

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

**Shelby City Council Agenda  
Tuesday, January 19, 2016  
COUNCIL CHAMBERS  
29 MACK AVENUE  
Shelby, Ohio  
7:00 p.m.**

**Call to Order and Pledge of Allegiance**

**Roll Call:**

Mr. Roub \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_ Mr. Martin \_\_\_\_\_ Mr. McLaughlin \_\_\_\_\_

**Dispense with Reading of Journal from January 4, 2016**

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

**Public Comment**

**MOTION TO MOVE INTO EXECUTIVE SESSION FOR THE FOLLOWING PURPOSE:**

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

**PREPARING FOR, CONDUCTING, OR REVIEWING NEGOTIATIONS OR BARGAINING  
SESSIONS WITH PUBLIC EMPLOYEES CONCERNING THEIR COMPENSATION OR  
OTHER TERMS AND CONDITIONS OF THEIR EMPLOYMENT**

**Reports from Standing and Special Committees**

Finance & Personnel Committee—Garland John Gates

Safety Committee—Derrin Roberts

Utilities & Streets Committee—Nathan Martin

**Reports of City Officials**

Steven L. Schag—Mayor

**MOTION TO CONFIRM THE APPOINTMENT OF PATRICIA CARLISLE TO THE SHELBY HISTORIC PRESERVATION COMMISSION**

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

**MOTION TO CONFIRM THE APPOINTMENT OF EDWIN THARP TO THE BOARD OF REVIEW (INCOME TAX)**

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

**MOTION TO CONFIRM THE APPOINTMENT OF ED INGLE TO THE BOARD OF PARK COMMISSIONERS**

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

Steven T. Lifer—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

**New Business**

**Unfinished Business**

Mansfield Avenue Right of Way

Board of Review-Tax Ordinance

Legislation

**ORDINANCE NO 1-2016**                      **ENACTING SECTION 222.02 (APPLICATION TO CITY PROPERTY BEYOND CITY LIMITS) OF CHAPTER 222 (ORDINANCES AND RESOLUTIONS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**2ND READING**  
Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mr. Roub \_\_\_\_\_ Mr. McLaughlin \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**RESOLUTION NO 1-2016**                      **ADOPTING A PLAN OF OPERATION AND GOVERANCE FOR NATURAL GAS GOVERNMENTAL AGGREGATION AND DECLARING AN EMERGENCY**

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

**RESOLUTION NO 5-2016**                      **AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO EXECUTE A HOUSING REVOLVING LOAN FUND AND ADMINISTRATION AGREEMENT WITH THE STATE OF OHIO, DEVELOPMENT AGENCY SERVICES AND DECLARING AN EMERGENCY**

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

**RESOLUTION NO 6-2016**                      **AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ACQUIRE RIGHTS OF EASEMENT FOR THE MONROE AVENUE AND MANSFIELD AVENUE SANITARY SEWER REPLACEMENT PROJECT AND DECLARING AN EMERGENCY**

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

**RESOLUTION NO 7-2016**

**APPROVING THE PLANS AND AUTHORIZING THE  
MAYOR AS DIRECTOR OF PUBLIC SERVICE TO  
ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT  
FOR THE CITY OF SHELBY MONROE AVENUE AND  
MANSFIELD AVENUE SANITARY SEWER  
REPLACEMENT PROJECT AND DECLARING AN  
EMERGENCY**

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

**Miscellaneous Business**

**Adjournment** at \_\_\_\_\_ p.m.  
Moved \_\_\_\_\_ 2<sup>ND</sup> \_\_\_\_\_  
Mr. Martin \_\_\_\_\_ Mr. Roub \_\_\_\_\_ Mr. McLaughlin \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

1st Reading  
1/4/2016

ORDINANCE NO. 1 -2016  
(Sponsor - Councilmember Gates)

ENACTING SECTION 222.02 (APPLICATION TO CITY PROPERTY BEYOND CITY LIMITS) OF CHAPTER 222 (ORDINANCES AND RESOLUTIONS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare of the City of Shelby that the Codified Ordinances of the City of Shelby apply to city-owned property beyond the city limits.

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

Section 1: That Section 220.02 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

**222.02 APPLICATION TO CITY PROPERTY BEYOND CITY LIMITS.**

All ordinances and resolutions which have been or are hereafter passed by Council shall apply to all property owned by the City beyond the corporate limits, to the fullest extent allowed by law.

Section 2: That all other sections of Chapter 222 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.

Section 4: 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

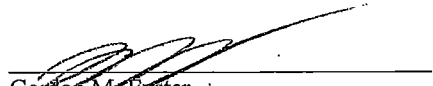
APPROVED:

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

Steven T. Lifer  
Clerk of Council

Steven L. Schag  
Mayor

Prepared by:



Gordon M. Eyster  
Director of Law

RESOLUTION 1 -2016  
(Sponsor Councilmember Martin)

**ADOPTING A PLAN OF OPERATION AND GOVERNANCE FOR NATURAL GAS GOVERNMENTAL AGGREGATION AND DECLARING AN EMERGENCY.**

WHEREAS, Council for the City of Shelby, Richland County, Ohio desires to adopt a Plan of Operation and Governance for purposes of Natural Gas Governmental Aggregation; and

WHEREAS, Council for the City of Shelby has determined this resolution is in the best interest of the Citizens of the City of Shelby; promotes the general welfare of said citizenry, and must be passed on an emergency basis in order to optimize rates available for residents.

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

Section 1: Council for the City of Shelby hereby adopts and approves a Plan of Operations and Governance in regard to Natural Gas Governmental Aggregation as attached hereto.

Section 2: All prior Resolutions and Ordinances and parts of Resolutions and Ordinances which conflict with the provisions of this resolution are hereby repealed to the extent that they are in conflict herewith.

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.

Section 4: The 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 D. McLaughlin  
Vice President of Council

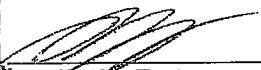
APPROVED:

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

Steven T. Lifer  
Clerk of Council

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

Prepared by:

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

**RESOLUTION NO. 5-2016**  
(Sponsor- Councilmember McLaughlin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO EXECUTE A HOUSING REVOLVING LOAN FUND AND ADMINISTRATION AGREEMENT WITH THE STATE OF OHIO, DEVELOPMENT AGENCY SERVICES AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Shelby administers a Community Development Block Grant (CDBG) which includes a Housing Revolving Loan fund; and

WHEREAS, said fund requires a contract between the City of Shelby and the State of Ohio, Development Services Agency; and

WHEREAS, it is in the interest of public health, safety, morals, and general welfare of the citizens of the City of Shelby that said contract be executed.

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

Section 1: That the Mayor as Director of Public Service shall be and is hereby authorized to execute the Housing Revolving Loan Fund Administration Agreement with the State of Ohio, Development Services Agency

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 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 D. McLaughlin  
Vice President of Council

APPROVED:

ATTEST: \_\_\_\_\_  
Stevn T. Lifer  
Clerk of Council

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

Prepared by:

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

RESOLUTION NO. 6-2016  
(Sponsor: Councilmember Martin)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ACQUIRE RIGHTS OF EASMENT FOR THE MONROE AVENUE AND MANSFIELD AVENUE SANITARY SEWER REPLACEMENT PROJECT AND DECLARING AN EMERGENCY**

WHEREAS, it has become necessary to replace existing sanitary sewer lines on the City's system; and

WHEREAS, in order to complete the project, it is necessary to secure rights of easement across private property; 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 acquire rights of easement for the installation of a sanitary sewer line.

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

Section 1: That the Mayor as Director of Public Service is hereby authorized to acquire rights of easement for the installation of a sanitary sewer line for the Monroe Avenue and Mansfield Avenue Sanitary Sewer Replacement Project as prepared by Raymond G. Lenczowski, Ohio Registered Surveyor No. 6687 on December 29, 2015.

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 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 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



**RESOLUTION NO. 7-2016**  
(Sponsor: Councilmember Martin)

**APPROVING THE PLANS AND AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE CITY OF SHELBY MONROE AVENUE AND MANSFIELD AVENUE SANITARY SEWER REPLACEMENT PROJECT AND DECLARING AN EMERGENCY**

WHEREAS, it has become necessary to replace existing sanitary sewer lines on the City's system; and

WHEREAS, plans and specifications have been prepared for said project; 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 advertise for bids and enter into a contract for the improvements herein above described.

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

Section 1: That the Mayor as Director of Public Service is hereby authorized to advertise for bids and enter into a contract for the City of Shelby Monroe Avenue & Mansfield Avenue Sanitary Sewer Replacement Project

Section 2: That the funds from the 300-PRO-559 account shall be reimbursed to the 402-SIF-536 account over a period of 5 years.

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 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 D. McLaughlin  
Vice President of Council


APPROVED:

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

Steven Lifer  
Clerk of Council

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

Prepared by:

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