

3:30pm Economic & Development Committee

Shelby City Council Agenda
Monday, March 7, 2016
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 Reading of Journal from February 16, 2016

Moved 2ND _____

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

Public Comment

Karli Ingle, Ellie Korbas, and Allison Workman—SHS Family Career & Community Leaders of America

Proclamation—Developmental Disabilities Awareness Month

Reports from Standing and Special Committees

Economic & Development Committee—Steve McLaughlin

Public Works & General Operation Committee—Charlie Roub

Safety Committee—Derrin Roberts

Reports of City Officials

Steven L. Schag—Mayor

Steven T. Lifer—Director of Finance

Gordon M. Eyster—Law Director

Joe Gies—Project Coordinator

New Business
Mansfield Avenue Car Wash Property

Unfinished Business

Legislation

ORDINANCE NO 2-2016

ENACTING SECTION 234.09 (INSURANCE ADMINISTRATOR) OF CHAPTER 234 (DIRECTOR OF FINANCE AND PUBLIC RECORD) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

3RD READING

Moved 2ND

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

PASSAGE OF ORDINANCE

Moved 2ND

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

ORDINANCE NO 3-2016

ENACTING SECTION 214.03 (DISHONORED CHECK CHARGE) OF CHAPTER 214 (CONTRACTS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

3RD READING

Moved 2ND

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

PASSAGE OF ORDINANCE

Moved 2ND

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

ORDINANCE NO 5-2016

AMENDING SECTION 1276.03 (CONDITIONALLY PERMITTED USES) OF CHAPTER 1276 (B-2 CENTRAL BUSINESS DISTRICT) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

1ST READING

Moved _____ 2ND _____

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

ORDINANCE NO 6-2016

AMENDING SECTION 1042.02 (DEFINITIONS) OF CHAPTER 1042 (SEWER REGULATIONS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

1ST READING

Moved _____ 2ND _____

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

ORDINANCE NO 7-2016

ENACTING SECTION 234.09 (DEPUTY DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 234 (DIRECTOR OF FINANCE AND PUBLIC RECORD) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

1ST READING

Moved _____ 2ND _____

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

ORDINANCE NO 8-2016

ENACTING SECTION 230.07 (PROJECT COORDINATOR) OF CHAPTER 230 (MAYOR) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY

1ST READING

Moved _____ 2ND _____

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

RESOLUTION NO 14-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AMENDMENT TO THE CONTRACT WITH CT CONSULTANTS FOR DESIGN SERVICES FOR THE SHELBY WASTEWATER TREATMENT IMPROVEMENT PROJECT IN THE AMOUNT OF FORTY-THREE THOUSAND AND 00/100 DOLLARS (\$43,000.00) AS AN INCREASE AND DECLARING AN EMERGENCY

Moved 2ND
Mr. Roub Mr. Roberts Mr. Gates Mr. Martin Mr. McLaughlin

RESOLUTION NO 15-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A THREE (3) YEAR CONTRACT WITH AN OPTION TO RENEW FOR UP TO TWO (2) YEARS EXERCISED IN ONE (1) YEAR INCREMENTS FOR TREE TRIMMING

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

RESOLUTION NO 16-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A FIVE (5) YEAR CONTRACT WITH AN OPTION TO RENEW FOR UP TO FIVE (5) YEARS EXERCISED IN ONE (1) YEAR INCREMENTS FOR TRANSPORTATION AND LAND APPLICATION OF LIQUID SLUDGE AND/OR DRY CAKE SLUDGE

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

RESOLUTION NO 17-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE STATE OF OHIO, DEPARTMENT OF PUBLIC SAFETY EMERGENCY MEDICAL SERVICES TRAINING AND EQUIPMENT GRANT AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY

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

RESOLUTION NO 18-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE STATE OF OHIO, DEVELOPMENT SERVICES AGENCY LOCAL GOVERNMENT SAFETY CAPITAL GRANT PROGRAM AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY

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

RESOLUTION NO 19-2016

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PARTNERSHIP AGREEMENT WITH THE BOARD OF RICHLAND COUNTY COMMISSIONERS FOR A PY 2016 COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM APPLICATION

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

Miscellaneous Business

Adjournment at _____ p.m.

Moved _____ 2ND _____

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

1st Reading
2/1/2016
2nd Reading
2/14/2016

ORDINANCE NO. 2 -2016
(Sponsors - Councilmembers Gates and Martin)

ENACTING SECTION 234.09 (INSURANCE ADMINISTRATOR) OF CHAPTER 234 (DIRECTOR OF FINANCE AND PUBLIC RECORD) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: Section 37 of the Charter of the City of Shelby states, in part, "The duties of the director of finance and public record shall include...such other duties as the council may require."; and

WHEREAS: For many years, the Finance Director has administered the City's insurance plans and policies despite having no specific statutory authority to do so; and

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare of the City of Shelby that the Director of Finance and Public Record be designated as the City's insurance administrator.

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

Section 1: That Section 234.09 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

234.09 INSURANCE ADMINISTRATOR.

The Director of Finance and Public Record shall administer the City's insurance plans and policies, including but not limited to health insurance, Worker's Compensation, life insurance, property and casualty coverage, and liability insurance, subject to the oversight of Council.

Section 2: That all other sections of Chapter 234 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 Section 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby.

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:

Steven T. Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:



Gordon M. Eyster
Director of Law

1st Reading
2/1/2016
2nd Reading
2/14/2016

ORDINANCE NO. 3 -2016
(Sponsors - Councilmembers Gates and Martin)

ENACTING SECTION 214.03 (DISHONORED CHECK CHARGE) OF CHAPTER 214 (CONTRACTS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare of the City of Shelby that a uniform charge be established for checks returned to the City for insufficient funds.

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

Section 1: That Section 214.03 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

214.03 DISHONORED CHECK CHARGE.

Whenever the City accepts payment by check and the check is subsequently returned to the City by the customer's financial institution for lack of sufficient funds in the customer's account, the customer will be assessed a dishonored check charge of \$25.00 for each check returned. Said assessment shall be in addition to any other right or remedy provided for by law.

Section 2: That all other sections of Chapter 214 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 Section 220.01, Ohio Revised Code Section 121.22, and the Charter of the City of Shelby.

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: _____
Steven T. Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

AMENDING SECTION 1276.03 (CONDITIONALLY PERMITTED USES) OF CHAPTER 1276 (B-2 CENTRAL BUSINESS DISTRICT) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS, Section 1276.03 outlines the Conditionally Permitted Uses in the B-2 Central Business District; and

WHEREAS, The Shelby City Planning Commission at its meeting held on February 23, 2016, made a recommendation to the Shelby City Council to amend said section; and

WHEREAS, in accordance with mandates of the Zoning Ordinance for the City of Shelby, a public hearing shall be held concerning this proposed amendment; 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 1276.03 of Chapter 1276 of the Codified Ordinances of the City of Shelby be amended.

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

Section 1: That Section 1276.03 (Conditionally Permitted Uses) of Chapter 1276 (B-2 Central Business District) of the Codified Ordinances of the City of Shelby be amended so that said section shall read as follows:

1276.03 CONDITONALLY PERMITTED USES

The following uses shall be permitted, subject to the conditions hereinafter imposed for each use, the provisions of § 1262.05 and the review and approval of the City Planning Commission:

(a) Recreational activities:

- (1) Motion picture theater
- (2) Bowling, billiards and pool;
- (3) Skating rinks; and
- (4) Similar recreational activities when conducted indoors and/or outdoors.

(b) Funeral establishments, provided that an adequate assembly area is furnished off the street and outside the public right-of-way for vehicles to be used in funeral processions and;

(c) Gasoline service stations, subject to the conditions detailed in Chapter 1274.

Section 2: That all other Sections of Chapter 1276 of the Codified Ordinances of the City of Shelby shall remain in full force and effect.

Section 3: That all meetings and hearing 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: _____

Steve McLaughlin
Vice President of Council
APPROVED:

ATTEST: _____

Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

ORDINANCE NO. 6 -2016
(Sponsor - Councilmember Gates)

AMENDING SECTION 1042.02 (DEFINITIONS) OF CHAPTER 1042 (SEWER REGULATIONS) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: In 1996, voters amended the Charter of the City of Shelby to increase the term of the Mayor from two years to four years; however, Codified Ordinance Section 1042.02 still makes reference to a two-year mayoral term; and

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare that this discrepancy be removed.

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

Section 1: That Section 1042.02 of the Codified Ordinances of the City of Shelby be amended to read as follows:

1042.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (a) "Act." The Clean Water Act (33 U.S.C. §§ 1251 et seq.), as amended.
- (b) "BOD" (denoting Biochemical Oxygen Demand). The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20°C, expressed in milligrams per liter.
- (c) "Building drain." The part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipes inside the walls of the building and conveys it to the building sewer lateral beginning at a clean-out directly inside the inner face of the building wall.
- (d) "Categorical Pretreatment Standards." National Pretreatment Standards specifying quantities or concentrations of pollutants which may be discharged into a POTW by specific industrial discharges.
- (e) "City." The City of Shelby, County of Richland, State of Ohio.
- (f) "City Building Inspector." The person employed and authorized by the City to inspect construction of residential buildings including the installation of house and sewer lateral and plumbing.
- (g) "Director of Public Service." The Mayor or his or her authorized deputy, agent or representative.
- (h) "Discharge" or "industrial discharge." Any nonresident user who discharges an effluent into a POTW by whatever means.
- (i) "Garbage." Solid wastes from the preparation, cooking and dispensing of food and from the handling, storage and sale of produce.
- (j) "House sewer lateral" or "building sewer lateral." The extension from the building drain to the public sewer or other place of disposal.
- (k) "Industrial waste." Solid, liquid or gaseous waste resulting from any industrial, manufacturing, trade or business process or from the development, recovery or processing of natural resources.
- (l) "Natural outlet." Any outlet into a watercourse, pond, ditch, lake or other body of surface or ground water.
- (m) "NPDES." National Pollutant Discharge Elimination System permit program as administered by the U.S. EPA or state.
- (n) "O and M." Operation and Maintenance.
- (o) "Person." Any individual, firm, company, association, society, corporation, group or other legal entity.
- (p) "pH." The logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.
- (q) "POTW." Any sewage treatment works and the sewers and conveyance appurtenances discharging thereto, owned and operated by the City.
- (r) "Pretreatment." The reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater to a less harmful site prior to or instead of discharging the pollutants into a POTW.

(s) "Properly shredded garbage." The wastes from the preparation, cooking and dispensing of food that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch in any dimension.

(t) "Public sewer." A sewer controlled by the City or other public authority.

(u) "Sanitary sewer." A sewer which carries wastewater and wastes and to which storm, surface and ground waters shall not be admitted.

(v) "Sewer." A pipe or conduit for carrying wastewater.

(w) "Slugload." Any substance released in a discharge at a rate and/or concentration which causes interference with the POTW.

(x) "Storm sewer" or "storm drain." A sewer which carries storm and surface waters and drainage, but excludes wastewater and polluted industrial wastes.

(y) "Suspended solids." Solids that either float on the surface of, or are in suspension in water, sewage or other liquids, and which are removable by laboratory filtering.

(z) "Wastewater." A combination of water-carried wastes from residences, business buildings, institutions and industrial establishments.

(aa) "Wastewater Review Commission."

(1) A commission consisting of three persons to include the following: a member of Council, the POTW superintendent, and a representative of industry. The following is a description of the terms of office and the appointment procedure of the Wastewater Review Commission.

(2) A. The terms of office of the Councilmember and the POTW superintendent shall be for the length of time they hold their respective positions. The term of office of the industry representative shall be for four years concurrent with the term of office of the Mayor.

B. The industry member shall be appointed by the Mayor; the appointment shall be confirmed by Council.

C. The Council member shall automatically serve as the Commission's Chairperson. A Vice-Chairperson and a Secretary shall be elected from the Commission's membership.

(bb) "Wastewater system." All facilities for collecting, pumping, treating and disposing of wastewater.

(cc) "Wastewater treatment plant." Any arrangement of devices and structures used for treatment of wastewater.

(dd) "Watercourse." A channel in which a flow of water occurs, either continuously or intermittently.

Section 2: That all other sections of Chapter 1042 shall remain in full force and effect;

Section 3: That publication of this Ordinance shall be an expense of the Sewer Fund;

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; and

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: _____
Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

ORDINANCE NO. 7 -2016
(Sponsor - Councilmember Gates)

ENACTING SECTION 234.09 (DEPUTY DIRECTOR OF FINANCE AND PUBLIC RECORD) OF CHAPTER 234 (DIRECTOR OF FINANCE AND PUBLIC RECORD) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: Section 19 of the Charter of the City of Shelby reads, in part, "The council shall create by ordinance such other officers, clerks and employees as are not in the classified service, in each department of the city government as are necessary for the transaction of the city's business, and all such positions so created shall be filled by appointment by the mayor..."; and

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare that the position of Deputy Director of Finance and Public Record be established.

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

Section 1: That Section 234.09 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

234.09 DEPUTY DIRECTOR OF FINANCE AND PUBLIC RECORD.

The position of Deputy Director of Finance and Public Record is hereby established. Under the supervision and direction of the Director of Finance and Public Record, said Deputy Director shall exercise the powers and perform the duties as have been delegated upon the Director of Finance and Public Record by the Charter and Codified Ordinances of the City and by the laws of the state as applicable to the positions of city auditor and city treasurer. Said Deputy Director shall be in the unclassified service in accordance with Ohio Revised Code Section 124.11(A)(28).

Section 2: That all other sections of Chapter 234 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; and

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: _____
Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

ORDINANCE NO. 8 -2016
(Sponsor – Councilmember Gates)

ENACTING SECTION 230.07 (PROJECT COORDINATOR) OF CHAPTER 230 (MAYOR) OF THE CODIFIED ORDINANCES OF THE CITY OF SHELBY.

WHEREAS: Section 19 of the Charter of the City of Shelby reads, in part, “The council shall create by ordinance such other officers, clerks and employees as are not in the classified service, in each department of the city government as are necessary for the transaction of the city’s business, and all such positions so created shall be filled by appointment by the mayor...”; and

WHEREAS: It is in the interest of the public health, safety, morals, and general welfare that the position of Project Coordinator be established.

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

Section 1: That Section 230.07 of the Codified Ordinances of the City of Shelby be enacted to read as follows:

230.07 PROJECT COORDINATOR.

The Mayor is hereby authorized to appoint a Project Coordinator. Said coordinator shall prepare documents and administer all public works projects and undertakings of the City, shall serve as the City’s representative to the Richland County GIS Consortium and as the City’s prevailing wage coordinator, and shall perform such other duties as may be assigned by the Mayor or by ordinance. Said coordinator shall be in the unclassified service in accordance with Ohio Revised Code Section 124.11(A)(3)(c).

Section 2: That all other sections of Chapter 230 shall remain in full force and effect; and

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; and

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: _____

Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

RESOLUTION NO. 14-2016
(Sponsor- Councilmember Martin)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO AN AMENDMENT TO THE CONTRACT WITH CT CONSULTANTS FOR DESIGN SERVICES FOR THE SHELBY WASTEWATER TREATMENT IMPROVEMENT PROJECT IN THE AMOUNT OF FORTY-THREE THOUSAND AND 00/100 DOLLARS (\$43,000.00) AS AN INCREASE AND DECLARING AN EMERGENCY

WHEREAS, the City of Shelby has entered into a contract with CT Consultants for design services for the Shelby Wastewater Treatment Plant Improvement Project, and said contract provides for a written amendment; and

WHEREAS, it has become necessary to make modifications to the project and adjust the contract as detailed in the attached Amendment #1; 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 change order be approved.

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 shall be and is hereby authorized to enter into an amendment to the contract with CT Consultants for the total amount of Forty-Three Thousand and 00/100 Dollars (\$43,000.00) as an increase.

Section 2: 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 3: 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: _____

Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

RESOLUTION NO. 15 -2016
(Sponsor: Councilmember Martin)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO A THREE (3) YEAR CONTRACT WITH AN OPTION TO RENEW FOR UP TO TWO (2) YEARS EXERCISED IN ONE (1) YEAR INCREMENTS FOR TREE TRIMMING.

WHEREAS, in order to provide a safe, reliable and dependable system for the distribution of electricity, it is necessary to engage the services of professional tree trimmers so that the electrical distribution lines are kept free and clear of interference and/or hazard; and

WHEREAS, the expiration date of the current contract for such services is April 4, 2016; 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 advertise for bids and enter into a contract for tree trimming for tree trimming.

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 advertise for bids and enter into a three (3) year contract with an option to renew for up to two (2) years exercised in one (1) year increments.

Section 2: 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 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: _____
Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

RESOLUTION NO. 17 -2016
(Sponsor: Councilmember Roberts)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SAFETY TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE STATE OF OHIO, DEPARTMENT OF PUBLIC SAFETY EMERGENCY MEDICAL SERVICES TRAINING AND EQUIPMENT GRANT AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio Development of Public Safety provides grants to EMS organizations to be used for the training and medical equipment to enhance public safety; and

WHEREAS, the City of Shelby Fire Department seeks to use Emergency Medical Services Training and Equipment Grant funding for medical supplies and training; 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 Safety be authorized to apply for said funds.

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 Safety is hereby authorized to apply to the State of Ohio, Department of Public Safety Emergency Medical Services Training and Equipment Grant for supplies and training.

Section 2: That the Mayor as Director of Public Safety 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 Ordinance 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: _____

Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Eyster
Director of Law

RESOLUTION NO. 19 -2016
(Sponsor: Councilmembers McLaughlin and Roub)

AUTHORIZING THE MAYOR AS DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A PARTNERSHIP AGREEMENT WITH THE BOARD OF RICHLAND COUNTY COMMISSIONERS FOR A PY 2016 COMMUNITY HOUSING IMPACT AND PRESERVATION (CHIP) PROGRAM APPLICATION

WHEREAS, the City of Shelby, in conjunction with the Board of Richland County Commissioners, is desirous of applying for PY 2016 Community Housing Impact and Preservation Program (CHIP) funding from the State of Ohio, Development Services Agency, Office of Community Development (OCD) 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, Grantee and 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 the Grantee of the CHIP Application understands their authority for the entire CHIP Grant, as well as, sole responsibility for regulatory compliance and the terms of the grant agreement, if funded; and

WHEREAS, Grantee and Partner understand this agreement is contingent on PY 2016 CHIP funding from the State of Ohio, Development Services Agency, Office of Community Development (OCD); and

WHEREAS, the Grantee will hire an administrative consultant on behalf of the partnership; and

WHEREAS, this agreement is in effect until the CHIP funds are expended and the funded activities are complete and closed out. The Grantee nor the Partner cannot 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 Mayor as Director of Public Service is authorized to sign a partnership agreement with the Board of Richland County Commissioners to apply for a Community Housing Impact and Preservation Program (CHIP) Grant.

Section 2: That the City of Shelby accepts the role, responsibility and authority of being Grantee of the CHIP Application.

Section 3: That the City of Shelby authorizes participation and partnership of the PY 2016 Community Housing Impact and Preservation (CHIP) Program Application with the State of Ohio, Development Services Agency, and to provide all information and documentation required in said Application submission.

Section 4: That the City of Shelby hereby understands and agrees that participation in said Program will require compliance with program guidelines and assurances.

Section 5: 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 6: 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: _____
Steven Lifer
Clerk of Council

Steven L. Schag
Mayor

Prepared by:

Gordon M. Byster
Director of Law