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August 4, 2024.)

RESOLUTION NUMBER 20314

A RESOLUTION CALLING FOR, AND REQUESTING THE TULSA COUNTY ELECTION BOARD TO CONDUCT, NON-PARTISAN GENERAL ELECTIONS ON AUGUST 27, 2024, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF TULSA A PROPOSED AMENDMENT TO THE CITY CHARTER, PURSUANT TO ARTICLE XVIII, SECTION 3(a) OF THE OKLAHOMA CONSTITUTION AND TITLE 11 OKLAHOMA STATUTES SECTIONS 13-106, 13-107 AND 13-111; PUTTING TO A VOTE OF THE PEOPLE THE QUESTION OF WHETHER THE CHARTER OF THE CITY OF TULSA SHOULD BE AMENDED TO RESCIND THE CITY AUDITOR'S CURRENT SALARY OF SEVENTY PERCENT (70%) OF THE SALARY OF THE MAYOR , AND TO ESTABLISH A NEW SALARY OF SEVENTY-FIVE PERCENT (75%) OF THE SALARY OF THE MAYOR; ATTACHING A COPY OF SAID PROPOSED CHARTER AMENDMENT TO THIS RESOLUTION AS AN EXHIBIT; ALLOWING FOR ABSENTEE BALLOTING AS REQUIRED BY LAW; PROVIDING THAT THE ELECTION(S) BE CONDUCTED ACCORDING TO STATE LAW; REQUESTING THE TULSA COUNTY ELECTION BOARD TO COORDINATE WITH THE ELECTION BOARDS OF OTHER COUNTIES IN WHICH THE CITY OF TULSA IS LOCATED; REQUESTING THAT THOSE VOTING PRECINCTS PARTIALLY INSIDE AND PARTIALLY OUTSIDE THE CITY LIMITS OF THE CITY OF TULSA REMAIN OPEN FOR ALL ELECTIONS; REQUESTING THE MAYOR TO ISSUE A PROCLAMATION CALLING THE SAID ELECTION AS REQUIRED BY LAW; PROVIDING FOR THE PROPER PUBLICATION OF THIS RESOLUTION; AND SETTING AN EFFECTIVE DATE OF MAY 22, 2024.

WHEREAS, it is deemed advisable by a majority of the legislative body of the City of Tulsa, Oklahoma, and power is granted to the legislative body of the City by Article XVIII, Section 3(a), of the Oklahoma Constitution, and Title 11 Oklahoma Statutes §§ 13-106, 13-107, and 13-111, and any and all amendments thereto, to submit to the qualified voters of the City the question of whether the City Charter should be amended, to rescind the City Auditor's current salary of Seventy percent (70%) of the Mayor's salary, and establish the City Auditor's salary at Seventy-Five percent (75%) of the Mayor's salary; this proposed Charter Amendment was approved to be transmitted to the voters by a majority of the City Council on March 27, 2024; the proposed Charter Amendment is attached hereto and labeled Exhibit "A"; and

WHEREAS, Article XVIII, Section 3(a), of the Oklahoma Constitution; and Title 11 Oklahoma Statutes §§13-106, 13-107, and 13-111, and any and all amendments thereto, require that a resolution of announcement and notice of the proposed Charter amendment and announcement of the date for such an election on the proposed Charter amendments shall be published in a newspaper of general circulation within the City of Tulsa, Oklahoma, at least twenty-one (21) times; and

WHEREAS, Title 26 Oklahoma Statutes §13-102, and any and all amendments thereto, require the City of Tulsa, Oklahoma to give seventy-five (75) days' notice of an election, by resolution to the Tulsa County Election Board, stating the date of the election, the questions to be voted upon at that election, and other information necessary for conducting the election;

BE IT RESOLVED BY THE CITY OF TULSA, THAT:

Section 1. The City of Tulsa hereby calls for, and requests the Tulsa County Election Board to conduct, a non-partisan election in the City of Tulsa, Oklahoma, on Tuesday, August 27, 2024, to submit to the qualified voters of the City the question of whether the Charter of the City should be amended, to rescind the City Auditor's current salary of Seventy percent (70%) of the Mayor's salary, and to establish the City Auditor's salary at Seventy-Five percent (75%) of the Mayor's salary;.

Section 2. That under and by virtue of Article XVIII, Section 3(a), of the Oklahoma Constitution, and Title 11 Oklahoma Statutes §§13-106, 13-107, and 13-111, and any and all amendments thereto, the ballot setting forth the following Proposition

shall be submitted to the qualified voters of the City of Tulsa, Oklahoma, at that election, to wit:

2024 PROPOSED CITY CHARTER AMENDMENT NO. 2

CITY AUDITOR'S SALARY

Do you approve the following proposed amendment to the City of Tulsa Charter, Article IV, "The City Auditor", Section 2. - "Salary", rescinding the current City Auditor's salary of seventy percent (70%) of the salary of the Mayor, and replacing it with the following text?

"The salary of the City Auditor shall be seventy-five percent (75%) of the salary of the Mayor, payable as employees of the City are paid."

- ☐ **For the proposed amendment**
- ☐ **Against the proposed amendment**

Section 3. A true copy of the proposed Charter Amendment, approved by a majority of the City Council to transmit to the voters, is attached to this Resolution as Exhibit "A".

Section 4. Pursuant to Article XVIII Oklahoma Constitution, Section 3 (a), this Resolution and the proposed Charter Amendment shall be published in a newspaper of general circulation for at least twenty-one (21) days. That Section and Title 11 Oklahoma Statutes, Section 13-106 require that the proposed Charter Amendment be published within twenty (20) days of completion, and the election shall not be less than twenty (20) days nor more than thirty (30) days after the date of last publication. As stated in Section 3 (a) above, and in Title 11 Oklahoma Statutes, Sections 13-107 and 13-111, if a majority of votes cast favor adoption of the Amendment, the Amendment shall be submitted to the Governor for approval. Upon such approval, the Amendment shall become a part of the City Charter.

Section 5. Absentee balloting shall be provided and managed by the Election Board in accordance with State and Federal law. See Title 10 Tulsa Revised Ordinances, Section 100; Title 26 Oklahoma Statutes, Section 14-101 et seq.,

Section 14-136 et seq., the Oklahoma “Uniform Military and Overseas Voters Act”; Title 52 United States Code Annotated, Section 20305, formerly Title 42 U.S.C.A. Chapter 20, Section 1973ff-2b et seq., the Federal “Military and Overseas Voter Empowerment” (MOVE) Act.

Section 6. As required by Title 26 Oklahoma Statutes, Section 13-101, the City of Tulsa’s Amended City Charter, Article VI, Section 5, and Title 10 Tulsa Revised Ordinances, Section 206, paragraph 6, these elections shall be conducted by the Tulsa County Election Board in accordance with applicable State law, except as otherwise provided.

Section 7. Pursuant to Title 26 Oklahoma Statutes, Section 13-110, the City of Tulsa hereby requests the Tulsa County Election Board to coordinate with the election boards of the other counties in which portions of the City of Tulsa are located, in the conduct of these elections.

Section 8. Pursuant to Title 26 Oklahoma Statutes, Sections 13-102.A.7. and 13-103.C., the City of Tulsa hereby requests that those election precincts partially contained within the city limits be open for polling on the above election days.

Section 9. In accordance with the City of Tulsa’s Amended City Charter, Article VI, Section 4, “Calling Elections”, the Mayor is requested to issue a proclamation and notice calling the above elections, with a list of polling places as may be required, and to publish said proclamation, notice and list in a newspaper of general circulation in the City of Tulsa at least ten (10) days prior to the date of each election.

Section 10. This Resolution shall take effect on May 22, 2024, and the official date of this Resolution shall be May 22, 2024, to comply with City of Tulsa’s Amended City Charter Article II Section 10, “Effective Date of Ordinances and Resolutions”, which date shall be at least thirty (30) days after its first publication.

ADOPTED by the Council this **27th** day of **March, 2024**.

Chair of the Council

OFFICE OF THE CLERK

Received by the City Clerk: _____ at _____.
Date Time

OFFICE OF THE MAYOR

Received by the Mayor: _____ at _____.
Date Time

G. T. Bynum., Mayor

By: _____
Secretary

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

G. T. Bynum, Mayor

ATTEST:

APPROVED:

City Clerk

City Attorney

(Seal)