

(Published in the *Tulsa World*
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RESOLUTION NO. _____

A RESOLUTION REQUESTING THE TULSA COUNTY ELECTION BOARD TO CONDUCT A NON-PARTISAN SPECIAL ELECTION ON APRIL 5, 2016, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF TULSA THREE (3) PROPOSED SALES TAX QUESTIONS PURSUANT TO TITLE 68 OKLAHOMA STATUTES, SECTION 2701; PUTTING TO A VOTE OF THE PEOPLE THE QUESTION OF THREE (3) SALES TAXES, TO BE VOTED ON SEPARATELY, NAMELY, A PERMANENT SALES TAX IN SUPPORT OF PUBLIC SAFETY (POLICE, FIRE AND 911), A PERMANENT SALES TAX IN SUPPORT OF STREET MAINTENANCE AND PUBLIC TRANSPORTATION, AND A TEMPORARY SALES TAX IN SUPPORT OF ECONOMIC DEVELOPMENT, INCLUDING RIVER DEVELOPMENT; GIVING NOTICE TO THE TULSA, OSAGE, ROGERS, AND WAGONER COUNTY ELECTION BOARDS OF SAID ELECTION, PURSUANT TO TITLE 26 OKLAHOMA STATUTES, SECTION 13-102, AND AMENDMENTS THERETO; AUTHORIZING AND REQUESTING THE MAYOR OF THE CITY OF TULSA TO CALL AND PROCLAIM THE HOLDING OF SPECIAL ELECTIONS IN THE CITY OF TULSA IN ACCORDANCE WITH ARTICLE VI OF THE CITY CHARTER, SECTION 4 "CALLING ELECTIONS"; SETTING OUT THE PROCEDURES FOR CONDUCTING SAID ELECTION; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, it is deemed advisable by the legislative body of the City of Tulsa, Oklahoma, to submit to the qualified voters of the City the question of whether to enact three sales taxes, to be voted on separately; and

WHEREAS, Title 26 Oklahoma Statutes, Section 13-102, and any and all amendments thereto, require the City of Tulsa, Oklahoma to give sixty (60) days' notice by resolution of a special election to the Tulsa, Osage, Rogers, and Wagoner County Election Boards, stating therein the date of said election, the questions to be voted upon at said election, and other information necessary for conducting the said election; and

WHEREAS, Article VI, Section 4, of the Charter of the City of Tulsa requires the Mayor to issue proclamations and notices calling all elections in the City; and

WHEREAS, Title 10, Chapter 1, Section 100, of the Tulsa Revised Ordinances, provides for use of absentee ballots in all special elections in the City of Tulsa, Oklahoma, in the manner and in accordance with the provisions now established by the laws of Oklahoma and the Federal government;

BE IT RESOLVED BY THE CITY OF TULSA, OKLAHOMA:

Section 1. That the Tulsa County Election Board is hereby requested to conduct a special election to be held in the City of Tulsa, Oklahoma, on Tuesday, April 5, 2016, to submit to the qualified voters of the City the question of whether to enact three (3) sales taxes, to be voted on separately.

Section 2. That under and by virtue of Title 68 Oklahoma Statutes, Sections 2701 and 2705, and any and all amendments thereto, the ballots setting forth the following Propositions shall be submitted to the qualified voters of the City of Tulsa, Oklahoma, at said election, to wit:

**“City of Tulsa Proposition No. 1
Sales Tax--Public Safety**

“Do you approve City of Tulsa Ordinance No. 23420, which enacts a permanent sales tax of sixteen one-hundredths of one percent (.16%) commencing on January 1, 2017, increasing to twenty-six one-hundredths of one percent (.26%) on July 1, 2021 for the purpose of funding public safety in the City of Tulsa, and devoting the revenues from said sales tax to police, fire and 911, in accordance with Ordinance No. 23423?”

The ballot setting forth the above Proposition shall also contain in connection therewith the following words and symbols:

“ FOR the Above Proposition

“If the voter desires to vote for the above Proposition, the voter shall fill in the box to the left of the word ‘FOR.’”

“ AGAINST the Above Proposition

“If the voter desires to vote against the above Proposition, the voter shall fill in the box to the left of the word ‘AGAINST’.”

**"City Of Tulsa Proposition No. 2
Sales Tax--Street Maintenance and Public Transportation**

“Do you approve City of Tulsa Ordinance No. 23421, which enacts a permanent sales tax of five one-hundredths of one percent (.05%) commencing on January 1, 2017, for the purpose of supporting the construction, operation and maintenance of public streets, traffic and public transportation systems in the City of Tulsa, and devoting the revenues from said sales tax to maintaining and supporting public streets and public transportation systems;

that is, funding capital projects, operations, salaries and maintenance, and purchasing rolling stock, fuel, materials and supplies, in accordance with Ordinance No. 23424?”

The ballot setting forth the above Proposition shall also contain in connection therewith the following words and symbols:

FOR the Above Proposition

“If the voter desires to vote for the above Proposition, the voter shall fill in the box to the left of the word ‘FOR.’”

AGAINST the Above Proposition

“If the voter desires to vote against the above Proposition, the voter shall fill in the box to the left of the word ‘AGAINST.’”

**“City of Tulsa Proposition No. 3
Sales Tax--Economic Development**

“Do you approve City of Tulsa Ordinance No. 23422, which enacts a temporary sales tax of thirty-four one-hundredths of one percent (.34%) commencing January 1, 2017, increasing to eighty-four one-hundredths of one percent (.84%) on July 1, 2021, decreasing to thirty-four one-hundredths of one percent (.34%) on July 1, 2023, and expiring on December 31, 2031, for the purpose of acquiring, constructing, equipping, furnishing, operating and maintaining economic development projects in the City of Tulsa, including Arkansas River development, and paying debt service on indebtedness issued for such purposes, in accordance with Ordinance No. 23425?”

The ballot setting forth the above Proposition shall also contain in connection therewith the following words and symbols:

FOR the Above Proposition

“If the voter desires to vote for the above Proposition, the voter shall fill in the box to the left of the word ‘FOR.’”

AGAINST the Above Proposition

“If the voter desires to vote against the above Proposition, the voter shall fill in the box to the left of the word ‘AGAINST.’”

Section 3. That the Mayor of the City of Tulsa, Oklahoma, pursuant to the City of Tulsa's Amended Charter, Article VI, Section 4, is hereby authorized and requested to call and proclaim a special election to be held on Tuesday, April 5, 2016, for the purpose of submitting to the qualified voters of the City of Tulsa the above-stated Propositions for approval or rejection.

Section 4. That the call for the special election shall be by proclamation signed by the Mayor of the City of Tulsa, and attested by the City Clerk, setting forth the Propositions to be voted upon, the numbers and locations of the polling places, the date of the election, and the hours of opening and closing the polls, providing that said election shall be conducted by those precinct officials designated by the Tulsa County, Osage County, Rogers County and Wagoner County Election Boards, which officials shall also act as counters; that the ballots used at the election shall set forth the Propositions to be voted upon substantially as set out in Section 2 above;

Section 5. That the returns of the election shall be made to, and canvassed by, the County Election Board of Tulsa County, in the State of Oklahoma, in accordance with Title 11 Oklahoma Statutes Section 13-104, and be certified to the Council of the City of Tulsa, which shall canvass the results as in the case of a regular election and certify the results thereof as required by law, and that the election shall be conducted in all respects as provided by law, as provided in Section 5 of Article VI of the Amended Charter of the City of Tulsa.

Section 6. That Title 10, Chapter 1, Section 100, of the Tulsa Revised Ordinances, provides for the use of absentee ballots in all special elections in the City of Tulsa, in the manner and in accordance with the provisions now established by the laws of Oklahoma and the Federal government.

Section 7. That only the qualified electors registered to vote under the laws of Oklahoma, in the City of Tulsa, Oklahoma, may vote upon the Propositions as above set forth; and that each Proposition, as above set forth, must be approved by a majority of the voters voting on that Proposition.

Section 8. That the Tulsa County Election Board be and is hereby notified that all elections in said City shall be held in the manner provided by the general election laws of Oklahoma, as far as the same may be applicable, in accord with City of Tulsa's Amended Charter Article VI, Section 5, and the ordinances of the City made by authority thereof.

Section 9. That, in accord with City of Tulsa's Amended Charter Article VI, Section 2.1, the said Special Election shall be non-partisan

Section 10. That a true and correct copy of this resolution be and the same is hereby ordered and directed to be submitted to the Secretary of the Tulsa County Election Board at least sixty (60) days prior to the election on the proposed Propositions, pursuant to Title 26 Oklahoma Statutes § 13-102, and any and all amendments thereto.

Section 11. *Severability Clause.* If any section, sentence, clause or phrase of this resolution or any part thereof is for any reason found to be invalid by a court of competent

jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.

Section 12. *Emergency Clause.* That an emergency is hereby declared to exist for the preservation of the public peace, health, and safety, by reason whereof this resolution shall take effect immediately upon its publication.

ADOPTED by the Council on this _____ day of _____, 2016.

Chair of the City Council

ADOPTED as an emergency measure this _____ day of _____, 2016.

Chair of the City Council

OFFICE OF THE CITY CLERK

RECEIVED by the City Clerk _____ at _____.

Date

Time

OFFICE OF THE MAYOR

RECEIVED by the Mayor _____ at _____.

Date

Time

Dewey F. Bartlett, Jr. Mayor

By _____

Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____.

Date

Mayor

ATTEST:

City Clerk

APPROVED:

City Attorney