

10/24/2023

AGENDA

MEETING PACKET



**BLANCHARD CITY COUNCIL
REGULAR MEETING**

**6:00 P.M.
Immediately following BMIA Meeting**

**MUNICIPAL COURTHOUSE
300 N. MAIN STREET
BLANCHARD, OK 73010**

CITY COUNCIL

Michael Scalf ~ Ward 2 Mayor
Chuck Kemper ~ Ward 4 Vice Mayor
Ben Whitt ~ Ward 1 Councilor
Albert Ryans ~ Ward 3 Councilor
Christina Short ~ At-Large Councilor

STAFF

Robert L. Floyd ~ City Manager
David L. Perryman ~ City Attorney
Kenny Sullivan ~ City Engineer
Diana Daniels ~ City Clerk
Hayden Wilkes ~ City Planner
Daniel Ofsthun ~ Finance Director
David Standridge ~ PW Director
Charlie Largent ~ Fire Chief
Steve Rhodes ~ Police Chief
Dustin Downey ~ Capital Projects Manager



AGENDA

10.24.23

Notice is hereby given of a regular meeting to be held at the Municipal Court House, 300 N. Main Street, Blanchard, Oklahoma, in accordance with the Oklahoma Open Meeting Act for the purpose of discussion, consideration and possible action, including, but not limited to, the approval, denial, amendment, revision or conditional approval, in whole or in part of the following Agenda items.

**BLANCHARD CITY COUNCIL
REGULAR MEETING
TUESDAY, 24 OCTOBER 2023
6:00 P.M.**

IMMEDIATELY FOLLOWING THE BMIA MEETING

This Agenda was posted in prominent public view on the City's website at www.cityofblanchard.us and the City Hall Bulletin Board on or before 5:00 p.m., Friday, the 20th day of October, 2023, in accordance with the Oklahoma Open Meeting Act.

Diana Daniels

City Clerk

A. MEETING CONVENED

1. CALL TO ORDER:
2. ROLL CALL:
3. DETERMINATION OF QUORUM:
4. PROCLAMATIONS:
 - a. Veterans Day ~ 11.11; and
 - b. Oklahoma Heritage Week ~ 11.12 - 18;
 - c. Oklahoma Native American Day ~ 11.20; and
 - d. Thanksgiving ~ 11.23.

B. BUSINESS AGENDA

The following item(s) are hereby designated for discussion, consideration and take INDIVIDUAL action, including, but not limited to, approval, denial, amendment, revision or conditional approval, in whole or in part of:

1. ORDINANCE.
Discuss and direct changes to be made by the City Attorney to the City's ATV/Golf Cart Ordinance; and bring back to the November or December meeting.
2. ORDINANCE.
Discuss and direct City Manager and City Attorney to draft an ordinance pertaining to political signs in public right-of-ways; and bring back to the November or December meeting.
3. ORDINANCE.
Discuss and vote on a motion to adopt an Ordinance No. ____ ratifying, affirming, and approving the utility rates as approved by the Board of Trustees of the Blanchard Municipal Trust Authority (BMIA) by Resolution.
4. EMERGENCY CLAUSE.
Discuss and vote on a motion to approve the Emergency Clause for Ordinance No. ____.

5. **RESOLUTION.**
Discuss and vote on a motion adopting a Resolution No. 2023-____ amending the City’s FYE2024 Fee Schedule based on recommendations from the City Council and BMIA Board of Trustees.
6. **RESOLUTION.**
Further discussion from the 9/26 meeting and vote on a motion adopting a Resolution No. 2023-____ approving a 4-way stop at Main and Broadway or the creation of a round-about.
7. **TIF DISTRICT NO. 2.**
Discuss and vote on a motion:
 - a. To approve an Agreement with an engineering consultant to provide a Traffic Impact Analysis (TIA) for the mixed-use development and improvements to US-62 as required by ODOT.
 - b. To approve Task Authorization No. 2 with Freese & Nichols regarding infrastructure developments for TIF District No. 2.
8. **SPECIAL EVENT PERMIT.**
Discuss and vote on a motion approving an application for a Special Event Permit for a Run Run Rudolph Fun Run submitted by the Blanchard Running Club to be held on Saturday, December 9th.
9. **HALLOWEEN OBSERVANCE.**
Discuss and vote on a motion approving the date of Tuesday, October 31st for observance of Halloween “Trick or Treat” nite in Blanchard.
10. **JOB REQUISITION.**
Discuss and vote on a motion approving a request from the Blanchard Police Department, Fire Department and Public Works to create and hire a diesel and gasoline mechanic.
11. **ROAD IMPROVEMENTS.**
Further discussion, consideration and take appropriate action re: the status of Phase I and Phase II of Section Line Road Improvements.

12. **FIRE STATION COMPLETION.**

Further discussion, consideration and take appropriate action re: the status of subcontractor payments; and bonds.

C. CONSENT AGENDA

Discussion, consideration and take appropriate action re: any item(s) removed from the Consent Docket.

1. **APPROVAL** of regular pre-meeting minutes of 9/26/23.
2. **APPROVAL** of regular meeting minutes of 9/26/23.
3. **APPROVAL** of special joint meeting minutes of 10/03/23.
4. **APPROVAL** of special joint meeting minutes of 10/10/23.
5. **APPROVAL** of special joint meeting minutes of 10/13/23.
6. **ACKNOWLEDGE** of payment of FYE2024 Claims and Expenditures in the total amount of \$431,586.25.
7. **ACKNOWLEDGE** of payment of FYE2024 Payrolls in the total amount of \$178,135.09.
8. **ACKNOWLEDGE** the transfer of the October 2023 Sales Tax as per Budget in the total amount of \$332,742.54.
9. **ACCEPTANCE** of the September 2023 Financial Report.
10. **ACCEPTANCE** of September Animal Control Donation of Supplies.
11. **APPROVAL** of Budget Supplement, as presented.
12. **RATIFICATION** of Development Agreement with Shaz Investment Group, LLC, as approved by the BMIA.

D. CONSENT ITEM REMOVAL

Discussion, consideration and take appropriate action re: any item(s) removed from the Consent Docket.

E. PUBLIC COMMENTS

From the general public [limited to 3-minutes per speaker] for a total of 15-minutes on Utility related NON-AGENDA items. Preference will be given to Blanchard ratepayers and NO FORMAL ACTION will be taken.

F. COUNCIL/STAFF COMMENTS

This item is listed to provide an opportunity for the City Council and/or city staff to make comments and/or request specific agenda items. NO ACTION will be taken.

G. EXECUTIVE SESSION

MOTION to go into Executive Session to discuss the following item(s):

1. Discussing negotiations concerning employees and representatives of employee groups [pursuant to Title 25 O.S. §307(B)(2)].
2. Discussing the purchase or appraisal of real property [pursuant to Title 25 O.S. §307(B)(3)].
3. For the purpose of conferring on matters pertaining to economic development, including the transfer of property, financing, or the creation of a proposal to entice a business to remain or locate within their jurisdiction if public disclosure of the matter discussed would interfere with the development of products or services or if public disclosure would violate the confidentiality of the business [pursuant to Title 25 O.S. §307(C)(11)].
4. **RECONVENE** into Open Session to consider and take appropriate action re:
 - a. negotiations concerning employees and representatives of employee groups.
 - b. the purchase or appraisal of real property.
 - c. the transfer of property, financing, or the creation of a proposal to entice a business to remain or locate within their jurisdiction.

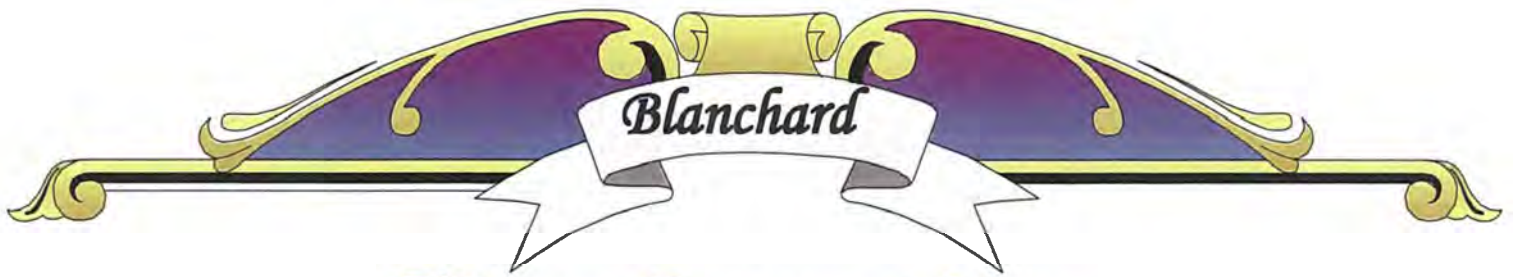
H. FURTHER INFORMATION

1. **REPORTS** - Sales/Use Tax.
2. **REPORTS** - 2023 Attendance.
3. **REPORTS** - Departmental Activities.

I. ADJOURNMENT

MEETING CONVENED

- **Called to Order**
 - **Roll Call**
 - **Quorum Determinations**
 - **Proclamation/Citations/Presentations**
-



Proclamation

Whereas two hundred and forty-seven (247) years ago, the signers of the Declaration of Independence declared that “**all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness**”; and

Whereas throughout the course of American history, both courageous men and women have taken up arms to secure, defend, and maintain these core principles upon which freedoms depend; and

Whereas today, there are more than 16.2 million living veterans who served our Nation in the U.S. Armed Forces in times of peace and war. These gallant Americans served on the land, at sea, and in the air, on the shores of Omaha Beach, at the rivers of Korea, in the jungles of Vietnam, on the sands of the Persian Gulf, in the mountains of Afghanistan, deserts of Iraq and many other battlefields around the globe. By their service, they kept America strong, and they protected our way of life from tyranny’s grip for over two centuries; and

Whereas the men and women who have and are currently serving in the Army, Navy, Air Force, Marines, and Coast Guard of the United States of America have made major contributions toward the preservation of this Nation and her people; and

Whereas the services performed by these Americans have demonstrated the willingness of our nation to meet the challenges of those forces wishing to subjugate individual determination through armed conflict; and

Whereas honorable service performed in the defense of our great nation and her cause in time of war is the highest form of citizenship; and

Whereas the Congress of the United States of America has designated the eleventh day of November of each year as Veteran’s Day; and

Whereas Veterans Day has become a significant part of our American heritage as we recognize the millions of our citizens whose military service has had a profound effect on history; and

Whereas the Nation and the free world are eternally grateful for the contributions of American veterans - men and women - to the advancement of the cause of an honorable world peace.

To Wit:

*Now Therefore, I, Michael Scalf Sr., by virtue of the authority vested in me as Mayor on behalf of the Governing Body of the City of Blanchard, Oklahoma, do hereby proclaim **Saturday, the 11th day of November, 2023**, as 'Veterans Day' in Blanchard and call upon all citizens, schools, businesses, places of worship, media, and civic and fraternal organizations to join the City in recognizing the valor and sacrifice of our veterans with the display of the flag of the United States of America and hold appropriate ceremonies in honor of those who have served and are serving to preserve the principles of Justice, Freedom and Democracy.*

Given Under My Hand and the Seal of the City of Blanchard on this 24th day of October, 2023.

City Clerk

Mayor





Blanchard

Proclamation

Whereas the signing of the Statehood Proclamation by President Roosevelt on November 16, 1907, was the most significant action in the history of the State of Oklahoma making it the 46th state to join the Union; and

Whereas the Oklahoma Statutes at Title 25 Section 90.1 codifies the “Oklahoma Heritage Week;” and

Whereas the week in each year November 16th falls is hereby declared to be “Oklahoma Heritage Week; and

Whereas all Oklahomans should pause during this time and reflect on our Oklahoma heritage, as well as, our national heritage; and

Whereas the City of Blanchard has the obligation and privilege to play an important role in the observance of this great week.

To Wit:

Now Therefore, I, Michael Scalf Sr., by virtue of the authority vested in me as Mayor on behalf of the Governing Body of the City of Blanchard, Oklahoma, do hereby proclaim the week of November 12th through 18th, 2023, to be:

‘Oklahoma Heritage Week’

in Blanchard and call upon all citizens, schools, businesses, places of worship, media, and civic and fraternal organizations to give personal attention to all special Statehood Day observances, to fly the State Flag and the National Colors, to participate in and help sponsor programs, projects, and activities emphasizing the heritage of our great state.

Given Under My Hand and the Seal of the City of Blanchard, on this 24th day of October, 2023.

City Clerk

Mayor





Blanchard

Proclamation

Whereas the history and culture of our great nation have been significantly influenced by Native Americans and indigenous peoples; and

Whereas the contributions of Native Americans have enhanced the freedom, prosperity, and greatness of America today; and

Whereas their customs and traditions are respected and celebrated as part of a rich legacy throughout the United States; and

Whereas in 1976, recognition was expanded by Congress and approved by President George Bush in August 1990, designating the month of November as “National American Indian Heritage Month.”

Now Therefore, I, Michael Scalf Sr., by virtue of the authority vested in me as Mayor on behalf of the Governing Body of the City of Blanchard, Oklahoma, do hereby proclaim the month of November as:

’National Native American Month’

in Blanchard and call upon all citizens, schools, businesses, places of worship, media, and civic and fraternal organizations to commemorate the accomplishments of Oklahoma’s Native Americans. Teachers and students are requested to observe the day with appropriate activities.

Given Under My Hand and the Seal of the City of Blanchard, on this 24th day of October, 2023.

City Clerk

Mayor





Blanchard

Proclamation

Whereas our forefathers established a day of thanksgiving – a special day set aside to acknowledge their blessings; and

Whereas it has become traditional for the people of the United States to celebrate a day of Thanksgiving as a way of reflecting on their many blessings and giving thanks for all they have been given; and

Whereas as we count our blessings, let us not forget the freedoms we so often take for granted, freedoms that were hard fought by earlier generations and current service men and women who have given their lives so that we might be free; and

Whereas with these freedoms come a responsibility – it is up to us to find a way to participate in the community, by working through the churches, the schools, local service organizations and the City to help improve the quality of life for those who are less fortunate; and

Now Therefore, I, Michael Scalf Sr., by virtue of the authority vested in me as Mayor on behalf of the Governing Body of the City of Blanchard, Oklahoma, do hereby proclaim Thursday, November 23rd, 2023 as:

'A Day of Thanksgiving'

and all citizens to join with the churches of our City to reinforce the ties of family and community and to express gratitude for the many blessings we all enjoy living in the United States of America.

Given Under My Hand and the Seal of the City of Blanchard, on this 24th day of October, 2023.

City Clerk

Mayor





BUSINESS AGENDA





1



AGENDA COMMENTARY

City Business Agenda
Item No. 1
Meeting of October 24, 2023

Item Title:	ORDINANCE AMENDMENT.
Initiators / Initiating Department:	Chuck Kemper Vice Mayor
Background:	Discussion and direct the City Attorney to draft changes to the City Code pertaining to operations of ATVs and UTVs, etc. on City-owned streets amending as allowed under Oklahoma Law.
Exhibits:	Staff Report Ordinance No. 707 Oklahoma State Statutes Guide to the ATV and UTV Laws of Oklahoma H.B. No. 2378 State of Wisconsin Code
Financial Impact:	Cost of publication.
Action:	<i>Discussion and direct City Staff to prepare amendments to the Code as directed; and bring back to the November or December meeting for further discussion, consideration and take possible action.</i>

ORDINANCE NO. 707

AN ORDINANCE OF THE CITY OF BLANCHARD, OKLAHOMA AMENDING SECTION 18-307 IN ARTICLE 3 OF CHAPTER 18 OF THE BLANCHARD MUNICIPAL CODE PERTAINING TO ALL-TERRAIN VEHICLES; DECLARING REPEALER; PROVIDING FOR SEVERABILITY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLANCHARD, OKLAHOMA:

SECTION 1. That Chapter 18, Article 3, Section 18-307 "MUNICIPALLY OWNED ALL-TERRAIN VEHICLES AND MUNICIPALLY OWNED GOLF CARTS" of the Code of Ordinances of the City of Blanchard, Oklahoma, is hereby amended to read as follows:

§ 18-307 ALL-TERRAIN VEHICLES AND GOLF CARTS.

A. Any person intending to operate an all-terrain vehicle or golf cart on any public roadway within the limits of the City of Blanchard shall obtain an operation permit from the City of Blanchard. The City of Blanchard shall issue a permit upon verification of the following items:

1. Annual fee as set be motion or resolution by the City Council. *Editor's note the initial fee is \$25.00.*

2. Driver possesses a valid driver's license.

3. Proof of liability insurance that covers the all-terrain vehicle or golf cart.

B. Required Equipment for All-Terrain Vehicles Following Permit Issuance:

1. Standard mufflers shall be installed and attached to the ATV which reduce the noise of operation of the motor to the minimum necessary for operation. No person shall use a muffler cutout, by-pass, straight pipe, or similar device on the all-terrain vehicle. The apparatus shall not be audible for a distance more than two-hundred (200) feet from the place or places where such devices or apparatus will be located.

2. Brakes shall be installed adequately to control movement of and stop the all-terrain vehicle under any condition of operation.

3. At least one (1) clear headlamp shall be attached to the front, with sufficient intensity to reveal persons and vehicles at a distance of at least one-hundred (100) feet ahead during the hours of darkness and under normal atmospheric conditions, when the all-terrain vehicle is operated between the hours of one-half hour after sunset to 10pm, or at times of reduced visibility. Such headlamp shall be aimed so that glaring rays are not projected into the eyes of oncoming traffic. The all-terrain vehicle shall also be equipped with a least one (1) red tail lamp having a minimum candlepower of

sufficient intensity to exhibit a red light plainly visible from a distance of five-hundred (500) feet to the rear during hours of darkness under normal atmospheric conditions.

C. Restrictions on Operation of All-Terrain Vehicles Upon Public Roadways:

Once a permit has been issued to any person, it shall be unlawful for that person to drive any all-terrain vehicle or golf cart on the portion of any right of way of any public street, road, trail or alley used for motor vehicle travel, except a person may operate upon the most right-hand lane of a public street or alley unless herein or hereafter restricted, and may, in passing or making a left turn, operate on other lanes which are used for vehicle traffic in the same direction. Operation may be permitted upon the ditch bottom or outside bank of county or state highways which are so configured within the corporate limits. No travel is permitted on any state highway system within corporate limits unless making a perpendicular crossing of a state highway.

D. It shall be unlawful for any person to operate an all-terrain vehicle:

1. Upon any public sidewalk providing for pedestrian traffic.
2. Upon private property of another without written permission of the owner of person in control of said property.
3. Upon on any school grounds without written, signed, and dated permission of responsible school authorities.
4. Upon on any other public place or ground except as may be specifically permitted by other provisions of the ordinance.
5. At any place while under the influence of alcohol or drugs as defined by Oklahoma State Statute 47 OS 11-902, which is hereby incorporated herein by reference.
6. At a rate of speed greater than twenty-five (25) miles per hour.
7. At any place in a careless, reckless, or negligent manner or heedlessly in disregard of the rights or safety of others, or in a manner so as to endanger or be likely to endanger or cause injury or damages to any person or property.
8. During the hours of 10:00pm to 7:00am, except that during said prohibited hours of operation, such operation shall be permitted when returning to the City of Blanchard for the purpose of following the most direct practical route from a point outside the city limits of the City of Blanchard to the residence of the operator or passenger, and except during prohibited hours of operation shall be permitted for the purpose of leaving the City of Blanchard by the most direct practical route to go to a specific destination outside of the City of Blanchard.

9. Without a headlight and taillight at night as consistent with this Chapter.

10. In any trees, nursery, or planting that damages or destroys growing stock or on any private property without the permission of the owner thereof.

11. Entering any intersection without yielding the right of way to any vehicles or pedestrians, which are at the intersection, or close to the intersection as to constitute an immediate hazard.

12. Leaving an all-terrain vehicle in a public place without locking the ignition, removing the key and taking the same with their person.

13. Intentionally driving, chasing, running over, or killing any animal with an all-terrain vehicle.

14. Operating or riding under the age of eighteen (18) without a safety helmet.

E. Exceptions.

The provisions of this chapter shall not apply to an all-terrain vehicle used by the governmental agencies in the pursuit of their duties or during emergency use. Nothing in this ordinance shall prohibit the use of all-terrain vehicles within the right of way of a state or county highway or upon public lands under the jurisdiction of the Oklahoma Department of Wildlife Conservation in an organized contest or even subject to the consent of the official or board having jurisdiction over the highway or public lands. Nothing in this ordinance shall prohibit the use of all-terrain vehicles within the right of way of a state or county highway or upon other public streets in the City of Blanchard during a parade.

F. All other traffic regulations applicable.

When at any time an all-terrain vehicle is operated within the right of way of a public roadway, but outside of the traveled portion, or when an all-terrain vehicle is operated as permitted in crossing a public roadway, all other traffic regulations of the City of Blanchard, including, but not limited to, those permitting to operating or being in actual physical control of a motor vehicle while intoxicated shall be applicable to the operators of such. Furthermore, for the purpose of enforcing traffic regulations at any time that an all-terrain vehicle is within the right of way of a public roadway or lawfully upon the traveled portion of a public roadway, the all-terrain vehicle shall be deemed to be a motor vehicle, as subject to all rules, ordinances, statutes, and regulations pertaining as the same term as defined by Oklahoma State Statutes 47-1-134.

G. Operation of All-Terrain Vehicles by minors.

All-terrain vehicle operators who are minors and wish to operate all-terrain vehicles within the City of Blanchard are subject to the following conditions in addition to those required for adult operators:

1. No minor under sixteen (16) years of age shall be permitted to operate an all-terrain vehicle in the City of Blanchard.

2. All minors at least sixteen (16) years of age but less than eighteen (18) years of age may operate an all-terrain vehicle subject to the restrictions in this chapter if the minor possesses a valid driver's license and wears a safety helmet approved by the Department of Public Safety.

H. Penalty.

Any person convicted of violating any provision of this ordinance is guilty of a misdemeanor and shall be subject to a \$200.00 fine and/or arrest.

SECTION 2. REPEALER. All former ordinances or parts of ordinances conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 3. SEVERABILITY. In the event any word or sentence in this ordinance, or provision or portion of this ordinance, or rules adopted by this ordinance is invalidated by any court of competent jurisdiction, the remaining words and/or sentences, provisions, or portions thereof shall not be affected and shall continue in full force and effect.

PASSED and APPROVED by the City Council of the City of Blanchard, Oklahoma on this 27th day of August, 2019.

/s/ Eddie Odle
Mayor

ATTEST:

/s/ Brenda Baird
City Clerk

APPROVED AS TO FORM on this 23rd day of August, 2019.

/s/ David L. Perryman
City Attorney



Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 74 - Oklahoma Vehicle License And Registration Act

Section 1115.3 - Registration of All-Terrain Vehicles, Motorcycles, and Utility Vehicles Used Exclusively Off Road, and Street-legal Utility Vehicle

Cite as 47 O.S. § 1115.3 (OSCN 2023)

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- A. Except as otherwise provided by this section, all-terrain vehicles, utility vehicles and motorcycles used exclusively off roads or highways shall be registered once with Service Oklahoma within thirty (30) days after purchase.
- B. For all-terrain vehicles or motorcycles used exclusively off roads or highways purchased prior to July 1, 2005, registration, as otherwise required by [Section 1115](#) of this title, shall not be required, but shall be allowed at the option of the owner of the all-terrain vehicle or motorcycle used exclusively off roads or highways.
- C. For utility vehicles used exclusively off roads or highways purchased prior to July 1, 2008, registration, as otherwise required by [Section 1115](#) of this title, shall not be required but shall be allowed at the option of the owner of the utility vehicle used exclusively off roads or highways.
- D. All-terrain vehicles, utility vehicles or motorcycles used exclusively off roads or highways owned or purchased by a person that possesses an agricultural exemption pursuant to [Section 1358.1 of Title 68](#) of the Oklahoma Statutes may be registered as provided by this section, but shall not require registration.
- E. Vehicles meeting the specifications and description of a street-legal utility vehicle as described in [Section 1-171.1](#) of this title shall be required to receive a certificate of registration, license plate and yearly decal before operation on the streets, county roads and state highways.

Historical Data

Laws 2005, HB 1297, c. 284, § 5, emerg. eff. July 1, 2005; Amended by Laws 2008, SB 1793, c. 98, § 9, emerg. eff. July 1, 2008 ([superseded document available](#)); Amended by Laws 2021, HB 2382, c. 328, § 5, emerg. eff. April 28, 2021 ([superseded document available](#)); Amended by Laws 2022, HB 3419, c. 282, § 133, emerg. eff. May 19, 2022 ([superseded document available](#)).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 11 - Rules of the Road

Article Article 11 - Other Rules

Section 11-1117 - All-Terrain Vehicles - Helmets - Passengers - Fines

Cite as O.S. § _____

A. It shall be unlawful for a person less than eighteen (18) years of age to operate or to be carried as a passenger upon an all-terrain vehicle unless the person wears a crash helmet of a type which complies with standards established by 49 C.F.R., Section 571.218.

B. It shall be unlawful for the operator of an all-terrain vehicle to carry a passenger unless that all-terrain vehicle has been specifically designed by the manufacturer to carry passengers in addition to the operator.

C. Fine and court costs for violating the provisions of this section shall not exceed Twenty-five Dollars (\$25.00). Any peace officer of this state including, but not limited to, park rangers, is authorized to enforce the provisions of this section. All monies collected pursuant to a citation for a violation of this section shall be deposited in the Oklahoma Tourism and Recreation Department Revolving Fund for credit to the cost center of the state park or public recreation area where such citation was issued.

D. Any parent, legal guardian or person having actual responsibility for a person under eighteen (18) years of age, or who is the owner of the all-terrain vehicle operated by a person under eighteen (18) years of age, who knows, or should have known, that the person operating the all-terrain vehicle is not in compliance with the provisions of this section, shall be punishable according to the provisions of subsection C of this section.

E. As used in this section, "all-terrain vehicle" means a vehicle manufactured and used exclusively for off-highway use, traveling on four or more non-highway tires, having a seat designed to be straddled by the operator, and which is steered by the use of handlebars.

F. "Recreational off-highway vehicle" means a vehicle manufactured and used exclusively for off-highway use, traveling on four or more non-highway tires, having non-straddle seating and which is steered by a steering wheel.

G. The provisions of this section shall apply only to persons operating all-terrain vehicles on public lands.

H. The provisions of this section shall not apply to persons operating an all-terrain vehicle on privately owned property.

Historical Data

Laws 2007, HB 1686, c. 124, § 1, eff. November 1, 2007; Amended by Laws 2008, SB 1793, c. 98, § 4, emerg. eff. July 1, 2008 ([superseded document available](#)); Amended by Laws 2011, SB 325, c. 110, § 2, eff. November 1, 2011 ([superseded document available](#)).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 62 - Motor Vehicle Dealers, Salespersons, Distributors, Manufacturers, etc.

Section 562 - Definitions

This Statute Will Be Superseded
Effective: 11/01/2023

Cite as 47 O.S. § 562 (OSCN 2023)

The following words, terms and phrases, when used in Sections 561 through 567, 572, 578.1, 579 and 579.1 of this title, shall have the meanings respectively ascribed to them in this section, except where the context clearly indicates a different meaning:

1. "Motor vehicle" means any motor-driven vehicle required to be registered under the Oklahoma Vehicle License and Registration Act. The term "motor vehicle" does not include:
 - a. recreational vehicles, as defined in the Recreational Vehicle Franchise Act, or
 - b. all-terrain vehicles, utility vehicles, and motorcycles used exclusively for off-road use which are sold by a retail implement dealer;
2. "New motor vehicle dealer" means any person, firm, association, corporation or trust not excluded by this paragraph who sells, offers for sale, advertises to sell, leases or displays new motor vehicles and holds a bona fide contract or franchise in effect with a manufacturer or distributor authorized by the manufacturer to make pre-delivery preparation of such vehicles sold to purchasers and to perform post-sale work pursuant to the manufacturer's or distributor's warranty. As used herein, "authorized pre-delivery preparation" means the rendition by the dealer of services and safety adjustments on each new motor vehicle in accordance with the procedure and safety standards required by the manufacturer of the vehicle to be made before its delivery to the purchaser. "Performance of authorized post-sale work pursuant to the warranty", as used herein, means the rendition of services which are required by the terms of the warranty that stands extended to the vehicle at the time of its sale and are to be made accordance with the safety standards prescribed by the manufacturer. The term includes premises or facilities at which a person engages only in the repair of motor vehicles if repairs are performed pursuant to the terms of a franchise and motor vehicle manufacturer's warranty. However, the term shall not include premises or facilities at which a new motor vehicle dealer or dealers within the area of responsibility of such dealer or dealers as defined in the manufacturer's franchise agreement of such dealer or dealers performs motor vehicle repairs pursuant to the terms of a franchise and motor vehicle manufacturer's warranty. For the purpose of Sections 561 through 567, 572, 578.1, 579 and 579.1 of this title, the terms "new motor vehicle dealer" and "new motor vehicle dealership" shall be synonymous. The term "new motor vehicle dealer" does not include:
 - a. receivers, trustees, administrators, executors, guardians or other persons appointed by or acting under judgment or order of any court,
 - b. public officers while performing or in operation of their duties, or
 - c. employees of persons, corporations or associations enumerated in subparagraph a of this paragraph when engaged in the specific performance of their duties as such employees;
3. "Motor vehicle salesperson" means any person who, for gain or compensation of any kind, either directly or indirectly, regularly or occasionally, by any form of agreement or arrangement, sells or negotiates for the sale of any new motor vehicle for any new motor vehicle dealer to any one or more third parties;
4. "Commission" means the Oklahoma Motor Vehicle Commission;
5. "Manufacturer" means any person, firm, association, corporation or trust, resident or nonresident, who manufactures or assembles new and unused motor vehicles or who engages in the fabrication or assembly of motorized vehicles of a type required to be registered in the State of Oklahoma;
6. "Distributor" means any person, firm, association, corporation or trust, resident or nonresident, who, being authorized by the original manufacturer, in whole or in part sells or distributes new and unused motor vehicles to motor vehicle dealers, or who maintains distributor representatives;
7. "Factory branch" means any branch office maintained by a person, firm, association, corporation or trust who manufactures or assembles motor vehicles for the sale of motor vehicles to distributors, or for the sale of motor vehicles to motor vehicle dealer or for directing or supervising, in whole or in part, its representatives;
8. "Distributor branch" means any branch office similarly maintained by a distributor for the same purposes a factory branch is maintained;
9. "Factory representative" means any officer or agent engaged as a representative of a manufacturer of motor vehicles or by a factory branch, for the purpose of making or promoting the sale of its motor vehicles, or for supervising or contacting its dealers or prospective dealers;
10. "Distributor representative" means any person, firm, association, corporation or trust and each officer and employee thereof engaged as a representative of a distributor or distributor branch of motor vehicles, for the purpose of making or promoting the sale of its motor vehicles, or for supervising or contacting its dealers or prospective dealers;
11. "Franchise" means any contract or agreement between a motor vehicle dealer and a manufacturer of a new motor vehicle or its distributor or factory branch by which the dealer is authorized to engage in the business of selling any specified make or makes of new motor vehicles;
12. "New or unused motor vehicle" means a vehicle which is in the possession of the manufacturer or distributor or has been sold only to the holder of a valid selling agreement, franchise or contract, granted by the manufacturer or distributor for the sale of that make of new vehicle so long as the manufacturer's statement of origin has not been assigned to anyone other than a licensed franchised new motor vehicle dealer of the same line-make;
13. "Area of responsibility" means the geographical area, as designated by the manufacturer, factory branch, factory representative, distributor, distributor branch or distributor representative, in which the new motor vehicle dealer is held responsible for the promotion and development of sales and rendering of service for the make of motor vehicle for which the motor vehicle dealer holds a franchise or selling agreement;
14. "Off premises" means at a location other than the address designated on the new motor vehicle dealer's license;
15. "Sponsoring entity" means any person, firm, association, corporation or trust which has control, either permanently or temporarily, over the real property upon which the off-premise sale or display is conducted;
16. "Product" means new motor vehicles and new motor vehicle parts;
17. "Service" means motor vehicle warranty repairs including both parts and labor;
18. "Lead" means a consumer contact in response to a factory program designed to generate interest in purchasing or leasing a new motor vehicle;
19. "Sell or sale" means to sell or lease;
20. "Factory" means a manufacturer, distributor, factory branch, distributor branch, factory representative or distributor representative, which manufactures or distributes vehicle products;
21. "Powersports vehicle" means motorcycles, scooters, mopeds, all-terrain vehicles, and utility vehicles;
22. "Powersports vehicle dealer" means any person, firm, or corporation who is in the business of selling any new powersports vehicles except for retail implement dealers; and
23. "Retail implement dealer" means a business engaged primarily in the sale of farm tractors as defined in Section 1-118 of this title or implements of husbandry as defined in Section 1-125 of this title or a combination thereof.

Historical Data

Laws 1953, SB 431, p. 179, § 2, emerg. eff. May 26, 1953; Amended by Laws 1959, HB 792, p. 205, § 2, emerg. eff. July 16, 1959; Amended by Laws 1967, SB 243, c. 251, § 1, emerg. eff. May 8, 1967; Amended by Laws 1970, HB 1735, c. 197, § 2, emerg. eff. April 13, 1970; Amended by Laws 1973, SB 231, c. 189, § 1, emerg. eff. May 17, 1973; Amended by Laws 1977, SB 159, c. 14, § 1, emerg. eff. March 18, 1977; Amended by Laws 1980, SB 239, c. 85, § 9, eff. January 1, 1981; Amended by Laws 1985 SB 81, c. 229, § 4, eff. November 1, 1985; Amended by Laws 1996, HB 3274, c. 269, § 1, eff. November 1, 1998 ([superseded document available](#)); Amended by Laws 2000, SB 1557, c. 80, § 1, emerg. eff. April 14, 2000 ([superseded document available](#)); Amended by Laws 2000, HB 2051, c. 341, § 1, eff. November 1, 2000 ([superseded document available](#)); Amended by Laws 2001, HB 1486, c. 148, § 1, emerg. eff. April 30, 2001 ([superseded document available](#)); Amended by Laws 2005, HB 1297, c. 284 § 11, emerg. eff. July 1, 2005 ([superseded document available](#)); Amended by Laws 2006, SB 1701, c. 213, § 2, eff. November 1, 2006 ([superseded document available](#)); Amended by Laws 2008, SB 1654, c. 315, § 2, emerg. eff. June 2, 2008 ([superseded document available](#)); Amended by Laws 2009, SB 301, c. 182, § 7, eff. November 1, 2009 ([superseded document available](#)); Amended by Laws 2011, SB 902, c. 272, § 20, eff. January 1, 2012 ([superseded document available](#)); Amended by Laws 2013, S 925, c. 191, § 1, eff. November 1, 2013 ([superseded document available](#)).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 74 - Oklahoma Vehicle License And Registration Act

Section 1113 - Certificate of Registration, License Plates and Decals - Permanent Plates - Requirements

Cite as 47 O.S. § 1113 (OSCN 2023)

Multiple Amendments Enacted During the 2022 Legislative Session

Version 1 (as amended by Laws 2022, HB 3419, c. 282, § 127, emerg. eff. May 19, 2022)

A. 1. Except for all-terrain vehicles, utility vehicles and motorcycles used exclusively off roads and highways, upon the filing of a registration application and the payment of the fees provided for in the Oklahoma Vehicle License and Registration Act, Service Oklahoma or the Corporation Commission, as applicable, shall assign to the vehicle described in the application a distinctive number, and issue to the owner of the vehicle a certificate of registration, one license plate and a yearly decal. Service Oklahoma shall assign an all-terrain vehicle, utility vehicle or motorcycle used exclusively off roads and highways a distinctive number and issue to the owner a certificate of registration and a decal but not a license plate. For each subsequent registration year, Service Oklahoma shall issue a yearly decal to be affixed to the license plate, except for an all-terrain vehicle, utility vehicle or motorcycle used exclusively off roads and highways. The initial decal for an all-terrain vehicle, utility vehicle or motorcycle shall be attached to the front of the vehicle and shall be in clear view. The decal shall be on the front or on the front fork of the motorcycle used exclusively off roads and highways and the decal shall be in clear view. The yearly decal shall have an identification number and the last two numbers of the registration year for which it shall expire. Except as provided by Section 1113A of this title, the license plate shall be affixed to the exterior of the vehicle until a replacement license plate is applied for. If the owner applies for a replacement license plate, Service Oklahoma shall charge the fee provided for in Section 1114 of this title. The yearly decal will validate the license plate for each registration period other than the year the license plate is issued. The license plate and decal shall be of such size, color, design and numbering as Service Oklahoma may direct. However, yearly decals issued to the owner of a vehicle who has filed an affidavit with the appropriate licensed operator in accordance with Section 7-607 of this title shall be a separate and distinct color from all other decals issued under this section. Before the effective date of this act, Service Oklahoma shall also issue a monthly decal which shall include a two-letter abbreviation corresponding to the county in which the vehicle is registered. Service Oklahoma shall issue all decals in the possession of Service Oklahoma on the effective date of this act before issuing any decals which do not contain the county abbreviation.

2. a. The operation of a street-legal utility vehicle on the streets and highways of this state requires the vehicle be issued a certificate of registration and license plate to be renewed annually. Upon the filing of a registration application and the payment of the fees provided for in the Oklahoma Vehicle License and Registration Act, Service Oklahoma or the Corporation Commission, as applicable, shall assign to the vehicle described in the application a distinctive number, and issue to the owner of the vehicle certificate of registration, one license plate and a yearly decal. For each subsequent registration year, Service Oklahoma shall issue a yearly decal to be affixed to the license plate. The initial decal for a street-legal utility vehicle shall be attached to the front of the vehicle and shall be in clear view. The yearly decal shall have an identification number and the last two numbers of the registration year for which it shall expire. Except as provided by Section 1113A of this title, the license plate shall be affixed to the exterior of the vehicle until a replacement license plate is issued. If the owner applies for a replacement license plate, Service Oklahoma shall charge the fee provided for in Section 1114 of this title. The yearly decal will validate the license plate for each registration period other than the year the license plate is issued. The license plate and decal shall be of such size, color, design and numbering as Service Oklahoma may direct. However, yearly decals issued to the owner of a vehicle who has filed an affidavit with the appropriate licensed operator in accordance with Section 7-607 of this title shall be a separate and distinct color from all other decals issued under this section.

b. Service Oklahoma shall design and issue a temporary tag to out-of-state owners of street-legal utility vehicles. The temporary tag shall be recognized in lieu of registration in this state. The temporary tag shall clearly indicate the date of issuance and the date of expiration, which shall be five (5) days, including the day of issuance. Upon application for a temporary tag, the out-of-state owner shall show proof of insurance coverage that satisfies the requirements of the Compulsory Insurance Law pursuant to Section 7-600 et seq. of this title. Service Oklahoma is authorized to promulgate rules and procedures to implement the provisions of this paragraph.

3. The license plate shall be securely attached to the rear of the vehicle, except truck-tractor plates which shall be attached to the front of the vehicle. Service Oklahoma may, with the concurrence of the Department of Public Safety, by Joint Rule, change and direct the manner, place and location of display of any vehicle license plate when such action is deemed in the public interest. The license plate, decal and all letters and numbers shall be clearly visible at all times. The operation of a vehicle in this state, regardless of where such vehicle is registered, upon which the license plate is covered, overlaid or otherwise screened with any material, whether such material be clear, translucent, tinted or opaque, shall be a violation of this paragraph.

4. Upon payment of the annual registration fee provided in Section 1133 of this title, Service Oklahoma or the Corporation Commission, as applicable, or a licensed operator may issue a permanent nonexpiring license plate to an owner of one hundred or more commercial motor vehicles and for vehicles registered under the provisions of Section 1120 of this title. Upon payment of the annual registration fee, Service Oklahoma or the Corporation Commission shall issue a certificate of registration that shall be carried at all times in the vehicle for which it is issued. Provided, if the registrant submits its application through electronic means, such qualified owners of one hundred or more commercial motor vehicles, properly registered pursuant to the provisions of Section 1133 of this title, may elect to receive a permanent certificate of registration that shall be carried at all times in the vehicle for which it is issued.

5. Every vehicle owned by an agency of this state shall be exempt from the payment of registration fees required by this title. Provided, such vehicle shall be registered and shall otherwise comply with the provisions of the Oklahoma Vehicle License and Registration Act.

B. The license plates required under the provisions of this title shall conform to the requirements and specifications listed hereinafter:

1. Each license plate shall have a space for the placement of the yearly decals for each succeeding year of registration after the initial issue;

2. The provisions of the Oklahoma Vehicle License and Registration Act regarding the issuance of yearly decals shall not apply to the issuance of apportioned license plates, including license plates for state vehicles, and exempt plates for governmental entities and fire departments organized pursuant to Section 592 of Title 18 of the Oklahoma Statutes;

3. All license plates and decals shall be made with reflectorized material as a background to the letters, numbers and characters displayed thereon. The reflectorized material shall be of such a nature as to provide effective and dependable brightness during the service period for which the license plate or decal is issued;

4. Except as otherwise provided in this subsection, Service Oklahoma shall design appropriate official license plates for all state vehicles. Such license plates shall be permanent in nature and designed in such manner as to remain with the vehicle for the duration of the vehicle's life span or until the title is transferred to a nongovernmental owner;

5. Within the limits prescribed in this section, Service Oklahoma shall design appropriate official license plates for vehicles of the Oklahoma Highway Patrol. The license plates shall have the legend "Oklahoma OK" and shall contain the letters "OHP" followed by the state seal and the badge number of the Highway Patrol officer to whom the vehicle is assigned. The words "Oklahoma Highway Patrol" shall also be included on such license plates;

6. Within the limits prescribed in this section, Service Oklahoma shall design appropriate official license plates for vehicles of the Oklahoma Military Department. Such license plates shall have the legend "Oklahoma OK" and shall contain the letters "OMD" followed by the state seal and three numbers or letters as designated by the Adjutant General. The words "Oklahoma Military Department" shall also be included on such license plates;

7. Within the limits prescribed in this section, Service Oklahoma shall design appropriate official license plates for vehicles of the Oklahoma Department of Corrections. Such license plates shall contain the letters "DOC" followed by the Department of Corrections badge and three numbers or letters or combination of both as designated by the Director of the agency. The words "Department of Corrections" shall also be included on such license plates; and

8. Within the limits prescribed in this section, the Oklahoma Tourism and Recreation Department shall design any license plates required by the initiation of a license plate reissuance by Service Oklahoma at the request of the Department of Public Safety pursuant to the provisions of Section 1113.2 of this title. Any such new designs shall be submitted by the Oklahoma Tourism and Recreation Department to the Department of Public Safety for its approval prior to being issued by Service Oklahoma.

C. Where the applicant has satisfactorily shown that the applicant owns the vehicle sought to be registered but is unable to produce documentary evidence of the ownership, a license plate may be issued upon approval by Service Oklahoma or the Corporation Commission, as applicable. In such instances the reason for not issuing a certificate of title shall be indicated on the receipt given to the applicant. It shall still be the duty of the applicant to immediately take all necessary steps to obtain the Oklahoma certificate of title and it shall be unlawful for the applicant to sell the vehicle until the certificate has been obtained in the applicant's name.

D. The certificate of registration provided for in this section shall be in convenient form, and the certificate of registration, or a certified copy or photostatic copy thereof, duly authenticated by Service Oklahoma or the Corporation Commission, as applicable shall be carried at all times in or upon all vehicles so registered, in such manner as to permit a ready examination thereof upon demand by any peace officer of the state or duly authorized employee of the Department of Public Safety. Any such officer or agent may seize and hold such vehicle when the operator of the same does not have the registration certificate in the operator's possession or when any such officer or agent determines that the registration certificate has been obtained by misrepresentation of any essential or material fact or when any number or identifying information appearing on such certificate has been changed, altered, obliterated or concealed in any way, until the proper registration or identification of such vehicle has been made or produced by the owner thereof.

E. The purchaser of a new or used manufactured home shall, within thirty (30) days of the date of purchase, register the home with Service Oklahoma or a licensed operator pursuant to the provisions of Section 1117 of this title. For a new manufactured home, it shall be the responsibility of the dealer selling the home to place a temporary license plate on the home in the same manner as provided in Section 1128 of this title for other new motor vehicles. For the first year that any manufactured home is registered in this state, Service Oklahoma shall issue a metal license plate which shall be affixed to the manufactured home. The temporary dealer license plate or the metal license plate shall be displayed on the manufactured home at all times when upon a public roadway; provided, a repossession affidavit issued pursuant to Sections 1110 and 1126 of this title shall be permissible in lieu of a current license plate and decal for the purposes of removing a repossessed manufactured home to a secure locator. Manufactured homes previously registered and subject to ad valorem taxation as provided by law shall have a decal affixed at the time ad valorem taxes are paid for such manufactured home; provided, for a manufactured home permanently affixed to real estate, no decal or license plate shall be required to be affixed and the owner thereof shall be given a receipt upon payment of ad valorem taxes due on the home. Service Oklahoma shall make sufficient plates and decals available to the various licensed operators of the state in order for an owner of a manufactured home to acquire the plate or decal. A one-dollar fee shall be charged for issuance of any plate or decal. The fee shall be apportioned each month to the General Revenue Fund of the State Treasury.

F. The decal shall be easily visible for purposes of verification by a county assessor that the manufactured home is properly assessed for ad valorem taxation. In the first year of registration, a decal shall be issued for placement on the license plate indicating payment of applicable registration fees and excise taxes. A duplicate manufactured home registration decal shall be affixed inside the window nearest the front door of the manufactured home. In the second and all subsequent years for which the manufactured home is subject to ad valorem taxation, an annual decal shall be affixed inside the window nearest the front door as evidence of payment of ad valorem taxes. Service Oklahoma shall issue decals to the various county treasurers of the state in order for a manufactured home owner to obtain such decal each year. Upon presentation of a valid ad valorem tax receipt, the manufactured home owner shall be issued the annual decal.

G. Upon the registration of a manufactured home in this state for the first time or upon discovery of a manufactured home previously registered within this state for which the information required by this subsection is not known, Service Oklahoma shall obtain:

1. The name of the owner of the manufactured home;

2. The serial number or identification number of the manufactured home;

F. The decal shall be easily visible for purposes of verification by a county assessor that the manufactured home is properly assessed for ad valorem taxation. In the first year of registration, a decal shall be issued for placement on the license plate indicating payment of applicable registration fees and excise taxes. A duplicate manufactured home registration decal shall be affixed inside the window nearest the front door of the manufactured home. In the second and all subsequent years for which the manufactured home is subject to ad valorem taxation, an annual decal shall be affixed inside the window nearest the front door as evidence of payment of ad valorem taxes. The Tax Commission shall issue decals to the various county treasurers of the state in order for a manufactured home owner to obtain such decal each year. Upon presentation of a valid ad valorem tax receipt, the manufactured home owner shall be issued the annual decal.

G. Upon the registration of a manufactured home in this state for the first time or upon discovery of a manufactured home previously registered within this state for which the information required by this subsection is not known, the Tax Commission shall obtain:

1. The name of the owner of the manufactured home;
2. The serial number or identification number of the manufactured home;
3. A legal description or address of the location for the home;
4. The actual retail selling price of the manufactured home excluding Oklahoma taxes;
5. The certificate of title number for the home; and
6. Any other information which the Tax Commission deems to be necessary.

The application for registration shall also include the school district in which the manufactured home is located or is to be located. The information shall be entered into a computer data system which shall be used by the Tax Commission to provide information to county assessors upon request by the assessor. The assessor may request any information from the system in order to properly assess a manufactured home for ad valorem taxation.

Historical Data

Laws 1985, HB 1219, c. 179, § 16, emerg. eff. July 1, 1985; Amended by Laws 1986, HB 1575, c. 198, § 2, eff. July 1, 1987; Amended by Laws 1987, HB 1290, c. 216, § 1, eff. November 1, 1987; Amended by Laws 1988, HB 1806, c. 80, § 1, eff. January 1989; Amended by Laws 1988, HB 1561, c. 281, § 18, eff. January 1, 1989; Amended by Laws 1990, HB 2207, c. 116, § 1, emerg. eff. July 1, 1990; Amended by Laws 1992, HB 1976, c. 368, § 1, emerg. eff. July 1, 1992; Amended by Laws 1993, HB 1352 c. 266, § 1, eff. September 1, 1993; Amended by Laws 1994, HB 2299, c. 2, § 16, emerg. eff. March 2, 1994; Amended by Laws 1995, HB 1985, c. 101, § 2, eff. November 1, 1995; Amended by Laws 1995, SB 672, c. 358, § 5, eff. November 1, 1995; Amended by Laws 1996, HB 2604, c. 22, § 4, emerg. eff. July 1, 1996; Amended by Laws 1997, SB 564, c. 192, § 1, eff. January 1, 1998; Amended by Laws 1998, HB 1256, c. 355, § 2, emerg. eff. June 5, 1998 (superseded document available); Amended by Laws 1998, SB 1114, c. 403, § 1, emerg. eff. June 10, 1998 (superseded document available); Amended by Laws 1999, HB 1845, c. 1, § 14, emerg. eff. February 24, 1999 (superseded document available); Laws 1998, HB 1256, c. 355, § 2, emerg. eff. June 5, 1998, repealed by Laws 1999, HB 1845, c. 1, § 45, emerg. eff. February 24, 1999 (superseded document available); Amended by Laws 1999, SB 50, c. 367, § 1, eff. November 1, 1999 (superseded document available); Amended by Laws 1999, S 50, c. 367, § 1, eff. November 1, 1999 (superseded document available); Amended by Laws 2000, HB 1960 c. 189, § 8, emerg. eff. July 1, 2000; Amended by Laws 2000, SB 1040, c. 314, § 3, emerg. eff. July 1, 2000 (superseded document available); Amended by Laws 2001, SB 539, c. 131, § 11, emerg. eff. July 1, 2001 (superseded document available); Amended by Laws 2002, SB 983, c. 417, § 3, emerg. eff. July 1, 2002 (superseded document available); Amended by Laws 2004, HB 1896, c. 222, § 3, eff. November 1, 2004; Amended by Laws 2004, SB 141, c. 522, § 12, emerg. eff. July 1, 2004 (repealed by Laws 2005, HB 2060, c. 1, § 67, emerg. eff. March 15, 2005); Amended by Laws 2004, SB 1120, c. 534, § 4, eff. November 1, 2004 (supersede document available); Amended by Laws 2005, HB 2060, c. 1, § 66, emerg. eff. March 15, 2005 (superseded document available); Amended by Laws 2005, HB 1502, c. 190, § 14, eff. September 1, 2005; Amended by Laws 2005, HB 1297, c. 284, § 4, emerg. eff. July 1, 2005 (superseded document available); Amended by Laws 2008, SB 1793, c. 98, § 8, emerg. eff. July 1, 2008; Amended by Laws 2008, HB 3326, c. 335, § 3, emerg. eff. July 1, 2008 (superseded document available); Amended by Laws 2009, SB 503, c. 183, § 14, eff. November 1, 2009; Amended by Laws 2009, SB 318, c. 426, § 1, eff. November 1, 2009 (superseded document available); Amended by Laws 2017, SB 60, c. 98 § 1; Amended by Laws 2017, HB 1510, c. 331, § 1, eff. November 1, 2017 (superseded document available); Amended by Laws 2018, SB 1339, c. 208, § 4, eff. July 1, 2019 (superseded document available); Amended by Laws 2021, HB 2382, c. 328, § 4, emerg. eff. April 28, 2021 (superseded document available); Amended by Laws 2022, HB 3419, c. 282, § 127, emerg. eff. May 19, 2022 (superseded document available); Amended by Laws 2022, HB 3179, c. 214, § 3, eff. November 1, 2022 (superseded document available).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 11 - Rules of the Road

Article Article 11 - Other Rules

Section 11-1116 - Self-Propelled or Motor-Driven Cycles - Minibikes, Golf Carts, All-Terrain and Utility Vehicles - Prohibitions and Restrictions

Cite as 47 O.S. § 11-1116 (OSCN 2023)

- A. The self-propelled or motor-driven and operated vehicles described in this section shall be prohibited from operating or shall be limited in operation on the streets and highways of this state.
- B. Self-propelled or motor-driven cycles, known and commonly referred to as "minibikes" and other similar trade names, shall be prohibited from operating on the streets and highways of this state, except:

1. When used in a parade; or
2. When registered, as required by subsection E of [Section 1151](#) of this title, and operated in this state by food vendor services upon streets having a speed limit of thirty (30) miles per hour or less.

All minibikes offered for sale in this state shall bear the following notice to the customer: "This machine is not manufactured or sold for operation on the public streets or highways. Since it is not provided with equipment required by law for street or highway use, all persons are cautioned that any operation of this vehicle upon a public street or highway will be in violation of the motor vehicle laws of this state and will subject the violator to arrest."

- C. Golf carts and utility vehicles, as defined by [Section 1102](#) of this title, shall not be operated on the streets and highways of this state except:

1. Golf carts or utility vehicles owned by the Oklahoma Tourism and Recreation Department, and operated by employees or agents of the Department or employees of independent management companies working on behalf of the Department, may be operated on the streets and highways of this state during daylight hours or under rules developed by the Oklahoma Tourism and Recreation Commission, when the streets and highways are located within the boundaries of a state park. The Department shall have warning signs placed at the entrance and other locations at those state parks allowing golf carts or utility vehicles to be operated on the streets and highways of this state located within the boundaries of those state parks. The warning signs shall state that golf carts and utility vehicles may be operating on streets and highways and that motor vehicle operators shall take special precautions to be alert for the presence of golf carts or utility vehicles on the streets and highways;

2. The municipal governing body has adopted an ordinance governing the operation of golf carts and/or utility vehicles on city streets; provided, such ordinances shall include necessary vehicle lighting and safety requirements;

3. Golf carts or utility vehicles may operate on state highways only if making a perpendicular crossing of a state highway located within the boundaries of a municipality which has adopted an ordinance governing the operation of golf carts and/or utility vehicles;

4. The board of county commissioners of a county has approved the operation of golf cart and/or utility vehicle traffic on roadways within the county, and:

- a. the roadway has a posted speed limit of twenty-five (25) miles per hour or less,
- b. the roadway is located in an unincorporated area, and
- c. appropriate signage, cautioning motorists of the possibility of golf cart or utility vehicle traffic, is erected by the board of county commissioners; or

5. Street-legal utility vehicles that are registered as a motor vehicle pursuant to subsection B of Section 1 of this act may be operated on the streets and highways of this state. Provided, however, street-legal utility vehicles shall not be operated on the National System of Interstate and Defense Highways or U.S. highways.

- D. All-terrain vehicles shall not be operated on the streets and highways of this state, except:

1. On unpaved roads which are located within the boundaries of any property of the Forest Service of the United States Department of Agriculture;

2. On highways if:

- a. the vehicle needs to make a direct crossing of the highway while the vehicle is traveling upon a regularly traveled trail and needs to continue travel from one area of the trail to another and, if the vehicle comes to a complete stop, yields the right-of-way to all oncoming traffic that constitutes an immediate hazard, and crosses the highway at an angle of approximately ninety (90) degrees to the direction of the street or highway. This exception shall not apply to divided highways or highways with a posted speed limit of more than thirty-five (35) miles per hour in the area of the crossing,

- b. the vehicle needs to travel on a highway in order to cross a railroad track. In that event, the all-terrain vehicle may travel for not more than three hundred (300) feet on a highway to cross a railroad track,

- c. the operator of the all-terrain vehicle making the crossing at a highway has a valid driver license, and

- d. the operator of the vehicle makes a crossing on a highway during daylight hours only;

3. On streets and highways within a municipality if the municipal governing body has adopted an ordinance governing the operation of golf carts, utility vehicles or all-terrain vehicles on streets and highways within the municipality; or

4. On roadways within unincorporated areas of a county if those roadways are not part of the state highway system or the National System of Interstate and Defense Highways; provided, however, that the driver is a licensed driver.

- E. Mopeds, as defined by [Section 1-133.2](#) of this title, may be operated on the streets and highways of this state if:

1. The municipal governing body has adopted an ordinance governing the operation of mopeds on city streets; provided, such ordinances shall include necessary vehicle lighting and safety requirements; or

2. The board of county commissioners of a county has approved the operation of mopeds on roadways within the county, not including roadways within a municipality.

Historical Data

Laws 2004, HB 2265, c. 418, § 16, emerg. eff. July 1, 2004; Amended by Laws 2008, SB 1793, c. 98, § 3, emerg. eff. July 1, 2008 ([superseded document available](#)); Amended by Laws 2008, SB 2086, c. 402, § 1, eff. November 1, 2008 ([superseded document available](#)); Amended by Laws 2011, SB 742, c. 187, § 1 ([superseded document available](#)); Amended by Laws 2013, HB 1092, c. 238, § 1, emerg. eff. July 1, 2013 ([superseded document available](#)); Amended by Laws 2013, HB 1098, c. 239, § 1, eff. November 1, 2013 (repealed by Laws 2014, SB 2122, c. 4, § 10, emerg. eff. April 2, 2014) ([superseded document available](#)); Amended by Laws 2014, SB 2122, c. 4, § 9, emerg. eff. April 2, 2014 ([superseded document available](#)); Amended by Laws 2019, HB 1332, c. 101, § 1, eff. November 1, 2019; Amended by Laws 2019, SB 337, c. 315, § 2, eff. November 1, 2019 ([superseded document available](#)); Amended by Laws 2021, HB 2382, c. 328, § 2, emerg. eff. April 28, 2021 ([superseded document available](#)).

Oklahoma Statutes Citationized
Title 47. Motor Vehicles
Chapter 1- Definitions of Words and Phrases
Section 1-171.1 - Street-legal Utility Vehicle
Cite as 47 O.S. § 1-171.1 (OSCN 2023)

A. A "street-legal utility vehicle" is any motor vehicle having:

1. A bench seat or side-by-side seat for the use of each rider;
2. Four wheels in contact with the ground, but excluding a tractor;
3. A combustion engine with a piston or rotor displacement of four hundred cubic centimeters (400 cc) or greater and capable of maintaining speeds of forty-five (45) miles per hour or greater;
4. For each occupant, safety belts or safety shoulder harnesses which shall be of a type and shall be installed pursuant to 49 C.F.R., Section 571.208 et seq.; and
5. All equipment required by the provisions of Sections 12-201 through 12-232 of Title 47 of the Oklahoma Statutes, with respect to equipment on vehicles.

B. A street-legal utility vehicle operated on the streets and highways of this state shall be registered as a motor vehicle.

C. The operator of a street-legal utility vehicle shall not be required to have an "M" endorsement on the Class D license pursuant to Section 6-110.1 of Title 47 of the Oklahoma Statutes. The operator shall be at least sixteen (16) years of age and hold a valid Oklahoma driver license.

Historical Data

Laws 2021, HB 2382, c. 328, § 1, emerg. eff. April 28, 2021.

- A. In order to qualify for any exemption authorized by [Section 1358](#) of this title, at the time of sale, the person to whom the sale is made shall be required to furnish the vendor proof of eligibility for the exemption as required by this section.
- B. All vendors shall honor the proof of eligibility for sales tax exemption as authorized by this section and sales to a person providing such proof shall be exempt from the tax levied by this article, [Section 1350](#) et seq. of this title.
- C. The agricultural exemption permit, the size and design of which shall be prescribed by the Oklahoma Tax Commission, shall constitute proof of eligibility for sales tax exemptions authorized by [Section 1358](#) of this title. The permit shall be obtained by listing personal property used in farming or ranching by the person with the county assessor each year as provided by law. If the assessor determines that the personal property is correctly listed and assessed for ad valorem taxation and the county treasurer certifies whether the person has delinquent accounts appearing on the personal property tax lien docket in the county treasurer's office, the assessor shall certify the assessment upon a form prescribed by the Oklahoma Tax Commission. One copy shall be retained by the assessor, one copy shall be forwarded to the Oklahoma Tax Commission and one copy shall be given to the person listing the personal property. Upon verification that the applicant qualifies for the exemptions authorized by [Section 1358](#) of this title and that the applicant has no delinquent accounts appearing on the personal property tax lien docket in the office of the county treasurer, a permit shall be issued as prescribed by this section. The permit shall be renewable every three (3) years in the manner provided by this section.
- D. A person who does not otherwise qualify for a permit pursuant to subsection C of this section, except as provided in subsection E of this section, shall file with the Oklahoma Tax Commission an application for an agricultural exemption permit constituting proof of eligibility for the sales tax exemptions authorized by [Section 1358](#) of this title, setting forth such information as the Tax Commission may require. The application shall be certified by the applicant that the applicant is engaged in custom farming operations or in the business of farming or ranching. If the applicant is a corporation, the application shall be certified by a legally constituted officer thereof.
- The Oklahoma Tax Commission shall accept any of the following as proof of eligibility for the exemptions authorized by this section or pursuant to [Section 1358](#) of this title.
1. A copy of IRS Schedule F, a copy of IRS form 1065 or a copy of IRS form 4835, or any equivalent form prescribed by the Internal Revenue Service, with respect to a federal income tax return;
 2. A one-page business description form provided by the Oklahoma Tax Commission;
 3. Farm Service Agency form 156EZ; or
 4. Other documents at the discretion of the Oklahoma Tax Commission that verify active agriculture production.
- E. Except as provided in this subsection, for a person who is a resident of another state and who is engaged in custom farming operations in this state, the person shall provide the vendor proof of residency, the name, address and telephone number of the person engaging the custom farmer and certification on the face of the invoice, under the penalty of perjury, that the property purchased shall be used in agricultural production as proof of eligibility for the sales tax exemption authorized by [Section 1358](#) of this title. Any person who is a resident of another state and who is engaged in custom farming operations in this state and who owns property in this state, shall obtain proof of eligibility as provided in subsection C or D of this section.
- F. If an agricultural exemption permit holder purchases tangible personal property from a vendor on a regular basis, the permit holder may furnish the vendor proof of eligibility as provided in subsections C and D of this section and the vendor may subsequently make sales of tangible personal property to the permit holder without requiring proof of eligibility for each subsequent sale. Provided, the permit holder shall notify the vendor of all purchases which are not exempt from sales tax under the provisions of [Section 1358](#) of this title and remit the applicable amount of tax thereon. If the permit holder fails to notify the vendor of purchases not exempt from sales tax, then sufficient grounds shall exist for the Oklahoma Tax Commission to cancel the agricultural exemption permit of the permit holder who so failed to notify the vendor.
- G. If an out-of-state agricultural exemption permit holder purchases tangible personal property from a vendor within this state who is not in the business of shipping the tangible personal property purchased, then the out-of-state agricultural exemption permit holder is responsible for providing an export bill of lading or other documentation to the vendor from whom the tangible personal property was purchased showing that the point of delivery of such goods for use and consumption is outside this state.
- H. A purchaser who uses an agricultural exemption permit or provides proof of eligibility pursuant to subsection E of this section to purchase, exempt from sales tax, items not authorized for exemption under [Section 1358](#) of this title shall be subject to a penalty in the amount of Five Hundred Dollars (\$500.00).

Historical Data

Laws 1988, HB 1804, c. 146, § 3, emerg. eff. November 1, 1988; Amended by Laws 1992, HB 2397, c. 70, § 2, eff. July 1, 1993; Amended by Laws 1995, SB 629, c. 182, § 1, eff. November 1, 1995; Amended by Laws 1997, HB 1807, c. 294, § 17, emerg. eff. July 1, 1997 ([superseded document available](#)); Amended by Laws 1998, HB 2622, c. 300, § 2, eff. November 1, 1998 ([superseded document available](#)); Amended by Laws 1998, SB 1114, c. 403, § 3, emerg. eff. June 10, 1998 ([superseded document available](#)); Amended by Laws 1999, HB 1845, c. 1, § 20, emerg. eff. February 24, 1999 ([superseded document available](#)); Amended by Laws 2007, SB 806, c. 353, § 6, eff. November 1, 2007 ([superseded document available](#)); Amended by Laws 2021, SB 422, c. 567, § 1, emerg. eff. July 1, 2021 ([superseded document available](#)).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 74 - Oklahoma Vehicle License And Registration Act

Section 1115 - Certain Vehicles to be Annually Registered - Schedule - Fees - Penalties

This Statute Will Go Into Effect
On: 11/01/2023
See Historical Data for Current Version

Cite as: 47 O.S. § 1115 (OSCN 2023)

A. Unless provided otherwise by statute, the following vehicles shall be registered annually: manufactured homes, vehicles registered with a permanent nonexpiring license plate pursuant to [Section 1113](#) of this title, and commercial vehicles registered pursuant to the installment plan provided in subsection H of [Section 1133](#) of this title. The following schedule shall apply for such vehicle purchased in this state or brought into this state by residents of this state:

1. Between January 1 and March 31, the payment of the full annual fee shall be required;
2. Between April 1 and June 30, the payment of three-fourths (3/4) the annual fee shall be required;
3. Between July 1 and September 30, the payment of one-half (1/2) the annual fee shall be required; and
4. Between October 1 and November 30, one-fourth (1/4) the annual fee shall be required.

License plates or decals for each year shall be made available on December 1 of each preceding year for such vehicles. Any person who purchases such vehicle or manufactured home between December 1 and December 31 of any year shall register it within thirty (30) days from date of purchase and obtain a license plate or Manufactured Home License Registration Decal, as appropriate, for the following calendar year upon payment of the full annual fee. Unless provided otherwise by statute, all annual license, registration and other fees for such vehicles shall be due and payable on January 1 of each year and if not paid by February 1 shall be deemed delinquent.

B. 1. All vehicles, other than those required to be registered pursuant to the provisions of subsection A of this section, shall be registered on a staggered system of registration and licensing on a monthly series basis to distribute the work of registering such vehicles as uniformly and expeditiously as practicable throughout the calendar year unless otherwise provided in this section. After the end of the month following the expiration date, the license and registration fees for the new registration period shall become delinquent. At the time of registration or renewal, the owner of the vehicle may choose either an annual or a biennial registration of the vehicle.

2. All fleet vehicles registered pursuant to new applications approved pursuant to the provisions of [Section 1120](#) of this title shall be registered on a staggered system monthly basis.

3. Applicants seeking to establish Oklahoma as the base jurisdiction for registering apportioned fleet vehicles shall have a one-time option of registering for a period of not less than six (6) months nor greater than eighteen (18) months. Subsequent renewals for these registrants will be for twelve (12) months, expiring on the last day of the month chosen by the registrant under the one-time option as provided herein. In addition, registrants with multiple fleets may designate a different registration month of expiration for each fleet.

As used in this section, "fleet" shall have the same meaning as set forth in the International Registration Plan.

4. Effective January 1, 2004, all motorcycles and mopeds shall be registered on a staggered system of registration. Service Oklahoma shall notify in writing, prior to December 1, 2003, all owners of motorcycles or mopeds registered as of such date, who shall have a one-time option of registering for a period of not less than three (3) months nor greater than fifteen (15) months. Subsequent renewals for these registrants will be for twelve (12) months, expiring on the last day of the month chosen by the registrant under the one-time option as provided herein. All motorcycles and mopeds registered pursuant to new applications received on or after December 1, 2003, shall also be registered pursuant to the provisions of this paragraph.

5. Any three or more commercial vehicles owned by the same person and previously registered in this state may be registered at the same time regardless of the month or months in which they were previously registered. The month in which the commercial vehicles are newly registered shall be the month in which their registration is renewed annually. If a commercial vehicle is registered pursuant to this paragraph in the same calendar year in which it was previously registered, license and registration fees shall be prorated to account for the difference between the previous renewal month and the new renewal month and those fees shall be due at the time of registration pursuant to this paragraph.

C. The following penalties shall apply for delinquent registration fees:

1. For fleet vehicles required to be registered pursuant to the provisions of [Section 1120](#) of this title for which a properly completed application for registration has not been received by the Corporation Commission by the last day of the month following the registration expiration date, a penalty of thirty percent (30%) of the Oklahoma portion of the annual registration fee, or Two Hundred Dollars (\$200.00), whichever is greater, shall be assessed. The license and registration cards issued by the Corporation Commission for each fleet vehicle shall be valid until two (2) months after the registration expiration date;

2. For commercial vehicles registered under the provisions of subsection B of this section, except those vehicles registered pursuant to [Section 1133.1](#) of this title, a penalty shall be assessed after the last day of the month following the registration expiration date. A penalty of twenty-five cents (\$0.25) per day shall be added to the license fee of such vehicle and shall accrue for one (1) month. Thereafter, the penalty shall be thirty percent (30%) of the annual registration fee, or Two Hundred Dollars (\$200.00), whichever is greater;

3. For new or used manufactured homes, not registered within thirty (30) days from date of purchase or date such manufactured home was brought into this state, a penalty equal to the registration fee shall be assessed; or

4. For all vehicles a penalty shall be assessed after the last day of the month following the expiration date and no penalty shall be waived by Service Oklahoma or any licensed operator except as provided for in subsection H of [Section 1133](#), subsection C of [Section 1127](#) of this title, or when the vehicle was stolen as certified by a police report or other documentation as required by Service Oklahoma. A penalty of One Dollar (\$1.00) per day shall be added to the license fee of such vehicle, provided that the penalty shall not exceed One Hundred Dollars (\$100.00). Of each dollar penalty collected pursuant to this subsection:

- a. twenty-one cents (\$0.21) shall be apportioned as provided in [Section 1104](#) of this title,
- b. twenty-one cents (\$0.21) shall be retained by the licensed operator, and
- c. fifty-eight cents (\$0.58) shall be deposited in the General Revenue Fund.

D. In addition to all other penalties provided in the Oklahoma Vehicle License and Registration Act, the following penalties shall be imposed and collected by any Enforcement Officer of the Corporation Commission upon finding any commercial vehicle being operated in violation of the provisions of the Oklahoma Vehicle License and Registration Act.

The penalties shall apply to any commercial vehicle found to be operating in violation of the following provisions:

1. A penalty of not less than Fifty Dollars (\$50.00) shall be imposed upon any person found to be operating a commercial vehicle sixty (60) days after the end of the month in which the license plate or registration credentials expire without the current year license plate or registration credential displayed. Such penalty shall not exceed the amount established by the Corporation Commission pursuant to the provisions of subsection A of [Section 1167](#) of this title. Revenue from such penalties shall be apportioned as provided in [Section 1167](#) of this title;

2. A penalty of not less than Fifty Dollars (\$50.00) shall be imposed for any person operating a commercial vehicle subject to the provisions of [Section 1120](#) or [Section 1133](#) of this title without the proper display of, or, carrying in such commercial vehicle, the identification credentials issued by the Corporation Commission as evidence of payment of the fee or tax as provided in [Section 1120](#) or [Section 1133](#) of this title. Such penalty shall not exceed the amount established by the Corporation Commission pursuant to the provisions of subsection A of [Section 1167](#) of this title. Revenue from such penalties shall be apportioned as provided in [Section 1167](#) of this title; and

3. A penalty of not less than One Hundred Dollars (\$100.00) shall be imposed for any person that fails to register any commercial vehicle subject to the Oklahoma Vehicle License and Registration Act. Such penalty shall not exceed the amount established by the Corporation Commission pursuant to the provisions of subsection A of [Section 1167](#) of this title. Revenue from such penalties shall be apportioned as provided in [Section 1167](#) of this title.

E. Service Oklahoma, or the Corporation Commission with respect to vehicles registered under [Section 1120](#) or [Section 1133](#) of this title, shall assess the registration fees and penalties for the year or years a vehicle was not registered. For vehicles not registered for two (2) or more years, the registration fees and penalties shall be due only for the current year and one (1) previous year.

F. In addition to any other penalty prescribed by law, there shall be a penalty of not less than Twenty Dollars (\$20.00) upon a finding by an enforcement officer that:

1. The registration of a vehicle registered pursuant to [Section 1132](#) of this title is expired and it is sixty (60) or more days after the end of the month of expiration; or
2. The registration fees for a vehicle that is subject to the registration fees pursuant to [Section 1132](#) of this title have not been paid.

Such penalty shall not exceed the amount established by the Corporation Commission pursuant to the provisions of subsection A of [Section 1167](#) of this title. Revenue from such penalties shall be apportioned as provided in [Section 1167](#) of this title.

G. If a vehicle is donated to a nonprofit charitable organization, the nonprofit charitable organization shall be exempt from paying any current or past due registration fees, excise tax, transfer fees, and penalties and interest. However, after the donation, if it person donating the vehicle, or someone on behalf of such person, purchases the same vehicle back from the nonprofit charitable organization to which the vehicle was donated, such person shall be liable for all current and past-due registration fees, excise tax, title or transfer fees, and penalties and interest on such vehicle.

H. Service Oklahoma shall promulgate rules and any necessary procedures to establish an option for a biennial registration for vehicles registered pursuant to paragraph 1 of subsection B of this section.

1. Regardless of whether the vehicle owner elects annual or biennial registration, the vehicle is still subject to all fees, fines, and penalties provided in the Oklahoma Vehicle License and Registration Act.

2. For vehicle owners who elect biennial registration, the annual registration fee shall be twice the annual registration fee provided in the Oklahoma Vehicle License and Registration Act.

3. When processing biennial registrations, licensed operators shall be entitled to retain twice the amounts provided in paragraphs 1 and 2 of subsection A of [Section 1141.1](#) of this title and twice the amount provided in paragraph 14 of subsection A of [Section 1141.1](#) of this title for processing insurance verification information.

A. A "motorized scooter" is any vehicle having:

1. Not more than three wheels in contact with the ground;
2. Handlebars and a foot support or seat for the use of the operator; and
3. A power source that is capable of propelling the vehicle at a maximum design speed of not more than thirty-five (35) miles per hour on level ground, and:
 - a. if the power source is a combustion engine, has a piston or rotor displacement of fifty cubic centimeters (50 cc) or less regardless of the number of chambers in the power source, or
 - b. if the power source is electric, is programmed by the manufacturer not to exceed thirty-five (35) miles per hour on level ground.

Regardless of power source, local governments may set maximum speed requirements by local ordinance.

B. For purposes of this section, an electric personal assistive mobility device, as defined in [Section 1-114A](#) of this title, bicycle, electric-assisted bicycle, or motorized bicycle, as defined in [Section 1-104](#) of this title, shall not be considered a motorized scooter.

C. A motorized scooter shall not be required to be registered under the laws of this state.

1. The operator of a motorized scooter shall be at least fourteen (14) years of age unless an older age is required by local ordinance.
2. The operator of a motorized scooter shall not be required to possess a driver license unless required by local ordinance.
3. The operator of a motorized scooter shall not be required to comply with the vehicle insurance or financial responsibility laws of this state unless required by local ordinance, and shall observe all applicable traffic safety regulations when driving on a public roadway as required by statute and local ordinances.

D. Municipalities shall have authority to regulate the usage of motorized scooters on all public roadways, trails, sidewalks, and other public spaces, and to determine appropriate locations for use.

Historical Data

Laws 2003, SB 633, c. 411, § 5, eff. November 1, 2003; Amended by Laws 2004, HB 2637, c. 521, § 2, eff. November 1, 2004 ([superseded document available](#)); Amended by Laws 2022, SB 1430, c. 313, § 1, eff. November 1, 2022 ([superseded document available](#)).

Oklahoma Statutes Citationized

Title 47. Motor Vehicles

Chapter 1- Definitions of Words and Phrases

Section 1-134 - Motor Vehicle

Cite as 47 O.S. § 1-134 (OSCN 2023)

A. A motor vehicle is:





1. Any vehicle which is self-propelled; or
2. Any vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

B. As used in this title, the term "motor vehicle" shall not include:

1. Implements of husbandry, as defined in [Section 1-126](#) of this title;
2. Electric personal assistive mobility devices as defined in [Section 1-114A](#) of this title;
3. Motorized wheelchairs, as defined in [Section 1-136.3](#) of this title;
4. Vehicles moved solely by human or animal power; or
5. Electric-assisted bicycles as defined in [Section 1-104](#) of this title.

Historical Data

Laws 1961, HB 556, p. 318, § 1-134, eff. September 1, 1961; Amended by Laws 1978, SB 521, c. 304, § 1; Amended by Laws 1981, HB 1039, c. 103, § 1, eff. October 1, 1981; Amended by Laws 2002, SB 1473, c. 58, § 2, emerg. eff. April 11, 2002 ([superseded document available](#)); Amended by Laws 2003, SB 633, c. 411, § 6, eff. November 1, 2003 ([superseded document available](#)); Amended by Laws 2005, HB 1246, c. 50, § 2, eff. November 1, 2005 ([superseded document available](#)); Amended by Laws 2019, HB 1265, c. 43, § 2, eff. November 1, 2019 ([superseded document available](#)).

 **Oklahoma Statutes Citationized**
 **Title 47. Motor Vehicles**
 **Chapter 1- Definitions of Words and Phrases**
 **Section 1-134.1 - Low-Speed Electrical Vehicle**

Cite as O.S. §. ____

"Low-speed electrical vehicle" means any four-wheeled electrical vehicle that is powered by an electric motor that draws current from rechargeable storage batteries or other sources of electrical current and whose top speed is greater than twenty (20) mile per hour but not greater than twenty-five (25) miles per hour and is manufactured in compliance with the National Highway Traffic Safety Administration standards for low-speed vehicles in 49 C.F.R. 571.500.

Historical Data:

Laws 2001, HB 1681, c. 243, § 1, eff. November 1, 2001.

This Statute Will Go Into Effect
On: 11/01/2023
See Historical Data for Current Version

Cite as: 47 O.S. § 1-133.2 (OSCN 2023)

Moped.

A "moped" is any motor-driven cycle with an electric or internal combustion motor which produces not to exceed two brake horsepower and which is not capable of propelling the vehicle at a speed in excess of thirty-five (35) miles per hour on level ground. If an internal combustion engine is used, the displacement shall not exceed fifty cubic centimeters (50 cc), and the moped shall have a power drive system that functions directly or automatically without clutching or shifting by the operator after the drive system is engaged. If the power source is an electric motor, the motor shall not exceed seven hundred fifty (750) watts.

Historical Data

Laws 2003, SB 633, c. 411, § 4, November 1, 2003; Amended by Laws 2019, SB 337, c. 315, § 1, eff. November 1, 2019 ([superseded document available](#)); Amended by Laws 2023, HB 2133, c. 169, § 2, eff. November 1, 2023 ([superseded document available](#)).

Statutes, codes, and regulations / Oklahoma Statutes / ...
/ REGISTRATION, FEE... / Section 1115.3 - All-...

Okla. Stat. tit. 47 § 1115.3

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Current through Laws 2023EX1, c. 52.

Section 1115.3 - All-terrain vehicles, utility vehicles, and motorcycles - Registration

A. Except as otherwise provided by this section, all-terrain vehicles, utility vehicles and motorcycles used exclusively off roads or highways shall be registered once with Service Oklahoma within thirty (30) days after purchase.

B. For all-terrain vehicles or motorcycles used exclusively off roads or highways purchased prior to July 1, 2005, registration, as otherwise required by [Section 1115](#) of this title, shall not be required, but shall be allowed at the option of the owner of the all-terrain vehicle or motorcycle used exclusively off roads or highways.

C. For utility vehicles used exclusively off roads or highways purchased prior to July 1, 2008, registration, as otherwise required by [Section 1115](#) of this title, shall not be required but shall be allowed at the option of the owner of the utility vehicle used exclusively off roads or highways.

D. All-terrain vehicles, utility vehicles or motorcycles used exclusively off roads or highways owned or purchased by a person that possesses an agricultural exemption pursuant to [Section 1358.1](#) of [Title 68](#) of the Oklahoma Statutes may be registered as provided by this section, but shall not require registration.

Previous Section

[Section 1115.2 - Preemption of orders, ordinances, or regulations of municipalities or other political subdivisions - Exceptions](#)

Next Section

[Section 1116 - \[Multiple versions\] Registration periods \(§ 1116\)](#)

Guide to the ATV and UTV Laws of Oklahoma

Written by [Brent Huntley](#) in [ATVs](#)

Continuing in our series of articles analyzing the ATV laws in every state, which stemmed from [this article](#), we are addressing the ATV laws in Oklahoma in this article. It should also be noted that, while I am an attorney, I am not your attorney and am not giving legal advice. If you have questions, you should consult a local attorney.

GUIDE TO THE ATV & UTV LAWS OF OKLAHOMA



How does Oklahoma define ATV and UTV?

Oklahoma defines an ATV or all-terrain vehicle as “a motorized vehicle manufactured and used exclusively for off-highway use which is forty-eight (48) inches or less in width, with an unladen dry weight of eight hundred (800) pounds or less, traveling on two or more low-pressure tires, having a seat designed to be straddled by the operator, and which is steered by the use of handlebars.”

To see what ATVs fit this definition, check out this guide on ATV weight and this guide on ATV dimensions.

Oklahoma refers to UTVs as Utility Vehicles and defines them as “a vehicle powered by an internal combustion engine, manufactured and used exclusively for off-highway use, equipped with seating for two or more people and a steering wheel and which travels on four or more wheels.”

Are you required to register your ATV or UTV in Oklahoma?

You are required to register your ATV or UTV with the Oklahoma Tax Commission, who will assign you a registration number and give you a certificate of registration and a decal. The decal needs to be attached to the front of your ATV or UTV in clear view. You have 30 days after purchase to register your ATV or UTV.

If you use your ATV or UTV solely for agricultural purposes, you are exempted from the registration requirements; however, you may choose to register it if you want.

Youth regulations for ATVs and UTVs in Oklahoma

The following regulations apply to youth ATV or UTV operators in Oklahoma:

- Any person under the age of 18 may not operate or be a passenger upon an ATV or UTV unless they are wearing a helmet. Check out [this recommended helmet](#) for what we think is the best combination of value and quality available.

Can you ride an ATV or UTV on the street in Oklahoma?

Generally, you may not operate an ATV on the public highways or streets of Oklahoma. However, you may operate a UTV on a public street in the following circumstances:

- the street is located within a state park;
- the street is within a municipality that has passed an ordinance permitting UTV operation;
- the street is within a county where the county commissioners have approved the use of UTV operation; or
- the street is in an unincorporated area, has a maximum speed limit of 25 m.p.h. or less and has signage posted warning drivers of golf cart or UTV usage.

You may also operate an ATV or UTV to cross the public streets and highways of Oklahoma only under the following circumstances:

- You are upon a regularly traveled trail while riding from one area of the trail to another;
- before crossing, you must come to a complete stop;
- you must yield the right-of-way to all oncoming traffic that constitutes an immediate hazard;
- You must cross the street or highway at an angle of approximately ninety (90) degrees to the direction of the street or highway;
- The highway or street may not be a divided highway or street with a posted speed limit of more than thirty-five (35) miles per hour in the area of the crossing;
- You must have a valid driver's license; and
- It is during daylight hours.

ATV Laws in Oklahoma



Where else can you ride ATVs and UTVs in Oklahoma?

The restrictions and regulations for ATV and UTV use in Oklahoma only apply to public lands. That means you are free to ride how you want on private land in Oklahoma, assuming you have the owner's permission.

You can ride ATVs and UTV on unpaved roads located within the boundaries of any property of the Forest Service of the United States Department of Agriculture.

Some popular riding areas in Oklahoma include the following locations:

- Appalachia Bay ORV Area;
- Beaver Dunes State Park;
- Big Fox Run Offroad Park;
- Big Red Offroad Park (members only);
- Boardstand Road and Old Military Road Trail;
- Camp Gruber ORV Area;
- Choctaw Nation Trail;
- Cross Bar Ranch;
- Crosstimbers ORV Park;
- GRDA/Disney OHV Park;
- Henryetta ATV Park;
- Kaw Lake ORV Area;
- Kerr Dam ORV Area;
- Lake El Reno ATV Area;
- Lake Eufaula Dam ORV Area;
- Lake Murray State Park;
- Little Sahara Dunes;
- Paden Mud Bog;
- Pine Mountain Trails;
- Quartz Mountain State Resort Park;
- Red River ATV Park;
- Redneck Off-Road Heaven;
- Robbers Cave State Park;

- Rutt-N-Strutt River Ranch;
- Scipio Recreational Trails;
- Soggy Bottom Trails;
- Stillwater 500;
- Sundog Trails;
- Texoma Mud Park;
- White Water ORV Area; and
- Woodland Hills Off-Road Park.

Other ATV and UTV regulations in Oklahoma

- It is unlawful in Oklahoma to carry a passenger on an ATV unless the ATV has been specifically designed by the manufacturer to carry passengers in addition to the operator.

Brent Huntley

Brent Huntley is the owner of ATV Man and is responsible for almost all the material on the website. He also runs photographyandtravel.com and loves to travel and ride ATVs with his family. When he isn't playing, his day job consists of owning Huntley Law.

Recent Posts

[link to What Happens if You Ride an ATV without an Air Filter](#)

What Happens if You Ride an ATV without an Air Filter

Like with any other vehicle, the air filter in an ATV is crucial. The air filter is supposed to protect the engine and is essential to its functionality. We see this important equipment not...

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[link to My New Favorite Accessory for Winter Riding](#)

My New Favorite Accessory for Winter Riding

Over the past several months, as the weather has gotten cooler, I have been testing out the Venustas Heated Vest for my cold-weather photography. I wrote all about it over at Photography &...

CONTINUE READING

ABOUT US

Hi! We are the Huntleys and have been riding ATVs since we were little and UTVs since they hit the scene many years ago. We love to go riding with our three kids all over the country. We started ATV Man to share our passion and what we have learned, as well as to help us continue to learn more, meet great people that share our love and encourage us to get out riding more!

LEGAL INFORMATION

This site is owned and operated by Huntley Law; however, nothing herein shall be construed as legal advice and in no way shall be construed to form an attorney-client relationship. It is a participant in the Amazon Services LLC Associates Program, an affiliate advertising program designed to provide a means for sites to earn advertising fees by advertising and linking to Amazon.com. This site also participates in other affiliate programs and is compensated for referring traffic and business to these companies.

An Act

ENROLLED HOUSE
BILL NO. 2378

By: Vaughan of the House

and

Simpson of the Senate

An Act relating to park model recreational vehicles; amending 47 O.S. 2011, Section 1102, as last amended by Section 1, Chapter 229, O.S.L. 2014 (47 O.S. Supp. 2015, Section 1102), which relates to Oklahoma Vehicle License and Registration Act definitions; adding definition for park model recreational vehicle; modifying definitions; amending 68 O.S. 2011, Section 2101, which relates to vehicle excise tax definitions; modifying definition; and providing an effective date.

SUBJECT: Park model recreational vehicles

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 47 O.S. 2011, Section 1102, as last amended by Section 1, Chapter 229, O.S.L. 2014 (47 O.S. Supp. 2015, Section 1102), is amended to read as follows:

Section 1102. As used in the Oklahoma Vehicle License and Registration Act:

1. "All-terrain vehicle" means a vehicle manufactured and used exclusively for off-highway use traveling on four or more non-highway tires, and being fifty (50) inches or less in width;

2. "Carrying capacity" means the carrying capacity of a vehicle as determined or declared in tons of cargo or payload by the owner; provided, that such declared capacity shall not be less than the

minimum tonnage capacity fixed, listed or advertised by the manufacturer of any vehicle;

3. "Certificate of title" means a document which is proof of legal ownership of a motor vehicle as described and provided for in Section 1105 of this title;

4. "Chips and oil" or the term "road oil and crushed rock" means, with respect to materials authorized for use in the surfacing of roads or highways in this title or in any equivalent statute pertaining to road or highway surfacing in the State of Oklahoma, any asphaltic materials. Wherever chips and oil or road oil and crushed rock are authorized for use in the surfacing of roads or highways in this state, whether by the Department of Transportation, or by the county commissioners, or other road building authority subject to the Oklahoma Vehicle License and Registration Act, asphaltic materials are also authorized for use in such surfacing and construction;

5. "Combined laden weight" means the weight of a truck or station wagon and its cargo or payload transported thereon, or the weight of a truck or truck-tractor plus the weight of any trailers or semitrailers together with the cargo or payload transported thereon;

6. "Commercial trailer" means any trailer, as defined in Section 1-180 of this title, or semitrailer, as defined in Section 1-162 of this title, when such trailer or semitrailer is used primarily for business or commercial purposes;

7. "Commercial trailer dealer" means any person, firm or corporation engaged in the business of selling any new and unused, or used, or both new and used commercial trailers;

8. "Commercial vehicle" means any vehicle over eight thousand (8,000) pounds combined laden weight used primarily for business or commercial purposes. Each motor vehicle being registered pursuant to the provisions of this section shall have the name of the commercial establishment or the words "Commercial Vehicle" permanently and prominently displayed upon the outside of the vehicle in letters not less than two (2) inches high. Such letters shall be in sharp contrast to the background and shall be of sufficient shape and color as to be readily legible during daylight hours, from a distance of fifty (50) feet while the vehicle is not in motion;

9. "Commission" or "Tax Commission" means the Oklahoma Tax Commission;

10. "Construction machinery" means machines or devices drawn as trailers which are designed and used for construction, tree trimming and waste maintenance projects, which derive no revenue from the transportation of persons or property, whose use of the highway is only incidental and which are not mounted or affixed to another vehicle; provided, construction machinery shall not include implements of husbandry as defined in Section 1-125 of this title;

11. "Dealer" means any person, firm, association, corporation or trust who sells, solicits or advertises the sale of new and unused motor vehicles and holds a bona fide contract or franchise in effect with a manufacturer or distributor of a particular make of new or unused motor vehicle or vehicles for the sale of same;

12. "Mini-truck" means a foreign-manufactured import or domestic-manufactured vehicle powered by an internal combustion engine with a piston or rotor displacement of one thousand cubic centimeters (1,000 cu cm) or less, which is sixty-seven (67) inches or less in width, with an unladen dry weight of three thousand four hundred (3,400) pounds or less, traveling on four or more tires, having a top speed of approximately fifty-five (55) miles per hour, equipped with a bed or compartment for hauling, and having an enclosed passenger cab;

13. "Interstate commerce" means any commerce moving between any place in a state and any place in another state or between places in the same state through another state;

14. "Laden weight" means the combined weight of a vehicle when fully equipped for use and the cargo or payload transported thereon; provided, that in no event shall the laden weight be less than the unladen weight of the vehicle fully equipped for use, plus the manufacturer's rated carrying capacity;

15. "Local authorities" means every county, municipality or local board or body having authority to adopt police regulations under the Constitution and laws of this state;

16. "Low-speed electrical vehicle" means any four-wheeled electrical vehicle that is powered by an electric motor that draws current from rechargeable storage batteries or other sources of

electrical current and whose top speed is greater than twenty (20) miles per hour but not greater than twenty-five (25) miles per hour and is manufactured in compliance with the National Highway Traffic Safety Administration standards for low-speed vehicles in 49 C.F.R. 571.500;

17. "Manufactured home" means a residential dwelling built in accordance with the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and rules promulgated pursuant thereto and the rules promulgated by the Oklahoma Used Motor Vehicle and Parts Commission pursuant to Section 582 of this title. Manufactured home shall not mean a park model recreational vehicle as defined in this section;

18. "Manufactured home dealer" means any person, firm or corporation engaged in the business of selling any new and unused, or used, or both new and used manufactured homes. Such information and a valid franchise letter as proof of authorization to sell any such new manufactured home product line or lines shall be attached to the application for a dealer license to sell manufactured homes. "Manufactured home dealer" shall not include any person, firm or corporation who sells or contracts for the sale of the dealer's own personally titled manufactured home or homes. No person, firm or corporation shall be considered a manufactured home dealer as to any manufactured home purchased or acquired by such person, firm or corporation for purposes other than resale; provided, that the restriction set forth in this sentence shall not prevent an otherwise qualified person, firm or corporation from utilizing a single manufactured home as a sales office;

19. "Medium-speed electrical vehicle" means any self-propelled, electrically powered four-wheeled motor vehicle, equipped with a roll cage or crush-proof body design, whose speed attainable in one (1) mile is more than thirty (30) miles per hour but not greater than thirty-five (35) miles per hour;

20. "Motor license agent" means any person appointed, designated or authorized by the Oklahoma Tax Commission to collect the fees and to enforce the provisions provided for in the Oklahoma Vehicle License and Registration Act;

21. "New vehicle" or "unused vehicle" means a vehicle which has been in the possession of the manufacturer, distributor or wholesaler or has been sold only by the manufacturer, distributor or wholesaler to a dealer;

22. "Nonresident" means any person who is not a resident of this state;

23. "Off-road motorcycle" means any motorcycle, as defined in Section 1-135 of this title, when such motorcycle has been manufactured for and used exclusively off roads, highways and any other paved surfaces;

24. "Owner" means any person owning, operating or possessing any vehicle herein defined;

25. "Park model recreational vehicle" means a vehicle that is:

- a. designed and marketed as temporary living quarters for camping, recreational, seasonal or travel use,
- b. not permanently affixed to real property for use as a permanent dwelling,
- c. built on a single chassis mounted on wheels with a gross trailer area not exceeding four hundred (400) square feet in the setup mode, and
- d. certified by the manufacturer as complying with standard A119.5 of the American National Standards Institute, Inc.;

26. "Person" means any individual, copartner, joint venture, association, corporation, limited liability company, estate, trust, business trust, syndicate, the State of Oklahoma, or any county, city, municipality, school district or other political subdivision thereof, or any group or combination acting as a unit, or any receiver appointed by the state or federal court;

~~26.~~ 27. "Rebodied vehicle" means a vehicle:

- a. which has been assembled using a new body or new major component which is of the identical type as the original vehicle and is licensed by the manufacturer of the original vehicle and other original, new or reconditioned parts. For purposes of this paragraph, "new body or new major component" means a new body, cab, frame, front end clip or rear end clip,

- b. which is not a salvage, rebuilt, or junked vehicle as defined by paragraph 1, 2, or 6 of subsection A of Section 1105 of this title, and
- c. for which the Tax Commission has assigned or will assign a new identifying number;

~~27.~~ 28. "Recreational off-highway vehicle" means a vehicle manufactured and used exclusively for off-highway use, traveling on four or more non-highway tires, and being sixty-five (65) inches or less in width;

~~28.~~ 29. "Recreational vehicle" means every vehicle which is built on or permanently attached to a self-propelled motor chassis or chassis cab which becomes an integral part of the completed vehicle and is capable of being operated on the highways. In order to qualify as a recreational vehicle pursuant to this paragraph such vehicle shall be permanently constructed and equipped for human habitation, having its own sleeping and kitchen facilities, including permanently affixed cooking facilities, water tanks and holding tank with permanent toilet facilities. Recreational vehicle shall not include manufactured homes or any vehicle with portable sleeping, toilet and kitchen facilities which are designed to be removed from such vehicle. Recreational vehicle shall include park model recreational vehicles as defined in this section;

~~29.~~ 30. "Remanufactured vehicle" means a vehicle which has been assembled by a vehicle remanufacturer using a new body and which may include original, reconditioned, or remanufactured parts, and which is not a salvage, rebuilt, or junked vehicle as defined by paragraphs 1, 2, and 6, respectively, of subsection A of Section 1105 of this title;

~~30.~~ 31. "Rental trailer" means all small or utility trailers or semitrailers constructed and suitable for towing by a passenger automobile and designed only for carrying property, when the trailers or semitrailers are owned by, or are in the possession of, any person engaged in renting or leasing such trailers or semitrailers for intrastate or interstate use or combined intrastate and interstate use;

~~31.~~ 32. "Special mobilized machinery" means special purpose machines or devices, either self-propelled or drawn as trailers or semitrailers, which derive no revenue from the transportation of persons or property, whose use of the highway is only incidental,

and whose useful revenue producing service is performed at destinations in an area away from the traveled surface of an established open highway;

~~32.~~ 33. "State" means the State of Oklahoma;

~~33.~~ 34. "Station wagon" means any passenger vehicle which does not have a separate luggage compartment or trunk and which does not have open beds, and has one or more rear seats readily lifted out or folded, whether same is called a station wagon or ranch wagon;

~~34.~~ 35. "Travel trailer" means any vehicular portable structure built on a chassis, used as a temporary dwelling for travel, recreational or vacation use, and, when factory-equipped for the road, it shall have a body width not exceeding eight (8) feet and an overall length not exceeding forty (40) feet, including the hitch or coupling;

~~35.~~ 36. "Travel trailer dealer" means any person, firm or corporation engaged in the business of selling any new and unused, or used, or both new and used travel trailers. Such information and a valid franchise letter as proof of authorization to sell any such new travel trailer product line or lines shall be attached to the application for a dealer license to sell travel trailers. "Travel trailer dealer" shall not include any person, firm or corporation who sells or contracts for the sale of his or her own personally titled travel trailer or trailers. No person, firm or corporation shall be considered as a travel trailer dealer as to any travel trailer purchased or acquired by such person, firm or corporation for purposes other than resale;

~~36.~~ 37. "Used motor vehicle dealer" means "used motor vehicle dealer" as defined in Section 581 of this title;

~~37.~~ 38. "Used vehicle" means any vehicle which has been sold, bargained, exchanged or given away, or used to the extent that it has become what is commonly known, and generally recognized, as a "secondhand" vehicle. This shall also include any vehicle other than a remanufactured vehicle, regardless of age, owned by any person who is not a dealer;

~~38.~~ 39. "Utility vehicle" means a vehicle powered by an internal combustion engine, manufactured and used exclusively for off-highway use, equipped with seating for two or more people and a steering wheel, traveling on four or more wheels;

~~39.~~ 40. "Vehicle" means any type of conveyance or device in, upon or by which a person or property is or may be transported from one location to another upon the avenues of public access within the state. "Vehicle" does not include bicycles, trailers except travel trailers and rental trailers, or implements of husbandry as defined in Section 1-125 of this title. All implements of husbandry used as conveyances shall be required to display the owner's driver license number or license plate number of any vehicle owned by the owner of the implement of husbandry on the rear of the implement in numbers not less than two (2) inches in height. The use of the owner's Social Security number on the rear of the implement of husbandry shall not be required; and

~~40.~~ 41. "Vehicle remanufacturer" means a commercial entity which assembles remanufactured vehicles.

SECTION 2. AMENDATORY 68 O.S. 2011, Section 2101, is amended to read as follows:

Section 2101. For the purpose of this article:

1. The term "motor vehicle" means and includes every automobile, truck, truck-tractor, all-terrain vehicle, utility vehicle or any motor bus or any self-propelled vehicle not operated or driven upon fixed rails or tracks or in the air or on water;

2. The term "vehicle" means and includes every device in, upon, or by which any person or property is, or may be, transported or drawn, excepting devices moved by human or animal power, when not used upon fixed rails or tracks, or in the air or on water;

3. The term "low-speed electrical vehicle" means and includes any four-wheeled electrical vehicle that is powered by an electric motor that draws current from rechargeable storage batteries or other sources of electrical current and whose top speed is greater than twenty (20) miles per hour but not greater than twenty-five (25) miles per hour and is manufactured in compliance with the National Highway Traffic Safety Administration standards for low-speed vehicles in 49 C.F.R. 571.500;

4. The term "automobile" means and includes every motor vehicle constructed and used solely for the transportation of persons for purposes other than for hire or compensation;

5. The term "motorcycle" means and includes every motor vehicle designed to travel on not more than three wheels other than an all-terrain vehicle;

6. The term "truck" means and includes every motor vehicle constructed or used for the transportation of property not falling within the definition of truck-tractor, trailer or semitrailer, as herein defined;

7. The term "truck-tractor" means and includes every motor vehicle of the truck type designed to draw or support the front end of a semitrailer;

8. The term "trailer" means and includes any vehicle designed to be drawn by a truck, tractor or a truck-tractor, but supported upon its own wheels;

9. The term "semitrailer" means and includes any vehicle designed to be attached to, and having its front end supported by a truck, tractor, or truck-tractor;

10. The term "motor bus" means and includes every motor vehicle constructed so as to carry persons, and which is used or rented to carry persons for compensation;

11. The term "manufactured home" means a residential dwelling built in accordance with the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C., Section 5401 et seq., and rules promulgated pursuant thereto and the rules promulgated by the Oklahoma Used Motor Vehicle and Parts Commission pursuant to Section 582 of Title 47 of the Oklahoma Statutes. Manufactured home shall not mean a park model recreational vehicle as defined in Section 1102 of Title 47 of the Oklahoma Statutes;

12. The term "farm tractor" means and includes any vehicle of tractor type owned and operated by the purchaser and used exclusively for agricultural purposes;

13. The term "all-terrain vehicle" means and includes every vehicle defined as an all-terrain vehicle in Section 1102 of Title 47 of the Oklahoma Statutes;

14. The terms "legal ownership" and "legally owned" mean the right to possession, whether acquired by purchase, barter, exchange, assignment, gift, operation of law, or in any other manner;

15. The term "person" means and includes natural persons, individuals, partnerships, firms, associations, limited liability companies, corporations, estates, trustees, business trusts, syndicates, this state, any county, city, municipality, school district or other political subdivision of the state, or any corporation or combination acting as a unit or any receiver appointed by any state or federal court; and the use of the singular number shall include the plural number;

16. The term "Tax Commission" means the Oklahoma Tax Commission;

17. The term "utility vehicle" means every vehicle defined as a utility vehicle in Section 1102 of Title 47 of the Oklahoma Statutes; and

18. The term "medium-speed electrical vehicle" means any self-propelled, electrically powered four-wheeled motor vehicle, equipped with a roll cage or crush-proof body design, whose speed attainable in one (1) mile is more than thirty (30) miles per hour but not greater than thirty-five (35) miles per hour.

SECTION 3. This act shall become effective November 1, 2016.

Passed the House of Representatives the 2nd day of March, 2016.

Presiding Officer of the House
of Representatives

Passed the Senate the 7th day of April, 2016.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.

By: _____

10.40 ALL-TERRAIN/UTILITY TERRAIN VEHICLES USE & OPERATION

- (1) State Laws Adopted. The statutory provisions of Wis. Stat. Sec. 23.33 and Wis. Stat. Chaps. 340 to 348 establishing definitions and regulations with respect to ATVs and UTVs and Wis. Admin Code Chap. NR 64 are adopted by reference. Unless otherwise specifically provided here, any act required to be performed or prohibited by any statute or administrative code provision incorporated herein is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the Wisconsin Statutes or Wisconsin Administrative Code incorporated herein are made a part of this ordinance in order to provide uniform statewide regulation of ATVs and UTVs.
- (2) Designation of ATV and UTV Routes.
- (a) No person shall operate an ATV or UTV on any City street, alley, park or parking lot, on any public lands or parking lots held open to the public, or on any land within the City except as provided below.
- (b) All streets in the City are designated ATV/UTV routes except the following: none.
- (c) Pursuant to Wis. Stat. Sec. 23.33(11)(am)(4), ATVs/UTVs are authorized to operate on the following highways where the speed limits are 35 MPH or less:
1. STH 13 between Wisconsin Dells Parkway and Trout Road/CR H.
 2. USH 12/STH 23 (Wisconsin Dells Parkway) between City limit and Broadway.
 3. USH 12/STH 23/USH 16 (Broadway) between Wisconsin Dells Parkway and STH 13/USH 16.
 4. STH 13/STH 23/USH 16 (Broadway) between Wisconsin Dells Parkway and STH 13/USH 16.
- (d) ATV's/UTV's may not be operated on the following highways until designated by the Wisconsin Department of Transportation. Such designation shall be acknowledged by a Common Council Resolution and the ATV/UTV speed limit on such highways shall be 35 mph:
1. USH 12/USH 16 (Wisconsin Dells Parkway) North of Broadway.
 2. STH 13 North of Broadway.
 3. USH 16 South of Broadway.
 4. STH 23 East of STH 13/USH 16/STH 23 intersection.
- (e) The City reserves the right to close or modify ATV and UTV routes at any time.
- (f) All ATV and UTV routes shall be signed in accordance with Wis. Admin. Code Sec. NR 64.12. The City shall maintain all route signs within the City, including without limitation, on federal, state and county trunk highways within the City.

- (3) **Conditions and Restrictions on Operation.** In addition to the provisions contained in Wis. Stat. Sec. 23.33 and Wis. Stat. Chaps. 340 to 348 , and as a condition for the use of ATV and UTV routes designated and authorized herein, the following conditions and restrictions shall apply to all ATV and UTV operators and passengers, as applicable:
- (a) All ATV and UTV units shall be registered for public use in accordance with Wisconsin Department of Natural Resources ("DNR") regulations, and proof of registration shall be displayed as required by statute during all times of operation.
 - (b) All ATV and UTV operators shall observe all applicable rules of the road governing motorized vehicles operating on municipal streets in accordance with Wis. Stat. Sec. 23.33 and Wis. Stat. Chap. 346.
 - (c) No person shall operate an ATV or UTV within the City from 9:00 p.m. to 6:00 a.m., except as permitted in Wis. Stat. Sec. 23.33(4)(f), or as otherwise authorized in writing by the City or its designee on a temporary basis.
 - (d) No ATV or UTV shall be operated at a speed greater than the posted speed limit, except that no ATV or UTV shall be operated at a speed greater than 35mph.
 - (e) All ATV and UTV operators are subject to and shall abide by applicable provisions of the Wisconsin Statutes and DNR regulations pertaining to age, safety and safety certificate requirements.
 - (f) No person shall operate an ATV or UTV on any trail or route without fully functional headlights, taillights and brake lights. All operators shall display a lighted headlight and taillight at all times while on the trail or route.
 - (g) No person shall operate an ATV or UTV on any trail or route where the vehicle does not meet state or municipal noise and exhaust restriction requirements.
 - (h) No person shall operate an ATV or UTV within any municipal park or on any sidewalk, designated bicycle or pedestrian lane, gravel shoulder, ditch or other area of any street right-of- way other than on the paved roadway, unless specifically designated and posted otherwise by the City.
 - (i) No person shall leave or allow any ATV or UTV owned or operated by that person to remain unattended on any public highway or public property while the motor is running or with the starting key left in the ignition.
 - (j) ATV and UTV operators or passengers under the age of 18 years of age shall wear protective headgear of the type required under Wis. Stat. Sec. 347.485(1)(a).
 - (k) No ATV or UTV operator or passenger shall be in possession of an open intoxicant while the ATV or UTV is in operation. No person shall operate an ATV or UTV while under the influence of an intoxicant, a restricted controlled substance, a controlled substance analog, or any combination of these elements, to a degree which renders the person incapable of safely operating the ATV or UTV.
 - (l) ATV's/UTV's may be operated on streets and public ways within City parks and within City parking lots.

(m)ATV/UTV's shall be subject to all City parking regulations and restrictions.

(4) Licensing, insurance and registration.

(a) Driver's license. Every person who operates an ATV/UTV on a segment of City road which is designated as an ATV/UTV route shall have in his or her immediate possession a valid motor vehicle operator's license and shall display the license document upon demand from any law enforcement officer or official described in Wis. Stat. Sec. 23.33(12).

(b) Insurance. Every person who operates an ATV/UTV on a segment of a City road which is designated as an ATV/UTV route, and/or every ATV/UTV operated on a segment of City road which is designated as an ATV/UTV route, shall carry liability, and/or other insurances consistent with Wisconsin state law for the operation of a motorized vehicle.

(5) Disturbing the peace, and nuisance activities.

(a) Cruising prohibited. No person shall, while operating an ATV or UTV, engage in the practice of cruising on any authorized road. Cruising is defined as running all or part of the length of a roadway multiple times, per day, back and forth, for any purpose other than departing or arriving at their residence, or place of lodging, or departing or arriving, at a public boat landing.

(b) Exhaust system/muffler modifications prohibited. No person shall operate on a City route any ATV/UTV unless such ATV/UTV is equipped with an adequate muffler in constant operation and properly maintained to prevent any excessive or unusual noise or annoying smoke.

(c) Radios or the electronic sound amplification devices. No person may operate or park, stop or leaving standing an ATV/UTV vehicle while using a radio or other electronic sound amplification device emitting sound from the vehicle that is audible under normal conditions from 75 feet or more, unless the electronic sound amplification device is being used to request assistance to warn against an unsafe condition.

(6) Enforcement. The penalty for any violation identified in Wis. Stat. Sec. 23.33(13) or Wis. Stat. Chaps. 340 through 347 shall be as provided in the Statutes. Deposit amounts for such violations shall be as set forth in the current Revised Uniform State Traffic Deposit Schedule. The penalty for any violation of this ordinance not addressed in Wis. Stat. Sec. 23.33(13) or Wis. Stat. Chaps. 340 through 347 shall be a forfeiture as set forth in the Wisconsin Dells Municipal Code, together with all applicable costs, surcharges and assessments.



2



AGENDA COMMENTARY

City Business Agenda
Item No. 2
Meeting of October 24, 2023

Item Title:	ORDINANCE PROPOSAL.
Initiators / Initiating Department:	Michael Scalf Sr. Mayor
Background:	<p>Discussion and direct the City Attorney to draft a proposed Ordinance pertaining to political signs in the public rights-of-way and/or easements.</p> <p>Enclosed are the regulations I drafted and was adopted by Ordinance by the Choctaw City Council in 2001.</p> <p>We found it easier to regulate this way than trying to constantly enforce NO political signage in the public rights-of-way and/or easements.</p> <p>The initial fee was \$300.00 and for every sign we picked up on the 11th day after the election, a total of \$3.00 was withheld and deposited into the City's General Fund.</p>
Exhibits:	Staff Report City of Choctaw Code
Financial Impact:	Cost of Publication.
Action:	<i>Discussion and direct City Staff to prepare Ordinance as directed; and bring back to the November or December meeting for further discussion, consideration and take possible action by the City Council.</i>

10-309 POLITICAL ADVERTISING ON RIGHTS-OF-WAY.

A. A political advertising sign is defined as any sign, poster or placard printed, painted, made, or designed for the purpose of furthering or advertising the candidacy of any person who is or intends to become or maybe a candidate for the election to any public office, whether such public office be in the local, state or federal government, or any subdivision thereof or concerning support or opposition to any public issue.

1. Location Allowed: Is not regulated, except for the following:
 - a. Political signs shall not be placed or otherwise affixed to any utility pole, or utility structure, or any tree or traffic control device or warning sign located in a street rights-of-way or easement.
 - b. Political signs shall not be placed on state or federal highway rights-of-way as defined under Oklahoma state law.
 - c. Political signs may be located in the street rights-of-way (an area known as parking easement – between back of curb to edge of sidewalk) or easements as long as they are placed in the ground and not on utility poles or structures, trees, or traffic control devices or warning signs; nor shall they be of such placement that they would block line-of-sight at intersection corners.
2. Duration: Allowed only thirty (30) days before and ten (10) days after election to which they pertain.
3. Bond to ensure signs are removed:
 - a. Political signs that are placed in the public rights-of-way or public easements shall only be considered in compliance when a cashier's check payable to the City has been posted in an amount as set by motion or resolution for all political signs placed in the City limits pertaining to the candidacy of an individual or individuals for public office or concerning support or opposition to any public issue. In order to have the full amount of the cashier's check released, all political signs pertaining to the candidacy or issue, shall be removed.

- b. In the event all political signs are not removed from the public rights-of way or public easements ten (10) days after the election to which they pertain, the code enforcement officer shall be permitted to impound the sign from the public rights-of-way or easements. If it is necessary for the code enforcement officer to impound a political sign in the rights-of-way or easement, the cashier's check shall be reduced by the amount set by motion or resolution per sign for each sign required to be impounded. The signs recovered may be claimed by and returned to the responsible party. If not claimed within thirty (30) days after an election, such signs shall be destroyed. The code enforcement officer shall within thirty (30) days after the election, determine if all political signs, pertaining to the candidacy or issue, that are located in the public rights-of-way or easements have been removed. The cashier's check or the amount remaining, based on the number of signs that have been impounded, may be claimed by and returned to the responsible party after thirty (30) days after the election, then said amount shall be deposited into the general fund of the city and the responsible party shall have no right to any claim or refund on the deposit. (Ord. No. 537, 1/2/01)

**POLITICAL SIGN
 Permit Application**

Office Use Only

Cash	<input type="checkbox"/>
Check	<input type="checkbox"/>
Received \$	_____
Receipt No	_____
Date:	_____

Refundable Deposit \$ 300

Permit No. _____

Candidate's Name: _____		Phone _____
Name of Campaign Committee: _____		Phone _____
Office for which Candidate is running	Address of Campaign Committee	
Name of Individual in Charge of Campaign	Mailing Address	
Daytime Phone	Date of Election	
Refund Check should be made payable and mailed to:		

A refundable deposit of \$300 is required to obtain a permit to place temporary political signs on public Right-of-Way in the City of Choctaw. This deposit serves as a guarantee that all political signs will be removed within ten days after the election for which the signs are displayed. If the signs are not removed, the \$ 300 deposit will be forfeited to the City of Choctaw to help defray the cost to the city of removing signs.

The face of any sign may not exceed four feet in height or width and eight feet in length, signs may be placed on public Right-of-Way. Signs may not be attached to fences in residential districts of the City. Any signs found to be in violation of Ordinance No. 537 of the City of Choctaw Municipal Code shall be removed by the City.

Printed Name: _____ By: _____

Date: _____

Do Not Write below This Line—Office Use Only	
Date Paid	Receipt No.
License issued	Refund issued
Employee	Remarks



3



AGENDA COMMENTARY

City Business
Agenda Item No. 3
Meeting of October 24, 2023

Item Title:	ORDINANCE.
Initiators / Initiating Department:	Robert L. Floyd City Manager
Background:	Discuss and vote on a motion to adopt an Ordinance approving the utility rates as approved by Resolution by the Board of Trustees of the Blanchard Municipal Trust Authority (BMIA).
Exhibits:	Staff Report Utility Rates
Financial Impact:	Increase in rates for water, sewer and solid waste collection/disposal and cost of publication.
Action:	<i>Discussion and vote on a motion to adopt an Ordinance approving utility rates as adopted by Resolution by the Board of Trustees of the Blanchard Municipal Improvement Authority.</i>

ORDINANCE NO. ____

AN ORDINANCE OF THE CITY OF BLANCHARD, McCLAIN COUNTY, STATE OF OKLAHOMA, RATIFYING, AFFIRMING AND APPROVING THE BLANCHARD MUNICIPAL IMPROVEMENT AUTHORITY’S RESOLUTION NO. 2023-__ BY PROVIDING FOR AN ADJUSTMENT OF UTILITY RATES, FEES AND CHARGES; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BLANCHARD, OKLAHOMA:

Section 1. The City of Blanchard hereby ratifies, affirms and approve the BMIA Resolution No. 2023-__ adjusting the water, sewer and trash rates, fees and charges.

Section 2. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict.

Section 3. SEVERABILITY PROVISION. If any Section, Subsection, Paragraph, Subparagraph, Sentence, Clause or Phrase in this Ordinance, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any Court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof.

Section 4. EMERGENCY CLAUSE. It being immediately necessary for the preservation of the public health, peace and safety of the Citizens of the City of Blanchard, Oklahoma, that an emergency be declared, **WHEREFORE**, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately upon its passage.

ADOPTED and APPROVED this 24th day of October, 2023.

ATTEST: (Seal)

Mayor

City Clerk

APPROVED as to form.

City Attorney



4



AGENDA COMMENTARY

City Business Agenda
Item No. 4
Meeting of October 24, 2023

Item Title:	EMERGENCY CLAUSE
Initiators / Initiating Department:	Robert L. Floyd City Manager
Background:	<p>The Oklahoma Supreme Court have upheld state statutes regarding the adoption of an Emergency Clause upon the adoption of an Ordinance by the municipal governing body. The Court's ruling only requires that the Ordinance itself must declare that an emergency exists in order to preserve the health, safety and welfare of the citizens of the City of Blanchard.</p> <p>The passage of such an Emergency Clause requires four (4) out of five (5) votes and must be voted upon separately from the Ordinance itself and upon adoption becomes effective on the date of publication in the local newspaper. All ordinances are required to be published within fifteen (15) days from the date of adoption.</p> <p>The non-passage of the Emergency Clause causes the effective date to be thirty (3) days from the date of publication.</p>
Exhibits:	None.
Financial Impact:	Cost of Publication.
Action:	Discuss and vote on a motion to adopt an Emergency Clause for proposed Ordinance annexing additional territory within the City of Blanchard.



5



AGENDA COMMENTARY

City Business Agenda
Item No. 5
Meeting of October 24, 2023

Item Title:	RESOLUTION
Initiators / Initiating Department:	Daniel Ofsthun Finance Director
Background:	The City Council/BMIA Board of Trustees reviewed the fee structure for both the City and the Authority and directed staff to make necessary changes and bring back to City Council for further discussion, consideration and possible action at the October 24 th meeting.
Exhibits:	Staff Report Fee Schedule
Financial Impact:	Increase of City/Utility Fees.
Action:	<i>Discuss and vote on a motion adopting a Resolution No. 2023-___ amending the City's FYE2023 Fee Schedule based on recommendations from the City Council and BMIA Board of Trustees.</i>

RESOLUTION NO. 2023-___

A RESOLUTION OF THE CITY OF BLANCHARD, OKLAHOMA, AMENDING THE CITY'S FEE SCHEDULE FOR FISCAL YEAR 2023- 2024.

WHEREAS, the City Council created the Schedule of Fees of the City of Blanchard which have been codified as Appendix 1 of the Blanchard Code of Ordinances; and

WHEREAS, the current fee schedule was adopted by Resolution No. 2022-43 on the 27th day of September, 2022, as part of the Fiscal Year 2022-2023 Budget Document; and

WHEREAS, the Fee Schedule shall be amended, in the section entitled GENERAL PENALTY, MISCELLANEOUS FEES, ANIMALS, BUILDING FEES, and TRAFFIC VIOLATIONS; and

WHEREAS, the Fee Schedule for General Penalty adds previously adopted fees that was not included on to the Fee Schedule and deletes duplicate fees found in the Miscellaneous fees; and

WHEREAS, the Fee Schedule for Animals increases the fee for Adoption Fees for Dogs from \$40.00 to \$55.00; and

WHEREAS, the Fee Schedule for Animals increases the fee for Adoption Fees for Cats from \$25.00 to \$35.00; and

WHEREAS, the Fee Schedule for Animals increases the deposit fee for Animal Trap Deposit from \$50.00 to \$100.00, to cover the increasing costs of trap replacements; and

WHEREAS, the Fee Schedule for Animals deletes the Vet Expense (boarding) line and replaces it with Boarding (Local or Vet Kennel) Daily Surcharge; and

WHEREAS, the Fee Schedule for Animals sets the Boarding (Local or Vet Kennel) Daily Surcharge at \$40.00; and

WHEREAS, the Fee Schedule for Animals increases the fee for Dog and Act Redemption Fee from \$20.00 to \$25.00; and

WHEREAS, the Fee Schedule for Animals increases the fee for Dog and Act Redemption Fee 3rd time from \$120.00 to \$140.00; and

WHEREAS, the Fee Schedule for Animals increases the fee for Dog and Cate Daily Boarding Surcharge time from \$7.50 to \$10.00; and

WHEREAS, the Fee Schedule for Animals deletes the Bordetella shots fee and deletes duplicate fees (Redemption Fee and Daily Surcharge); and

WHEREAS, the Fee Schedule for Animals renames Rabies Fee to Rabies Reimbursement; and

WHEREAS, the Fee Schedule for Animals increases the charge for Rabies Reimbursement to the actual cost of the rabies shots as set by a veterinarian clinic; and

WHEREAS, the Fee Schedule for Animals increases the Sterilization Deposit from \$10.00 to \$50.00; and

WHEREAS, the Fee Schedule for Animals increases the kennel/Pet Shop License (annual) from \$25.00 to \$50.00; and

WHEREAS, the Fee Schedule for Animals - Code Enforcement deletes duplicate fees; and

WHEREAS, the Fee Schedule for Building Fees changes the Plan Review Fee for Commercial and Public Use Buildings from \$150.00 to \$0.10 per square foot; and

WHEREAS, the Fee Schedule for Building Fees changes the Plan Review Fee for Residential-Multi-Family (not including Duplexes) from \$150.00 to \$0.10 per square foot; and

WHEREAS, the Fee Schedule for Building Fees deletes a duplicate Fee; and

WHEREAS, the Fee Schedule for Traffic Violations deletes duplicate fees; and

WHEREAS, it is recommended to adopt such fees, as amended, and set forth in the Fee Schedule, and set forth in the attached Supplement No. 1 Fee Schedule; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of The City of Blanchard, Oklahoma, to wit, hereby amends the City's Fee Schedule as set forth in the attached Supplement No. 1 for the collection of such fees to become and be effective as follows:

ADOPTED and APPROVED by the City Council of Board of Trustees, Oklahoma, on this ____ day of October, 2023.

Mayor

ATTEST: (Seal)

City Clerk

City of Blanchard Proposed Amendments to the Fee Schedule

Supplement No. 1

GENERAL PENALTY			
	FYE 2023	FYE 2024	Ref.
VIOLATION OF THE CODE OF ORDINANCES (unless otherwise specified)	\$ 200.00	\$ 200.00	8-301
MAXIMUM FINE OR DEFERRAL FEE IN LIEU OF A FINE:			
TRAFFIC-RELATED OFFENSES RELATING TO SPEEDING OR PARKING	\$ 200.00	\$ 200.00	8-301
ALCOHOL-RELATED OR DRUG RELATED OFFENSES	\$ 800.00	\$ 800.00	8-301
ALL OTHER OFFENSES (FEES NOT SPECIFIED)	\$ 750.00	\$ 750.00	8-301
VIOLATION OF WASTE WATER AND STORM WATER DISCHARGE	\$ 1,000.00	\$ 1,000.00	8-301

ADMINISTRATIVE FEES			
	FYE 2023	FYE 2024	Ref.
Collection Fee	35%	35%	
Sales Tax	3%	3%	
Dedicated Sales Tax (Capital)	1%	1%	
Use Tax	4%	4%	
Utility Fee (Electric)	4%	4%	
Gross Receipt Tax (Gas)	2%	2%	

MISCELLANEOUS FEES			
	FYE 2023	FYE 2024	Ref.
Certification Seal (per page)	\$ 1.00	\$ 1.00	1-1109(2)
Copy of Blanchard Fee Schedule	\$ 4.25	\$ 4.25	1-109(2), 11-207
Code Books	Cost of Reproduction	Cost of Reproduction	1-1109(2)
Open Records			
Search fee	\$16.00 / Hour	\$16.00/Hour	1-1109(2)
Computer Generated Reports	\$ 4.00	\$ 4.00	1-1109(2)
Council Agenda Service (annual)	\$ 18.00	\$ 18.00	1-1109(2)
Council Agenda Packet Service (annual)	\$ 300.00	\$ 300.00	1-1109(2)
Estimated Reproduction Fee	EST. COST	delete	1-1109(3)
Floodplain Printed Map (if USGS Study required)	\$ 25.00	\$ 25.00	1-1109(2)
Handling Non-Official Business (per 1/4 hr, plus costs and postage)	\$ 4.00	\$ 4.00	1-1109(2)
Notary Fee	\$ 3.00	\$ 3.00	1-1109(2)
Photocopies			
Up to 8.5" x 14"	\$ 0.25	\$ 0.25	1-1109(2)
Up to 8.5" x 14" (Certified Copy)	\$ 1.00	\$ 1.00	1-1109(2)
Photographs	Cost of Reproduction and Staff Time	Cost of Reproduction and Staff Time	1-1109(2)
Reproduction CDs (per disk)	\$ 25.00	\$ 25.00	1-1109(2)

ANIMALS			
	FYE 2023	FYE 2024	Ref.
Adoption Fee ^{&}			
Dogs	\$ 40.00	\$ 55.00	3-303, ACPP
Cats	\$ 25.00	\$ 35.00	3-303, ACPP
Animal Trap Deposit	\$ 50.00	\$ 100.00	ACPP
Vet Expense (boarding)	\$ 20.00	\$ 40.00	ACPP
Boarding (Local or Vet Kennel) Daily Surcharge	n/a	\$ 40.00	ACPP
Circus Animal Monthly License	\$ 20.00	\$ 20.00	3-203
Dog and Cat Redemption Fee	\$ 20.00	\$ 25.00	3-303, ACPP
Dog and Cat Redemption Fee 2nd Time	\$ 60.00	\$ 60.00	3-303, ACPP
Dog and Cat Redemption Fee 3rd Time	\$ 120.00	\$ 140.00	3-303, ACPP
Dog and Cat Daily Boarding Surcharge	\$ 7.50	\$ 10.00	3-303, ACPP
Non-Dog and Cat Redemption Fee	\$ 25.00	\$ 25.00	3-303, ACPP
Non Dog and Cat Daily Boarding Surcharge	\$ 8.50	\$ 8.50	3-303, ACPP
Bordetella	\$ 11.00	delete	ACPP
Flea/Tick	\$ 11.00	\$ 11.00	ACPP
Rabies Fee Reimbursement	\$ 11.00	At Cost	ACPP
Sterilization Deposit	\$ 10.00	\$ 50.00	3-114(1)
Surrender Fee	\$ 50.00	\$ 50.00	3-303, ACPP
Auction Minimum (+fees, vet expenses)	\$ 5.00	\$ 5.00	3-305(2)
Kennel/Pet Shop License (Annual)*	\$ 25.00	\$ 50.00	3-204, ACPP
Poisonous Snake License	\$ 100.00	\$ 100.00	3-202(3)
Annual Renewal	\$ 10.00	\$ 10.00	3-202(3)
Redemption Fee ^{&}	\$ 20.00	delete	delete
Daily Surcharge	\$ 7.50	delete	delete
Microchipping (6 weeks or older)	\$ 20.00	\$ 20.00	Resolution 2022-30
Microchipping for City Events	\$ 10.00	\$ 10.00	Resolution 2022-30

[&]Adoption and Redemption Fees shall be in addition to the cost of all medical care received by the animal.

*Kennels that are considered an outside structure will have to get a assessorly/outbuilding General Contruction permit as well as the kennel license

ANIMALS - CODE ENFORCEMENT			
	FYE 2023	FYE 2024	Ref.
Animal Neglect/Abandonment	\$ 200.00	\$ 200.00	3-105
Cruelty to Animals	\$ 200.00	\$ 200.00	3-401
Disturbance by Animals; Nuisance	\$ 50.00	\$ 50.00	3-104
Failure to Have Animal Vaccinated	\$ 150.00	\$ 150.00	3-109
Failure to Obtain Pet Permit	delete	delete	delete
Keeping Animal as Otherwise Stated	\$ 150.00	\$ 150.00	3-104
Pasturing in Public Area	delete	delete	delete
Permitting Animals to Run at Large			
1st Offense	\$ 50.00	\$ 50.00	3-102
2nd Offense	\$ 75.00	\$ 75.00	3-102

3rd Offense	\$ 175.00	\$ 175.00	3-102
Certain Animals Not to be Kept Within City	\$ 750.00	\$ 750.00	3-105
(Condition of Buildings) Keeping Animal as Other	\$ 150.00	\$ 150.00	3-106
Animal Neglect/Abandonment	\$ 200.00	\$ 200.00	3-107
Vicious, Dangerous Unlawful without Permit	\$ 750.00	\$ 750.00	3-108
Pasturing in Public Area	\$ 50.00	\$ 50.00	3-109
Confining Female Dogs and Cats in Season	\$ 750.00	\$ 750.00	3-110
Failure to Obtain Kennel Permits	\$ 750.00	\$ 750.00	3-111
Failure to Maintain Inspection	\$ 750.00	\$ 750.00	3-113
Failure to Obtain License for Comm Kennels and	\$ 750.00	\$ 750.00	3-208
Breaking into Shelter	\$ 750.00	\$ 750.00	3-307
Poisoning Animals	\$ 750.00	\$ 750.00	3-402
Inhumane Treatment Against Any Animal	\$ 750.00	\$ 750.00	3-404
(Vaccinated Requirements) Rabies; Bite	\$ 750.00	\$ 750.00	3-701
Failure to Obtain Pet Permit	\$ 90.00	\$ 90.00	3-202
Nuisance, Potentially Dangerous and Dangerous	\$ 750.00	\$ 750.00	3-801
Turning Confined Animals at Large	\$ 150.00	\$ 150.00	3-103

BUILDING FEES

Plan Review - Building Permits

	FYE 2023	FYE 2024	Ref.
Commercial/Public Use Building	\$ 150.00	\$0.10/SF	4-201(6)(a.)
Residential - Single Family	\$ 100.00	\$ 100.00	4-201(6)(a.)
Residential - Multi-Family	\$ 150.00	\$0.10/SF	4-201(6)(a.)

Building Permits*

	FYE 2023	FYE 2024	Ref.
Base Cost	\$25.00 Residential \$75.00 Commercial	\$25.00 Residential \$75.00 Commercial	4-201(6)(b.)
Structure (per SF under roof)	\$ 0.15	\$ 0.15	4-201(6)(b.)
Mechanical (per SF under roof)	\$ 0.15	\$ 0.15	4-201(6)(b.)
Electrical (per SF under roof)	\$ 0.15	\$ 0.15	4-201(6)(b.)
Plumbing (per SF under roof)	\$ 0.15	\$ 0.15	4-201(6)(b.)
Minimum Permit Fee	\$ 50.00	\$ 50.00	4-201(6)(b.)
Outdoor Warning Device Fee (in addition)	\$ 25.00	\$ 25.00	6-401
Mobile or Manufactured Home Installation Permit (incl. MEP)	\$ 25.00	\$ 25.00	4-201(3)(b.)

Accessory Structure Building Permits (Outbuildings, Carports, etc.)*

	FYE 2023	FYE 2024	Ref.
Minimum Fee (structures <120 SF)	\$ 30.00	\$ 30.00	4-201(6)(b.)
AND (for structures >120 SF)			
Structure (per SF under roof)	\$ 0.10	\$ 0.10	4-201(6)(b.)
Mechanical (per SF under roof)	\$ 0.10	\$ 0.10	4-201(6)(b.)
Electrical (per SF under roof)	\$ 0.10	\$ 0.10	4-201(6)(b.)
Plumbing (per SF under roof)	\$ 0.10	\$ 0.10	4-201(6)(b.)

Sign Permits

	FYE 2023	FYE 2024	Ref.
Type "A"	\$ 25.00	\$ 25.00	4-201(6), 4-310(A.)
Type "B" Principal	\$ 50.00	\$ 50.00	4-201(6), 4-310(B.)
Type "B" Secondary	\$ 25.00	\$ 25.00	4-201(6), 4-310(B.)
Type "C"	\$ 100.00	\$ 100.00	4-201(6), 4-310(C.)
Type "D"	\$ 35.00	\$ 35.00	4-201(6), 4-310(D.)
Electrical (in addition to permit fee)	\$ 30.00	\$ 30.00	4-201(6)

Miscellaneous Building Related Permits

	FYE 2023	FYE 2024	Ref.
Certificate of Occupancy			
Residential	\$ 50.00	\$ 50.00	4-204(2)
Commercial	\$ 100.00	\$ 100.00	
Driveway Permit (gravel or no street cutting)	\$ 25.00	\$ 25.00	4-208
Fences Over 6' in Height	\$ 30.00	\$ 30.00	4-201(6)(f.)
House Moving Permit	\$ 30.00	\$ 30.00	4-204
House Numbering Violation	\$ 35.00	\$ 35.00	4-402(10)
Pavement Cutting (For asphalt and concrete drives connecting to a city asphalt or concrete street.)	\$ 100.00	\$ 100.00	4-205(2)
Restoration Work (Cert. of Appropriateness)	\$ 10.00	\$ 10.00	4-207(3)
Storm Shelters*	\$ 25.00	\$ 25.00	4-201(6)(e.)
Swimming Pools*	Delete	Delete	Delete
Above Ground Pools*	\$ 35.00	\$ 35.00	4-201(6)(f.)

In Ground Pools*	\$ 50.00	\$ 50.00	4-201(6)(f.)
Water Well Drilling	\$ 25.00	\$ 25.00	4-201(6)(c.)
Demolition Permit	\$ 25.00	\$ 25.00	4-201(6)(f.)

*Subject to a \$4.50 State Uniform Fee for Each Permit

Contractor Licensing (Mechanical, Electrical & Plumbing)[%]

	FYE 2023	FYE 2024	Ref.
Contractor [#]	\$ 50.00	\$ 50.00	
Journeyman [#]	\$ 10.00	\$ 10.00	
Apprentice [#]	\$ 5.00	\$ 5.00	

***These licenses expire annually on June 30. After January 1 of each year, the licenses for the remainder of the year until June 30 are reduced by 50%**

[%]MEP Licensing authorized by §4-405, §4-406, and §4-407

Misc Licenses and Permits

Alcoholic Beverage Licenses*

	FYE 2023	FYE 2024	Ref.
Certificate of Compliance	\$ -	\$ -	2-105
Beer and Wine License	\$ 25.00	\$ 25.00	2-102(A)
Bottle Club License (organizations exempt under §501(c)(19))	\$ 500.00	\$ 500.00	2-102(B)
Brewer License^	\$ 1,250.00	\$ 1,250.00	2-102(A)
Oklahoma Brewer License	\$ 125.00	\$ 125.00	2-102(A)
Distiller License	\$ 3,125.00	\$ 3,125.00	2-102(A)
Mixed Beverage License	\$ 905.00	\$ 905.00	2-102(A)
Mixed Beverage License (initial)	\$ 1,005.00	\$ 1,005.00	2-102(A)
Mixed Beverage/Caterer License	\$ 1,000.00	\$ 1,000.00	2-102(A)
Package Store License	\$ 300.00	\$ 300.00	2-102(A)
Rectifier License	\$ 3,125.00	\$ 3,125.00	2-102(A)
Wholesale License	\$ 3,500.00	\$ 3,500.00	2-102(A)
Class B Wholesaler License^	\$ 625.00	\$ 625.00	2-102(A)
Winemaker License	\$ 625.00	\$ 625.00	2-102(A)
Oklahoma Winemaker License	\$ 75.00	\$ 75.00	2-102(A)

**Maximum Fees Provided by 37 O.S. §518, which will be superceded 10/1/2018 by 37A O.S. §2-101*

^Brewer and Class B Wholesaler License Fees reduced by 75% if Applicant also holds license to manufacture or wholesale any low-point beer as provided in 37 O.S.

	FYE 2023	FYE 2024	Ref.
Collection Bins	\$ 50.00	\$ 50.00	5-801(B)
Firework Stands Permit	\$ 50.00	\$ 50.00	7-301(D)
Mobile Home Park Operator (per space)	\$ 2.00	\$ 2.00	10-201
Minimum Fee	\$ 25.00	\$ 25.00	10-201
Peddler and Itenerent Occupations			
Daily	\$ 50.00	\$ 50.00	5-104(6)
3-Day	\$ 75.00	\$ 75.00	5-104(6)
7-Day	\$ 100.00	\$ 100.00	5-104(6)
180-Day	\$ 250.00	\$ 250.00	5-104(6)
Shooting Galleries	\$ -	\$ -	5-402
Wrecker Services	\$ 20.00	\$ 20.00	5-405
Food Truck			
Single Day (Per Site)	\$ 25.00	\$ 25.00	ORD 771
One Year	\$ 150.00	\$ 150.00	ORD 771
Additional Sites (Per Site)	\$ 25.00	\$ 25.00	
Annual Renewal	\$ 75.00	\$ 75.00	ORD 771

Miscellaneous License Fees

	FYE 2023	FYE 2024	Ref.
Firework Display Permit	\$ 25.00	\$ 25.00	7-301(I)
Non-Residential Mobile Home (Annual)	\$ 20.00	\$ 20.00	10-104

Oil and Gas Fees/Deposits

	FYE 2023	FYE 2024	Ref.
Oil, Gas, or Disposal Well	\$ 15,000.00	\$ 15,000.00	14-103(8)
Oil and Gas Road Deposit Fee	\$ 25,000.00	\$ 25,000.00	14-103(8)
Oil, Gas, Disposal Wells - Annual Fees*	\$ 500.00	\$ 500.00	14-107

**If oil or gas well was drilled prior to 2020 - they will pay the original \$100.00*

PLANNING AND DEVELOPMENT

	FYE 2023	FYE 2024	Ref.
Appeals to the Board of Adjustments	\$ 150.00	\$ 150.00	21-805
Floodplain Variance	\$ -	\$ -	15-134
Floodplain Violation (Maximum)	\$ 500.00	\$ 500.00	15-451
Lot Line Adjustment	\$ 135.00	\$ 135.00	
Lot Split	\$ 200.00	\$ 200.00	21-805
Permitted Use on Review	\$ 250.00	\$ 250.00	
Platting			
Preliminary Plat (flat fee)	\$ 300.00	\$ 300.00	22-112(1)
Preliminary Plat (per lot)	\$ 5.00	\$ 5.00	22-112(1)
Final Plat	\$ 500.00	\$ 500.00	22-112(1)
Fee In Lieu of Park Space	Market Value of 1% of Total Subdivision Area	Market Value of 1% of Total Subdivision Area	22-318(1)(c.)
Rezoning			
From S-1	NOTIFICATION COSTS ONLY	NOTIFICATION COSTS ONLY	16-1002
From other Zoning Districts	\$ 250.00	\$ 250.00	16-1002
Publication Fees	Cost	Cost	
Signage	\$ 45.00	\$ 45.00	16-1002
Legal Notices	Actual Cost	Actual Cost	
Ordinance	Actual Cost	Actual Cost	
Conditional Use Permit	\$ 100.00	\$ 100.00	
Mailing (per letter)	\$ 5.00	\$ 5.00	22-205
Variance	\$ 100.00	\$ 100.00	

MAINTENANCE BONDS - SUBDIVISIONS

	FYE 2023	FYE 2024	Ref.
Water/Sewer/Drainage Projects			
1st year	100%	100%	22-326(6)
2nd Year	50%	50%	22-326(6)
Paving Projects			
1st year	100%	100%	22-323(6)
2nd Year	50%	50%	22-323(6)
3rd year	25%	25%	22-323(6)
4th year	0%	0%	22-323(6)
5th Year	0%	0%	22-323(6)

	FYE 2023	FYE 2024	Ref.
Water/Sewer/Paving/Drainage Projects			
Up to \$2,000	3.5%	3.5%	22-322.2(E)
Next \$3,000 (2,001-5,000)	3.0%	3.0%	22-322.2(E)
Next \$5,000 (5,001-10,000)	2.5%	2.5%	22-322.2(E)
Next \$15,000 (10,001-25,000)	2.0%	2.0%	22-322.2(E)
Next \$25,000 (25,001 - 50,000)	1.5%	1.5%	22-322.2(E)
Over \$50,000	1.0%	1.0%	22-322.2(E)

TRAFFIC VIOLATIONS

Bicycles

	FYE 2023	FYE 2024	Ref.
Bicycle Park on Street	\$ 50.00	\$ 50.00	18-1109
Bicycle Yield at Right of Way	\$ 50.00	\$ 50.00	18-1107
Bicyclist Carrying Articles	\$ 50.00	\$ 50.00	18-1108
Bicyclist Fails to Obey Lights	\$ 50.00	\$ 50.00	18-1103
Bicyclist Without Proper Lamps	\$ 50.00	\$ 50.00	18-1111
Improper Riding on Bicycle	\$ 50.00	\$ 50.00	18-1104
Improper Riding on Roadway	\$ 50.00	\$ 50.00	18-1105
Riding Bicycle on Sidewalk (Business District)	\$ 50.00	\$ 50.00	18-1110
Unsafe Speed of Bicycle	\$ 50.00	\$ 50.00	18-1106

Driver's License

	FYE 2023	FYE 2024	Ref.
Allowing Unauthorized Driver	\$ 100.00	\$ 100.00	18-219
Altering License or ID	\$ 250.00	\$ 250.00	18-217(B)
Driving Under Suspension	\$ 250.00	\$ 250.00	18-217(A)
Driving Under Suspension (subsequent)	\$ 300.00	\$ 300.00	18-217(A)
Driving Without Proper Endorsement	\$ 150.00	\$ 150.00	18-216
Lending License or ID	\$ 250.00	\$ 250.00	18-217(B)
No Driver's License	\$ 250.00	\$ 250.00	18-216
No Driver's License in Possession	\$ 50.00	\$ 50.00	18-216
Unlawful Use of License or ID	\$ 250.00	\$ 250.00	18-217(B)
Violation of License Restriction	\$ 100.00	\$ 100.00	18-216

Equipment

	FYE 2023	FYE 2024	Ref.
Defective Exhaust	\$ 75.00	\$ 75.00	18-304
Driving Vehicle That Is Unsafe	\$ 150.00	\$ 150.00	18-302
Failure to Dim Headlights	\$ 150.00	\$ 150.00	12-203.2
Failure to Use Child Restraint [^]	\$ 50.00	\$ 50.00	18-553(C)
Failure to Use Seat Belt	\$ 20.00	\$ 20.00	18-553
Improper Equipment	\$ 75.00	\$ 75.00	18-303
Improper Equipment After Warning	\$ 75.00	\$ 75.00	18-303
Operating Unsafe MV	\$ 150.00	\$ 150.00	18-306
Unlawful Riding upon Vehicle	\$ 150.00	\$ 150.00	18-533
Vehicles Injurious to Street	\$ 150.00	\$ 150.00	18-301

[^]If 1st offense, fifteen dollar (\$15.00) fine if purchase approved child restraint system and show court clerk proof of purchase.

Failure to Yield

	FYE 2023	FYE 2024	Ref.
Failure to Yield (Alley or Driveway)	\$ 150.00	\$ 150.00	18-549
Failure to Yield (Posted Stop)	\$ 150.00	\$ 150.00	18-545
Failure to Yield (Posted Yield)	\$ 150.00	\$ 150.00	18-546
Failure to Yield (Private Drive)	\$ 150.00	\$ 150.00	18-547

Failure to Yield (ROW Street/Hwy)	\$	150.00	\$	150.00	18-539
Failure to Yield (To Traffic/Park)	\$	150.00	\$	150.00	18-548
Failure to Yield (Traffic Thruway)	\$	150.00	\$	150.00	18-540
Failure to Yield to Emergency Vehicle	\$	225.00	\$	225.00	18-212
Failure to Yield to Pedestrian	\$	175.00	\$	175.00	18-1002
Failure to Yield to Vehicle (Controlled Intersection)	\$	150.00	\$	150.00	18-541
Failure to Yield to Vehicle (Uncontrolled Intersection)	\$	150.00	\$	150.00	18-537
Failure to Yield When Turning Left	\$	150.00	\$	150.00	18-538

Following and Backing

	FYE 2023	FYE 2024	Ref.
Following Emergency Vehicles	\$	150.00	\$ 150.00 18-214
Following Too Closely	\$	150.00	\$ 150.00 18-508
Improper Backing or/into Intersection	\$	150.00	\$ 150.00 18-517

Insurance & Duties At Accidents

	FYE 2023	FYE 2024	Ref.
Failure to Carry Security Verify	\$	125.00	\$ 125.00 18-229(E)
Failure to Maintain Insurance	\$	250.00	\$ 250.00 18-229
Failure to Provide Information	\$	250.00	\$ 250.00 18-220
Failure to Report Accident	\$	250.00	\$ 250.00 18-222
Leaving Scene of Fixture Accident	\$	250.00	\$ 250.00 18-221
Leaving the Scene of Property Accident	\$	250.00	\$ 250.00 18-220

Lane Usage

	FYE 2023	FYE 2024	Ref.
Driving Left of Center	\$	150.00	\$ 150.00 18-502
Driving Through Safety Zone	\$	150.00	\$ 150.00 18-528
Enter/Exit Controlled Access Hwy	\$	150.00	\$ 150.00 18-521
Failure to Signal Intent to Turn	\$	150.00	\$ 150.00 18-907
Improper Lane Usage	\$	150.00	\$ 150.00 18-501
Improper Passing on Left Side	\$	150.00	\$ 150.00 18-504
Improper Passing on Right Side	\$	150.00	\$ 150.00 18-503
Making Unsafe Lane Change	\$	150.00	\$ 150.00 18-501
Passing in a School Zone	\$	150.00	\$ 150.00 18-513
Passing in No Passing Zone	\$	150.00	\$ 150.00 18-509
Passing School Bus Loading Lights	\$	250.00	\$ 250.00 18-514
Passing When Unsafe to Pass	\$	150.00	\$ 150.00 18-505
Private Service Drives	\$	150.00	\$ 150.00 18-534
Unauthorized Direction of Traffic	\$	150.00	\$ 150.00 18-203
Wrong Way on One Way	\$	150.00	\$ 150.00 18-507

Loads

	FYE 2023	FYE 2024	Ref.
Driver's View Obstructed	\$	150.00	\$ 150.00 18-305
Operating a MV That Is Too High	\$	150.00	\$ 150.00 18-305

Operating a MV That Is Too Long	\$	150.00	\$	150.00	18-305
Operating a MV That Is Too Wide	\$	150.00	\$	150.00	18-305
Operating a MV with Overweight Load	\$	150.00	\$	150.00	18-305
Operating a MV with Unsafe Load	\$	150.00	\$	150.00	18-302
Operating an Overweight MV	\$	150.00	\$	150.00	18-305

Motorcycles

	FYE 2023	FYE 2024	Ref.		
Motorcycles Operate Under 16 Age	\$	150.00	\$	150.00	18-518
Motorcycles Pass Between Lanes	\$	150.00	\$	150.00	18-518
Motorcycles/Scooter on Sidewalk	\$	150.00	\$	150.00	18-518
Operating with Modified Exhaust	\$	150.00	\$	150.00	18-519(C)
Operating Without Required Equip	\$	150.00	\$	150.00	18-519(A)
Under 18 Without Helmet	\$	150.00	\$	150.00	18-519(B)
Unlawfully Carrying Passengers	\$	150.00	\$	150.00	18-518

Offences Against the State

	FYE 2023	FYE 2024	Ref.		
Failure to Display Valid Tag	\$	150.00	\$	150.00	18-218
Failure to Pay Taxes Due State	\$	150.00	\$	150.00	47 OS §1151

Parking

	FYE 2023	FYE 2024	Ref.		
Blocking Intersection or Crosswalk	\$	75.00	\$	75.00	18-712
Bus Parking on Public Street	\$	75.00	\$	75.00	18-808
Double Parking	\$	75.00	\$	75.00	18-720
Failure to Obey Angle Parking	\$	75.00	\$	75.00	18-707
Failure to Park Vehicle Right Side	\$	75.00	\$	75.00	18-723
Failure to Park Within a Parking Space	\$	75.00	\$	75.00	18-708
Failure to Set Brakes	\$	75.00	\$	75.00	18-705
Improper Parking on Left Side/Road	\$	75.00	\$	75.00	18-723
MV Stopping at Bus/Taxi Stop	\$	75.00	\$	75.00	18-807
Negligent Parking	\$	75.00	\$	75.00	18-724
One Ton Parking in Excess of 3 Hours	\$	75.00	\$	75.00	18-721(A)
Opening Door into Traffic	\$	75.00	\$	75.00	18-530
Parking Adjacent to Schools	\$	75.00	\$	75.00	18-715
Parking at Intersections	\$	75.00	\$	75.00	18-716
Parking in Alley Leaving Less than 20'	\$	75.00	\$	75.00	18-717
Parking in Excess of 48 hours	\$	75.00	\$	75.00	18-704
Parking in Excess of Posted Time	\$	75.00	\$	75.00	18-703
Parking in Front of Private Drive	\$	75.00	\$	75.00	18-711(A)(2)
Parking in Handicap Space	\$	500.00	\$	500.00	18-726
Parking in Loading Zone (Commercial)	\$	75.00	\$	75.00	18-805
Parking in Loading Zone (Residential)	\$	75.00	\$	75.00	18-804
Parking on a Crosswalk	\$	75.00	\$	75.00	18-711(A)(5)
Parking on Bridge	\$	75.00	\$	75.00	18-711(A)(13)

Parking on Sidewalk	\$	75.00	\$	75.00	18-711(A)(1)
Parking on Traveled Portion of Street	\$	75.00	\$	75.00	18-719
Parking Prohibited Vehicles	\$	75.00	\$	75.00	18-721(B)
Parking Vehicle for Sale on Road	\$	75.00	\$	75.00	18-722
Parking Where Sign Prohibited	\$	75.00	\$	75.00	18-703
Parking Within 15' of Hydrant	\$	75.00	\$	75.00	18-711(A)(4)
Parking Within 20' of Crosswalk	\$	75.00	\$	75.00	18-711(A)(6)
Parking Within 20' of Driveway to Fire Station	\$	75.00	\$	75.00	18-711(A)(10)
Parking Within 30' of Stop Sign/ Beacon/Signal	\$	75.00	\$	75.00	18-711(A)(7)
Parking Within 50' of RR Xing	\$	75.00	\$	75.00	18-711(A)(9)
Parking Within Intersection	\$	75.00	\$	75.00	18-711(A)(3)
Parking Within Safety Zone and Curb	\$	75.00	\$	75.00	18-711(A)(8)
Standing/Parking on Left (One-Way Street)	\$	75.00	\$	75.00	18-713
Taxicab Parking on Public Street	\$	75.00	\$	75.00	18-808
Unsafe Start from Stop	\$	75.00	\$	75.00	18-529
Violate Terms of Load/Unload Permit	\$	75.00	\$	75.00	18-709

Pedestrians

	FYE 2023	FYE 2024	Ref.		
Failure to Obey Pedestrian School Xing	\$	175.00	\$	175.00	18-608
Failure to Obey Pedestrian Sign Indicators	\$	50.00	\$	50.00	18-606
Pedestrian Crossing Closed/Moving RR Gate	\$	175.00	\$	175.00	18-1010
Pedestrian Not Crossing Properly	\$	50.00	\$	50.00	18-1004
Pedestrian Soliciting Rides	\$	100.00	\$	100.00	18-1006
Pedestrian Unlawfully Cross Highway	\$	100.00	\$	100.00	18-1009
Pedestrian Walking on Road Next to Sidewalk	\$	100.00	\$	100.00	18-1006
Pedestrian's Failure to Yield	\$	100.00	\$	100.00	18-1005

Recklessness or Carelessness

	FYE 2023	FYE 2024	Ref.		
Careless Driving	\$	225.00	\$	225.00	18-524
Reckless Driving	\$	350.00	\$	350.00	18-522
Eluding Police Officer	\$	500.00	\$	500.00	18-213
Engaging in Unlawful Speed Contest	\$	225.00	\$	225.00	18-527
Failure to Devote Full Time	\$	150.00	\$	150.00	18-525
Failure to Exercise Due Care	\$	150.00	\$	150.00	18-1008

Speed

	FYE 2022	FYE 2024	Ref.		
1-10 Over Posted Limit	\$	125.00	\$	125.00	18-401
11-15 Over Posted Limit	\$	150.00	\$	150.00	18-401

16-20 Over Posted Limit	\$	175.00	\$	175.00	18-401
21+ Over Posted Limit	\$	200.00	\$	200.00	18-401
Failure to Reduce Speed	\$	150.00	\$	150.00	18-403
Impede Traffic Movement / Travel Unreasonably Slow	\$	150.00	\$	150.00	18-404
Operate Motor Vehicle at Speed Not Proper	\$	150.00	\$	150.00	18-526
School Zone	\$	200.00	\$	200.00	18-402

Traffic Signs

	FYE 2023	FYE 2024	Ref.
Driving Around Crossing Gate	\$ 150.00	\$ 150.00	18-552
Failure to Make Required Stop	\$ 150.00	\$ 150.00	18-550
Failure to Obey Traffic Device	\$ 150.00	\$ 150.00	18-603
Failure to Stop at RR Crossing	\$ 150.00	\$ 150.00	18-551
Failure to Stop at Stop Sign	\$ 150.00	\$ 150.00	18-544
Failure to Stop for Bus	\$ 250.00	\$ 250.00	18-514
Failure to Stop for Flashing Red	\$ 150.00	\$ 150.00	18-607
Failure to Stop for Red Light	\$ 150.00	\$ 150.00	18-604
Violate Sign at Hazard/Congested Place	\$ 150.00	\$ 150.00	18-710

Turns

	FYE 2023	FYE 2024	Ref.
Failure to Make Required Turn	\$ 125.00	\$ 125.00	18-901
Improper U-Turn	\$ 125.00	\$ 125.00	18-904
Making Prohibited Turn (posted)	\$ 125.00	\$ 125.00	18-903
Making Restricted Turn	\$ 125.00	\$ 125.00	18-902
Turning Vehicle Across Center Line	\$ 125.00	\$ 125.00	18-905

Miscellaneous Rules of the Road

	FYE 2023	FYE 2024	Ref.
Clinging to Vehicles Prohibited	\$ 150.00	\$ 150.00	18-520
Defacement of Traffic Control Devices	\$ 150.00	\$ 150.00	18-610
Driving thru Funeral Processions	\$ 150.00	\$ 150.00	18-510
Failure to Comply with Fireman	\$ 250.00	\$ 250.00	18-204
Interfering with Driver's View/Control	\$ 150.00	\$ 150.00	18-531
Text Messaging While Driving	\$ 100.00	\$ 100.00	18-554
Toy Vehicle/Roller Skates on Roadway	\$ 50.00	\$ 50.00	18-207
Unauthorized Traffic Control Device	\$ 150.00	\$ 150.00	18-609
Unlawful Cancel/Solicitation to Cancel Citation	\$ 150.00	\$ 150.00	18-227
Unlawfully Crossing Fire Hose	\$ 150.00	\$ 150.00	18-215

UNIFORM VIOLATIONS

Alcohol & Drug Violations

	FYE 2023	FYE 2024	Ref.
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Actual Physical Control/ Alcohol or Drug Consuming (Inhaling) Substances	\$ 500.00	\$ 500.00	18-523
Consuming Alcohol on Premise of Store	\$ 500.00	\$ 500.00	2-109
Consuming Low-Point Beer/ Alcohol in Public	\$ 100.00	\$ 100.00	2-212, 13-801
Driving Under Influence/ Alcohol	\$ 500.00	\$ 500.00	18-523
Driving Under Influence/Drugs	\$ 500.00	\$ 500.00	18-523
Hosting Minors Consuming Alcohol	\$ 500.00	\$ 500.00	2-217
Open Dates/Hrs Which Sale Prohibited	\$ 500.00	\$ 500.00	2-113
Possession of Drug Paraphernalia	\$ 500.00	\$ 500.00	13-805
Possession of Marijuana	\$ 500.00	\$ 500.00	13-804
Prohibited Location of Low-Point Beer Establishment	\$ 500.00	\$ 500.00	2-206
Public Intoxication	\$ 100.00	\$ 100.00	2-212, 13-801
Selling Alcohol Outside Store	\$ 500.00	\$ 500.00	2-108
Selling Alcohol to Intoxicated Person	\$ 500.00	\$ 500.00	2-110(C.)
Selling Low-Point Beer Certain Hours	\$ 500.00	\$ 500.00	2-213
Selling Low-Point Beer to Intoxicated Person	\$ 500.00	\$ 500.00	2-211
Social Hosting, Event Where Minors Present	\$ 200.00	\$ 200.00	2-217
Transportation Low-Point Beer	\$ 500.00	\$ 500.00	2-111
Transportation of Open Container	\$ 500.00	\$ 500.00	2-111

Failure to Appear or Obey

	FYE 2023	FYE 2024	Ref.
Failure to Appear or Obey Promise	\$ 500.00	\$ 500.00	11-235
Failure to Comply with Lawful Order	\$ 500.00	\$ 500.00	11-235
Failure to Perform Community Service	Jail	Jail	11-238
Malicious Prosecution	\$ 200.00	\$ 200.00	11-234

Minors

	FYE 2023	FYE 2024	Ref.
Admitting Person Under 21	\$ 500.00	\$ 500.00	2-210
Contributing to Delinquency/Minor	\$ 500.00	\$ 500.00	21 OS 856
Curfew			
Minor	\$ 150.00	\$ 150.00	13-901
Parent	\$ 150.00	\$ 150.00	13-901
Curfew - Parent	delete	delete	delete
Distribution of Tobacco Where Minors Present			
1st Offense	\$ 100.00	\$ 100.00	13-1004
2nd Offense	\$ 200.00	\$ 200.00	13-1004
3rd Offense	\$ 300.00	\$ 300.00	13-1004
Employing Person Under 18 Where Low-Point Beer Consumed	\$ 500.00	\$ 500.00	2-208

Furnishing Alcohol to Minor	\$ 500.00	\$ 500.00	2-110(A)
Minor Consuming Low-Point Beer/ Alcohol in Public Place	\$ 500.00	\$ 500.00	2-216
Minor in Possession of Alcohol	\$ 200.00	\$ 200.00	2-110(B.)
Minor in Possession of Low-Point Beer	\$ 500.00	\$ 500.00	2-209
Minor in Possession of Tobacco			
1st Offense	\$ 100.00	\$ 100.00	13-1003(B.)
2nd Offense	\$ 200.00	\$ 200.00	13-1003(B.)
3rd Offense	\$ 200.00	\$ 200.00	13-1003(B.)
Minor Selling/Handling Alcohol	\$ 500.00	\$ 500.00	2-112
Minors Entering/Employed in Alcohol Establishment	\$ 500.00	\$ 500.00	2-112
Sales of Tobacco to Minors			
1st Offense	\$ 100.00	\$ 100.00	13-1002(C.)
2nd Offense	\$ 200.00	\$ 200.00	13-1002(C.)
3rd Offense	\$ 300.00	\$ 300.00	13-1002(C.)
Sales/Purchase Low-Point Beer Minors	\$ 500.00	\$ 500.00	2-207
Selling Low-Point Beer to Person Under 21	\$ 500.00	\$ 500.00	2-210
Truancy			
Minor	\$ 250.00	\$ 250.00	13-1101
Parent	\$ 250.00	\$ 250.00	13-1101

	FYE 2023	FYE 2024	Ref.
Carrying Dangerous Weapons	\$ 500.00	\$ 500.00	13-701
Discharging Firearm in City Limits	\$ 500.00	\$ 500.00	13-703
Reckless Conduct with Firearm	\$ 500.00	\$ 500.00	13-702

Miscellaneous

	FYE 2023	FYE 2024	Ref.
Aiding and Abetting an Offense	Offense Specific	Offense Specific	13-102
Attempting to Commit Offense	\$ 200.00	\$ 200.00	13-101
Discharge Fireworks Within City	\$ 100.00	\$ 100.00	7-301
Driving on Sidewalk	\$ 150.00	\$ 150.00	18-516
Failure to Post Signage Indicating No Smoking Area Where Required	\$ 100.00	\$ 100.00	13-1203(A)
Obstructing Street/Sidewalk	\$ 150.00	\$ 150.00	13-503
Obstruction of Business Street	\$ 150.00	\$ 150.00	13-503
Selling Fireworks Within City	\$ 100.00	\$ 100.00	7-301
Smoking in Designated Non-Smoking Facility	\$ 100.00	\$ 100.00	13-1203(A)
Storing Fireworks in City	\$ 100.00	\$ 100.00	7-301
Tobacco Use On Municipal Property	\$ 100.00	\$ 100.00	13-1203(B)
Unlawful Barricade Removal	\$ 200.00	\$ 200.00	13-506

Offenses Against Public

	FYE 2023	FYE 2024	Ref.
Aggravated Assault & Battery	\$ 500.00	\$ 500.00	21-646

Aiding in an Escape	\$	500.00	\$	500.00	13-603
Assault	\$	250.00	\$	250.00	13-201
Assault & Battery on Police Officer	\$	500.00	\$	500.00	21-649
Battery	\$	500.00	\$	500.00	13-202
Concealing Weapons on Public Property	\$	150.00	\$	150.00	13-302
Disorderly Conduct	\$	250.00	\$	250.00	13-501
Disturbing by Loud Noise	\$	150.00	\$	150.00	13-504
Disturbing the Peace	\$	250.00	\$	250.00	13-501
Escape from Custody	\$	500.00	\$	500.00	13-604
Failure to Disperse upon Command	\$	250.00	\$	250.00	13-502
Fighting	\$	250.00	\$	250.00	13-203
Fighting Words	\$	100.00	\$	100.00	13-504
Impersonating a Police Officer	\$	500.00	\$	500.00	13-605
Obstructing an Officer	\$	500.00	\$	500.00	13-601
Obtaining Property by Bogus Check	\$	500.00	\$	500.00	13-306(A)
Obtaining Property by Fraud	\$	500.00	\$	500.00	13-306
Obtaining Utility Service Without Auth	\$	500.00	\$	500.00	13-307
Petit Larceny	\$	500.00	\$	500.00	13-305
Reporting False Alarms	\$	250.00	\$	250.00	13-505
Resisting Arrest	\$	500.00	\$	500.00	13-602
Tampering with Property	\$	250.00	\$	250.00	13-304
Trespassing					
Private	\$	250.00	\$	250.00	13-303
Public	\$	250.00	\$	250.00	13-302
Vehicular Trespassing	\$	250.00	\$	250.00	18-718

Offenses Against Decency and Morality

	FYE 2023	FYE 2024	Ref.
Gambling Games	\$ 500.00	\$ 500.00	13-404
Gambling Rooms	\$ 500.00	\$ 500.00	13-406
Indecent Exposure	\$ 500.00	\$ 500.00	13-401
Maintaining Disorderly House	\$ 500.00	\$ 500.00	13-408
Nudity in Public Place	\$ 500.00	\$ 500.00	13-401
Prostitution	\$ 500.00	\$ 500.00	13-402
Slot Machines	\$ 500.00	\$ 500.00	13-405

MISCELLANEOUS COURT RELATED FEES

	FYE 2023	FYE 2024	Ref.
Cash Bail Bond (Minimum)	\$ 10.00	\$ 10.00	11-224
(Maximum)	Monetary Penalty for Offense	Monetary Penalty for Offense	11-224
Cost of Incarceration (Daily)	\$ 30.00	\$ 30.00	11-229
Court Costs	\$ 30.00	\$ 30.00	11-207(B), 11-230
Deferred Sentence Fee (Maximum)	\$ 100.00	\$ 100.00	11-228
Jail In Lieu of Fine (Per Day)	\$ 50.00	\$ 50.00	11-226(G)
Maximum Fines			
Alcohol Related Offenses	\$ 800.00	\$ 800.00	11-228(B)
If Judge is Not a Licensed Attorney	\$ 500.00	\$ 500.00	11-228(B)

Speeding and Parking Related Offenses	\$ 200.00	\$ 200.00	11-228(B)
Other Offenses	\$ 750.00	\$ 750.00	11-228(B)
Portion of Alcohol Related Fines Dedicated to Defray Enforcement Costs	\$ 50.00	\$ 50.00	11-228(B)
Sheriff's Service Fee	\$ 20.00	\$ 20.00	11-210

Penalty Assessments

	FYE 2023	FYE 2024	Ref.
CLEET	\$ 10.00	\$ 10.00	11-231(B)
AFIS"	\$ 10.00	\$ 10.00	11-231(B)
OSBI Forensic Science Assessment"	\$ 10.00	\$ 10.00	11-231(B)
OBN "Drug Paraphalnia	\$ 5.00	\$ 5.00	
Technology Fund	\$ 20.00	\$ 20.00	11-239

These Assessments are In Addition to All Fines over \$10.00 (11-231(A), 11-239)

"Effective 11/1/2018, Assessments for AFIS, OSBI increase to \$10.00 each.

CODE ENFORCEMENT**Code Violations**

	FYE 2023	FYE 2024	Ref.
Abandoned Refrigerator/ Appliance	\$ 200.00	\$ 200.00	12-114
Accumulation Weeds and Trash			
1st Offense	\$ 75.00	\$ 75.00	12-101
2nd Offense	\$ 150.00	\$ 150.00	12-101
3rd Offense	\$ 250.00	\$ 250.00	12-101
Junked Motor Vehicle	\$ 200.00	\$ 200.00	12-403
Storing/Parked/Leaving Junk MV	\$ 200.00	\$ 200.00	12-403
Tampering/Injuring Water System	\$ 200.00	\$ 200.00	16-203
Unlawful to Deposit Rubbish	\$ 400.00	\$ 400.00	12-108
Violation of Building Code	\$ 250.00	\$ 250.00	Ch. 4
Violation of Zoning Ordinance	\$ 250.00	\$ 250.00	Ch. 15, 21

AGENDA COMMENTARY

City Business Agenda
Item No. 6
Meeting of October 24th, 2023

Item Title:	RESOLUTION
Initiators / Initiating Department:	Robert L. Floyd City Manager
Background:	This item was tabled until the October 24 th meeting in order for staff to evaluate a round-about instead of a 4-way stop.
Exhibits:	Staff Report Drawings
Financial Impact:	Less than \$1,000 in materials with City crews performing the work.
Action:	<i>Further discussion from the 9/26 meeting and vote on a motion adopting a Resolution No. 2023-___ approving a 4-way stop at Main and Broadway or the creation of a round-about.</i>



The Institute of Transportation Engineers
Traffic Engineering Council
presents TIPS on



Stop Sign and Bar Placement

Where should a stop sign and stop bar (line) be placed at an intersection?

In placing a STOP sign at an intersection, visibility of the sign by the motorist is of prime concern. The STOP sign should not be blocked by other signs or vegetation. It is placed on the right hand side of the traffic lane to which it applies. In cases where the road is wide, an additional STOP sign is placed on the left side of the road.

Where two roads intersect at an acute angle, the STOP sign is positioned at an angle, or shielded, so that the message is out of view of traffic to which it does not apply.

In order to provide adequate lateral clearance for the motorist who may leave the roadway in rural areas and strike the sign support, a STOP sign should be located at least 6 feet from the edge of the shoulder or if there is no shoulder, 12 feet, with a maximum of 14 feet from the edge of the traveled way. The height to the bottom of the STOP sign in rural areas

should not be less than 5 feet or more than 8 feet above the edge of the roadway.

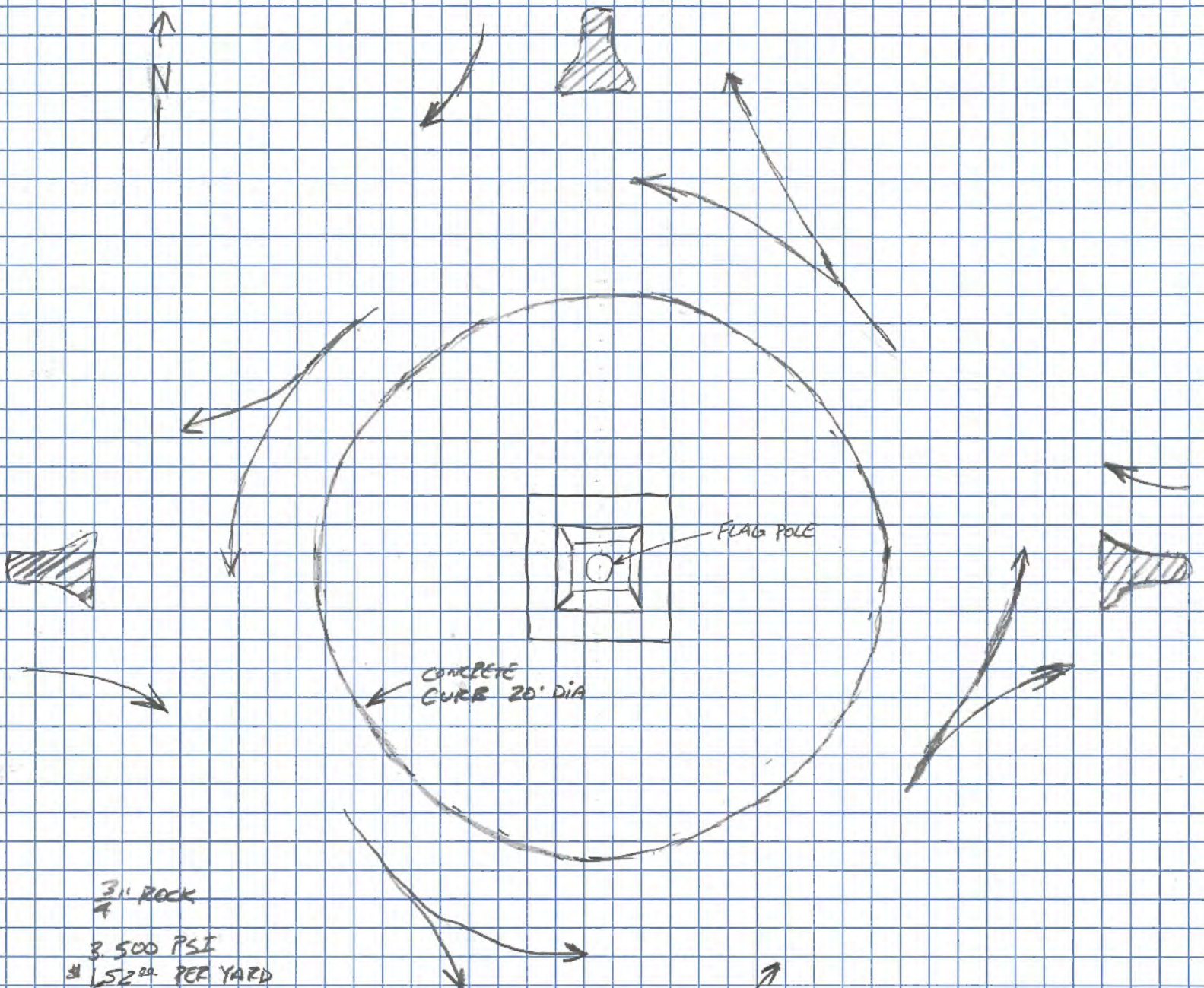
In urban areas a lesser lateral clearance may be used where necessary. Although 2 feet is recommended as a working minimum, a clearance of 1 foot from the curb face is permissible where sidewalk width is limited or where existing poles are close to the curb. The height of the bottom of a STOP sign in urban areas should not be less than 7 feet or more than 8 feet above the top of the curb.

In the case of stop bars, the MUTCD indicates that a stop bar (line) is a solid white line, normally 12 to 24 inches wide, extending across all approach lanes to a STOP sign or traffic signal. A stop bar should be placed parallel to the centerline of the intersecting street. A stop bar should be used in both rural and urban areas where it is important to indicate the point, behind which vehicles are required to stop, in compliance with a STOP sign, traffic signal, officer's direction, or other legal requirement.

A stop bar, when used, should ordinarily be placed 4 feet in advance of and parallel to the nearest crosswalk line. In the absence of a marked crosswalk, the stop bar should be placed at the desired stopping point and in no case more than 30 feet or less than 4 feet from the nearest edge of the intersecting roadway.

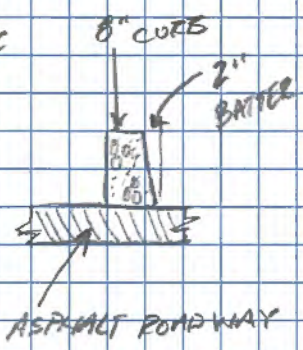
When a stop bar is used in conjunction with a STOP sign, it should be placed in

line with the STOP sign. However, if the STOP sign cannot be located exactly where vehicles are expected to stop, the stop bar should be placed at the desired stopping point. Finally, the stop bar should be placed so that vehicles have optimum sight distance along the intersecting roadway.

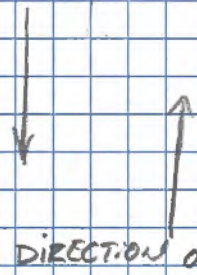


$\frac{3}{4}$ " ROCK
 3,500 PSI
 \$1.52⁰⁰ PER YARD

1.5 YD CONC



STRIP CHEVRONS ALL FOUR DIRECTION AT CENTER OF LANE



DIRECTION OF TRAVEL



7



AGENDA COMMENTARY

City Business
Agenda Item No. 7a
Meeting of October 24, 2023

Item Title:	TRAFFIC IMPACT ANALYSIS (TIA)
Initiators / Initiating Department:	Dustin A. Downey, AICP, Capital Projects Manager Admin Department
Background:	In order for Freese and Nichols to accurately complete justifications for signalization at the intersections shown in the preliminary documents for TIF #2 (40 th Street, 55 th Street, and 70 th Street), a Traffic Impact Analysis (TIA) is required. City staff requested proposals to collect data and, utilizing site generated trips and further analysis, provide a report which will enable the City and Freese and Nichols to further discussions with ODOT concerning the necessity of these potential future signals.
Exhibits:	Proposals from engineering firms: TEC Lee Engineering
Financial Impact:	CJ See with See Development has agreed in principle to provide funding for 50% of the cost, which would make the outstanding balance to the City The proposals had the following quotes for the services described above: TEC: \$15,500 Lee Engineering: ??? 3 rd Engineering Consultant: ???
Action:	<i>Discussion, consideration, possible action and/or amendments to approve an agreement with an engineering consultant to provide a Traffic Impact Analysis (TIA) for the mixed-use development in Tax Increment Financing District No. 2.</i>

AGENDA COMMENTARY

City Business
Agenda Item No. 7(b)
Meeting of October 24, 2023

Item Title:	TASK AUTHORIZATION #2
Initiators / Initiating Department:	Dustin A. Downey, AICP, Capital Projects Manager Admin Department
Background:	<p>As shown in the project schedule submitted to the Council at the September meeting, Task Authorization #2 will contract Freese and Nichols to perform final design, bid phase, and general construction phase services on the water lines for 40th and 55th Street NE, and sanitary sewer lines to serve the project area. This also includes, as an additional service, connection to the 44-lot subdivision outside of city limits to the west of the project area.</p> <p>If executed as written, this would make Freese and Nichols responsible for the development and scheduling of bids for the construction phase of the project.</p> <p>Of note, this does not include the sanitary sewer lift station, which will be coming to the City in November as Task Authorization #3. Task Authorization #3 may also include cost differences due to rerouting the sanitary sewer due to concerns brought up by Public Works Director David Standridge.</p>
Exhibits:	Staff Report Task Authorization #2
Financial Impact:	The task authorization is broken up into a lump sum and not-to-exceed cost including the following: \$482,647 lump sum for the items defined in Articles I and II \$220,333 not-to-exceed for the items defined in Article III, which includes the potential connection to the 44 lot subdivision, as well as potential environmental review and permitting as necessary.
Action:	<i>Discussion, consideration, possible action and/or amendments to approve Task Authorization #2 with Freese and Nichols regarding infrastructure developments for Tax Increment Financing District No. 2.</i>



MASTER PROFESSIONAL SERVICES AGREEMENT
TASK AUTHORIZATION #2

City of Blanchard
P.O. Box 480
Blanchard, OK 73010

FNI Project: BLO23779
Client Contract: _____
Date: 10/24/2023

Project Name: Engineering Professional Services to serve Phase I of Blanchard TIF District No. 2 (Water and Sewer Phase 1)
Description of Services: As Described in Attachment SC
Deliverables: As Described in Attachment SC
Schedule: As Described in Attachment SC
Compensation Type: As Described in Attachment CO
Amount Authorized: \$702,980.00 (\$482,647 Lump Sum; \$220,333 Not-to-Exceed)

The services described above shall proceed upon execution of this Task Authorization. All other provisions, terms, and conditions of the Master Professional Services Agreement which are not expressly amended shall remain in full force and effect.

CITY OF BLANCHARD

FREESE AND NICHOLS, INC.

By: _____
Name: _____
Title: _____
Date: _____

By: Alan C. Hutson
Name: Alan C. Hutson
Title: Vice President
Date: October 16, 2023

SCOPE OF SERVICES AND RESPONSIBILITIES OF CLIENT

PROJECT UNDERSTANDING

As a continuation of Task Authorization #1 for Preliminary Engineering Services to serve the Phase I of Blanchard TIF District No. 2, Blanchard, OK, FNI will perform Final Design, Bid Phase, and General Construction Phase Services to serve the following projects:

- Approximately 24,000 linear feet of sanitary sewer (gravity and force main) to serve project area;
- Approximately 7,000 linear feet of 8/12-inch Water Line along 40th Street NE;
 - Approximately 3,000 linear feet of Water Line along 40th Street NE is planned to serve the Whitetail Crossing Development just west of the TIF District No. 2. This design is included as a Special Service to be authorized separately by the City.
- Approximately 2,500 linear feet of 12-inch Water Line along 55th Street NE;

The final pipe sizing for the sanitary sewer improvements will not be known until after the completion of activities included in Task Authorization #1, which will be finalized before Final Design begins. The final lift station sizing will follow shortly behind the final pipe sizing and will be included in future Task Authorization #3.

ARTICLE I

BASIC SERVICES: FNI shall render the following professional services in connection with the development of the Project:

A. FINAL DESIGN PHASE: FNI shall provide professional services in this phase as follows:

1. PROJECT MANAGEMENT

- a. Manage efforts of internal design team and sub-consultants on the Project and perform Quality Control review of all deliverables.
- b. Prepare meeting agendas and minutes and attend the following meetings:
 - i. Attend up to eight (8) bi-weekly project coordination meetings with Client, with two being in-person.
 - ii. Attend up to two (2) meetings with third parties, including other consultants providing services to Client.
 - iii. Attend up to one (1) workshop for review of milestone design submittals.
- c. Prepare monthly reporting including status report, recent activities, upcoming activities, action items log, decisions made log, budget updates, schedule updates, and scope changes. Prepare monthly invoices.
- d. Deliverables include the following:
 - i. Agendas and minutes for all meetings
 - ii. Monthly reporting
 - iii. Monthly invoices

2. DESIGN PHASE: Based upon desktop pipeline route study from the Preliminary Phase, proceed with final pipeline alignment selection.
- a. FNI will review alignment in the field and make modifications to avoid conflicts and determine the final pipeline alignment. Final alignment will be based upon property considerations, constructability, hydraulics, pump station and delivery point locations, construction costs, conflicts with existing infrastructure, land costs (to be provided by Owner), environmental considerations, accessibility, proximity to power sources for pumping stations and permitting requirements.
 - b. Advise Owner of need for and recommend scope of additional Special Services, not already included in Article II of this Scope of Work. The cost of such additional Special Services shall be paid by Owner and are not included in the services performed by FNI.
 - c. Prepare drawings, specifications, Construction Contract Documents, designs, and layouts of improvements to be constructed (if additional topographic surveys are to be furnished, they are Special Services, pursuant to Article II, or Additional Services, pursuant to Article III).
 - i. Prepare front end documents, including bid documents, general conditions, and special conditions for the construction packages, based upon FNI's standard documents.
 - ii. Anticipated Design Sheets (approximately 40 sheets)
 1. Cover, Survey Control, General Notes, Force Main HGL
 2. Water Line Plan and Profile (1"=40' horizontal scale on 22"x34" full size sheets)
 3. Sanitary Sewer Line Plan and Profile (1"=40' horizontal scale on 22"x34" full size sheets)
 4. Horizontal Directional Drilling layouts
 5. Standard SWPPP Sheets
 6. Necessary Construction Details
 - d. Furnish such information necessary to utility companies whose facilities may be affected, or services may be required for the Project.
 - e. Prepare revised opinion of probable construction cost (OPCC) at the 90% submittals.
 - f. 90% Review: Furnish Owner three (3) sets of hard copies of drawings, specifications, and bid proposals marked "Preliminary" for approval by Owner. FNI will meet with the Owner to present the plans and specifications and receive comments. FNI will receive comments from Owner and address comments in the Final Draft.
 - g. Submit drawings, specifications, and Construction Contract Documents to the applicable federal, state and/or local agency(s) for approval, where required. Fees will be paid by the Client. Anticipated permits include:
 - i. ODEQ: Construction Permit
 - h. Deliverables for the Final Design Phase include:

- i. 90% submittal of Plans and Specifications, updated OPCC
- ii. Final Plans and Specifications

B. BID OR NEGOTIATION PHASE: Upon completion of the design services and approval of "Final" drawings and specifications by Client, FNI shall provide professional services in this phase as follows:

1. Assist Client in securing bids. Issue a Notice to Bidders to prospective contractors and vendors listed in FNI's database of prospective bidders, and to selected plan rooms. Provide a copy of the notice to bidders for Client to use in notifying construction news publications and publishing appropriate legal notice. The cost for publications shall be paid by Client.
2. Distribute Bid Documents in electronic format (pdf) through the use of FNI electronic bid document distribution system and distribute to selected plan rooms, and to prospective bidders that respond to the Notice to Bidders.
3. Maintain information on entities that have been issued a set of bid documents. Distribute information on plan holders to interested contractors and vendors on request.
4. Assist Client by responding to questions and interpreting bid documents. Prepare and issue addenda to the bid documents to plan holders if necessary.
5. Assist the Client in conducting a pre-bid conference for the construction projects and coordinate responses with Client. Response to the pre-bid conference will be in the form of addenda issued after the conference.
6. FNI will assist Client in the opening, tabulating, and analyzing the bids received. Review the qualification information provided by the apparent low bidder to determine if, based on the information available, they appear to be qualified to construct the project. Recommend award of contracts or other actions as appropriate to be taken by Client. Pre-qualification of all prospective bidders and issuing a list of eligible bidders prior to the bid opening is an additional service.
7. Assist Client in the preparation of Construction Contract Documents for construction contracts. Provide five (5) sets of Construction Contract Documents which include information from the apparent low bidders bid documents, legal documents, and addenda bound in the documents for execution by the Client and construction contractor. Distribute three (3) copies of these documents to the contractor with a notice of award that includes directions for the execution of these documents by the construction contractor. Provide Client with the remaining two (2) copies of these documents for use during construction. Additional sets of documents can be provided as an Additional Service.
8. Furnish contractor copies of the drawings and specifications for construction pursuant to the General Conditions of the Construction Contract.

C. CONSTRUCTION PHASE GENERAL REPRESENTATION: Upon completion of the bid or negotiation phase services, FNI will proceed with the performance of construction phase general representation services as described below.

In performing these services, it is understood that FNI does not guarantee the Contractor's performance, nor is FNI responsible for the supervision of the Contractor's operation and employees. FNI shall not be responsible for the means, methods, techniques, sequences or procedures of construction selected by the Contractor, or any safety precautions and programs relating in any way to the condition of the premises, the work of the Contractor or any Subcontractor. FNI shall not be responsible for the acts or omissions of any person (except its own employees or agents) at the Project site or otherwise performing any of the work of the Project.

These services are based on the use of FNI's standard General Conditions for construction projects. Modifications to these services required by use of other general conditions or contract administration procedures are an additional service. If General Conditions other than FNI's standard are used, the Client agrees to include provisions in the General Conditions that require Contractor to include FNI: (1) as an additional insured and in any waiver of subrogation rights with respect to such liability insurance purchased and maintained by Contractor for the Project (except workers' compensation and professional liability policies); and (2) as an indemnified party in the Contractor's indemnification provisions where the Client is named as an indemnified party.

1. Assist Client in conducting pre-construction conference(s) with the Contractor(s), review construction schedules prepared by the Contractor(s) pursuant to the requirements of the construction contract, and prepare a proposed estimate of monthly cash requirements of the Project from information provided by the Construction Contractor.
2. Establish communication procedures with the Client and contractor. Submit monthly reports of construction progress. Reports will describe construction progress in general terms and summarize project costs, cash flow, construction schedule and pending and approved contract modifications.
3. Establish and maintain a project documentation system consistent with the requirements of the construction contract documents. Monitor the processing of contractor's submittals and provide for filing and retrieval of project documentation. Produce monthly reports indicating the status of all submittals in the review process. Review contractor's submittals, including, requests for information, modification requests, shop drawings, schedules, and other submittals in accordance with the requirements of the construction contract documents for the projects. Monitor the progress of the contractor in sending and processing submittals to see that documentation is being processed in accordance with schedules.
4. Based on FNI's observations as an experienced and qualified design professional and review of the Payment Requests and supporting documentation submitted by Contractor, determine the amount that FNI recommends Contractor be paid on monthly and final estimates, pursuant to the General Conditions of the Construction Contract.
5. Make eight (8) visits to the construction site (as distinguished from the continuous services of a Resident Project Representative) to observe the progress and the quality of work and to attempt to determine in general if the work is proceeding in accordance with the Construction Contract Documents. In this effort FNI will endeavor to protect the Client against defects and deficiencies in the work of Contractors and will report any observed deficiencies to Client. Visits to the site in excess of the specified number are an Additional Service.

6. Notify the Client of non-conforming work observed on site visits. Review quality related documents provided by the contractor such as test reports, equipment installation reports or other documentation required by the Construction contract documents.
7. Interpret the drawings and specifications for Client and Contractor(s). Investigations, analyses, and studies requested by the Contractor(s) and approved by Client, for substitutions of equipment and/or materials or deviations from the drawings and specifications is an additional service.
8. Establish procedures for administering constructive changes to the construction contracts. Process contract modifications and negotiate with the contractor on behalf of the Client to determine the cost and time impacts of these changes. Prepare change order documentation for approved changes for execution by the Client. Documentation of field orders, where cost to Client is not impacted, will also be prepared. Investigations, analyses, studies or design for substitutions of equipment or materials, corrections of defective or deficient work of the contractor or other deviations from the construction contract documents requested by the contractor and approved by the Client are an additional service. Substitutions of materials or equipment or design modifications requested by the Client are an additional service.
9. Prepare documentation for contract modifications required to implement modifications in the design of the project. Receive and evaluate notices of contractor claims and make recommendations to the Client on the merit and value of the claim on the basis of information submitted by the contractor or available in project documentation. Endeavor to negotiate a settlement value with the Contractor on behalf of the Client if appropriate. Providing these services to review or evaluate construction contractor(s) claim(s), supported by causes not within the control of FNI are an additional service.
10. Conduct, in company with Client's representative, a final review of the Project for conformance with the design concept of the Project and general compliance with the Construction Contract Documents. Prepare a list of deficiencies to be corrected by the contractor before recommendation of final payment. Assist the City in obtaining legal releases, permits, warranties, spare parts, and keys from the contractor. Review and comment on the certificate of completion and the recommendation for final payment to the Contractor(s). Visiting the site to review completed work in excess of two (2) trips are an Additional Service.
11. Revise the construction drawings in accordance with the information furnished by construction Contractor(s) reflecting changes in the Project made during construction. Furnish Client three (3) sets of printed copies and one (1) electronic copy (.pdf format) of "Record Drawings."

ARTICLE II

SPECIAL SERVICES: FNI shall render the following professional services, which are not included in the Basic Services described above, in connection with the development of the Project:

1. ENVIRONMENTAL ASSESSMENT
 - a. Compile Information: Once the limits of construction (LOC) have been defined, FNI will assemble data such as aerial photos, U.S. Geological Survey (USGS) topographic maps, U.S. Department of Agriculture (USDA) soil information, U.S. Fish and Wildlife Service (USFWS) National Wetland Inventory data, USGS National Hydrography Dataset (NHD) information,

and the LOC in digital format for the development of field maps and to upload to a Global Positioning System (GPS) unit.

- b. Conduct Site Visit: Once the LOC have been defined, FNI environmental scientists will conduct a pedestrian survey of the alignments of the proposed SS line, the water line along 40th St, and the water line along 55th St in order to make observations regarding existing environmental conditions. The locations of any waters of the U. S. (including wetlands and the ordinary high-water marks of streams) and potential federally listed threatened/endangered (T/E) species habitat within the project LOC's will be identified and delineated. The jurisdictional boundaries of wetlands will be delineated based on the 1987 USACE Wetland Delineation Manual and the Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Great Plains Region (Version 2.0).
- c. Cultural Resources Survey: FNI will subcontract a certified archeologist to conduct a Phase 1 cultural resource survey in evaluating compliance with Section 106 of the National Historic Preservation Act. The Phase I cultural resource survey will identify and assess all cultural resources within the footprint of the LOC for the SS and water line projects. Phase 1 investigations consist of a literature and records search, field investigation, and report preparation. Phase 1 fieldwork consists of a visual, on-the-ground examination of the project area, which may include an intensive pedestrian survey with systematically excavated shovel tests. The report will include a full cultural background for the areas where the projects are proposed to be installed via open cut methods. FNI will review the report and coordinate with the archeologist on requirements for Section 106 compliance.
- d. Environmental Technical Memorandum: Discharges of fill within WOTUS require authorization from U.S. Army Corps of Engineers (USACE) to comply with Section 404 of the Clean Water Act. FNI will review the plans for the water line along 40th St and the water line along 55th St with the design team and prepare a technical memorandum documenting the results of the site visit and an opinion as to whether or not the project has been designed to meet the terms and conditions of Nationwide Permit (NWP) 58, for Utility Line Activities for Water and other Substances, without the requirement of a Pre-Construction Notification (PCN) to the USACE. If it is determined that a PCN would be required for the water line projects, FNI can provide this as an additional service.
- e. Pre-Application Meeting: FNI will prepare a letter to the USACE requesting a pre-application meeting in association with the proposed SS line project, including a brief project description, the project purpose and need, maps of the LOC, and conceptual design drawings. FNI will coordinate and attend the pre-application meeting with the USACE, coordinate the project team on the discussion, and draft meeting minutes.
- f. Section 404 Pre-Construction Notification (PCN): FNI assumes that SS line project may result in discharges of fill within WOTUS and could be authorized with NWP 58. This Basic Scope of Services addresses efforts necessary to prepare and submit a NWP 58 Pre-Construction Notification (PCN) for the proposed SS line project. This Basic Scope of Services also includes assistance with United States Fish and Wildlife Service (USFWS) compliance as this compliance will be necessary to secure PCN approval. FNI will prepare a PCN with the following tasks (associated with the PCN requirements):
 - i. NWP PCN Form 6082 – USACE form includes applicant and project information, particularly areas and/or volumes of fill, effects to federally-listed species, etc.

- ii. Representative Photographs – FNI will collect representative photographs of the project LOC.
 - iii. Plan and Profile Drawings – FNI will prepare clear and concise plan and profile drawings that indicate the proposed project and WOTUS impacts.
 - iv. Delineation Report – FNI will prepare a report that describes delineation methods and results, depicts WOTUS in the project LOC, and field forms for the delineation of wetlands within the LOC.
 - v. Federally-listed Species Habitat Assessment – FNI will prepare a report that indicates the potentially-occurring federally-listed species in the project area, and the potential project effect determinations for each species. This will also include any concurrence correspondence and required BMPs resulting from US Fish and Wildlife Service (USFWS) coordination.
 - vi. Cultural Resources Evaluations – Archaeological survey conducted above will be included in the PCN package.
 - vii. Oklahoma Department of Environmental Quality (ODEQ) Section 401 Water Quality Certification – ENGINEER will submit a pre-filing request and Section 401 Water Quality Certification Request to the ODEQ, which indicates the various BMPs that will be implemented to control turbidity and suspended solids in WOTUS that could result from construction.
- g. Project Team Coordination: FNI environmental scientists will coordinate with the project team (City and design team) on the findings of the site visit and provide environmental input during design to avoid environmental concerns.

Assumptions

- FNI will assist with documentation for USFWS compliance; The City will take lead on all efforts to engage USFWS or other entities regarding potential project effects to federally-listed species and required BMPs.
- This Basic Scope of Services assumes that NWP 58 (and potentially other NWPs) will be sufficient to permit this project with USACE.
- No presence/absence surveys are included in this Basic Scope of Services.
- The City would provide access for all field efforts necessary to complete the Basic Scope of Services.
- All comments from the City on FNI draft deliverables are due within ten (10) working days of FNI submitting draft documents, unless both the City and FNI agree otherwise.

2. EASEMENT EXHIBIT PREPARATION

- a. Prepare legal descriptions and easement exhibits for the anticipated parcels that will require it.
 - i. Total number of exhibits expected is 15.

3. GEOTECHNICAL SOIL INVESTIGATIONS

- a. Perform five (5) additional geotechnical borings along the sewer line and/or lift station on an as-needed basis. It is assumed that all boring locations are readily accessible to ATV-mounted equipment. The purpose of the subsurface evaluation is to obtain data in order to provide recommendations for the design and construction of the sewer line and trenchless crossings of obstructions. After completing the field exploration and laboratory testing, the data and conditions will be analyzed, and geotechnical reports will be prepared by a licensed professional engineer.

4. SUBSURFACE UTILITY ENGINEERING (SUE)

- a. SUE services will be located in areas requiring limited traffic control (Cones Only). All Potholes will be filled with sand and/or slurry concrete. All Potholes will be to a depth of 6 feet from existing ground elevation. General Pothole locations to be provided by ENGINEER. Actual Potholes will be based on OKIE field markings. A total of 30 pothole locations are budgeted.

5. WHITETAIL CROSSING WATER LINE

- a. FNI will perform design, bid, and construction phase services as indicated in Article I for the approximate 3,000 linear feet of 8-inch water line to extend the planned 12-inch water line associated with TIF District No. 2. It is assumed that this project will be a separate bid package from the TIF District bid package and thus will require an additional bid and construction phase

ARTICLE III

ADDITIONAL SERVICES: Any services performed by FNI that are not included in the Basic Services or Special Services described above are Additional Services. Additional Services to be performed by FNI, if authorized by Client, are described as follows:

1. Field layouts or the furnishing of construction line and grade surveys.
2. Provide Geotechnical investigations, studies and reports beyond the scope listed above.
3. Providing services to investigate existing conditions or facilities, or to make measured drawings thereof, or to verify the accuracy of drawings or other information furnished by Client.
4. Providing renderings, model, and mock-ups requested by the Client.
5. Revisions to drawings, specifications or other documents when such revisions are 1) not consistent with approvals or instructions previously given by Client or 2) due to other causes not solely within the control of FNI.
6. Providing consultation concerning the replacement of any Work damaged by fire or other cause during the construction, and providing services as may be required in connection with the replacement of such Work.

7. Preparing applications and supporting documents for government grants, loans, or planning advances and providing data for detailed applications.
8. Providing shop, mill, field or laboratory inspection of materials and equipment. Observe factory tests of equipment at any site remote to the project or observing tests required as a result of equipment failing the initial test.
9. Preparing Operation and Maintenance Manuals or conducting operator training.
10. Preparing data and reports for assistance to Client in preparation for hearings before regulatory agencies, courts, arbitration panels or any mediator, giving testimony, personally or by deposition, and preparations therefore before any regulatory agency, court, arbitration panel or mediator.
11. Furnishing the services of a Resident Project Representative to act as Client's on site representative during the Construction Phase. The Resident Project Representative will act as directed by FNI in order to provide more extensive representation at the Project site during the Construction Phase. Through more extensive on site observations of the work in progress and field checks of materials and equipment by the Resident Project Representative and assistants, FNI shall endeavor to provide further protection for Client against defects and deficiencies in the work. Furnishing the services of a Resident Project Representative is subject to the provisions of Article I, D and Attachment RPR.

If Client provides personnel to support the activities of the Resident Project Representative who is FNI or FNI's agent or employee, the duties, responsibilities and limitations of authority of such personnel will be set forth in an Attachment attached to and made a part of this Agreement before the services of such personnel are begun. It is understood and agreed that such personnel will work under the direction of and be responsible to the Resident Project Representative. Client agrees that whenever FNI informs him in writing that any such personnel provided by the Client are, in his opinion, incompetent, unfaithful or disorderly, such personnel shall be replaced.

12. Assisting Client in preparing for, or appearing at litigation, mediation, arbitration, dispute review boards, or other legal and/or administrative proceedings in the defense or prosecution of claims disputes with Contractor(s).
13. Performing investigations, studies and analyses of substitutions of equipment and/or materials or deviations from the drawings and specifications.
14. Assisting Client in the defense or prosecution of litigation in connection with or in addition to those services contemplated by this Agreement. Such services, if any, shall be furnished by FNI on a fee basis negotiated by the respective parties outside of and in addition to this Agreement.
15. Performing investigations, studies, and analysis of work proposed by construction contractors to correct defective work.
16. Design, contract modifications, studies or analysis required to comply with local, State, Federal or other regulatory agencies that become effective after the date of this agreement.
17. Services required to resolve bid protests or to rebid the projects for any reason.

18. Visits to the site in excess of the number of trips included in Article I for periodic site visits, coordination meetings, or contract completion activities.
19. Providing services made necessary because of unforeseen, concealed, or differing site conditions or due to the presence of hazardous substances in any form.
20. Provide follow-up professional services during Contractor's warranty period.

ARTICLE IV

TIME OF COMPLETION: FNI is authorized to commence work on the Project upon execution of this Agreement and agrees to complete the services in accordance with the following schedule:

- Task A1 – Project Management: throughout duration of Task Authorization
- Task A2 – Final Design Phase: within 90 calendar days from NTP
- Task B – Bid Phase: within 60 calendar days from completion of Final Design approval
- Task C – Construction Phase: anticipated at 8 months from construction NTP

If FNI's services are delayed through no fault of FNI, FNI shall be entitled to adjust contract schedule consistent with the number of days of delay. These delays may include but are not limited to delays in Client or regulatory reviews, delays on the flow of information to be provided to FNI, governmental approvals, etc. These delays may result in an adjustment to compensation as outlined on the face of this Agreement and in Attachment CO.

ARTICLE V

RESPONSIBILITIES OF CLIENT: Client shall perform the following in a timely manner so as not to delay the services of FNI:

- A. Client recognizes and expects that change orders may be required to be issued during construction. The responsibility for the costs of change orders will be determined on the basis of applicable contractual obligations and professional liability standards. FNI will not be responsible for any change order costs due to unforeseen site conditions, changes made by or due to the Client or Contractor, or any change order costs not caused by the negligent errors or omissions of FNI. Nothing in this provision creates a presumption that, or changes the professional liability standard for determining if, FNI is liable for change order costs. It is recommended that the Client budget a minimum of 5% for new construction and a minimum of 10% for construction that includes refurbishing existing structures.
- B. Designate in writing a person to act as Client's representative with respect to the services to be rendered under this Agreement. Such person shall have contract authority to transmit instructions, receive information, interpret and define Client's policies and decisions with respect to FNI's services for the Project.
- C. Provide all criteria and full information as to Client's requirements for the Project, including design objectives and constraints, space, capacity and performance requirements, flexibility and expandability, and any budgetary limitations; and furnish copies of all design and construction standards which Client will require to be included in the drawings and specifications.

- D. Assist FNI by placing at FNI's disposal all available information pertinent to the Project including previous reports and any other data relative to design or construction of the Project.
- E. Arrange for access to and make all provisions for FNI to enter upon public and private property as required for FNI to perform services under this Agreement.
- F. Examine all studies, reports, sketches, drawings, specifications, proposals and other documents presented by FNI, obtain advice of an attorney, insurance counselor and other consultants as Client deems appropriate for such examination and render in writing decisions pertaining thereto within a reasonable time so as not to delay, or cause rework in, the services of FNI.
- G. Furnish approvals and permits from all governmental authorities having jurisdiction over the Project and such approvals and consents from others as may be necessary for completion of the Project.
- H. Provide such accounting, independent cost estimating and insurance counseling services as may be required for the Project, such legal services as Client may require or FNI may reasonably request with regard to legal issues pertaining to the Project including any that may be raised by Contractor(s), such auditing service as Client may require to ascertain how or for what purpose any Contractor has used the moneys paid under the construction contract, and such inspection services as Client may require to ascertain that Contractor(s) are complying with any law, rule, regulation, ordinance, code or order applicable to their furnishing and performing the work.
- I. If Client designates a person to serve in the capacity of Resident Project Representative who is not FNI or FNI's agent or employee, the duties, responsibilities and limitations of authority of such Resident Project Representative(s) will be set forth in an Attachment attached to and made a part of this Agreement before the Construction Phase of the Project begins. Said attachment shall also set forth appropriate modifications of the Construction Phase General Representation services as defined in Attachment SC, Article I, D, together with such adjustment of compensation as appropriate.
- J. Attend the pre-bid conference, bid opening, preconstruction conferences, construction progress and other job-related meetings and substantial completion inspections and final payment inspections.
- K. Give prompt written notice to FNI whenever Client observes or otherwise becomes aware of any development that affects the scope or timing of FNI's services, or any defect or nonconformance of the work of any Contractor.
- L. Furnish, or direct FNI to provide, Additional Services as stipulated in Attachment SC, Article III of this Agreement or other services as required.
- M. Bear all costs incident to compliance with the requirements of this Article V.

ARTICLE VI

DESIGNATED REPRESENTATIVES: FNI and Client designate the following representatives:

Client's Designated Representative – Dustin A. Downey, PO Box 480, Blanchard, OK 73010, P: 405-485-9308,
E: project@cityofblanchard.us

Client's Accounting Representative – TBD

FNI's Designated Representative – Alan Hutson, 3600 NW 138th Street, Oklahoma City, OK 73134, P: 405-252-5941, E: ach@freese.com

FNI's Accounting Representative – Stephanie Kirchstein, 12770 Merit Dr., Suite 900, Dallas, TX 75251, P: 214-217-2212, E: stephanie.kirchstein@freese.com

COMPENSATION

ATTACHMENT CO

Compensation to FNI for Basic Services in Attachment SC shall be the lump sum of Four Hundred Eighty Two Thousand Six Hundred Forty Seven Dollars (\$482,647).

Compensation to FNI for Special Services in Attachment SC shall be computed on the basis of the following Schedule of Charges, but shall not exceed Two Hundred Twenty Thousand Three Hundred Thirty Three Dollars (\$220,333).

If FNI sees the Scope of Services changing so that Additional Services are needed, including but not limited to those services described as Additional Services in Attachment SC, FNI will notify OWNER for OWNER's approval before proceeding. Additional Services shall be computed based on the following Schedule of Charges.

Position	Hourly Rate	
	Min	Max
Professional 1	98	172
Professional 2	126	196
Professional 3	140	308
Professional 4	161	354
Professional 5	228	396
Professional 6	249	466
Construction Manager 1	116	158
Construction Manager 2	123	196
Construction Manager 3	147	200
Construction Manager 4	175	249
Construction Manager 5	210	294
Construction Manager 6	280	347
Construction Representative 1	81	88
Construction Representative 2	102	116
Construction Representative 3	130	186
Construction Representative 4	130	186
CAD Technician/Designer 1	88	119
CAD Technician/Designer 2	105	193
CAD Technician/Designer 3	151	245
Corporate Project Support 1	74	154
Corporate Project Support 2	84	217
Corporate Project Support 3	105	319
Intern / Coop	56	95

Rates for In-House Services and Equipment

<u>Mileage</u>	<u>Bulk Printing and Reproduction</u>			<u>Equipment</u>		
Standard IRS Rates		<u>B&W</u>	<u>Color</u>	Valve Crew Vehicle (hour)		\$75
	Small Format (per copy)	\$0.10	\$0.25	Pressure Data Logger (each)		\$200
<u>Technology Charge</u>	Large Format (per sq. ft.)			Water Quality Meter (per day)		\$100
\$8.50 per hour	Bond	\$0.25	\$0.75	Microscope (each)		\$150
	Glossy / Mylar	\$0.75	\$1.25	Pressure Recorder (per day)		\$100
	Vinyl / Adhesive	\$1.50	\$2.00	Ultrasonic Thickness Gauge (per day)		\$275
				Coating Inspection Kit (per day)		\$275
	Mounting (per sq. ft.)	\$2.00		Flushing / Cfactor (each)		\$500
	Binding (per binding)	\$0.25		Backpack Electrofisher (each)		\$1,000
					<u>Survey Grade</u>	<u>Standard</u>
				Drone (per day)	\$200	\$100
				GPS (per day)	\$150	\$50

OTHER DIRECT EXPENSES:

Other direct expenses are reimbursed at actual cost times a multiplier of 1.10. They include outside printing and reproduction expense, communication expense, travel, transportation and subsistence away from the FNI office. For other miscellaneous expenses directly related to the work, including costs of laboratory analysis, test, and other work required to be done by independent persons other than staff members, these services will be billed at a cost times a multiplier of 1.10. For Resident Representative services performed by non-FNI employees and CAD services performed in-house by non-FNI employees where FNI provides workspace and equipment to perform such services, these services will be billed at cost times a multiplier of 2.0. This markup approximates the cost to FNI if an FNI employee was performing the same or similar services.

These ranges and/or rates will be adjusted annually in February. Last updated 2023.



8



AGENDA COMMENTARY

City Business Agenda
Item No. **8**
Meeting of October 24, 2023

Item Title:	SPECIAL EVENT PERMIT
Initiators / Initiating Department:	Kim Vittitow Event Organizer
Background:	<p>The Blanchard Running Club has filed an application to use City streets to conduct a <u>Run Run Rudolph Fun Run</u>, a 5K Course and Fun Run in Downtown Blanchard on December 9, 2023.</p> <p>This Fun Run coincides with the City's Christmas Activities scheduled for Saturday, December 9th, but will not interfere with our planned activities later that day.</p>
Exhibits:	Staff Report Email Special Event Permit Application
Financial Impact:	None.
Action:	<i>Discuss and vote on a motion approving an application for a Special Event Permit for a <u>Run Run Rudolph Fun Run</u> submitted by the Blanchard Running Club to be held on Saturday, December 9th.</i>



Robert Floyd <citymanager@cityofblanchard.us>

Run Run Rudolph 5k (Blanchard XC/Track Fundraiser)

1 message

Kim Vittitow <ksvittitow@yahoo.com>

Sat, Oct 14, 2023 at 5:43 PM

To: "citymanager@cityofblanchard.us" <citymanager@cityofblanchard.us>

Mr. Floyd,

The Blanchard Track & XC would like to hold our 2nd annual Run-Run Rudolph 5k Run on Saturday, December 9th at 10:00am. We have spoken to Chris Whittenbach and gotten his approval to host the run on the city's certified course just like last year. Our program will have all volunteers covered. Chris did say we could use the city's stage, speakers and microphones to announce the event and winners.

We need to be added to the City Council Meeting on October 24th for approval.

Thank you for your time,

Kim Vittitow
405-623-1539



City of BLANCHARD



RECEIVED
10/05/23

SPECIAL EVENT PERMIT APPLICATION

Name of Organization: *Blanchard Running Club*
 Applicant Name: *Kim Vittitow*
 Street Address: *3218 Ridge View Ln. Blanchard 73010*
 Phone: *405 623-1539* Cell: *Same* Fax:
 Contact Person: *Chris* Contact Phone:

Date of Special Event: *12-9-23*

Event Description: *Run Run Rudolph Fun Run*

Address of Special Event: *5K Course - Downtown Blanchard*

List type of activities at Special Event:
5K Run + Fun Run

APPLICATION SHOULD BE SUBMITTED TO THE CITY CLERK AT LEAST TEN (10) DAYS PRIOR TO ANY COUNCIL MEETING FOR CONSIDERATION AND APPROVAL.

I have read and understand the policies and procedures within this application regulating Special Event signs.

<i>Signature of Applicant</i>	<i>Kim Vittitow</i>	<i>Date</i>	<i>10-4-23</i>
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FOR OFFICIAL USE ONLY

Approved Denied:

Signature of Official

Amount Paid: _____ Receipt #: _____ Date Paid: _____



Blanchard 5K Marathon
Proposed Route
1
Prepared By: DMO
January 2013



5K = 16,368 feet or 3.1 miles
0 310 620 1,240 Feet





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AGENDA COMMENTARY

City Business Agenda
Item No. 9
Meeting of October 24, 2023

Item Title:	HALLOWEEN OBSERVANCE
Initiators / Initiating Department:	Chris Wittenbach Parks Director
Background:	<p>Annually, the City Council establishes the date and time that Blanchard Trick or Treaters will observe Halloween. The event was adopted as annual celebration by Resolution No. 2013-18 adopted by City Council on 8/13/13.</p> <p>This year, Halloween falls on Tuesday, October 31st. Traditionally we observe Halloween on the same nite as the City's annual PumpkinFest held in the Historic Downtown Blanchard.</p> <p>This year, PumpkinFest is scheduled for Tuesday, October 31st. Trick or Treat activities, if approved, will be from 6pm to 9pm.</p>
Exhibits:	Staff Report Special Event Permit Application
Financial Impact:	None.
Action:	<i>Discuss and vote on a motion approving the date of Tuesday, October 31st for observance of Halloween "Trick or Treat" nite in Blanchard.</i>



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AGENDA COMMENTARY

City Business Agenda
Item No. **10**
Meeting of MONTH DD, 2023

Item Title:	JOB REQUISITION
Initiators / Initiating Department:	Charlie Largent, Fire Chief Steve Rhodes, Chief of Police David Standridge, Public Works Director
Background:	<p>The three (3) departments (Fire, Police & Public Works) has requested a full-time Emergency Services Mechanic to work on fire trucks, heavy equipment and police vehicles, when needed.</p> <p>A copy of the Job Requisition and Job Description are attached for your consideration.</p>
Exhibits:	Staff Report Job Requisition Job Description
Financial Impact:	\$52,000 salary plus benefits.
Action:	<i>Discuss and vote on a motion approving a request from the Blanchard Police Department, Fire Department and Public Works Department to create and hire an Emergency Services Mechanic.</i>

CITY OF BLANCHARD
JOB REQUISITION



RECEIVED
10/2/23

This section to be completed by Department Head.

Department Name & Code Public Works		Reports To David Standridge	Contact Phone (405) 615-4916
Location City Mechanic Shop		Job Title Emergency Services Mechanic	
Job Description/Requirements/Education <input checked="" type="checkbox"/> (See Attached)			
Overtime Required <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES	Travel Required <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES Estimated % _____	Job Classification (circle one) <input checked="" type="checkbox"/> Full-Time <input type="checkbox"/> Part-Time <input type="checkbox"/> Temporary	Status (circle one) <input type="checkbox"/> Exempt <input checked="" type="checkbox"/> Non-Exempt
Salary Range \$52,000.00 \$25/hr		<input checked="" type="checkbox"/> New Position <input type="checkbox"/> Replacement No. of openings for this job 1	

Department Head 	Date 10-2-23
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City Manager Signature (circle one) Approve	Date 10/9/23
Deny	

This section to be completed by City Clerk

Requisition No.	Disposition of Opening <input type="checkbox"/> Cancelled <input type="checkbox"/> Filled	Job title
Recruiting Sources Utilized <input type="checkbox"/> State Unemployment Office <input type="checkbox"/> Newspaper <input type="checkbox"/> Personnel Agency <input type="checkbox"/> Internet <input type="checkbox"/> EE Referral <input type="checkbox"/> Walk In <input type="checkbox"/> Diversity Outreach <input type="checkbox"/> Other	Position Filled By	
	Salary Offered	
	Start Date	



Blanchard Fire Department



106 S Monroe • PO BOX 480 BLANCHARD, OK 73010
OFFICE: 405.485.3939

Emergency Services Mechanic Job Duties & Responsibilities

Reports to: Public Works Director

Safety Sensitive: Yes

Job Summary: Under the direction of the Public Works Director, the Emergency Services Mechanic is responsible for performing service, maintenance, repair, and preventative maintenance work on all Police, Fire, and Public Works department apparatus & vehicles. The Emergency Services Mechanic will also be required to assist other mechanics with maintenance and repair work on city equipment as needed. Work requires high degree of technical knowledge, as well as the ability to exercise independent judgment when determining repair methods. This mechanic is subject to occasional call out assignments outside of regularly scheduled work hours.

Essential Job Functions

An employee in this position may be called upon to do any or all of the following essential duties:

- Diagnoses, adjusts, repairs and services a variety of vehicles, apparatus and allied equipment.
- Performs routine preventative maintenance work such as changing oils, lubrications and inspections.
- Test drives vehicles and performs quality control checks when required.

- Maintains established safety standards; ensures a clean and organized work environment.
- Troubleshoots hydraulic and electrical problems.
- Operates department vehicles as needed for inspection and testing.
- Uses common air and hand tools for the maintenance and repair of city vehicles.
- Prepares and maintains accurate records of maintenance work.
- Operates other equipment such as a hoist jack, overhead crane, and tools to fabricate, service, and repair vehicles.
- Assists senior-level mechanics when necessary.
- Performs physical inventories of service truck parts, tools and supplies.
- Communicates with co-workers, supervisors and city personnel to establish and maintain effective working relationships.
- Instructs city personnel in matters pertaining to vehicle maintenance; assists in identifying and delivering solutions that prepare city personnel and the fleet for a state of readiness.
- Keeps current on applicable NFPA and other industry standards.
- Performs data entry duties related to repair activities such as task/time accounting, parts use and equipment status; documents mechanical issue diagnosis and repairs.
- Performs other duties as assigned.

EDUCATION AND EXPERIENCE

Minimum requirements at entry:

- High school diploma or equivalent.
- Combination of training, education and experience equivalent to two (2) years of mechanic experience; or two (2) years as an equipment service worker with demonstrated equipment mechanic abilities and/or apprenticeship as a mechanic.

Desirable:

- Automotive Degree

LICENSES AND CERTIFICATIONS

Minimum requirements at entry:

- Valid unrestricted Oklahoma Driver's License

Desirable:

- ASE Certifications (may be acquired after hiring as needed)

KNOWLEDGE

Minimum requirements at entry:

- Knowledge of the principles of internal combustion and diesel engine operation.
- Knowledge of methods, materials, tools and standard practices for automotive and truck repair.
- Thorough understanding of the hazards and safety precautions required during vehicle repair and maintenance.
- Knowledge of methods of basic fabrication.
- Knowledge of electronic control systems (i.e., engine, transmission, anti-lock brake system, etc.).

Desirable:

- Knowledge of all components of modern emergency vehicle apparatus and their lighting systems.
- Knowledge of principals of fire pump troubleshooting.

SKILLS AND ABILITIES:

Minimum requirements at entry:

- Skill in the use and care of tools and equipment associated with the servicing of vehicles and motorized equipment.
- Skill in service and repair of air brakes and air systems.
- Ability to diagnose and repair operational problems on automotive equipment.
- Ability to perform preventative maintenance tasks on a variety of vehicles and motorized equipment.
- Ability to use computers, electronic diagnostic tools and work-tracking software.
- Ability to understand and effectively carry out verbal and written instructions.
- Ability to read and interpret service manuals, schematics, charts, etc.
- Ability to diagnose and repair electronic control systems.
- Ability to meet scheduling and attendance requirements.
- Ability to establish and maintain effective working relationships with coworkers, supervisors, and other city personnel.

WORKING ENVIRONMENT

Incumbent works primarily in a standard shop environment but occasionally may be required to provide service at emergency scenes, on roadsides or other locations, in a variety of weather conditions and surface environments.

Work may occasionally be performed under hazardous and adverse conditions, including, but not limited to, proximity to moving mechanical equipment or electrical currents, high noise environments requiring hearing protection, elevated heights and confined spaces.

PHYSICAL REQUIREMENTS

Incumbent must be capable of frequent lifting, carrying, pushing and pulling of standard shop equipment and vehicle parts weighing up to 30 lbs., and for items above 50lbs with mechanical assistance.

This position requires standing, running, walking, sitting, kneeling, stooping/bending, lifting, squatting, pushing, pulling, crawling, jumping, sliding, climbing, pinching, gripping, digging, spraying, reaching over head, reaching away from body and repetitive motion.

This position demands frequent use of sensory activities such as talking, seeing, hearing, smelling, feeling (identifying objects by touch), depth perception and color vision.

NOTE: The above job description is intended to represent only the key areas of responsibilities; specific position assignments will vary depending on the needs of the City.



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CITY OF BLANCHARD
STREET SALES AND USE TAX MONTHLY TREASURY REPORT
For the Month Sept 1, 2023 to Sept 30, 2023

These are unaudited numbers

CODE	DESCRIPTION	BEGINNING BANK BALANCE	DEPOSITS	WITHDRAWALS	INTEREST/ DIVIDENDS PAID	SERVICE FEES	ENDING BANK BALANCE	Outstanding Checks	Deposits In Transit	Balance per General Ledger		Number of Checks Issued
30	STREETS SALES USE TAX-FNB (TRANSFER ACCT) 125-01-1110	\$ 494,698.40	125,997.51	87,235.07	171.14	-	533,631.98	-		533,631.98	\$ 533,631.98	1
	STREETS CONSTRUCTION-BOK (LOAN PROCEEDS) 115-01-1110	\$ 10,082,254.31	40,122.03	2,319,790.71			7,802,585.63			7,802,585.63	\$ 7,802,585.63	

99

2 of many

Mail

RE: Blanchard 10th Street Paving External Inbox x

Chat



Tammy Robinson
to Glenn, Kenny, me, Blanchard

Spaces

This will be taken care of this week as well as any other debris pickup along NE 10th St that is a result of our operations. We should complete all backfill on S County Line Rd today and the sod is going down right behind us.

Meet

Let us know if you are aware of any other issues.
Thanks,



Tammy Robinson, PE
Chief Estimator
Haskell Lemon Group
O: 405.947.6069
M: 405 206 5119

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