

**THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR**

Council Agenda
Item No. <item_outline>
12/17/2020

TO: Mayor and City Council

FROM: Kenneth Jordan, Municipal Counselor

RE: Resolution authorizing a Special Election for March 3, 2020, to submit the Ordinance proposed by Initiative Petition No. 42, levying a limited-purpose excise tax of one-eighth (1/8) of one cent for Oklahoma City Parks, to City voters.

On September 6, 2019, Dr. Ed Shadid, a citizen of The City of Oklahoma City, filed a copy of Initiative Petition No. 42 (IP 42) with the City Clerk of the City, proposing the enactment of City ordinance. The Ordinance proposed by IP 42 would levy a limited-purpose excise tax of one-eighth (1/8) of one cent for City Parks, which excise tax ordinance is authorized by 68 O.S. § 2701(B).

Thereafter, IP 42 Proponent Dr. Shadid caused originals of IP 42 to be circulated for signatures as required by Article 18, Sections 4(a) and (b) of the Oklahoma Constitution and by Oklahoma City Charter, Art. IX, Section 10. The total number of signatures needed were 6499. On December 2, 2019, Proponent Shadid timely filed the originals of IP 42, with signatures affixed thereto, with the City Clerk of the City, as required by Oklahoma City Charter, Art. IX, Section 10.

Following the timely filing of the originals of IP 42, with signatures, the City Clerk of the City proceeded to review and count the signatures affixed to IP 42 to determine whether or not sufficient valid signatures in the total amount of 6499 had been gathered. On December 17, 2019, the City Clerk of the City notified the Mayor of the City by letter that sufficient valid signatures exceeding the total amount of 6499 had been gathered and timely filed by Proponent Shadid with the City Clerk in support of IP 42, as required by law.

Accordingly, given that sufficient valid signatures exceeding the total amount of 6499 were gathered and timely filed by Proponent Shadid with the City Clerk in support of IP 42, as required by law, it is the duty of the City Council to submit the Ordinance proposed by IP 42 to City voters at a City-wide election for their approval or disapproval. A convenient City-wide election will take place on March 3, 2020. The March 3 election is the Oklahoma Presidential Primary, and it will take place Statewide, including within all precincts located within the City. Because of this, the costs of conducting the City's special IP election in all OKC precincts can be split among the State of Oklahoma, Oklahoma County, and Oklahoma City.

Upon approval by Council, the attached Resolution will provide for the calling and holding of a special election to be held on Tuesday, March 3, 2020, for the purpose of submitting the Ordinance proposed by IP 42 to a vote of the qualified electors of The City of Oklahoma City. Specifically, the Resolution will authorize Mayor David Holt to call such election by Proclamation.

Recommendation: Resolution be adopted.