

EXHIBIT "B"

ORDINANCE NO. 3779-A

AN ORDINANCE AMENDING ARTICLE 1 OF THE MUSKOGEE CITY CODE, MUNICIPAL GOVERNMENT ORGANIZATION, BY ADDING SECTION 112, TITLED "CITIZEN PARTICIPATION GUIDELINES AND RULES OF DECORUM," A PROVISION RESPECTING RULES OF CONDUCT FOR CITY MEETINGS AND CONDUCT OF BUSINESS BEFORE THE CITY COUNCIL, PROVIDING FOR ENFORCEMENT, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, the Muskogee City Council recognizes the value of and wants to encourage the open discussion of all points of view regarding issues which come before it; and

WHEREAS, it is not the intent of the Muskogee City Council to unreasonably impede a citizen's right to freedom of speech or right to participate in a City Council Meeting; and

WHEREAS, the Muskogee City Council realizes it must maintain order and proper decorum to conduct its meetings and provide an atmosphere which invites the public to participate in its meetings; and

WHEREAS, disruptive, monopolizing, unruly, insulting, or disrespectful behavior towards Councilors, speakers, or others is not constructive discourse and hampers the free and meaningful exchange of ideas; and

WHEREAS, this ordinance sets forth the parameters of acceptable behavior and is meant to encourage and enhance citizen participation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA THAT ARTICLE 1 OF THE MUSKOGEE CITY CODE BE AND THE SAME IS HEREBY AMENDED BY ADDING THERETO SECTION 112 TO READ AS FOLLOWS:

SECTION 1: CITIZEN PARTICIPATION GUIDELINES and RULES OF DECORUM

The City of Muskogee values your opinion and invites you to address the City Council on any matter of interest to you or your community. Towards that end, the governing body seeks to be available and approachable for citizen input. Rules of Decorum exist that are used to govern time, place and manner of expression to ensure orderly conduct of business and responsiveness to your concern.

BASIC REQUIREMENTS

While the Council is in session, all persons are charged with preserving order and decorum. While civic participation and debate are welcome and encouraged, derogatory personal, impertinent, or slanderous remarks, or becoming unduly boisterous is not.

Every person desiring to speak shall address the presiding officer, and upon recognition by the presiding officer, shall confine comments to the question under consideration, avoiding all indecorous language and references to personalities and abiding by the following rules of civil debate:

- . We may disagree, but we will be respectful of one another
- . All comments will be directed to the issue at hand
- . Personal attacks shall be avoided

Display of placards, banners and signs by the public shall not be permitted if same block or interfere with the ability of others to observe the proceedings.

Citizens may not bring food or drink into the City Council Chambers or into any other room where the City Council is meeting.

Where applicable, these rules shall apply to Committee meetings, with the Committee Chairperson serving as the presiding officer.

DUTIES OF PRESIDING OFFICER

The Mayor (or in the Mayor's absence, the Vice Mayor) shall be the presiding officer of the Council. In the absence of the Mayor and the Vice Mayor, the City Clerk or Deputy City Clerk shall call the Council Meeting to order, whereupon a temporary presiding officer shall be elected by the members of the Council who are present. Upon the arrival of the Mayor or the Vice Mayor, the temporary presiding officer shall relinquish the chair upon the conclusion of the matter of business before the Council. The presiding officer shall preserve order and decorum at all meetings of the Council, announce the Council's decisions on all subjects, and decide all questions of order. If there is an appeal to a decision of the presiding officer, the Council as a whole shall decide the question by majority vote.

ADDRESSING COUNCIL FROM FLOOR

Securing Permission To Speak

Any persons desiring to address the Council shall first enter their name and address on the sign-in sheet to be provided by the City Clerk and secure permission from the presiding officer. Remarks should be directed to the matter being considered.

Individuals

Citizens, or their authorized legal representatives, may address the Council by oral communication on any matter or any matters over which the Council has control.

Persons addressing the Council should step up to the microphone and give their name and address in an audible tone of voice for the record. Such person shall be entitled to speak one time only on any one subject unless further time is granted by the presiding officer. All remarks shall be addressed to the Council as a whole and not to any individual member. No person other than the Council and the person having the floor shall be permitted to enter into any discussion, either directly or through a member of the Council, without permission of the presiding officer. No questions shall be asked a Council member except through the presiding officer.

Group Presentations

Organized groups that wish to make a presentation longer than the time provided should contact the City Clerk prior to the meeting with such request. Permission to exceed regular time limits shall be at the sole discretion of the presiding officer. Wherever possible groups are encouraged to appoint a spokesperson to present their concerns to the Council.

Electronic media, visual aids and special accommodations

Any person wishing to make use of films, tapes, DVDs or other audio or visual records during the course of their presentation to Council, or requiring special

accommodations such as use of City equipment, alteration of the layout of Council chambers, or staff assistance, shall notify the City Clerk or appropriate staff member with such request at least 24 hours prior to the scheduled meeting time. The decision to grant or deny such requests shall be at the sole discretion of the presiding officer.

The foregoing shall not apply to accommodations required as a result of blindness, deafness or other physical disability.

Oral Communications

Individual presentations will be limited to three minutes for non-agenda items.

Individuals may not speak more than once during a Public Comment period unless requested to do so by the Presiding Officer or Council member.

All speakers must address the entire Council and will not be permitted to engage in dialogue.

Time limits may be increased or decreased at the presiding officer's discretion, subject to the approval of the City Council.

Generally, matters presented which require further investigation or information shall be referred to staff, and if Council determines that action is required, the item may be placed on a future agenda.

ENFORCEMENT

The chief of police (or representative) shall act as ex-officio sergeant-at-arms of the Council. The police chief shall carry out all orders and instructions of the presiding officer for the purpose of maintaining order and decorum in the Council chambers.

Upon instructions of the presiding officer it shall be the duty of the sergeant-at-arms or any police officer present to remove from the Council Chambers any person in the audience who uses boisterous or profane language, or language tending to bring the Council or any Council member into contempt, or any person who interrupts and refuses to keep quiet or take a seat when requested to do so by the presiding officer, refuses to abide by the rules of decorum or otherwise disrupts the proceedings of the Council.

Any such individual removed from the meeting shall be required to leave the public property upon which the meeting is held, including any adjacent parking lots, and not re-enter thereon for three hours after the meeting is adjourned.

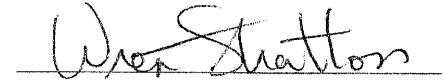
SECTION 2: REPEALER. All ordinances or parts of ordinances in direct conflict herewith are repealed to the extent of the conflict only.

SECTION 3: SEVERABILITY. Should any part, section, subsection, sentence, provision, clause or phrase hereof be held invalid, void, or unconstitutional for any reason, such holding shall not render invalid, void or unconstitutional any other section, subsection, sentence, provision, clause, or phrase of this ordinance, and the same are deemed severable for this purpose.

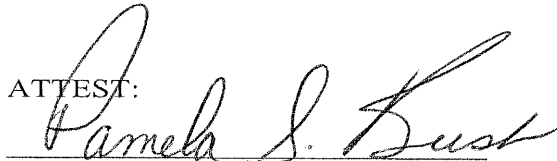
SECTION 4: EMERGENCY. This ordinance being designated to protect the public health, safety and welfare of the inhabitants of the City of Muskogee, Oklahoma, and its passage being immediately necessary, an emergency is

hereby declared to exist and by reason whereof this ordinance shall take effect immediately upon its passage, approval and publication as provided by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MUSKOGEE, OKLAHOMA, THIS 26th DAY OF NOVEMBER, 2007.

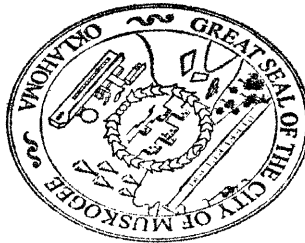


Wren Stratton, Mayor

ATTEST:


Pamela S. Bush, City Clerk

(SEAL)



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JW/gg