

RESOLUTION NO. 2

RESOLUTION

RESOLUTION NOTIFYING THE OKLAHOMA COUNTY ELECTION BOARD OF THE SPECIAL ELECTION CALLED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY FOR TUESDAY, NOVEMBER 3, 2020, FOR THE PURPOSE OF SUBMITTING PROPOSED AMENDMENTS TO THE OKLAHOMA CITY CHARTER TO A VOTE OF THE QUALIFIED ELECTORS OF SAID CITY; SETTING FORTH THE FACTS REQUIRED BY SECTION 13-102 OF TITLE 26 OF THE OKLAHOMA STATUTES; AND DIRECTING THE CITY CLERK TO FORTHWITH SUBMIT THIS RESOLUTION, PLUS OTHER LEGALLY REQUIRED ITEMS, TO THE SECRETARY OF THE OKLAHOMA COUNTY ELECTION BOARD.

WHEREAS, on August 18, 2020, the Council of The City of Oklahoma City passed and approved a resolution proposing amendments to the Oklahoma City Charter; and

WHEREAS, Article 18, § 3(a) of the Oklahoma Constitution provides that proposed amendments to a municipal charter must be ratified and approved by a majority vote of the electors of such municipal corporation voting thereon; and

WHEREAS, on August 18, 2020, the Council passed a resolution calling for a special election to be held on Tuesday, November 3, 2020, to submit the proposed Oklahoma City Charter amendments to a vote of the registered voters of The City of Oklahoma City; and as provided by 11 O.S. § 13-102, the Council further directed the Mayor to issue an order, by Proclamation, calling for the November 3, 2020 special election; and

WHEREAS, Section 13-102 of Title 26 of the Oklahoma Statutes requires the governing board of a municipality to submit a resolution to the secretary of the county election board not fewer than sixty (60) days before a special election for the purpose of giving notice of such election (or, in the event a Federal or State election is scheduled for the same date as the municipal election, then the notice resolution must be submitted to the secretary of the county election board not fewer than seventy-five (75) days before the date of the election); and

WHEREAS, Section 13-102 of Title 26 of the Oklahoma Statutes further requires said resolution to contain the following facts:

1. The dates of the election or elections;
2. The offices to be filled or the questions to be voted upon at said election or elections;
3. Qualifications for said offices;
4. Designation of which offices shall be filled by voting by ward and which offices shall be filled by voting at-large;
5. Indication of whether the election will be partisan or nonpartisan;
6. For charter cities where the charter is silent, indication of any portion of State law which will apply;
7. A list of precincts partially contained within the limits of the municipality which are eligible to be closed pursuant to the provisions of subsection C of Section 13-103 of this title, and a certification of whether such precincts shall be open or not open for the election; and
8. Any other information necessary for conducting said election or elections; and

WHEREAS, Section 13-109 of Title 26 of the Oklahoma Statutes requires a municipality operating under a charter to furnish a copy of said charter to the county election board of the county wherein said municipality's central offices are located; and

WHEREAS, Section 13-107 of Title 26 of the Oklahoma Statutes requires the governing board of a municipality to provide the county election board with a current map defining the municipal limits and ward boundaries of said municipality; and

WHEREAS, the Council of The City of Oklahoma City desires to give the legally required notice of the special election to the Oklahoma County Election Board and to submit the required resolution and other items to the Secretary of the Oklahoma County Election Board.

NOW, THEREFORE, BE IT RESOLVED that the Council of The City of Oklahoma City does hereby adopt this resolution as required by Section 13-102 of Title 26 of the Oklahoma Statutes and does hereby set forth the following facts as required by said statutory provision:

1. The special election for submitting the proposed amendments to the Oklahoma City Charter to a vote of the qualified electors of The City of Oklahoma City shall be held on Tuesday, November 3, 2020;

2. The proposed Charter amendments are attached to this resolution as Exhibits A-1 through A-9, inclusive;

3. The proposed Charter amendments shall all be voted upon by voting at-large; *i.e.*, all the qualified, registered voters residing within the corporate limits of The City of Oklahoma City shall be eligible to vote upon said Charter amendments;

4. The election is nonpartisan and shall be governed by the election laws of the State of Oklahoma;

5. The gists of the proposed Charter amendments, in the form of election propositions, are attached hereto as Exhibits B-1 through B-9, inclusive, which propositions shall be submitted to the qualified registered voters of The City of Oklahoma City, Oklahoma, on November 3, 2020, in the form of an election ballot; and

6. No precincts within the corporate limits need to be closed.

AND, BE IT FURTHER RESOLVED that the Council of The City of Oklahoma City does hereby direct the City Clerk to forthwith submit this resolution, as required by law, to the Secretary of the Oklahoma County Election Board to provide notice of the November 3, 2020 special election to such Board, with such submission to occur on August 18 or 19, 2020.