



NOTICE OF REGULAR MEETING AND AGENDA  
OF THE MIAMI CITY COUNCIL  
MONDAY MARCH 27, 2023  
6:00 PM

MIAMI CIVIC CENTER  
129 5<sup>th</sup> Avenue Northwest, Miami, Oklahoma

Filed in the Office of the City Clerk and displayed in the main lobby of the Miami Civic Center and by posting on [www.miamiokla.net](http://www.miamiokla.net) starting at 11:45 AM/PM on March 24, 2023, pursuant to 25 O.S. § 311(9) (a) and (b).



Melissa Moore, City Clerk

**THE COUNCIL MAY TAKE ANY OF THE FOLLOWING ACTIONS: DISCUSS, CONSIDER AND VOTE FOR APPROVAL, ACCEPTANCE, REJECTION, AMENDMENT AND/OR POSTPONEMENT OF ANY ITEM LISTED IN THIS AGENDA:**

- |  |                               |
|--|-------------------------------|
| 1. Call to Order   | Mayor Parker                  |
| 2. Pledge of Allegiance  | Mayor Parker                  |
| 3. Discussion of Roofing and Hail Damage/Consumer Alert  | Kristi McClain                |
| 4. Discussion of Revisions to Chapter 24 Section 24-28 of the Code of Ordinance Titled "Service Deposits Required"   | Callie Hilburn/<br>Ben Loring |
| 5. Discussion of Occupational Tax Amounts - Under Alcohol Modernization  | Ben Loring                    |
| 6. Discussion of Animal Ordinance – Animal Control and Shelter Fee Schedule and Clarification on Distinctions Between Criminal and Administrative Enforcement and Violations   | Ben Loring/<br>Maycee Wilkins |
| 7. *Action Item* Ordinance 2023-01 Renaming Goodrich Boulevard to Admiral Trussler Boulevard and Amending City Code of Ordinances at Chapter 23, Article 4, Division 4, Section 23-179, Subparagraph 13, to Reflect the Change of Street Name                                | Ben Loring                    |
| 8. Discussion of Conflict of Interest Disclosure Form  | Ben Loring                    |
| 9. *Potential Action Item* Other New Business, if any, Which has Arisen Since the Posting of the Agenda and Could not Have Been Anticipated Prior to the Time of Posting (25 O.S. § 311(9))  | City Council/<br>Bo Reese     |
| 10. The Meeting Will be Continued From Council Chambers and Reconvened in the Staff Room for Purposes of the Executive Session   | Mayor Parker                  |
| 11. Executive Session Pursuant to 25 O.S. 307(B)(1) for Purposes of Discussing the Employment, Hiring, Appointment, Promotion, Demotion, Disciplining, or Resignation of any Individual Salaried Public Officer or Employee, to wit: Chuck Chesnut; Ben Loring; and Bo Reese | City Council                  |
| 12. *Possible Action Item* on Matters Addressed in Executive Session Agenda Item Number 11   | City Council                  |



**13. \*Action Item\* Adjournment**

**City Council**

*The Mayor and City Council of the City of Miami are committed to making this meeting accessible to all citizens and if special assistance or accommodations are required, please submit your request to the city manager's office. We also ask that those in attendance turn off or place on silent all cell phones or pagers. Thank you.*

**CITY OF MIAMI  
ACTION/DECISION REQUEST**

**COUNCIL  
MEETING DATE:** March 27, 2023

**AGENDA TITLE:** Discussion of Revisions to Chapter 24 Section 24-28 of the Code of Ordinance Titled "Service Deposits Required"

**BACKGROUND:**

- Revision applies to new electrical, sewer, sanitation, water and other applicable utility services and all related fees.
- **Current Ordinance Sec. 24-28 Service deposits required:**
  - Requires homeowners and lessees to pay a standard deposit of \$150.00 for customers not currently in the database or have not been in the database for 12 months to be considered in good standing.
  - States customers in good standing shall not be required to pay a deposit.
  - Requires customers not in good standing to pay two times the average monthly bill determined with reference to the most recent 12-month period in which the premises were occupied, based on the previous tenant's consumption history.
  - The current ordinance does not specify a definition for not in good standing.
- **The proposed revision:**
  - Provides a definition of "good standing".
  - Customers not in good standing would be required to pay a deposit of \$300.00.
  - Provides a method to reasonably assure recoupment of Miami Special Utility Authority expenses when installing non-conventional infrastructure for commercial or industrial customers.

**STAFFS RECOMMENDATION:**

No Action

**PROPOSED MOTION:**

No Action

**PRESENTER(S):**

Callie Hilburn/Ben Loring

**Sec. 24-28. - Service deposits required.**

- (1) All applications for new electrical, sewer, sanitation, water and other applicable utility services and all related fees, require a minimum deposit and are defined as follows:
  - a. Residential accounts:
    - i. Homeowners and lessees not currently in the ~~City of Miami~~ Miami Special Utility Authority billing data base or have not yet been in the data base for twelve (12) months or more shall require a deposit of \$150.00.
    - ii. ~~Person(s) who are~~ Homeowners and lessees not in good standing with the Miami Special Utility Authority shall be require to pay ~~two (2) times the average monthly bill determined with reference to the most recent twelve (12) month period in which the premises were occupied~~ a deposit of \$300.00.
    - iii. Homeowners and lessees currently in good standing with the Miami Special Utility Authority shall not require a deposit.
  - b. Commercial and industrial accounts:
    - i. Businesses not currently in the Miami Special Utility Authority billing data base or which are not in good standing, shall post a deposit of twice the expected average monthly bill as estimated by the Miami Special Utility Authority. Provided, however, if the service to be initiated involves the installation of non-conventional infrastructure, as determined by the Utility Director, the Miami Special Utility Authority shall also require a contract with the customer (together with the personal guarantee of the principals of the customer if it is some form of business entity other than a person), which will reasonably assure the Miami Special Utility Authority of the recoupment of all the costs of such installation within a reasonable time.
  - c. Landlords of rental property: Need not put up a deposit if the landlord is in good ~~payment~~ standing as to all accounts that person or company has with the Miami Special Utility Authority. If any such account is not in good standing, the deposit for the applicable residential, commercial, or industrial account will apply.
- (2) For purposes of this section, the term “good standing” shall mean any customer who has made at least the previous twelve (12) consecutive monthly payments in full on their account (or all of their accounts, if they have more than one) on or before the due date, and on which there have been no dishonored payments, no collection efforts initiated by and no interruption of services initiated by Miami Special Utility Authority. The term

also means the customer has no delinquent closed accounts with the Miami Special Utility Authority. Conversely, a customer is “not in good standing” if within the previous twelve (12) months one or more monthly payments has not been paid in full by the time it was due on any account the customer might have with Miami Special Utility Authority, or there has been any dishonored payments, a collection effort has been initiated or an interruption of service was initiated by the Miami Special Utility Authority. Provided further, a customer shall remain “in good standing” and not be considered to be “not in good standing” if the only reason the customer meets that definition of “not in good standing” is because:

a. The customer was utilizing the Automated Clearing House (ACH) payment method and fails to timely pay the final bill by other means, but does subsequently promptly pay it in full when notified of its delinquency, and/or

b. The customer’s forwarding address is not accurately recorded, for whatever reason, for purposes of actual notice of the final bill, but the customer does subsequently promptly pay it in full when notified of its delinquency.

(3) When the deposit required is more than \$100.00, the requirement may be satisfied by one (1) of the following alternatives:

a. A certificate of deposit properly assigned,

b. An unconditional letter of credit from a federally insured financial institution. or

c. Letters of good standing:

i. Residential Accounts - Letter of good standing from the ~~requester~~ customer's most current previous utility company.

ii. All Other Account Types - Letter of good standing from three (3) entities doing business with the ~~requester~~ customer.

(4) The Miami Special Utility Authority shall have the authority to establish policies or procedures that shall be applied equally throughout the service to refund the deposits required in this section to those customers who qualify for the same under ~~the such~~ policies or procedures ~~-established by the Miami Special Utility Authority.~~

(5) In extraordinary circumstances, any deposit may be waived in whole or in part, or may be set on a payment plan, by the city manager or designee upon the written recommendation

of the customer service department head or designee. The city manager, acting as such and/or as the trust manager for the Miami Special Utilities Authority, shall make a full and complete disclosure of such at the next ensuing regular meeting of the City Council or the Miami Special Utilities Authority, whichever is appropriate.

(6) The changes made to this Ordinance by this amendment shall be prospective only and any person having made a higher deposit prior to the effective date of this amendment shall not be entitled to any refund solely based on this amendment.

(Code 1964, § 13-5; Ord. No. 1290, § 1, 4-16-90; Ord. No. 1413, § 1, 11-6-00; Ord. No. 1549, § 1, 10-19-09; Ord. No. 1561, § 1, 6-7-10; Ord. No. 1664, 12-6-2016; Ord. No. 2017-06, 4-18-2017, eff. 7-1-2017; Ord. No. 2019-17, § 6, 11-19-2019; Ord. No. 2020-04, § 1, 5-5-2020)

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  - a. Residential accounts:
    - i. Homeowners and lessees not currently in the Miami Special Utility Authority billing data base or have not yet been in the data base for twelve (12) months or more shall require a deposit of \$150.00.
    - ii. Homeowners and lessees not in good standing with the Miami Special Utility Authority shall be require to pay a deposit of \$300.00.
    - iii. Homeowners and lessees currently in good standing with the Miami Special Utility Authority shall not require a deposit.
  - b. Commercial and industrial accounts which are not currently in the Miami Special Utility Authority billing data base, or which are not in good standing, shall post a deposit of twice the expected average monthly bill as estimated by the Miami Special Utility Authority. Provided, however, if the service to be initiated involves the installation of non-conventional infrastructure, as determined by the Utility Director, the Miami Special Utility Authority shall also require a contract with the customer (together with the personal guarantee of the principals of the customer if it is some form of business entity other than a person), which will reasonably assure the Miami Special Utility Authority of the recoupment of all the costs of such installation within a reasonable time.
  - c. Landlords of rental property: Need not put up a deposit if the landlord is in good standing as to all accounts that person or company has with the Miami Special Utility Authority. If any such account is not in good standing, the deposit for the applicable residential, commercial, or industrial account will apply.
- (2) For purposes of this section, the term “good standing” shall mean any customer who has made at least the previous twelve (12) consecutive monthly payments in full on their account (or all of their accounts, if they have more than one) on or before the due date, and on which there have been no dishonored payments, no collection efforts initiated by and no interruption of services initiated by Miami Special Utility Authority. The term also means the customer has no delinquent closed accounts with the Miami Special Utility Authority. Conversely, a customer is “not in good standing” if within the previous twelve (12) months one or more monthly payments has not been paid in full by the time it was due on any account the customer might have with Miami Special Utility Authority, or there has been any dishonored payments, a collection effort has been initiated or an interruption of service was initiated by the Miami Special Utility Authority. Provided further, a customer shall remain “in good standing” and not be considered to be “not in

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- (3) When the deposit required is more than \$100.00, the requirement may be satisfied by one (1) of the following alternatives:
- a. A certificate of deposit properly assigned,
  - b. An unconditional letter of credit from a federally insured financial institution. or
  - c. Letters of good standing:
    - i. Residential Accounts - Letter of good standing from the customer's most current previous utility company.
    - ii. All Other Account Types - Letter of good standing from three (3) entities doing business with the customer.
- (4) The Miami Special Utility Authority shall have the authority to establish policies or procedures that shall be applied equally throughout the service to refund the deposits required in this section to those customers who qualify for the same under such policies or procedures.
- (5) In extraordinary circumstances, any deposit may be waived in whole or in part, or may be set on a payment plan, by the city manager or designee upon the written recommendation of the customer service department head or designee. The city manager, acting as such and/or as the trust manager for the Miami Special Utilities Authority, shall make a full and complete disclosure of such at the next ensuing regular meeting of the City Council or the Miami Special Utilities Authority, whichever is appropriate.
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2017, eff. 7-1-2017; Ord. No. 2019-17, § 6, 11-19-2019; Ord. No. 2020-04, § 1, 5-5-2020)

**CITY OF MIAMI/MIAMI SPECIAL UTILITY AUTHORITY  
ACTION/DECISION REQUEST**

**COUNCIL/MSUA MEETING DATE:** March 27, 2023

**AGENDA TITLE:** Occupational Tax amounts - Discussion under alcohol modernization

**BACKGROUND:**

- \$ On January 21, 2020, the City Council enacted Ordinance No. 2020-1, which brought the City Ordinances into conformity with the state law stemming from the passage of S. Q. 792 (2016) and S. B. 382 (2016), generally called "Alcohol Modernization."
- \$ In that Ordinance, the City's Occupational Tax was maintained at \$50.00 per year, with the intent to reconsider the amount of that tax as part of a larger discussion of licensing fees in general.
- \$ While staff has continued with that conversation, it has not gotten to the point of having a presentation ready to go to the Council for all of the licensing fees.
- \$ In the meantime, the City is losing money by not enacting more appropriate Occupational Tax amounts, a relatively small portion of the licensing fees. Further, the Council has asked to have a presentation on the subject of setting realistic Occupational Tax amounts.
- \$ **For purposes of discussion, attached is the maximum amounts that can currently legally be set for the Occupational Tax.**
- \$ This discussion should emphasize whether the Council wants to eliminate any of the items listed or reduce the amount of the Tax from the amount listed.
- \$ Once these amounts are set, the final modification of alcohol ordinance will be presented to the Council, which will generally adopt the State law, including future modifications thereof. This will keep the City from having to continually amend the Ordinances as the State modifies the alcohol statutes.

**STAFFS RECOMMENDATION:**

Discussion Only

**PRESENTER(S):**

Ben Loring

City of Miami  
OCCUPATIONAL TAX

§2-101 SUBSECTION	NAME OF LICENSE	MAXIMUM AMOUNT ALLOWED
A.1	Brewer	\$1,250
A.2	Small Brewer	\$125
A.4	Winemaker	\$625
A.5	Small Farm Winery	\$75
A.7	Wine and Spirits Wholesaler	\$3,000
A.8	Beer Distributor	\$750
A.9.c	Retail Spirits	\$905
A.10	Retail Wine	\$1,000
A.11	Retail Beer	\$500
A.12 C.1	Mixed Beverage	\$1,005 (initial) \$905 (renewal) \$500 (for tax exempt org.)
A.13	Mixed Beverage/Caterer Combination	\$1,250
A.14	On-Premises Beer and Wine	\$500
A.15	Bottle Club	\$1,000 (initial) \$900 (renewal)
A.16	Caterer	\$1,005 (initial) \$905 (renewal)
A.17	Annual Special Event	\$55
A.18	Quarterly Special Event	\$55
A.29	Manufacturer	\$50 -150 Based on # of cases sold
A.35	Annual Public Event	\$1,005
A.36	One-Time Public Event	\$255
A.38	Brewpub	\$1,005
A.41	Satellite Tasting Room	\$100

**CITY OF MIAMI/MIAMI SPECIAL UTILITY AUTHORITY  
ACTION/DECISION REQUEST**

**COUNCIL/MSUA  
MEETING DATE:** March 27, 2023

**AGENDA TITLE:** Discussion of Animal Ordinance - Animal Control and Shelter  
Fee Schedule and clarification on distinctions between criminal  
and administrative enforcement and violations

**BACKGROUND:**

- On September 19, 2022, the City Council enacted Ordinance No. 2022-12, which rewrote the City Ordinances on Animal control, which incorporated numerous very substantial changes on handling the various animal issues in the City. Staff was in a hurry to enact many of the significant policy changes and programs.
- In that Ordinance, the staff deferred setting the various license and permitting fees as well as the penalties for violations of the Ordinance, so that it would have additional time to present a well-rounded, logical, unified fee and violation schedule to the Council.
- Historically, most of the various fees and penalties were set out in each individual subsection of the Code. Further, in this instance, staff envisions implementing some of the various animal control policy changes and programs in stages, all of which would entail modifications of the fee and fine schedules as the implementations progress. Without one unified, all-encompassing fee and fine schedule, that would entail amendments of numerous of sections as the implementation progresses. To the contrary, with one unified fee and fine schedule, the anticipated progression of implementation would, most likely entail the amendment of only that one schedule.
- This now presents that unified, staff-recommended fee and violation schedule.
- Further, the new animal control Ordinance has somewhat blurred the distinction between criminal offenses and administrative (civil) offenses. The same can be said for enacted or anticipated Ordinance amendments in the areas of Code Compliance (Chapter 15) and Building Inspections (Chapter 6). Consequently, this discussion will also focus on the amendment of Section 1-5 of the Code of Ordinances, entitled "General Penalty; Continuing Violations," which is intended to help clarify the differences.

**STAFFS RECOMMENDATION:**

Discussion Only

**PRESENTER(S):**

Ben Loring

Maycee Wilkins

**Exhibit A  
Chapter 4 - Animals**

City of Miami, Animal Control and Shelter Fee Schedule

Certificate of Exemptions

Code Section	Type	Amount
§4-1	Agriculture	\$50 - \$500
§4-1	Animal Welfare Organization	No Charge
§4-1	Breeder	\$500
§4-1	Commercial Animal Establishment	Initial - \$50 Renew - \$10
§4-1	Hobbyist	\$150
§4-1	Wild or Exotic Animal	Temp. - \$100 Annual - \$200
§4-8(3)	Disposition of Animal Waste (would be part of an Ag. Cert.)	\$50

Permits

Code Section	Type	Amount
§4-11(1) (h)(viii)	Vicious Animal Permit	\$1000/yr.
§4-85	Intact Permit	\$50/yr.
§4-90	Community Cat Caregiver Permit	No Charge
§4-105	Slaughtering or Butchering Permit	\$30/event

Administrative Violations

Code Section	Type Initiated by the writing of a Citation	Amount
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§4-4	Running at large	1 <sup>st</sup> \$25 Sub. \$75
§4-5	Nuisance prohibited	\$50
§4-7(7)	Failure to notify of escape from quarantine	\$500
§4-7.1	Rabies control	\$50
§4-10	Animal care violation	\$50
§4-12	Improper keeping of livestock	\$75/animal
§4-13	Improper keeping of miniature animal	\$75/animal
§4-14	Improper keeping of fowl	\$10/animal
§4-15	Other animals	\$75/animal
§4-62	Abandonment of domestic animal	\$100/animal
§4-63	Unfit animal	\$500
§4-66	Refusal to deliver animal	\$500
§4-82	Failure to confine during season	\$50
§4-83	Limitation on number of animals	\$25/animal
§4-85	Failure to spay or neuter	\$85
§4-103	Failure to remove excrement	1 <sup>st</sup> \$25 Sub. \$75
§4-104	Improper giving or selling of animal	\$15/animal
§4-105	Improper slaughter or butcher of animal	\$85
§4-201	Improper possession of wild or exotic animal	\$100/animal
§4-300	Violation of a Certificate of Exemption	\$100

#### Criminal Violations

Code Section	Type Initiated by the writing of a Complaint or Information	Amount
§4-7(5 and 6)	Violation of a city-wide quarantine	\$500
§4-11	Owning a vicious animal	\$500

§4-41	Killing a wild bird	\$250
§4-42	Administration of poison	\$500
§4-43	Inhumane confinement	\$500
§4-44	Cruelty to animal	\$500

Shelter Fees

Code Section	Type	Amount
§4-3	Reclaim (impoundment) fee (includes microchip, if needed)	\$40 + Vet. + Board.
§4-3	Adoption fee (includes microchip, if needed)	\$40 + Vet.
§§4-3, 4-7	Surrender fee (60 lbs. or less) Surrender fee (over 60 lbs.)	\$50 \$60
§4-3	Boarding (in Shelter: cat, dog or small animal) Boarding (out of Shelter: large animal or other exception)	\$10/day Actual cost but not less than \$50/day
§4-3	Rabies vaccination	Actual cost but not less than \$12
§4-3	Microchip	Actual cost but not less than \$5
§4-3	Veterinarian supplies	Actual cost
§4-3	Veterinarian care	Actual cost

**Sec. 1-5. - General penalty; continuing violations.**

- (a) In this section a violation of this Code means:
- (1) Doing an act that is prohibited or made or declared unlawful, an offense or a misdemeanor by ordinance or by rule or regulation authorized by ordinance;
  - (2) Failure to perform an act that is required to be performed by ordinance or by rule or regulation authorized by ordinance; or
  - (3) Failure to perform an act if the failure is declared a misdemeanor or an offense or unlawful by ordinance or by rule or regulation authorized by ordinance.
  - (4) A violation of this Code shall not include the failure of a city officer or employee to perform an official duty unless it is provided that failure to perform the duty is to be punished as provided in this section.
  - (5) With respect to violations of this Code that are continuous with respect to time, each day the violation continues is a separate violation punishable as a separate offense.
  - (6) A violation of this Code which is declared to be a crime, which is traditionally dealt with as a crime, or which by the context of the ordinance implies that it is treated as a crime, shall be a misdemeanor and is normally initiated by the Miami Police Department by the issuance of a Complaint or Information (sometimes called a "ticket"). The arrest of the suspect may or may not happen at the time of such offenses. These violations are addressed to the municipal court and punished by fines, restitution and/or court orders for remedial performance by the offender, if found guilty. Criminal actions are also subject to court costs.
  - (7) A violation of this Code which is not a crime is a civil offense or an administrative violation and typically will be handled by an administrative department of the City, such as, by way of example only and not as a limitation, animal control or community development (such as the building inspector or code compliance). In situations authorized by ordinance, such matters may also be handled by the Miami Police Department. Such legal actions are initiated by the issuance of a Citation. The arrest of the suspect may not happen at the time of the offense, based solely on the civil offense alone.. These violations are also addressed to the municipal court. If the violation is found to have occurred, the



remedy may be by fines, restitution and/or court orders for remedial performance by the offender, or abatement. Civil offense actions are also subject to court costs.

- (b) The Municipal Court may not impose a **criminal** penalty, including fine or deferral fee in lieu of a fine and costs, which is greater than that established by a state statute for the same offense. In the event that a state statute provides a specific penalty for the same offense which is less, in whole or in part, than the general penalty provided by this Section, then such lesser penalty provided by state statute shall apply to cap the penalty for a violation of the respective municipal ordinance.
- (c) The Municipal Court may not impose a **criminal** penalty, including fine or deferral fee in lieu of fine and costs, which exceeds the authority granted by 11 O.S. § 14-111. In the event that a state statute provides a specific penalty for the same offense which is greater, in whole or in part, than the authority granted by 11 O.S. § 14-111, then the applicable provision of 11 O.S. § 14-111 shall apply to cap the penalty for a violation of the respective municipal ordinance.
- (d) Except as otherwise restricted by law, a person convicted of a **criminal** violation of a section of this Code shall be punished as set forth in that section and in the absence of such provision, by the following maximum fine or deferral fee in lieu of a fine:
  - (1) The maximum fine or deferral fee in lieu of a fine for traffic-related offenses relating to speeding or parking shall not exceed \$200.00.
  - (2) The maximum fine or deferral fee in lieu of a fine for all other offenses, the maximum fine or deferral fee in lieu of a fine shall not exceed \$500.00.
  - (3) The City of Miami has determined as a matter of policy that no offence against its Code of Ordinances will be punishable by incarceration for such offense, and therefore there is no imprisonment set for any violation of the City's ordinances. Provided, however, if in the discretion of the municipal judge, incarceration is appropriate as a means to address willful violations of court orders, it is a possible remedy he or she may utilize for contempt of court, within the parameters otherwise set by law.
- (e) A person convicted of a violation of municipal ordinances regulating the pretreatment of wastewater and regulating stormwater discharges shall be punished by a maximum fine

or deferral fee in lieu of a fine which shall not exceed \$500.00.

- (f) The Clerk of the Court is authorized to charge and collect court costs and fees in the amount(s) and in the manner provided by State Statutes, including, but not limited to 11 O.S. § 27-126 (Court Costs and Fees) and section 14-34 (Costs taxed to defendant) of this Code of Ordinances.
- (g) Persons convicted of a violation of this Code may be required to make restitution to their victim. Persons convicted of a violation of this Code may be required to undergo evaluations, counseling, community service and other such remedial programs as may be provided for by this Code or otherwise allowed by law.
- (h) The imposition of a penalty does not prevent revocation or suspension of any license, permit or franchise.
- (i) Violations of this Code that are continuous with respect to time may be abated by injunctive or other equitable relief. The imposition of a penalty does not prevent equitable relief.

(Code 1964, § 1-5; Ord. No. 1478, § 1, 6-17-04; Ord. No. 1594, § 1, 11-5-12; Ord. No. 2017-10, § 1, 12-5-2017)

ORDINANCE NO. 2023 -01

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI, OKLAHOMA, RENAMING GOODRICH BOULEVARD TO ADMIRAL TRUSSLER BOULEVARD AND AMENDING CITY CODE OF ORDINANCES AT CHAPTER 23, ARTICLE 4, DIVISION 4, 93-179, SUBPARAGRAPH 13, TO REFLECT THE CHANGE OF STREET NAME

WHEREAS, Article II, Section 6 of the City Charter allows the City Council to "Enact municipal legislation subject to limitations as may now or hereafter be imposed by the Oklahoma Constitution and law"; and

WHEREAS, 11 O.S. §36-10 holds that "The title to streets, roads and public ways within the limits of a municipality which have been dedicated and accepted by the municipal governing body is held by the municipality in trust for public use and enjoyment"; and

WHEREAS, the current Goodrich Boulevard lies within the boundaries of the City of Miami; and

WHEREAS, the B.F. Goodrich tire plant, for which Goodrich Boulevard is named, closed its doors in 1986 and has since become dilapidated and for the most part has been torn down;

WHEREAS, it is the desire of the Mayor and Miami City Council to move past that history and introduce signage honoring a notable individual with deep Miami roots; and

WHEREAS, Jeff Trussler, a proud member of the Cherokee Nation, grew up in Miami and attended Miami Public Schools where he was a dedicated student, athlete (he played football, basketball and ran track), and a good friend to many. He graduated with the Wardog class of 1981 and was voted as the "Most Likely to Succeed." And, succeed he did! He attended NEO A&M College, graduating with a degree in pre-engineering. From there he went on to Oklahoma State University where he was recruited by the U. S. Navy and graduated with a degree in engineering; and

WHEREAS, today, Vice Adm. Trussler serves as the deputy chief of Naval Operations for Information Warfare and as the 68th director of Naval Intelligence; and

NOW, THEREFORE, BE IT ORDANED by the Mayor and City Council of the City of Miami, Oklahoma, that this city recognizes the extraordinary and distinguished service of our hometown hero and shall officially change the name of Goodrich Boulevard to Admiral Trussler Boulevard.

AND, BE IT FURTHER ORDANED the name change shall also be made in Chapter 23, Article 4, Division 4, Section 23-179 of the City Code of Ordinances, subparagraph 13, which is amended to read as follows:

Sec. 23-179. - Same—On specific streets.

It shall be unlawful for any person to drive any motor vehicle on the streets or public highways of the city hereinafter faster than the following rates of speed:

13. On P Street Northwest from six-tenths (.6) of a mile south of Newman Road (E 65 Road) south one and a half (1.5) mile to Admiral Trussler Boulevard, thirty-five (35) miles per hour.

Effective Date:

\_\_\_\_\_ Pursuant to 11 O.S. §14-103, this Ordinance shall take effect thirty (30) days from its final passage.

PASSED AND APPROVED this \_\_\_\_\_ day of March 2023.

[seal]

\_\_\_\_\_  
Bless Parker, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Melissa Moore, City Clerk

\_\_\_\_\_  
Ben Loring, City Attorney

## Conflict of Interest Disclosure Form

***Note:** A potential or actual conflict of interest exists when commitments and obligations are likely to be compromised by an officer's, employee's, or agent's other interests or relationships (especially economic), particularly if those interests or relationships are not disclosed.*

*This Conflict of Interest Form should indicate whether the individual has any personal, business, or volunteer affiliations that may give rise to a real **or apparent** conflict of interest with the City of Miami, the Miami Special Utility Authority or any other affiliated Authority, Board, Commission or Trust to which the undersigned may serve. No officer, employee, or agent shall participate in the selection, award, or administration of an agreement, contract or grant supported by government funds if a real or apparent conflict of interest would be involved. This includes the officer, employee, or agent themselves, along with their immediate family, partner, or an organization which is owned by, managed by, or employs any of the previously mentioned individuals. A conflicted interest can be a financial interest as well as other non-pecuniary interests.*

Date: \_\_\_\_\_

Name: \_\_\_\_\_

Position: \_\_\_\_\_

Please describe below any relationships, transactions, positions you hold (volunteer or otherwise), and/or circumstances that you believe could contribute to a conflict of interest with the City of Miami:

\_\_\_\_\_ I have no conflict of interest to report.

\_\_\_\_\_ I have the following conflict(s) of interest to report: my employer and any other for-profit business for which I am an officer, director, shareholder or member, and any other business I, or any of my immediate family, owns, manages, or is employed by, along with any other personal business, or volunteer affiliations (such as nonprofit and for-profit boards for which I (and any of my immediate family) sit on, that may give rise to a real or apparent conflict of interest:

1. \_\_\_\_\_

2. \_\_\_\_\_

3. \_\_\_\_\_

(Use Reverse Side If Necessary)

I hereby certify that the information set forth above is true, correct and complete to the best of my Knowledge.

Signature: \_\_\_\_\_

Date: