

# 1989 AMENDED CHARTER

The City of Tulsa was established as a town in 1898 under territorial law while Oklahoma was designated as Indian Territory of the United States. After Oklahoma became the 46th state in 1907, the City of Tulsa adopted its first city charter on July 3, 1908, which was approved by Oklahoma Governor Charles Haskell on January 5, 1909.

The City was governed by a Board of Commissioners comprised of a Mayor and four Commissioners - Police & Fire, Streets & Public Property, Waterworks & Sewerage, and Finance & Revenue. This form of government prevailed until May 8, 1990, when it changed to a Mayor and City Council form.

Under and by the authority of Section 3 of Article XVIII of the Constitution of the state of Oklahoma and pursuant to the laws of the state (11 O.S.1981, §§ 13-111, 13-106, and 13-107; 26 O.S.Supp.1987 § 13-102), a special election (provided by City of Tulsa Ordinance No. 17090) was held on February 14, 1989, and the qualified voters of the City of Tulsa approved the 1989 amended Charter, which was later approved by Oklahoma Governor Henry Bellmon to become effective on May 8, 1990.

An original signed copy was filed with the Oklahoma Secretary of State on March 8, 1989, and with the Tulsa County clerk on March 15, 1989.

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AN AMENDMENT TO THE EXISTING CHARTER OF THE CITY OF TULSA, AS AMENDED, CHANGING FROM A COMMISSION FORM TO A MAYOR-COUNCIL FORM OF GOVERNMENT; PROVIDING, AMONG OTHER THINGS, FOR THE CONTINUATION OF THE CITY OF TULSA AS A BODY POLITIC AND CORPORATE; PRESCRIBING THE POWERS OF THE CITY; PROVIDING FOR A COUNCIL OF NINE (9) MEMBERS NOMINATED AND ELECTED FOR TWO (2) YEAR TERMS FROM NINE (9) ELECTION DISTRICTS; ESTABLISHING THE ELECTION DISTRICTS; PROVIDING FOR THE ADJUSTMENT OF ELECTION DISTRICT BOUNDARIES; PRESCRIBING THE QUALIFICATIONS, POWERS, AND DUTIES OF THE COUNCIL; PROVIDING FOR A MAYOR NOMINATED AND ELECTED AT LARGE FOR A FOUR (4) YEAR TERM, PRESCRIBING THE QUALIFICATIONS, POWERS, AND DUTIES OF THE MAYOR, AND PROVIDING FOR THE MAYOR TO BE THE CHIEF EXECUTIVE AND ADMINISTRATIVE OFFICER OF THE CITY; PROVIDING FOR A CITY AUDITOR NOMINATED AND ELECTED AT LARGE FOR A TWO (2) YEAR TERM; PRESCRIBING THE QUALIFICATIONS, POWERS, AND DUTIES OF THE CITY AUDITOR; PROVIDING FOR A CITY CLERK, A CITY TREASURER, AND A CITY ATTORNEY, AND PRESCRIBING QUALIFICATIONS, POWERS, AND DUTIES FOR EACH; CREATING AN AIRPORT AUTHORITY, PRESCRIBING THE POWERS, FUNCTIONS, AND DUTIES THEREOF, AND PRESCRIBING THE QUALIFICATIONS OF MEMBERS THEREOF; CREATING A UTILITY BOARD, PRESCRIBING THE POWERS, FUNCTIONS, AND DUTIES THEREOF, AND PRESCRIBING THE QUALIFICATIONS OF MEMBERS THEREOF; CREATING A PARK AND RECREATION BOARD, PRESCRIBING THE POWERS, FUNCTIONS, AND DUTIES THEREOF, AND PROVIDING THE QUALIFICATIONS OF MEMBERS THEREOF; PROVIDING FOR THE ELECTION AND REMOVAL OF OFFICERS, AND THE PROCEDURES THEREFOR; PROVIDING FOR THE FILING OF VACANCIES IN OFFICE; PROVIDING FOR THE GRANTING AND REVOCATION OF FRANCHISES AND PERMITS, AND CONVEYANCE OF AERIAL AND SUBSURFACE SPACES; PROVIDING FOR THE OWNERSHIP RIGHT OF CONTROL, AND USE OF STREETS, HIGHWAYS, ALLEYS, AND OTHER PUBLIC WAYS, PARKS, PUBLIC PLACES, OR OTHER REAL PROPERTY OF THE CITY; PROVIDING FOR THE CONSTRUCTION, MAINTENANCE, AND REPAIR OF STREETS SIDEWALKS, AND SANITARY SEWERS, AND FOR THE ASSESSMENT OF PROPERTY BENEFITTED THEREBY AND OTHER METHODS OF FINANCING AND RAISING REVENUE THEREFOR; PROVIDING A MERIT SYSTEM FOR OFFICERS AND EMPLOYEES; CREATING A CIVIL SERVICE COMMISSION, AND PRESCRIBING THE POWERS, FUNCTIONS, AND DUTIES THEREOF, AND PRESCRIBING THE QUALIFICATIONS OF MEMBERS THEREOF; CREATING A FIRE DEPARTMENT, AND A PERSONNEL COMMITTEE THEREFOR, PRESCRIBING THE POWERS, FUNCTIONS, AND DUTIES OF THE PERSONNEL COMMITTEE, AND PRESCRIBING THE QUALIFICATIONS OF MEMBERS THEREOF; AND CONTAINING OTHER PROVISIONS PERTAINING TO THE ADMINISTRATION OF CITY GOVERNMENT; PROVIDING FOR THE CONTINUANCE OF ORDINANCES AND CONTRACTS; AND REPEALING ALL PORTIONS OF THE EXISTING CHARTER OF THE CITY OF TULSA NOT INCORPORATED HEREIN NOR CONTINUED IN EFFECT.

The Charter of the City of Tulsa, Oklahoma, as heretofore amended shall be and it is hereby further amended to read as follows:

## **PREAMBLE**

We, the people of the City of Tulsa, exercising the power of home rule granted to us by the Constitution and laws of Oklahoma, in order to provide for a more representative, efficient, and economical administration of municipal government, do ordain and establish this amended Charter of the City of Tulsa.

## **ARTICLE I**

### **CORPORATE POWERS**

**SECTION 1. INCORPORATION AND POWERS.** All people residing within the corporate limits of the City of Tulsa, as they exist upon the effective date of this amended Charter, or as they may be established hereafter, shall continue to be a body politic and corporate known as the "CITY OF TULSA," and under that name shall have perpetual succession, may use a common corporate seal, may sue and be sued, may enter into contracts, may acquire property within or without the corporate limits of the City of Tulsa for any corporate purpose, in fee simple or lesser interest or estate, by purchase, gift, devise, lease, or by the exercise of the power of eminent domain, and may sell, lease, hold, manage, and control such property as the interests of the City of Tulsa may require. Except as prohibited by this amended Charter, the City of Tulsa shall have and may exercise all powers, functions, rights, privileges, and immunities of every nature to the fullest extent permitted by and subject only to such limitations imposed by the Constitution of Oklahoma, by such laws of Oklahoma binding upon cities adopting charters for their own government under the authority granted by Article XVIII, Section 3, of the Constitution of Oklahoma, and by the Constitution and laws of the United States of America.

**SECTION 2. ENUMERATED POWERS NOT EXCLUSIVE.** The enumeration of particular powers by this amended Charter shall not be held or deemed to be exclusive. In addition to the powers enumerated herein, implied hereby, or appropriate to the exercise hereof, the City of Tulsa shall have, and may exercise, all powers which, under the Constitution and laws of Oklahoma, it would be competent for this amended Charter to enumerate, it being the object and purpose of this amended Charter to grant to and bestow upon the City of Tulsa full and complete power of self-government. All powers of the City of Tulsa, whether expressed or implied, shall be exercised as provided by this amended Charter, or if not provided herein, as provided by ordinance or resolution.

**SECTION 3. GENERAL GRANT OF POWER.** Subject only to such limitations imposed by the Constitution and laws of the United States of America, by the Constitution and such laws of Oklahoma binding upon cities adopting charters for their own government under the authority granted by Article XVIII, Section 3, of the Constitution of Oklahoma, and by the provisions of this amended Charter, the City of Tulsa shall have the power:

A. To adopt and enforce all ordinances necessary or proper to protect the public peace, health, order, morals, and safety, and to promote the general welfare of the City of Tulsa and its inhabitants;

B. To purchase, construct, maintain, and operate, within or without the city, public utilities, public works, and other facilities of every kind;

C. To engage in any public business, enterprise, or activity and to provide any service or facility for the common benefit or in the furtherance of any function performed by the city;

D. To provide, levy, assess, and collect taxes and fees of every kind for the support and operation of the city government and its activities; provided, that no sales tax, gross receipts tax, payroll tax, or income tax shall be levied or assessed until such tax shall have been approved by a majority of the qualified electors of the City of Tulsa voting on the question at an election for the purpose of approving or disapproving of a proposed tax;

E. To impose license fees for the purposes of revenue or regulation;

F. To levy and collect special assessments for benefits conferred;

G. To incur indebtedness and to provide for the payment thereof;

H. To make public improvements of every kind;

I. To adopt and enforce ordinances and exercise jurisdiction over lands or property owned, leased, controlled, or supervised by the City of Tulsa outside the corporate limits as exercised over lands or property within the corporate limits;

J. To exercise jurisdiction over property outside the corporate limits as authorized by the laws of Oklahoma;

K. To cooperate and enter into agreements with the state of Oklahoma; with another state or municipality; with any subdivision or agency thereof; with the federal government or any agency thereof; with private corporations, partnerships or individuals, or any combination thereof; and to exercise jointly all powers, privileges, and authority conferred upon the City of Tulsa by this amended Charter or by the laws of Oklahoma;

L. To acquire, plan, establish, develop, construct, enlarge, improve, maintain, manage, equip, operate, regulate, and protect waterports, airports, and air navigation facilities within or without the corporate limits;

M. To appropriate and expend money for any public purpose;

N. To restrict and regulate the use and subdivision of land, to perform planning and zoning, and to establish by ordinance the procedures therefor;

O. To abate nuisances of any kind and to assess the expense thereof as a special tax against the land upon which the nuisance is located; and

P. To perform all acts or do any other thing necessary or proper to exercise the powers granted in this amended Charter or by law.

## ARTICLE II

### THE COUNCIL

**SECTION 1. CREATION AND FUNCTIONS.** All legislative powers of the City of Tulsa, except for the rights of initiative and referendum reserved to the people of the City of Tulsa by Article XVIII, Section 4, of the Constitution of Oklahoma, shall be vested in and exercised by a Council composed of nine (9) Councilors elected by districts as provided in Article VI of this amended Charter. The Council shall exercise such other powers delegated to the Council by this amended Charter or delegated to the legislative body of a municipality by the Constitution or the laws of Oklahoma.

**SECTION 2. SALARIES.** During the first term of office under this amended Charter, each member of the Council shall receive a salary of twelve thousand dollars (\$12,000.00) per year payable as employees of the city are paid; thereafter, the salary to be received by each member of the Council and the Chairman may be changed by a majority vote of the entire membership of the Council; provided, no change in salary shall become effective prior to the commencement of the term of office next succeeding the term in which the change is made and then only in the event such change was approved prior to the general election for the next succeeding term. Councilors may be reimbursed for expenses incurred in the performance of their duties.

**SECTION 3.1 MEETINGS.** The Council shall meet regularly at such times and places as the Council shall fix by ordinance; provided, that the Council shall hold not less than two (2) regular meetings each month at the City Hall. The Mayor, the Chairman of the Council, or one-third (1/3) of the members of the Council may call special meetings of the Council upon written notice served personally on or left at the usual place of residence of each member of the Council at least twenty-four (24) hours prior to such meeting, and upon such further notice as is required by the laws of Oklahoma. The notice shall state the time and place of the meeting and the subjects to be considered. No subjects other than those stated in the notice shall be considered at the special meeting.

**SECTION 3.2 CIVIL EMERGENCY.** After proclamation by the Mayor of a civil emergency by virtue of an armed conflict, civil disorder, or natural disaster, the Council may meet at any place within the corporate limits of the city in special session and without notice and consider such matters as necessary for the preservation of the public health, safety, and welfare during the period of the emergency.

**SECTION 3.3 OPEN MEETINGS.** All meetings of the Council shall be open to the public as provided by the laws of Oklahoma.

**SECTION 4. RULES.** The Council shall determine and establish its own rules and order of business. The Council shall employ a Secretary of the Council and may employ such persons as are necessary to assist the Council in the performance of its duties. The Secretary of the Council shall keep a journal of the proceedings of the Council. The Council may punish by fine its members or other persons for disorderly conduct at a Council meeting or for violation of Council rules. Any fine imposed by the Council for a single offense shall not exceed the sum of one hundred dollars (\$100.00) and shall be collected in the same manner provided for the collection of other debts owed the city. The vote of two-thirds (2/3) of the entire membership of the Council shall be required to impose a fine on a Councilor.

**SECTION 5. CHAIRMAN.** The Council shall elect a Chairman and Vice Chairman. The terms of the Chairman and Vice Chairman shall be determined by the Council. The Chairman shall preside at the meetings of the Council and perform such other duties as provided in this amended Charter, by ordinance, or by rule of the Council. In the absence of the Chairman, the Vice Chairman shall perform the duties of the Chairman.

**SECTION 6.1 JUDGE OF QUALIFICATIONS.** The Council shall be the judge of the qualifications of its members and for such purposes shall have the power to subpoena witnesses and require the production of records. The decisions of the Council in such cases shall be subject to review by appropriate actions in courts of competent jurisdiction which shall be commenced within ten (10) days after a final decision by the Council.

**SECTION 6.2 QUORUM AND VOTING.** A majority of the entire membership of the Council shall constitute a quorum for a meeting of the Council; less than a majority may continue a meeting to a specific date and time. The affirmative vote of a majority of the entire membership of the Council shall be necessary to adopt an ordinance or resolution. All other actions of the Council, unless otherwise specified in this amended Charter, shall be effective upon an affirmative vote of a majority of the quorum.

**SECTION 6.3 VOTING ON ZONING CHANGES INVOLVING PROTESTS.** In the event a protest against a proposed zoning change is filed at least three (3) days prior to the hearing of the Council by the owners of twenty percent (20%) or more of the area of the lots included in such proposed change, or by the owners of fifty percent (50%) or more of the area of the lots within a three hundred foot (300') radius of the exterior boundary of the territory included in a proposed change, such zoning change shall not become effective except by the affirmative vote of three fourths (3/4) of the entire membership of the Council. The Council shall establish by ordinance the procedures to be followed in the filing, validation, and acceptance of a protest authorized by this Section.

*NOTE: This section was added by an amendment voted March 7, 2006, and approved by the Governor on June 6, 2006. There were 37,103 votes in favor of the amendment and 21,976 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide the requirement of an affirmative vote of three-fourths (3/4) of the entire membership of the City Council to effect a change of zoning in the event a sufficient protest is filed?*

**SECTION 7.1 BUDGETS.** Prior to the expenditure of general funds, or funds from the sale or issuance of an obligation of the city, or from any other source, the Mayor shall submit to the Council a budget for the expenditure of such funds or amendments to previously adopted budgets. The Council shall adopt budgets or amendments and make appropriations by ordinance.

**SECTION 7.2 ACTION ON BUDGETS.** Upon receipt of budgets from the Mayor, the Council shall hold at least one (1) public hearing thereon, at which time any citizen of the city shall be given an opportunity to be heard on the budgets or any item or program recommended therein. After public hearing, the Council may adopt a budget or amendments. The Council may add, delete, increase, or decrease programs or amounts, except expenditures required by law.

**SECTION 7.3 ADDITIONAL PROCEDURES.** The Council may establish by ordinance additional procedures for the preparation, adoption, and amendment of budgets, for the transfer of appropriations, and for supplemental and emergency appropriations which are not in conflict with the provisions of this amended Charter or with the laws of Oklahoma.

**SECTION 8. PROCEDURES ON ORDINANCES AND RESOLUTIONS.** Ordinances and resolutions shall be introduced in the Council in written or printed form. All ordinances or resolutions, except those adopting budgets, making appropriations, or adopting a code of ordinances, shall be confined to one subject, which shall be clearly expressed in the title. Ordinances adopting budgets and making appropriations shall be confined to budgets and appropriations. No ordinance shall be adopted until the subject thereof has been on the agenda of the Council for two (2) meetings; provided, this requirement may be waived by a vote of not less than two-thirds (2/3) of the entire membership of the Council. A copy of each proposed ordinance shall be furnished to each Councilor or left at the usual place of residence of each Councilor prior to final consideration. The vote of each Councilor shall be taken upon all matters before the Council and entered in the journal of the proceedings of the Council. The enacting clause of all ordinances shall be, "Be it Ordained by the City of Tulsa."

**SECTION 9. APPROVAL OR VETO OF ORDINANCES AND RESOLUTIONS.** Every ordinance and resolution adopted by the Council shall be

signed by the Chairman and delivered forthwith by the City Clerk to the office of the Mayor for approval. Within fifteen (15) working days following such delivery, the Mayor shall either approve or veto the ordinance or resolution. If vetoed, the ordinance or resolution shall be returned to the Council with a written statement of the objections of the Mayor. If neither approved nor vetoed by the Mayor in the time specified, the ordinance or resolution shall take effect as though approved by the Mayor. A veto by the Mayor shall suspend further action of the Council upon the ordinance or resolution for a period of seven (7) days, after which the Council may override the veto by a vote of two-thirds (2/3) of its entire membership, and the ordinance or resolution shall take effect as though approved by the Mayor. If the veto of the Mayor is sustained, the subject of the ordinance or resolution, except ordinances adopting budgets or making appropriations, shall not be further considered by the Council for a period of ninety (90) days; provided, that the Council by a vote of two-thirds (2/3) of its entire membership may waive the ninety (90) day period. The Mayor may veto or reduce any item of ordinances adopting budgets or making appropriations, except as otherwise provided in this amended Charter, which veto or reduction may be sustained or overridden by the Council as provided in this Section.

**SECTION 10. EFFECTIVE DATE OF ORDINANCES AND RESOLUTIONS.** Ordinances adopting budgets, making appropriations, pertaining to local improvements and assessments, or adopted as an emergency measure shall take effect at the time stated therein. All other ordinances and resolutions shall take effect at the time stated therein, but not less than thirty (30) days from the date of first publication. Ordinances adopted by vote of the electors shall take effect at the time stated therein or, if no time be stated, thirty (30) days after the election. An ordinance or resolution adopted as an emergency measure to provide for the immediate preservation of the public peace, health, welfare, or safety shall describe the emergency in a separate section. The vote of at least two-thirds (2/3) of the entire membership of the Council shall be required to adopt any ordinance or resolution as an emergency measure.

**SECTION 11. RECORDING AND PUBLICATION OF ORDINANCES AND RESOLUTIONS.** Ordinances and resolutions adopted by the Council shall be attested and recorded by the City Clerk. Ordinances and resolutions shall be published in a newspaper of general circulation within the city within ten (10) days after approval. Codifications of ordinances and codes of law adopted by reference need not be published in full unless otherwise provided by the Council.

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 59,513 votes in favor of the amendment and 13,796 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide resolutions approved by the city shall be published?*

*Prior to this amendment, this section read as follows:*

**SECTION 11. RECORDING AND PUBLICATION OF ORDINANCES AND RESOLUTIONS.** *Ordinances and resolutions adopted by the Council shall be attested and recorded by the City Clerk. Ordinances shall be published in a newspaper of general circulation within the city within ten (10) days after approval. Codifications of ordinances and codes of law adopted by reference need not be published in full unless otherwise provided by the Council.*

**SECTION 12. CODIFICATION OF ORDINANCES.** The Council shall cause the ordinances to be revised and codified and maintained on a continuing basis. Titles, enacting clauses, emergency sections, and temporary and special ordinances may be omitted from the code. Ordinances and parts of ordinances which are to be repealed by the adoption of a revised code may be omitted. A revised code may contain new matter. The Council shall cause the code, revisions, and supplements to be printed and the City Clerk shall keep copies of each for sale to the public.

**SECTION 13. PENALTIES FOR VIOLATION OF ORDINANCES.** The Council may, subject to the limitations of the Constitution and the laws of Oklahoma, prescribe penalties for the violation of ordinances, including fines and imprisonment.

**SECTION 14. CHARTER REVIEW.** The Council shall provide by ordinance for the periodic review of this amended Charter and shall submit to the qualified electors of the city amendments necessary to provide for representative, efficient, and economical administration of city government.

**SECTION 15. INITIATIVE AND REFERENDUM.** All legislative powers vested by this amended Charter in the Council are subordinate and subject to the rights of initiative and referendum reserved to the people by the Constitution of Oklahoma.

**SECTION 16. REVIEW OF ADMINISTRATIVE ACTIONS.** The Council shall provide by ordinance for the grant, issuance, modification, amendment, or revocation of orders, licenses, permits, certificates, and approvals by the divisions, departments, and agencies of the city. Except when otherwise provided by the laws of Oklahoma, the grant, issuance, modification, amendment, or revocation of orders, licenses, permits, certificates, and approvals shall be subject to review by the Council, upon petition by an aggrieved person, in accord with procedures which the Council shall establish by ordinance. The Council may not abrogate any right of review by a court of competent jurisdiction.

**SECTION 17. INVESTIGATIONS AND HEARINGS.** The Council may investigate the conduct of the city government and may make appraisals, comments, and recommendations to the Mayor on the efficiency, economy, and effectiveness of administrative practices, methods, systems, and controls. The Council shall hear

complaints made by citizens concerning the administration of the city government. The Council may subpoena witnesses, administer oaths, and compel testimony, the production of books, papers, or other evidence necessary for the discharge of the duties of the Council. The Mayor shall designate police officers to serve orders and subpoenas issued by the Council. The Council shall provide by ordinance the penalties for the contempt by any person who refuses to obey a Council order or subpoena.

**SECTION 18. DELEGATION OF AUTHORITY TO MAKE RULES.** The Council may delegate to the Mayor the authority to make rules, regulations, and orders necessary and proper to implement and administer ordinances.

**SECTION 19. INTERFERENCE WITH APPOINTMENTS OR REMOVALS.** Except as authorized by Article X of this amended Charter, or by regulation promulgated by the Civil Service Commission, neither the Council nor Councilors shall directly or indirectly attempt to dictate, demand, or influence the appointment or removal of any person to or from the classified service; provided, the Council or Councilors may furnish the Mayor information upon the qualification and fitness of any person for office, position, or employment with the city. Except for the purpose of investigation under Article II, Section 17, of this amended Charter, the Council and Councilors shall communicate on matters of city business with the executive and administrative service solely through the Mayor, the heads of each division and department of the City, as well as such other persons as the Mayor shall designate. The Council and Councilors shall not give orders to any subordinate of the Mayor, either publicly or privately; provided, the prohibitions of this sentence shall not apply to the City Clerk and the City Attorney. Violation of this Section by any Councilor shall constitute willful maladministration and be sufficient grounds for removal from office as provided by the laws of Oklahoma.

*NOTE: This section was amended to read as above by an amendment voted March 10, 1998, and approved by the Governor on June 16, 1998. There were 57,059 votes in favor of the amendment and 13,932 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to allow the Council and Councilors to communicate on matters of city business with the heads of each division and department of the city?*

*Prior to this amendment, this section read as follows:*

**SECTION 19. INTERFERENCE WITH APPOINTMENTS OR REMOVALS.** *Except as authorized by Article X of this amended Charter, or by regulation promulgated by the Civil Service Commission, neither the Council nor Councilors shall directly or indirectly attempt to dictate, demand, or influence the appointment or removal of any person to or from the classified service; provided, the Council or Councilors may furnish the Mayor information upon the*

*qualification and fitness of any person for office, position, or employment with the city. Except for the purpose of investigation under Article II, Section 17, of this amended Charter, the Council and Councilors shall communicate with the executive and administrative service solely through the Mayor and such other persons as the Mayor shall designate. The Council and Councilors shall not give orders to any subordinate of the Mayor, either publicly or privately; provided, the prohibitions of this sentence shall not apply to the City Clerk and the City Attorney. Violation of this Section by any Councilor shall constitute willful maladministration and be sufficient grounds for removal from office as provided by the laws of Oklahoma.*

**ARTICLE III****THE MAYOR**

**SECTION 1.1 MAYOR.** The executive and administrative powers of the City of Tulsa and any executive and administrative powers which may be conferred on the city by the Constitution or the laws of Oklahoma shall be vested in and exercised by the Mayor.

**SECTION 1.2 SALARY.** During the first term of office under this amended Charter, the Mayor shall receive a salary of seventy thousand dollars (\$70,000.00) per year payable as employees of the city are paid. Thereafter, the salary to be received by the Mayor may be changed by a majority vote of the entire membership of the Council; provided, no change in salary shall become effective prior to the commencement of the term of office next succeeding the term in which the change is made and then only in the event such change was approved prior to the general election for the next succeeding term.

**SECTION 1.3 ABSENCE, TEMPORARY DISABILITY, OR VACANCY.** The Mayor shall file with the City Clerk, from time to time, a designation of one or more officers or employees of the city, other than members of the Council, who shall in the order specified act as Temporary Mayor and perform the duties and exercise the powers of the Mayor during the absence or temporary disability of the Mayor or in the event of a vacancy in the office of the Mayor. The designation by the Mayor shall be subject to confirmation by a majority vote of the entire membership of the Council. Should the Mayor fail to file such designation, the Council shall designate one or more officers or employees of the city, other than members of the Council, who shall in the order specified act as Temporary Mayor.

**SECTION 1.4 EXECUTIVE AND ADMINISTRATIVE POWERS AND DUTIES.** The Mayor shall be the chief executive and administrative officer of the city and shall:

A. Identify the needs and establish the objectives and priorities of the city and make recommendations to the Council for meeting the needs and achieving the objectives;

B. Prepare and file with the Council annually, on or before the 1st day of May, except in the year 1990, a plan of organization for all boards, commissions, authorities, agencies, divisions, and departments created by this amended Charter, ordinance, agreement, executive order, or pursuant to law; in the year 1990 the plan of organization shall be filed with the Council on or before the 1st day of September;

C. Prepare and submit to the Council annually, on or before the first day of May, an operating budget, a capital program, and a capital budget; submit recommendations for amending adopted budgets;

D. Expend as provided by law the funds of the city in accord with the adopted operating and capital budgets of the city;

E. Preserve the peace and enforce the provisions of this amended Charter and all ordinances, rules, and regulations;

F. Appoint, supervise, and remove all officers and employees of the city, except the employees of the City Auditor, who shall be appointed, supervised, and may be removed by the City Auditor, and the employees of the Council, who shall be appointed, supervised, and may be removed by the Council, all subject to the provisions of Articles X and XI of this amended Charter;

G. Appoint, subject to confirmation by a majority vote of the entire membership of the Council, the members of all boards, commissions, authorities, and agencies created by this amended Charter, ordinance, agreement, or pursuant to law, and exercise general control and supervision thereof, provided, all appointees shall, as a condition of their appointment and continued service, be qualified electors and maintain their principal residence within the city limits of the City of Tulsa;

H. Establish standards of administration and coordinate all administrative services;

I. Adopt and implement classification plans, pay plans and agreements, pension plans, and rules and regulations for vacation, sick and other leaves for the different classes, ranks, and grades of officers and employees in the classified and unclassified service; pay plans and agreements, and pension plans shall be subject to the appropriation of funds by the Council;

J. Administer and enforce the terms and conditions of all contracts;

K. Collect, deposit, invest, and maintain accounts of all revenues, fines, licenses, fees, and funds of the city;

L. Establish and supervise a system of general and cost accounting and maintain inventories of the property of the city.

M. Purchase equipment, materials, supplies, and services and construct, operate, maintain, and repair public improvements, buildings, and facilities;

N. Establish, construct, and maintain streets, sidewalks, alleys, public ways, waterworks, sanitary sewers, sewage disposal systems, storm sewers, storm water drainage systems, waterports, airports, solid waste management systems, transportation systems, and other public improvements and facilities;

O. Provide, administer, maintain, and operate all police, fire protection, civil defense, and emergency services and functions;

P. Employ, subject to the approval of the Council, independent auditors which are required by law; and

Q. Exercise such other powers and perform such other duties as prescribed by this amended Charter, by ordinance, or by law.

*NOTE: Subsection G of this section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 61,864 votes in favor of the amendment and 11,757 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide members of city boards, commissions, authorities, and agencies shall be residents and qualified electors of the City of Tulsa?*

*Prior to this amendment, subsection G read as follows:*

*G. Appoint, subject to confirmation by a majority vote of the entire membership of the Council, the members of all boards, commissions, authorities, and agencies created by this amended Charter, ordinance, agreement, or pursuant to law, and exercise general control and supervision thereof;*

**SECTION 1.5 POWERS WITH RESPECT TO COUNCIL.** The Mayor may:

A. Send messages and recommendations to the Council;

B. Attend Council meetings and address the Council;

C. Call special sessions of the Council;

D. Request the purpose of any decision or action of the Council; and

E. Veto ordinances and resolutions as provided in Article II of this amended Charter.

**SECTION 1.6 ORGANIZATION OF THE CITY.** The Mayor may by executive order:

- A. Create or abolish divisions for the management of the departments of the city;
- B. Create or abolish departments;
- C. Transfer and assign functions and duties or any part thereof from one division or department to another; and
- D. Assign new functions or duties to any division or department.

Executive orders creating or abolishing divisions shall be presented to the Council at the next regular meeting for approval or disapproval. Such executive orders shall become effective upon approval of the Council by a majority vote of its entire membership or upon the failure of the Council to act thereon for a period of thirty (30) days following the date of first presentation to the Council.

**SECTION 2. CITY CLERK.** There is hereby created the office of the City Clerk. The City Clerk shall:

- A. Attest and affix the seal of the city to all documents as required;
- B. Maintain a record of all ordinances and resolutions adopted by the Council;
- C. Have custody of the seal of the city and of documents, records, and archives as provided by law, ordinance, or order of the Mayor; and
- D. Perform such other duties as assigned by the Mayor or as prescribed by this amended Charter, by ordinance, or by the laws of Oklahoma.

**SECTION 3. CITY TREASURER.** There is hereby created the office of City Treasurer. The City Treasurer shall:

- A. Deposit and maintain the funds of the city in depositories approved by the Council;
- B. Invest the funds of the city; and
- C. Perform such other duties as assigned by the Mayor or as prescribed by this amended Charter, by ordinance, or by the laws of Oklahoma.

**SECTION 4. CITY ATTORNEY.** There is hereby created the office of City Attorney. The City Attorney shall be licensed to practice law in Oklahoma. The City Attorney shall be the chief legal advisor and attorney for the city and all offices,

divisions, departments, boards, authorities, commissions, and agencies thereof. The City Attorney shall:

- A. Provide, supervise, and manage all legal services;
- B. Attend all meetings of the Council and provide legal services and advice;
- C. Assist and advise the Mayor;
- D. Approve as to form and legality all ordinances and resolutions adopted by the Council or state in writing the reasons for not approving;
- E. Initiate with the approval of the Mayor actions, suits, and applications in the name of the city;
- F. Prosecute or defend all actions, suits, cases, or proceedings to which the city is a party;
- G. Prosecute violators of the ordinances and of the laws of Oklahoma as is proper or required by law;
- H. Approve as to form all contracts, bonds, and other instruments to which the city is a party or which are required by the city;
- I. Perform such other legal duties and services as the Mayor may direct or as the Council may require by ordinance or resolution; and
- J. Perform any duties imposed by law upon the chief legal officer of a city.

## ARTICLE IV

### THE CITY AUDITOR

**SECTION 1. OFFICE OF CITY AUDITOR CREATED.** There is hereby created the office of City Auditor which shall consist of the City Auditor, a Deputy City Auditor, and such assistants as the Council may provide. The City Auditor shall be elected as provided in Article VI of this amended Charter.

**SECTION 2. SALARY.** The salary of the City Auditor shall be seventy percent (70%) of the salary of the Mayor payable as employees of the city are paid.

**SECTION 3. DUTIES.** The City Auditor shall:

A. Examine periodically the accounts of all offices, divisions, departments, boards, authorities, commissions, and agencies of the city charged with the receipt, disbursement, management, or custody of funds of the city and report in writing the results of such examinations to the Mayor and Council;

B. Make such other examinations and audits of the financial records, accounts, and inventories of properties of the city at such times as the City Auditor may deem necessary or as the Council shall direct to determine whether the financial records, accounts, and inventories of properties of the city are being kept and maintained in accord with applicable laws and in accord with generally accepted governmental accounting principles;

C. Make appraisals, comments, and recommendations to the Mayor and the Council on the systems and procedures for keeping and maintaining the financial records, accounts, and inventories;

D. Report to the Mayor and the Council the action taken by any office, employee, division, department, board, authority, commission, or agency on the recommendations of the City Auditor with respect to the systems and procedures for keeping and maintaining the financial records, accounts, and inventories;

E. Make available to the appropriate prosecuting attorney the results of any regular or special examination or audit which reveals irregularities or dereliction in the receipt, disbursement, management, or custody of funds or properties of the city which may be grounds for prosecution; and

F. Conduct such internal audits of city programs, activities, and functions as the Council may require by ordinance or resolution and report in writing the results of such audits to the Mayor and Council; and

G. Perform such other duties and services as the Council may require by ordinance or resolution.

*NOTE: This section was amended by adding a new paragraph F to read as above and re-lettering the existing paragraph F as paragraph G by an amendment voted March 1, 1994, and approved by the Governor on May 2, 1994. There were 59,401 votes in favor of the amendment and 8,238 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to provide for the City Auditor to conduct such internal audits of city programs, activities, and functions as the Council may require by ordinance or resolution and report in writing the results of such audits to the Mayor and Council?*

**SECTION 4. BUDGET.** The budget as adopted by the Council shall provide sufficient funds for the performance of the duties of the City Auditor. Appropriations for the office of the City Auditor shall not be subject to item veto or reduction by the Mayor.

**SECTION 5. PRODUCTION OF RECORDS AND ACCOUNTS.** All officers, employees, divisions, departments, boards, authorities, commissions, and agencies of the city shall produce and make available to the City Auditor any records, accounts, personnel, facilities, and inventories which the City Auditor may request or require.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 49,766 votes in favor of the amendment and 7,834 votes against the amendment. The title to this amendment read:*

*Shall the existing charter of the City of Tulsa, as heretofore amended, be further amended to require all officers, employees, divisions, departments, boards, authorities, commissions, and agencies of the city to produce and make available to the City Auditor any records, accounts, personnel, facilities, and inventories which the City Auditor may request or require?*

*Prior to this amendment, this section read as follows:*

*SECTION 5. PRODUCTION OF RECORDS AND ACCOUNTS. All officers, employees, divisions, departments, boards, authorities, commissions, and agencies of the city shall produce and make available to the City Auditor any records, accounts, and inventories which the City Auditor may request or require.*

## ARTICLE V

### BOARDS AND AUTHORITIES

**SECTION 1.1 TULSA AIRPORT AUTHORITY CREATED.** There is hereby created an agency of the City of Tulsa to be known as the Tulsa Airport Authority which shall consist of the Mayor and four (4) members appointed by the Mayor, subject to confirmation by a majority vote of the entire membership of the Council.

**SECTION 1.2 APPOINTMENT.** Members of the Tulsa Airport Authority serving as of the effective date of this amended Charter shall continue to serve until the expiration of their respective terms. Upon the expiration of the terms of such members, appointments shall be made for terms of four (4) years. Appointed members of the Tulsa Airport Authority shall be qualified electors of the city, shall serve without compensation, and shall not hold or be candidates for an elective public office.

**SECTION 1.3 REPRESENTATIVE OF THE MAYOR.** The Mayor may authorize an officer or employee of the city to attend meetings of the Tulsa Airport Authority as the representative of the Mayor and such officer or employee shall be empowered to act and vote as a member of the Tulsa Airport Authority.

**SECTION 1.4 VACANCIES.** In the event of the death, resignation, or removal from office of a member of the Tulsa Airport Authority other than the Mayor, the Mayor shall appoint a qualified elector of the city to fill the unexpired term of such member, subject to the confirmation by a majority vote of the entire membership of the Council.

**SECTION 1.5 REMOVAL FROM OFFICE.** Members of the Tulsa Airport Authority shall be removed only for cause as provided in the Constitution and laws of Oklahoma for the removal of municipal elective officers.

**SECTION 1.6 ORGANIZATION.** The Tulsa Airport Authority shall adopt rules for conducting its affairs and shall elect a Chairman and Vice Chairman from among its members.

**SECTION 1.7 MEETINGS.** The Tulsa Airport Authority shall hold at least one (1) regularly scheduled meeting each month. All meetings shall be open to the public as provided by the laws of Oklahoma.

**SECTION 1.8 AIRPORT FUNDS.** The Tulsa Airport Authority shall operate any and all airports as a separate utility and may accept funds from any source for or in aid of the acquisition, operation, maintenance, development, and improvement of the airports and air navigation facilities of the city. All such funds and all income and revenue derived from the operation of airports and airport facilities and from property acquired for airport purposes shall be deposited with the City Treasurer to the credit of the Airport Fund and

shall be paid out only upon the order of the Tulsa Airport Authority; provided, that nothing herein shall be deemed to prohibit compliance with requirements made prior or subsequent to the effective date of this amended Charter for airport bond retirement purposes. No funds shall be paid out of the Airport Fund and no funds shall be paid from accounts now or hereafter created from the proceeds of the sale of bonds for airport purposes except on warrants signed by the Chairman or Vice Chairman of the Tulsa Airport Authority and countersigned by the Mayor.

**SECTION 1.9 POWERS.** The Tulsa Airport Authority may adopt, amend, or repeal rules and regulations for the maintenance and operation of any and all airports belonging to the city and may enter into contracts for the acquisition, establishment, operation, improvement, maintenance, leasing, or other disposition of the airports of the city; provided, all such rules and regulations shall to be subject to the approval of the Council and all of such contracts shall be subject to the approval of the Mayor. The Tulsa Airport Authority may employ, engage, or contract for the services of an attorney, auditors, and other special qualification personnel, subject to the approval of the Mayor.

**SECTION 1.10 REPORTS.** The Tulsa Airport Authority shall submit to the Mayor and Council quarterly reports for the calendar quarters of the transactions of the Tulsa Airport Authority.

**SECTION 2.1 TULSA UTILITY BOARD CREATED.** There is hereby created an agency of the City of Tulsa to be known as the Tulsa Utility Board which shall consist of the Mayor and six (6) members appointed by the Mayor, subject to confirmation by a majority vote of the entire membership of the Council.

**SECTION 2.2 QUALIFICATIONS.** Each appointed member of the Tulsa Utility Board shall be a qualified elector of the city. Not more than three (3) of the appointed members of the Tulsa Utility Board shall be members of or affiliated with the same political party. Appointed members of the Tulsa Utility Board shall not hold or be candidates for an elective public office.

**SECTION 2.3 REPRESENTATIVE OF THE MAYOR.** The Mayor may authorize an officer or employee of the city to attend meetings of the Tulsa Utility Board as the representative of the Mayor and such officer or employee shall be empowered to act and vote as a member of the Tulsa Utility Board.

**SECTION 2.4 REMOVAL FROM OFFICE.** Members of the Tulsa Utility Board shall be removed only for cause as provided in the Constitution and laws of Oklahoma for the removal of municipal elective officers.

**SECTION 2.5 ORGANIZATION.** The Tulsa Utility Board shall elect a Chairman and Vice Chairman from among its members and shall adopt rules for conducting its meetings.

**SECTION 2.6 MEETINGS.** The Tulsa Utility Board shall hold such regular and special meetings as are necessary; provided, the Tulsa Utility Board shall hold at least one (1) regular meeting each month. All meetings shall be open to the public as provided by the laws of Oklahoma. No act of the Tulsa Utility Board shall be valid unless such act shall have received the affirmative vote of a majority of all the members of the Tulsa Utility Board.

**SECTION 2.7 TERM OF OFFICE.** Members of the Tulsa Utility Board serving as of the effective date of this amended Charter shall continue to serve until the expiration of their respective terms. Upon the expiration of the terms of such members of the Tulsa Utility Board, appointments shall be made for terms of four (4) years.

**SECTION 2.8 VACANCIES.** In the event of the death, resignation, or removal from office of an appointed member of the Tulsa Utility Board, the Mayor shall appoint a qualified elector of the city to fill the unexpired term of such member, subject to confirmation by a majority vote of the entire membership of the Council.

**SECTION 2.9 POWERS AND DUTIES.** The Tulsa Utility Board may exercise full, complete and exclusive rights, powers, and duties in performing each and all and every of the things to be done and performed in the construction, extension, improvement, operation, management, and maintenance of the waterworks system and system of sanitary sewers and sewage disposal plants of the city. It shall be the mandatory duty of the Tulsa Utility Board to fix and establish rates and prices for services rendered and commodities sold sufficient to meet the mandatory provisions elsewhere provided in this Article and it shall be the mandatory duty of the Council to approve all such rates and prices herein authorized to be fixed and established by the Tulsa Utility Board. The Tulsa Utility Board may enter into such contracts necessary for the performance of its duties and may appoint, employ, and contract for the services of superintendents, attorneys, managers, hydraulic, civil and management engineers, and such employees necessary for the performance of its duties, all subject to the approval of the Mayor.

**SECTION 2.10 BOND PROCEEDS AND APPROPRIATIONS.** The Tulsa Utility Board shall administer the proceeds of all waterworks, sanitary sewer, and sewage disposal system bonds voted, issued, and sold and over all funds appropriated by the Council for the construction, reconstruction, extension, improvement, repair, maintenance, and operation of the waterworks system and system of sanitary sewers and sewage disposal plants, all subject to the approval of the Mayor.

**SECTION 2.11 COMPENSATION.** The appointed members of the Tulsa Utility Board shall receive no salary or other compensation for their services; provided, members of the Tulsa Utility Board may be reimbursed for actual and necessary travel and other expenses incurred in the performance of their duties.

**SECTION 2.12 BUDGETS.** The Tulsa Utility Board, on or before a date specified by the Mayor, shall prepare and recommend to the Mayor an estimate of the needs of the waterworks, sanitary sewers and sewage disposal systems for the next fiscal year.

**SECTION 2.13 SINKING FUND REQUIREMENTS FROM THE OPERATION OF THE WATERWORKS SYSTEM AND SYSTEM OF SANITARY SEWERS AND SEWAGE DISPOSAL PLANTS.** It shall be the mandatory duty of the Council each year to apportion and have credited to the Sinking Fund of the city from the income and earnings of the waterworks, sanitary sewers and sewage disposal systems a sum equal to not less than fifty percent (50%) of the annual amounts required by law and necessary to pay the principal and interest on any waterworks, sanitary sewers or sewage disposal systems bonds voted, issued, and sold on or after January 1, 1948. Such apportionments shall be made monthly in a sum equal to not less than one-twelfth (1/12) of the amount required to be apportioned hereunder during each year and such apportionments shall continue to be made until all of the interest and principal of any such bonds shall have been fully paid or provided for. The provisions of this section shall not be construed as a pledge of the revenues referred to or as authorizing the pledge of the revenues for the payment of the interest and principal of any bonds, but shall be construed as an adopted policy of the city government providing for the apportionment of revenues derived from the operation of the waterworks, sanitary sewers and sewage disposal systems of the city and shall be subject to amendment or repeal as any other provision of this amended Charter.

**SECTION 2.14 PENALTY.** Failure on the part of any official of the city to perform the mandatory duties required in this Article shall constitute willful maladministration and be sufficient grounds for removal from office as provided by the laws of Oklahoma.

**SECTION 3.1 PARK AND RECREATION BOARD CREATED.** There is hereby created an agency of the city to be known as the Tulsa Park and Recreation Board which shall consist of the Mayor and four (4) members appointed by the Mayor, subject to confirmation by a majority vote of the entire membership of the Council.

**SECTION 3.2 APPOINTMENT.** Members of the Tulsa Park and Recreation Board serving as of the effective date of this amended Charter shall continue to serve until the expiration of their respective terms. Upon the expiration of the terms of such members of the Tulsa Park and Recreation Board, appointments shall be made for terms of four (4) years. Appointed members of the Tulsa Park and Recreation Board shall be qualified electors of the city, shall serve without compensation, and shall not hold or be candidates for an elective public office.

**SECTION 3.3 REPRESENTATIVE OF THE MAYOR.** The Mayor may authorize an officer or employee of the city to attend meetings of the Tulsa Park and Recreation Board as the representative of the Mayor and such officer or employee shall be empowered to act and vote as a member of the Tulsa Park and Recreation Board.

**SECTION 3.4 VACANCIES.** In the event of the death, resignation, or removal from office of a member of the Tulsa Park and Recreation Board, other than the Mayor, the Mayor shall appoint a qualified elector of the city to fill the unexpired term of such member, subject to confirmation by a majority vote of the entire membership of the Council.

**SECTION 3.5 REMOVAL FROM OFFICE.** Members of the Tulsa Park and Recreation Board shall be removed only for cause as provided in the Constitution and laws of Oklahoma for the removal of municipal elective officers.

**SECTION 3.6 ORGANIZATION.** The Tulsa Park and Recreation Board shall adopt rules for conducting its meetings and shall elect a Chairman and Vice Chairman from among its members. The Tulsa Park and Recreation Board shall hold at least one (1) regularly scheduled meeting each month. All meetings shall be open to the public as provided by the laws of Oklahoma.

**SECTION 3.7 DUTIES.** The Tulsa Park and Recreation Board shall:

A. Advise the Mayor and the Council on the establishment, control, management, operation, improvement, and maintenance of the public parks, playgrounds, museums, boulevards, forests, and other public recreational facilities of the city, herein referred to as the "park and recreational facilities;"

B. Adopt rules and regulations for the operation of the park and recreational facilities, subject to the approval of the Council;

C. Fix fees and charges for the use of the park and recreational facilities, subject to the approval of the Council;

D. Recommend to the Mayor, on or before a date specified by the Mayor, an operating budget, a capital budget, and a capital program for the park and recreational facilities;

E. Review and recommend to the Mayor the approval or modification of plans for the construction or improvement of park and recreational facilities;

F. Recommend to the Mayor the acceptance of donations for the benefit or improvement of the park and recreational facilities and any restrictions thereon; and

G. Perform such other duties as established by ordinance.

## ARTICLE VI

### ELECTION AND QUALIFICATION OF OFFICERS

**SECTION 1.1 MAYOR AND COUNCILORS--ELECTION.** On the first Tuesday in April in the year 1990, there shall be elected by the qualified electors of the city at a general election a Mayor, a City Auditor, and nine (9) Councilors. The Councilors to be elected from each of the nine (9) election districts shall be designated as Councilor, Election Districts One (1) through Nine (9), respectively.

**SECTION 1.2 TERMS.** The term of office of the Mayor elected in 2006 shall expire on the first Monday in December 2009. The term of office of the Mayor elected in the year 2009 shall commence on the first Monday in December in the year 2009, and shall expire on the first Monday in December in the year 2013; thereafter, the Mayor shall serve for a term of four (4) years. The terms of office of the Councilors and the City Auditor elected in the year 2008 shall commence on the Monday in April immediately following the general election in the year 2008, and shall expire on the first Monday in December in the year 2009; thereafter, the City Auditor and the Councilors shall serve for terms of two (2) years. All terms of office shall commence and expire at 2:00 o'clock p.m.

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 10,142 votes in favor of the amendment and 2,843 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide for fall elections in years where an elected officer's term expires by establishing that the declaration of candidacy will be filed starting the second Monday through the next succeeding Wednesday in July 2009 and during the same period every year thereafter that an elected official's term expires; for primary elections to be held in September 2009 on the date established by state law, and every year thereafter that an elected official's term expires; and for general elections to be held in November 2009 on the date established by state law, and every year thereafter that an elected official's term expires?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.2 TERMS.** *The term of office of the Mayor elected in the year 2010 shall commence on the Monday in April immediately following the general election in the year 2010 and shall expire on the Monday in April immediately following the general election in the year 2014; thereafter, the Mayor shall serve for a term of four (4) years. The terms of office of the Councilors and the City Auditor elected in the year 2008 shall commence on the Monday in April immediately following the general election in the year 2008 and shall expire on the*

*Monday in April immediately following the general election in the year 2010; thereafter, the City Auditor and the Councilors shall serve for terms of two (2) years. All terms of office shall commence and expire at 2:00 o'clock p.m.*

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 61,443 votes in favor of the amendment and 10,778 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to establish election dates and terms of office to correspond with state law providing for the conduct of elections by county election boards?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.2 TERMS.** *The term of office of the Mayor elected in the year 1990 shall commence on the first Tuesday after the first Monday in May in the year 1990 and shall expire on the first Monday in April in the year 1994; thereafter, the Mayor shall serve for a term of four (4) years. The terms of office of the Councilors and the City Auditor elected in the year 1990 shall commence on the first Tuesday after the first Monday in May in the year 1990 and shall expire on the first Monday in April in the year 1992; thereafter, the City Auditor and the Councilors shall serve for terms of two (2) years. All terms of office shall commence and expire at 2:00 o'clock p.m.*

**SECTION 1.3 GENERAL ELECTIONS.** *In November in the year 2009, and in November every year thereafter in which an elected officer's term expires, a general election shall be held on the day specified by the laws of Oklahoma for the election of those officers whose terms expire.*

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 10,142 votes in favor of the amendment and 2,843 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide for fall elections in years where an elected officer's term expires by establishing that the declaration of candidacy will be filed starting the second Monday through the next succeeding Wednesday in July 2009 and during the same period every year thereafter that an elected official's term expires; for primary elections to be held in September 2009 on the date established by state law, and every year thereafter that an elected official's term expires; and for general elections to be held in November 2009 on the date established by state law, and every year thereafter that an elected official's term expires?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.3 GENERAL ELECTIONS.** In April in the year 2008 and in April each two (2) years thereafter on the day specified by the laws of Oklahoma, a general election shall be held for the election of those officers whose terms expire.

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 61,443 votes in favor of the amendment and 10,778 votes against the amendment. The title to this amendment read:*

*Shall the charter of the City of Tulsa be amended to establish election dates and terms of office to correspond with state law providing for the conduct of elections by county election boards?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.3 GENERAL ELECTIONS.** On the second Tuesday in March in the year 1996, and on the same day each two (2) years thereafter, a general election shall be held for the election of those officers whose terms expire.

*NOTE: This section was amended to read as above by an amendment voted March 1, 1994, and approved by the Governor on May 2, 1994. There were 47,564 votes in favor of the amendment and 19,802 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to change the General Elections from the first Tuesday in March to the second Tuesday in March in the year 1996, and on the same day each two (2) years thereafter?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.3 GENERAL ELECTIONS.** On the first Tuesday in March in the year 1992 and each two (2) years thereafter, a general election shall be held for the election of those officers whose terms expire.

**SECTION 1.4 QUALIFICATION OF ELECTORS.** All qualified electors of the city, as determined by Oklahoma law and the rules of the State Election Board, may vote in the election of the Mayor and the City Auditor. Only qualified electors of the city residing in an election district, as determined by Oklahoma law and the rules of the State Election Board, or those who have changed their residency in the city within a period of time which would prevent valid registration to vote in their new election

district prior to the current election, may vote in the election of the Councilor for that election district.

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 9,710 votes in favor of the amendment and 3,355 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide that a qualified elector of an election district, as determined by Oklahoma law and the rules of the State Election Board, will still be eligible to vote in an election district if the qualified elector's change in residence is within the period of time which would prevent valid registration in their new election district prior to the current election?*

*Prior to this amendment, this section read as follows:*

**SECTION 1.4 QUALIFICATION OF ELECTORS.** *All qualified electors of the city may vote in the election of the Mayor and the City Auditor. Only qualified electors of the city residing in an election district may vote in the election of the Councilor for that election district.*

**SECTION 2. PRIMARY ELECTIONS.** In September in the year 2009, and in September every year thereafter in which an elected officer's term expires, a primary election shall be held on the day specified by the laws of Oklahoma, at which time the several political parties shall nominate candidates for the office of those whose terms expire. Only qualified electors residing in an election district may vote in the primary election of their political party for candidates for the office of Councilor for such election district. All qualified electors residing in the city may vote in the primary election of their political party for candidates for the office of Mayor and City Auditor. The candidate for each office receiving the greatest number of votes at such primary election shall be deemed nominated.

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 10,142 votes in favor of the amendment and 2,843 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide for fall elections in years where an elected officer's term expires by establishing that the declaration of candidacy will be filed starting the second Monday through the next succeeding Wednesday in July 2009 and during the same period every year thereafter that an elected official's term expires; for primary elections to be held in September 2009 on the date established by state law, and every year thereafter that an elected official's term expires; and for general elections to be held in*

*November 2009 on the date established by state law, and every year thereafter that an elected official's term expires?*

*Prior to this amendment, this section read as follows:*

**SECTION 2 PRIMARY ELECTIONS.** *In February in the year 2008 and in February each two (2) years thereafter on the day specified by the laws of Oklahoma, there shall be held in the city a primary election at which time the several political parties shall nominate candidates to fill the office of those whose terms expired. Only qualified electors of an election district may vote in the primary election of their political party for candidates for the office of Councilor for that election district. All qualified electors residing in the city may vote in the primary election of their political party for candidates for the office of Mayor and City Auditor. The candidate for each office receiving the greatest number of votes at such primary election shall be deemed nominated.*

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 9,710 votes in favor of the amendment and 3,355 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide that a qualified elector of an election district, as determined by Oklahoma law and the rules of the State Election Board, will still be eligible to vote in an election district if the qualified elector's change in residence is within the period of time which would prevent valid registration in their new election district prior to the current election?*

*Prior to this amendment, this section read as follows:*

**SECTION 2. PRIMARY ELECTIONS.** *In February in the year 2008 and in February each two (2) years thereafter on the day specified by the laws of Oklahoma, there shall be held in the city a primary election at which time the several political parties shall nominate candidates to fill the office of those whose terms expire. Only qualified electors residing in an election district may vote in the primary election of their political party for candidates for the office of Councilor for such election district. All qualified electors residing in the city may vote in the primary election of their political party for candidates for the office of Mayor and City Auditor. The candidate for each office receiving the greatest number of votes at such primary election shall be deemed nominated.*

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 61,443*

*votes in favor of the amendment and 10,778 votes against the amendment. The title to this amendment read:*

*Shall the charter of the City of Tulsa be amended to establish election dates and terms of office to correspond with state law providing for the conduct of elections by county election boards?*

*Prior to this amendment, this section read as follows:*

**SECTION 2. PRIMARY ELECTIONS.** *On the first Tuesday in February in the year 1990, there shall be held in the city a primary election at which time the several political parties shall nominate candidates for the offices of Mayor, City Auditor, and Councilor; thereafter, a primary election for election of candidates to fill the office of those whose terms expire shall be held each two (2) years on the first Tuesday in February. Only qualified electors residing in an election district may vote in the primary election of their political party for candidates for the office of Councilor for such election district. All qualified electors residing in the city may vote in the primary election of their political party for candidates for the office of Mayor and City Auditor. The candidate for each office receiving the greatest number of votes at such primary election shall be deemed nominated.*

**SECTION 3.1 FILING FOR OFFICE--POLITICAL PARTIES.** Any person who desires to be nominated by a political party as its candidate for a city office shall file with the Election Board of Tulsa County or its successor a Declaration of Candidacy which shall contain:

- A. The name and residence street address of the person as it appears on the voter registration records;
- B. The name of the office sought;
- C. The name of the political party of which the person desires to become the nominee, which shall be the political party to which the person belongs as shown on the voter registration records; and
- D. A filing fee in the form of a cashier's check or certified check made payable to the City of Tulsa in the amount of Fifty Dollars (\$50.00) for candidates filing for the office of Mayor, Councilor or City Auditor; or, in lieu of the filing fee, a petition supporting a candidate's filing signed by at least three hundred (300) qualified electors from the city at large if the candidate seeks the office of Mayor or City Auditor or from the election district if the candidate seeks the office of Councilor from an election district.

NOTE: This section was amended to read as above by an amendment voted March 10, 1998, and approved by the Governor on June 16, 1998. There were 50,460 votes in favor of the amendment and 20,232 votes against the amendment. The title to this amendment read:

*Shall the existing charter of the City of Tulsa, as heretofore amended, be further amended to require candidates for elected city offices to either pay a filing fee or file an election petition in specified form, with provision for refund of filing fee in certain circumstances?*

Prior to this amendment, this section read as follows:

**SECTION 3.1 FILING FOR OFFICE--POLITICAL PARTIES.**

*Any person who desires to be nominated by a political party as its candidate for a city office shall file with the Election Board of Tulsa County or its successor a Declaration of Candidacy which shall state:*

- A. The name and residence street address of the person as it appears on the voter registration records;*
- B. The name of the office sought; and*
- C. The name of the political party of which the person desires to become the nominee, which shall be the political party to which the person belongs as shown on the voter registration records.*

**SECTION 3.2 FILING FOR OFFICE--INDEPENDENT CANDIDATES.**

Any person who desires to be an independent candidate for a city office shall file with the Election Board of Tulsa County or its successor a Declaration of Candidacy which shall state:

- A. The name and residence street address of the person as it appears on the voter registration records; and
- B. The name of the office sought.

The Declaration of Candidacy of the independent candidate shall have attached a supporting petition which shall be signed by at least three hundred (300) qualified electors from the city at large if the independent candidate seeks the office of Mayor or City Auditor or from the election district if the independent candidate seeks the office of Councilor from an election district.

**SECTION 3.3 REFUND OF FILING FEE.** A filing fee paid by a candidate who is unopposed at the primary election, or who receives at the first election wherein his name appears on a ballot more than fifteen percent (15%) of the votes cast for the

office for which he is a candidate, shall be refunded. Otherwise, the filing fee shall be forfeited to the City of Tulsa.

*NOTE: This section was added by an amendment voted March 10, 1998, and approved by the Governor on June 16, 1998. There were 50,460 votes in favor of the amendment and 20,232 votes against the amendment. The title to this amendment read:*

*Shall the existing charter of the City of Tulsa, as heretofore amended, be further amended to require candidates for elected city offices to either pay a filing fee or file an election petition in specified form, with provision for refund of filing fee in certain circumstances?*

**SECTION 3.4 TIME OF FILING.** Declarations of Candidacy shall be filed no earlier than 8:00 o'clock a.m. on the second Monday in July 2009 and no later than 5:00 o'clock p.m. on the next succeeding Wednesday and during the same period every year thereafter in which an elected officer's term expires.

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 10,142 votes in favor of the amendment and 2,843 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide for fall elections in years where an elected officer's term expires by establishing that the declaration of candidacy will be filed starting the second Monday through the next succeeding Wednesday in July 2009 and during the same period every year thereafter that an elected official's term expires; for primary elections to be held in September 2009 on the date established by state law, and every year thereafter that an elected official's term expires; and for general elections to be held in November 2009 on the date established by state law, and every year thereafter that an elected official's term expires?*

*Prior to this amendment, this section read as follows:*

**SECTION 3.4 TIME OF FILING.** *Declarations of Candidacy shall be filed no earlier than 8:00 o'clock a.m. on the second Monday in January 1990 and no later than 5:00 o'clock p.m. on the next succeeding Wednesday and during the same period each two (2) years thereafter.*

*NOTE: This section was renumbered from Section 3.3 to Section 3.4 by an amendment voted March 10, 1998, and approved by the Governor on June 16, 1998. There were 50,460 votes in favor of the amendment and 20,232 votes against the amendment. The title to this amendment read:*

*Shall the existing charter of the City of Tulsa, as heretofore amended, be further amended to require candidates for elected city offices to either pay a filing fee or file an election petition in specified form, with provision for refund of filing fee in certain circumstances?*

**SECTION 4. CALLING ELECTIONS.** The Mayor shall issue proclamations and notices calling all elections in the city. Election proclamations, notices, and a list of polling places shall be published in a newspaper of general circulation in the city at least ten (10) days prior to the date of each election.

**SECTION 5. STATE LAWS APPLY TO ALL ELECTIONS.** Except as otherwise provided in this amended Charter, all City elections and recounts of votes shall be conducted and the qualifications of electors determined in accord with the laws of Oklahoma, except that election returns shall be canvassed by the Council. In addition to the dates specified by the laws of Oklahoma, any special election of the City of Tulsa may also be called and held on the Primary and General Election dates. The Council may by ordinance authorize the casting of absentee ballots in city elections and establish the procedure therefor.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 47,424 votes in favor of the amendment and 7,955 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to provide that any special election of the City of Tulsa may be called and held on the primary and general election dates?*

*Prior to this amendment, this section read as follows:*

*SECTION 5. STATE LAWS APPLY TO ALL ELECTIONS. Except as otherwise provided in this amended Charter, all city elections and recounts of votes shall be conducted and the qualifications of electors determined in accord with the laws of Oklahoma, except that election returns shall be canvassed by the Council. The Council may by ordinance authorize the casting of absentee ballots in city elections and establish the procedure therefor.*

**SECTION 6.1 ELECTION DISTRICTS.** The city is hereby divided into nine (9) election districts for the purpose of nominating and electing a Councilor from each election district. The election districts shall be numbered, bounded, and described as set forth in Schedule I, attached to and made a part of this amended Charter.

**SECTION 6.2 ANNEXATIONS.** Upon the annexation of additional territory to the city, the annexing ordinance shall assign the annexed territory to an adjacent

election district or districts so as to maintain as nearly as possible equality of population between election districts.

**SECTION 6.3      PRECINCT BOUNDARIES.** The Council by ordinance may make minor adjustments in the boundaries of an election district to conform the election district boundaries to changes in precinct boundary lines made pursuant to the laws of Oklahoma.

**SECTION 7.                      QUALIFICATION OF OFFICERS.** No person shall be eligible to hold the office of Mayor or City Auditor unless such person shall be a qualified elector and resident of the city at the time of filing for the office. No person shall be eligible to hold the office of Councilor for an election district unless such person shall have been a qualified elector and resident of the election district for more than ninety (90) days at the time of filing for the office of Councilor for that election district. The requirement that a person shall have been a qualified elector of an election district for more than ninety (90) days at the time of filing for the office of Councilor for that election district shall not apply to the election held immediately following the adoption of an Election District Plan; provided, persons desiring to become a candidate for the office of Councilor for an election district shall be qualified electors of the election district at the time of filing for the office of Councilor for that district.

*NOTE: This section was amended to read as above by an amendment voted April 1, 2008, and approved by the Governor on May 1, 2008. There were 9,710 votes in favor of the amendment and 3,355 votes against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to provide that a qualified elector of an election district, as determined by Oklahoma law and the rules of the State Election Board, will still be eligible to vote in an election district if the qualified elector's change in residence is within the period of time which would prevent valid registration in their new election district prior to the current election?*

*Prior to this amendment, this section read as follows:*

**SECTION 7. QUALIFICATION OF OFFICERS.** No person shall be eligible to hold the office of Mayor or City Auditor unless such person shall be a qualified elector and resident of the city at the time of filing for the office. No person shall be eligible to hold the office of Councilor for an election district unless such person shall have been a qualified elector of the election district for more than ninety (90) days at the time of filing for the office of Councilor for that election district. The requirement that a person shall have been a qualified elector of an election district for more than ninety (90) days at the time of filing for the office of Councilor for that election district shall not apply to the election held immediately following the adoption of an Election District Plan; provided, persons

*desiring to become a candidate for the office of Councilor for an election district shall be qualified electors of the election district at the time of filing for the office of Councilor for that district.*

**SECTION 8. FILLING VACANCIES IN ELECTIVE OFFICES.** Vacancies in elective offices whether by death, resignation, removal, or recall shall be filled as follows:

A. If a vacancy shall occur in the office of Mayor, City Auditor, or a Councilor more than one (1) year prior to the next general election, the Council shall provide for the calling of a special election at the earliest time allowed under the laws of Oklahoma applicable to special elections to fill the vacancy for the remainder of the unexpired term; the candidate receiving the greatest number of votes at the special election shall be deemed elected;

B. If a vacancy shall occur in the office of Mayor less than one (1) year prior to the next general election, the Temporary Mayor shall serve as Mayor for the remainder of the unexpired term;

C. If a vacancy shall occur in the office of City Auditor less than one (1) year prior to the next general election, the Mayor shall appoint a qualified elector of the city to fill the vacancy for the remainder of the unexpired term, subject to confirmation by a majority vote of the entire membership of the Council; and

D. If a vacancy shall occur in the office of a Councilor less than one (1) year prior to the next general election, the Council, by a majority vote of the remaining membership of the Council shall appoint a qualified elector of the election district in which the vacancy exists to fill the vacancy for the remainder of the unexpired term.

**SECTION 9. IMPLEMENTATION.** The Council may adopt ordinances to provide for the holding of special elections and to establish procedures for conducting elections not inconsistent with the provisions of this amended Charter or the laws of Oklahoma.

**SECTION 10.1 ELECTION DISTRICT COMMISSION.** There is hereby created an Election District Commission which shall consist of three (3) members. The governing body of the two (2) political parties having the largest number of registered voters within the city as of the date of the preceding general election shall each appoint one (1) member of the Election District Commission. The Mayor shall appoint one (1) member, subject to confirmation by a majority vote of the entire membership of the Council. The appointments shall be made and the Election District Commission shall be organized no later than the 31st day of January, 1991, and no later than the 31st day

of January of each tenth year thereafter. In the event the members of the Election District Commission are not appointed within the times herein provided, such appointments shall be made by the Presiding Judge of the District Court of Tulsa County. Persons holding an elected office shall be ineligible for appointment to the Election District Commission. If a vacancy shall occur in the Election District Commission, a qualified successor shall be appointed within twenty (20) days after the date the vacancy occurs as provided for original appointments.

**SECTION 10.2 ADJUSTMENT OF ELECTION DISTRICT BOUNDARIES.**

The Election District Commission shall adjust the boundaries of Election Districts each ten (10) years after the completion of the Federal Decennial Census. The Election District Commission shall determine the population of the city and each existing election district according to the preceding Federal Decennial Census and shall prepare a proposed Election District Plan. Each district shall consist of contiguous, compact territory and be as nearly equal in population as possible. The district boundary lines shall conform with precinct boundary lines. The Election District Plan shall establish the population and boundaries of each election district. The proposed Election District Plan shall include a map and description of the districts. The Election District Commission shall hold at least one (1) public hearing on the proposed Election District Plan. Notice of the hearing shall be published in a newspaper of general circulation in the city at least ten (10) days prior to the date of the hearing.

**SECTION 10.3 ADOPTION OF ELECTION DISTRICT PLAN.** Within six (6) months after the appointment of its members, the Election District Commission shall adopt and file with the City Clerk an Election District Plan which shall supersede Schedule I attached to this amended Charter and subsequently adopted Election District Plans. All members of the Council shall thereafter be elected in accord with the Election District Plan.

**SECTION 10.4 DUTIES MINISTERIAL.** The duties of the Election District Commission shall be ministerial and the performance thereof may be compelled by appropriate action. The terms of the office of the members of the Election District Commission shall expire when each Election District Plan becomes final.

**SECTION 10.5 JUDICIAL REVIEW.** Any qualified elector of the city may seek a review of an adopted Election District Plan by filing a petition for review in the District Court of Tulsa County within thirty (30) days after the filing of the Election District Plan with the City Clerk. If a petition for review is not filed within such time, the Election District Plan shall become final. The District Court shall determine whether the Election District Plan complies with the provisions of this amended Charter. In the event the District Court shall determine that the Election District Plan does not comply, the District Court shall modify the Election District Plan to comply with the provisions of this amended Charter. Appeals from the final decision of the District Court may be taken as provided by law.

**ARTICLE VII****REMOVAL AND RECALL OF ELECTIVE OFFICERS**

**SECTION 1.1 REMOVAL AND RECALL.** Any elected officer may be removed from office for cause as provided by the laws of Oklahoma. Any elected officer may be recalled by the qualified electors of the city as herein provided.

**SECTION 1.2 GROUNDS FOR RECALL.** Any elected officer may be recalled as provided in this article for any of the following reasons:

- A. Willful failure or neglect to diligently and faithfully perform any duty enjoined upon such officer by law;
- B. Intoxication in any public place within the city produced by any substance or combination of substances voluntarily taken;
- C. Commission of any act constituting a violation of any penal statute involving moral turpitude. Such an act has been committed, within the meaning of this Section, when the officer involved has been convicted thereof by a court of record;
- D. Habitual or willful neglect of duty;
- E. Gross partiality in office;
- F. Oppression in office;
- G. Corruption in office;
- H. Extortion or willful overcharge of fees in office;
- I. Willful maladministration;
- J. Habitual drunkenness; or
- K. Failure to produce and account for all public funds and property in his hands, at any settlement or inspection authorized or required by law.

*NOTE: Article VII, Section 1, was amended to read as above by adding Section 1.2 and renumbering Section 1 as Section 1.1 by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 49,638 in favor of the amendment and 22,480 against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to specify grounds for which elected officers may be recalled; to require that only qualified electors residing in an election district may circulate a supporting petition for recall; to provide that the signature of each petitioner on a supporting petition for recall shall correspond with the name of the petitioner appearing in the voter registration books; and to provide that a valid contact telephone number of each petitioner shall be specified on the supporting petition; and to provide that supporting petitions for recall must contain the signatures equal in number to twenty-five percent (25%) of those voting in the election district for the affected office in the preceding mayoral general election?*

*Prior to this amendment, this section read as follows:*

**SECTION 1. REMOVAL AND RECALL.** *Any elected officer may be removed from office for cause as provided by the laws of Oklahoma and may be recalled by the qualified electors of the city as herein provided.*

**SECTION 2.1 PROCEDURE FOR RECALL.** If the officer sought to be recalled was elected from the city at large, a preliminary petition for recall of the elected officer must contain the signatures of qualified electors residing in the city equal in number to five percent (5%) of all those voting for the affected office in the last preceding general election. If the officer sought to be recalled was elected from an election district, a preliminary petition for recall of the elected officer must contain the signatures of qualified electors residing in the election district involved equal in number to ten percent (10%) of all those voting in that election district for the affected office in the preceding general election. Preliminary petitions for recall shall be filed with the City Clerk and shall state the reasons for the proposed recall in not more than two hundred (200) words so that the officer sought to be recalled may be informed of the grounds upon which recall is sought. No petition for recall shall include more than one (1) elected officer. The City Clerk shall serve a copy of the preliminary petition by personal service upon the officer sought to be recalled, who shall have five (5) days thereafter within which to file with the City Clerk an answer to the preliminary petition for recall in not more than two hundred (200) words. If such officer does not file an answer in the time specified, no answer of the officer shall appear upon the supporting petition.

**SECTION 2.2 FORM OF SUPPORTING PETITION.** Within fifteen (15) days after the expiration of the time for filing an answer, the City Clerk shall prepare and issue a form of a supporting petition, which shall be approved by the City Attorney, reciting the filing of a preliminary petition for the recall of the officer sought to be recalled, stating the reasons for the recall of the officer exactly as they appeared in the preliminary petition, together with the exact answer, if any, of the officer sought to be recalled, and if no answer thereto was filed stating such fact. The supporting petition shall further state:

"We, the undersigned qualified electors of the City of Tulsa, hereby petition that an election be called on the following question:

"Shall (name of person) be recalled from the office of (name of office)?"

The form of the supporting petition shall provide for no more than fifty (50) signatures and shall contain a form for verification of the signatures by the circulator and for verification that the circulator is a qualified elector residing in the election district.

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 49,638 in favor of the amendment and 22,480 against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to specify grounds for which elected officers may be recalled; to require that only qualified electors residing in an election district may circulate a supporting petition for recall; to provide that the signature of each petitioner on a supporting petition for recall shall correspond with the name of the petitioner appearing in the voter registration books; and to provide that a valid contact telephone number of each petitioner shall be specified on the supporting petition; and to provide that supporting petitions for recall must contain the signatures equal in number to twenty-five percent (25%) of those voting in the election district for the affected office in the preceding mayoral general election?*

*Prior to this amendment, this section read as follows:*

**SECTION 2.2 FORM OF SUPPORTING PETITION.** *Within fifteen (15) days after the expiration of the time for filing an answer, the City Clerk shall prepare and issue a form of a supporting petition, which shall be approved by the City Attorney, reciting the filing of a preliminary petition for the recall of the officer sought to be recalled, stating the reasons for the recall of the officer exactly as they appeared in the preliminary petition, together with the exact answer, if any, of the officer sought to be recalled, and if no answer thereto was filed stating such fact. The supporting petition shall further state:*

*"We, the undersigned qualified electors of the City of Tulsa, hereby petition that an election be called on the following question:*

*"Shall (name of person) be recalled from the office of (name of office)?"*

*The form of the supporting petition shall provide for no more than fifty (50) signatures and shall contain a form for verification of the signatures by the circulator.*

**SECTION 3. SUFFICIENCY OF SUPPORTING PETITIONS.** Supporting petitions shall be filed with the City Clerk within sixty (60) days after issuance of the form. If the officer sought to be recalled was elected from the city at large, supporting petitions to be sufficient must contain the signatures of qualified electors residing in the city equal in number to twenty-five percent (25%) of all those voting for the affected office in the preceding general election. If the officer sought to be recalled was elected from an election district, supporting petitions to be sufficient must contain the signatures of qualified electors residing in the election district involved equal in number to twenty-five percent (25%) of all those voting in that election district for the affected office in the preceding mayoral general election. Each circulator shall verify that they are a qualified elector residing in the election district.

The signature of each petitioner on the supporting petitions shall correspond with the name of each petitioner appearing on the official voter registration books applicable to the city. The residence street address and a valid contact telephone number of each petitioner and the date on which the petition was signed shall be specified on the supporting petitions. Each petition shall be verified by the circulator.

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 49,638 in favor of the amendment and 22,480 against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to specify grounds for which elected officers may be recalled; to require that only qualified electors residing in an election district may circulate a supporting petition for recall; to provide that the signature of each petitioner on a supporting petition for recall shall correspond with the name of the petitioner appearing in the voter registration books; and to provide that a valid contact telephone number of each petitioner shall be specified on the supporting petition; and to provide that supporting petitions for recall must contain the signatures equal in number to twenty-five percent (25%) of those voting in the election district for the affected office in the preceding mayoral general election?*

*Prior to this amendment, this section read as follows:*

**SECTION 3. SUFFICIENCY OF SUPPORTING PETITIONS.**  
*Supporting petitions shall be filed with the City Clerk within sixty (60) days after issuance of the form. If the officer sought to be recalled was elected from the city at large, supporting petitions to be sufficient must contain the signatures of qualified electors residing in the city equal in number to twenty-five percent (25%) of all those voting for the affected office in the preceding general election. If the officer sought to be recalled was elected from an election district, supporting petitions to be sufficient must contain the signatures of qualified electors residing in the election district involved equal in number to twenty-five percent (25%) of*

*all those voting in that election district for the affected office in the preceding general election.*

*The signature of each petitioner on the supporting petitions shall correspond with that appearing on the official voter registration books applicable to the city. The residence street address of each petitioner and the date on which the petition was signed shall be specified on the supporting petitions. Each petition shall be verified by the circulator.*

**SECTION 4. EXAMINATION OF PETITIONS.** Within twenty (20) days after the expiration of the time for filing supporting petitions, the City Clerk shall examine the filed supporting petitions and determine whether each petition and the signatures thereon comply with the requirements of this Article. If the number of valid signatures is not equal to the number required, the City Clerk shall submit to the Council the reasons for such finding and the circulators of the supporting petitions shall have ten (10) days within which to file additional supporting petitions. Within five (5) days thereafter, the City Clerk shall determine and submit to the Council a written report as to whether the requirements of this Article have been met. If the City Clerk finds the petitions are insufficient, the reasons for such finding shall be specified. If the City Clerk finds the petitions are sufficient and the requirements of this Article have been met, and such finding is affirmed by the Council, or if the Council shall reverse the finding of the City Clerk that the petitions are insufficient, or that the requirements of this Article have been met, then the Council shall call an election at the earliest time allowed under the laws of Oklahoma. If the City Clerk shall find the supporting petitions are insufficient and such finding is affirmed by the Council, no election shall be called and the elected officer sought to be recalled shall remain in office.

**SECTION 5. ELECTION.** If the officer sought to be removed was elected from the city at large, any qualified elector of the city may vote at the recall election. If the officer sought to be removed was elected from an election district, only qualified electors of that election district may vote at the recall election. The ballot at a recall election, with respect to each person whose recall is sought, shall be in the following form:

"Shall (name of person) be recalled from the office of (name of office)?

For

Against."

If a majority of the votes cast at a recall election be against the recall of the elected officer, such elected officer shall remain in office. If a majority of the votes cast at a recall election shall be for the recall of the officer, such officer shall be deemed removed from office regardless of any technical defects in the preliminary or supporting petitions which might thereafter be determined to exist.

**SECTION 6. CANVASS OF ELECTION.** The Council shall canvass the returns of the recall elections and declare the results. If the canvass of a recall election shows a majority of votes cast to be for recall, the affected office shall be declared vacant, the recalled officer shall be deemed removed from office, and shall be entitled to no further salary or benefits of office.

## ARTICLE VIII

### USE OF PUBLIC PROPERTY

**SECTION 1. PUBLIC PROPERTY INALIENABLE.** The ownership, right of control, and use of the streets, highways, alleys, public ways, public places, or other real property of the city shall be inalienable by the city, except as provided by this amended Charter. No right to use the streets, highways, alleys, public ways, public places, or other real property of the city, either along, across, over, or under the same shall be valid unless granted and exercised as provided by this amended Charter. No act or omission of the Council, officers, or agents of the city shall be construed to confer or extend any right not expressly granted.

**SECTION 2. FRANCHISES AUTHORIZED.** The Council by ordinance may grant to a person or corporation the franchise to use the property of the city for the purpose of furnishing to the public for compensation to be paid to the grantee any general public service, including heat, light, power, refrigeration, steam, cable television, or transportation when the right to use the streets, highways or other property of the city for a term of years is necessary or proper for the general public service or purpose of the grantee.

**SECTION 3. PROHIBITIONS.** No exclusive franchise shall be granted. No franchise shall be granted to commence more than six (6) months after the adoption of the ordinance granting it. No franchise shall be extended directly or indirectly beyond the term originally fixed by the ordinance granting it. No franchise shall authorize the grantee to acquire the physical property, rights, or franchise of another person or corporation holding a franchise granted by the city, so that the rights and properties held under an earlier franchise are assigned to the holder of a franchise extending beyond the expiration of the earlier franchise.

**SECTION 4. ALL FRANCHISES TO BE SUBMITTED TO PEOPLE.** No franchise shall be granted, extended, or renewed without the approval of a majority of the qualified electors of the city who vote thereon at a special or general election. No franchise shall be granted, extended, or renewed for a term longer than twenty-five (25) years. All election expenses attributable to the submission of a franchise shall be borne by the proposed grantee.

**SECTION 5. INITIATIVE PROCEDURE FOR FRANCHISE.** Whenever a petition signed by a number of qualified electors of the city equal to twenty-five percent (25%) of the total number of votes cast for the office of Mayor at the preceding general election demanding that a franchise be granted, extended, or renewed shall be filed with the City Clerk, and is determined by the City Clerk to meet the requirements of this Section, the Mayor shall within ten (10) days thereafter call a special election at which the question of whether such franchise shall be granted, extended, or renewed shall be submitted to the qualified electors of the city.

**SECTION 6. COMPENSATION FOR FRANCHISES.** The grantee of a franchise approved after the effective date of this amended Charter shall, as compensation for the rights and privileges enjoyed thereunder, pay monthly to the City a sum of not less than one percent (1%) and not more than four percent (4%) of the gross receipts from the service provided by the grantee within the corporate limits of the city. Such compensation shall be exclusive of and in addition to ad valorem taxes upon the property of the grantee and assessments for special improvements made upon real property. Such compensation shall be in lieu of all city occupation taxes imposed upon the occupation or business of the grantee and in lieu of any vehicle or license tax. The franchise may provide that no compensation shall be payable for not more than the first five (5) years thereof. If the ordinance granting a franchise provides for the waiver of compensation, the city may further waive the requirement for compensation for the remaining period of the franchise by amending the ordinance granting the franchise, subject to the approval thereof by a majority of the qualified electors of the city who shall vote thereon at a general or special election. For all sums due as such compensation, the city shall have a lien which may be enforced by appropriate action against the property of the grantee within the city.

**SECTION 7. ASCERTAINMENT OF COMPENSATION.** In order to ascertain the amount of the gross receipts of the grantee of a franchise and to determine the amount of the compensation due the city and for any other purpose relating to the business of the city, the Council may examine the books, papers, and records of franchise holders. The Council may hear testimony and compel the attendance of witnesses under such rules and regulations as the Council may adopt. Should any franchise holder refuse to permit the inspection of its books, papers, or records when lawfully required by the Council or should any officer, agent, or employee of a franchise holder refuse to give testimony before the Council, the Council may by ordinance terminate the franchise.

**SECTION 8. EXERCISE OF POWER OF PUBLIC UTILITY REGULATION.** Subject to the provisions of the Constitution of the United States of America, and the Constitution and laws of Oklahoma, the Council may regulate and fix the charges, fares, or rates of the grantee of a franchise and prescribe the services to be furnished by such grantee and the manner in which services shall be rendered. No rules, regulations, fares, or rates shall be adopted or changed except after notice to the public and to the grantee of the franchise and after a public hearing. The Council may inspect books and records and compel attendance of witnesses and may by ordinance terminate the franchise for a failure or refusal of a franchise holder or any officer, employee, or agent thereof to testify or to produce books or records.

**SECTION 9. RIGHT TO PURCHASE TO BE RESERVED.** No franchise shall be granted except upon condition that the city shall have the right at anytime after fifteen (15) years after the granting thereof to purchase the physical property of the franchise holder and to terminate the franchise, if approved by a majority of the qualified electors of the city voting thereon at a special or general election. At any time when a purchase option shall

have accrued under the terms of a franchise, the question of the purchase of such property may be submitted by the Council to the qualified electors for approval. The question of the purchase of such property shall be submitted at the next succeeding election in the city upon the petition to the city of twenty-five percent (25%) of the qualified electors of the city. The franchise holder shall be compensated for the value of the property with such value to be determined by the majority of three (3) appraisers, one (1) to be selected by the Mayor, one (1) by the franchise holder and the third by the first two appraisers. If the franchise holder shall refuse for thirty (30) days to select an appraiser, the value of such property shall be fixed by the vote of a majority of the Council.

**SECTION 10. TERMINATION FOR VIOLATION.** Ordinances granting franchises shall be subject to the terms of this amended Charter and may contain further terms and conditions imposed by the Council. All franchises shall be exercised in compliance with the terms of this amended Charter and of the franchise ordinance. If a franchise shall not be exercised in substantial compliance with the terms of this amended Charter and of the franchise ordinance, the franchise may be terminated by the Council after notice to the franchise holder and a public hearing.

**SECTION 11. COMMON USE OF TRACKS, POLES, AND WIRES.** The Council may require any permit or franchise holder to allow the use of its tracks, poles, conduits, and wires by any other permit or franchise holder upon the payment of a reasonable rental therefor to be fixed by the Council. The Council may regulate, locate, and prohibit the placing of telegraph, telephone, cable television, electric or other wires, systems, and facilities within the property of the city and may require and regulate the placing of any such wires, systems, and facilities underground.

**SECTION 12. RAILWAY AND TRANSIT PERMITS.** The Council may authorize railways and other transit facilities operating from the city to other cities to lay tracks and facilities on and over the streets and other property of the city, subject to conditions imposed by the Council.

**SECTION 13. PERMITS.** The Council may grant a permit to any person or corporation to occupy or use portions of the streets, highways, alleys, public ways, public places, or any other real property of the city under such terms and conditions as the Council shall impose; provided, such use does not unreasonably interfere with the public use thereof. Permits may be revoked by the Council at will. Upon the revocation of a permit, the holder of such permit shall remove within a reasonable time any encroachment on the property of the city and pay the cost thereof.

**SECTION 14. CONVEYANCE OF AERIAL AND SUBSURFACE SPACES.** The Council may vacate and close streets, alleys, and easements and sell, lease, or otherwise convey any areas or spaces above or below the surface of any street, highway, alley, public place, or any other real property of the city for buildings, structures, or for other uses and

purposes and such appurtenant surface rights necessary or desirable for such buildings or structures; provided, the Council shall first determine that any such areas or spaces are not necessary for public use or purposes.

## ARTICLE IX

### PUBLIC IMPROVEMENTS

**SECTION 1.1 STREET IMPROVEMENT DISTRICTS.** When the Council shall deem it necessary to grade, pave, curb, gutter, drain, or otherwise improve any street, sidewalk, alley, or public right of way, or any part thereof, within the corporate limits of the city, for which a special tax is to be levied, the Council shall by resolution declare such work or improvement necessary to be done which resolution shall be adopted by a majority vote of the entire membership of the Council. The passage of a resolution shall be conclusive of the public necessity for the improvement and the benefit thereof. Such resolution shall describe the nature and extent of the improvements to be made; the sections of the public street, sidewalk, alley, or public right of way to be improved; the materials which are to be used; and the method of payment of the costs. Upon the passage of a resolution, the Mayor shall prepare and submit to the Council for approval specifications for the improvements.

**SECTION 1.2 CHANGE OF GRADE--COMPENSATION FOR.** The Council may establish and change the grade of a street, sidewalk, alley, or other rights of way in the city; provided, that no material change of a legally established grade shall be made without due compensation to the owners of abutting property with permanent improvements erected with reference to the established grade. The Council shall prescribe by ordinance the method of ascertaining the compensation due to a property owner.

**SECTION 1.3 RESOLUTION TO ALLOCATE COSTS--RAILROADS.** The costs of grading, paving, curbing, guttering, draining, or otherwise improving any street, sidewalk, alley, or public right of way may be paid in part by the city and in part by the owners of the property benefited by such improvement. The resolution adopted by the Council declaring the necessity for such construction shall provide what part, if any, of the costs of the improvements shall be paid by the city and the part of the costs that shall be paid by the owners of the property abutting on such street, sidewalk, alley, or right of way. The owner of a railroad in or crossing a street shall pay the whole costs of the improvement between the rails and tracks and for two (2) feet on each side of the rails, except as ordered by the Council. The share of the costs of such improvements payable by the owner of a railroad, together with all costs of collecting the same, shall be assessed by the Council as a special tax against and secured by a lien upon the property of the railroad within the city.

The owner of a railroad shall bear the entire expense of laying sidewalks across the full width of the railroad right of way when a sidewalk is ordered improved hereunder.

**SECTION 1.4 CONTRACT PROCEDURE.** When specifications for improvements have been approved by the Council, the City Clerk shall advertise in a daily paper of general circulation in the City for bids for the construction of such improvements. The advertisement shall state the time for submitting bids, which shall be not less than ten (10) days from the date of the advertisement. Bids shall be filed with the City Clerk and

shall be opened and read at a meeting of the Council. The Council shall award the contract to the most advantageous and the lowest secure bidder, or the Council may reject all bids. No bid shall be amended, revised, or changed after having been filed. All bids shall be secured in the amount of five percent (5%) of the bid as a penalty if the successful bidder fails to enter into a contract and furnish bonds as required.

**SECTION 1.5 ASSESSMENT PROCEDURE.** After assessing the share of the costs of an improvement payable by a railroad, the Council shall assess the remaining costs of construction, reconstruction, and repairing any sidewalk, curbing, guttering, and paving any street, sidewalk, alley, or right of way, or making any other improvements ordered hereunder against the property abutting upon the street, sidewalk, alley, or right of way upon which the improvements are to be constructed. The Council shall impose a lien against the property to secure the payment of the share of the costs assessed against the property. In apportioning the costs of improvements against abutting property, the lots and parcels in each quarter block shall be charged with a due share of the cost of paving the front and side streets on such quarter block, the alleys therein, and the area of the street intersection, according to the benefit to each lot or parcel. If any part of the abutting property is not platted, the Council shall include such part in proper quarter block districts for the purpose of assessment. The costs assessed against property shall be in proportion to the frontage of the property to the whole frontage of property in the quarter block. The Council shall assess and apportion the costs so as to produce a substantial equality of benefits received by and burdens imposed upon each property.

**SECTION 1.6 NOTICE TO PROPERTY OWNERS--HEARING.** The Mayor shall prepare and submit to the Council a statement which shall contain the names of the owners of property abutting upon the streets, sidewalks, or alleys to be improved and the description of the property and number of front feet owned by each. The statement shall include an estimate of the total costs of the improvements, and amount of such costs proposed to be assessed against abutting property. The Council shall hold a hearing on the proposed assessments. Notices of the hearing on assessments shall be given by publication for five (5) consecutive issues in a daily newspaper of general circulation in the city and by registered or certified mail to the owners at their last known address. The notice shall be published and mailed ten (10) days or more prior to the date set for the assessment hearing. The notice shall state the time and place of the assessment hearing, the general character of the improvements approved by the Council, the streets, sidewalks, or alleys to be improved, and the part of the total cost of the improvements proposed to be assessed against the abutting property. At the assessment hearing, the Council shall hear the objections of any owner of property which is proposed to be assessed for a part of the cost of the improvements. The Council shall determine the special benefits to the property from the improvements and shall by ordinance assess against each property or railroad within or abutting upon the street, sidewalk, or alley ordered improved, a part of the cost of the improvements as provided herein. The ordinance shall impose a lien upon each property for the amounts assessed and shall state the time and manner of payment of the assessment.

The Council may order that the assessments shall be payable in installments and prescribe the amount, time, and manner of payment of installments, which shall not exceed ten (10) years from the completion and acceptance of the improvements. The Council shall prescribe the rate of interest to be paid upon deferred installments, the penalty upon delinquent installments, and provide for collection of delinquent installments, with the reasonable cost of collection including attorney fees. Any owner of property assessed may pay the full assessment without interest within thirty (30) days from date of adoption of the assessing ordinance and may pay any unmatured installment by paying the installment together with interest to the next installment due date.

**SECTION 1.7 POWER TO EXCLUDE PROPERTY NOT SUBJECT TO ASSESSMENT.** When the Council determines that any property is exempt from special assessment, the Council may order that the improvements shall not be made in front of or abutting upon such property unless the owner shall pay the part of the cost which would be assessed against such property.

**SECTION 1.8 PETITIONS FOR IMPROVEMENTS.** When the owners of two-thirds (2/3) of the front feet of property abutting upon any street, sidewalk, alley, or right of way petition the Council for the improvement thereof pursuant to the provisions of this Article, the Council shall order the improvements to be made as provided herein. The petition may specify the materials to be used and the maximum cost per front foot, and no contract shall be awarded at a cost greater than specified. When improvements are ordered to be made upon a petition, the improvements shall be made and the full cost thereof shall be assessed against abutting property and railroads in accord with the provisions of this Article.

**SECTION 1.9 TAX BILLS.** The assessments and liens imposed by the Council against property abutting upon any street, sidewalk, alley, or right of way shall be evidenced by assignable tax bills to be issued to the contractor by the city in payment of the cost of the improvements. The Council shall prescribe the form and terms of the tax bills. A recital in the tax bill that the proceedings with reference to making the improvements and imposing the assessments and liens have been in accord with the provisions of this Article shall be prima facie evidence of the facts, and such proceedings shall be presumed to have been in accord with the provisions hereof. The adoption by the Council of an ordinance making an assessment and imposing a lien against property shall operate as notice of the assessment and lien to all creditors of the owners of the property and any purchaser thereof.

**SECTION 1.10 DELINQUENT INSTALLMENTS.** The cost of improvements assessed against property, together with reasonable cost of collection including reasonable attorney fees shall be a lien upon the property superior to all other liens, claims, or title, except city, school, county, and state taxes and as to city, school, county, and state taxes, the lien shall be coequal.

When the payment of an installment of an assessment is delinquent under the terms of the assessing ordinance, the Mayor shall, upon request of the holder of the tax bill, certify the delinquent installment, interest, and penalty then due to the County Treasurer of the county in which the property is located. The delinquent installment and interest shall be placed by the County Treasurer upon the delinquent tax list of the county for the current year and collected as other delinquent taxes are collected and upon collection be paid to the city for disbursement to the holder of the tax bill. If the property subject to such assessment is sold by the County Treasurer, the certificate or deed therefor shall be executed and delivered as provided by law for the sale of property for unpaid ad valorem taxes. Such liens may be enforced by the holder of the tax bill by action in any court of competent jurisdiction. Upon the filing of an action for foreclosure of an installment of an assessment, all remaining installments of an assessment shall become due and payable and the lien thereof may be foreclosed in such action. The Council may by ordinance make other rules and regulations, not inconsistent with this Article, for the collection of assessments for improvements. Any error or omission in selling property or designating the names of owners or any other error or omission may be corrected at any time by the Council or by the County Treasurer as provided by law for the correction of mistakes in sales of property for unpaid ad valorem taxes.

**SECTION 2.1 SIDEWALK IMPROVEMENT DISTRICTS.** The Council may construct, reconstruct, or repair any sidewalk, driveway return, or curb in the city when the public necessity requires such improvements. No change of grade previously established by the city shall be made without the payment of compensation to the owner of abutting property for any damage caused to permanent improvements erected with reference to the established grade; provided, the failure to pay such compensation shall not prevent the construction, repair, or improvement of sidewalks, driveway returns, or curbs, or invalidate any assessment against the property for the cost of such construction, reconstruction, or repair.

**SECTION 2.2 RESOLUTION OF NECESSITY.** When the Council shall deem it necessary to construct, reconstruct, or repair any sidewalk, driveway return, or curb fronting on or along any street, alley, or right of way, the Council shall declare by resolution the necessity for such improvements and direct the Mayor to prepare specifications and estimates of the cost of such improvements. Any number of sidewalks, driveway returns, or curbs may be included in a resolution. The Mayor shall prepare and submit to the Council specifications, estimates of cost, and a statement of the names of the owners and the description of the property liable to assessment for the cost of the improvements.

**SECTION 2.3 NOTICE TO PROPERTY OWNERS.** The Council shall approve the specifications and the statement. The Council shall notify the owners of the property liable to assessment for the cost of the improvements that the improvements have been ordered, constructed, reconstructed, or repaired and that specifications and estimates of cost have been approved by the Council and filed with the City Clerk. The Council shall notify the

owners of the property liable to assessment to construct, reconstruct, or repair the improvements in accord with the approved specifications within thirty (30) days after the publication of the notice, or the city shall contract for the construction, reconstruction, or repair thereof. The notice shall be published in a daily newspaper of general circulation in the city for three (3) consecutive issues and shall be mailed to the owners of the property liable to assessment at their last known address.

**SECTION 2.4 CONTRACT PROCEDURE.** If the improvements have not been constructed within thirty (30) days by the owners of the property liable to assessment, the Council shall declare by resolution that the improvements shall be constructed, reconstructed, or repaired, and advertise in a daily newspaper of general circulation in the city for bids for the construction, reconstruction, or repair in accord with the approved specifications. The resolution shall provide that payment for the cost of the construction, reconstruction, or repairs, an engineering fee of not to exceed five percent (5%) of the cost of construction, and other expenses incurred by the city will be made by the issuance of tax bills. The advertisement shall state the time for submitting bids which shall be not less than ten (10) days from the date of the advertisement. The Council shall award the contract to the most advantageous and the lowest secure bidder, or the Council may reject all bids.

**SECTION 2.5 HEARING ON ASSESSMENTS.** After the execution of a contract, the Mayor shall submit to the Council a statement of the cost of such improvements, including the engineering fee of not to exceed five percent (5%) of the cost of construction and the other expenses incurred by the city, together with the proposed assessments of those costs against abutting property.

The Council shall hold a hearing on the proposed assessments. Notice of the hearing on assessments shall be given by publication in a daily newspaper of general circulation in the city for three (3) consecutive issues and by registered or certified mail to the owners of the property liable to assessment at their last known address. The notice of assessment hearing shall be mailed and published not less than ten (10) days before the date of the hearing.

The Council shall hear objections of any owner of property liable to assessment and may raise or lower proposed assessments and shall assess by ordinance the total cost of the improvements against the property liable therefor.

**SECTION 2.6 PAYMENT OF CONTRACTOR.** The ordinance assessing the cost of the improvements against the property benefited by the improvements shall provide that the assessments shall be payable in three (3) equal annual installments with interest at the rate established by the Council from the date of the adoption of the assessing ordinance. The owner of property assessed with the cost of improvements may pay the full assessment without interest within thirty (30) days from the date of the adoption of the assessing ordinance, or may pay any unmatured installment of an assessment by paying the same together with interest to the next installment due date. Such assessments shall constitute

liens against the property until paid.

After the completion and acceptance of the improvements, the Council shall deliver to the contractor any payments of assessments and shall issue and deliver to the contractor in payment of the balance of the total cost of the improvements special sidewalk, driveway return, and curb tax bills. The contractor shall pay to the city the engineering fee and other expenses incurred by the city. The form of the tax bill shall be established by the Council.

**SECTION 2.7 DELINQUENT ASSESSMENTS.** The Mayor after twenty (20) days from the due date of an installment of an assessment shall, upon the request of the holder of an unpaid and delinquent sidewalk, driveway return, or curb tax bill, certify to the County Treasurer of the county in which the property is located, the delinquent installment, interest, and penalty. The County Treasurer shall place the delinquent installment, interest and penalty upon the delinquent tax list of the county to be collected as other delinquent taxes are collected. Delinquent installment assessments shall bear the penalty established by the Council from the due date of each installment until paid. The County Treasurer shall advertise such delinquent assessments upon the delinquent tax list and sell the property liable for the assessment as provided by law for the sale of property for unpaid ad valorem taxes. Collected delinquent assessments shall be paid to the city for disbursement to the holder of the tax bill.

**SECTION 2.8 FORECLOSURE.** The holder of a special sidewalk, driveway return, and curb tax bill may foreclose the lien of the tax bill when any assessment shall remain delinquent for a period of one (1) year by an action in a court of competent jurisdiction. Upon the filing of an action for foreclosure of an installment of an assessment, all remaining installments of an assessment shall become due and payable and the lien thereof may be foreclosed in such action.

**SECTION 2.9 EMERGENCY PROCEDURE.** When the Council shall determine it necessary for the public safety to immediately repair any sidewalk, driveway return, or curb, the Council may declare by resolution an emergency and make such repairs. The Council shall order the owner or occupant of the property abutting the sidewalk, driveway, or curb to make such emergency repairs within three (3) days after the service of the order. If the owner or occupant cannot be found, the order may be served by posting a copy thereof upon the property abutting the sidewalk, driveway, or curb to be repaired. If the repairs are not made in accord with the order, the city may repair the sidewalk, driveway return, or curb or award a contract for the repair without advertisement. The cost of the repairs shall be assessed against the abutting property as provided by this Article for sidewalk assessments; provided, assessments of three hundred dollars (\$300.00) or less shall be payable in one (1) installment.

**SECTION 3.1 SANITARY SEWER DISTRICTS.** The Council may establish by ordinance districts for the construction, reconstruction, repair, or extension of sanitary

sewers. The Council shall establish a district when the owners of more than one-half (1/2) the area of the land liable to assessment for a sanitary sewer shall petition therefor. Sewer districts may be changed, enlarged, or extended and shall include all necessary sewers, laterals, inlets, catch-basins, manholes, and other appurtenances necessary to serve the property within the district.

**SECTION 3.2 PAYMENT FOR PUBLIC SEWERS.** Except as herein otherwise provided, the cost of construction, reconstruction, repair, and extension of public sanitary sewers shall be paid as follows:

A. The cost of mains and submains shall be paid by the city; except, upon a petition signed by the owners of more than one-half (1/2) in area of the land that will be drained or benefited by the construction of mains or submains, the Council may create a district and order the construction of mains and submains and assess the cost of construction against property included within the district and benefited by the mains and submains as provided in Section 3.4 of this Article; and

B. The cost of district sewers and laterals shall be paid by the owners of the property abutting on and served by the district sewers and laterals; provided, where a main or submain serves the purpose of a district sewer or a lateral for the property abutting thereon, the abutting property shall be assessed an amount equal to the assessment which would have been made for a district sewer or lateral.

**SECTION 3.3 CONSTRUCTION OF DISTRICT SEWERS.** The Mayor shall prepare and submit to the Council plans and specifications for the construction of sanitary sewers within a sewer district and an estimate of the cost of construction. Upon approval by the Council, the City Clerk shall advertise in a daily newspaper of general circulation in the city for bids for the construction of the sewers. The advertisement shall state the time for submitting bids which shall not be less than ten (10) days from the date of the advertisement. Bids shall be filed with the City Clerk and shall be opened at a meeting of the Council. The Council shall award the contract to the most advantageous and lowest secure bidder, or the council may reject all bids.

**SECTION 3.4 ASSESSMENTS AND HEARING.** After the execution of a contract, the Mayor shall submit to the Council a statement of the cost of construction which shall include an engineering fee not exceeding five percent (5%) of the cost of construction and other expenses incurred by the city, together with the proposed assessments of those costs against property included within the sewer district and benefited by the construction of the sewers. The cost shall be assessed against each property in the sewer district in the proportion of the area of each property to the area of the entire district, excluding public streets. The Council shall hold a hearing on the proposed assessments. Notice of the hearing on assessments shall be given by publication in a daily newspaper of general circulation in the city for three (3) consecutive issues and by registered or certified mail to the owners of the property liable to assessment at their last known address. The notice of

the assessment hearing shall be mailed and published not less than ten (10) days before the date of the hearing. The Council shall hear the objections of any owner of property liable to assessment and correct the assessments to conform to the provisions of this Section.

**SECTION 3.5 TAX BILLS.** The Council shall assess by ordinance the total cost of construction against the property within the district. The assessing ordinance shall state the assessment against each lot or parcel within the district, the time and manner of payment, the rate of interest to be charged upon deferred installments, the penalty upon delinquent installments, and that each assessment shall be payable in five (5) equal annual installments commencing one (1) year after the date of the adoption of the assessing ordinance. The owner of property assessed with the cost of improvements may pay the full assessment without interest within thirty (30) days from the date of the adoption of the assessing ordinance, or may pay any unmatured installment of an assessment by paying the same together with interest to the next installment due date. Such assessments shall constitute liens against the property until paid.

**SECTION 3.6 PAYMENT OF CONTRACTOR.** After completion and acceptance of the sewers, the Council shall deliver to the contractor any payments of assessments and shall issue and deliver to the contractor sewer tax bills in payment of the balance of the total costs. The contractor shall pay to the city the engineering fee and other expenses incurred by the city. The form of the sewer tax bill shall be established by the Council.

**SECTION 3.7 ASSESSMENTS A LIEN--DELINQUENCIES.** Sewer tax bills, and the interest and penalty thereon, shall be a lien until paid against the lots and parcels of land assessed from the date of the adoption of the assessing ordinance coequal with the lien of ad valorem taxes and all other taxes and special assessments and prior and superior to all other titles and liens against such lots or parcels of land. The Mayor after twenty (20) days from the due date of an installment of an assessment shall, upon the request of the holder of an unpaid and delinquent sewer tax bill, certify to the County Treasurer of the county in which the property is located the delinquent installment, interest, and penalty. The County Treasurer shall place the delinquent installment, interest, and penalty upon the delinquent tax list of the county to be collected as other delinquent taxes are collected. Delinquent assessments shall bear the penalty established by the Council from the due date of each installment until paid. The County Treasurer shall advertise such delinquent assessments upon the delinquent tax list and sell the property liable for the assessment as provided by law for the sale of property for unpaid ad valorem taxes. Collected delinquent assessments shall be paid to the city for disbursement to the holder of the sewer tax bill.

**SECTION 3.8 FORECLOSURE.** The holder of a sewer tax bill may foreclose the lien of the tax bill when any assessment shall remain delinquent for a period of one (1) year by an action in a court of competent jurisdiction. Upon the filing of an action for foreclosure of an installment of an assessment, all remaining installments of an assessment shall become due and payable and the lien thereof may be foreclosed in such action.

**SECTION 4. RESORT TO COURTS.** No action shall be commenced or maintained to set aside a tax bill issued pursuant to this Article, or to enjoin the Council from making improvements under this Article unless commenced within twenty (20) days after the adoption of the ordinance making such assessments; provided, that if a tax bill or assessment shall be declared invalid in whole or in part, the Council may make a new assessment as provided herein for original assessments.

## ARTICLE X

### CIVIL SERVICE COMMISSION

#### AND

### MERIT SYSTEM

**SECTION 1.1 PURPOSE.** A merit system is hereby created. Appointments and promotions in the classified service of the city shall be made solely on the basis of merit and fitness, determined by competitive procedures.

**SECTION 1.2 REMOVALS.** Suspensions, removals and demotions shall be made solely for cause and the good of the service.

**SECTION 1.3 FIREFIGHTERS EXCLUDED.** The provisions of this Article shall not apply to sworn firefighters of the city.

**SECTION 2.1 CIVIL SERVICE COMMISSION.** There is hereby created a Civil Service Commission which shall consist of five (5) members appointed for five (5) year terms by the Mayor, subject to confirmation by a majority vote of the entire membership of the Council. Members of the Civil Service Commission serving as of the effective date of this amended Charter shall continue to serve until the expiration of their respective terms. In the event of death, resignation, or removal from office of a member of the Civil Service Commission, the Mayor shall appoint a successor to fill the unexpired term of such member, subject to confirmation by a majority vote of the entire membership of the Council. Members shall be qualified electors of the city and shall not be or become candidates for any public office or hold any public or political office during their tenure as members of the Civil Service Commission. Any member may be removed for cause after a public hearing by an affirmative vote of two-thirds (2/3) of the entire membership of the Council.

**SECTION 2.2 CHAIRMAN AND VICE CHAIRMAN.** The Civil Service Commission shall elect a Chairman and Vice Chairman and shall hold a minimum of one (1) regular meeting each month. The Chairman or any two (2) Commission members may call special meetings of the Civil Service Commission. Members shall serve without compensation. The Civil Service Commission may summon and compel the attendance and testimony of witnesses, the production of books, papers, or other evidence, and may impose penalties established by rule for refusal to obey an order or a subpoena. All meetings shall be open to the public as provided by the laws of Oklahoma.

**SECTION 3. RULES AND REGULATIONS.** The Civil Service Commission shall adopt rules and regulations governing the merit system which shall be submitted to the Council for approval or disapproval. The personnel rules and regulations shall become

effective upon approval by the Council, or if the Council fails to act, the rules and regulations shall become effective twenty-one (21) days after the date of submission to the Council. The personnel rules and regulations shall be made available to any employee upon request. The personnel rules and regulations shall particularly provide for:

- A. The classification of all positions in the classified service;
- B. The qualifications, standards, and procedures for entrance and promotion procedures, and methods of certification of eligibility to the appointing authority;
- C. The preparation of reemployment, promotion and seniority lists;
- D. Transfers, promotions, demotions and dismissals;
- E. The grounds for disciplinary action;
- F. Appeals of classified personnel;
- G. Procedures for the Civil Service Commission to hear appeals, grievances, and recommendations of employees pertaining to the merit system; and
- H. Probationary periods not exceeding one (1) year for original appointees and promotees.

The Civil Service Commission shall recommend to the Mayor a pay plan for the different classes, ranks, and grades and rules for vacation, sick, and other leaves for all officers and employees in the classified service which may be approved, disapproved, or revised by the Mayor.

**SECTION 4. PERSONNEL DIRECTOR.** There is hereby created the position of Personnel Director. The Personnel Director shall be recommended by the Civil Service Commission and shall be appointed by the Mayor, subject to confirmation by a majority vote of the entire membership of the Council. The Personnel Director, under the direction of the Civil Service Commission, shall administer the merit system established by this Article. The Personnel Director shall be a person experienced in personnel administration and familiar with its principles and methods. The Personnel Director shall be subject to dismissal for cause by the Civil Service Commission.

**SECTION 5. CLASSIFIED AND UNCLASSIFIED SERVICE.** All officers and employees whose salaries are wholly paid by the city shall be in the classified service, except the following:

- A. Elective officers;

B. Not more than sixteen (16) positions on the staff of the Mayor to be designated by the Mayor, which positions shall include the heads of any divisions;

C. One (1) position on the staff of the City Auditor to be designated by the City Auditor;

D. Members of boards and authorities;

E. Temporary, emergency, and special qualification personnel employed or under contract for temporary periods, as defined by the Civil Service Commission; and

F. Municipal judges.

No officers and employees other than those listed above as exceptions shall be in the unclassified service.

**SECTION 6.1 APPOINTMENTS AND PROMOTIONS.** All original appointments and promotions to positions in the classified service shall be based upon competitive procedures. The Personnel Director shall certify to the appointing authority for original appointment or promotion the names of at least three (3) persons making passing grades and scoring highest, if at least three (3) apply and are qualified.

**SECTION 6.2 PROBATIONARY PERIODS.** Probationary periods as established by rule shall be served by original appointees and promotees during which the appointing authority may terminate the service of an original appointee or restore the former position of a promotee.

**SECTION 6.3 VETERANS.** Every honorably discharged veteran of the Armed Services of the United States, with six (6) months or more of active duty service during a period of war or armed conflict, passing the examination shall have five percent (5%) added to the grade for an original appointment examination.

**SECTION 6.4 PROMOTIONS.** Qualified persons in the classified service may take promotion examinations in any department, except for sworn police officer positions; provided, if no classified person qualifies, then other qualified persons shall be eligible to take the examination.

**SECTION 6.5 POLICE OFFICER PROMOTIONS.** Only sworn police officers of the City may take promotion examinations for sworn police officer positions.

**SECTION 7. REDUCTION FOR ECONOMY OR ABOLITION OF POSITION.** Whenever the number of employees in any department is reduced for economy reasons, when a position is abolished, or when a position on the staff of the Mayor is removed from

the classified service by designation of the Mayor, the persons with the least seniority in the affected classifications shall be reduced to the next lower classification for which qualified in that department and in like manner with the persons of least seniority in the lowest classification in that department being removed. Any person removed who makes written request to the Personnel Director within thirty (30) days shall be placed upon a reemployment list with priority for reemployment in their classification in any department of the city according to their seniority.

**SECTION 8.1 SUSPENSION, REMOVAL, AND DEMOTION.** All officers and employees in the classified service shall hold their respective positions regardless of changes of city officials or city administrations and shall be suspended without pay, demoted, or removed only for good and sufficient cause.

**SECTION 8.2 NOTICE.** Persons in the classified service who are suspended without pay, removed, or demoted shall be notified in writing of the specific cause thereof within five (5) days following such action. A copy of such statement of cause shall be filed with the Personnel Director. Within ten (10) days from the receipt of such notice, the person affected may file a written request with the Personnel Director for a hearing before the Civil Service Commission. If such person shall fail to request a hearing before the Civil Service Commission as provided herein, the suspension without pay, removal, or demotion shall be final. The Civil Service Commission shall hold a public hearing within sixty (60) days after the filing of the request.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 47,394 votes in favor of the amendment and 9,530 votes against the amendment. The title to this amendment read:*

*Shall the existing charter of the City of Tulsa, as heretofore amended, be further amended to provide that employees must file appeals of a suspension, demotion, or termination within ten (10) days of notification and to provide hearings may be held within sixty (60) days of the notice of appeal?*

*Prior to this amendment, this section read as follows:*

*SECTION 8.2 NOTICE. Persons in the classified service who are suspended without pay, removed, or demoted shall be notified in writing of the specific cause thereof within five (5) days following such action. A copy of such statement of cause shall be filed with the Personnel Director. Within ten (10) days from the receipt of such notice, the person affected may file a written request with the Personnel Director for a hearing before the Civil Service Commission. The Civil Service Commission shall hold a public hearing within thirty (30) days after the filing of the request. If such person shall fail to request a hearing before the Civil Service Commission as provided herein, the suspension without pay, removal, or demotion shall be final.*

**SECTION 8.3 HEARING.** Not less than three (3) members of the Civil Service Commission shall be required to hold a hearing on a suspension, removal, or demotion. A majority vote of the members holding the hearing shall be required for a decision. The City Attorney shall present the charges upon which the suspension, removal, or demotion is based. The Civil Service Commission shall rule upon the question of admissibility of evidence, competency of witnesses, and any other question of law. The employee may be represented by counsel or another person. The hearing shall be informal and shall be conducted in accord with the rules of evidence generally followed before administrative tribunals and without formal or technical adherence to those rules which prevail in a court of law. The burden of proof shall be upon the appointing authority whose action is the subject of the hearing. No suspension, removal, or demotion shall be affirmed unless sustained by a preponderance of the evidence.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 40,464 votes in favor of the amendment and 13,924 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to allow Civil Service Commission appeals to be heard by three commissioners?*

*Prior to this amendment, this section read as follows:*

*SECTION 8.3 HEARING. Not less than four (4) members of the Civil Service Commission shall be required to hold a hearing on a suspension, removal, or demotion. A vote of three (3) members shall be required for a decision. The City Attorney shall present the charges upon which the suspension, removal, or demotion is based. The Civil Service Commission shall rule upon the question of admissibility of evidence, competency of witnesses, and any other question of law. The employee may be represented by counsel or another person. The hearing shall be informal and shall be conducted in accord with the rules of evidence generally followed before administrative tribunals and without formal or technical adherence to those rules which prevail in a court of law. The burden of proof shall be upon the appointing authority whose action is the subject of the hearing. No suspension, removal, or demotion shall be affirmed unless sustained by a preponderance of the evidence.*

**SECTION 8.4 ACTION.** If after the hearing before the Civil Service Commission the employee is found to be suspended, removed, or demoted without adequate cause, the position of the employee shall be restored without loss of pay. If the Civil Service Commission shall find cause, it may approve or modify the action taken by the appointing authority; provided, any right of appeal to the courts shall not be abrogated. The Civil Service Commission shall make written decisions with findings of fact.

**SECTION 8.5 DISCRIMINATION PROHIBITED.** No person in the classified service shall be suspended, removed, or demoted because of race, creed, color, sex, age, national origin, religion, political beliefs or affiliations, except when such person advocates the overthrow of the government by force or violence.

**SECTION 9. COMPENSATION.** All persons having the same classification in the classified service shall receive a rate of pay within the limits of compensation for that classification. The Personnel Director shall certify to the Mayor the pay rate of each employee entering the classified service of the city.

**SECTION 10.1 POLITICAL ACTIVITIES PROHIBITED.** No person in the classified service shall take an active part in any campaign for the election of officers of the city, except to vote and privately state a personal opinion.

**SECTION 10.2 SOLICITATIONS PROHIBITED.** No contributions for a candidate for a city office shall be solicited by or from persons in the classified service.

**SECTION 10.3 VOTING THREATS PROHIBITED.** A Mayor, Councilor, City Auditor, officer, or employee of the city who threatens, intimidates, or coerces, or attempts to threaten, intimidate, or coerce, an employee in the classified service in the exercise of a vote shall be guilty of willful maladministration and shall be subject to removal from office or position as provided in this Article or by the laws of Oklahoma.

## ARTICLE XI

### FIRE DEPARTMENT

**SECTION 1. FIRE DEPARTMENT CREATED.** The Fire Department of the city is hereby created.

**SECTION 2. FIRE CHIEF--HOW APPOINTED--QUALIFICATIONS.** The Chief of the Fire Department shall be appointed by the Mayor. The Chief shall have had at least ten (10) years of experience as a firefighter in the city.

**SECTION 3. FIREFIGHTERS--HOW APPOINTED.** The sworn members of the Fire Department shall, upon the approval and recommendation of the Fire Chief, be appointed by the Mayor; provided, all persons so appointed shall serve on probation for a period of twelve (12) months from the time of such appointment, during which time the Personnel Committee of the Fire Department may terminate the appointment of such probationary firefighter if upon observation, investigation, or consideration of the performance of duty they deem him unsatisfactory or unfit for the service.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 40,714 votes in favor of the amendment and 14,310 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to provide all persons appointed as members of the Tulsa Fire Department shall serve on probation for a period of twelve (12) months from the date of appointment?*

*Prior to this amendment, this section read as follows:*

*SECTION 3. FIREFIGHTERS--HOW APPOINTED. The sworn members of the Fire Department shall, upon the approval and recommendation of the Fire Chief, be appointed by the Mayor; provided, all persons so appointed shall serve on probation for a period of six (6) months from the time of such appointment, during which time the Personnel Committee of the Fire Department may terminate the appointment of such probationary firefighter if upon observation, investigation, or consideration of the performance of duty they deem him unsatisfactory or unfit for the service.*

**SECTION 4.1 TENURE OF OFFICE AND RETENTION OF RANK.** The sworn members of the Fire Department, including the Chief of the Fire Department, shall hold their respective positions during good behavior regardless of changes of city officials or city administrations, unless removed for good and sufficient cause. No sworn member of the Fire Department shall be removed, suspended, demoted, or discharged except for good and sufficient cause and then only upon written charges filed by the Mayor or the Chief of the

Fire Department. A written statement of charges in clear and concise language shall be served upon the person charged, and such person shall be summarily demoted or suspended from service, as requested in such charges, pending trial thereon.

**SECTION 4.2 TRIAL.** Any person against whom written charges are filed, requesting removal, suspension, demotion, or discharge, may within ten (10) days from the date of service of the charges upon the person file with the City Clerk a demand for an open trial before the Council. At the trial the person charged shall have the right to be represented by legal counsel. The Council shall, within ten (10) days after demand, give the person charged an open hearing upon the charges.

**SECTION 4.3 DECISION.** If after hearing the Council shall find that good and sufficient cause has not been shown for the removal, suspension, demotion, or discharge, the Council shall order the person charged to be reinstated and shall compensate him for the time of such removal, demotion, or suspension. If the Council by a majority vote shall find that good and sufficient cause has been shown by a preponderance of evidence, the Council may order the removal, suspension, demotion, or discharge of such person, or may discipline such person by suspension for a period of not more than ninety (90) days or by fine in an amount not to exceed fifty dollars (\$50.00), or both.

**SECTION 4.4 TRANSFERS.** No sworn member of the Fire Department shall be transferred out of the Fire Department without the written consent of the firefighter.

**SECTION 4.5 APPEALS.** No act of the Council shall be construed to deny a sworn member of the Fire Department the right to file an action for hearing before any court of general jurisdiction.

**SECTION 5.1 POLITICAL ACTIVITIES PROHIBITED.** No chief, officer, or sworn member of the Fire Department shall take an active part in any campaign for the election of officers of the city, except to vote and privately state a personal opinion.

**SECTION 5.2 POLITICAL CONTRIBUTIONS.** No contributions for a candidate for a city office shall be solicited by or from a sworn member of the Fire Department.

**SECTION 5.3 VOTING.** A Mayor, Councilor, City Auditor, officer, or employee of the city, or chief or sworn member of the Fire Department who threatens, intimidates, or coerces, or attempts to threaten, intimidate, or coerce, a sworn member of the Fire Department in the exercise of a vote shall be guilty of willful maladministration and be subject to removal from office or position as provided by this Article or by the laws of Oklahoma.

**SECTION 6. REDUCTION OF FORCE, CURTAILMENT OF EXPENDITURES.** Nothing herein shall be construed to prohibit the Mayor from reducing the number of the force of the Fire Department because of curtailment of expenditures or like causes;

provided, the persons discharged for such reasons shall be those of least seniority in period of time of service in the Fire Department; and provided further, each person so discharged for such causes shall be at the head of the list of eligibles for appointment and first employed in the order of such seniority.

**SECTION 7. PROMOTION.** All promotions shall be made by the Mayor upon the written recommendation of the Personnel Committee. All promotions shall be made solely on merit, efficiency, and fitness, which shall be ascertained by competitive examination and impartial investigation by the Personnel Committee.

**SECTION 8. APPLICANTS.** An applicant for initial appointment or reappointment on the Fire Department shall meet the qualifications established by the rules and regulations of the Fire Department and by the laws of Oklahoma. Such rules and regulations shall be approved by the Council.

**SECTION 9. PERSONNEL COMMITTEE.** The Personnel Committee of the Fire Department shall be composed of seven (7) members as follows:

- A. The Chief of the Fire Department;
  - B. One (1) Chief Officer selected by the Mayor;
  - C. The Chief Officer in charge of training;
  - D. One (1) Chief Officer selected by the Fire Chief;
  - E. One (1) Fire Captain elected by the Fire Captains;
  - F. One (1) Fire Equipment Operator elected by the Fire Equipment Operators;
- and
- G. One (1) firefighter elected by the firefighters below the rank of Fire Equipment Operator.

Four (4) members of the Personnel Committee shall constitute a majority and have power to act. The elected members of the Personnel Committee shall be elected only by the sworn members of the Fire Department who are of the classes designated in subsections E., F., and G. of this Section.

**SECTION 10. DISCRIMINATION PROHIBITED.** No chief, officer, or sworn member of the Fire Department shall be suspended, removed, or demoted because of race, creed, color, sex, national origin, religion, political beliefs or affiliations, except when such person advocates the overthrow of the government by force or violence.

## ARTICLE XII

### MISCELLANEOUS PROVISIONS

#### **SECTION 1. DEFINITION OF OFFICER AND QUALIFIED ELECTOR.**

The term "officer" as used in this amended Charter shall apply only to those officers who are elected, appointed by the Mayor and confirmed by the Council, or who hold an office created by this amended Charter. The term "qualified elector" as used in this amended Charter shall mean a registered voter of the City of Tulsa, registered to vote as provided by the laws of Oklahoma.

*NOTE: This section was amended to read as above by an amendment voted March 1, 1994, and approved by the Governor on May 2, 1994. There were 59,574 votes in favor of the amendment and 7,964 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to define the term "qualified elector" to mean a registered voter of the City of Tulsa, registered to vote as provided by the laws of Oklahoma?*

*Prior to this amendment, this section read as follows:*

*SECTION 1. DEFINITION OF OFFICER. The term "officer" as used in this amended Charter shall apply only to those officers who are elected, appointed by the Mayor and confirmed by the Council, or who hold an office created by this amended Charter.*

#### **SECTION 2. ALL PROPERTY SUBJECT TO SPECIAL ASSESSMENT.**

No property of any kind in the city shall be exempt from any of the special taxes and assessments authorized by this amended Charter for local improvements.

**SECTION 3. EXECUTION OF INSTRUMENTS.** All bonds, contracts, or other instruments requiring the approval of the city shall, unless otherwise provided by ordinance, be signed by the Mayor, or the Temporary Mayor and attested by the City Clerk.

**SECTION 4. CREATION OF ADVISORY BOARDS AND COMMISSIONS.** Boards and commissions may be created by ordinance to serve and function in an advisory capacity. The members of boards and commissions shall serve without compensation.

**SECTION 5. EXEMPTION OF CITY PROPERTY FROM EXECUTION OR ASSIGNMENT.** The property, real and personal, of the city shall not be subject to sale or appropriation under any writ of execution. The city shall not accept or honor an assignment of the wages of any officer or employee of the city, whether earned or

unearned, except as specifically provided by the laws of Oklahoma. No lien of any kind shall exist against any property of the city.

**SECTION 6. BONDS OF OFFICERS AND EMPLOYEES.** City officers and employees shall enter into bonds for the faithful performance of their duties as required by ordinance.

**SECTION 7. WAIVER OF FINES, PENALTIES, FEES, AND CHARGES.** The Council, for good cause shown, may waive, in whole or in part, any fine, penalty, fee, or charge imposed under any ordinance.

**SECTION 8. BONDS REQUIRED FROM CONTRACTORS.** Prior to commencement of performance of a contract for a public improvement, good and sufficient corporate surety bonds shall be given as required by the laws of Oklahoma.

**SECTION 9. APPLICABILITY OF STATE LAW.** The provisions of this amended Charter, and the provisions of any ordinance adopted by the Council in the exercise of a power granted, conferred, or reserved by the people of the city shall prevail over the provisions of a conflicting law of Oklahoma with respect to matters of purely local concern. Any matter pertaining to the government of the city not provided for in this amended Charter or by ordinance shall be governed by the laws of Oklahoma.

**SECTION 10. OATHS OF OFFICE.** Every person elected or appointed to an office in the city shall take the oath prescribed by the Constitution of Oklahoma.

**SECTION 11. EXPIRATION OF TERMS AND APPOINTMENTS.**

A. All elected and appointed officers, and members of boards, commissions, authorities, and agencies created by this amended Charter, ordinance, agreement, or pursuant to law shall serve until the expiration of their terms and until their successors are elected and qualified or appointed as provided in this amended Charter.

B. All mayoral appointments to boards, commissions, authorities, and agencies created by this amended Charter, ordinance, agreement, or pursuant to law and requiring Council confirmation shall be made within sixty (60) days from the creation of the vacancy or expiration of an existing term, or within such additional time as may be authorized by the Council, for good cause shown. Upon omission of the Mayor to timely appoint any such member, such appointment shall be made by the Council.

*NOTE: This section was amended to read as above by an amendment voted April 4, 2006, and approved by the Governor on June 6, 2006. There were 47,099 in favor of the amendment and 25,372 against the amendment. The title to this amendment read:*

*Shall the Charter of the City of Tulsa be amended to require the Mayor to make appointments subject to confirmation by the Council within sixty (60) days or such other time as the Council may authorize and to authorize the Council to make appointments, should the Mayor fail to do so?*

*Prior to this amendment, this section read as follows:*

**SECTION 11. EXPIRATION OF TERMS.** *All elected and appointed officers and members of boards, commissions, and agencies created by ordinance shall serve until the expiration of their terms and until their successors are elected and qualified or appointed as provided in this amended Charter.*

**SECTION 12.1 PUBLIC SAFETY OFFICERS.** All regularly employed sworn police officers and sworn firefighters are hereby designated collectively as Public Safety Officers.

**SECTION 12.2 SERVICE PAY.** In order to provide continuity of service and to induce Public Safety Officers to remain in the service of the city and thereby improve the proficiency of those departments of the city charged with the responsibility of the public safety and in recognition of the hazardous nature of the duties performed by such Public Safety Officers and the special training and experience required and the peculiar working conditions of such officers, there is hereby established a longevity service pay allowance to be paid to such officers meeting the requirements herein set out. Such longevity service pay allowance shall be in addition to their regular salaries, merit raises, allowances, and other benefits established by proper authority.

**SECTION 12.3 AMOUNT OF SERVICE PAY.** Each Public Safety Officer who has completed three (3) years of service as a Public Safety Officer employee of the City shall receive seven and 50/100 dollars (\$7.50) per month as a longevity pay allowance to commence the first day of the month following the month in which the third anniversary of employment occurs; and in like manner thereafter an additional two and 50/100 dollars (\$2.50) per month for each successive year of regular employment as a Public Safety Officer until a Public Safety Officer shall have completed twenty (20) years of service. The longevity pay allowance shall not be increased after twenty (20) years of service.

**SECTION 13. CONFLICTS OF INTEREST.** A violation of this Section shall render vacant the position held by the person in violation hereof. In the event the Mayor, a Councilor, the City Auditor, an officer, or employee of the city has a financial interest, directly or indirectly, in a proposed ordinance or resolution, or in any work, business, or contract, the cost of which is paid by the city or by any assessment levied by ordinance or resolution of the Council, such person shall disclose the interest to the Council and shall not participate in proceedings or vote thereon; provided, after a disclosure of an interest by the Mayor, contracts may be awarded upon competitive bids

with the approval of the Council by a majority vote of its entire membership. Contracts awarded or executed in violation of this Section shall be voidable by the Council.

*NOTE: This section was amended to read as above by an amendment voted February 13, 1996, and approved by the Governor on June 21, 1996. There were 30,419 votes in favor of the amendment and 24,985 votes against the amendment. The title to this amendment read:*

*Shall the existing Charter of the City of Tulsa, as heretofore amended, be further amended to delete the prohibition that the Mayor, Councilors, City Auditor, officers, employees, and members of boards and commissions shall not be in the employ of a person, company or corporation holding a franchise of the City of Tulsa?*

*Prior to this amendment, this section read as follows:*

**SECTION 13. CONFLICTS OF INTEREST.** *The Mayor, Councilors, City Auditor, officers, employees, and members of boards and commissions shall not be in the employ of any person, company, or corporation holding or seeking any franchise of the city. A violation of this Section shall render vacant the position held by the person in violation hereof. In the event the Mayor, a Councilor, the City Auditor, an officer, or employee of the city has a financial interest, directly or indirectly, in a proposed ordinance or resolution, or in any work, business, or contract, the cost of which is paid by the city or by any assessment levied by ordinance or resolution of the Council, such person shall disclose the interest to the Council and shall not participate in proceedings or vote thereon; provided, after a disclosure of an interest by the Mayor, contracts may be awarded upon competitive bids with the approval of the Council by a majority vote of its entire membership. Contracts awarded or executed in violation of this Section shall be voidable by the Council.*

**SECTION 14. CONTRACTS AND PURCHASES--COMPETITIVE BIDS AND PROCEDURES.** Except as otherwise provided in this amended Charter, all contracts of whatever character pertaining to public improvements or the maintenance of property of the city requiring an expenditure of more than seven thousand five hundred dollars (\$7,500.00), unless such amount is established otherwise by ordinance, shall be based upon specifications approved by the Mayor. An advertisement for the proposed contract inviting competitive bids shall be published in a daily newspaper of general circulation in the city not less than five (5) times. Specifications for the contract shall be filed with the City Clerk for inspection by parties desiring to bid. All bids shall be sealed and be opened publicly at the time and place specified in the notice. All bids shall be open to the public for inspection for at least forty-eight (48) hours before the award of the contract is made. The Mayor shall:

A. Accept and enter into a contract with the party submitting the lowest secure bid; or

B. Enter into a contract with a party other than the lowest secure bidder, with the approval of the Council, if the Mayor determines such bid to be the most advantageous bid for the city; or

C. Reject all bids, if the Mayor determines that none of the bids are satisfactory, in which event the Mayor may readvertise for bids or, with the approval of the Council, enter into a negotiated contract for the performance of the work.

All expenditures for supplies, materials, equipment, or services, other than those of a professional nature, requiring an expenditure of more than seven thousand five hundred dollars (\$7,500.00), unless such amount is established otherwise by ordinance, shall be made upon written contract after such competition prescribed by ordinance. The provisions of this Section may be waived by a majority vote of the entire membership of the Council upon the declaration of an emergency, whereby the immediate award of a contract is determined by the Council to be necessary for the preservation or protection of the public peace, health, safety, or welfare.

**SECTION 15. VACATION OF OFFICE.** When any officer, employee, or member of a board or commission ceases to possess any required qualification for election, appointment, or service, the Council after public hearing may declare such office or position vacant and the vacancy shall be filled as provided by this amended Charter. When an elected officer or an officer appointed by the Mayor and confirmed by the Council is charged with the commission of a felony, such officer shall be deemed suspended pending the trial or other disposition of the charge and shall receive no compensation from the city for the time of the suspension unless found innocent of such charge. Upon conviction of the officer in the trial court, the office or position held by such officer shall be deemed vacated as of the date of the indictment or filing of the charge and the vacancy shall be filled as provided in this amended Charter.

**SECTION 16. RECORDS OPEN TO INSPECTION.** All records of the city and of boards, authorities, and commissions shall be open to inspection by citizens as provided by the laws of Oklahoma.

**SECTION 17. POWERS GRANTED BY STATE.** When the Constitution or the laws of Oklahoma applicable to cities which have adopted a charter impose a duty or confer a power upon a commission, city council, board of trustees, governing body, or other legislative body of a city, such duty imposed or power conferred shall be performed or exercised by the Council. When the Constitution or the laws of Oklahoma applicable to cities which have adopted a charter impose a duty or confer a power upon a mayor, chief executive or administrative officer of a city, such duty imposed or power conferred shall be performed or exercised by the Mayor.

**SECTION 18. CHARTER POWERS CUMULATIVE.** When a power, authority, or right is conferred upon the city or upon the Council and different

provisions are incorporated herein for the exercise thereof, each of such provisions shall be held and construed to be cumulative of the other pertaining to the same subject and the Council shall determine which of such powers it shall exercise.

**SECTION 19. ADMINISTRATION OF OATHS.** The Mayor, Councilors, the City Clerk, and the City Attorney may administer oaths in the performance of their duties.

**SECTION 20. AMENDMENTS.** Amendments to this amended Charter shall be submitted to the qualified electors of the city in the manner prescribed by the Constitution and by the laws of Oklahoma.

**SECTION 21. CONTINUANCE OF OFFICERS AND EMPLOYEES.** All members of boards, commissions, authorities, and agencies created by ordinance at the effective date of this amended Charter shall continue to hold their offices and shall continue to perform their duties until their terms expire or until other provisions are made by ordinance. All employees of the city at the effective date of this amended Charter shall continue to hold their positions, subject to the provisions of Articles X and XI hereof.

**SECTION 22. CONTINUANCE OF ORDINANCES.** All ordinances, resolutions, rules, and regulations of the city adopted prior to the effective date of this amended Charter shall remain in full force and effect until repealed or amended as provided in this amended Charter or by ordinance, or resolution.

**SECTION 23. CONTINUANCE OF CONTRACTS.** No existing right, action, suit, proceeding, or contract shall be affected by this amended Charter. All debts, claims, penalties, and forfeitures which have accrued or which may hereafter accrue to the city by virtue of anything heretofore done or existing shall inure to the benefit of the city and may be sued for and recovered as though this amended Charter had not been adopted. Nothing herein shall affect the collection of special assessments or levies of any kind or proceedings to enforce the payment thereof. All contracts heretofore entered into by the city shall remain in full force and effect and be completed under the Charter provision or ordinance existing prior to the adoption of this amended Charter.

**SECTION 24. CONTINUANCE OF MUNICIPAL CRIMINAL COURT.** The Municipal Criminal Court of Record of the City of Tulsa is hereby continued as a court of record pursuant to the provisions of the laws of Oklahoma.

**SECTION 25. SUPERIOR LAW--PROVISIONS TO BE SEVERABLE.** The provisions of this amended Charter and of any ordinance shall be construed not to conflict with any provisions of the Constitution of the United States of America or of the Constitution of Oklahoma or of the laws of Oklahoma which are applicable to cities which have adopted a charter in accord with Article XVIII, Section 3, of the Constitution of Oklahoma.

If any article, section, or part of this amended Charter shall be held unconstitutional or invalid for any reason by the Attorney General of Oklahoma in the review of this amended Charter as required by Article XVIII, Section 3, of the Constitution of Oklahoma or by a court of competent jurisdiction, such holding shall not be construed to invalidate or impair the remainder of this amended Charter which shall continue in full force and effect. If any article, section, or part of this amended Charter shall be unconstitutional or invalid in its application to a particular person or matter, such article, section, or part shall continue in full force and effect as to all other persons or matters to which it may be constitutionally or legally applied. Should any constitutional provision or law which may operate to bar the effectiveness of any provision of this amended Charter cease to operate by repeal, amendment, or otherwise, such Charter provision shall become fully effective and operative without re-enactment or subsequent adoption.

**SECTION 26. REPEAL.** All portions of the Charter of the City of Tulsa, as amended, in effect prior to the adoption of this amended Charter, not incorporated herein nor continued in effect, are hereby repealed.

**SECTION 27. CONTINUANCE OF GOVERNMENT.** This amended Charter shall take effect at twelve o'clock noon on the 8th day of May, 1990, except Article VI pertaining to elections hereunder shall take effect on the 2nd day of January, 1990, and after approval by the Governor of the state of Oklahoma. The Board of Commissioners under the government existing in the City prior to the 8th day of May, 1990, shall take such acts and adopt such ordinances as are necessary to provide for the election of officers as provided in Article VI of this amended Charter and to provide for the implementation of the provisions of this amended Charter and the orderly transition to the form of government provided herein.

We, the undersigned, constituting a majority of the legislative body of the City of Tulsa, to wit: The Mayor and Board of Commissioners of the City of Tulsa, duly and regularly elected, qualified, and acting, do hereby subscribe our names to the above and foregoing amended Charter of the City of Tulsa, as proposed by Ordinance No. 17090 for submission to the qualified electors of the City of Tulsa for approval or rejection at a special election to be held February 14, 1989, and do hereby submit the proposed amended Charter to the City Auditor of the City of Tulsa for filing more than sixty (60) days prior to the date of the election and for publication for twenty-one (21) consecutive times in the Tulsa Daily Business Journal & Legal Record, Tulsa, Oklahoma.

s/ Rodger A. Randle  
Mayor

s/ J. D. Metcalfe  
Commissioner of Streets  
and Public Property

s/ Robert N. Dick  
Commissioner of Police and Fire

s/ Gary L. Watts  
Commissioner of Finance and Revenue

s/ Charlie L. King  
Commissioner of Waterworks  
and Sewerage

(Seal)  
ATTEST:

s/ Phillip W. Wood  
City Auditor

APPROVED:

s/ Neal E. McNeill  
City Attorney

# SCHEDULE I

## CHARTER ELECTION DISTRICT NO. 1

Charter Election District No. 1 being described by metes and bounds as follows, to wit:

Beginning at the centerline of South Utica Avenue and the centerline of I-244 in Section 6, Township 19 North, Range 13 East, Tulsa County, Oklahoma; thence west along the centerline of I-244 to the interchange with the Inner Dispersal Loop; thence west along the centerline of the North leg of the Inner Dispersal Loop (I-244) to the interchange with the West leg of the Inner Dispersal Loop (I-244); thence in a southerly direction along the centerline of the West leg of said Inner Dispersal Loop to the interchange of said Inner Dispersal Loop and the Red Fork Expressway; thence southwest along the centerline of the southbound lanes of the Red Fork Expressway to the center of the Arkansas River; thence in a northwesterly direction along the center of the Arkansas River to the West line of said Section 11; thence north along the West line of Sections 11 and 2, Township 19 North, Range 12 East, Tulsa County, Oklahoma, to the Meander Line on the East bank of the Arkansas River; thence in a northwesterly direction along said Meander Line and across Sections 3, 4, and 9, Township 19 North, Range 12 East, Tulsa County, Oklahoma, to a point on the East line of said Section 8, Township 19 North, Range 12 East, Tulsa County, Oklahoma; thence south along said East line and continuing south along the East line of Vern Subdivision No. 2 to the Southeast Corner of said Addition; thence west along the South line of said Addition to the Southwest Corner thereof; thence north along the West line of said Vern Subdivision No. 2 to its intersection with the South line of Cunningham Addition to the County of Tulsa, Oklahoma; thence southwest along the South line of said Cunningham Addition to the Southwest Corner of Block 2, of said Addition; thence south along the projected West line of Blocks 5 and 2 of said Cunningham Addition to a point on the Meander Line of the North bank of the Arkansas River; thence Southwest along the said Meander Line to the Southeast Corner of Government Lot 3 in Section 8, Township 19 North, Range 12 East; thence North along the East line of said Government Lot 3 to the Northeast Corner thereof; thence west along the North line of said Government Lot 3 to a point on the West line of said Section 8; thence north along the West line of said Section 8 to a point 340.00 feet south of the North line of said Section 8; thence east parallel with the North line of said Section 8 to the Southwest Corner of Lot 12, Block 2, Lawnwood Addition to Tulsa, Oklahoma; thence north along the West line of Lots 12 and 11 of said Block 2 to a point on the North line of said Section 8; thence east along the North line of said Section 8 to a point 325.00 feet west of the East line of the SW/4 SW/4 of Section 5, Township 19 North, Range 12 East, Tulsa County, Oklahoma; thence north parallel to the East line of the said SW/4 SW/4 to its intersection with the South right of way line of the Old M.K.&T. Railroad; thence east along said right of way to its intersection with the West line of Ownwell Addition to Tulsa County, Oklahoma; thence north along the northerly projection of the West line of said Ownwell Addition to the north right of way of the Old M.K.&T. Railroad; thence east along said right of way line to a point on the South line of Mayfair Addition to Tulsa County, Oklahoma, said point being a point of curvature of a curve located 18.20 feet easterly of the Southwest Corner of Lot 3, Block 3 of said Mayfair Addition; thence Northwesterly along the South and West lines of said Mayfair Addition and continuing north along the West line of Lot 19, Block 2, Orf's Tracts Addition to Tulsa County, Oklahoma, to the North line of said Orf's Tracts Addition; thence east along the said North line of Orf's Tracts Addition to a point 60.00 feet west of the East line of Section 5, Township 19 North, Range 12 East, Tulsa County, Oklahoma; thence north parallel with and 60.00 feet west of the East line of said Section 5 to a point on the North line of said Section 5; thence north 40.00 feet to a point; thence continuing west parallel with the South line of Sections 32 and 31 to a point 16.50 feet east of the West line of said Section 31, Township 20 North, Range 12 East, Osage County, Oklahoma; thence north parallel with and 16.50 feet east of the West line of Sections 31, 30, and 19 to a point 16.50 feet east of the Northwest Corner of the SW/4 of said Section 19; thence east to the Northeast Corner of the SE/4 of Section 19; thence continuing east to the Southeast Corner of the SW/4 NW/4 of Section 20, Township 20 North, Range 12 East; thence north along the East line of said SW/4 NW/4 to the Northeast Corner thereof; thence west along the North line of said SW/4 NW/4 to the Northwest Corner thereof; thence north to the North line of said Section 20; thence east along the North line of Section 20, Township 20 North, Range 12 East, Osage County, Oklahoma, to a point 16.50 feet east of the Northeast Corner thereof; thence south parallel with the West line of Section 21 to a point on the South line of the N/2 NW/4; thence east along said South line a distance of 2,623.50 feet to the Southeast Corner of said N/2 NW/4; thence north along the East line of said N/2 NW/4 a distance of 1,320.00 feet to the Northeast Corner of said N/2 NW/4 of Section 21; thence east along the North line of Sections 21 and 22, Township 20 North, Range 12 East, Osage County,

Oklahoma, to a point, said point being the Northwest Corner of the NE/4 of said Section 22; thence north along the West line of the SE/4 of Section 15, Township 20 North, Range 12 East, Osage County, Oklahoma, a distance of 200.00 feet to a point; thence east parallel with the South line of said Section 15 to a point 1,000.00 feet west of the East line of said Section 15; thence northeast along a straight line to a point on the East line of said Section 15, 660.00 feet north of the Southeast Corner thereof; thence north along the East line of Section 15 to a point, said point being 100.00 feet north of the Westerly projection of the South line of Lot 8 of Section 14; thence east parallel with said Westerly projection of the South line of Lot 8 to a point on the West line of said Lot 8, said point being the 96 Meridian and also being the Osage--Tulsa County boundary; thence north along the 96 Meridian to a point 300.00 feet north of the Southwest Corner of Lot 6, Section 14; thence southeast along a straight line to a point 600.00 feet north and 623.00 feet west of the Southeast Corner of said Section 14; thence east and parallel with the South line of said Section 14 a distance of 573.00 feet to a point 50.00 feet west of the East line of said Section 14; thence north parallel with the East line of said Section 14 a distance of 603.00 feet; thence north parallel with the centerline of North Cincinnati Avenue and 50.00 feet perpendicular distance to said centerline to its intersection with the Easterly projection of the South line of Lot 1, Block 30, Valley View Acres Addition to Tulsa County, Oklahoma; thence west along the South line of Blocks 30 and 28 of said Addition to the Southwest Corner of said Block 28; thence north along the West line of Block 28 to a point 30.00 feet north of the North line of said Section 14; thence west and parallel to the North line of said Section 14 to a point on the West line of Section 11, said point also being the 96 Meridian; thence north along the 96 Meridian also being the West line of Valley View Acres Addition to Tulsa County, Oklahoma, to a point 25.00 feet west of the Northwest Corner of Lot 13, Block 12 of said Addition; thence east along the North line of Lots 13 through 9, Block 12 of said Addition to the Northeast Corner of said Lot 9; thence north along the West line of Blocks 12 and 7 of said Addition to the Northwest Corner of said Block 7; thence east along the North line of Blocks 7 and 2 of said Valley View Acres Addition to a point 40.00 feet west of the East line of Section 11; thence north parallel with and 40.00 feet west of the East line of Section 11, Township 20 North, Range 12 East, Tulsa County, Oklahoma, a distance of 724.71 feet; thence west a distance of 710.0 feet; thence north a distance of 1,908.00 feet to the North line thereof; thence east along said North line a distance of 700.00 feet to a point 50.00 feet west of the East line of Section 11; thence continuing north parallel with and 50.00 feet west of the East line of Section 2, Township 20 North, Range 12 East, Tulsa County, Oklahoma, to the Southeast Corner of Block 1, Northgate Center Addition to Tulsa County, Oklahoma; thence west along the South Line of said Block 1, and continuing west along the South line of Block 1, Northgate Addition to the County of Tulsa and the South line of Blocks 6 and 8, Northgate Third Addition to Tulsa County, Oklahoma, to a point 5.00 feet east of the West line of said Block 8; thence north parallel with and 5.00 feet east of the West line of Blocks 8, 5, and 4 of said Northgate Third Addition to a point 16.50 feet south of the North line of said Block 4; thence east parallel with and 16.50 feet south of the North line of Blocks 4 and 1, and continuing east parallel with and 16.50 feet south of the North line of Blocks 2 and 1 of Northgate Second Addition to the County of Tulsa, Oklahoma, to the East line of said Block 1; thence south along the East line of Blocks 1 and 3 of said Northgate Second Addition to the Northeast Corner of Lot 1, Block 4 of said Addition; thence east to a point on the West line of Section 1, Township 20 North, Range 12 East, said point being 627.59 feet south of the Northwest Corner of said Section 1; thence continuing east a distance of 40.00 feet; thence south and parallel with and 40.00 feet east of the West line of said Section 1, to a point 30.00 feet south of the North line of the SW/4 of said Section 1; thence east parallel with and 30.00 feet south of the North line of said SW/4 to the East line thereof; thence continuing east 70.00 feet to a point; thence south parallel with and 70.00 feet east of the West line of the SE/4 of said Section 1 to a point 16.50 feet north of the South line of said Section 1; thence east parallel with and 16.50 feet north of the South line of said Section 1 to its intersection with the West line of the right of way of the Midland Valley Railroad; thence southwest along said right of way to a point 50.00 feet perpendicular distance from the North line of Section 12, Township 20 North, Range 12 East, Tulsa County, Oklahoma; thence east parallel with and 50.00 feet south of the North line of said Section 12 to the East Section Line thereof; thence continuing east and parallel with and 50.00 feet south of the North lines of Sections 7 and 8, Township 20 North, Range 13 East, Tulsa County, Oklahoma, to a point that intersects with the centerline of the Cherokee Expressway; thence south along the centerline of said Expressway to the centerline of East 36th Street North; thence west along the centerline of East 36th Street North to the centerline of North Lewis Avenue; thence south along the centerline of North Lewis Avenue to the centerline of Mohawk Boulevard; thence southwest along the centerline of Mohawk Boulevard to the centerline of North Peoria Avenue; thence south along the centerline of North Peoria Avenue to the centerline of East Pine Street; thence east along the centerline of East Pine Street to the centerline of North Utica Avenue; thence south along the center of North Utica Avenue to the point of beginning; Less the following four (4) described parcels of land, to

wit:

A. Beginning at a point on the North line of Hale Subdivision in the S/2 of Section 3, Township 19 North, Range 12 East to the City of Tulsa, Tulsa County, Oklahoma, according to the official recorded plat thereof, said point of beginning being 25.00 feet east of the Northwest Corner of said Hale Subdivision; thence east along the North line of said Subdivision a distance of 2,609.20 feet to a point marking the Northeast Corner of said Subdivision; thence south along the East line of said Subdivision a distance of 970.80 feet to a point marking the intersection of the northeasterly prolongation of the North line of the alley in Block 13, of said Subdivision, with the East line of said Subdivision; thence southwesterly along a line coincident with the North line of the alley in Blocks 13, 12, and 11, a distance of 2,191.40 feet to a point marking the Southeasterly Corner of Lot 9, Block 11 in said Subdivision; thence northwesterly along a line coincident with the East lines of Lot 9, Block 11, Lots 23 and 9, Block 10, and Lot 21, Block 5, all in said Subdivision, a distance of 700.00 feet to a point marking the Southeasterly Corner of Lot 9, Block 5, of said Subdivision; thence southwesterly along the North line of the alley in Block 5, of said Subdivision, a distance of 330.00 feet to a point on the East line of South 33<sup>rd</sup> West Avenue in the City of Tulsa; thence north along the East line of said South 33<sup>rd</sup> West Avenue a distance of 744.50 feet to the point of beginning; and

B. Beginning at a point marking the intersection of the West line of South 33<sup>rd</sup> West Avenue in the City of Tulsa, with the South line of West Fifth Street; thence south along said West line of South 33<sup>rd</sup> West Avenue to a point on the North line of the Sand Springs Railroad; thence southwesterly along said North line to the East line of Shell Place, a Subdivision in the SW/4 SE/4 of Section 4, Township 19 North, Range 12 East, Tulsa County, Oklahoma; thence north along said East line to a point on the South line of East Fifth Street to the East; thence along said South line of Fifth Street northeasterly to the point of beginning; and

C. Beginning at a point 177.50 feet south and 335.00 feet S 79° 08' 00" W of the Northeast Corner of Lot 6, Section 3, Township 19 North, Range 12 East, Tulsa County, Oklahoma, said point being a point on the Southerly right of way line of the Sand Springs Railway Company; thence S 79° 08' 00" W on said Southerly right of way line a distance of 781.00 feet; thence southeasterly at right angles to said Southerly right of way line a distance of 115.40 feet to a point on a line parallel with and 8.50 feet perpendicularly distant in a northerly direction from the centerline of Tulsa Sand Company Track of Sand Springs Railway Company; thence northeasterly on a line parallel to the centerline of said Tulsa Sand Company Track a distance of 786.70 feet; thence northwesterly on a line perpendicular to the Southerly right of way line of said Railway Company a distance of 98.30 feet to the point of beginning; and

D. Beginning at a point 567.60 feet north and 418.18 feet N 79° 10' 00" E of the Meander Corner of the Left bank of the Arkansas River between Sections 3 and 4, Township 19 North, Range 12 East, Tulsa County, Oklahoma; thence N 79° 10' 00" E along the Southerly line of Charles Page Boulevard a distance of 870.50 feet; thence south a distance 216.00 feet to a point on the Northerly right of way line of Sand Springs Railway Company; thence southwesterly along said Northerly right of way line a distance of 871.36 feet; thence north a distance 223.20 feet to the point of beginning.

#### FENCE LINE

Together with the east 70.00 feet of the west 86.50 feet of the N/2 of Section 19, Township 20 North, Range 12 East in Osage County, Oklahoma; and together with the east 70.00 feet of the west 86.50 feet of Sections 18, 7, and 6, Township 20 North, Range 12 East, Osage County, Oklahoma; together with the south 70.00 feet of the north 86.50 feet of Section 6 less the west 16.50 feet thereof; together with the south 70.00 feet of the north 86.50 feet of Sections 5, 4, 3, and 2, Township 20 North, Range 12 East, Osage County, Oklahoma; together with the south 70.00 feet of the north 86.50 feet of Section 2, Township 20 North, Range 12 East, Tulsa County, Oklahoma, beginning at the East line of Northgate Second Addition and continuing to the East line of said Section 2; together with the south 70.00 feet of the north 86.50 feet of Section 1, Township 20 North, Range 12 East; together with the south 70.00 feet of the north 86.50 feet of Sections 6 and 5, Township 20 North, Range 13 East, Tulsa County, Oklahoma; together with the south 70.00 feet of the north 86.50 feet of the west 904.90 feet of Section 4, Township 20 North, Range 13 East, Tulsa County, Oklahoma; together with the east 70.00 feet of the west 86.50 feet of Sections 33, 28, 21, 16, 9, and 4, Township 21 North, Range 13 East, Tulsa County, Oklahoma; together with the

south 70.00 feet of the north 86.50 feet, less the west 16.50 feet thereof, of said Section 4 lying west of the centerline of Cherokee Expressway (U.S. Hwy. 75); together with the south 70.00 feet of the north 86.50 feet of the E/2 of Section 7, Township 19 North, Range 12 East, and the west 70.00 feet of the north 16.50 feet of the E/2 of said Section 7; the west 70.00 feet of the E/2 of Section 6, Township 19 North, Range 12 East; and the north 70.00 feet of the west 254.14 feet of the E/2 of said Section

6.

#### CHARTER ELECTION DISTRICT NO. 2

Charter Election District No. 2 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at a point on the centerline of the West 21<sup>st</sup> Street Bridge and the center of the Arkansas River; thence south along the center of the Arkansas River to the centerline of East 61<sup>st</sup> Street South; thence east along the centerline of East 61<sup>st</sup> Street South to the centerline of South Harvard Avenue; thence south along the centerline of South Harvard Avenue to the centerline of East 91<sup>st</sup> Street South, said point also being the Northwest Corner of Section 21, Township 18 North, Range 13 East; thence continuing south along the centerline of South Harvard Avenue and extending south along the West line of said Section 21 to the center of the Vensel Creek Channel; thence south along the center of the Vensel Creek Channel to a point on the Meander Line on the East bank of the Arkansas River; thence northwest along said Meander Line across Sections 32, 29, 20, and 17, Township 18 North, Range 13 East, to a point 24.75 feet north of the South line of said Section 17; thence west parallel with and 24.75 feet north of the South line of said Sections 17 and 18 to the Meander Line on the West bank of the Arkansas River; thence north and west along said Meander Line to its intersection with the North line of the S/2 NW/4 of said Section 18; thence west along said North line and continuing west along the North line of the S/2 NE/4 of Section 13, Township 18 North, Range 12 East, a distance of 24.75 feet to a point; thence south parallel with and 24.75 feet west of the East line of Section 13, Township 18 North, Range 12 East, to a point 24.75 feet north of the South line of said Section 13; thence west parallel with and 24.75 feet north of the South line of Sections 13, 14, and 15 to a point 24.75 feet east of the West line of said Section 15; thence north parallel with and 24.75 feet east of the West line of Sections 15, 10, and 3, Township 18 North, Range 12 East, to a point on the North line of said Section 3; thence west 24.75 feet to the Southeast Corner of Section 33, Township 19 North, Range 12 East; thence west along the South line of Section 33, also being the centerline of West 61<sup>st</sup> Street South, a distance of 222.50 feet to a point; thence north 35.00 feet; thence east parallel with the centerline of West 61<sup>st</sup> Street South a distance of 62.50 feet; thence north parallel with the East line of said Section 33 a distance of 670.00 feet to a point; thence west

210.00 feet to a point; thence north parallel with the East line of said Section 33 a distance of 568.50 feet to a point; thence east 34.20 feet to a point; thence north 25.00 feet to the Southwest Corner of 33<sup>rd</sup> Self Storage, a resubdivision of Campbell Hills Addition; thence north along the West line of AREAS "B" AND "C", BLOCK 1 of said 33<sup>rd</sup> Self Storage and continuing north along the Northerly projection of the West line of said AREA "B" a distance of 50.00 feet to a point on the South line of Country Oaks, a Resubdivision of said Campbell Hills; thence west 25.00 feet to the Southwest Corner of Lot 1, Block 1, Country Oaks; thence north along the West line of Lot 1, Block 1, Country Oaks to the Northwest Corner thereof; thence west along the North line of said Campbell Hills Addition to the Northwest Corner of Lot 1; thence south along the West line of Lots 1 and 8 to the Southwest Corner of Lot 8 of said Addition; thence continuing South a distance of 25.00 feet; thence west a distance of 25.00 feet to the Southeast Corner of the N/2 N/2 NW/4 SE/4 of said Section 33; thence west along the South line of said N/2 N/2 NW/4 SE/4 to a point 40.00 feet west of the East line of the NE/4 SW/4; thence south a distance of 25.00 feet to the Northeast Corner of Block 7, Doctor Carver Addition; thence south along the East line of Blocks 7 and 12 of said Addition to the Southeast Corner of Block 12; thence west along the South line of Blocks 12, 11, and 10 of said Addition to the Southwest Corner of Block 10; thence north along the West line of said Block 10 a distance of 227.15 feet to the East line of the right of way of the Oklahoma Union Railway; thence northeast along said right of way to its intersection with the North line of Block 16 of the Amended Plat of South Haven Addition; thence east along the North line of Blocks 16 and 3 of said Addition to the Northeast Corner of Block 3; thence east 25.00 feet to the West line of the E/2 NE/4 of Section 33, Township 19 North, Range 12 East; thence north along the West line to the South line of the NE/4 of Section 28, said point being the Southeast Corner of Allyn Faye Addition; thence west along the South line of said Block 3 to the Southwest Corner of Lot 15 of Block 3, of said Allyn Faye Addition; thence north along the West line of said Lot 15 and continuing north along the Northerly projection thereof a distance of 663.20 feet to a point 50.00 feet west of the Northwest Corner of Block 1 of said Allyn Faye Addition; thence west along the Westerly projection of the North line of

said Block 1 and the North line of Block 1, Vera Faye Addition, to a point on the West line of the NE/4 of said Section 28; thence west 25.00 feet to a point; thence north parallel with the East line of the NW/4 of said Section 28 to a point on the North line thereof; thence continuing north 24.75 feet to a point, said point being 24.75 feet north and 25.00 feet west of the Southeast Corner of the SW/4 of Section 21, Township 19 North, Range 12 East; thence east parallel with the South line of said Section 21 to the West line of the E/2 W/2 SW/4 SE/4 of said Section 21; thence north along said West line to the Northwest Corner of said E/2 W/2 SW/4 SE/4; thence east along the North line of the SW/4 SE/4 a distance of 660.00 feet; thence south to a point 24.75 feet north of the South line of said Section 21; thence east parallel and 24.75 feet north of said South line of Section 21 a distance of 330.00 feet; thence north to the Northwest Corner of Block 3 of the Yargee Addition; thence continuing east along the North line of Blocks 3, 2, and 1 of said Addition to the Northeast Corner of Block 1 of said Addition; thence north parallel to and 30.00 feet west of the East line of said Section 21 to a point 900.00 feet south and 30.00 feet west of the Northeast Corner of the SE/4 of said Section; thence west parallel to the North boundary of said SE/4 a distance of 940.00 feet; thence north parallel with the East line of said Section 21 a distance of 600.00 feet; thence east parallel with the North boundary of said SE/4 a distance of 303.47 feet to a point on the West line of the NE/4 NE/4 SE/4; thence north along the West line of said NE/4 NE/4 SE/4 a distance of 300.00 feet to the Northwest Corner thereof; thence east along the North line of the SE/4 a distance of 666.53 feet to the Northeast Corner of the SE/4; thence continuing east along the North line of the original Townsite of Red Fork Addition to the Northeast Corner thereof; thence south along the East line of said Addition to its intersection with the North line of the right of way to the St. Louis and San Francisco Railroad; thence northeast along said Railroad right of way to its intersection with the West line of Interurban Addition; thence north along said Addition line to the Northwest Corner of said Addition; thence east along the North line of said Interurban Addition to its intersection with the East line of the right of way of the St. Louis and San Francisco Railroad; thence north along said right of way to its intersection with the North line of Section 22, Township 19 North, Range 12 East; thence east along said North line to the Northeast Corner of said Section 22; thence continuing east along the South line of Section 14, Township 19 North, Range 12 East, to the West line of the right of way of the Red Fork Expressway; thence north along said West right of way to its intersection with the North line of the SW/4 of said Section 14; thence west along said North line to its intersection with the East line of the right of way of the St. Louis and San Francisco Railroad; thence north along said right of way to a point 25.00 feet south of the North line of said Section 14; thence west parallel with and 25.00 feet south of the North line of said Section 14 to a point 50.00 feet west of the East line of the NW/4 NE/4 of Section 15, Township 19 North, Range 12 East; thence south parallel with said East line 875.00 feet; thence west parallel with the North line of said Section 15 a distance of 1,035.00 feet; thence north parallel with the East line of said Section 15 a distance of 900.00 feet to a point on the North line of said Section 15; thence continuing north to a point 25.00 feet north of the South line of Section 10, Township 19 North, Range 12 East; thence east parallel with and 25.00 feet north of said South line a distance of 2,410.21 feet to a point on the East line of said Section 10; thence north along the East line of said Section 10 to a point 220.00 feet north of the Southeast Corner of the NE/4 SE/4 of said Section 10; thence east along the North line of the right of way of West 17<sup>th</sup> Street South 635.00 feet; thence north 300.00 feet; thence east 25.00 feet; thence north 30.00 feet; thence east 150.50 feet to the West right of way line of the St. Louis and San Francisco Railroad; thence northeast along said Railroad right of way approximately 714.91 feet to a point, said point being 1,000.00 feet east and 81.00 feet south of the Northwest Corner of the SW/4 of said Section 11; thence west 60.00 feet; thence northeast and parallel to said Railroad right of way approximately 438.00 feet to a point, said point being 100.00 feet southwest and perpendicular to the Meander Line of the Arkansas River; thence northwest and parallel with said Meander Line a distance of 125.00 feet; thence northeast and perpendicular to the last described course 100.00 feet; thence north 57° 0' 00" west along said Meander Line a distance of 494.50 feet; thence north 80° 0' 00" west along said Meander Line approximately 693.00 feet to the intersection of the West line of said Section 11, Township 19 North, Range 12 East; thence north along the West line of said Section 11, Township 19 North, Range 12 East, to the center of the Arkansas River; thence southeast along the center of said Arkansas River to its intersection with the Southwest Leg of the I-244 Inner Dispersal Loop; thence continuing in a southeasterly direction to the centerline of the West 21<sup>st</sup> Street Bridge to the point of beginning; Less the following described parcel of land, to wit:

Beginning at the Northwest Corner of the E/2 SW/4 of Section 14, Township 19 North, Range 12 East; thence south along the West line of the E/2 SW/4 and continuing south along the West line of the E/2 NW/4 of Section 23, Township 19 North, Range 12 East, to a point on the South line of the NW/4 of Section 23; thence east along the South line of the NE/4 of said Section 23 to the East line thereof; thence south along the East line of the SE/4 of Section 23 to the Southeast Corner of the NE/4 SE/4; thence east along the South line of the NW/4 SW/4 to the Meander Line on the West bank of the

Arkansas River; thence northwest along said Meander Line across said Sections 24 and 13 to the North line of the SW/4 of Section 13, Township 19 North, Range 12 East; thence west along the North line of the S/2 of said Sections 13 and 14 to the Northwest Corner of the E/2 SW/4 of Section 14, which is the point of beginning.

CHARTER ELECTION DISTRICT NO. 3

Charter Election District No. 3 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at the centerline of South Utica Avenue and the centerline of East 1<sup>st</sup> Street South, in Section 6, Township 19 North, Range 13 East; thence north along the centerline of South Utica Avenue to the centerline of East Pine Street; thence west along the centerline of East Pine Street to the centerline of North Peoria Avenue; thence north along the centerline of North Peoria Avenue to the centerline of Mohawk Boulevard; thence northeast along the centerline of Mohawk Boulevard to the centerline of North Lewis Avenue; thence north along the centerline of North Lewis Avenue to the centerline of East 36<sup>th</sup> Street North; thence east along the centerline of East 36<sup>th</sup> Street North to the centerline of the Cherokee Expressway; thence north along the centerline of the Cherokee Expressway to a point 50.00 feet south of the centerline of East 56<sup>th</sup> Street North; thence east parallel with and 50.00 feet south of the North line of Sections 8, 9, 10, 11, and 12, Township 20 North, Range 13 East, and Sections 7, 8, and 9, Township 20 North, Range 14 East, to the East line of Section 9; thence south along the East line of Sections 9 and 16, said line also being the centerline of North 145<sup>th</sup> East Avenue, to the South line of Section 16, said line also being the centerline of East 36<sup>th</sup> Street North; thence west along the South line of Sections 16, 17, and 18 to the Southwest Corner of Section 18, said point also being the intersection of the centerlines of North Mingo Road and East 36<sup>th</sup> Street North; thence south along the centerline of North Mingo Road and the East line of Sections 24, 25, and 36, Township 20 North, Range 13 East, to the centerline of I-244; thence west along the centerline of I-244 to the centerline of North Memorial Drive; thence south along the centerline of North Memorial Drive to the Southeast Corner of Section 2, Township 19 North, Range 13 East, said point also being the centerline of East 11<sup>th</sup> Street South; thence west along the centerline of East 11<sup>th</sup> Street South to the centerline of South Sheridan Road, said point also being the Southwest Corner of Section 2, Township 19 North, Range 13 East; thence north along the centerline of South Sheridan Road to the centerline of I-244; thence west along the centerline of I-244, across Section 3, Township 19 North, Range 13 East, to the centerline of South Yale Avenue; thence north along the centerline of South Yale Avenue to the centerline of East Admiral Place; thence west along the centerline of East Admiral Place to the centerline of South Harvard Avenue; thence south along the centerline of South Harvard Avenue to the centerline of East 1st Street South; thence west along the centerline of East 1<sup>st</sup> Street South to the centerline of East Admiral Boulevard; thence west along the centerline of East Admiral Boulevard to the centerline of South Delaware Avenue; thence north along the centerline of South Delaware Avenue to the centerline of East Admiral Boulevard; thence west along the centerline of East Admiral Boulevard to the centerline of South Zunis Avenue; thence south along the centerline of South Zunis Avenue to the centerline of East 1st Street South; thence west along the centerline of East 1<sup>st</sup> Street South to the centerline of South Utica Avenue, which is the point of beginning; Less the following parcels being more particularly described as follows, to wit:

A. That portion of Section 25, Township 20 North, Range 13 East, lying north of the North line of the St. Louis and San Francisco Railroad less the west and east 50.00 feet thereof; Section 23, Township 20 North, Range 13 East, less the north, south, and west 50.00 feet thereof; Section 24, Township 20 North, Range 13 East, less the east 50.00 feet thereof; and the S/2 of Section 13, Township 20 North, Range 13 East, less the north, west, and east 50.00 feet thereof; and

B. Beginning at a point 50.00 feet west and 35.00 feet north of the Southeast Corner of Section 28, Township 20 North, Range 13 East; thence north parallel with the East line of said Section 28 to a point on the North line of the SE/4 NE/4 of said Section 28; thence west along said North line to the Northeast Corner of Lot 1, Block 13, Amended Plat of BLOCKS 10 THRU 16 Oak Ridge Addition; thence south along the East line of said Block 13 and continuing south along the East line of Blocks 15 and 16 of said Addition to the Southeast Corner of said Block 16; thence west along the South line of Block 16 of the Oak Ridge Addition continuing west along the South line of Blocks 14, 7, and 8 of said Addition to a point on the East line of the SW/4 SW/4 NE/4 of said Section 28; thence south along said East line and continuing south along the East line of the NW/4 NW/4 SE/4 to the Southeast Corner thereof; thence west along the South line of said NW/4 NW/4 SE/4 to the West line of the SE/4 of said Section 28; thence south along said West line to the Southeast Corner of Lot 2, Block 28,

Louisville Heights Addition; thence west along the South line of Lot 2, Block 28 of said Addition to the Northeast Corner of Lot 3 of said Block 28; thence south along the East line of Lot 3 of said Block 28, to the Southeast Corner thereof; thence west along the South line of Lots 4 and 5 of said Block 28, to its intersection with the East line of Lot 8 of said Block 28; thence south along the East line of Lots 8 through 17, both inclusive, to the Southeast Corner of Lot 17 of said Block 28; thence continuing south along the Southerly projection of the East line of Lots 8 through 17, both inclusive, of said Block 28, of said Addition to a point

35.00 feet north of the South line of said Section 28; thence east parallel with and 35.00 feet north of the South line of said Section 28 to a point on the intersection with the centerline of North Vandalia Avenue; thence north along the centerline of North Vandalia Avenue to a point of intersection with the Westerly projection of the North line of Lot 3, Block 3 of Wee Rancho Addition; thence east along the North line of Lot 3 to the Northeast Corner thereof; thence south along the East line of said Lot 3 to the Northwest Corner of Lot 2 of said Addition; thence east along the North line of Lots 2 and 1 of said Block 3 a distance of 310.00 feet to a point; thence south along the East line of Wee Rancho Addition to a point 35.00 feet north of the South line of Section 28; thence east parallel with the South line of said Section 28 a distance of 293.16 feet to the point of beginning.

#### FENCE LINE

Together with a 70.00 feet Fence Line in Tulsa and Rogers Counties and being more particularly described as follows, to wit:

Tulsa County, Oklahoma, only; The south 70.00 feet of the north 86.50 feet of Section 4, Township 21 North, Range 13 East, lying east of the centerline of the Cherokee Expressway (U.S. Hwy. 75); and the south 70.00 feet of the north 86.50 feet of Sections 2 and 3, Township 21 North, Range 13 East, less the east 50.00 feet of said Section 2; the west 70.00 feet of the east 120.00 feet of Sections 2, 11, 14, and 23, Township 21 North, Range 13 East, less the north 50.00 feet of said Section 2, and less the south 50.00 feet of said Section 23; the north 70.00 feet of the south 120.00 feet, less the east 50.00 feet of said Section 23; the north 70.00 feet of the south 120.00 feet of the east 120.00 feet of Section 22, Township 21 North, Range 13 East, and the south 50.00 feet of the west 70.00 feet of the east 120.00 feet of said Section 22; the west 70.00 feet of the east 120.00 feet of Section 27; the west 70.00 feet of the east 120.00 feet of the north 50.00 feet of Section 34, Township 21 North, Range 13 East, and the south 70.00 feet of the north 120.00 feet of the east 120.00 feet of said Section 34; the south 70.00 feet of the north 120.00 feet of Section 35, Township 21 North, Range 13 East; the south

70.00 feet of the north 120.00 feet of the west 662.26 feet of Section 36, Township 21 North, Range 13 East; and the East 70.00 feet of the West 662.26 feet of said Section 36, Township 21 North, Range 13 East; the south

70.00 feet of the north 120.00 feet of Section 1, Township 20 North, Range 13 East, less the west 592.26 feet thereof;

Tulsa County, Oklahoma, only to wit: Together with the south 70.00 feet of the north 120.00 feet of Section 6, Township 20 North, Range 14 East; the south 70.00 feet of the north 120.00 feet of the NW/4 NW/4 of Section 5, Township 20 North, Range 14 East; and the east 70.00 feet of said NW/4 NW/4, less the north 50.00 feet thereof; the north 70.00 feet of the east 70.00 feet of the SW/4 NW/4 of said Section 5; the north 70.00 feet of the SE/4 NW/4 and the north 70.00 feet of the west 70.00 feet of the SW/4 NE/4 and the west 70.00 feet of the NW/4 NE/4, less the north 50.00 feet thereof; and the south 70.00 feet of the north 120.00 feet of the NE/4, all being a part of said Section 5; the west 70.00 feet of the N/2 NW/4 of Section 4, Township 20 North, Range 14 East, less the north 50.00 feet thereof; the south 70.00 feet of the N/2 NW/4 of said Section 4; the east 70.00 feet of the N/2 NW/4 of said Section 4, less the north 50.00 feet thereof; the south 70.00 feet of the north 120.00 feet of the NE/4 of said Section 4; and the east 24.75 feet of Sections 4 and 9, Township 20 North, Range 14 East;

Tulsa County, Oklahoma, or Rogers County, Oklahoma, as indicated: The north 70.00 feet of the north 245.00 feet of the W/2 SW/4 of Section 10 lying parallel with and on the north side of the centerline of the right of way of the Port Road in Township 20 North, Range 14 East, Rogers County, Oklahoma; together with the west 70.00 feet of the E/2 SW/4 of said Section 10, lying between a line 245.00 feet north and 245.00 feet south of the centerline of the right of way of the Port Road; together with the south 70.00 feet of a strip of land

245.00 feet in width being adjacent to and on the south side of the centerline of the right of way of the Port Road in and across Sections 10, 11, and 12, Township 20 North, Range 14 East, Rogers County, Oklahoma, to a point on the East line of the W/2 E/2 NE/4 of said Section 12; together with the east 70.00 feet of the said W/2 E/2 NE/4, lying between a line

175.00 feet south a perpendicular distance from the centerline of the right of way of the Port Road and the North line of said Section 12; together with the south 70.00 feet of the east

70.00 feet of the W/2 E/2 SE/4 of Section 1, Township 20 North, Range 14 East, Rogers County, Oklahoma; together with the south 70.00 feet of the E/2 E/2 SE/4 of said Section 1; together with the south 70.00 feet of Section 6, Township 20 North, Range 15 East, Rogers County, Oklahoma, lying west of a line 70.00 feet east of the East right of way of the County Road; together with the west 70.00 feet of the Port of Catoosa Industrial Park lying in the W/2 of Section 7, Township 20 North, Range 15 East, Rogers County, Oklahoma; together with the east 70.00 feet of the west 620.20 feet of the north 171.10 feet of the NW/4 of Section 18, Township 20 North, Range 15 East, Rogers County, Oklahoma, and the south 70.00 feet of the north 171.10 feet of the east 200.00 feet of the west 752.20 feet of said Section 18, and the east 70.00 feet of the south 170.00 feet of the north 271.10 feet of the west 752.20 feet of said Section 18, and the south 70.00 feet of the north 441.10 feet of the east 130.00 feet of the west 682.20 feet in said Section 18; together with the west 70.00 feet of the east

330.00 feet of Lot 1, lying East of the County Road in said Section 18, less the north 341.10 feet thereof; together with the west 70.00 feet of the east 330.00 feet of Lots 2 and 3, lying East of the County Road in said Section 18; together with the south 70.00 feet of the East 330.00 feet of said Lot 3 of said Section 18; together with the south 70.00 feet of the west 79.92 feet of the NE/4 SW/4 of said Section 18; together with the west

70.00 feet lying adjacent to the East right of way of the Port Road in the SE/4 SW/4 of said Section 18, less the south 16.50 feet thereof; together with the north 70.00 feet of the south 86.50 feet of the said SE/4 SW/4 lying east of the East right of way of the Port Road; together with the north 70.00 feet of the south 86.50 feet of the SW/4 SE/4 of said Section 18; and the north 70.00 feet of the south 86.50 feet of the SW/4 SE/4 SE/4 of said Section 18, less the south 16.50 feet thereof; together with the south 70.00 feet of the east 70.00 feet of the NW/4 SE/4 SE/4 of said Section 18; together with the south 70.00 feet of the NE/4 SE/4 SE/4 of said Section 18, lying west of the center of Bird Creek; together with the east 70.00 feet of that part of the said NE/4 SE/4 SE/4 lying west of the center of Bird Creek in said Section 18; together with the south 70.00 feet of the east

70.00 feet of the NE/4 SE/4 of said Section 18 lying west of the center of Bird Creek; together with the south

70.00 feet of that part of the NE/4 SE/4 lying east of the center of Bird Creek in said Section 18; together with

the south 70.00 feet of the west 70.00 feet of the NW/4 SW/4 of Section 17, Township 20 North, Range 15 East, Rogers County, Oklahoma; together with the west 70.00 feet of the SW/4 of said Section 17, less the south

16.50 feet thereof; together with the north 70.00 feet of the south 86.50 feet of the SW/4 SW/4 SW/4 of said Section 17; together with the east 70.00 feet of said SW/4 SW/4 SW/4, less the south 16.50 feet thereof; together with the south 70.00 feet of the east 70.00 feet of the NW/4 SW/4 SW/4 of said Section 17; together with the south 70.00 feet of the NE/4 SW/4 SW/4 of said Section 17; together with the south 70.00 feet of the west 70.00 feet of the NW/4 SE/4 SW/4 of said Section 17; together with the west 70.00 feet of the SW/4 SE/4 SW/4, less the south 16.50 feet thereof of said Section 17; together with the north 70.00 feet of the south 86.50 feet of the SE/4 SW/4 of said Section 17; together with the west 70.00 feet of the said SE/4 SW/4, less the south 16.50 feet thereof; together with the east 70.00 feet of the said SE/4 SW/4, less the south 16.50 feet thereof; together with the east 70.00 feet of the SE/4 NE/4 SW/4, and the south 70.00 feet of the east 70.00 feet of the NE/4 NE/4 SW/4 of said Section 17; together with the south and east 70.00 feet of the N/2 NW/4 SE/4 of said Section 17; together with the south 70.00 feet of the east 70.00 feet of the SW/4 NE/4 of said Section 17; together with the south 70.00 feet of Lot 3 lying west of the East bank of the Verdigris River in said Section 17; together with the east 70.00 feet of Lots 3 and 2 lying adjacent to the East bank of the Verdigris River in said Section 17; together with the 70.00 feet lying adjacent to the East bank of the Verdigris River located in Sections 8, 9, 4, and 5, Township 20 North, Range 15 East, Rogers County, Oklahoma, less the north 50.00 feet lying adjacent to the said Section 5; together with the south 70.00 feet of the north 120.00 feet of said Section 5 lying west of the East bank of the Verdigris River; together with the south 70.00 feet of the north 120.00 feet of Section 6, Township 20 North, Range 15 East, Rogers County, Oklahoma, lying east of the East right of way line of the Port Road; together with a strip of land 70.00 feet in width lying adjacent to the East right of way line of said Port Road, and between a line 50.00 feet south of the North line of said Section 6, and a point 70.00 feet south of the North line of the SW/4 NE/4 of said Section 6, together with the north 70.00 feet of said SW/4 NE/4 lying west of the East right of way of said Port Road; together with the west 70.00 feet of the N/2 NW/4 SW/4 NE/4, and the north 70.00 feet of the west 70.00 feet of the S/2 NW/4 SW/4 NE/4 of said Section 6; together with the north 70.00 feet of the S/2 NE/4 SE/4 NW/4 of said Section 6; together with the north 70.00 feet of the east 70.00 feet of the S/2 NW/4 SE/4 NW/4 of said Section 6; together with the east 70.00 feet of the N/2 NW/4 SE/4 NW/4 of said Section 6; together with the north 70.00 feet of the NW/4 SE/4 NW/4 and the north 70.00 feet of the E/2 NE/4 SW/4 NW/4 of said Section 6; together with the north 70.00 feet of the east

70.00 feet of the W/2 NE/4 SW/4 NW/4 of said Section 6, together with the east 70.00 feet of the W/2 E/2 NW/4 NW/4 of said Section 6, less the north 50.00 feet thereof; together with the south 70.00 feet of the north 120.00 feet of the W/2 E/2 NW/4 NW/4, and the south 70.00 feet of the north 120.00 feet of the W/2 NW/4 NW/4 of said Section 6; together with the west 70.00 feet of the south 100.00 feet of the north 220.00 feet of said Section 6; together with the south 70.00 feet of the north 220.00 feet of Sections 1, 2, and 3, Township 20 North, Range 14 East, Rogers County, Oklahoma; together with the south 100.00 feet of the north 220.00 feet of the west 70.00 feet of said Section 3.

CHARTER ELECTION DISTRICT NO. 4

Charter Election District No. 4 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at the Southeast Corner of Section 3, Township 19 North, Range 13 East, also being the intersection of the centerlines of East 11<sup>th</sup> Street South and South Sheridan Road; thence south along the centerline of South Sheridan Road to the centerline of East 25<sup>th</sup> Place South; thence west along the centerline of East 25<sup>th</sup> Place South to the centerline of South Hudson Avenue; thence south along the centerline of South Hudson Avenue to the centerline of East 27<sup>th</sup> Street South; thence east along the centerline of East 27<sup>th</sup> Street South to the centerline of South Hudson Place; thence south along the centerline of South Hudson Place to the centerline of East 30<sup>th</sup> Street South; thence west along the centerline of East 30<sup>th</sup> Street South to the centerline of South Hudson Avenue; thence south along the centerline of South Hudson Avenue to the centerline of East 31<sup>st</sup> Street South; thence west along the centerline of East 31<sup>st</sup> Street South to the centerline of the westbound lanes of the Broken Arrow Expressway; thence northwest along the centerline of the westbound lanes of the Broken Arrow Expressway to the centerline of South Harvard Avenue; thence north along the centerline of South Harvard Avenue to the Southwest Corner of Section 9, Township 19 North, Range 13 East, also being the centerline of East 21<sup>st</sup> Street South; thence west along the centerline of East 21<sup>st</sup> Street South to the centerline of South Boulder Park Drive; thence southwest along the centerline of the West 21<sup>st</sup> Street Bridge to the center of the Arkansas River; thence northwest along the center of the Arkansas River to the centerline of the southbound lanes of the Red Fork Expressway; thence northeast along the centerline of the southbound lanes of the Red Fork Expressway to the interchange of Red Fork Expressway and the Inner Dispersal Loop; thence in a northerly direction along the centerline of the West leg of the Inner Dispersal Loop (I-244) to the interchange with the North leg of the Inner Dispersal Loop (I-244); thence east along the centerline of the North leg of the Inner Dispersal Loop (I-244); thence continuing east along the centerline of I-244 to the centerline of South Utica Avenue; thence south along the centerline of South Utica Avenue to the centerline of East 1<sup>st</sup> Street South; thence east along the centerline of East 1<sup>st</sup> Street South to the centerline of South Zunis Avenue; thence north along the centerline of South Zunis Avenue to the centerline of East Admiral Boulevard; thence east along the centerline of East Admiral Boulevard to the centerline of South Delaware Avenue; thence south along the centerline of South Delaware Avenue to the centerline of East 1<sup>st</sup> Street South; thence east along the centerline of East 1<sup>st</sup> Street South to the centerline of South Harvard Avenue; thence north along the centerline of South Harvard Avenue to the centerline of East Admiral Place; thence east along the centerline of East Admiral Place to the centerline of South Yale Avenue; thence south along the centerline of South Yale Avenue to the centerline of I-244; thence east along the centerline of I-244 to the centerline of South Sheridan Road; thence south along the centerline of South Sheridan Road to the centerline of East 11<sup>th</sup> Street South, which is the point of beginning; Less the following parcel being more particularly described as follows, to wit:

Beginning at a point 30.00 feet north and 50.00 feet west of the Southeast Corner of Section 9, Township 19 North, Range 13 East; thence west parallel with and 30.00 feet north of the South line of said Section 9 to a point 230.00 feet east of the West line of the E/2 SW/4; thence north 5.00 feet to a point; thence east 25.00 feet; thence along a curve to the left having a radius of 270.00 feet a distance of 283.14 feet to a point; thence northeast 74.60 feet to a point 526.23 feet east and 235.00 feet north of the Southwest Corner of said E/2 SW/4; thence west parallel with the South line of said E/2 SW/4 a distance of 491.23 feet to a point 35.00 feet east of the West line of the E/2 SW/4 of said Section 9; thence north parallel with and 35.00 feet east of the West line of said E/2 SW/4 to a point 30.00 feet south of the North line of said E/2 SW/4; thence east parallel with and 30.00 feet south of the North line of the S/2 of Section 9 to a point 50.00 feet west of the East line thereof; thence south parallel with the East line of said Section 9 to a point 30.00 feet north of the South line thereof which is the point of

beginning.

#### CHARTER ELECTION DISTRICT NO. 5

Charter Election District No. 5 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at the Southeast Corner of Section 19, Township 19 North, Range 14 East, said point also being the intersection of the centerlines of East 41<sup>st</sup> Street South and South Garnett Road; thence west along the centerline of East 41<sup>st</sup> Street South to the centerline of South 104<sup>th</sup> East Avenue; thence south along the centerline of South 104<sup>th</sup> East Avenue to the centerline of the Mingo Creek Channel; thence southeasterly along the centerline of the Mingo Creek Channel to the centerline of the Broken Arrow Expressway (SH51); thence northwest along the centerline of the Broken Arrow Expressway (SH51) to the centerline of South Mingo Road; thence south along the centerline of South Mingo Road to the centerline of East 51<sup>st</sup> Street South; thence west along the centerline of East 51<sup>st</sup> Street South to the centerline of South Sheridan Road; thence north along the centerline of South Sheridan Road to the centerline of I-44; thence southwest along the centerline of I-44 to the centerline of South Yale Avenue; thence north along the centerline of South Yale Avenue to the centerline of East 31<sup>st</sup> Street South; thence east along the centerline of East 31<sup>st</sup> Street South to the centerline of South Hudson Avenue; thence north along the centerline of South Hudson Avenue to the centerline of East 30<sup>th</sup> Street South; thence east along the centerline of East 30<sup>th</sup> Street South to the centerline of South Hudson Place; thence north along the centerline of South Hudson Place to the centerline of East 27<sup>th</sup> Street South; thence west along the centerline of East 27<sup>th</sup> Street South to the centerline of South Hudson Avenue; thence north along the centerline of South Hudson Avenue to the centerline of East 25<sup>th</sup> Place South; thence east along the centerline of East 25<sup>th</sup> Place South to the centerline of South Sheridan Road; thence north along the centerline of South Sheridan Road to the centerline of East 11<sup>th</sup> Street South, said point also being the Northwest Corner of Section 11, Township 19 North, Range 13 East; thence east along the centerline of East 11<sup>th</sup> Street South to the centerline of South Memorial Drive; thence north along the centerline of South Memorial Drive to the centerline of I-244; thence east along the centerline of I-244 to the centerline of South Mingo Road; thence south along the centerline of South Mingo Road to the centerline of East 11<sup>th</sup> Street South; thence east along the centerline of East 11<sup>th</sup> Street South to the centerline of South Garnett Road; thence south along the centerline of South Garnett Road to the centerline of East 41<sup>st</sup> Street South which is the point of beginning.

#### CHARTER ELECTION DISTRICT NO. 6

Charter Election District No. 6 being described by metes and bounds as follows to wit:

Beginning at the Southwest Corner of Section 33, Township 19 North, Range 14 East, Tulsa County, Oklahoma, also being the intersection of the centerlines of East 61<sup>st</sup> Street South and South 129<sup>th</sup> East Avenue; thence west along the centerline of East 61<sup>st</sup> Street South to the centerline of South Mingo Road; thence north along the centerline of South Mingo Road to the centerline of East 41<sup>st</sup> Street South; thence east along the centerline of East 41<sup>st</sup> Street South to the centerline of the Broken Arrow Expressway (SH51); thence southeast along the centerline of the Broken Arrow Expressway (SH51) to the centerline of the Mingo Creek Channel; thence northwesterly to the centerline of South 104<sup>th</sup> East Avenue; thence north along the centerline of South 104<sup>th</sup> East Avenue to the centerline of East 41<sup>st</sup> Street South; thence east along the centerline of East 41<sup>st</sup> Street South to the centerline of South Garnett Road; thence north along the centerline of South Garnett Road to the centerline of East 11<sup>th</sup> Street South; thence west along the centerline of East 11<sup>th</sup> Street South to the centerline of South Mingo Road, also being the Southwest Corner of Section 6, Township 19 North, Range 14 East, Tulsa County, Oklahoma; thence north along the West line of Section 6, Township 19 North, Range 14 East in Tulsa County, Oklahoma, and continuing north along the West line of Sections 31, 30, and 19 (North Mingo Road), Township 20 North, Range 14 East in Tulsa County, Oklahoma, to the Northwest Corner of said Section 19, being the intersection of the centerlines of North Mingo Road and 36<sup>th</sup> Street North; thence east along the centerline of 36<sup>th</sup> Street North to a point 24.75 feet west of the East line of Section 21, Township 20 North, Range 14 East, Tulsa County, Oklahoma; thence south parallel with the East line of Sections 21, 28, and 33, Township 20 North, Range 14 East, Tulsa County, Oklahoma; thence continuing south 24.75 feet west of the East line of Section 4, Township 19 North, Range 14 East, Tulsa County, Oklahoma, to a point on the South line of the right of way of I-44; thence east along the South right of way of I-44 across Sections 4, 3, 2, and 1, Township 19 North, Range 14 East, Tulsa County, Oklahoma, to a point 100.00 feet west of the East line of said Section 1; thence south parallel with the East line of said Section 1 to the South line of the NE/4 NE/4 SE/4 of said Section 1; thence east along said South line across the Tulsa County - Wagoner County Line and continuing east along the South line of the N/2 N/2 SW/4 of Section 6, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to the East line of the SW/4 of said Section 6; thence north along said East line of the SW/4 to the Northeast Corner of the SW/4 of said Section 6; thence east along the South line of the NE/4 of said Section 6 to the Southeast Corner of the NE/4 of said Section 6; thence north along the East line of the NE/4 of said Section 6 to the Southeast Corner of the NE/4 NE/4 NE/4 of said Section 6; thence east along the South line of the N/2 N/2 NW/4 of Section 5, Township 19 North, Range 15 East, Wagoner County, Oklahoma, and continuing east along the South line of the N/2 N/2 NE/4 to the Southwest Corner of the NE/4 NW/4 NE/4 of said Section 5; thence north along the West line of said NE/4 NW/4 NE/4 to the North line of Section 5, said Section line also being the Wagoner County - Rogers County Line; thence east along said North Section line and continuing east along the North Section line of Sections 5, 4, and 3, Township 19 North, Range 15

East, Wagoner County, Oklahoma, to a point 70.00 feet west of the Northeast Corner of said Section 3; thence south and parallel with the East line of said Section 3 to a point on the South line of the N/2 of said Section 3; thence east along the South line of the N/2 of said Section 3 to the East line of said Section 3; thence south along the East line of said Section 3 to a point 70.00 feet north of the Southeast Corner of said Section 3; thence west and parallel with the South line of said Section 3 to a point 70.00 feet west and 70.00 feet north of Southeast Corner of the SW/4 of said Section 3; thence south and parallel with the East line of the SW/4 of said Section 3 and continuing south and parallel with the East line of the NW/4 of Section 10, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to a point 70.00 feet south and 70.00 feet west of the Northeast Corner of the SW/4 of said Section 10; thence east and parallel with the North line of the said SW/4 and continuing east and parallel with the North line of the SE/4 of said Section 10 to a point 70.00 feet west of the East line of said Section 10; thence south and parallel with the East line of said Section 10 to the South line of said Section 10 and continuing south and parallel with the East line of Section 15, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to a point 70.00 feet west and 70.00 feet south of the Northeast Corner of the SE/4 of said Section 15; thence east and parallel with the North line of the SE/4 of said Section 15 and continuing east and parallel with the North line of the SW/4 of Section 14, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to a point 70.00 feet west and 70.00 feet south of the Northeast Corner of the SW/4 of said Section 14; thence south and parallel with the East line of the SW/4 of said Section 14 to the South line of Section 14 and continuing south and parallel with the East line of the NW/4 of Section 23, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to a point 50.00 feet north and 70.00 feet west of the Southeast Corner of the NW/4 of said Section 23; thence west and parallel with the South line of the NW/4 of said Section 23 a distance of 55.00 feet; thence south and parallel with the East line of the NW/4 of said Section 23 to the South line of the NW/4 of said Section 23 and continuing south and parallel with the East line of the SW/4 of said Section 23 to a point 125.00 feet north of the South line of said Section 23; thence west and parallel with the South line of Section 23 to the West line of Section 23 and continuing west and parallel with the South line of Section 22, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to a point 125.00 feet west and 125.00 feet north of the Southeast Corner of said Section 22; thence south and parallel with the East line of said Section 22 to the South line of said Section 22; thence west along the South line of said Section 22 and continuing west along the South line of Section 21, Township 19 North, Range 15 East, Wagoner County, Oklahoma, to the Southwest Corner of said Section 21; thence north along the West line of said Section 21 to the Southeast Corner of the NE/4 of Section 20, Township 19 North, Range 15 East, Wagoner County, Oklahoma; thence west along the South line of the NE/4 of said Section 20 to the Southwest Corner of the NE/4 of said Section 20; thence north along the West line of the NE/4 of said Section 20 to the North line of said Section 20; thence west along the North line of said Section 20 to the Northwest Corner of said Section 20 and continuing west along the North line of Section 19, Township 19 North, Range 15 East, Wagoner County, Oklahoma, and continuing west along the North line of Section 24, Township 19 North, Range 14 East, Tulsa County, Oklahoma, to a point 100.00 feet west of the East line of said Section 24; thence south parallel with the East line of Sections 24 and 25, Township 19 North, Range 14 East, Tulsa County, Oklahoma, to a point 24.75 feet north of the South line of said Section 25; thence west parallel with the South line of Sections 25 and 26, to a point on the East line of Section 27; thence north along the East line of Section 27 to the Northeast Corner of the S/2 of said Section; thence west along the North line of the S/2 of said Section to the Southeast Corner of the NW/4; thence north along the East line of the NW/4 of said Section to the Northeast Corner thereof; thence west along the North line of the NW/4 of said Section to a point 24.75 feet west of the Northwest Corner thereof; thence south parallel with and 24.75 feet west of the East line of said Section 28 to a point on the South line of said Section 28, being the North line of Section 33, Township 19 North, Range 14 East; thence west along said North line to the Northwest Corner of the E/2 NE/4; thence south along the West line of the E/2 NE/4 to the South line thereof; thence west along said South line to the South right of way line of the Broken Arrow Expressway; thence northwest along said right of way line to the West line of said NE/4; thence south along the said West line of the NE/4 and continuing south along the West line of the SE/4 to the South line of said Section 33, said line also being the centerline of East 61<sup>st</sup> Street South; thence west along the South line of said Section 33 to the Southwest Corner which is the point of beginning; Less and except the following described two (2) tracts, to wit:

- A. The N/2 SW/4 and the SE/4 SW/4 of Section 5, Township 19 North, Range 15 East, Wagoner County, Oklahoma.
- B. The south 10.00 feet of the N/2 and the north 10.00 feet of the S/2 less the east 70.00 feet of Section 15, Township 19 North, Range 15 East, Wagoner County, Oklahoma; together with the south 10.00 feet of the NE/4 and the north 10.00 feet of the SE/4 of Section 16, Township 19 North, Range 15 East, Wagoner County, Oklahoma; together with the south 10.00 feet of the east 10.00 feet of the NW/4 of said Section 16; together with the west 10.00 feet of the W/2 NW/4 SE/4 and the NW/4 SW4 of said Section 16; together with the east 10.00 feet of the E/2 NE/4 SW/4 and the NE/4 SW/4 of said Section 16; together with the S/2 SW/4 SE/4 and the S/2 SW/4 SW/4 of Section 16, Township 19 North, Range 15 East, Wagoner County, Oklahoma; together with the N/2 NE/4

SW/4 and the N/2 NW/4 of Section 21, Township 19 North, Range 15 East, Wagoner County, Oklahoma.  
CHARTER ELECTION DISTRICT NO. 7

Charter Election District No. 7 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at the Northeast Corner of Section 1, Township 18 North, Range 13 East, said point also being the intersection of the centerlines of East 61<sup>st</sup> Street South and South Mingo Road; thence east along the centerline of East 61<sup>st</sup> Street South to the centerline of South Garnett Road; thence south along the centerline of South Garnett Road to the centerline of East 81<sup>st</sup> Street South; thence west along the centerline of East 81<sup>st</sup> Street South to the centerline of South Memorial Drive; thence north along the centerline of South Memorial Drive to the centerline of East 71<sup>st</sup> Street South; thence west along the centerline of East 71<sup>st</sup> Street South to the centerline of South Sheridan Road; thence south along the centerline of South Sheridan Road to the centerline of East 77<sup>th</sup> Street South; thence west along the centerline of East 77<sup>th</sup> Street South to the centerline of South Norwood Avenue; thence north along the centerline of South Norwood Avenue curving northwest and changing into the centerline of East 76<sup>th</sup> Street South; thence continuing northwest along the centerline of East 76<sup>th</sup> Street South to the intersection of the centerline of South Kingston Avenue; thence southwest along the centerline of East 76<sup>th</sup> Street South to the centerline of South Hudson Avenue; thence continuing in a northwest direction along the centerline of East 76<sup>th</sup> Street South to the centerline of South Erie Avenue; thence southwest along the centerline of South Erie Avenue to the South line of the N/2 of Section 10, Township 18 North, Range 13 East; thence west along said South line of the N/2 of Section 10 to the centerline of South Yale Avenue; thence north along the centerline of South Yale Avenue to the centerline of East 71<sup>st</sup> Street South; thence west along the centerline of East 71<sup>st</sup> Street South to the centerline of South Oswego Avenue; thence north along the centerline of South Oswego Avenue to the intersection of the centerline of East 67<sup>th</sup> Street South; thence northwest along the centerline of East 67<sup>th</sup> Street South to the centerline of South New Haven Avenue; thence northerly along the centerline of South New Haven Avenue to the centerline of East 66<sup>th</sup> Street South; thence west along the centerline of East 66<sup>th</sup> Street South to the centerline of South Harvard Avenue; thence north along the centerline of South Harvard Avenue to the centerline of the East 61<sup>st</sup> Street South; thence west along the centerline of East 61<sup>st</sup> Street South to the centerline of South Evanston Avenue; thence north along the centerline of South Evanston Avenue to the centerline of East 58<sup>th</sup> Street South; thence east along the centerline of East 58<sup>th</sup> Street South to the centerline of South Evanston Place; thence north along the centerline of South Evanston Place to the centerline of East 57<sup>th</sup> Street South; thence east along the centerline of East 57<sup>th</sup> Street South to the centerline of South Harvard Avenue; thence north along the centerline of South Harvard Avenue to the centerline of East 47<sup>th</sup> Place South; thence east along the centerline of East 47<sup>th</sup> Place South to the centerline of South Pittsburg Avenue; thence north along the centerline of South Pittsburg Avenue to the centerline of East 45<sup>th</sup> Street South; thence east along the centerline of East 45<sup>th</sup> Street South to the centerline of South Yale Avenue; thence south along the centerline of South Yale Avenue to the centerline of I-44; thence east along the centerline of I-44 to the centerline of South Sheridan Road; thence south along the centerline of South Sheridan Road to the centerline of East 51<sup>st</sup>

Street South; thence east along the centerline of East 51 Street South to the centerline of South Mingo Road; thence south along the centerline of South Mingo Road to the centerline of East 61<sup>st</sup> Street South which is the point of beginning.

CHARTER ELECTION DISTRICT NO. 8

Charter Election District No. 8 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at a point on the Meander Line on the East bank of the Arkansas River, 24.75 feet west of the East line of Section 10, Township 17 North, Range 13 East; thence north parallel with and 24.75 feet west of the East line of Sections 10 and 3, Township 17 North, Range 13 East, to the North line of said Section 3; thence continuing north parallel with the East line of Sections 34 and 27, Township 18 North, Range 13 East, to a point 24.75 feet north of the South line of said Section 27; thence east parallel with and 24.75 feet north of the South line of Sections 27 and 26, Township 18 North, Range 13 East, to a point 24.75 feet west of the East line of said Section 26; thence north parallel with and 24.75 feet west of the East line of Sections 26 and 23, Township 18 North, Range 13 East, to a point 24.75 feet north of the South line of said Section 23; thence east parallel with and 24.75 feet north of the South line of Sections 23 and 24, Township 18 North, Range 13 East, and continuing east parallel with and 24.75 feet north of the South line of Section 19, Township 18 North, Range 14 East, to a

point 24.75 feet west of the East line of said Section 19; thence north parallel with and 24.75 feet west of the East line of Sections 19 and 18, Township 18 North, Range 14 East, to a point on the North line of said Section 18, said point also being the centerline of East 81<sup>st</sup> Street South; thence west along the centerline of East 81<sup>st</sup> Street South to the centerline of South Memorial Drive; thence north along the centerline of South Memorial Drive to the centerline of East 71<sup>st</sup> Street South; thence west along the centerline of East 71<sup>st</sup> Street South to the centerline of South Sheridan Road; thence south along the centerline of South Sheridan Road to the centerline of East 77<sup>th</sup> Street South; thence west along the centerline of East 77<sup>th</sup> Street South to the centerline of South Norwood Avenue; thence north along the centerline of South Norwood Avenue curving northwest and changing to the centerline of East 76<sup>th</sup> Street South; thence continuing northwest along the centerline of East 76<sup>th</sup> Street South to the intersection of the centerline of South Kingston Avenue; thence southwest along the centerline of East 76<sup>th</sup> Street South to the centerline of South Hudson Avenue; thence continuing in a northwest direction along the centerline of East 76<sup>th</sup> Street South to the centerline of South Erie Avenue; thence southwest along the centerline of South Erie Avenue to the South line of the N/2 of Section 10, Township 18 North, Range 13 East; thence west along said South line of the N/2 of Section 10 to the centerline of South Yale Avenue; thence north along the centerline of South Yale Avenue to the centerline of East 71<sup>st</sup> Street South; thence west along the centerline of East 71<sup>st</sup> Street South to the centerline of South Oswego Avenue; thence north along the centerline of South Oswego Avenue to the intersection of the centerline of East 67<sup>th</sup> Street South; thence northwest along the centerline of East 67<sup>th</sup> Street South to the centerline of South New Haven Avenue; thence northerly along the centerline of South New Haven Avenue to the centerline of East 66<sup>th</sup> Street South; thence west along the centerline of East 66<sup>th</sup> Street South to the centerline of South Harvard Avenue; thence south along the centerline of South Harvard Avenue to the centerline of East 91<sup>st</sup> Street South, said point also being the Northwest Corner of Section 21, Township 18 North, Range 13 East; thence continuing south along the centerline of South Harvard Avenue and extending south along the West line of said Sections 21 and 28, Township 18 North, Range 13 East, to the center of the Vensel Creek Channel; thence south along the center of the Vensel Creek Channel to a point on the Meander Line on the East bank of the Arkansas River; thence southeast along said Meander Line to a point 24.75 feet west of the East line of Section 10, Township 17 North, Range 13 East, Tulsa County, Oklahoma, which is the point of beginning.

#### CHARTER ELECTION DISTRICT NO. 9

Charter Election District No. 9 being entirely in Tulsa County, Oklahoma, and further described by metes and bounds as follows, to wit:

Beginning at the Northeast Corner of Section 17, Township 19 North, Range 13 East, said Corner also being the intersection of the centerlines of South Harvard Avenue and East 21<sup>st</sup> Street South; thence south along the centerline of South Harvard Avenue to the centerline of the westbound lanes of the Broken Arrow Expressway; thence southeast along the centerline of the westbound lanes of the Broken Arrow Expressway to the centerline of East 31<sup>st</sup> Street South; thence west along the centerline of East 31<sup>st</sup> Street South to the centerline of South Yale Avenue; thence south along the centerline of South Yale Avenue to the centerline of East 45<sup>th</sup> Street South; thence west along the centerline of East 45<sup>th</sup> Street South to the centerline of South Pittsburg Avenue; thence south along the centerline of South Pittsburg Avenue to the centerline of East 47<sup>th</sup> Place South; thence west along the centerline of East 47<sup>th</sup> Place South to the centerline of South Harvard Avenue; thence south along the centerline of South Harvard Avenue to the centerline of East 57<sup>th</sup> Street South; thence west along the centerline of East 57<sup>th</sup> Street South to the centerline of South Evanston Place; thence south along the centerline of South Evanston Place to the centerline of East 58<sup>th</sup> Street South; thence west along the centerline of East 58<sup>th</sup> Street South to the centerline of South Evanston Avenue; thence south along the centerline of South Evanston Avenue to the centerline of East 61<sup>st</sup> Street South; thence west along the centerline of East 61<sup>st</sup> Street South to the center of the Arkansas River; thence north along the center of the Arkansas River to the centerline of the West 21<sup>st</sup> Street Bridge; thence northeast along the centerline of the West 21<sup>st</sup> Street Bridge to the centerline of East 21<sup>st</sup> Street South, also being the North line of Section 13, Township 19 North, Range 12 East; thence east along the centerline of East 21<sup>st</sup> Street South to the centerline of South Harvard Avenue which is the point of beginning.

## SCHEDULE II

### LIST OF ELECTION DISTRICT PLAN AMENDMENTS

The following is a list of the various changes made to the original Election District Plan of May 8, 1990, by reason of annexation, disannexation, other minor adjustments in the boundaries of Election Districts, and operation of the Election District Commission to adjust the boundaries of Election Districts each ten years after the completion of the Federal Decennial Census.

<b>Date</b>	<b>Document</b>	<b>Summary</b>
May 8, 1990	Amended Charter	Original Election District Plan for Nine Council Districts
July 29, 1991	Amended Election District Plan of 1991	Election District Commission filed its Election District Plan with the City Clerk, which became final on August 28, 1991
July 24, 1992	Ordinance No. 17749	Amended the Election District Plan filed on July 29, 1991, by making minor adjustments in the boundary line between Election District No. 2 and Election District No. 8 to conform to the precinct and Senate boundary; and in Election District No. 1, Election District No. 3, and Election District No. 6 to avoid split precincts
June 1, 1994	Ordinance No. 18208	Disannexed property in Election District No. 6
November 1, 1999	Ordinance No. 19668	Annexed property in Election District No. 7
July 20, 2001	Amended Election District Plan of 2001	Election District Commission filed its Election District Plan with the City Clerk, which became final on August 19, 2001
December 20, 2001	Ordinance No. 20244	Annexed property in Election District No. 6
January 4, 2002	Ordinance No. 20267	Amended and corrected legal description as contained in Ordinance No. 20244
August 22, 2003	Ordinance No. 20652	Amendment of Amended Election District Plan 2001 as authorized by Article VI, Section 6.3, of the Amended Charter

### LIST OF CHARTER AMENDMENTS

All amendments to this amended Charter are set forth in the text according to the section or article amended. The amendments, as presented to the voters, were numbered for that particular Charter election, but all amendments herein are listed showing sequential numbers for purposes of reference, only. Also listed is the date of approval by the Governor of the state of Oklahoma, substance, and the place in the text where the amendment is quoted.

No.	Date	Substance	Art.	Sec.	Par.
1.	May 2, 1994	General Election Dates	VI	1.3	
2.	May 2, 1994	Qualified Elector	XII	1	
3.	May 2, 1994	Internal Audits	IV	3	F, G
4.	June 21, 1996	Records, Accounts, Personnel, Facilities, and Inventories Available to City Auditor	IV	5	
5.	June 21, 1996	Civil Service Appeal Time Frames	X	8.2	
6.	June 21, 1996	Civil Service Appeals	X	8.3	
7.	June 21, 1996	Firefighters' Probation Period	XI	3	
8.	June 21, 1996	Elected Officials in the Employ of Franchise Holders	XII	13	
9.	June 21, 1996	Special Election Dates	VI	5	
10.	June 16, 1998	Candidates for Elected City Offices to Either Pay a Filing Fee or File an Election Petition	VI	3.1, 3.3, 3.4	D
11.	June 16, 1998	Council and Councilors May Communicate with Heads of Each Division and Department of the City	II	19	
12.	March 7, 2006	Affirmative Vote of Three-fourths of Entire Council Membership Required to Effect a Protested Change of Zoning	II	6.3	
13.	April 4, 2006	Resolutions Approved by the City Shall be Published	II	11	
14.	April 4, 2006	Residency Requirements for Members of City Boards, Commissions, Authorities, and Agencies	III	1.4	G
15.	April 4, 2006	Election Dates and Terms of Office to Correspond with State Law	VI	1.2, 1.3, & 2	
16.	April 4, 2006	Grounds for Recall of Elected Officers; Provisions for Petitions for Recall	VII	1.1, 1.2, 2.2, & 3	
17.	April 4, 2006	Mayor to Make Appointments Within Sixty Days or Council May Make Appointments, Should the Mayor Fail to do so	XII	11	
18.	April 1, 2008	Fall Election Dates, Terms of Office, and Time of Filing	VI	1.2, 1.3, 2, & 3.4	
19.	April 1, 2008	Change of address of qualified elector will not prevent voting if within period of time which would prevent valid registration in their new election district	VI	1.4, 2, & 7	