**London City Council**
**20 S. Walnut Street, London, Ohio 43140**
**September 5, 2024 at 6:30pm**
**Agenda**

## Call to Order

## Roll Call

Present –

Absent –

**Minutes** – Approval of August 15, 2024 minutes

**Public Hearings** – none

**Communications/Announcements** – none

## Audience Concerns

## Committee Reports

Personnel & Finance Committee –

Public Service Committee –

Public Safety Committee –

## City Official Reports

Mayor –

Safety Service Director –

## Old Business

### 4th Reading

**RESOLUTION 159-24 Sponsored by: Shannon Treynor** A RESOLUTION adopting the recommendations of the Planning Commission**.** Johnson's Creek Subdivision, Parcel #31-03399.001.

*Public Hearing scheduled for September 19, 2024 during the regular Council meeting*

### 2nd Reading

**RESOLUTION 167-24 Sponsored by: Shannon Treynor** A RESOLUTION increasing appropriations. The Tax Department needs to replace their filing cabinets.

**RESOLUTION 168-24 Sponsored by: Shannon Treynor** A RESOLUTION increasing appropriations. The City has been reimbursed by the insurance company for repairs to a police cruiser.

**RESOLUTION 170-24 Sponsored by: Andrew Hitt** A RESOLUTION increasing appropriations. The City Administration would like to purchase the software program Civic Plus.

## New Business

**ORDINANCE 171-24** An ORDINANCE approving the editing and inclusion of certain ORDINANCES as parts of the various component codes of the Codified ORDINANCES; providing for the adoption and publication of new matter in the updated and revised codified ORDINANCES; repealing ORDINANCES in conflict therewith; and declaring an Emergency.

**ORDINANCE 172-24 Sponsored by: Michael Norman** An ORDINANCE amending section 1062 of the Codified Ordinances

**RESOLUTION 173-24 Sponsored by: Brent McDaniels** A RESOLUTION increasing Appropriations.

**RESOLUTION 174-24 Sponsored by: Brent McDaniels** A RESOLUTION authorizing the Safety Service Director to enter into contract.

## Round Table

**Adjournment**

ORDINANCE NO. 17-24

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, American Legal Publishing has completed its annual updating and revision of the Codified Ordinances of the City, and

WHEREAS, various ordinances of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances of the City (November 18, 2021) have been included in the Codified Ordinances of the City, and

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LONDON, COUNTY OF MADISON, STATE OF OHIO:

Section 1. That the editing, arrangement and numbering or renumbering of the following ordinances of the City of London, Ohio, of a general and permanent nature, are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

| Ord. or Res. No. | Date | C.O. Section |
|---|---|---|
| 122-19 | 4-4-19 | 1610.14 |
| 113-22 | 3-3-22 | 1064.04 |
| 114-22 | 3-24-22 | 880.15 |
| 152-22 | 8-4-22 | 1040.02 |
| 115-23 | 2-16-23 | 1048.05, 1048.17 |
| 116-23 | 2-16-23 | 1042.05 |
| 145-23 | 4-6-23 | 1476.07 |
| 146-23 | 4-6-23 | 1476.15 |
| 156-23 | 5-18-23 | 1479.01 |
| 173-23 | 5-18-23 | 1228.04 |
| 174-23 | 6-15-23 | 1248.07 |
| 179-23 | 7-6-23 | 278.06 |
| 193-23 | 8-3-23 | 1496.05 |

| Ord. or Res. No. | Date | C.O. Section |
|---|---|---|
| 194-23 | 8-3-23 | 660.14 |
| 217-23 | 10-19-23 | 432.46 |
| 218-23 | 10-19-23 | 1228.03 |
| 239-23 | 12-7-23 | 1228.05 |
| 249-23 | 12-21-23 | 1228.13 |

Section 2. That the following sections are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

202.02, 402.09, 402.41, 408.02, 432.32, 434.01, 434.03, 434.11, 436.071, 436.09, 436.14, 438.10, 438.16, 438.23, 438.29, 440.01, 440.08, 442.01, 442.03, 442.05, 452.04, 452.05, 452.06, 606.01, 606.06, 608.04, 608.20, 612.02, 612.07, 618.05, 618.06, 624.01, 624.03, 624.04, 624.06, 624.18, 630.11, 636.02, 636.05, 636.06, 636.11, 636.12, 636.13, 636.21, 636.24, 642.12, 648.05, 648.07, 648.11, 660.02, 660.13, 666.01, 666.05, 666.06, 666.07, 672.01, 678.02, 678.04, 678.13, 678.14, 698.02, 698.03

Section 3. That all ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed as of the effective date of this ordinance, except as follows:

(a) The enactment of such new matter shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to December 21, 2023.

Section 4. That pursuant to R.C. § 731.23, the Clerk of Council shall cause to be published a notice of the enactment of this ordinance, containing the title of this ordinance and a summary of the new matter covered by it, a copy of which summary is attached hereto as Exhibit A.

Section 5. That this Council hereby finds and determines that all formal actions relative to the adoption of this ordinance were taken in an open meeting of this Council, an that all deliberations of this Council, and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including R.C. § 121.22.

Section 6. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that it is immediately necessary to have an up-to-date codification of the laws of the City, one which is consistent with current State law, where and as required by Article XVIII, Section 3, of the Ohio Constitution, with which to administer the affairs of the City and ensure law and order.

WHEREFORE, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed:_____

_____
President of Council
Attest:

Approved:

_____
Clerk of Council

_____
Mayor

Submitted to Mayor:_____

Date of Approval:_____

I, _____, the duly appointed Clerk of Council of the City of London, Ohio, hereby certify that the foregoing ordinance was duly published in THE MADISON PRESS, a newspaper of general circulation in London, Ohio, as required by law.

Publication Date:_____

_____
Clerk of Council

**Approved as to form by**
**City Law Director**
**Jennifer J. Hitt**

EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2024 REPLACEMENT PAGES
FOR THE CODIFIED ORDINANCES
OF LONDON, OHIO

---

New matter in the Codified Ordinances of London, Ohio, as contained in the 2024 Replacement Pages therefor, includes legislation regarding:

| Section | New or amended matter regarding: |
|---|---|
| 202.02 | General definitions. |
| 402.09 | Definition of child care center or Type A family child care home. |
| 402.41 | Definition of school bus. |
| 408.02 | General code penalty. |
| 432.32 | Stopping for school bus; actuating visual signals; discharging children. |
| 434.01 | Driving or physical control of vehicle while under the influence of alcohol or drugs. |
| 434.03 | Maximum speed limits; assured clear distance ahead. |
| 434.11 | Operation restricted for mini-trucks and low-speed, under-speed, or utility vehicles. |
| 436.071 | Driving under suspension or in violation of license restriction. |
| 436.09 | Display of license plates or validation stickers; registration. |
| 436.14 | Removal of vehicles after accidents. |
| 438.10 | Lights, emblems, and reflectors on slow-moving vehicles, farm machinery, agricultural tractors, and animal-drawn vehicles. |
| 438.16 | Number of lights permitted; red and flashing lights. |
| 438.23 | Windshield required; sign or poster upon windshield; windshield wiper. |
| 438.29 | Use of child restraints. |
| 440.01 | Load limits. |
| 440.08 | Occupying travel trailer, fifth wheel vehicle, or manufactured or mobile home while in motion. |
| 442.01 | Definitions related to drivers of commercial vehicles. |
| 442.03 | Licensing requirements. |
| 442.05 | Criminal offenses. |
| 452.04 | Manner of parallel and angle parking; handicapped persons. |
| 452.05 | Willfully leaving vehicles on private or public property. |
| 452.06 | Parking prohibitions on private property; private tow-away zones. |
| 606.01 | General Offenses Code definitions. |
| 606.06 | Limitation on criminal prosecutions. |
| 608.04 | Failure to report a crime or death. |
| 608.20 | Misuse of 9-1-1 system. |
| 612.02 | Sales to underage persons; prohibitions and misrepresentations. |
| 612.07 | Open container prohibited. |
| 618.05 | Cruelty to animals; cruelty to companion animals. |

| Section | New or amended matter regarding: |
|---|---|
| 618.06 | Coloring rabbits and baby poultry; sale or display of poultry. |
| 624.01 | Definitions concerning drugs. |
| 624.03 | Drug possession offenses. |
| 624.04 | Possession of drug abuse instruments. |
| 624.06 | Use or possession of paraphernalia. |
| 624.18 | Adult use cannabis control; limitations on conduct by individuals. |
| 630.11 | Raffle drawings. |
| 636.02 | Assault. |
| 636.05 | Menacing by stalking. |
| 636.06 | Menacing. |
| 636.11 | Nonsupport of dependents. |
| 636.12 | Endangering children. |
| 636.13 | Interference with custody. |
| 636.21 | Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans. |
| 636.24 | Failing to provide for a person with a functional impairment. |
| 642.12 | Assaulting police dog or horse or assistance dog. |
| 648.05 | Disturbing a lawful meeting. |
| 648.07 | Inducing panic. |
| 648.11 | Impeding public passage of an emergency service responder. |
| 660.02 | Spreading contagion. |
| 660.13 | Smoking in places of public assembly. |
| 666.01 | Definitions concerning sex related offenses. |
| 666.05 | Voyeurism. |
| 666.06 | Polygraph examinations for victims; restrictions on use. |
| 666.07 | Procuring; engagement in sexual activity for hire. |
| 672.01 | Theft. |
| 678.02 | Carrying concealed weapons. |
| 678.04 | Improperly handling firearms in a motor vehicle. |
| 678.13 | Possession of an object indistinguishable from a firearm in a school safety zone. |
| 678.14 | Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession. |
| 698.02 | Penalties for misdemeanor. |
| 698.03 | Imposing sentence for misdemeanor. |

**ORDINANCE 172-24**
**Sponsored by: Michael Norman**

**AN ORDINANCE AMENDING SECTION 1062 OF THE CODIFIED ORDINANCES**

**WHEREAS,** the City would like to amend the current ordinance; and

**WHEREAS,** this Council must act to approve the recommendations.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LONDON, STATE OF OHIO**

**SECTION I:**

Section 1062.03 of the Codified Ordinances shall be and hereby is amended to reflect the following: See attached

**SECTION II:**

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Matt Edgington
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

**APPROVED:**

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Matt Edgington, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.172-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

| Vote | Abstain | Suspend | Adopt |
|---|---|---|---|
| Andrew Hitt | | | |
| Rich Hays | | | |
| John Stahl | | | |
| Greg Eades | | | |
| Shannon Treynor | | | |
| Brent McDaniels | | | |
| Michael Norman | | | |

City of London- Park Rules

- The parks will be open to the public between 8:00 a.m. and sunset unless otherwise specified.
- No person shall throw or place any item or other substance likely to cause injury to any person, including by not limited to; glass, stone, earth, gravel, rubbish, and any other materials deemed potentially harmful.
- Wheeled vehicles/toys/cycles are not to be ridden in the parks, including on the paved pathways in the parks, and shall be parked in appropriate racks and may not remain in the park overnight. WHEELCHAIRS/MEDICAL SCOOTERS are allowed
- All refuse, rubbish or litter of any kind shall be placed in appropriate receptacles.
- Playground equipment is to be used as intended; games, toys, chasing, sitting and "hanging out" etc are to be enjoyed off the playground equipment.
- All pets in City parks must be on a held leash, except for the Yelp Yard. Pet owners must clean up after their pets.
- Large domestic & non-domestic pets or animals are not permitted in City parks with the exception of cats & dogs, without permission of the City Safety Services Director or his authorized representative.
- No person shall write upon, cut, mutilate or deface any building, fence, bench, masonry, statue, fountain, ornament, tree or other public property.
- No person shall dig, remove or carry away any sod, sand, earth, tree, shrub, plant or flower, or trample same, break or deface any tree, plant, or shrub.
- Gambling in any form is forbidden.
- No person shall discharge firearms, throw or propel stones or other objects from any weapon, slingshot or other device. BB guns, slingshots or weapons of any kind are not allowed in our parks. Anyone violating this order is subject to the respective fines and confiscation of the items.
- Fireworks, explosives, or other explosive materials are prohibited in City Parks.
- Use of any drugs or consumption of alcohol is prohibited
- No climbing is permitted on shelters, fences, trees, benches, masonry, statues, ornaments or equipment unless the equipment is specifically designed for that purpose.
- Infant swings shall not be used by anyone over fifty pounds.
- No person shall stand on swings.
- No glass containers are permitted in the park.
- Scheduling: Park facilities and grounds shall be scheduled by the City through the Parks and Recreation Department or City Administration Refusal to comply with scheduling requirements shall be deemed a violation of these park rules.



- No open fires of any kind are permitted.
- No person or persons shall sell goods, materials or services in the parks without the permission of the City Safety Services Director or his authorized representative.
- Grilling is allowed in the parks in the provided grills only. When finished grilling the coals must be extinguished with water.
- Tents, animals (pony rides, etc.), and inflatable play toys must obtain permission of the City Safety Services Director or his authorized representative.
- No lewd or sexual behavior in City parks.
- Smoking of any tobacco or non-tobacco product including THC, use of smokeless tobacco, vaping or use of e-cigarettes are prohibited within 25 feet of any City park structures which include shelter house and park equipment.
- Excessive noise which unreasonably annoys, injures or endangers the comfort, health, peace or safety of others is not permitted. No person in or adjacent to a park shall operate or play a radio, TV, musical instrument, or use amplifying sound equipment that disturbs the peace and good order of the park, unless prior permission of the City Safety Services Director or his authorized representative.
- Camping or other temporary lodging or sleeping is not permitted in City parks.
- Parking is allowed in designated areas only.
- Swimming is not allowed in the City Parks
- City and park employees shall have the right to prohibit use of the park for a specified length of time for anyone violating these rules or otherwise endangering the health, safety and welfare of the park or users of the park. Person(s) so prohibited who wish to appeal the decision shall file such appeal with the Safety Services Director.

City codes & regulations shall be followed at all times. Refer to City Codified Ordinance Chapter 1062.03

**RESOLUTION 173-24**
**Sponsored by: Brent McDaniels**

**A RESOLUTION INCREASING APPROPRIATIONS**

**WHEREAS,** the Street Department would like to purchase a Durapatcher crack sealer and

**WHEREAS,** the available funds must be appropriated prior to expenditure.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LONDON, STATE OF OHIO**

**SECTION I:**

City Council hereby authorizes the City Auditor to make the following appropriation increase:

242.600.54001-Capital Street $100,000.00

**SECTION II:**

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Matt Edgington
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

**APPROVED:**

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Matt Edgington, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.173-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

| Vote | Abstain | Suspend | Adopt |
|---|---|---|---|
| Andrew Hitt | | | |
| Rich Hays | | | |
| John Stahl | | | |
| Greg Eades | | | |
| Shannon Treynor | | | |
| Brent McDaniels | | | |
| Michael Norman | | | |

**RESOLUTION 174-24**
**Sponsored by: Brent McDaniels**

**A RESOLUTION AUTHORIZING THE SAFETY SERVICE DIRECTOR TO ENTER INTO CONTRACT**

**WHEREAS**, the Street Department would like to purchase a Durapatcher crack sealer; and

**WHEREAS**, Ohio Revised Code § 125.04 allows the City to contract through a joint purchasing program without competitive bidding.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LONDON, STATE OF OHIO**

**SECTION I:**

The Safety-Service Director is hereby authorized to enter into a contract not to exceed one hundred thousand dollars ($100,000.00).

**SECTION II:**

That this Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

PASSED:

ATTEST:

_____
Matt Edgington
Clerk of Council

_____
Joshua Peters
President of Council

Submitted to Mayor:_____

**APPROVED:**

Date of Approval:_____

_____
Patrick Closser, Mayor

_____
Jennifer Hitt, Law Director
Approved as to Form

I, Matt Edgington, Clerk of Council for the City of London, Ohio, do hereby certify that the foregoing Ordinance/Resolution No.174-24 was posted in a newspaper of general circulation on the _____day of_____, 2024 and on the_____day of_____, 2024

_____
Clerk

#_____

| Vote | Abstain | Suspend | Adopt |
|---|---|---|---|
| Andrew Hitt | | | |
| Rich Hays | | | |
| John Stahl | | | |
| Greg Eades | | | |
| Shannon Treynor | | | |
| Brent McDaniels | | | |
| Michael Norman | | | |