



ORDINANCE 728

AN ORDINANCE OF THE CITY OF THE VILLAGE, OKLAHOMA AMENDING CHAPTER 14 OF THE CITY OF THE VILLAGE MUNICIPAL CODE BY ADDING A NEW SECTION 14-29; PROVIDING FOR THE ASSESSMENT OF A TECHNOLOGY FEE TO CERTAIN CITATIONS UPON A JUDGEMENT OF CONVICTION; ADDING A NEW SECTION 14-30 AUTHORIZING THE COURT CLERK TO FILE A CLAIM WITH THE OKLAHOMA TAX COMMISSION REQUESTING THAT THE AMOUNT OWED TO THE CITY FOR UNPAID FINES BE DEDUCTED FROM THE APPLICABLE STATE INCOME TAX REFUND; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF THE VILLAGE, OKLAHOMA that:

Section 1. That Chapter 14 is hereby amended by adding a new Section 14-29 to the Code of Ordinances of the City of The Village Oklahoma to read as follows:

Sec. 14-29. Technology fee assessed.

(a) There is hereby established a technology fee for the express and sole purpose of funding technological maintenance and improvements for the city. There shall be a ten dollar (\$10.00) fee assessed in addition to any other costs or fees assessed on every citation disposed of in the municipal court except those that are voided, declined for prosecution or on which the defendant is acquitted and provided further that the total fine combined with costs and fees do not exceed the maximum fine allowed by state law. The revenues generated by this fee shall be deposited in the General Fund and accounted for separately from other revenues received by the city. Expenditures of these funds may be made from this account only for technological maintenance and improvements for the city as approved and appropriated by the City Council. This fee shall become effective July 1, 2017.

(Ord. No. 728, §1, 06-19-2017)

Section 2. That Chapter 14 is hereby amended by adding a new Section 14-30 to the Code of Ordinances of the City of The Village Oklahoma to read as follows

Sec. 14-30. Authorizing claim against state income tax refund for unpaid fines.

For any fines, costs or fees which exceed the sum of \$50.00 and which remain unpaid by any individual who has filed a state income tax return, the clerk of the court is authorized to file a claim with the Oklahoma Tax Commission requesting that the amount owed to the city be deducted from any state income tax refund due to that individual, all in compliance with the provisions of O.S. 68-205.2 et seq.



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(Ord. No. 728, §2, 06-19-2017)

Section 3. Repealer Clause. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 4. Severability Clause. If any section, subsection, sentence, clause, or portion of this Ordinance is for any reason held invalid or unconstitutional, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance

Section 5. Emergency Clause. WHEREAS, it being necessary for the preservation of the public health, peace, and safety of the City of The Village, Oklahoma, an emergency is declared to exist and by reason thereof this Ordinance shall take full force from and after its adoption.

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF THE VILLAGE, OKLAHOMA, this 19th day of June, 2017, after compliance with the notice requirements of the Open Meeting Law (25 O.S. § 301, *et seq.*).

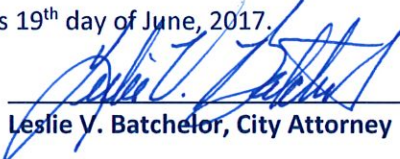


DAVE BENNETT, MAYOR

ATTEST: 

Bruce K. Stone, City Clerk

APPROVED AS TO FORM AND LEGALITY this 19th day of June, 2017.



Leslie V. Batchelor, City Attorney