

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

**Shelby City Council Agenda
Monday, August 19, 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 August 5, 2024

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____

Public Comment

Reports from Standing and Special Committees

Finance & Personnel Committee—Councilmember Martin—Did not meet

MOTION THAT THE COMBINED FINANCIAL STATEMENT AND THE CASH/INVESTMENT RECONCILIATION STATEMENT BOTH DATED JULY 31, 2024, BE RECEIVED, PLACED ON FILE, AND POSTED TO THE CITY WEBSITE.

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____

Utilities & Streets Committee—Councilmember McLaughlin

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

Legislation

ORDINANCE NO 19-2024

**AMENDING ORDINANCE NO 5-2024 (ANNUAL
APPROPRIATIONS) AND DECLARING AN EMERGENCY**

Motion that the rule requiring that an ordinance be read on three separate occasions be suspended

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____

PASSAGE OF ORDINANCE

Moved _____ 2ND _____

Mr. Roberts _____ Mr. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____

RESOLUTION NO 35-2024

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PERMIT THE MARKETING CAMPAIGN MATERIAL FOR THE SERVICE LINE WARRANTIES OF AMERICA RESIDENTIAL WATER SERVICE LINE, SEWER LATERAL AND IN-HOME PLUMBING REPAIR WARRANTY PROGRAM BE MAILED TO RESIDENTS

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

RESOLUTION NO 40-2024

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN ENGINEERING SERVICES AGREEMENT WITH K.E. MCCARTNEY & ASSOCIATES, INC FOR ENGINEERING SERVICES AND FINAL DESIGN FOR THE MICKEY ROAD RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY

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

Miscellaneous Business

Adjournment at _____ p.m.
Moved _____ 2ND _____
Mr. Roberts _____ Mr. Cutlip _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____

ORDINANCE NO. 19 - 2024
(Sponsors: Councilmembers McLaughlin & Martin)

AMENDING ORDINANCE NO.: 5-2024 (ANNUAL APPROPRIATIONS) AND DECLARING AN EMERGENCY.

WHEREAS, on March 18, 2024, the Council of the City of Shelby passed its Annual Appropriations Ordinance as required by the Ohio Revised Code §5705.38; and

WHEREAS, it is necessary to increase several line items within the 2024 appropriations and to fund said line item with previously unappropriated monies; 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 these additional appropriations be made effective so as to balance the books for the calendar year 2024 and so as to fund necessary expenditure and/or projects.

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: The Ordinance No.: 5-2024 (Annual Appropriations) is hereby amended as follows:

THE PURPOSE OF THIS ORDINANCE IS TO INCREASE EXPENDITURES

215-FIR-564	SERVICE VEHICLE	\$	35,000.00
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Section 2: That all other portions of Ordinance No.: 5-2024, not modified expressly herein, 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 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 McLaughlin
Vice President of Council

APPROVED:

ATTEST: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

Postponed
8/19/2024

RESOLUTION NO. 35 -2024
(Sponsor: Councilmember McLaughlin)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PERMIT THE MARKETING CAMPAIGN MATERIAL FOR THE SERVICE LINE WARRANTIES OF AMERICA RESIDENTIAL WATER SERVICE LINE, SEWER LATERAL AND IN-HOME PLUMBING REPAIR WARRANTY PROGRAM BE MAILED TO SHELBY RESIDENTS.

WHEREAS, per the amended language in the authorized Marketing Agreement with Service Line Warranties of America, Council requested to review and approve the marketing material for the water service lines, sewer laterals and in home plumbing repair warranty campaign material before being mailed to the Shelby residents; and

WHEREAS, the Administration reviewed the warranty campaign material language and layout with the Utilities and Streets Committee; and

WHEREAS, the final draft of the warranty campaign material is being presented to Council for review and approval; 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 be authorized to permit Service Line Warranties of America to solicit the marketing campaign material for their residential external water service lines, external sewer laterals, and in-home plumbing systems warranty program to Shelby residents.

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

Section 1: That the Mayor as Director of Public Service is hereby authorized to permit Service Line Warranties of America, a subsidiary of HomeServe USA Corp., the administrator of the National League of Cities Service Line Warranty Program to solicit their residential external water service lines, external sewer laterals, and in-home plumbing systems marketing campaign material to Shelby residents.

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. 40 -2024
(Sponsor: Councilmember McLaughlin)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN ENGINEERING SERVICES AGREEMENT WITH K.E. McCARTNEY & ASSOCIATES, INC. FOR ENGINEERING SERVICES AND FINAL DESIGN FOR THE MICKEY ROAD RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, in order to proceed with the construction of the Shelby Mickey Road Reconstruction Project it is necessary that final design be prepared which requires an engineering services agreement; 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 be authorized to enter into an engineering services agreement for the completion of said design.

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 Mayor as Director of Public Service is hereby authorized to enter into an engineering services agreement with K.E. McCartney & Associates, Inc. for engineering services and final design of the Shelby Mickey Road Reconstruction Project.

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 is hereby deemed to be an emergency so as to meet the ongoing contractual 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 McLaughlin
Vice President of Council

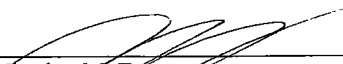
APPROVED:

ATTEST: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon M. Byster
Director of Law