

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

Shelby City Council Agenda
Monday, May 20, 2024
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. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____

Dispense with the Reading of the Journal from May 6, 2024

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

RESOLUTION NO 19-2024 DECLARING SHELBY, OHIO AS A PURPLE HEART CITY

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

Recess

Purple Heart Ceremony

Public Comment

Richland County Board of Elections—Matt Finfgeld, Jane Zimmerman & Bill Freytag

Reports from Standing and Special Committees

Finance & Personnel Committee—Councilmember Martin

MOTION THAT THE COMBINED FINANCIAL STATEMENT AND THE CASH/INVESTMENT RECONCILIATION STATEMENT BOTH DATED APRIL 30, 2024, BE RECEIVED, PLACED ON FILE, AND POSTED TO THE CITY WEBSITE.

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

Utilities & Street Committee—Councilmember McLaughlin

Reports of City Officials

Steven L. Schag—Mayor

MOTION TO CONFIRM THE APPOINTMENT OF MARISSA MILLER TO THE HEALTH DEPARTMENT ADVISORY BOARD

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

Brian A. Crum—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

New Business

Unfinished Business

Legislation

ORDINANCE NO 8-2024

AMENDING SECTION 260.10 (VACATIONS) OF CHAPTER 260 (EMPLOYEES GENERALLY) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

2ND READING

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

RESOLUTION NO 20-2024

AUTHORIZING THE PROPER CITY OFFICIAL TO ENTER INTO A PARTNERSHIP AGREEMENT WITH THE RICHLAND COUNTY COMMISSIONERS FOR THE PY 2024 COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM AND AUTHORIZING THE OHIO REGIONAL DEVELOPMENT CORPORATION TO SUBMIT APPLICATION TO THE PY 2024 CHIP ON BEHALF OF THE CITY OF SHELBY

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

RESOLUTION NO 21-2024

DONATING OF EQUIPMENT AND POLICE CRUSIER TO NC STATE POLICE ACADEMY

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

RESOLUTION NO 22-2024

DONATING OF EQUIPMENT AND POLICE CRUISER TO TRI RIVERS CRIMINAL JUSTICE PROGRAM

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

Miscellaneous Business

Adjournment at _____ p.m.

Moved _____ 2ND _____
Mr. Roberts _____ Mr. Martin _____ Mr. McLaughlin _____

RESOLUTION NO. 19 - 2024

(Sponsors: Councilmembers Cutlip, Martin, McLaughlin, Roberts, and Roub)

DECLARING SHELBY, OHIO AS A PURPLE HEART CITY.

WHEREAS, the City of Shelby, Ohio and our entire community have a great admiration and the utmost gratitude for all the men and women who have, and are, selflessly serving their country and this community in the Armed Forces; and

WHEREAS, the Purple Heart is the oldest military decoration given to those who are injured or killed protecting the United States in combat, being first awarded by General George Washington in 1782; and

WHEREAS, the mission of the Military Order of the Purple Heart is to foster an environment of goodwill among combat-wounded Veterans and their families, promote patriotism, support legislative initiatives, and most importantly to make certain we never forget; and

WHEREAS, the City of Shelby, Ohio appreciates the sacrifices our Purple Heart recipients made in defending our freedoms and believe it is important that we acknowledge them for their courage and show them the honor and support they have earned; and

WHEREAS, the City of Shelby, Ohio will now be on the Purple Heart Trail that originates in Mount Vernon, Virginia and traverses the United States to California; and

WHEREAS, the City of Shelby, Ohio most reverently acknowledges and welcomes this profound honor.

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

Section 1: That the council express its sincere thanks and appreciation to veterans awarded the Purple Heart for their service and sacrifice to the country.

Section 2: That the Clerk of Council present the representative of the Purple Heart Trail, an authenticated copy of this Resolution.

Section 3: That the Clerk of Council cause this Resolution to be published once in a newspaper of general circulation published within the city limits.

Section 4: That all meetings and hearings concerning the adoption of this Resolution have been in compliance with the Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

Section 5: 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 McLaughlin
Vice President of Council

APPROVED:

ATTEST: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Byster
Director of Law

1st Reading
5/6/2024

ORDINANCE NO. 8 -2024
(Sponsors: Councilmembers Martin and McLaughlin)

AMENDING SECTION 260.10 (VACATIONS) OF CHAPTER 260 (EMPLOYEES GENERALLY) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS, the City of Shelby must position itself to effectually attract prime potential employees in a very competitive workforce environment; and

WHEREAS, the City of Shelby would be given a competitive edge by possessing the statutory authority to offer a vacation accrual schedule at an advanced accrual rate to qualified new employees; 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 260.10 of the Codified Ordinances be amended to provide advantage in the modern hiring process.

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

Section 1: That Section 260.10 of the Codified Ordinances of the City of Shelby be amended by enacting paragraph (g) and to read as follows:

§ 260.10 VACATIONS.

(g) The Mayor, as Director of Public Service, has the right to place qualified new hire employees with a minimum of five years of prior applicable/comparable work experience on the vacation accrual schedule at an advanced accrual rate based on their prior applicable/comparable work experience.

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, 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 A. Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon M. Byster
Director of Law

RESOLUTION NO. 20-2024
(Sponsor: Councilmember Cutlip)

AUTHORIZING THE PROPER CITY OFFICIAL TO ENTER INTO A PARTNERSHIP AGREEMENT WITH THE RICHLAND COUNTY COMMISSIONERS FOR THE PY 2024 COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM AND AUTHORIZING THE OHIO REGIONAL DEVELOPMENT CORPORATION TO SUBMIT APPLICATION TO THE PY 2024 CHIP ON BEHALF OF THE CITY OF SHELBY.

WHEREAS, the City of Shelby, as Grantee, intends to enter into a Partnership Agreement with Richland County, the Partner, for the administration of the PY 2024 Community Housing Impact and Preservation Program (CHIP) funded from the State of Ohio, Department of Development, Office of Community Enhancements (OCE) for the purpose of addressing local housing needs; and

WHEREAS, Richland County will be the Partner and the City of Shelby will be the Grantee of the Partnership; and

WHEREAS, the Grantee and the Partner wish to set forth the responsibilities and obligations of each in administering the grant, if funded, utilizing the State's CDBG, HOME and Ohio Housing Trust Fund (OHTF) funds; and

WHEREAS, the City of Shelby, as Grantee understands their authority for the whole CHIP Grant, as well as, sole responsibility for regulatory compliance and the terms of the Grant Agreement, if funded; and

WHEREAS, the City of Shelby and Richland County understand this agreement is contingent on PY 2024 CHIP funding from the State of Ohio, Department of Development, Office of Community Enhancements (OCE); and

WHEREAS, the Grantee has retained an administrative consultant on behalf of the partnership and those services are outlined in an administrative services agreement; and

WHEREAS, this agreement will remain in effect until the CHIP funds are expended and the funded activities are complete and closed out. Neither the Grantee nor the Partner may terminate or withdraw from the partnership agreement while it remains in effect.

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

Section 1: That the Council of the City of Shelby authorizes the proper City official to enter into a partnership agreement with the Richland County Commissioners for the City of Shelby for the PY 2024 CHIP Program.

Section 2: That the City of Shelby, accepts the role, responsibility, and authority for being Grantee of the CHIP Application. The Grantee will be solely responsible for administration, regulatory compliance, fiscal operations, and all terms of the grant agreement. The City of Shelby accepts responsibility for and authority over the entire CHIP Program Grant.

Section 3: That the City of Shelby authorizes ORDC to submit the PY 2024 CHIP application on behalf of the City of Shelby and the partnership with Richland County.

Section 4: That this Resolution must accompany said Application, which must be filed with the Ohio Development Services Agency by June 20, 2024.

Section 5: That this resolution also authorizes the Mayor as Director of Public Service to sign any and all documentation related to the execution of said partnership agreement and CHIP Application.

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 the 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 McLaughlin
Vice President of Council


APPROVED:

ATTEST: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon Eyster
Director of Law

RESOLUTION NO. 21 -2024
(Sponsors: Councilmembers Roberts and Martin)

DONATING OF EQUIPMENT AND POLICE CRUISER TO NC STATE POLICE ACADEMY.

WHEREAS, as a result of routine replacement of outdated and/or unserviceable police vehicles, those vehicles are ordinarily either salvaged or sold at auction; and

WHEREAS, due to routine purchase of new vehicles, a 2014 Dodge Charger identified as Shelby Police Cruiser #507 is due to be retired; and

WHEREAS, North Central State College Police Academy has been a faithful community partner in training local law enforcement officers currently working at the Shelby Police Department and throughout Richland County; and

WHEREAS, North Central State College is frequently and currently in need of vehicles to use to train potential police officers; and

WHEREAS, North Central State College relies on available donations of certain equipment in order to properly train police officers.

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

Section 1: That the Council authorizes the Mayor/Director of Public Safety to donate Shelby Police Cruiser #507, a 2014 Dodge Charger to the North Central State Police Academy for use in training police officers.

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 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

RESOLUTION NO. 22 -2024
(Sponsors: Councilmembers Roberts and Martin)

DONATING OF EQUIPMENT AND POLICE CRUISER TO TRI RIVERS CRIMINAL JUSTICE PROGRAM.

WHEREAS, as a result of routine replacement of outdated and/or unserviceable police vehicles, those vehicles are ordinarily either salvaged or sold at auction; and

WHEREAS, due to routine purchase of new vehicles, a 2014 Dodge Charger identified as Shelby Police Cruiser #509 is due to be retired; and

WHEREAS, Tri-Rivers Career Center in Marion OH offers a Criminal Justice Program designed to train high school age youth in the Criminal Justice field; and

WHEREAS, the Tri-Rivers Criminal Justice Program is led by David Mack, a retired Shelby Police Department Captain, current member of the Shelby Police Auxiliary, and longtime North Central State College Police Academy instructor, and has a need for vehicles to use to train criminal justice students; and

WHEREAS, Tri Rivers Career Center relies on available donations of certain equipment in order to properly train police officers.

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

Section 1: That the Council authorizes the Mayor/Director of Public Safety to donate Shelby Police Cruiser #509, a 2014 Dodge Charger to Tri-Rivers Career Center for use in training police officers.

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 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