



## GROVE CITY, OHIO - CITY COUNCIL Agenda

May 20, 2024

7:00 PM

Regular Meeting

Call to Order

Roll Call

Approval of Minutes

Welcome & Reading of Agenda

Presentation

Oath of Office; Proclamation for Public Works Week

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### SAFETY:

Ordinance C-21-24

Amend various Sections of the Codified Ordinances to Increase the Penalties for Distracted Driving and Violations in a Crosswalk that result in harm to pedestrians. Second reading and public hearing.

Ordinance C-23-24

Enact Section 351.21 of the Codified Ordinances titled Parking Direction. First reading.

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### FINANCE:

Ordinance C-22-24

Appropriate \$250,000.00 from the General Fund for the Current Expense of Gantz Park Recschool Center Construction. Second reading and public hearing.

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Call for New Business

Call for Dept. Reports & Closing Comments

Adjourn

ON FILE

Minutes of: 05-06 & 13-24 Council; 05-07-24 Plan. Comm.

Date: 04-29-24  
Introduced By: Ms. Anderson  
Committee: Safety  
Originated By: Mayor Stage  
Approved:  
Emergency: 30 Days: XX  
Current Expense:

No.: C-21-24  
1st Reading: 05/06/24  
Public Notice: 05/07/24  
2nd Reading: 05/20/24  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE C-21-24

### AN ORDINANCE TO AMEND VARIOUS SECTIONS OF THE CODIFIED ORDINANCES TO INCREASE THE PENALTIES FOR DISTRACTED DRIVING AND VIOLATIONS IN A CROSSWALK THAT RESULT IN HARM TO PEDESTRIANS

WHEREAS, in 2023, to address distracted driving issues, the City of Grove City enacted Ordinance C-18-23 to prohibit texting while driving; and

WHEREAS, Section 303.99 of the Grove City Codified Ordinances currently provides increased financial penalties for violations that occur while the driver is distracted; and,

WHEREAS, the City wishes to increase penalties for distracting driving where serious injury or death occur; and

WHEREAS, the City wishes to increase penalties for injuries that occur to pedestrians while in a crosswalk.

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

SECTION 1. Section 303.99, titled General Traffic Code Penalties, is hereby amended as follows:

303.99 GENERAL TRAFFIC CODE PENALTIES.

(b) Violations committed while distracted.

(1) As used in this section and each section referenced in division (b)(2), **(3) and (4)** of this section, all of the following apply:

A. “Distracted” means doing either of the following while operating a vehicle:

1. Using an ~~an handheld~~ electronic wireless communications device, as defined in R.C. § 4511.204, **in violation of that section;** ~~except when utilizing any of the following;~~

~~a. The device’s speakerphone function;~~

~~b. A wireless technology standard for exchanging data over short distances;~~

~~c. A “voice-operated or hands-free” device that allows the person to use the electronic wireless communications device without the use of either hand except to activate, deactivate, or initiate a feature or function;~~

d. ~~Any device that is physically or electronically integrated into the motor vehicle.~~

**(3) If an offender violates R.C. § 4511.03, 4511.051, 4511.12, 4511.121, 4511.132, 4511.21, 4511.211, 4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 4511.431, 4511.44, 4511.441, 4511.451, 4511.46, 4511.47, 4511.54, 4511.55, 4511.57, 4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, or 4511.73, or any substantially equivalent municipal ordinance, while distracted and the distracting activity is a contributing factor to the commission of the violation, and results in physical harm to a pedestrian, as defined in R.C. § 4511.01(X), or physical harm to property except a motor vehicle, as defined in R.C. § 4511.01(B), a Misdemeanor of the Second Degree.**

**(4) If an offender violates R.C. § 4511.03, 4511.051, 4511.12, 4511.121, 4511.132, 4511.21, 4511.211, 4511.213, 4511.22, 4511.23, 4511.25, 4511.26, 4511.27, 4511.28, 4511.29, 4511.30, 4511.31, 4511.32, 4511.33, 4511.34, 4511.35, 4511.36, 4511.37, 4511.38, 4511.39, 4511.40, 4511.41, 4511.42, 4511.43, 4511.431, 4511.44, 4511.441, 4511.451, 4511.46, 4511.47, 4511.54, 4511.55, 4511.57, 4511.58, 4511.59, 4511.60, 4511.61, 4511.64, 4511.71, 4511.711, 4511.712, 4511.713, 4511.72, or 4511.73, or any substantially equivalent municipal ordinance, while distracted and the distracting activity is a contributing factor to the commission of the violation, and results in the death of a person, a Misdemeanor of the First Degree.**

SECTION 3. Section 371.01, titled Right-Of-Way in Crosswalk, is hereby amended as follows:

**(g) If the offender commits the offense and results in physical harm to a pedestrian, as defined in R.C. § 4511.01(X), a Misdemeanor of the Second Degree.**

**(h) If the offender commits the offense and results in the death of a person, a Misdemeanor of the First Degree.**

SECTION 4. This Ordinance shall take effect at the earliest opportunity allowed by law.

\_\_\_\_\_  
Christine A. Houk, President of Council

Passed:

\_\_\_\_\_  
Richard L. Stage, Mayor

Effective:

Attest:

\_\_\_\_\_  
Tami K. Kelly, MMC, Clerk of Council

I certify that this  
ordinance is correct as to form.

\_\_\_\_\_  
Stephen J. Smith, Director of Law

Date: 05/16/24  
Introduced By: Anderson  
Committee: Safety  
Originated By: Mr. Berry  
Approved:  
Emergency: 30 Days: X  
Current Expense:

No.: C-23-24  
1st Reading: 05/20/24  
Public Notice: 05/21/24  
2nd Reading: 06/03/24  
Passed: Rejected:  
Codified: Code No:  
Passage Publication:

## ORDINANCE C-23-24

### AN ORDINANCE TO ENACT SECTION 351.21 OF THE CODIFIED ORDINANCES TITLED PARKING DIRECTION

WHEREAS, currently the City does not have restrictions relating to the direction of parking; and

WHEREAS, parking in the opposite direction of the authorized traffic movement creates safety concerns for both vehicles and pedestrians; and

WHEREAS, the City wishes to address this issue by only permitting parking with the flow of traffic.

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

SECTION 1. Section 351.21, titled PARKING DIRECTION, is hereby enacted as follows:

#### **351.21 PARKING DIRECTION.**

**It shall be unlawful to park any vehicle upon any portion of any street, or in designed parking spots abutting a street, in a direction opposite of the direction of the authorized traffic movement on that portion of the street.**

SECTION 2. This Ordinance shall take effect at the earliest opportunity allowed by law.

\_\_\_\_\_  
Christine A. Houk, President of Council

Passed:

\_\_\_\_\_  
Richard L. Stage, Mayor

Effective:

Attest:

\_\_\_\_\_  
Tami K. Kelly, MMC, Clerk of Council

I certify that this  
ordinance is correct as to form.

\_\_\_\_\_  
Stephen J. Smith, Director of Law

Date: 04-29-24  
Introduced By: Mr. Sigrist  
Committee: Finance  
Originated By: Mr. Boso  
Approved: \_\_\_\_\_  
Emergency: 30 Days:XX  
Current Expense: \_\_\_\_\_

No.: C-22-24  
1st Reading: 05/06/24  
Public Notice: 05/07/24  
2nd Reading: 05/20/24  
Passed: \_\_\_\_\_ Rejected: \_\_\_\_\_  
Codified: \_\_\_\_\_ Code No: \_\_\_\_\_  
Passage Publication: \_\_\_\_\_

## ORDINANCE C-22-24

### AN ORDINANCE TO APPROPRIATE \$250,000.00 FROM THE GENERAL FUND FOR THE CURRENT EXPENSE OF GANTZ PARK RECSCHOOL CENTER CONSTRUCTION

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WHEREAS, the City published invitations to bid for the Gantz Park Recschool Center; and

WHEREAS, the City received four bids that were more than the ten percent limit over the architects estimate under state law; and

WHEREAS, City Council has approved a resolution to waive the provisions of Section 153.12 of the Ohio Revised Code and accept the lowest bid received for the Gantz Park Recschool Center; and

WHEREAS, the 2023 and 2024 annual appropriations approved by City Council include funds in the amount of \$1,650,000 for the Gantz Park Recschool Center; and

WHEREAS, an additional appropriation of funds in the amount of \$250,000 is necessary to award a contract to the lowest bidder.

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

SECTION 1. There is hereby appropriated \$250,000.00 from the unappropriated monies of the General Fund to be transferred to the Capital Improvement Fund and appropriated to account number 305000.603245 for the current expense of awarding a contract for the construction of the Gantz Park Recschool Center.

SECTION 2. This Ordinance appropriates for Current Expenses and shall therefore go into immediate effect.

\_\_\_\_\_  
Christine A. Houk, President of Council

Passed:

\_\_\_\_\_  
Richard L. Stage, Mayor

Effective:

Attest:

\_\_\_\_\_  
Tami K. Kelly, MMC, Clerk of Council

I certify that this ordinance is correct as to form.

\_\_\_\_\_  
Stephen J. Smith, Director of Law

I certify that there is money in the treasury,

or is in the process of collection to pay the  
within ordinance.

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Michael A. Turner, Director of Finance