

**3:30pm Finance & Personnel Committee**

**Shelby City Council Agenda**  
**Monday, October 19, 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 \_\_\_\_\_

**Dispense with Reading of Journal from October 5, 2015**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_

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

**Public Comment**

**Reports from Standing and Special Committees**

Finance & Personnel Committee—Pat Carlisle

Safety Committee—Derrin Roberts

Utilities & Streets—Nathan Martin

**Reports of City Officials**

Steven L. Schag—Mayor

**MOTION TO CONFIRM THE APPOINTMENT OF JOE THOMPSON TO THE SHELBY  
HISTORIC PRESERVATION COMMISSION**

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_

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

Steven T. Lifer—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

**New Business**

**Unfinished Business**  
Community broadband

**Legislation**

**AMENDED ORDINANCE NO 42-2015**

**AMENDING SECTION 618.17 (KEEPING OF  
LIVESTOCK) OF THE CODIFIED  
ORDINANCES OF THE CITY OF SHELBY**

**3RD READING**

Moved        2<sup>ND</sup>       

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

**PASSAGE OF ORDINANCE**

Moved        2<sup>ND</sup>       

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

**AMENDED ORDINANCE NO 43-2015**

**AMENDING SECTION 618.18 (LOCATION  
AND CARE OF BARNS, COOPS, PENS, OR  
BARNYARD IN PROXIMITY TO  
RESIDENCES AND BUSINESSES OF THE  
CITY OF SHELBY**

**3RD READING**

Moved        2<sup>ND</sup>       

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

**PASSAGE OF ORDINANCE**

Moved        2<sup>ND</sup>       

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

**ORDINANCE NO 44-2015**

**AMENDING SECTION 618.20 (DISPOSING OF ANIMAL WASTES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**3RD READING**

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

**PASSAGE OF ORDINANCE**

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

**ORDINANCE NO 46-2015**

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

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

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

**PASSAGE OF ORDINANCE**

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

**RESOLUTION NO 48-2015**

**GIVING CONSENT/AUTHORIZATION TO THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO TO COMPLETE A RESURFACING PROJECT WITHIN THE CITY OF SHELBY, OHIO AND DECLARING AN EMERGENCY**

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

**RESOLUTION NO 49-2015**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED**

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

RESOLUTION NO 50-2015

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO FOREGO THE CHANGES TO THE CURRENT FUEL AND PURCHASED POWER CHARGE AND DECLARING AN EMERGENCY

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_

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

**Miscellaneous Business**

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

Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_

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

1st Reading  
9/21/2015  
2nd Reading  
10/15/2015

AMENDED ORDINANCE NO. 42-2015  
Sponsors: Councilmembers Roberts and Carlisle

AMENDING SECTION 618.17 (KEEPING OF LIVESTOCK) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS, it has become necessary to amend Section 618.17 to provide more detailed regulations for the raising of livestock within the city limits; and

WHEREAS, it has become necessary for the City of Shelby to know the types, quantities, and locations of livestock within the city limits; and

WHEREAS, it is in the interest of public health, safety, morals, and general welfare of the citizens of the City of Shelby that Section 618.17 be amended.

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

Section 1: Section 618.17(Keeping of Livestock) shall be amended as follows:

- (a) There shall be three classes of livestock permitted inside the city limits.
  - (1) Livestock Class I shall be any hooved and split-hooved livestock including but not limited to any horse, pony, cattle, sheep, swine, goat, llama, and alpaca.
  - (2) Livestock Class II shall be any chicken (except no roosters), turkey, geese, duck, pheasant (except no peafowl), quail or other fowl.
  - (3) Livestock Class III shall be any rabbit, hare, pika, chinchilla, rodent, or animal of the order Lagomorpha.
- (b) Lot sizes or contiguous parcels owned by the same person as determined by property tax identification that are more than one acre shall be permitted for a maximum total of fifteen (15) livestock but no more than three (3) from Class I.
- (c) Lot sizes or contiguous parcels owned by the same person as determined by property tax identification that are less than one acre but a half acre or more shall be permitted for a maximum total of (10) livestock but not more than two (2) from Class I.
- (d) Lot sizes or contiguous parcels owned by the same person as determined by property tax identification that are less than a half acre but a third acre or more shall be permitted for a maximum total of eight (8) livestock but, no animals from Class I.
- (e) Lot sizes or contiguous parcels owned by the same person as determined by property tax identification that are less than a third of an acre are not permitted to have any livestock of any class.
- (f) Any lot on which there are multiple-family units in one or more buildings whether occupied or not are not permitted to have any livestock of any class.
- (g) This section does not apply to shows or exhibits duly permitted and approved by the Police Department and/or Health Department as part of a community event. However, no permit shall be approved where it is proposed to offer the animals for sale.
- (h) Persons currently owning, keeping, harboring, or maintaining livestock of Classes I, II, and III in excess of the permitted limited numbers in subsections (a) through (f) above shall have 30 days from the effective date of this section to comply by moving the livestock to appropriately-sized parcels.
- (i) No person shall raise or hatch any livestock of Classes I, II, and III in a residence or business where any person resides or works, except that the business be solely an operation properly licensed and designed for raising livestock.

- (j) No owner, keeper, harbinger or person having charge of any livestock shall allow the animal to escape or permit the animal to run at large on any public thoroughfare or public land or any private premises. When made aware that the animal has escaped, the owner, keeper, harbinger or person having charge of the animal must immediately catch and confine the animal on the permitted parcel.
- (k) No owner, keeper, harbinger or person having charge of any livestock shall permit the animal to graze, scratch, dig or otherwise damage any lawn, tree, shrub, plant, building or other public or private property other than the property of the owner or person having charge of the animal. This section shall not apply to private property onto which the owner or person having charge of any animal has permission of the owner or occupier of the property authorizing the entry of the animal onto the property.
- (l) Complaints of improper nutrition, lacking veterinarian care, abuse, or neglect of any animal in this section will be investigated by the Health Department, Police Department or County Humane Society and reported to the proper authorities.
- (m) Any person, non-profit organization, firm, or corporation violating any provision of this section is guilty of a minor misdemeanor. Subsequent offenses of any provision of this section shall be a misdemeanor of the fourth degree. Nothing in this section shall limit any such owner, keeper, harbinger, or person having charge of livestock from any other civil or criminal penalty as provided by law.

Section 2: 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 3: That this Ordinance 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

1st Reading  
9/21/2015  
2nd Reading  
10/5/2015

AMENDED ORDINANCE NO. 43-2015  
Sponsors: Councilmembers Roberts and Carlisle

AMENDING SECTION 618.18 (LOCATION AND CARE OF BARN, COOPS, PENS, OR BARNYARD IN PROXIMITY TO RESIDENCES AND BUSINESSES OF THE CITY OF SHELBY.

WHEREAS, it has become necessary to amend Section 618.18 to provide more detailed regulations for the use, maintenance, and location of structures for raising livestock within the city limits; and

WHEREAS, it is in the interest of public health, safety, morals, and general welfare of the citizens of the City of Shelby that Section 618.18 be amended.

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

Section 1: Section 618.18 (Location and Care of Barns, Coops, Pens, or Barnyard in Proximity to Residences and Businesses) shall be amended as follows:

- (a) No person shall construct, use, or maintain a barn, coop, pen, or barnyard within 5 feet of a property line and within 50 feet of any neighboring structure intended for human habitation or place of business.
- (b) All construction of barns, coops, pens, or fencing must be properly permitted according to city ordinances regulating such structures.
- (c) No person shall construct, use, or maintain a barn, coop, pen or barnyard such that the contents thereof are discharged or run upon another's premises, into any street, alley, waterway, or right of way of the city.
- (d) Attached garages shall not be used at any time to keep, harbor, or maintain any livestock listed in Section 618.17.
- (e) All structures for keeping, harboring, or maintaining any livestock shall be such as to provide the best possible enclosure for the safety, health, containment, and welfare of the animals as recommended in United States Department of Agriculture standards.
- (f) The areas where livestock are kept, including but not limited to barns, coops, pens, or barnyard must be daily cleaned of manure and soiled bedding to prevent insect, rodent, or vermin infestations and odors. All manure and soiled bedding must be removed from the premise weekly to a location outside the city.
- (g) Complaints will be investigated by the Police Department, and/or Health Department, and/or County Humane Society.
- (h) Any person, non-profit organization, firm, or corporation violating any provision of this section is guilty of a minor misdemeanor. Subsequent offenses of any provision of this section shall be a misdemeanor of the fourth degree. Nothing in this section shall limit any owner, keeper, harbinger, or person having charge of livestock from any other civil or criminal penalty as provided by law.

Section 2: 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 3: That this Ordinance has been deemed to be 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.

1st Reading  
9/21/2015  
2nd Reading  
10/5/2015

ORDINANCE NO. 44 -2015  
Sponsors: Councilmembers Roberts and Carlisle

AMENDING SECTION 618.20 (DISPOSING OF ANIMAL WASTES) OF THE  
CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS, it has become necessary to amend Section 618.20 to provide more detailed regulations for disposing of animal wastes especially livestock waste within the city limits; and

WHEREAS, it is in the interest of public health, safety, morals, and general welfare of the citizens of the City of Shelby that Section 618.20 be amended.

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

Section 1: Section 618.20 (Disposing of Animal Wastes) shall be amended as follows:

- (a) No person shall deposit any manure or soiled bedding from a stable, chicken coop, animal enclosure, swill, garbage or offensive substances within 50 feet of any occupied dwelling or place of business.
- (b) No owner or person having charge of any animal shall permit the animal to place waste upon public land or private premises of another or business property within the city.
- (c) Any owner or person having charge of any animal observing or learning of his or her animal placing waste upon public land or private premises of another or business property shall immediately remove the waste and dispose of the waste in an enclosed container.
- (d) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.
  - (1) "Animal" is any domestic or livestock animal including but not limited to dogs, cats, horses, goats, rabbits, and chickens.
  - (2) "Owner" is a person who harbors, keeps, controls, or possesses an animal.
  - (3) "Public land" is all property owned by the city and includes sidewalks, rights-of way, streets, alleys, park lands, and reservoirs.
  - (4) "Waste" is fecal matter derived from animals.
- (e) Whoever violates any provision of this section is guilty of a minor misdemeanor.

Section 2: 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 3: That this Ordinance has been deemed to be 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

**ORDINANCE NO. 46-2015**  
**(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**

230-PRK-604	TEMPORARY LABOR SERVICES	\$ 7,000.00
400-MFG-426	ELECTRIC	\$50,000.00
703-FEF-515	EQUIPMENT	\$10,000.00
703-FEF-486	MAINTENANCE EQUIPMENT	\$ 2,000.00

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. 48-2015**  
(Sponsor: Councilmember Martin)

**GIVING CONSENT/AUTHORIZATION TO THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO TO COMPLETE A RESURFACING PROJECT WITHIN THE CITY OF SHELBY, OHIO AND DECLARING AN EMERGENCY.**

WHEREAS, the State of Ohio Department of Transportation has identified the need to perform a resurfacing project on the State Routes within the City of Shelby; and

WHEREAS, the purpose of the project is to perform two-lane resurfacing on RIC SR 39, 4.71 to 5.88 (Seneca Drive to Taylortown Road); and

WHEREAS, approximately 1.17 miles of this project is within the Shelby Corporation Limits; and

WHEREAS, the proposed project is tentatively scheduled to begin in the summer of 2016.

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

Section 1: That, being in the public interest, the City of Shelby gives consent to the Director of Transportation to complete the above described project.

Section 2: The City of Shelby shall cooperate with the Director of Transportation, for the portion of this project within the Shelby Corporation limits, as follows:

- 1) ODOT agrees to assume and bear one hundred percent (100%) of the preliminary engineering costs, and environmental studies costs;
- 2) ODOT agrees to assume and bear eighty percent (80%) of the roadway construction and construction engineering costs;
- 3) The City of Shelby agrees to assume and bear twenty percent (20%) of the roadway construction and construction engineering costs;
- 4) ODOT and the City of Shelby agree that the following roadway construction items are eligible for 80% ODOT/20% City funding: Pavement planning, asphalt overlay, treatment of shoulder, height adjustment to existing guardrail, pavement markings, temporary and fast dry, adjustments to catch basins, manholes, valve boxes, etc., mailbox supports & approaches and work zone signs;
- 5) ODOT agrees to assume and bear one hundred percent (100%) of the bridge related costs;
- 6) The City further agrees to pay One Hundred Percent (100%) of the cost of the following construction items: Pavement repair partial & full depth, Curbs, Curb ramps, Sidewalks, City owned signs, Guardrail- replacement of existing & required new locations, and those items requested by the City which are determined to be unnecessary by the State or Federal Highway Administration for the intent of this project;
- 7) A preliminary cost estimate for the City's share of the project is \$145,500 for construction costs and \$5,800 for construction engineering (inspection).

Section 3: Upon completion of the described Project, and unless otherwise agreed, the City of Shelby shall:

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions, and hold said right-of-way inviolate for public highway purposes.

Section 4: The City of Shelby agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

Section 5: That all meetings and hearings concerning the adoption of the 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 6: That this Resolution is hereby deemed to be 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 McLaughlin  
Vice President of Council

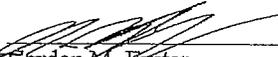
APPROVED:

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

Steven T. Lifer  
Clerk of Council

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

Prepared by:

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

**RESOLUTION NO. 49-2015**  
(Sponsor: Councilmember Martin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED.**

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivision for capital improvement to public infrastructures; and

WHEREAS, the City of Shelby is planning to make capital improvements on to its sanitary sewer infrastructure; 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 the Mayor as Director of Public Service be authorized to apply for said funds.

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 Service is hereby authorized to apply to the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Programs for financial assistance for capital improvements to public infrastructure.

Section 2: That the Mayor as Director of Public Service is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3: 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 4: That this Resolution 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 McLaughlin  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_  
Steven Lifer  
Clerk of Council  
Steven L. Schag  
Mayor

Prepared by:

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