

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

**Shelby City Council Agenda  
Tuesday, January 17, 2023  
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 the Reading of the Journal from January 3, 2023**

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

**Public Comment**

**Reports from Standing and Special Committees**

Finance & Personnel Committee—Councilmember Gates

**MOTION THAT THE COMBINED FINANCIAL STATEMENT AND THE  
CASH/INVESTMENT RECONCILIATION STATEMENT BOTH DATED DECEMBER 31, 2022,  
BE RECEIVED, PLACED ON FILE, AND POSTED TO THE CITY WEBSITE.**

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

Utilities & Streets Committee—Councilmember Martin

Safety Committee—Councilmember Roberts

**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

**Legislation**

**ORDINANCE NO 1-2023**

**AMENDING SECTIONS 258.01 (SALARIES OF MEMBERS OF COUNCIL), 258.02 (SALARY OF THE MAYOR), 258.03 (SALARY OF THE DIRECTOR OF LAW), AND 258.04 (SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY**

**2ND READING**

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

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

**Moved by and seconded by to amend by substitution**

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

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

**ORDINANCE NO 3-2023**

**ENACTING SECTION 204.06 (MAYOR JAMES E. HENKEL  
CONFERENCE ROOM) OF CHAPTER 204 (OFFICIAL  
STANDARDS) OF THE CODIFIED ORDINANCES OF THE  
CITY OF SHELBY**

**1ST READING**

Moved        2<sup>ND</sup>       

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

**ORDINANCE NO 4-2023**

**ENACTING SECTION 230.08 (WEDDING FEES) OF  
CHAPTER 203 (MAYOR) OF THE CODIFIED  
ORDINANCES OF THE CITY OF SHELBY**

**1ST READING**

Moved        2<sup>ND</sup>       

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

**Miscellaneous Business**

**Adjournment** at        p.m.

Moved        2<sup>ND</sup>       

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

**ORDINANCE NO. 1 -2023**  
**(Sponsors – Councilmembers Gates & Martin)**

**AMENDING SECTIONS 258.01 (SALARIES OF MEMBERS OF COUNCIL), 258.02 (SALARY OF THE MAYOR), 258.03 (SALARY OF THE DIRECTOR OF LAW), AND 258.04 (SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, Section 6 of the Charter of the City of Shelby mandates that the salaries of all elected officers shall be fixed by the outgoing Council not later than February 15 in the odd numbered years; and

WHEREAS, currently, Chapter 258 (Elected Officials' Salaries) contains no provision for compensation for elected officials whose terms begin in 2024; 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 258 be amended so as to provide compensation for elected officials whose terms begin in 2024.

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

Section 1: That Chapter 258 of the Codified Ordinances of the City of Shelby be amended to read as follows:

**258.01 SALARIES OF MEMBERS OF COUNCIL.**

- (a) Effective January 1, 2024, through January 5, 2025, the salary for each member of City Council shall be \$8,658 annually, to be paid biweekly.
- (b) Effective January 6, 2025, through January 4, 2026, the salary for each member of City Council shall be \$8,809 annually, to be paid biweekly.
- (c) Effective January 5, 2026, through January 3, 2027, the salary for each member of City Council shall be \$8,963 annually, to be paid biweekly.
- (d) Effective January 4, 2027, through January 2, 2028, the salary for each member of City Council shall be \$9,120 annually, to be paid biweekly.

**258.02 SALARY OF THE MAYOR.**

- (a) Effective January 1, 2024, through December 31, 2024, the salary for the Mayor shall be \$72,698 annually, to be paid biweekly.
- (b) Effective January 1, 2025, through December 31, 2025, the salary for the Mayor shall be \$74,879 annually, to be paid biweekly.
- (c) Effective January 1, 2026, through December 31, 2026, the salary for the Mayor shall be \$77,125 annually, to be paid biweekly.
- (d) Effective January 1, 2027, through December 31, 2027, the salary for the Mayor shall be \$79,439 annually, to be paid biweekly.

**258.03 SALARY OF THE DIRECTOR OF LAW.**

- (a) Effective January 1, 2024, through December 31, 2024, the salary for the Director of Law shall be \$51,796 annually, to be paid biweekly.
- (b) Effective January 1, 2025, through December 31, 2025, the salary for the Director of Law shall be \$53,350 annually, to be paid biweekly.
- (c) Effective January 1, 2026, through December 31, 2026, the salary for the Director of Law shall be \$54,951 annually, to be paid biweekly.
- (d) Effective January 1, 2027, through December 31, 2027, the salary for the Director of Law shall be \$56,600 annually, to be paid biweekly.

**258.04 SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD.**

- (a) Effective January 1, 2024, through December 31, 2024, the salary for the Director of Finance and Public Record shall be \$63,214 annually, to be paid biweekly.
- (b) Effective January 1, 2025, through December 31, 2025, the salary for the Director of Finance and Public Record shall be \$65,114 annually, to be paid biweekly.
- (c) Effective January 1, 2026, through December 31, 2026, the salary for the Director of Finance and Public Record shall be \$67,067 annually, to be paid biweekly.
- (d) Effective January 1, 2027, through December 31, 2027, the salary for the Director of Finance and Public Record shall be \$69,079 annually, to be paid biweekly.

Section 2: That all other sections of Chapter 258 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 D. McLaughlin  
Vice President of Council

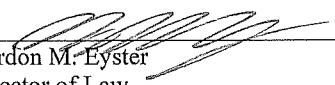
APPROVED:

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

Brian A. Crum  
Clerk of Council

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

Prepared by:

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

**SUBSTITUTE ORDINANCE NO. 1-2023**  
**(Sponsors – Councilmembers Gates & Martin)**

**AMENDING SECTIONS 258.01 (SALARIES OF MEMBERS OF COUNCIL), 258.02 (SALARY OF THE MAYOR), 258.03 (SALARY OF THE DIRECTOR OF LAW), AND 258.04 (SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 258 (ELECTED OFFICIALS' SALARIES) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, Section 6 of the Charter of the City of Shelby mandates that the salaries of all elected officers shall be fixed by the outgoing Council not later than February 15 in the odd numbered years; and

WHEREAS, currently, Chapter 258 (Elected Officials' Salaries) contains no provision for compensation for elected officials whose terms begin in 2024; 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 258 be amended so as to provide compensation for elected officials whose terms begin in 2024.

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

Section 1: That Chapter 258 of the Codified Ordinances of the City of Shelby be amended to read as follows:

**258.01 SALARIES OF MEMBERS OF COUNCIL.**

- (a) Effective January 3, 2022, through January 1, 2024, the salary for each member of City Council shall be \$7,920 annually, to be paid biweekly.
- (b) Effective January 1, 2024, through January 5, 2025, the salary for each member of City Council shall be \$8,658 annually, to be paid biweekly.
- (c) Effective January 6, 2025, through January 4, 2026, the salary for each member of City Council shall be \$8,809 annually, to be paid biweekly.
- (d) Effective January 5, 2026, through January 3, 2027, the salary for each member of City Council shall be \$8,963 annually, to be paid biweekly.
- (e) Effective January 4, 2027, through January 2, 2028, the salary for each member of City Council shall be \$9,120 annually, to be paid biweekly.

**258.02 SALARY OF THE MAYOR.**

- (a) Effective January 1, 2023, through December 31, 2023, the salary for the Mayor shall be \$70,581 annually, to be paid biweekly.
- (b) Effective January 1, 2024, through December 31, 2024, the salary for the Mayor shall be \$72,698 annually, to be paid biweekly.
- (c) Effective January 1, 2025, through December 31, 2025, the salary for the Mayor shall be \$74,879 annually, to be paid biweekly.
- (d) Effective January 1, 2026, through December 31, 2026, the salary for the Mayor shall be \$77,125 annually, to be paid biweekly.
- (e) Effective January 1, 2027, through December 31, 2027, the salary for the Mayor shall be \$79,439 annually, to be paid biweekly.

**258.03 SALARY OF THE DIRECTOR OF LAW.**

- (a) Effective January 1, 2023, through December 31, 2023, the salary for the Director of Law shall be \$50,287 annually, to be paid biweekly.
- (b) Effective January 1, 2024, through December 31, 2024, the salary for the Director of Law shall be \$51,796 annually, to be paid biweekly.
- (c) Effective January 1, 2025, through December 31, 2025, the salary for the Director of Law shall be \$53,350 annually, to be paid biweekly.
- (d) Effective January 1, 2026, through December 31, 2026, the salary for the Director of Law shall be \$54,951 annually, to be paid biweekly.
- (e) Effective January 1, 2027, through December 31, 2027, the salary for the Director of Law shall be \$56,600 annually, to be paid biweekly.

**258.04 SALARY OF THE DIRECTOR OF FINANCE AND PUBLIC RECORD.**

- (a) Effective January 1, 2023, through December 31, 2023, the salary for the Director of Finance and Public Record shall be \$61,376 annually, to be paid biweekly.

(b) Effective January 1, 2024, through December 31, 2024, the salary for the Director of Finance and Public Record shall be \$63,214 annually, to be paid biweekly.

(c) Effective January 1, 2025, through December 31, 2025, the salary for the Director of Finance and Public Record shall be \$65,114 annually, to be paid biweekly.

(d) Effective January 1, 2026, through December 31, 2026, the salary for the Director of Finance and Public Record shall be \$67,067 annually, to be paid biweekly.

(e) Effective January 1, 2027, through December 31, 2027, the salary for the Director of Finance and Public Record shall be \$69,079 annually, to be paid biweekly.

Section 2: That all other sections of Chapter 258 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 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

ORDINANCE NO. 3 -2023  
(Sponsors – Councilmembers Gates & McLaughlin)

**ENACTING SECTION 204.06 (MAYOR JAMES E. HENKEL CONFERENCE ROOM) OF CHAPTER 204 (OFFICIAL STANDARDS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, the City of Shelby in November 2007 during the mayoralty of James E. Henkel purchased the building that is now City Hall; and

WHEREAS, although Mayor Henkel died in office on August 19, 2008, he has not yet been honored by the City in an official manner; 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 a space at City Hall be designated in Mayor Henkel's memory.

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

Section 1: That Section 204.06 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

**204.06 JAMES E. HENKEL CONFERENCE ROOM.**

(a) The front conference room at City Hall is hereby designated as "The Mayor James E. Henkel Conference Room."

(b) The Mayor is hereby directed to place appropriate signage and portraiture indicating this designation.

Section 2: That all other sections of Chapter 204 shall remain in full force and effect.

Section 3: The Clerk of Council present an authenticated copy of this Ordinance to the Henkel family.

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

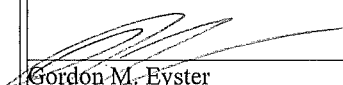
APPROVED:

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

Brian Crum  
Clerk of Council

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

Prepared by:

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



ORDINANCE NO. 4 -2023  
(Sponsor – Councilmember Gates)

**ENACTING SECTION 230.08 (WEDDING FEES) OF CHAPTER 230 (MAYOR) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.**

WHEREAS, although the Mayor is empowered by Ohio Revised Code Section 3101.08 to solemnize marriages, an uncertainty exists regarding how to deal with any fees and/or gratuities received for such solemnizations; 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 uncertainty be resolved.

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

Section 1: That Section 230.08 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

**230.08 WEDDING FEES.**

Fees and/or gratuities given to the Mayor for the solemnization of a marriage are received under color of office and are, therefore, public moneys. Said fees and/or gratuities shall be deposited in the City Treasury to the credit of the General Fund unless the Mayor shall designate some other fund. The Mayor shall have no subsequent claim upon said moneys.

Section 2: That all other sections of Chapter 230 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 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