

Ordinance

Version 2.7 released on 10/8/18

Use for all Ordinances including: TRO, Budget, Zoning, Declarations, Trust Indentures, etc.



Ordinance No. 24178

CITY COUNCIL USE ONLY		CITY CLERK USE ONLY	
Date Received: _____	Tracking #: _____	Date: <u>07-29-2019</u>	
Committee Date: _____	Committee: _____	Item #: <u>1.15.3</u>	
1 st Agenda Date: _____	Hearing Date: _____		
	2 nd Agenda Date: _____		

All department items requiring Council approval must be submitted through the Mayor's Office.

Primary Details

Dept. Tracking No. _____	Board Approval _____	Other Board Name _____	City Council Approval <input checked="" type="radio"/> Yes <input type="radio"/> No
Department Mayors Office	Contact Name Mark Swiney /ss	Email Mswiney@cityoftulsa.org	Phone (918) 596-7717
Subject (Description) Amending Title 43, add New Section 100.4 "2021 Limited Purpose Economic		Ordinance Type Amending Tulsa Revised Ordinances	
Section _____	Township _____	Range _____	Lot _____
Block _____	Address _____		BA / CT Number _____
Amending Ord. No. _____	TRO Title No. 43 <i>e.g. 43</i>	TRO Subtitle _____ <i>e.g. G</i>	Property/Non-Property Property _____
Council District _____	Zoning No. _____	PUD No. _____	Planning District _____

Budget

Funding Source(s)

TOTAL:

Enter the funding source(s) using the appropriate Munis funding format: Org (Allocation Code)-Object-Amount (1001211-531401-\$10.00) or Project Sting-Amount (144104.AbstrTitle5413102.6001-4043122-541102-\$30,000.01)

Approvals

Department: _____	Date: <u>7-26-19</u>
Legal: _____	Date: <u>JULY 26, 2019</u>
Board: _____	Date: _____
Mayor: _____	Date: <u>JUL 29 2019</u>
Other: _____	Date: _____

Policy Statement

Background Information

Provide background information on the requested action.

Summation of the Requested Action

Amending Tulsa Revised Ordinances Title 43, "City Of Tulsa Sales Tax Code", The Sales Tax Ordinances Of The City Of Tulsa, Oklahoma; Enacting A New Section, Section 100.4, "2021 Limited-Purpose Economic Stabilization Reserve ('Rainy Day Fund') Permanent Sales Tax Levied

Summarize the pertinent details of the requested action.

Emergency Clause?

Yes

No

Reason for Emergency Clause

This ordinance amendment affects public safety, pedestrian and vehicular (motorized and un-motorized), therefore, it is proposed as an emergency measure.

Explain why you are requesting that the City Council approve this action with an emergency clause.

Processing Information for City Clerk's Office

Post Execution Processing

- Mail vendor copy (add'l signature copies attached)
- Must be filed with other governmental entity
- Addt'l governmental entity approval(s) required

Additional Routing and Processing Details

(Published in the Tulsa World,
_____, 2019.)

ORDINANCE NO. 24178

AN ORDINANCE AMENDING TULSA REVISED ORDINANCES TITLE 43, "CITY OF TULSA SALES TAX CODE", THE SALES TAX ORDINANCES OF THE CITY OF TULSA, OKLAHOMA; ENACTING A NEW SECTION, SECTION 100.4, "2021 LIMITED-PURPOSE ECONOMIC STABILIZATION RESERVE ('RAINY DAY FUND') PERMANENT SALES TAX LEVIED", SETTING A LIMITED-PURPOSE, PERMANENT SALES TAX LEVY OF FIVE ONE-HUNDREDTHS OF ONE PERCENT (.05%) BEGINNING ON JULY 1, 2021 OR UPON COLLECTION OF \$563,700,000.00 PURSUANT TO THE 2014 EXTENDED 1.1% SALES TAX, WHICHEVER OCCURS FIRST; STATING THAT SAID TAX SHALL BE IN ADDITION TO ANY OTHER SALES TAX THEN EXISTING; DECLARING THE LIMITED PURPOSE OF THIS SALES TAX IS TO PROVIDE REVENUE FOR THE SUPPORT OF THE ECONOMIC STABILIZATION RESERVE OF THE CITY OF TULSA, AS FURTHER DESCRIBED IN ARTICLE 2 OF TULSA CITY CHARTER, SECTIONS 7.4 THROUGH 7.9, AS AMENDED FROM TIME TO TIME; PROVIDING FOR A LIMITED-PURPOSE FUND FOR THE DEPOSIT OF ANY REVENUE GENERATED HEREBY; SETTING FORTH ALLOCATION OF EXCESS REVENUES; PROVIDING THAT IF ON NOVEMBER 12, 2019 THE VOTERS OF THE CITY OF TULSA DO NOT PASS AND APPROVE SAID SALES TAX, THE AMENDMENTS STATED HEREIN SHALL BE NULL AND VOID AND OF NO FURTHER EFFECT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR A SEVERABILITY CLAUSE.

BE IT ORDAINED BY THE CITY OF TULSA, OKLAHOMA

Section 1. That a new section, Section 100.4 of Title 43 Tulsa Revised Ordinances is hereby enacted, to read as follows:

"Section 100.4 – 2021 Limited-Purpose, Economic Stabilization Reserve ('Rainy Day Fund') Permanent Sales Tax Levied."

Text operative on and after July 1, 2021, or upon collection of \$563,700,000.00 pursuant to the 2014 Extended 1.1% Sales Tax, whichever occurs first.

"There is hereby levied, pursuant to Title 68 Oklahoma Statutes, Section 2701, a permanent excise tax, also known as a sales tax, of five one-hundredths of one percent (.05%) for the limited purpose of supporting the Economic Stabilization Reserve (the "Rainy Day Fund") in the City of Tulsa. The said sales tax shall be in addition to any currently existing City of Tulsa sales tax. The said five one-hundredths of one percent (.05%) permanent sales tax shall commence on July 1, 2021,

or upon collection of \$563,700,000.00 pursuant to the 2014 Extended 1.1% Sales Tax, whichever occurs first. The said tax shall be a limited-purpose tax; any and all revenue derived from it shall be deposited into a limited-purpose fund created by the City of Tulsa. All revenue derived from the said tax shall be expended by the governing body of the City of Tulsa for the purpose of funding the Economic Stabilization Reserve.

“Any amounts collected that would cause total monies in the Economic Stabilization Reserve to exceed thirty percent (30%) of actual total General Fund revenues will be allocated to the General Fund Emergency Operating Reserve. Any amounts collected that would cause total monies in the General Fund Emergency Operating Reserve to exceed ten percent (10%) of the total General Fund budget will be allocated to the General Fund, for maintenance and operation of municipal infrastructure, facilities, and equipment.

“The Economic Stabilization Reserve shall be administered and utilized as provided in Article 2 Tulsa City Charter, Sections 7.4 through 7.9, as amended from time to time.”

Section 2. That if on November 12, 2019 the voters of the City of Tulsa do not pass and approve said sales tax, the amendments stated herein shall be null and void and of no further effect.

Section 3. *REPEAL OF CONFLICTING ORDINANCES.* That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.

Section 4. *SEVERABILITY CLAUSE.* If any section, sentence, clause or phrase of this ordinance 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.

ADOPTED by the Council: _____
Date

Chairman of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____
Date Time

G. T. Bynum, Mayor

By _____
Secretary