

CITY OF SKIATOOK

RESOLUTION 2015-36

A RESOLUTION AUTHORIZING THE CALLING AND HOLDING OF AN ELECTION IN THE CITY OF SKIATOOK, STATE OF OKLAHOMA, FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED, QUALIFIED ELECTORS OF SAID CITY THE QUESTION OF WHETHER ORDINANCE 2015-14 ADOPTED ON THE 8TH DAY OF DECEMBER, 2015, SHALL BE APPROVED WHICH LEVIES AND ASSESSES A SALES TAX OF FIVE TENTHS OF ONE PERCENT (.50%) IN ADDITION TO PRESENT SALES TAXES UPON THE GROSS RECEIPTS OR PROCEEDS ON CERTAIN SALES AS THEREIN DEFINED; PROVIDES FOR THE PURPOSE OF THE SALES TAX; DEFINES TERMS; PRESCRIBES PROCEDURES, REMEDIES, LIEN AND FIXES PENALTIES; FIXES EFFECTIVE DATE; ESTABLISHING TERM; AND MAKING PROVISIONS SEVERABLE; AND NOTIFYING THE TULSA COUNTY ELECTION BOARD OF THE HOLDING OF SUCH ELECTION.

WHEREAS, the City Council of the City of Skiatook, Oklahoma, has adopted Ordinance No. 2015-14 which levies and assesses a sales tax of five tenths of one percent (.50%) in addition to present sales taxes upon the gross receipts or proceeds on certain sales as therein defined, provides for the purpose of the sales tax; defines terms, prescribes procedures, remedies, lien and fixes penalties, fixes effective date, and establishes the term of the sales tax; subject to the approval of a majority of the registered voters of the City of Skiatook, Oklahoma, voting on the same in the manner prescribed by Title 11, Oklahoma Statutes, Sections 16-101 and 16-112, as amended; and

WHEREAS, Title 26, Oklahoma Statutes, Section 13-102, as amended, requires the City of Skiatook, Oklahoma, to give sixty (60) days' notice by resolution of the said special election to the Tulsa County Election Board, stating therein the date of said election, the questions to be voted upon at said election, and other information necessary for conducting such election.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SKIATOOK, OKLAHOMA:

Section 1. That the Mayor of the City of Skiatook, Oklahoma, be and is hereby authorized and directed to call a special election to be held in the City of Skiatook, Oklahoma, on the 9th day of February, 2016, for the purpose of submitting the question as to whether Ordinance 2015-14 shall be approved which levies and assesses a sales tax of five tenths of one percent (.50%) in addition to present sales taxes upon the

gross receipts or proceeds on certain sales as therein defined, provides for the purpose of the sales tax; defines terms, prescribes procedures, remedies, lien and fixes penalties, fixes effective date and establishes term of the sales tax;

Section 2. That the ballot setting forth the following proposition shall be submitted to the registered, qualified voters of the City of Skiatook, Oklahoma, at said election, to wit:

PROPOSITION

Shall Ordinance 2015-14 adopted the 8th day of December, 2015, which levies and assesses a sales tax of five tenths of one percent (.50%) upon the gross receipts or proceeds on certain sales as therein defined for the purpose of constructing, improving, repairing and maintaining streets, roads, alleys, bridges and sidewalks within the City of Skiatook, Oklahoma; defines terms; prescribes procedures, remedies, lien and fixes penalties; and fixes the effective date of the sales tax as July 1, 2016, and continuing thereafter until June 30, 2031, unless earlier repealed by the registered, qualified voters of the City of Skiatook, be approved?

The ballot setting forth the above proposition shall also contain in connection with the proposition the following words:

_____ **YES - FOR THE ABOVE PROPOSITION**

_____ **NO - AGAINST THE ABOVE PROPOSITION**

If the voter desires to vote for the above Proposition, the voter shall fill in the box to the left of the word "YES", or by such other designation as prescribed by the Tulsa County Election Board.

If the voter desires to vote against the above Proposition, the voter shall fill in the box to the left of the word "NO", or by such other designation as prescribed by the Tulsa County Election Board.

That only the registered, qualified voters of the City of Skiatook, Oklahoma, may vote upon the proposition as above set forth.

The polls shall be opened at 7:00 a.m. and shall remain open continuously until and be closed at 7:00 p.m.

Section 3. That such call for said election shall be by proclamation, signed by the Mayor and attested by the City Clerk, setting forth the propositions to be voted upon, the hours of opening and closing of the polls, and the substance of Section 2

hereof. That the ballots shall set forth the proposition to be voted upon substantially as set out in Section 2 hereof. That only the registered voters of the City of Skiatook, Oklahoma, may vote upon the proposition as above set forth; that the said proposition, as set forth above, must be approved by a majority of the said voters voting on the propositions at said election; and that the returns of said election shall be made to and canvassed by the Tulsa County Election Board. That the Tulsa County Election Board shall be notified of such special election by receipt of a copy of this Resolution.

Section 4. That pursuant to Title 26, Section 13-103(C), all precincts totally or partially contained within the limits of the City of Skiatook within Tulsa and Osage Counties shall be open for election, except that Osage County voter precincts 109 and 112, which have zero (0) registered voters within the City of Skiatook, shall be closed on the date of the election.

Section 5. That a copy of this Resolution along with a map of the City limits of the City of Skiatook shall be personally delivered to the office of the County Election Board of Tulsa County, State of Oklahoma, at least sixty (60) days prior to the date of the election.

PASSED AND APPROVED this 8th day of December, 2015.

CITY OF SKIATOOK, OKLAHOMA

By: _____
David Sutherland, Mayor

ATTEST:

Shirley Lett, City Clerk

APPROVED AS TO FORM AND LEGALITY:

Jeff M. Stephens, City Attorney

STATE OF OKLAHOMA)
) ss.
COUNTY OF TULSA)

I, the undersigned, the duly qualified and acting City Clerk of the City of Skiatook, Oklahoma, do hereby certify the foregoing is a true and correct and complete copy of Resolution 2015-36, duly passed and approved by the City Council of the City of Skiatook, Oklahoma, on the 8th day of December, 2015, as the same appears of record in my office.

WITNESS my hand and seal this 8th day of December, 2015.

Shirley Lett, City Clerk