

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

**Shelby City Council Agenda  
Monday, December 5, 2022  
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 November 21, 2022**

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

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

**Public Comment**

**Reports from Standing and Special Committees**

Community & Economic Development Committee—Councilmember McLaughlin

Public Works & General Operation Committee—Councilmember Roub

Parking Committee—Councilmember Roberts

**Reports of City Officials**

Steven L. Schag—Mayor

**Proclamation**

Brian A. Crum—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

**New Business**

**Unfinished Business**

Former Ice Plant Property

Future Use of Main Street Fire Station

**Legislation**

**ORDINANCE NO 25-2022**

**DECLARING THE NECESSITY FOR THE CONTINUATION  
OF A LEVY OF TWO-TENTHS (.2%) PERCENT INCOME  
TAX FOR THE PURPOSE OF MAINTAINING ROADWAY  
AND SIDEWALK IMPROVEMENT AND REPAIR**

**3RD READING**

Moved        2<sup>ND</sup>       

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

**PASSAGE OF ORDINANCE**

Moved        2<sup>ND</sup>       

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

**AMENDED ORDINANCE NO 26-2022 AMENDING CHAPTER 1044 (SEWER CHARGES), SECTION 1044.02 (CONDITIONS OF SERVICE; RATE SCHEDULE), (e) RATE ADJUSTMENT PROVISION OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO**

**3RD READING**

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

**PASSAGE OF ORDINANCE**

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

**AMENDED ORDINANCE NO 27-2022 AMENDING CHAPTER 1040 (WATER), SECTION 1040.04 (RULES, REGULATIONS AND FIXED CHARGES FOR MUNICIPAL WATER SYSTEM), RULE 43 OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO**

**3RD READING**

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

**PASSAGE OF ORDINANCE**

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

**ORDINANCE NO 29-2022 CREATING TEMPORARY APPROPRIATIONS FOR THE YEAR 2023 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. Roub \_\_\_\_\_ Mr. Roberts \_\_\_\_\_ Mr. Gates \_\_\_\_\_

**PASSAGE OF ORDINANCE**

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

**RESOLUTION NO 65-2022**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY OF THE CITY OF SHELBY TO APPLY FOR A BUREAU OF WORKERS' COMPENSATION SAFETY INTERVENTION GRANT FOR A POWER LIFT COT AND LOADING SYSTEM AND DECLARING AN EMERGENCY**

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

**RESOLUTION NO 66-2022**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO THE OHIO BUREAU OF WORKERS' COMPENSATION TRANSITIONAL WORK GRANT AGREEMENT AND DECLARING AN EMERGENCY**

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

**Miscellaneous Business**

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

1st Reading  
11/7/2022

2nd Reading  
11/21/2022

**ORDINANCE NO. 25-2022**  
**(Sponsor: Councilmember Martin)**

**DECLARING THE NECESSITY FOR THE CONTINUATION OF A LEVY OF TWO-TENTHS (.2%) PERCENT INCOME TAX FOR THE PURPOSE OF MAINTAINING ROADWAY AND SIDEWALK IMPROVEMENT AND REPAIR.**

WHEREAS, the City of Shelby needs to maintain roadways and sidewalks so as to keep them passable and to promote free travel and commerce within the boundaries of the City of Shelby; and

WHEREAS, the voters of the City of Shelby approved an income tax levy on May 8, 2018 for roadway improvements and sidewalk replacement; and

WHEREAS, it has been determined by the Council of the City of Shelby that it is necessary to maintain roadways and sidewalks and that it be funded by continuing a levy of two-tenths (.2%) percent income tax and that the proceeds of that said tax be used for roadway improvements and repair (97%) and sidewalk replacement (3%).

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

Section 1: That it is necessary to continue a levy of two-tenths (.2%) percent income tax upon income taxable by the City of Shelby for the benefit of the citizens of the City of Shelby and for the specific purpose of roadway and sidewalk improvements and repair. A "Roadway" includes all appurtenances to the roadway including but not limited to, bridges, viaducts, culverts, and approaches on or to such roadway.

Section 2: That such two-tenths (.2%) percent income tax shall be expended for roadway improvements and repair (97%) and sidewalk replacement (3%).

Section 3: That such two-tenths (.2%) percent income tax for roadway and sidewalk improvements and repair shall be imposed upon all income taxable by the City of Shelby only if approved by the majority of electors of the City of Shelby pursuant to Section 718.01 of the Ohio Revised Code.

Section 4: That if the two-tenths (.2%) percent income tax is approved by the electors of the City of Shelby, said two-tenths (.2%) percent shall be levied upon income taxable by the City of Shelby for a period of five (5) years from January 1, 2024 through December 31, 2028.

Section 5: That the question to levy a two-tenths (.2%) percent income tax shall be submitted to the electors of the City of Shelby at the primary election to be held at the designated voting places within said City of Shelby on the 2nd day of May, 2023.

Section 6: That if the continued (.2%) tax is approved by the electors of the City of Shelby, then and in that event, said (.2%) percent continued tax shall not be subject to the credit provisions as contained within Section 881.06 of the Codified Ordinances of the City of Shelby.

Section 7: That the Clerk of this Council be and hereby is directed to certify a true copy of the Ordinance to the Board of Elections, Richland County, Ohio as provided by the Ohio Revised Code Section 718.01 and that he shall do so at least 90 days before the primary election herein mentioned.

Section 8: That the ballot shall be substantially in the following form or similar form as approved by the appropriate election authorities to express the intent and purpose hereof.

PROPOSED MUNICIPAL INCOME TAX

CITY OF SHELBY

A Majority Affirmative Voted is Necessary for Passage

Shall the Ordinance providing for the continuation of a two-tenths (.2%) levy on income for a period of five (5) years, commencing on January 1, 2024 and ending on December 31, 2028, for roadway improvement and repair (97%) and sidewalk replacement (3%), be passed.

FOR THE INCOME TAX

AGAINST THE INCOME TAX

Section 9: 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 10: That the Richland County Board of Elections and the Mayor, Clerk of Council, and Director of Law of the City of Shelby are hereby directed and authorized to take all action necessary to submit the above question to the electors of the City at the election held on May 2, 2023.

Section 11: That the Clerk of Council is hereby directed to certify a copy of this Ordinance to the Richland County Board of Elections no later than 4:00 p.m. on the ninetieth day prior to the date of election.

Section 12: That said Ordinance, if approved by the electors, shall become effective on January 1, 2024.

Section 13: 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

1st Reading  
11/7/2022

2nd Reading  
11/21/2022

**AMENDED ORDINANCE NO. 26-2022**  
**(Sponsor: Councilmember Martin)**

**AMENDING CHAPTER 1044 (SEWER CHARGES), SECTION 1044.02 (CONDITIONS OF SERVICE; RATE SCHEDULE), (e) RATE ADJUSTMENT PROVISION OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO.**

WHEREAS, the current language in Chapter 1044 (Sewer Charges), Section 1044.02 (Conditions of Service; Rate Schedule) (e) Rate Adjustment Provision limits the Consumer Price Index upward adjustment to a maximum of 3% in any one year; and

WHEREAS, the Consumer Price Index (CPI) is a measurement of the average change over time for prices paid by urban consumers for goods and services; and

WHEREAS, it is necessary to establish the CPI percentage to be adjusted annually of the said rate adjustment provision to collect the appropriate revenue to recover operating expenses for the sewer utility; 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 Chapter 1044 (Sewer Charges), Section 1044.02 (Conditions of Service; Rate Schedule), (e) Rate Adjustment Provision be amended to establish the consumer price index maximum adjustment.

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

Section 1: That Chapter 1044 (Sewer Charges), Section 1044.02 (Conditions of Service; Rate Schedule), (e) Rate Adjustment Provision be amended to establish the consumer price index maximum adjustment for the Base amount and the Project Equipment Rider (PER).

Section 2: That (e) Rate Adjustment Provision shall read as follows:

(e) *Rate adjustment provision.* Beginning January 1, 2010, and on every January 1 thereafter, the Base and Project and Equipment Rider (PER) of the usage charge shall be adjusted upwards by a factor equal to 100% of the most current Core Consumer Price Index (CPI) as determined by the Government of the United States, if the number is positive (+). If the CPI is negative (-), then the effective rates as stated above shall be adjusted downward by a factor equal to 100% of the CPI. The effective annual CPI percentage shall have an upward adjustment of no more than 5%. Any additional authorized percentage above the 5% in any one year shall be presented to Council no later than the second regular meeting in February of the adjustment year.

Section 3: That all other provisions in Chapter 1044 (Sewer Charges), Section 1044.02 (Conditions of Service; Rate Schedule) of the Codified Ordinances of the City of Shelby shall remain in full force and effect.

Section 4: 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 5: 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 Eyster  
Director of Law



1st Reading  
11/17/2022

2nd Reading  
11/21/2022

**AMENDED ORDINANCE NO. 27-2022**  
**(Sponsor: Council Member Martin)**

**AMENDING CHAPTER 1040 (WATER), SECTION 1040.04 (RULES, REGULATIONS AND FIXED CHARGES FOR MUNICIPAL WATER SYSTEM), RULE 43 OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO.**

WHEREAS, the current language in Chapter 1040 (Water), Section 1040.04 (Rules, Regulations and Fixed Charges for Municipal Water System), Rule 43, limits the Consumer Price Index upward adjustment to a maximum of 3% in any one year; and

WHEREAS, the Consumer Price Index is a measurement of the average change over time for prices paid by urban consumers for goods and services; and

WHEREAS, it is necessary to establish the CPI percentage to be adjusted annually of the said rule to collect the appropriate revenue to recover operating expenses for the water utility; 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 Chapter 1040 (Water), Section 1040.04 (Rules, Regulations and Fixed Charges for Municipal Water System), Rule 43 be amended to establish the consumer price index maximum adjustment for Rule 34, Rule 35, Rule 36, Rule 37, Rule 38, Rule 39, Rule 41 and the Base amount.

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

Section 1: That Chapter 1040 (Water), Section 1040.04 (Rules, Regulations and Fixed Charges for Municipal Water System), Rule 43 be amended to establish the consumer price index maximum adjustment for Rule 34, Rule 35, Rule 36, Rule 37, Rule 38, Rule 39, Rule 41 and the Base amount.

Section 2: That Rule 43 shall read as follows:

**Rule 43**

Beginning January 1, 2008, and on every January 1 thereafter, Rule 34, Rule 35, Rule 36, Rule 37, Rule 38, Rule 39, Rule 41 and the Base, shall be adjusted upwards by a factor equal to 100% of the most current Core Consumer Price Index (CPI) as determined by the government of the United States, if the number is positive (+). If the CPI is negative (-), then the effective rates as stated above shall be adjusted downward by a factor equal to 100% of the CPI. The effective annual CPI percentage shall have an upward adjustment of no more than 5%. Any additional authorized percentage above the 5% in any one year shall be presented to Council no later than second regular meeting in February of the adjustment year.

Section 3: That all other provisions in Chapter 1040 (Water) and Section 1040.04 (Rules, Regulations and Fixed Charges for Municipal Water Service) of the Codified Ordinances of the City of Shelby shall remain in full force and effect.

Section 4: 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 5: 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 Byster  
Director of Law

**ORDINANCE NO.: 29 -2022**  
**(Sponsors: Councilmembers Gates & Martin)**

**CREATING TEMPORARY APPROPRIATIONS FOR THE YEAR 2023 AND DECLARING AN EMERGENCY.**

WHEREAS, Ohio Revised Code §5705.38 requires that “the taxing authority of each subdivision or other taxing unit shall pass an appropriation measure ... no later than the first day of April of the current year”; and

WHEREAS, so as to provide funding for the operation of the city government prior to the passage of the final appropriations, it is necessary to create temporary appropriations; 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 said Temporary Appropriations Ordinance be adopted as prepared so as to provide for the efficient operation of the City government and in anticipation of the creation and passage of the Final Appropriations Ordinance no later than the first day of April, 2023.

**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 temporary appropriations are hereby made and authorized for the year 2023, the same to be in full force and effect from and after approval, as and for the temporary general appropriations for the City of Shelby for the year 2023.

Section 2: That City Council does hereby temporarily appropriate, for the year 2023 the following sums, to wit:

	<b>ACCT. NO.</b>	<b>APPROPRIATION EXPENSE</b>
<b>GENERAL FUND</b>	101	<b>\$3,000,000.00</b>
 <b><u>SPECIAL FUNDS</u></b>		
Street	200	\$1,600,000.00
State Highway	205	\$50,000.00
Street Sales Tax	210	\$65,000.00
Income Tax	220	\$2,750,000.00
Health	225	\$250,000.00
Park	230	\$600,000.00
Rehab Escrow CDBG	232	\$30,000.00
Court Probation	233	\$30,000.00
BMV Reimbursement	234	\$5,000.00
Law Enforcement Trust	235	\$4,000.00
Court IDAT	236	\$15,000.00
Court Enforce. & Education	237	\$2,000.00
Dare	238	\$5,000.00
Unclaimed Monies	240	\$2,000.00
Court IDAM	242	\$10,000.00
CDBG General	250	\$150,000.00
Home Program	251	\$150,000.00
Fire Damage	253	\$50,000.00
Police Pension	700	\$100,000.00
Fire Pension	701	\$100,000.00
Shade Tree Trust	705	\$10,000.00
<b>Total Special Revenue Funds</b>		<b>\$5,978,000.00</b>

**DEBT SERVICE FUNDS**

Special Bond	275	\$1,000.00
Light Debt Reserve	602	\$55,000.00
<b>Total Debt Service</b>		<b>\$56,000.00</b>

**CAPITAL PROJECT FUNDS**

Court Computer	239	\$10,000.00
Police Computer	241	\$1,000.00
Capital Improvement	300	\$500,000.00
Court Capital	304	\$10,000.00
Sidewalks 2%	352	\$15,000.00
Streets, Alleys Sidewalks	353	\$600,000.00
Police/court construction	354	\$250,000.00
Police Equipment	702	\$60,000.00
Fire Equipment	703	\$100,000.00
<b>Total Capital Projects</b>		<b>\$1,546,000.00</b>

**ENTERPRISE FUNDS**

Sewer	400	\$600,000.00
San. Sewer Capital Improvements	401	\$500,000.00
Waste Water Capital Improvements	402	\$300,000.00
Water	500	\$800,000.00
Water Facilities	501	\$200,000.00
Water Improvement Fund	502	\$500,000.00
Electric	600	\$5,000,000.00
<b>Total Enterprise Funds</b>		<b>\$7,900,000.00</b>

**INTERNAL SERVICE FUND**

Hospitalization	715	\$900,000.00
		<b>\$900,000.00</b>

**PERMANENT FUND**

Mini Park Trust	710	\$3,000.00
<b>Total Non-Expendable Fund</b>		<b>\$3,000.00</b>

**AGENCY FUNDS**

Customer Deposit Fund	601	\$65,000.00
Sharing Fund	706	\$8,000.00
<b>Total Agency Funds</b>		<b>\$73,000.00</b>

**TOTAL APPROPRIATIONS**

<b>ALL FUNDS</b>		<b>\$19,456,000.00</b>
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Section 3: That the Director of Finance and Public Records is hereby authorized to draw warrants on the City Treasury for the amounts appropriated in this Ordinance whenever claims are presented, properly approved by the head of the department, for which the indebtedness was incurred.

Section 4: That all meetings and hearings concerning the adoptions 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 5: That this Ordinance is hereby deemed to be an emergency so as to meet the ongoing contractual obligation 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: \_\_\_\_\_

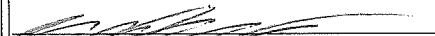
\_\_\_\_\_  
Steven McLaughlin  
Vice President of Council

APPROVED:

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

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

Prepared by:

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

RESOLUTION NO. 65 -2022  
(Sponsors: Councilmembers Gates and Roberts)

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY OF THE CITY OF SHELBY TO APPLY FOR A BUREAU OF WORKERS' COMPENSATION SAFETY INTERVENTION GRANT FOR A POWER LIFT COT AND LOADING SYSTEM AND DECLARING AN EMERGENCY.**

WHEREAS, the Ohio Bureau of Workers' Compensation provides financial assistance for fire department purposes through the Safety Intervention Grant; and

WHEREAS, the City of Shelby Fire Department desires financial assistance under the Safety Intervention Grant for power lift cot and loading system; 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 Safety of City of Shelby apply for a Safety Intervention Grant.

**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 City of Shelby Council approves an application for financial assistance for a power lift cot and loading system.

Section 2: That the Mayor as Director of Public Safety is hereby authorized and directed to execute and file an application with the Ohio Bureau of Workers' Compensation and to provide all information and documentation required to become eligible for possible funding assistance.

Section 3: That the City of Shelby does agree to obligate the funds required to satisfactorily complete the proposed project.

Section 4: 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 5: 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: \_\_\_\_\_  
Brian Crum  
Clerk of Council

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

Prepared by:

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

**RESOLUTION NO. 666 -2022**  
**(Sponsor: Councilmember Gates)**

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO THE OHIO BUREAU OF WORKERS' COMPENSATION TRANSITIONAL WORK GRANT AGREEMENT AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Shelby is in need of developing and implementing a transitional work program; and

WHEREAS, it is estimated that the cost of the program is approximately \$5,200.00; 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 to enter into the Ohio Bureau of Workers' Compensation Transitional Work Grant Agreement.

**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 Council approve an application for financial assistance to implement a transitional work program.

Section 2: That the Mayor as Director of Public Service shall be and is hereby authorized and directed to execute and file a grant application with the Ohio Bureau of Workers' Compensation Transitional Work Grant Program and to provide all information and documentation required to become eligible for possible funding assistance.

Section 3: That the City does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of said grant.

Section 4: 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 5: 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: \_\_\_\_\_

Brian Crum  
Clerk of Council

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

Prepared by:

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