

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

**Shelby City Council Agenda**  
**Monday, August 2, 2021**  
**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 \_\_\_\_\_

**Motion to excuse Councilman Roub**

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

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

**Dispense with Reading of Journal from July 19, 2021**

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

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

**Public Comment**

**Reports from Standing and Special Committees**

Community & Economic Development Committee—Councilman McLaughlin

Public Works & General Operation Committee—Councilman Roub

**Reports of City Officials**

Steven L. Schag—Mayor

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

Charter centennial timeline

McBride Park Baseball Field

**Legislation**

**AMENDED ORDINANCE NO 14-2021 AUTHORIZING THE DIRECTOR OF FINANCE TO LEVY ASSESSMENTS FOR THE IMPROVEMENT OF A PORTION OF WEST MAIN STREET WITH A SANITARY SEWER AND ITS APPURTENANCES**

**3RD READING**

Moved        2<sup>ND</sup>       

**MOTION TO DECLARE AN EMERGENCY**

Moved        2<sup>ND</sup>       

Mr. Martin        Mr. McLaughlin        Mr. Roberts        Mr. Gates       

Mr. Martin        Mr. McLaughlin        Mr. Roberts        Mr. Gates       

**PASSAGE OF ORDINANCE**

Moved        2<sup>ND</sup>       

Mr. Martin        Mr. McLaughlin        Mr. Roberts        Mr. Gates

**ORDINANCE NO 19-2021**

**AMENDING SECTION 260.09 (HOLIDAYS) OF CHAPTER 260 (EMPLOYEES GENERALLY) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**3RD READING**

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

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

**PASSAGE OF ORDINANCE**

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

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

**ORDINANCE NO 20-2021**

**REENACTING CHAPTER 1050 (ELECTRICITY) SECTION 1050.02 (RATES AND CHARGES FOR SERVICE), (g) KILOWATT-HOUR TAX ADJUSTMENT OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO 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 \_\_\_\_\_ Mr. McLaughlin \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**PASSAGE OF ORDINANCE**

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

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

**RESOLUTION NO 45-2021**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A FIRE PROTECTION CONTRACT WITH SHARON TOWNSHIP**

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

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

**RESOLUTION NO 46-2021**

**APPROVING THE PLANS AND SPECIFICATIONS AND  
AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC  
SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A  
CONTRACT FOR THE SHELBY SIGNAL UPGRADE  
PROJECT, WITHIN THE CITY OF SHELBY, OHIO AND  
DECLARING AN EMERGENCY**

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

**Miscellaneous Business**

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

1 Reading  
3/17/2021  
2nd Reading  
7/19/2021

**AMENDED ORDINANCE NO. 14-2021  
(Sponsor- Councilmember Gates)**

**AUTHORIZING THE DIRECTOR OF FINANCE TO LEVY ASSESSMENTS FOR THE IMPROVEMENT OF A PORTION OF WEST MAIN STREET WITH A SANITARY SEWER AND ITS APPURTENANCES.**

WHEREAS, this Council did on March 19, 2018 (Resolution No. 18-2018) duly adopt a resolution declaring the necessity of the improvements noted therein and hereinafter described; and

WHEREAS, the Board of Revision of Assessments has held meetings and conducted hearings concerning said improvements and has considered claims and objections thereto associated with the character of the improvements, the necessity thereof, and the equity of the assessments as provided in the assessment report; and

WHEREAS, the Board of Revision of Assessments has reported its findings to the Council of the City of Shelby; and

WHEREAS, this Council did on September 4, 2018 (Ordinance No. 19-2018) duly adopt an ordinance authorizing the Mayor as Director of Public Service to advertise for bids and enter into a contract for said project; and

WHEREAS, all of the work has been completed on 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 Director of Finance be authorized to levy assessments for these improvements.

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

Section 1: That the assessment of the cost of the improvement of a portion of West Main Street with a sanitary sewer and appurtenances as heretofore reported to this Council and now on file in the office of the Clerk and aggregating in the amount of Three Hundred Twenty-five Thousand Nine Hundred Fifteen and 33/100 Dollars (\$325,915.33) be, and the same is hereby adopted and confirmed.

Section 2: That there be and is hereby levied and assessed upon the lots and lands bounding and abutting upon said improvement the amount set forth below.

<u>Richland County Parcel ID No.</u>	<u>Assessment</u>
0460819818000	\$13,579.81
0460819512000	\$13,579.81
0460820218000	\$13,579.81
0460819608000	\$13,579.81
0460804308000	\$13,579.81
0460806810000	\$13,579.81
0460819614000	\$13,579.81
0460819614001	\$13,579.81
0460816417000	\$13,579.81
0460802308000	\$13,579.81
0460810210000	\$13,579.81
0460820215002	\$13,579.81
0460815310000	\$13,579.81
0460815511002	\$13,579.81
0460815511001	\$13,579.81

0460815512002	\$13,579.81
0460821911000	\$13,579.81
0460813001000	\$13,579.81
0460822012000	\$13,579.81
0460815401000	\$13,579.81
0460802617000	\$13,579.81
0460806214000	\$13,579.81
0460804118000	\$13,579.81
0460813614000	\$13,579.81

Said special assessments upon said properties deeded to be benefited by the public improvement have been assessed herein in proportion to the benefits which may result from the improvement.

Section 3: That it is hereby determined that the assessments hereinbefore referred to are in the same proportion to the estimated assessments as the actual cost of said improvement bears to the estimated cost of said improvement upon which assessments are based.

Section 4: That the total assessment against each lot and parcel of the land shall be payable in cash to the Treasurer of said City within thirty (30) days after passage of this Ordinance, or at the option of the property owner assessed, in twenty (20) semi-annual installments with interest at the same rate as is borne by the securities issued or the loan or loans incurred by the City in anticipation of the collection of such assessments. All assessments and installments thereof which have not been paid at the expiration of said 30-day period shall be certified by the Clerk of Council to the Richland County Auditor to be placed by him on the tax duplicate and collected at the same time in the same manner as other taxes are collected, as provided by law.

Section 5: That the Clerk of this Council shall be and is hereby authorized and directed to cause notice of the passage of this Ordinance to be published once in a newspaper of general circulation in said City as required by law.

Section 6: That the Clerk of this Council shall be and is hereby authorized and directed to keep said assessments on file in his office for so long as any of them remain unpaid.

Section 7: That the Clerk of this Council be and is hereby authorized and directed to cause notice of the levy of the assessments herein provided for to be filed with the Richland County Auditor within twenty (20) days after the passage of this Ordinance.

Section 8: 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 9: 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

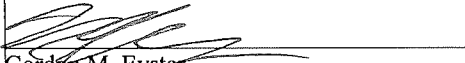
APPROVED:

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

Brian A. Crum  
Clerk of Council

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

Prepared by:



Gordon M. Eyster  
Director of Law

**AMENDED ORDINANCE NO. 14-2021**  
**(Sponsor- Councilmember Gates)**

**AUTHORIZING THE DIRECTOR OF FINANCE TO LEVY ASSESSMENTS FOR THE IMPROVEMENT OF A PORTION OF WEST MAIN STREET WITH A SANITARY SEWER AND ITS APPURTENANCES AND DECLARING AN EMERGENCY.**

WHEREAS, this Council did on March 19, 2018 (Resolution No. 18-2018) duly adopt a resolution declaring the necessity of the improvements noted therein and hereinafter described; and

WHEREAS, the Board of Revision of Assessments has held meetings and conducted hearings concerning said improvements and has considered claims and objections thereto associated with the character of the improvements, the necessity thereof, and the equity of the assessments as provided in the assessment report; and

WHEREAS, the Board of Revision of Assessments has reported its findings to the Council of the City of Shelby; and

WHEREAS, this Council did on September 4, 2018 (Ordinance No. 19-2018) duly adopt an ordinance authorizing the Mayor as Director of Public Service to advertise for bids and enter into a contract for said project; and

WHEREAS, all of the work has been completed on 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 Director of Finance be authorized to levy assessments for these improvements.

**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 the assessment of the cost of the improvement of a portion of West Main Street with a sanitary sewer and appurtenances as heretofore reported to this Council and now on file in the office of the Clerk and aggregating in the amount of Three Hundred Twenty-five Thousand Nine Hundred Fifteen and 33/100 Dollars (\$325,915.33) be, and the same is hereby adopted and confirmed.

Section 2: That there be and is hereby levied and assessed upon the lots and lands bounding and abutting upon said improvement the amount set forth below.

<u>Richland County Parcel ID No.</u>	<u>Assessment</u>
0460819818000	\$13,579.81
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0460802308000	\$13,579.81
0460810210000	\$13,579.81
0460820215002	\$13,579.81
0460815310000	\$13,579.81
0460815511002	\$13,579.81



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0460821911000	\$13,579.81
0460813001000	\$13,579.81
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0460802617000	\$13,579.81
0460806214000	\$13,579.81
0460804118000	\$13,579.81
0460813614000	\$13,579.81

Said special assessments upon said properties deeded to be benefited by the public improvement have been assessed herein in proportion to the benefits which may result from the improvement.

Section 3: That it is hereby determined that the assessments hereinbefore referred to are in the same proportion to the estimated assessments as the actual cost of said improvement bears to the estimated cost of said improvement upon which assessments are based.

Section 4: That the total assessment against each lot and parcel of the land shall be payable in cash to the Treasurer of said City within thirty (30) days after passage of this Ordinance, or at the option of the property owner assessed, in twenty (20) semi-annual installments with interest at the same rate as is borne by the securities issued or the loan or loans incurred by the City in anticipation of the collection of such assessments. All assessments and installments thereof which have not been paid at the expiration of said 30-day period shall be certified by the Clerk of Council to the Richland County Auditor to be placed by him on the tax duplicate and collected at the same time in the same manner as other taxes are collected, as provided by law.

Section 5: That the Clerk of this Council shall be and is hereby authorized and directed to cause notice of the passage of this Ordinance to be published once in a newspaper of general circulation in said City as required by law.

Section 6: That the Clerk of this Council shall be and is hereby authorized and directed to keep said assessments on file in his office for so long as any of them remain unpaid.

Section 7: That the Clerk of this Council be and is hereby authorized and directed to cause notice of the levy of the assessments herein provided for to be filed with the Richland County Auditor within twenty (20) days after the passage of this Ordinance.

Section 8: 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 9: 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:

\_\_\_\_\_  
Brian A. Crum  
Clerk of Council

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

Prepared by:

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

1st Reading  
7/6/2021

2nd Reading  
7/19/2021

**ORDINANCE NO. 19-2021**  
**(Sponsor – Councilmember Gates)**

**AMENDING SECTION 260.09 (HOLIDAYS) OF CHAPTER 260 (EMPLOYEES GENERALLY) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, Congress has passed and the President has signed Public Law 117-17 to designate June 19 as a legal public holiday known as Juneteenth; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare that Codified Ordinances of the City of Shelby be amended to provide for this holiday.

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

Section 1: That Section 260.09 of the Codified Ordinances of the City of Shelby be amended to read as follows:

**260.09 HOLIDAYS.**

(a) The official paid holidays of the city are as follows:

- (1) New Year's Day – January 1;
- (2) Martin Luther King Day – third Monday in January;
- (3) Presidents' Day – third Monday in February;
- (4) Memorial Day – last Monday in May;
- (5) Juneteenth – June 19 (provided, however, that in 2021 said holiday shall be celebrated on November 26);
- (6) Independence Day – July 4;
- (7) Labor Day – first Monday in September;
- (8) Veterans Day – November 11;
- (9) Thanksgiving Day – fourth Thursday in November; and
- (10) Christmas Day – December 25.

(b) In addition to the ten holidays set forth in division (a) hereof, all employees covered by this chapter shall, after one continuing year of service, receive two floating holidays per calendar year, which shall be taken off anytime during the calendar year and prior to December 31 of any given year. An employee must clear his or her date selection with the Mayor or department head. Each department head shall keep accurate records of all time taken off within his or her department.

(c) An employee shall be paid the holidays as aforesaid and shall not be required to work any such holidays, unless, in the opinion of the Director of Public Service, failure to work on the holiday would impair public service or safety. Each employee working on such a holiday shall receive compensation time in lieu of overtime pay.

Section 2: That all other sections of Chapter 260 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 McLaughlin  
Vice President of Council

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

\_\_\_\_\_  
Brian Crum  
Clerk of Council

APPROVED: \_\_\_\_\_  
\_\_\_\_\_  
Steven L. Schag  
Mayor

Prepared by:

  
Gordon Eyster  
Director of Law

**ORDINANCE NO: 20 -2021**  
**(Sponsor: Councilmember Martin)**

**REENACTING CHAPTER 1050 (ELECTRICITY) SECTION 1050.02 (RATES AND CHARGES FOR SERVICE), (g) KILOWATT-HOUR TAX ADJUSTMENT OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO AND DECLARING AN EMERGENCY.**

WHEREAS, Ordinance 9-2020 established language for *Emergency Rates*; and

WHEREAS, Ordinance 9-2020 inadvertently removed the language for the *Kilowatt-hour tax adjustment* from Chapter 1050 (Electricity), Section 1050.02 (Rates and Charges for Service) by the way of a typographical error; and

WHEREAS, the typographical error occurred by stating (f) *Emergency Rates* instead of (g) *Emergency Rates* thus removing the *Kilowatt-hour tax adjustment* language from the Codified Ordinances; and

WHEREAS, to correct the typographical error, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that Chapter 1050 (Electricity), Section 1050.02 (Rates and Charges for Service), (g) *Kilowatt-hour tax adjustment* be reenacted.

**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 Chapter 1050 (Electricity), Section 1050.02 (Rates and Charges for Service), (g) *Kilowatt-hour tax adjustment* be reenacted and the language shall read as follows:

(g) *Kilowatt-hour tax adjustment*. The rates and charges set forth in the current city electric rate schedules shall be increased by an amount equal to the kilowatt-hour tax imposed on the city's electric distribution system under R.C. § 5727.81. The increase shall become effective with the bills that include May 1, 2001, as part of the usage period and shall thereafter be automatically adjusted to reflect any change in the kilowatt-hour tax imposed by R.C. § 5727.81 increase in the current schedule that reflects the following:

- (1) For the first 2,000 kWh delivered, the tax rate shall be \$0.00465 per kWh delivered.
- (2) For the next 2,001 to 15,000 kWh delivered, the tax rate shall be \$0.00419 per kWh.
- (3) For any kWh above 15,000, the tax rate shall be \$0.00363.

Section 2: That all other language in Chapter 1050 (Electricity), Section 1050.02 (Rates and Charges for Service) 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 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:

\_\_\_\_\_  
Brian Crum  
Clerk of Council

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

Prepared by:

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

**RESOLUTION NO.: 45 -2021**  
**(Sponsor: Councilmember Gates)**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A FIRE PROTECTION CONTRACT WITH SHARON TOWNSHIP.**

WHEREAS, Sharon Township desires to obtain fire protection for its property and residents from the City of Shelby, Ohio Fire Department; and

WHEREAS, the City of Shelby, Ohio is willing and able to furnish said fire protection for Sharon Township; and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby and the citizens of Sharon Township that the Mayor as Director of Public Safety enter into said agreement, to provide fire protection to the property and citizens of Sharon Township.

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

Section 1: The City of Shelby, Ohio agrees to provide Sharon Township with fire protection by the City of Shelby's Fire Department for a period of one (1) year commencing October 1, 2021, and terminating on September 30, 2022, inclusive, at the following rate, payable in full within Thirty (30) days after the end contract year, upon submission of invoice:

OCTOBER 1, 2021	\$60,000.00
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Section 2: This contract cannot be terminated due to monetary consideration by either party.

Section 3: The City of Shelby, Ohio agrees that the Fire Department services provided to Sharon Township shall be equal to that provided to the property and people of the City of Shelby, Ohio.

Section 4: The City of Shelby, Ohio agrees to provide state certified fire inspectors to provide fire inspection to Sharon Township if requested by its Board of Trustees.

Section 5: Either the City of Shelby, Ohio or Sharon Township may terminate this agreement provided that it gives the other party written notice One Hundred Eighty (180) days before the date on which it wishes to terminate said agreement.

Section 6: 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 7: 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 D. McLaughlin  
Vice President of Council

APPROVED:

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

Brian Crum  
Clerk of Council

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

Prepared by:

  
Gordon M. Eyster  
Director of Law



RESOLUTION NO. 46 -2021  
(Sponsor- Councilmember Martin)

**APPROVING THE PLANS AND SPECIFICATIONS AND AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE SHELBY SIGNAL UPGRADE PROJECT, WITHIN THE CITY OF SHELBY, OHIO AND DECLARING AN EMERGENCY**

WHEREAS, plans and specifications have been completed for the Shelby Signal Upgrade Project; and

WHEREAS, the traffic signals at the East Main Street and Broadway/Mansfield Avenue, and the West Main/Gamble Street are in need of upgrades; and

WHEREAS, it is the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby that said signal upgrades be made within the City of Shelby.

**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 plans and specifications for the Shelby Signal Upgrade Project in the City of Shelby are hereby approved.

Section 2: That the Mayor as Director of Public Service is hereby authorized to advertise for bids and enter into a contract for said paving project.

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 therefor, 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