

# Ordinance

Version 3.2 released on 8/3/21

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



### CITY COUNCIL USE ONLY

Date Received: \_\_\_\_\_  
Committee Date: \_\_\_\_\_  
1<sup>st</sup> Agenda Date: \_\_\_\_\_

Tracking #: \_\_\_\_\_  
Committee: \_\_\_\_\_  
Hearing Date: \_\_\_\_\_  
2<sup>nd</sup> Agenda Date: \_\_\_\_\_

### CITY CLERK USE ONLY

Scanned Date: 05.10.2023  
 Posted Item #: 2305.00977

**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 Jack Neely	Email Jneely@cityoftulsa.org	Phone 918-576-5403
Subject (Description) Title 43 new Section 100.5 "2023 Temporary Sales Tax"		Ordinance Type Amending Tulsa Revised Ordinances	
Section	Township	Range	Lot
Block	Address		BA / CT Number
Amending Ord. No.	TRO Title No. 43 e.g. 43	TRO Subtitle e.g. G	Property/Non-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 String-Amount (144104.AbstrTitle5413102.6001-4043122-541102-\$30,000.01)

## Approvals

Department: Jack Neely Date: May 10, 2023  
 Legal: [Signature] Date: MAY 10 23  
 Board: [Signature] Date: \_\_\_\_\_  
 Mayor: [Signature] Date: MAY 11 2023  
 Other: \_\_\_\_\_ Date: \_\_\_\_\_

## Policy Statement

### Background Information

Attached is an ordinance levying a new temporary sales tax of .95%, to run from the expiration of the 2021 Miscellaneous Capital Improvements Temporary Sales Tax until 2030. Projects are listed in Ordinance No. 25042, the "Brown" ordinance. This tax must be voted on and approved by the voters of the City of Tulsa on August 8, 2023.

Provide background information on the requested action.

### Summation of the Requested Action

Summarize the pertinent details of the requested action.

### Emergency Clause?

Yes

No

### Reason for Emergency Clause

Date of Special Election is August 8, 2023

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
- Add'l governmental entity approval(s) required

### Additional Routing and Processing Details

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Published in the *Tulsa World*,

\_\_\_\_\_, 2023.

ORDINANCE No. 25041

AN ORDINANCE AMENDING TITLE 43 TULSA REVISED ORDINANCES (TRO), "CITY OF TULSA SALES TAX CODE", BY THE ADDITION OF A NEW SECTION, NAMELY, SECTION 100.5, TO BE ENTITLED "2023 TEMPORARY SALES TAX LEVIED"; CREATING THE NEW SALES TAX; STATING THE PURPOSE OF THE TAX; SETTING A COMMENCEMENT DATE FOR THE TAX; ESTABLISHING PROCEDURES FOR THE DEPOSIT OF FUNDS GENERATED THEREBY; DIRECTING EXPENDITURE OF THE FUNDS IN ACCORDANCE WITH TITLE 43-M TRO; SETTING A TERMINATION DATE; PROVIDING THAT IF, AT THE AUGUST 8, 2023 ELECTION, THE VOTERS OF THE CITY OF TULSA DO NOT APPROVE THIS 2023 TEMPORARY SALES TAX, THEN THIS ORDINANCE SHALL BE NULL AND VOID AND OF NO FURTHER EFFECT; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE: PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF TULSA, OKLAHOMA:

*Section 1. That Title 43 TRO, "City of Tulsa Sales Tax Code" be amended by the addition of a new section, Section 100.5, to read as follows:*

**Section 100.5. 2023 Temporary Sales Tax Levied.**

There is hereby levied, pursuant to Title 68 Oklahoma Statutes, Section 2701, a limited-purpose temporary excise tax, also known as a sales tax, of ninety-five one-hundredths of one percent (.95%) for the purpose of funding projects of the City of Tulsa and paying debt service on indebtedness issued for such purposes. This sales tax shall be in addition to the currently existing permanent sales tax. The said ninety-five one-hundredths of one percent (.95%) temporary sales tax shall commence upon the expiration of the 2021 Miscellaneous Capital Improvements Temporary Sales Tax (Title 43-L TRO), namely, December 31, 2025, or when One Hundred Ninety-Three Million

Dollars and No Cents (\$193,000,000.00) has been collected, whichever occurs first. This 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 funding of projects and paying debt service on indebtedness issued for such purposes, as set forth in detail in Title 43-M TRO, "2023 Temporary Sales Tax Policy (Ordinance No. 25042)". This tax shall terminate on June 30, 2030.

*Section 2. That if on August 8, 2023 the voters of the City of Tulsa do not pass and approve said sales tax, this Ordinance shall be null and void and of no further effect, pursuant to Title 68 Oklahoma Statutes, Section 2705.*

*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.*

*Section 5. EMERGENCY CLAUSE. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason whereof this ordinance shall take effect immediately from and after its passage, approval and publication.*

ADOPTED by the Council:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Chair of the Council

ADOPTED as an emergency measure:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: \_\_\_\_\_, at \_\_\_\_\_.  
Date Time

G. T. Bynum, Mayor

By \_\_\_\_\_  
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: \_\_\_\_\_,  
Date  
at \_\_\_\_\_.  
Time

\_\_\_\_\_  
Mayor

(Seal)  
ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED:

  
\_\_\_\_\_  
City Attorney MDS