

1 RESOLUTION NO. 2023- 10

2 A RESOLUTION OF THE CITY OF MIDWEST CITY, OKLAHOMA, AUTHORIZING  
3 THE CALLING AND HOLDING OF A SPECIAL ELECTION, IN THE CITY OF MID-  
4 WEST CITY, COUNTY OF OKLAHOMA, STATE OF OKLAHOMA, ON TUESDAY,  
5 SEPTEMBER 12, 2023, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED  
6 ELECTORS OF THE CITY OF MIDWEST CITY, OKLAHOMA, THE QUESTION FOR  
7 THEIR APPROVAL OR REJECTION OF APPROVING ORDINANCE NO. 3514  
8 RELATING TO THE LEVY OF SALES TAX.

9 RESOLUTION

10 WHEREAS, on the 16<sup>th</sup> day of May, 2023 the Council of the City of Midwest City, Okla-  
11 homa enacted Ordinance No. 3514 amending the City Code of Midwest City, chapter 40, taxa-  
12 tion, article ii, sales tax, section 40-44, limited-purpose tax; sales subject to tax; fifty-five hun-  
13 dreds (0.55) of one (1) percent; to change the purpose of seventy-three percent (73%) or four  
14 thousand fifteen ten thousandths (.4015) of one percent (1%) of the tax from payment of debt for  
15 the northside wastewater treatment plant to eighty percent (80%) for capital improvement pro-  
16 jects and twenty percent (20%) for maintenance and upgrades to city parks; and to remove the  
17 sunset from said tax.

18 WHEREAS, Ordinance No. 3514 specifies the limited purposes for which the funds  
19 may be expended and specifies the limited-purpose tax funds into which the proceeds of the tax  
20 must be deposited.

21 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MID-  
22 WEST CITY:

23 SECTION 1. The Mayor of the City of Midwest City, Oklahoma, be and he is hereby authorized  
24 and directed to call a special election to be held in the City of Midwest City, Oklahoma, on Tues-  
25 day, the 12<sup>th</sup> of September 2023, for the purpose of submitting to the qualified electors of the City  
26 of Midwest City, Oklahoma, for their approval or rejection of the following proposition:

27 PROPOSITION

28 Shall Ordinance No. 3514 be approved, amending the City Code of Midwest City,  
29 Chapter 40, Taxation, Article II, Sales Tax; Section 40-44 (a)(1), Limited-purpose tax;  
30 sales subject to tax:

31 Seventy-three (73) percent or four thousand fifteen ten thousandths (.4015) of one (1)  
32 percent of the additional excise tax levied pursuant to this section shall be expended  
33 and used for the following purposes and in the following manner:

34 a. Four-fifths or eighty percent (80%) shall be expended and used to pay for capital  
35 improvement projects for the City. As used in this section, the term "capital improve-  
ment project" shall mean a project for the construction of new, repairs or improve-  
ments to existing drainage/stormwater conveyances; improvement or repairs to roads  
and/or bridges; the construction and/or maintenance of trails; repairs, improvements,  
and/or replacement to the wastewater resource and recovery facility and/or water  
treatment plant; improvements or repairs to raw water lines; or construction of new,  
improvements to or repairs to either the water distribution lines, or the wastewater  
collection lines; and for any personnel and/or consulting or supporting contracts  
thereto.

b. One-fifth or twenty percent (20%) shall be expended and used to pay for the con-  
struction of new, improvement or repair to, or operation of all current and future city  
parks, and for any personnel and/or consulting or supporting contracts thereto.

SECTION 2. The call for such special election shall be by proclamation, signed by the Mayor and  
attested by the City Clerk, setting for the proposition to be voted upon, and the hours of opening  
and closing of the polls. The returns of such election shall be made to and canvassed by the Ok-  
lahoma County Election Board.

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BE IT FURTHER RESOLVED that the City of Midwest City, through the adoption of Ordinance 1872, has provided for absentee ballots to be cast in the City of Midwest City's municipal elections.

BE IT FURTHER RESOLVED that the polling places for the election, if held, shall be opened at 7:00 o'clock a.m. and shall remain open until and be closed at 7:00 o'clock p.m. on September 12, 2023.

Pursuant to Title 26 of the Oklahoma Statutes, Section 13-103(c), all precincts totally or partially contained within the limits of the City of Midwest City shall be open for election, except the City authorizes Precinct 244 to be closed. Precinct 244 is only partially contained within the limits and no registered voters reside within that portion.

PASSED AND APPROVED by the mayor and council of the City of Midwest City, Oklahoma this 16 day of May, 2023.



CITY OF MIDWEST CITY, OKLAHOMA

Pat Byrne  
PAT BYRNE, Acting Mayor

ATTEST:

Sara Hancock  
SARA HANCOCK, City Clerk

APPROVED as to form and legality this 17th day of May, 2023.

Donald D. Maisch  
DONALD D. MAISCH, City Attorney

I, the undersigned City Clerk of the City of Midwest City, Oklahoma, hereby certify that the foregoing is true, correct and complete copy of a resolution of said city duly adopted by the governing body of said city at a meeting held on the date therein stated as the same appears in the minutes of said meeting on file in my office as part of the official records thereof.



Sara Hancock  
SARA HANCOCK, City Clerk