

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

**Shelby City Council Agenda
Monday, June 2, 2025
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 19, 2025

Moved _____ 2ND _____

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

Public Comment

Reports from Standing and Special Committees

Community & Economic Development Committee—Councilmember Cutlip

Public Works & General Operation Committee—Councilmember Roub—Did not meet

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
Smokestack

Legislation

ORDINANCE NO 11-2025

DETERMINING THAT CERTAIN REAL PROPERTY OWNED BY THE CITY OF SHELBY BE SOLD AND DESIGNATING THE COMMUNITY IMPROVEMENT CORPORATION OF SHELBY, OHIO, INC., AS THE CITY'S AGENT IN THE SALE OF SAID REAL PROPERTY

2ND READING

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

ORDINANCE NO 12-2025

AMENDING CHAPTER 1042 (SEWER REGULATIONS), SECTION 1042.13 (LIMITATIONS ON WASTEWATER STRENGTH), (C) LOCAL LIMITS OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO

2ND READING

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

ORDINANCE NO 13-2025

AMENDING SECTION 1044.09 (SEPTAGE RECEIVING RATE AND FEE SCHEDULE) OF CHAPTER 1044 (SEWER CHARGES), OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO

2ND READING

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

ORDINANCE NO 15-2025

**PROPOSING AN AMENDMENT TO SECTION 53 OF THE
CHARTER OF THE CITY OF SHELBY AND SUBMITTING
SUCH PROPOSED AMENDMENT TO THE ELECTORS**

1ST READING

Moved _____ 2ND _____

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

ORDINANCE NO 17-2025

**AMENDING CHAPTER 1040 (WATER), SECTION 1040.04
RULES, REGULATIONS AND FIXED CHARGES FOR
MUNICIPAL WATER SYSTEM, (h) ADDITIONAL
CHARGES TO CONSUMERS OUTSIDE CITY LIMITS,
RULE 45 OF THE CODIFIED ORDINANCES OF THE CITY
OF SHELBY, OHIO**

1ST READING

Moved _____ 2ND _____

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

RESOLUTION NO 18-2025

**AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC
SERVICE TO ACQUIRE RIGHTS OF EASEMENT FOR
EXTENSION OF A WATERLINE FROM 2020 LEE, LLC**

Moved _____ 2ND _____

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

RESOLUTION NO 19-2025

**DECLARING THE INTENT TO VACATE A PORTION OF
SPRUCE STREET IN THE CITY OF SHELBY, OHIO**

Moved _____ 2ND _____

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

RESOLUTION NO 20-2025

**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 2025 CURTIS DRIVE SANITARY
SEWER EXTENSION PROJECT, WITHIN THE CITY OF
SHELBY, OHIO AND DECLARING AN EMERGENCY**

Moved _____ 2ND _____

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

Miscellaneous Business

Adjournment at _____ p.m.

Moved _____ 2ND _____

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

1st Reading
5/19/2025

ORDINANCE NO: 11-2025
(Sponsors: Councilmembers Roberts and Roub)

DETERMINING THAT CERTAIN REAL PROPERTY OWNED BY THE CITY OF SHELBY BE SOLD AND DESIGNATING THE COMMUNITY IMPROVEMENT CORPORATION OF SHELBY, OHIO, INC., AS THE CITY'S AGENT IN THE SALE OF SAID REAL PROPERTY.

WHEREAS, in 2018, the Shelby Fire Department moved from the building located at 10 East Main Street that they have occupied since 1872; and

WHEREAS, on April 7, 2025, the Director of Public Service certified to the Council of the City of Shelby that said parcel is not needed for any municipal purpose; and

WHEREAS, Section 1 of the Charter of the City of Shelby provides that the City may acquire property in fee simple or lesser interest and may sell, convey, lease, hold, manage, and control such property; and

WHEREAS, Ohio Revised Code Section 1724.10 authorizes the Council to designate the Community Improvement Corporation as its agent for the sale of lands which have been determined not to be required by the City for its purposes and allows for the sale of real property that will promote the welfare of the people of the City of Shelby; and

WHEREAS, the sale or transfer of the property with structure(s) described in the attached Exhibit 1 will promote the welfare of the people of the political subdivision; 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 this parcel be sold and that the Community Improvement Corporation of Shelby, Ohio, Inc. be designated the agent of the City for the sale of the parcel of land reflected in the attached Exhibit 1.

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

Section 1: That a 6,815 square foot parcel of real estate (surveyed by F. E. Krocka & Associates, Inc., Nathan W. Sautter, Ohio Registered Surveyor No. 8252 on February 13, 2025, and noted as Parcel 1 on Exhibit 1 attached hereto) be sold.

Section 2: That the City designate the Community Improvement Corporation of Shelby, Ohio, Inc. (CIC) as its agent in the sale of the above-described real property in accordance with Ohio Revised Code 1724.10 (B), subject to the following conditions:

- a. The CIC shall have the exclusive right to sell said real property within six (6) months of the effective date of this Ordinance.
- b. The said real property will be in contract to sell within six (6) months of the effective date of this Ordinance. An extension may be granted by Council.
- c. The CIC will retain a sum not greater than six percent (6%) of the sale price, after the deduction of all appraisal fees and all costs related to the sale of the property.
- d. A quit claim shall be used to transfer said real property.
- e. Said real property be sold "as is – where is" with no warranties whatsoever, either expressed or implied.
- f. That the City of Shelby will maintain an ingress/egress and utility easement (surveyed by F. E. Krocka & Associates, Inc., Nathan W. Sautter, Ohio

Registered Surveyor No. 8252 on March 18, 2025, and noted as Exhibit 2 attached hereto).

- g. Terms of sale shall include: A detailed development agreement prepared by the CIC, with a claw back or reversionary clause and first right of refusal.
- h. The city reserves the right to review any and all submissions for purchase to the CIC; and further reserves the right to reject any offer submitted.

Section 3: That the Director of Finance and Public Record deposit the net proceeds from the sale of said real property into the General Fund.

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

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

1st Reading
5/19/2025

ORDINANCE NO: 12 -2025
(Sponsor: Councilmember McLaughlin)

AMENDING CHAPTER 1042 (SEWER REGULATIONS), SECTION 1042.13 (LIMITATIONS ON WASTEWATER STRENGTH), (C) LOCAL LIMITS OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO.

WHEREAS, the supervision of the Wastewater Treatment Plant is mandated by the Ohio Environmental Protection Agency to manage the city's Industrial Pretreatment Program to regulate industrial wastewater being discharged to the city's wastewater collection system; and

WHEREAS, it is necessary to modify by reduction the allowed strength of Cadmium from a limit of 0.4 mg/l to 0.14 mg/l and Nickel from a limit of 2.0 mg/l to 1.45 mg/l in Chapter 1042 (Sewer Regulations), Section 1042.13 (Limitations On Wastewater Strength), (c) Local Limits to establish the allowed strength of the said pollutant to manage the local limits for the Industrial Pretreatment Program; 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 1042 (Sewer Regulations), Section 1042.13 (Limitations on Wastewater Strength), (c) Local Limits be amended to establish the permitted strength for cadmium and nickel.

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

Section 1: That Chapter 1042 (Sewer Regulations), Section 1042.13 (Limitations on Wastewater Strength), (c) Local Limits be amended as described below to reflect the permitted strength as established in the city's Industrial Pretreatment Program by the Ohio Environmental Protection Agency.

(c) Local Limits. The Superintendent is authorized to establish Local Limits pursuant to 40 CFR 403.5(c). These pollutant limits are established to protect against Pass Through and Interference.

- (1) No person shall discharge wastewater containing in excess of the following concentrations for any of the enumerated materials, exceeding the following one-day maximums based upon 24-hour average values after a period of nine months has elapsed from the effective date of this chapter:

Local Limits

Pollutant	Concentration
Arsenic	0.02 mg/l
Cadmium	0.14 mg/l
Chromium Hexavalent	None
Chromium - Total	3.00 mg/l
Copper	1.00 mg/l
Total cyanide	1.00 mg/l
Lead	0.50 mg/l
Mercury	BMP*
Molybdenum	0.50 mg/l
Nickel	1.45 mg/l
Selenium	0.02 mg/l

Silver	1.00 mg/l
Zinc	2.00 mg/l
Fats, Oil & Grease	50 mg/l
BOD5	300 mg/l
Suspended Solids	350 mg/l

* BMP = Best Management Practice

Section 2: That all other language and Sections in Chapter 1042 (Sewer Regulations) 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 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

(Ord. 16-2001, passed 5-8-2001; Ord. 33-2001, passed 8-20-2001; Ord. 49-2003, passed 12-1-2003; Ord. 28-2004, passed 9-20-2004; Ord. 18-2005, passed 6-6-2005; Ord. 12-2006, passed 6-5-2006; Ord. 14-2008, passed 5-5-2008; Ord. 31-2008, passed 9-15-2008)

1st Reading
5/19/2025

ORDINANCE NO. 13-2025
(Sponsor: Councilmember McLaughlin)

AMENDING SECTION 1044.09 (SEPTAGE RECEIVING RATE AND FEE SCHEDULE) OF CHAPTER 1044 (SEWER CHARGES), OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO.

WHEREAS, it is necessary to amend Chapter 1044 (Sewer Charges), Section 1044.09 (Septage Receiving Rate and Fee Schedule) to adjust the septage receiving rate schedule for residential and commercial accounts; 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 1044.09 (Septage Receiving Rate and Fee Schedule) be adjusted to establish a new rate schedule for residential and commercial accounts.

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 1044.09 (Septage Receiving Rate and Fee Schedule) of the Codified Ordinances of the City of Shelby be adjusted to read as follows:

1044.09 Septage Receiving Rate and Fee Schedule

- (a) Domestic Septage Receiving Rate - \$0.08 per gallon
 - (1) Domestic septage shall be identified as wastewater that is generated from a residential dwelling and such as identified and declared by the Superintendent of the Wastewater Treatment Plant.
- (b) Non-Domestic Septage Receiving Rate - \$0.010 per gallon
 - (1) Non-Domestic septage shall be identified as wastewater that is generated from a commercial dwelling; churches, restaurants, schools, mobile home parks, campgrounds, motels, and such as identified and declared by the Superintendent of the Wastewater Treatment Plant.
- (a) A ten (10%) penalty will be assessed to the account holder for non or late payment pursuant to Section 1044.04 Payment of Charges; Remedy of City for Nonpayment; Surcharges.
- (c) Access Card Fee - \$20.00
- (d) Septage Discharge Permit Fee - \$100.00
- (e) Cleaning Violation Fee - \$20.00 - \$50.00

Section 2: That all other sections of Chapter 1044 (Sewer Charges) 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 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. 15 -2025
(Sponsor: Councilmember McLaughlin)

PROPOSING AN AMENDMENT TO SECTION 53 OF THE CHARTER OF THE CITY OF SHELBY AND SUBMITTING SUCH PROPOSED AMENDMENT TO THE ELECTORS.

WHEREAS, under the authority of Article XVII, Section 7 of the Ohio Constitution, the City of Shelby adopted a Charter which became effective January 1, 1922; and

WHEREAS, Section 123 of said Charter provides for the amendment thereof and submission of proposed amendments to the electors of the City; and

WHEREAS, ORC Section 3513.05 was changed in 2014 requiring candidates for office to file their petition ninety days prior to an election instead of seventy-five; and

WHEREAS, Shelby Charter Section 53 requires seventy-five days; 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 proposed amendment to Charter Section 53 be passed and submitted to the electors of the City of Shelby.

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 there be submitted to the electors of the City at the election to be held on Tuesday, November 4, 2025, during the regular hours of voting at such date as prescribed by general law, the question of the amendment to Charter Section 53 as noted herein below with language to be deleted shown with strikethroughs and language to be added shown in capitals:

Section 53. Any elector of this municipality save and except as is hereinbefore provided may become a candidate for any elective office herein provided for and have his name printed upon the primary ballot, which ballot shall be printed without party designation, by filing with the board of elections a petition signed by at least two (2) per centum of the total vote cast for mayor at the last municipal general election, provided that a petition for a candidate for councilmember from a ward shall be signed by two (2) per centum of the total vote cast for mayor within that ward in which the candidate seeks to run. Those candidates equal to twice the number of places to be filled in each office, who respectively received the highest number of votes for each office at the primary election, shall have their names printed upon the ballots for the general election, provided that in case of a tie vote at such primary election, all persons receiving such equal number of votes shall have their names printed upon the ballots for the general election, and provided further that in case fewer than twice the number of places to be filled in each office are voted for at such primary election, then all such names voted for shall be placed upon the ballots for the general election. All nominating petitions shall be signed, filed and verified and each candidate's declaration to qualify if nominated and elected shall be filed and verified in the manner prescribed by State law at least ~~seventy-five~~ NINETY days prior to the date of holding such primary election. The names of all candidates upon such primary ballots shall be placed under their proper and respective designation indicating the office to be filled and the number to be voted for and in proper rotation as provided for by State law, and such primary election shall be held in the manner prescribed by State law except as herein provided.

Section 2: That the ballot on the proposed Charter amendment, as set forth in Section 1 hereof, for said election shall each be substantially in the following form or similar form as approved by the appropriate election authorities to express the intent and purpose hereof.

**PROPOSED CHARTER AMENDMENT
CITY OF SHELBY**

A Majority Affirmative Vote is Necessary for Passage

Shall the Charter of the City of Shelby be amended in Section 53 to provide that filing date for candidates for office be changed from seventy-five days to ninety days?

SHALL SECTION 53 OF THE SHELBY CHARTER BE AMENDED:

YES
NO

Section 3: 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 November 4, 2025.

Section 4: 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 the election.

Section 5: That the Director of Finance and Public Record shall provide notice of this proposed amendment to the Charter in a newspaper of general circulation not less than thirty (30) days prior to the date of the election.

Section 6: That said amendment, if approved by the electors, shall become effective on January 1, 2026.

Section 7: 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 8: 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. 17 -2025
(Sponsor: Councilmember McLaughlin)

AMENDING CHAPTER 1040 (WATER), SECTION 1040.04 RULES, REGULATIONS AND FIXED CHARGES FOR MUNICIPAL WATER SYSTEM, (h) ADDITIONAL CHARGES TO CONSUMERS OUTSIDE CITY LIMITS, RULE 45 OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY, OHIO.

WHEREAS, it is necessary to amend Chapter 1040 (Water), Section 1040.04, Rule 45 to adjust the rate for bulk water service; and

WHEREAS, the bulk water rate was adjusted to \$11.00 per 1,000 gallons in 2020; and

WHEREAS, the current residential base rate for 200 cubic feet (1,496 gallons) of potable water is \$13.11 for residential water customers within the City of Shelby; and

WHEREAS, it is necessary to adjust the bulk water rate to \$12.00 per 1,000 gallons to maintain a comparable bulk water rate to the current base water rate; 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), (h) *Additional charges to consumers outside city limits*, Rule 45 be amended to establish a new rate structure for bulk water service.

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 (Rule, Regulations, and Fixed Charges for Municipal Water System), (h) *Additional charges to consumers outside city limits*, Rule 45 of the Codified Ordinances of the City of Shelby be amended to read as follows:

Rule 45

Bulk water is available to individuals having the means to transport such water. Bulk water is sold in 1,000 gallon increments. Persons wishing to purchase bulk water must obtain an access card from the Shelby Municipal Utilities Office, 23 East Main Street. Bulk water is to be loaded at the Shelby Water Treatment Plant, 115 North Gamble Street.

Rates for Bulk Water	<i>Effective September 1, 2025</i>
1,000 gallons	\$12.00

Section 2: That all other sections of Chapter 1040 (Water) and 1040.04 (Rule, 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 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 Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon Eyster
Director of Law

RESOLUTION NO. 18-2025
(Sponsor: Councilmember McLaughlin)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ACQUIRE RIGHTS OF EASEMENT FOR EXTENSION OF A WATERLINE FROM 2020 LEE, LLC,

WHEREAS, 2020 Lee, LLC is desirous to reroute a City water main for the construction of a manufactured home park; and

WHEREAS, for the rerouting of the waterline, it is necessary to secure rights of easement across private acreage; 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 acquire rights of easement for the rerouting of a waterline.

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 be authorized to acquire rights of easement for the rerouting of a waterline as shown on attached exhibit.

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 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 M. Eyster
Director of Law

RESOLUTION NO. 19-2025
(Sponsors: Councilmember McLaughlin)

DECLARING THE INTENT TO VACATE A PORTION OF SPRUCE STREET IN THE CITY OF SHELBY, OHIO.

WHEREAS, the plats of the City of Shelby, Ohio, indicate a dedicated street named Spruce Street; and

WHEREAS, a majority of the owners of property bounding and abutting upon said street have submitted a "Petition to Vacate Street or Alley" to Council of the City of Shelby, Ohio, asking the alley to be vacated, and

WHEREAS, Section 105 of the Charter of the City of Shelby authorizes the Council of the City of Shelby to vacate a street and sets forth the procedure for doing so, and

WHEREAS, it is in the interest of the public health, safety, morals, and general welfare of the citizens of the City of Shelby a portion of Spruce Street within the City of Shelby, Ohio, be vacated, and

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

Section 1: That it is the intent of the Council of the City of Shelby that a portion of Spruce Street shown on Exhibit A within the City of Shelby, Ohio be vacated.

Section 2: That the Clerk of Council is hereby instructed to cause notice of Council's intent to vacate said alley to be served upon those persons mandated by the terms of the Charter of the City of Shelby.

Section 3: That the Board of Revision of Assessments shall hold a meeting to consider Council's intent to vacate as well as any objections which may be lodged concerning said intent and that said Board of Revision of Assessments submit a report to the council of the City of Shelby following said meeting.

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 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. 20-2025
(Sponsor- Councilmember McLaughlin)

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 2025 CURTIS DRIVE SANITARY SEWER EXTENSION PROJECT, WITHIN THE CITY OF SHELBY, OHIO AND DECLARING AN EMERGENCY

WHEREAS, plans and specifications have been completed for the 2025 Curtis Drive Sanitary Sewer Extension Project, 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 improvements be completed, and

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

Section 1: That the plans and specifications for the 2025 Curtis Drive Sanitary Sewer Extension 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 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 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

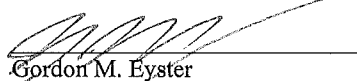
APPROVED:

ATTEST: _____

Brian Crum
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon M. Eyster
Director of Law