



RESOLUTION

RESOLUTION AUTHORIZING THE MAYOR TO ISSUE A PROCLAMATION CALLING A SPECIAL ELECTION TO BE HELD ON AUGUST 27, 2024, TO SUBMIT ORDINANCE NO. 27,610 TO THE REGISTERED VOTERS OF THE CITY OF OKLAHOMA CITY, OKLAHOMA, FOR THEIR APPROVAL OR DISAPPROVAL; AND FURTHER PROVIDING FOR CERTAIN LEGALLY REQUIRED ACTIONS TO BE TAKEN BY THE CITY CLERK AND THE APPROPRIATE COUNTY ELECTION BOARDS, ALL AS MAY BE REQUIRED BY THE ELECTION LAWS OF THE STATE OF OKLAHOMA.

WHEREAS, on May 21, 2024, the City Council of The City of Oklahoma City finally passed Ordinance No. 27,610 amending the City Hotel Tax Code, Chapter 52, Article III, of the Oklahoma City Municipal Code, 2020, thereby enacting a Section 52-63.2 of said Article III, which section levies an additional limited-purpose excise tax of three and three-fourths percent (3.75%) upon the gross proceeds or gross receipts from all rent for every occupancy of a hotel room or rooms in this City; and further enacting a Section 52-81.2 of said Article III to specify the use for which such tax shall be expended; and

WHEREAS, 68 O.S. § 2705 provides that no levy of a tax by a municipal corporation shall be valid unless approved by a majority vote of the qualified electors of such municipal corporation; and

WHEREAS, 11 O.S. § 16-112 provides that when the municipal governing body shall deem it advisable, it may, by resolution or ordinance, authorize the Mayor to call a special election for any purpose authorized by law; and

WHEREAS, by passage of this Resolution, the Council of The City of Oklahoma City desires to provide for the calling and holding of a special election in accordance with the authority of 68 O.S. § 2705 and 11 O.S. § 16-112, with such special election to be held on Tuesday, August 27, 2024, for

submitting the proposed excise tax to a vote of the qualified electors of The City of Oklahoma City for their approval or disapproval; and

WHEREAS, by passage of this Resolution pursuant to authority of 68 O.S. § 2705 and 11 O.S. § 16-112, the Council of The City of Oklahoma City desires to authorize the Mayor of said City to issue a Special Election Proclamation calling the aforesaid special election; and

WHEREAS, 11 O.S. § 16-101 provides that notice of a special municipal election shall be given by publishing the resolution of the municipal governing body calling for the election at least ten (10) days before the date of the special election; and

WHEREAS, by passage of this Resolution pursuant to authority of 68 O.S. § 2705 and 11 O.S. § 16-112, the Council of The City of Oklahoma City desires to provide for the legally required notice by publication of the aforesaid special election (ref. 11 O.S. § 16-101), with publication of both this Resolution and the Mayoral Proclamation to occur on August 7, 14 and 21, 2024; and

WHEREAS, by passage of this Resolution, the Council of The City of Oklahoma City further desires to direct that certain legally required actions for the holding of such election be taken by the City Clerk and by the Oklahoma County Election Board and other appropriate county election boards, and that the returns thereof shall be canvassed by such County Election Boards pursuant to State law and certified to the Mayor and Council of the City, all as may be required by the election laws of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED that the Council of The City of Oklahoma City, as required by 68 O.S. § 2705 and 11 O.S. § 16-112, does hereby authorize David Holt, Mayor of said City, to issue a Special Election Proclamation calling a special election for submitting Ordinance No. 27,610, levying an additional limited-purpose excise tax of 3.75% upon the gross proceeds or gross receipts from all rent for every occupancy of a hotel room or rooms in this City, to a vote of the qualified electors of The City of Oklahoma City for their approval or disapproval.

AND BE IT FURTHER RESOLVED that, pursuant to the aforesaid authorities, the Council does hereby designate Tuesday, August 27, 2024, as the date on which said special election shall be had and held within The City of Oklahoma City.

AND BE IT FURTHER RESOLVED by the Council that the question to be voted upon at said special election shall be as follows:

[See Exhibit A, BALLOT, attached to and incorporated into this Resolution].

AND BE IT FURTHER RESOLVED that the Council of The City of Oklahoma City does hereby direct the City Clerk of The City of Oklahoma City to cause this Resolution and the Mayoral Proclamation to be published in a legally qualified newspaper on the following dates, to-wit: August 7, 14 and 21, 2024, said publication being to give at least ten (10) days' notice of the aforesaid special election, as required by 11 O.S. § 16-101.

AND BE IT FURTHER RESOLVED that the Council of The City of Oklahoma City does hereby direct the City Clerk of The City of Oklahoma City to cause Ordinance No. 27,610 and a certified copy of this Resolution to be delivered to the Secretary of the Oklahoma County Election Board on or before June 12, 2024, with such delivery being for the purpose of providing notice to the said Election Board of the Special Election to be held on August 27, 2024, which notice is required by the election laws of the State of Oklahoma as set forth in Title 11 and Title 26 of the Oklahoma Statutes.

AND BE IT FURTHER RESOLVED that the said Special Election shall be conducted by the Oklahoma County Election Board and other appropriate county election boards in all respects as provided for by the election laws of the State of Oklahoma, and the returns thereof shall be canvassed by such County Election Boards pursuant to State law and certified to the Mayor and Council of the City.

ADOPTED by the Council and **SIGNED** by the Mayor of The City of Oklahoma City this

21st day of May, 2024.

ATTEST:

Amy K. Simpson
City Clerk



D. Holt
MAYOR

REVIEWED for form and legality.

[Signature]
Municipal Counselor

RESOLUTION RECEIVED by the Secretary of the Oklahoma County Election Board on

the 24 day of May, 2024.

[Signature]
Asst. Secretary, Oklahoma County Election Board



EXHIBIT A

BALLOT TITLE

BALLOT TITLE FOR SPECIAL ELECTION ON ORDINANCE NO. 27,610

**SHALL ORDINANCE NO. 27,610 OF THE CITY OF OKLAHOMA
CITY BE APPROVED?**

The Ordinance levies an additional excise tax of 3.75 percent upon the gross proceeds or gross receipts derived from all rent for every occupancy of a room or rooms in a hotel in this City and earmarks the tax revenues exclusively for encouraging, promoting, and/or fostering the convention and/or tourism (visitor) development of the City by the following expenditures of said revenues: 75.0 percent shall be expended for any projects, items, costs and/or expenses that encourage, promote and/or foster the convention and/or tourism (visitor) development; 13.3 percent shall be expended for the sponsorship and/or promotion of events recommended by the Oklahoma City Convention and Visitors Commission and anticipated to enhance the local economy through increased convention and/or tourism (visitor) activity; 6.7 percent shall be expended for improvements to the Oklahoma City Fairgrounds, not including operational costs; and 5.0 percent shall be expended for improvements to the Oklahoma City Convention Center, not including operational costs. The Ordinance allows use of revenues to defray costs of collection, enforcement, administration, and implementation. The tax becomes effective at 12:00 am on October 1, 2024.

/____/

Yes – For the Above Proposition

/____/

No – Against the Above Proposition