

6:59pm-The Lord's Prayer & Moment of Silence

Shelby City Council Agenda

Monday, June 15, 2020

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 June 1, 2020

Moved _____ 2ND _____

Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____ Mr. Gates _____ Mr. Martin _____

Public Comment

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 DUSTIN VOUSDEN TO THE BOARD OF ZONING APPEALS

Moved _____ 2ND _____

Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____ Mr. Gates _____ Mr. Martin _____

Brian A. Crum—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

New Business

Unfinished Business

Future Use of Main Street Fire Station—ORC Section 721.01—Future letter in regard to real estate as needed or not needed for any municipal purpose

Exterior Property Maintenance—59 West Main Street

Declaration of Independence

Legislation

AMENDED ORDINANCE NO 15-2020 AMENDING SECTION 276.03 (INVESTIGATION OF COMPLAINTS; CORRECTION; REPORTS TO COUNCIL)

2ND READING

Moved 2ND
Mr. McLaughlin Mr. Roub Mr. Roberts Mr. Gates Mr. Martin

Miscellaneous Business

Tribute to Marlene Harvey & Judge Jon P. Schaefer

Adjournment at _____ p.m.

Moved _____ 2ND _____

Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____ Mr. Gates _____ Mr. Martin _____

1st Reading
6/11/2020

AMENDED ORDINANCE NO. 15-2020
(Sponsors: Councilmembers Martin and Roub)

AMENDING SECTION 276.03 (INVESTIGATION OF COMPLAINTS; CORRECTION; REPORTS TO COUNCIL)

WHEREAS, procedure and process is fundamental to the necessity for proper due process and Constitutional protections; and

WHEREAS, the health department is failing to keep proper records of those filing complaints and this is a result of a vague law and also a potential desire to skirt public records law; 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 Section 276.03 (Investigation of complaints; correction; reports to Council) of Chapter 276 (Division of Health) be amended and/or modified.

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

Section 1: That Section 276.03 (Investigation of complaints; correction; reports to Council) of Chapter 276 (Division of Health) be amended to read as follows:

The Health Commissioner and his or her designee in order to investigate a complaint of nuisance shall record for public record, the name of the complainant, the complaint, and the outcome of the investigation.

The Health Commissioner and his or her designee shall investigate, as soon as possible, all complaints eligible for investigation of nuisances reported to him or her and shall take immediate measures to remove or abate the same when found to exist. He or she shall make such reports to Council as Council may from time to time require.

Section 2: That all other Sections of Chapter 276 (Division of Health) of the Codified Ordinances of the City of Shelby 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 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: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law