – Councilmember Carlisle)

**AMENDING ORDINANCE NO. 8-2015 (ANNUAL APPROPRIATIONS), AND  
DECLARING AN EMERGENCY.**

WHEREAS, on March 16, 2015, the Council of the City of Shelby passed its Annual Appropriation Ordinance as required by the Ohio Revised Code Section 5705.38; and

WHEREAS, it is necessary to increase line items within the 2015 budget and to fund said line item with previously unappropriated monies; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that these additional appropriations be made effective so as to balance the books for the calendar year 2015, and so as to fund necessary expenditures and/or projects.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHELBY OHIO, A TWO-THIRDS (2/3) MAJORITY ELECTED THERETO CONCURRING:

Section 1: That Ordinance No. 8-2015 (Annual Appropriations) is hereby amended as follows:

THE PURPOSE OF THIS ORDINANCE IS TO INCREASE EXPENDITURES

220-TRS-447	TRANSFER CAPITAL IMPROVEMENT	\$ 27,000.00
220-TRS-465	TRANSFER SIDEWALKS	\$ 5,000.00
220-TRS-466	TRANSFER STREETS, ALLEYS & BASINS	\$153,000.00

Section 2: That all other portions of Ordinance No. 8-2015 not modified herein shall remain in full force and effect.

Section 3: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 4: That this Ordinance is hereby deemed to be an emergency so as to meet the ongoing contractual and/or monetary obligations of the City of Shelby, Ohio, and, therefore, shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Steven D. McLaughlin  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
Steven T. Lifer  
Clerk of Council

\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

\_\_\_\_\_  
Gordon M. Eyster  
Director of Law

RESOLUTION NO. 51 -2015  
(Sponsor- Councilmember Martin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR A USED GENERATOR WITHOUT BIDDING UP TO \$800,000.00 AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Shelby's goal is to put in place a 21<sup>st</sup> century municipal electric system that capitalizes on producing enough power to reduce our outside purchase power demands and related costs, by investing in today's proven and approved power generation technology, while exploring tomorrow's leading renewable resource technologies. The combination of blended power generation will allow for future developments while continuing to provide exceptional electric system with unparalleled reliability and competitive rates for our customers for years to come; and

WHEREAS, a permit to install and operate a generator is required through the Environmental Protection Agency (EPA), and this process can take up to 180 days for final determinations; and

WHEREAS, the City of Shelby is in need of its own large capacity (2-6 megawatts) generator; and

WHEREAS, used generators sell quickly without sufficient time for bidding; and

WHEREAS, the City of Shelby needs a generator for economic (peak shaving) and safety reasons, to supply the City with ample power and for emergency situations; and

WHEREAS, the costs of purchasing a used generator should not exceed \$800,000.00; and

WHEREAS, it is in the interest of public health, safety, morals, and general welfare of the citizens of the City of Shelby that a used generator be purchased as soon as possible.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SHELBY, OHIO, A MAJORITY ELECTED THERETO CONCURRING:

Section 1: That the Mayor as Director of Public Safety shall be and is hereby authorized to enter into a contract to purchase, without bidding, a used generator for up to \$800,000.00.

Section 2: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 3: That this Resolution has been deemed an emergency, and therefore, shall be in full force and effect from and after its passage, approval by the Mayor, and the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Steven D. McLaughlin  
Vice President of Council

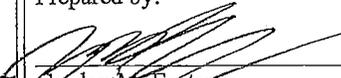
APPROVED:

ATTEST: \_\_\_\_\_

\_\_\_\_\_  
Steven T. Lifer  
Clerk of Council

\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

  
\_\_\_\_\_  
Gordon M. Byster  
Director of Law