

CITY OF CLAYTON, OHIO

RESOLUTIONS AND ORDINANCES

October 17, 2024

OLD BUSINESS - NONE

NEW BUSINESS

ORDINANCES (FIRST OF TWO READINGS)

ORDINANCE NO. O – 10 – 24 – 20

**AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES
TO THE CLAYTON CODIFIED ORDINANCES**

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has heretofore entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council;

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the ordinances of the City of Clayton, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2024 Replacement Pages to the Codified Ordinances, are hereby approved and adopted.
2. That the following sections and chapters are hereby added, amended or repealed as respectively indicated in order to comply with current State law.

Traffic Code

301.35 School Bus. (Amended)

303.991 Committing an Offense While Distracted Penalty. (Amended)

331.38 Stopping for School Bus; Discharging Children. (Amended)

331.43 Restrictions on the Operation of School Buses. (Added)

333.03 Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)

333.11 Electronic Wireless Communication Device Use Prohibited While Driving. (Amended)

337.16 Number of Lights; Limitations on Flashing, Oscillating or Rotating Lights. (Amended)

337.26 Child Restraint System Usage. (Amended)

337.31 Lights and Sign on Transportation for Preschool Children. (Added)

341.04 Commercial Drivers Prohibitions. (Amended)

341.05 Criminal Offenses. (Amended)

351.04 Parking Near Curb; Handicapped Locations on Public and Private Lots and Garages. (Amended)

General Offenses Code

- 501.01 General Provisions and Penalty Definitions. (Amended)
- 505.16 Rights of Blind, Deaf or Hearing Impaired, or Mobility Impaired Person, or Trainer with Assistance Dog. (Added)
- 509.06 Inducing Panic. (Amended)
- 509.10 Impeding Public Passage of an Emergency Service Responder. (Added)
- 513.01 Drug Abuse Control Definitions. (Amended)
- 513.15 Adult Use Cannabis Control; Limitations on Conduct by Individuals. (Added)
- 529.07 Open Container Prohibited. (Amended)
- 533.08 Procuring; Engagement in Sexual Activity for Hire. (Amended)
- 537.03 Assault. (Amended)
- 537.12 Misuse of 9-1-1 System. (Amended)
- 537.16 Illegal Distribution of Cigarettes, Other Tobacco Products, or Alternative Nicotine Products; Transaction Scans. (Amended)
- 549.12 Possessing Replica Firearm in School. (Amended)
- 549.13 Concealed Handgun Licenses; Possession of Revoked or Suspended License; Additional Restrictions; Posting Signs Prohibiting Possession. (Added)

3. That the complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are hereby attached to this ordinance as **Exhibit A**. Any summary publication of this ordinance shall include a complete listing of these sections. Notice of adoption of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

4. That in accordance with Clayton Charter Section 4.031 the requirement that this enactment be read on two (2) separate days is complied with by readings on October 17, 2024 and November 7, 2024.

5. That in accordance with Clayton Charter Section 4.031(H) this enactment shall become effective thirty days after its second reading and enactment.

ADOPTED BY COUNCIL ON NOVEMBER 7, 2024

RESOLUTIONS (SINGLE READING AND IMMEDIATE ENACTMENT)

RESOLUTION NO. R – 10 – 24 – 54

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A RENEWAL AGREEMENT WITH THE PUBLIC ENTITIES POOL OF OHIO (PEP) AND BURNHAM AND FLOWER INSURANCE GROUP FOR THE PROVISION OF PROPERTY, CASUALTY AND LIABILITY INSURANCE COVERAGE FOR NOVEMBER 1, 2024 – OCTOBER 31, 2025 WITH AN ANNUAL PREMIUM OF \$142,398.22

WHEREAS, Section 8.02 (C)(3)(b) exempts intergovernmental contracts or expenditures from competitive bidding; and

WHEREAS, renewal of the current property, casualty and liability insurance policy with PEP permits continuation of the contract plan and coverage at the best and lowest price reasonably possible.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the City Manager is hereby authorized to accept the proposal of and enter into a renewal agreement with the Public Entities Pool of Ohio (PEP) and Burnham and Flower Insurance Group for the provision of property, casualty, and liability insurance from November 1, 2024 through October 31, 2025 at an annual premium cost of \$142,398.22.
2. That this Resolution shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Resolution or which imposes additional requirements for effectiveness or validity.

ADOPTED BY COUNCIL ON OCTOBER 17, 2024
