

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

**Shelby City Council Agenda
Monday, September 21, 2026
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. Reese _____ Mr. Martin _____ Mr. McLaughlin _____

Dispense with the Reading of the Journal from September 8, 2026

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

Public Comment

Reports from Standing and Special Committees

Finance & Personnel Committee—Councilmember Martin

**MOTION THAT THE COMBINED FINANCIAL STATEMENT AND THE
CASH/INVESTMENT RECONCILIATION STATEMENT DATED AUGUST 31, 2026, BE
RECEIVED, PLACED ON FILE, AND POSTED TO THE CITY WEBSITE.**

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

Utilities & Streets Committee—Councilmember McLaughlin

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

Legislation

ORDINANCE NO 9-2026

**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**

3RD READING

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

PASSAGE OF ORDINANCE

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

ORDINANCE NO 11-2026

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY RELATING TO BICYCLES AND ELECTRIC BICYCLES; AMENDING SECTION 412.04; ENACTING SECTION 444.06 TO ESTABLISH PEDESTRIAN PRIORITY ZONES AND REGULATE LOW-SPEED MICROMOBILITY AND PERSONAL CONVEYANCE DEVICES; REPEALING SECTION 444.07; AND ESTABLISHING CONSISTENT SAFE-OPERATING REQUIREMENTS.

1ST READING

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

RESOLUTION NO 28-2026

AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO EXECUTE A LOAN AGREEMENT FOR THE PURCHASE OF A NEW FIRE TRUCK AND DECLARING AN EMERGENCY

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

RESOLUTION NO 29-2026

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE CITY OF SHELBY, WALL STREET WATERLINE AND PAVEMENT RESURFACING PROJECT

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

RESOLUTION NO 30-2026

**GIVING CONSENT/AUTHORIZATION TO THE DIRECTOR
OF TRANSPORTATION OF THE STATE OF OHIO TO
COMPLETE A PAVEMENT MAINTENANCE –
MICROSURFACING PROJECT WITHIN THE CITY OF
SHELBY, OHIO**

1ST READING

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

Miscellaneous Business

Adjournment at _____ p.m.

Moved _____ 2ND _____

Mr. Reese _____ Mr. Martin _____ Mr. McLaughlin _____ Mr. Roub _____ Mr. Roberts _____

1st Reading
8/17/2026

ORDINANCE NO. 9 -2026
(Sponsor: Councilmember McLaughlin)

2nd Reading
9/8/2026

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 Section 1044.09 (Septage Receiving Rate and Fee Schedule) of Chapter 1044 (Sewer Charges) to adjust the septage receiving rate schedule for Non-Domestic septage (commercial) accounts and add grease to rate schedule; and

WHEREAS, it is necessary to include a grease receiving rate to Section 1044.09 (Septage Receiving Rate and Fee Schedule) of Chapter 1044 (Sewer Charges); 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 1044.09 (Septage Receiving Rate and Fee Schedule) of Chapter 1044 (Sewer Charges) be amended to establish a new rate schedule for the Non-Domestic (commercial) accounts and add grease to the rate schedule.

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

Section 1: Section 1044.09 (Septage Receiving Rate and Fee Schedule) of Chapter 1044 (Sewer Charges) of the Codified Ordinances of the City of Shelby be amended to read as follows:

1044.09 Septage and Grease Receiving Rate and Fee Schedule

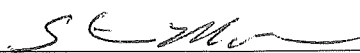
- (a) Domestic Septage Receiving Rate - \$0.08 per gallon
 - (1) Domestic septage shall be identified as wastewater that is generated from a residential dwelling and such as identified and declared by the Superintendent of the Wastewater Treatment Plant.
- (b) Non-Domestic Septage Receiving Rate - \$0.10 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.
- (c) Grease Receiving Rate - \$0.12 per gallon
 - (1) Grease shall be identified as left-over liquid oil or congealed animal fat resulting from food preparation, deep frying and cooking waste oil that is generated from a restaurant or school, and such as identified and declared by the Superintendent of the Wastewater Treatment Plant.
 - (a) A ten (10%) percent 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.
- (d) Access Card Fee - \$20.00
- (e) Septage Discharge Permit Fee - \$100.00
- (f) 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.

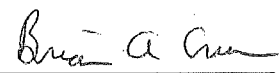
Section 3: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Codified Ordinance 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby, Ohio.

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

ATTEST: 

Brian Crum
Clerk of Council

APPROVED:

Steven L. Schag
Mayor

Prepared by:



Gordon M. Byster
Director of Law

ORDINANCE NO. 11 -2026
(Sponsor: Councilmember Roberts)

AN ORDINANCE AMENDING CERTAIN PROVISIONS OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY RELATING TO BICYCLES AND ELECTRIC BICYCLES; AMENDING SECTION 412.04; ENACTING SECTION 444.06 TO ESTABLISH PEDESTRIAN PRIORITY ZONES AND REGULATE LOW-SPEED MICROMOBILITY AND PERSONAL CONVEYANCE DEVICES; REPEALING SECTION 444.07; AND ESTABLISHING CONSISTENT SAFE-OPERATING REQUIREMENTS.

WHEREAS, bicycles, electric bicycles, low-speed micromobility devices, skateboards, electrically powered personal conveyance devices, and other forms of personal transportation are increasingly used for transportation and recreation within the City; and

WHEREAS, the City desires to preserve and encourage the lawful use of bicycles, electric bicycles, and responsible micromobility use while establishing reasonable rules for pedestrian areas and for devices whose operating characteristics are not compatible with higher-speed roadways; and

WHEREAS, newer devices, including electric skateboards, self-balancing single-wheel devices, electric unicycles, and similar personal transportation devices, do not fit neatly within older traffic regulations; and

WHEREAS, existing provisions of the Codified Ordinances governing bicycles, coaster vehicles, skateboards, and similar devices were enacted at different times and should be modernized and coordinated; and

WHEREAS, Council desires to focus regulation and enforcement upon pedestrian protection, roadway compatibility, proper device classification, and unsafe operating behavior rather than broadly prohibiting lawful bicycle, electric bicycle, or micromobility use.

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

Section 1: AMENDMENT OF SECTION 402.01 – DEFINITIONS

Section 402.01(d) of the Codified Ordinances is amended to read:

(d) "Bicycle." A pedal-powered vehicle upon which a human operator sits, including an electric bicycle.

Section 402.01(w) is amended to read:

(w) "Motor vehicle." Every vehicle propelled or drawn by power other than muscular power or power collected from overhead electric trolley wires, except motorized bicycles, electric bicycles, road rollers, traction engines, power shovels, power cranes and other equipment used in construction work and not designed for or employed in general highway transportation, hole-digging machinery, well-drilling machinery, ditch-digging machinery, farm machinery, and those other vehicles expressly excluded from the definition of "motor vehicle" by applicable state law.

Section 402.01(y) is amended by adding the following sentence:

"Motorized bicycle" or "moped" does not include an electric bicycle.

Section 402.01(III) is amended to read:

(III) "Vehicle." Every device, including a bicycle, motorized bicycle, and electric bicycle, in, upon, or by which any person or property may be transported or drawn upon a highway. "Vehicle" does not include a motorized wheelchair, electric personal assistive mobility device, low-speed micromobility device, personal delivery device, device moved by power collected from overhead electric trolley wires, device used exclusively upon stationary rails or tracks, device moved by human power, or other device expressly excluded from the definition of "vehicle" by applicable state law.

Existing subsections defining "electric bicycle," "Class 1 electric bicycle," "Class 2 electric bicycle," "Class 3 electric bicycle," and "low-speed micromobility device" shall remain in effect.

The following definitions are added:

(rrr) "Personal conveyance device." A device having one or more wheels that is designed primarily for the transportation of one person in a standing, balancing, or platform-riding position and that is propelled by human power, an electric motor, or a combination thereof.

The term includes, but is not limited to, a skateboard, longboard, nonmotorized scooter, electric skateboard, self-balancing single-wheel device, electric unicycle, and other substantially similar device.

"Personal conveyance device" does not include a bicycle, electric bicycle, low-speed micromobility device, electric personal assistive mobility device, wheelchair or other mobility device used by a person with a disability, or a device equipped with a seat or saddle for the operator.

(sss) "Human-powered personal conveyance device." A personal conveyance device propelled solely by human power.

(ttt) "Powered personal conveyance device." A personal conveyance device propelled wholly or partly by an electric motor.

Classification of a device as a personal conveyance device under the Codified Ordinances does not alter or supersede any classification, title, registration, operator-licensing, equipment, insurance, or operating requirement imposed by state law.

Section 2: AMENDMENT OF SECTION 412.04

Section 412.04 is amended to read:

§412.04 TOY VEHICLES ON ROADWAY. (a) No person upon roller skates or riding in or by means of any coaster, sled, toy vehicle, or substantially similar recreational device, other than a personal conveyance device regulated by §444.06, shall go upon a roadway except while lawfully crossing the roadway or upon a street or portion thereof lawfully closed or designated for such use.

(b) Nothing in this section shall prohibit the lawful operation of a personal conveyance device as provided in §444.06.

Section 3: AMENDMENT OF SECTION 444.01

Section 444.01 is amended to read:

§444.01 CODE APPLICATION TO BICYCLES AND ELECTRIC BICYCLES. (a) The provisions of this Traffic Code that by their nature are applicable to bicycles and electric bicycles apply whenever a bicycle or electric bicycle is operated upon any highway or upon any path set aside for the exclusive use of bicycles.

(b) Except as otherwise provided by law, a bicycle or electric bicycle operator who violates any provision of this Traffic Code applicable to bicycles or electric bicycles may be issued a ticket, citation, or summons in the same manner as the operator of a motor vehicle would be cited for the same violation.

A person who commits such a violation while operating a bicycle or electric bicycle shall not have points assessed against the person's driver's license, commercial driver's license, temporary instruction permit, or probationary license solely by reason of that violation.

(c) Where authorized by law, a court may require a bicycle operator, electric bicycle operator, or motor vehicle operator to successfully complete a bicycling skills course in addition to or in lieu of another penalty.

(d) Divisions (b) and (c) of this section do not apply to a violation of R.C. §4511.19 or a substantially equivalent municipal ordinance.

(e) Every person operating a bicycle or electric bicycle shall obey official traffic-control devices and signals applicable to the operator unless otherwise directed by a police officer or otherwise provided by law.

Section 4: AMENDMENT OF SECTION 444.02

Section 444.02(b)(1) is amended to read:

(1) No person operating a bicycle or electric bicycle shall ride other than upon or astride the permanent and regular seat attached thereto or carry another person upon the bicycle or electric bicycle other than upon a firmly attached and regular seat thereon, and no person shall ride upon a bicycle or electric bicycle other than upon such a firmly attached and regular seat.

Section 444.02(b)(5) is amended to read:

(5) No person operating a bicycle or electric bicycle shall carry any package, bundle, or article that prevents the operator from keeping at least one hand upon the handlebars.

Section 444.02(b)(6) is amended to read:

(6) No bicycle, electric bicycle, or motorcycle shall be used to carry more persons at one time than the number for which it is designed and equipped, nor shall any motorcycle be operated on a highway when the handlebars or grips are more than the height permitted by applicable law.

Section 444.02(d) is amended to read:

(d) Nothing in this section shall be construed as prohibiting the carrying of a child in a seat or trailer designed for carrying children and firmly attached to a bicycle or electric bicycle.

All remaining provisions of §444.02 shall remain unchanged.

Section 5: AMENDMENT OF SECTION 444.03

Section 444.03(a) is amended to read:

§444.03 ATTACHING BICYCLES AND OTHER DEVICES TO VEHICLES. (a)(1) No person riding upon a bicycle, electric bicycle, coaster, roller skates, sled, skateboard, toy vehicle, low-speed micromobility device, or personal conveyance device shall attach the device or the person's self to a vehicle upon a roadway.

(2) No operator of a vehicle shall knowingly permit a person riding upon any such device to attach the device or the person's self to the vehicle while the vehicle is moving upon a roadway.

(3) This section does not apply to the lawful towing of a disabled vehicle.

All penalty provisions of §444.03 shall remain unchanged.

Section 6: AMENDMENT OF SECTION 444.04

Section 444.04 is amended to read:

§444.04 OPERATING BICYCLES AND ELECTRIC BICYCLES ON ROADWAY; RIDING ABREAST. (a) Every person operating a bicycle or electric bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, obeying all traffic rules applicable to the operator and exercising due care when passing a standing vehicle or a vehicle proceeding in the same direction.

(b) Persons riding bicycles, electric bicycles, or motorcycles upon a roadway shall ride not more than two abreast in a single lane, except upon paths or portions of roadways set aside for the exclusive use of bicycles, electric bicycles, or motorcycles.

(c) This section does not require a person operating a bicycle or electric bicycle to ride at the edge of the roadway when it is unreasonable or unsafe to do so. Conditions that may require operation away from the edge include fixed or moving objects, parked or moving vehicles, surface hazards, inadequate lane width, or any other condition making operation at the edge unsafe or impracticable.

All penalty provisions of §444.04 shall remain unchanged.

Section 7: AMENDMENT OF SECTION 444.05

Section 444.05 is amended to read:

§444.05 LIGHTS, SIGNAL DEVICES, AND BRAKES ON BICYCLES AND ELECTRIC BICYCLES. (a) Every bicycle or electric bicycle, when in use at the times specified by applicable law for required vehicle lighting, shall be equipped with:

(1) A lamp mounted on the front of the bicycle or electric bicycle, or worn by the operator, emitting a white light visible from a distance of at least 500 feet to the front and 300 feet to the sides;

(2) A red reflector on the rear visible from all distances from 100 feet to 600 feet when directly in front of lawful lower beams of motor-vehicle headlamps; and

(3) A lamp emitting either a flashing or steady red light visible from a distance of 500 feet to the rear, which may also serve as the required reflector if it satisfies the reflector visibility requirement.

(b) Additional lamps and reflectors may be used, provided red lamps or reflectors are not used on the front and white lamps or reflectors are not used on the rear.

(c) A bicycle or electric bicycle may be equipped with a device capable of giving an audible signal, except that neither shall be equipped with, nor shall any person use upon one, a siren or whistle.

(d) Every bicycle or electric bicycle shall be equipped with an adequate brake when used upon a street or highway.

All penalty provisions of §444.05 shall remain unchanged.

Section 8: **ENACTMENT OF SECTION 444.06**

Section 444.06, presently reserved, is enacted to read:

§444.06 PEDESTRIAN PRIORITY ZONES; MICROMOBILITY AND PERSONAL CONVEYANCE DEVICES; SAFE OPERATION.

(a) Purpose. The purpose of this section is to protect pedestrians in areas of concentrated pedestrian activity; preserve lawful bicycle and electric-bicycle roadway access; establish Pedestrian Priority Zones in which lower-speed micromobility and personal conveyance devices must be walked rather than ridden; establish reasonable operating locations for such devices outside those zones; reduce conflicts between lower-speed devices and higher-speed motor-vehicle traffic; establish consistent safe-operating standards; and provide clear regulations for emerging transportation devices not otherwise specifically addressed by existing municipal law.

(b) Pedestrian Priority Zones. Council may designate by ordinance one or more Pedestrian Priority Zones consisting of specifically identified geographic areas that may include public streets and roadways, public parking areas, sidewalks, pedestrian plazas, pedestrian bridges, pathways, park areas, public gathering spaces, and other public ways or facilities.

Each designated Pedestrian Priority Zone shall be identified by a written boundary description, map, or both.

(c) Notice. No person shall be cited for a violation of subsection (d) unless the applicable Pedestrian Priority Zone is identified by official signs or traffic-control devices providing reasonable notice of the restriction and the requirement to walk covered devices within the zone.

(d) Pedestrian Priority Zones - Walk Your Wheels.

(1) Bicycles and electric bicycles. Within a designated Pedestrian Priority Zone, no person shall ride or operate a bicycle or electric bicycle upon a designated sidewalk, pedestrian plaza, pedestrian bridge, pathway, park area, public gathering space, or other designated pedestrian facility.

A person may enter, leave, or travel through such pedestrian facilities by dismounting and walking, pushing, carrying, or otherwise transporting the bicycle or electric bicycle while not riding upon it.

Nothing in this subsection prohibits the otherwise lawful operation of a bicycle or electric bicycle upon a public street or roadway within or adjacent to a Pedestrian Priority Zone.

(2) Low-speed micromobility and personal conveyance devices. Within a designated Pedestrian Priority Zone, no person shall ride or operate a low-speed micromobility device, electric personal assistive mobility device, human-powered personal conveyance device, or powered personal conveyance device upon any public street, roadway, public parking area, sidewalk, pedestrian plaza, pedestrian bridge, pathway, park area, public gathering space, or other public way or facility within the boundaries of the zone.

A person may enter, leave, or travel through the zone with such a device only by dismounting and walking, pushing, carrying, or otherwise transporting the device while not riding upon it.

(3) The prohibition in subsection (d)(2) applies regardless of the posted speed limit of a roadway within the Pedestrian Priority Zone and supersedes the roadway operating permission otherwise provided by subsection (e)(2) while the device is within the zone.

(e) Roadway Operation Outside a Pedestrian Priority Zone.

(1) Bicycles and electric bicycles. Bicycles and electric bicycles may be operated upon public streets and highways in accordance with applicable state law and the Codified Ordinances and are not subject to the twenty-five-mile-per-hour roadway restriction contained in this subsection.

(2) Roadways posted twenty-five miles per hour or less. Except within a Pedestrian Priority Zone as prohibited by subsection (d)(2), and except where otherwise prohibited by law, a low-speed micromobility device, electric personal assistive mobility device, human-powered personal conveyance device, or powered personal conveyance device may be operated longitudinally upon a roadway having an established speed limit of twenty-five miles per hour or less.

(3) Roadways posted greater than twenty-five miles per hour. No person shall operate a low-speed micromobility device, electric personal assistive mobility device, human-powered personal conveyance device, or powered personal conveyance device longitudinally upon a roadway having an established speed limit greater than twenty-five miles per hour.

(4) Route designation. The restriction contained in subsection (e)(3) is based upon the established speed limit and does not apply merely because a roadway carries a United States, State of Ohio, county, or other numbered route designation.

(5) Roadway position. A person operating a device permitted by subsection (e)(2) at less than the normal speed of traffic shall operate as near to the right-hand curb or edge of the roadway as practicable, except when preparing to turn, passing, avoiding a fixed or moving object or surface hazard, or when such position would otherwise be unsafe or impracticable.

(f) Crossing Roadways Posted Greater Than Twenty-Five Miles Per Hour. Nothing in subsection (e)(3) prohibits a person from crossing a roadway having an established speed limit greater than twenty-five miles per hour.

Such crossing shall:

- (1) Be made at an intersection, crosswalk, or other lawful crossing location where reasonably available;
- (2) Be made by the most direct practicable route;
- (3) Be made without unnecessary longitudinal travel upon the restricted roadway; and
- (4) Be made only after yielding the right-of-way as required by law.

This subsection does not authorize riding or operation within a Pedestrian Priority Zone in violation of subsection (d)(2). Within a Pedestrian Priority Zone, a device subject to subsection (d)(2) shall be walked, pushed, carried, or otherwise transported while not being ridden when crossing a roadway.

(g) Sidewalk Operation Outside a Pedestrian Priority Zone. Where operation is otherwise lawful, a person operating a low-speed micromobility device, electric personal assistive mobility device, or personal conveyance device upon a sidewalk outside a Pedestrian Priority Zone shall:

- (1) Yield the right-of-way to pedestrians;
- (2) Operate at a speed that is reasonable and prudent for existing pedestrian conditions;
- (3) Exercise due care when approaching or passing a pedestrian; and
- (4) Give an audible warning before overtaking a pedestrian when reasonably necessary or otherwise required by law.

Nothing in this subsection authorizes operation otherwise prohibited by state law, and nothing in this section requires a bicycle or electric bicycle to be operated upon a sidewalk.

(h) Safe Operation. No person shall operate a bicycle, electric bicycle, low-speed micromobility device, electric personal assistive mobility device, or personal conveyance device upon a public street, sidewalk, path, or other public property:

(1) In a manner that endangers or creates an unreasonable risk of injury to another person or damage to property;

(2) At a speed greater than is reasonable and prudent under the conditions then existing, having regard for traffic, pedestrians, visibility, roadway or sidewalk conditions, weather, and other hazards;

(3) Without yielding the right-of-way to a pedestrian when required by law;

(4) In willful disregard of a traffic-control device applicable to the operator;

(5) By weaving between vehicles, pedestrians, or other roadway users in a manner creating an unreasonable risk of collision;

(6) By racing another person or device when such conduct creates a danger to persons or property; or

(7) By performing a wheelie, stunt, jump, trick, or similar maneuver when such maneuver interferes with traffic or pedestrians or creates a danger to persons or property.

Nothing in this subsection limits the applicability of any other state or municipal offense arising from the same conduct.

(i) Passengers and Doubling.

(1) Bicycles and electric bicycles shall carry passengers only as permitted by §444.02 and applicable law.

(2) No person operating a low-speed micromobility device, electric personal assistive mobility device, or personal conveyance device shall carry another person unless the device was designed and equipped by the manufacturer for transportation of more than one person and such operation is otherwise permitted by law.

(j) Maximum Speed of Powered Personal Conveyance Devices. No person shall operate a powered personal conveyance device upon a public street, sidewalk, shared-use path, or other public way at a speed greater than twenty miles per hour.

Nothing in this subsection alters any lower or different speed limitation imposed by law upon another class of device.

(k) Nighttime Visibility. A powered personal conveyance device operated during the period when vehicle lighting is required by law shall be equipped with, or the operator shall wear:

(1) A lamp pointing to the front that emits a white light visible from a distance of at least 500 feet; and

(2) A red reflector or red light facing the rear and visible from a distance of at least 500 feet under normal nighttime conditions.

Bicycles, electric bicycles, low-speed micromobility devices, and electric personal assistive mobility devices remain subject to the lighting requirements otherwise applicable to those devices by law.

(l) Device Classification.

(1) Nothing in this section changes the classification of a device under state law or exempts an owner or operator from any title, registration, operator-licensing, equipment, insurance, or operating requirement otherwise applicable to the device.

(2) A device shall not be considered an electric bicycle merely because a manufacturer, seller, owner, or operator describes, markets, or labels the device as an electric bicycle. A device must satisfy the applicable legal definition of a Class 1, Class 2, or Class 3 electric bicycle.

(3) A motorcycle, motorized bicycle, off-highway motorcycle, all-purpose vehicle, or other motor vehicle does not become a personal conveyance device by reason of this section.

(4) Nothing in this section authorizes the operation upon a public street or other public property of a vehicle or device whose operation is otherwise prohibited by law.

(m) Exceptions. This section does not prohibit or restrict:

(1) A wheelchair or other mobility device used by a person with a disability to the extent protected by applicable state or federal law;

(2) A law enforcement officer, firefighter, emergency medical provider, or other emergency responder acting within the scope of official duties;

(3) A City employee or contractor performing authorized work; or

(4) Operation specifically authorized as part of a City-approved parade, festival, demonstration, or other event.

(n) Penalty. Except where another provision of law provides a different penalty for the same conduct, whoever violates this section is guilty of a minor misdemeanor.

Section 9: REPEAL OF SECTION 444.07

Existing §444.07, "Safe Riding Regulations for Bicycles," is repealed in its entirety.

Section 10: SEVERABILITY

If any provision of this ordinance or its application to any person, device, location, or circumstance is held invalid, the invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application. The provisions of this ordinance are severable.

Section 11: REPEAL OF CONFLICTING PROVISIONS

All ordinances or parts of ordinances inconsistent with this ordinance are repealed to the extent of the inconsistency.

Section 12: That all meetings and hearings concerning the adoption of this Ordinance have been in compliance with Section 220.01 of the Codified Ordinances, Ohio R.C. 121.22 and the City Charter.

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. Byster
Director of Law

RESOLUTION NO. 28 -2026
(Sponsors: Councilmembers Martin & McLaughlin)

AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO EXECUTE A LOAN AGREEMENT FOR THE PURCHASE OF A NEW FIRE TRUCK AND DECLARING AN EMERGENCY.

WHEREAS, on April 6, 2026, the Council of the City of Shelby approved Resolution 10-2026 to purchase a 2026 Spartan Cab and Chassis Truck from Johnsons Emergency Vehicle Solutions for \$850,000; and

WHEREAS, the Council appropriated a downpayment of \$100,000 and intended to finance the remaining \$750,000; 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 Finance Director apply for a loan through a local lending institution.

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 and Finance Director are authorized to execute a loan agreement not to exceed 10 years, nor exceed 5.50% interest rate for the 2026 Spartan Cab and Chassis Truck costing \$850,000 with \$750,000 being financed for the Shelby Fire Department.

Section 2: That the City of Shelby does agree to obligate the funds required to satisfactorily complete the requirements to apply for a loan under the terms of Mechanics Bank.

Section 3: 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 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. Byster
Director of Law

RESOLUTION NO. 29-2026
(Sponsors: Councilmembers McLaughlin and Reese)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED FOR THE CITY OF SHELBY, WALL STREET WATERLINE AND PAVEMENT RESURFACING PROJECT.

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivision for capital improvement to public infrastructures; and

WHEREAS, the City of Shelby is planning to make capital improvements with the Wall Street Waterline and Pavement Resurfacing Project; 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 apply for said funds.

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 apply to the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Programs for financial assistance for capital improvements to public infrastructure for the Wall Street Waterline and Pavement Resurfacing Project.

Section 2: That the Mayor as Director of Public Service is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3: 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 4: 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

RESOLUTION NO. 30 -2026
(Sponsors: Councilmembers McLaughlin and Reese)

GIVING CONSENT/AUTHORIZATION TO THE DIRECTOR OF TRANSPORTATION OF THE STATE OF OHIO TO COMPLETE A PAVEMENT MAINTENANCE - MICROSURFACING PROJECT WITHIN THE CITY OF SHELBY, OHIO.

WHEREAS, the State of Ohio Department of Transportation has identified the need to perform microsurfacing on State Route 61 within and outside the City of Shelby; and

WHEREAS, the purpose of the project is to perform microsurfacing on RIC-61-8.601 to 8.630; and

WHEREAS, RIC-61-8.601 to 8.630 is partially within the Shelby Corporation Limits; and

WHEREAS, the proposed project is tentatively scheduled to begin in the Fall of 2027.

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

Section 1: Being in the public interest, that the City of Shelby gives consent to the Director of Transportation to complete the above described project.

Section 2: The City of Shelby shall cooperate with the Director of Transportation, for the portion of this project within the Shelby Corporation limits, as follows:

- 1) The City of Shelby gives consent for the above improvement.
- 2) No funds are required from the City except that the City agrees to assume and bear one hundred percent (100%) of the total cost for added construction items requested by the City and not necessary for the improvement as determined by the State and the Federal Highway Administration.

Section 3: Upon completion of the described Project, and unless otherwise agreed, the City of Shelby shall:

- 1) Provide adequate maintenance for the described Project in accordance with all applicable state and federal law;
- 2) Provide ample financial provisions, as necessary, for the maintenance of the described project;
- 3) Maintain the right-of-way, keeping it free of obstructions; and hold said right-of-way inviolate for public highway purposes.

Section 4: If city owned utilities, within a corporation limit or in a private easement outside corporation limits, need to be relocated due to this ODOT project, the City will be reimbursed for any relocation work; ODOT will perform the coordination, relocation, and reimbursement which shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

If other public and private utilities need to be relocated due to this ODOT project they will not be reimbursed for relocation; with exceptions due to an easement, etc.

Section 5: That the Mayor as Director of Public Service is hereby empowered on behalf of the City of Shelby to enter into contracts with the Director of Transportation necessary to complete the above described project.

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 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