

**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 notifying the Oklahoma County Election Board of a Special Election to be held within The City of Oklahoma City on 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 December 17, 2019, the City Council of The City of Oklahoma City passed a Resolution which 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 December 17 Resolution authorized Mayor David Holt to call such election by Proclamation.

The March 3, 2020 election date 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. However, under Section 3-101(E) of Title 26 of the Oklahoma Statutes "any municipality...seeking to hold a regular or special election to be conducted by a county election board on the same date as a regular or special federal or state election, shall file the resolution calling for the election with the county election board secretary no later than seventy-five (75) days prior to the election date."

Accordingly, the deadline for the City Clerk to notify the Secretary of the Oklahoma County Election Board of a March 3, 2020, City special election for IP 42 is Wednesday, December 18, 2019, thereby providing the 75 days' notice of the special election as required by law. This Resolution contains the facts necessary to notify the Oklahoma Election Board Secretary of the March 3 special election, and further directs the City Clerk to provide such notice to the Clerk.

Recommendation: Resolution be adopted.