

EXHIBITS “A-1”—“A-9”, INCLUSIVE

PROPOSING AMENDMENTS TO THE TEXT OF THE CHARTER OF THE CITY OF OKLAHOMA CITY

TEXT EXHIBIT “A-1”

PROPOSED AMENDMENTS TO OKLAHOMA CITY CHARTER, ARTICLES II AND X, ALL RELATED TO CITY ELECTIONS FOR MAYOR AND CITY COUNCIL

Shall Article II, Section 2, and Article X, Sections 1, 2 and 3 of the Charter of The City of Oklahoma City, Oklahoma, as amended, all of which relate to the elections for the Mayor and City Council of The City of Oklahoma City, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

ARTICLE II, Section 2. - Mayor and City Council Elections and Term of Office

- (a) The Mayor and Councilmembers shall be nominated and elected as provided in Article X of this Charter.
- (b) The Mayor and each Councilmember shall qualify and assume office four weeks after the date of the City runoff election as provided in Article X of this Charter, and each officer shall serve a term of four years and hold office until a successor to such office has been elected, qualified and assumed office.

~~SECTION 2. TERM OF OFFICE.~~

~~Councilmen and the Mayor shall qualify and assume office on the Tuesday next succeeding their election. The Councilmen and the Mayor shall be nominated and elected as provided in Article X of this Charter. The Mayor shall be elected for a term of four years, except for the Mayor elected in the year 1991 whose term shall be limited to three years. The Mayor shall hold office until his successor has been elected and qualified. Two Councilmen from each ward, each for a term of four years, shall be elected, one of whom shall be elected at the regular election to be held on the first Tuesday in April in the year 1957, and one shall be elected at the next regular election to be held two years thereafter, and at the succeeding regular election held each two years one Councilman from each ward shall then be elected, whose term of office shall~~

~~be four years, and shall hold office until their successors are elected and qualified; provided, however, when eight or more City wards are created then only one Councilman from each ward shall thereafter be elected and Councilmen serving at the time of the creation of eight or more wards shall continue in office during the remainder of the term for which they were elected without regard to any change in wards or the boundary lines therein. At the first primary general election following the creation of eight or more City wards one Councilman from each ward in which no Councilman then resides shall be nominated and elected for a term of four years and one Councilman from each ward in which the terms of office of all Councilmen therein residing will expire on the second Tuesday in April in such election year shall be nominated and elected for a term of four years, and at the second and each succeeding primary and general election following the creation of eight or more wards one Councilman from each and all wards in which the terms of office of the therein residing Councilmen expire on the second Tuesday in April in such election year shall be elected for a term of four years.~~

ARTICLE X, Section 1. - PrimaryGeneral Elections and GeneralRunoff Elections for Mayor and Council.

(a) On the ~~first Tuesday in March~~ second Tuesday of February of each odd-numbered year, a primary-general election shall be held in the City for the nomination of candidates for the office of Councilmember from each ward for which the term of the incumbent Councilmember expires in that year. Candidates for Councilmember shall be nominated by the qualified electors of the respective wards, of which wards said candidates must be residents.

(b) On the ~~second Tuesday in March of the year 2006~~ of February in the year 2022 and each succeeding fourth year thereafter, a primary-general election shall be held in the City for the nomination of candidates for the office of Mayor. Candidates for the office of Mayor shall be nominated by the qualified electors of the City voting at-large.

(c) At any primary-general election when there are two or more candidates for the office of Councilmember in any ward, then the two candidates receiving the highest number of votes for such office shall be declared the nominees from that ward, and when there are two or more candidates for Mayor, the two candidates receiving the highest number of votes from the City at-large shall be declared the nominees for Mayor, and the names of the candidates for Councilmember or for Mayor so nominated shall appear accordingly on the City general-runoff election ballot on the succeeding first Tuesday of April, and shall be designated thereon as "Nominees of the Primary." Provided, if any candidate for the office of Mayor or Councilmember is

unopposed in the ~~primary-general election~~ or subsequent thereto, or receives a majority of all the votes cast in the ~~primary-general election for all candidates for the office for which he or she was a candidate~~, then such candidate shall be deemed the ~~sole nominee and as such duly~~ elected to the office for which ~~he or she~~ such person was a candidate, and it shall not be necessary for such person's name to be placed on the ballot at the succeeding City ~~general-runoff~~ election, and it shall be the duty of the County Election Boards of each of the respective counties within which the corporate limits of The City of Oklahoma City are situated, to issue jointly to such candidate, within six days after the date ~~designated for the of said City general-runoff~~ election, a certificate of election in due and proper form as provided by law.

(d) In the event the Council exercises its authority under Article XI of this Charter to enact an ordinance creating more than eight (8) wards within the City, the Council shall provide in such ordinance for the initial special election of, and the initial terms of office for, the Councilmembers from the additional wards, which initial terms of office may commence on any Tuesday of the year specified in such ordinance by Council. The terms of office of the initial Councilmembers from the additional wards shall expire thereafter on the second Tuesday in April in the odd-numbered year or years specified in the ordinance by Council. The successors of the initial Councilmembers from the additional wards shall be elected in the odd-numbered year or years in which the terms of the initial Councilmembers expire in accordance with Subsections (a) and (c) of this section. Such successors shall serve full four (4) year terms as provided by Section 2 of Article II of this Charter. Any other applicable provisions of this Charter and Oklahoma law shall be followed by Council in carrying out the provisions of this Subsection.

ARTICLE X, Section 2. - Declaration of Candidacy—Procedure.

(a) Any person qualified to hold the office of Mayor or Councilmember under this Charter may become a candidate for such office by filing a declaration of candidacy with the Oklahoma County Election Board during the time period last three business days provided by State law and designated by the Oklahoma County Election Board in the month of January immediately preceding the Primary Election. The declaration of candidacy shall be in writing and shall set forth the following information:

1. The candidate's name as ~~he or she~~ the candidate desires it to appear upon the ballot, and
2. The candidate's address by street number, and
3. The candidate's ward, and

4. The office for which ~~he or she~~ the candidate desires to become a candidate.

(b) A declaration of candidacy must be accompanied by a cashier's check or certified check in the amount of \$200.00; or in the alternative by a petition supporting the candidate's filing signed by 2,500 registered voters eligible to vote for the candidate if the filing is for the office of Mayor or by 500 registered voters eligible to vote for the candidate if the filing is for the office of Councilmember. If a cashier's or certified check is submitted to the Oklahoma County Election Board pursuant to this subsection, said check shall be forfeited to the said Election Board and the proceeds therefrom used to defray the costs of the election for the office for which the declaration of candidacy was filed; provided, said check shall be returned to the candidate immediately if the candidate is unopposed in the ~~Primary~~ general ~~Election~~, receives more than fifteen percent (15%) of the total votes cast in the ~~Primary~~ general ~~Election for the office for which he or she is a candidate~~, or becomes a candidate in the ~~General~~ runoff ~~Election~~.

**ARTICLE X, Section 3. – Mayor and City Council Elections—How Called—
Notice—Terminology for Elections to be Revised to be Consistent Throughout
this Charter.**

(a) ~~It shall be the duty of~~ The Mayor or the Chief Executive Officer of The City of Oklahoma City shall to legally call the ~~primary election and the general and runoff elections of officers provided for in this Charter and its amendments, and he~~ the City Clerk shall give at least 45 days' notice of such elections as provided for by State law.

(b) The term “primary election” wherever used in this Charter prior to the effective date of this amendment shall be revised by the City Clerk to read “general election;” and the term “general election” wherever used in this Charter prior to the effective date of this amendment shall be revised by the City Clerk to read “runoff election.”

[] FOR THE AMENDMENT

[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-2”

PROPOSED AMENDMENTS TO OKLAHOMA CITY CHARTER, ARTICLE II, SECTION 6

Shall Article II, Section 6 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section 6. – Qualifications for Office of Mayor or Councilmember.

No person shall be eligible to the office of Mayor or Councilmember ~~unless he or she~~ such person meets the following qualifications prior to filing a declaration of candidacy as required by this Charter: be a citizen of the United States and of the State of Oklahoma, at least 21 years of age, a qualified voter in The City of Oklahoma City, a resident of the ward for which representation is sought for at least six months, and shall have been for three years immediately preceding such election a resident of The City of Oklahoma City or an area which has been annexed to and has become a part of the City.

- (a) The person must be a citizen of the United States and of the State of Oklahoma;
- (b) The person must be at least 21 years of age;
- (c) The person must have been a resident of Oklahoma City or an area annexed into Oklahoma City for at least one year;
- (d) For the office of the Mayor, the person must have been a registered voter at an address within Oklahoma City for at least one year immediately preceding the filing of a declaration of candidacy; and
- (e) For a Councilmember position representing a ward, the person must have been a registered voter at an address within the ward for at least one year immediately preceding the filing of a declaration of candidacy.

[] FOR THE AMENDMENT
[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-3”

PROPOSED AMENDMENTS TO
OKLAHOMA CITY CHARTER, ARTICLE II, SECTION 10

Shall Article II, Section 10 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section 10. - Vice-Mayor—Vacancies in Office of Mayor.

(a) Each Councilmember shall serve as Vice-Mayor for a term of six months according to seniority based upon assumption of office, or when such office was assumed on the same date, according to alphabetical order of the Councilmembers' surnames. The Vice-Mayor shall act as Mayor during the temporary absence or disability of the Mayor and while so acting shall vote as Councilmember and not as Mayor.

(b) In the event the office of Mayor shall become vacant by reason of death, resignation, removal from the City, conviction of a felony, judicial declaration of incompetency, or from any other cause, the Council shall, within ~~15~~ 30 days after the occurrence of such vacancy, call a special election to take place within the shortest period of time permitted by the election laws of the State of Oklahoma, to fill the balance of the unexpired term of such office; provided, if such vacancy shall occur within the final year of the Mayor's term of office, it shall be filled by majority vote of the remaining members of the Council within ~~15~~ 30 days after the occurrence of the vacancy.

[] FOR THE AMENDMENT

[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-4”

PROPOSED AMENDMENTS TO
OKLAHOMA CITY CHARTER, ARTICLE II, SECTION 11

Shall Article II, Section 11 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section 11. - Regular Meetings.

The Council shall hold regular meetings ~~on Tuesday of each week, or~~ at such time as the Council may by ordinance designate, and may hold such adjourned meetings as it may find necessary for the dispatch of its business, provided that if the regular meeting falls on a legal holiday, the meeting shall be held upon the next succeeding business day.

☐ **FOR THE AMENDMENT**

☐ **AGAINST THE AMENDMENT**

TEXT EXHIBIT “A-5”

PROPOSED AMENDMENTS TO **OKLAHOMA CITY CHARTER, ARTICLE IV, SECTION 4**

Shall Article IV, Section 4 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section 4. - City Manager—Exclusive Control of Personnel—Certain Information May Be Provided to the City Manager by the Mayor or a Councilmember.

(a) Neither the Mayor, the Council, nor any of its members shall direct or request the appointment of any person to, or ~~his~~ removal from, office by the City Manager or by any of the City Manager's ~~his~~ subordinates, or in any manner take part in the appointment or removal of officers and employees in the administrative service of the City. Except for the purpose of inquiring, the Mayor, the Council and its members shall deal with the administrative service solely through the City Manager and neither the Mayor, the Council, nor any member thereof shall give orders to any subordinates of the City Manager, either publicly or privately. Any of the above officials violating the provisions of this section or voting for a resolution or ordinance in violation of this section ~~shall be guilty of~~ may be charged with a misdemeanor and upon conviction thereof shall cease to hold office.

(b) Notwithstanding the prohibitions set forth in Subsection (a) of this section, the Mayor or any Councilmember may at any time provide information to the City Manager regarding the positive or negative job performance of any officer or employee in the administrative service of the City. Such information must be based on the direct personal knowledge of the Mayor or Councilmember or on a signed written statement provided by a resident to the Mayor or Councilmember. Providing information to the City Manager pursuant to this Subsection (b) will never be considered to constitute a violation of Subsection (a) of this section.

[] FOR THE AMENDMENT
[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-6”

PROPOSED AMENDMENTS TO **OKLAHOMA CITY CHARTER, ARTICLE IV, SECTION 6**

Shall Article IV, Section 6 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section 6. - Division of Public Affairs and Division of Public Management.

(a) The Division of Public Affairs, which is under the control of the Mayor and Council pursuant to Section 5 of this article, shall include all the following officers:
~~those boards, commissions, offices, bureaus and personnel as provided by this Charter or by ordinance.~~

(1) The City Manager.

(2) The Municipal Counselor.

(3) The City Auditor.

(4) The Municipal Judges.

(5) All City boards, commissions, and committees created by the Mayor or created by the City Council; provided, the personnel of all boards, commissions, and committees created by the City Council shall be appointed by the Mayor with the consent and approval of the Council.

(6) All other personnel placed in the Division of Public Affairs by ordinance passed by the affirmative vote of at least two-thirds of the members of the City Council.

(b) The Division of Public Management, which is under the control of the City Manager as provided by this article, shall comprise all departments, functions, agencies, commissions and boards not specifically placed under the Division of Public Affairs by this Charter or by ordinance adopted hereafter pursuant hereto.

~~The personnel of all boards and commissions in the Division of Public Affairs shall be appointed by the Mayor with the consent and approval of the Council.~~

[] FOR THE AMENDMENT

[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-7”

PROPOSED SECTION 11 TO ARTICLE IX
OF THE OKLAHOMA CITY CHARTER,

Shall a new Section 11 of Article IX of the Charter of The City of Oklahoma City,
Oklahoma, as amended, be enacted to read as follows:

Section 11. – City Clerk to Amend Terms in the Charter to Consistently Refer to Officers Elected from Wards as “Councilmember,” “Councilmembers,” “Councilor,” or “Councilors.”

The City Clerk shall work with the Municipal Counselor to redraft all references to “Councilman” or “Councilmen” to consistently refer to officers elected from wards as “Councilmember,” “Councilmembers,” “Councilor,” or “Councilors,” as grammatically appropriate.

[] FOR THE AMENDMENT
[] AGAINST THE AMENDMENT

TEXT EXHIBIT “A-8”

PROPOSED AMENDMENTS TO OKLAHOMA CITY CHARTER, ARTICLE I, SECTION 3

Shall Article I, Section 3 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section. 3 - General Grant of Powers.

(a) The City shall have all powers given to it by the Oklahoma Constitution, the laws of this State, or by this Charter.

(b) The City shall have the power to enact and enforce all ordinances necessary to protect health, safety, welfare, life, or property within the City.

(c) The City shall have the power to define, prevent and summarily abate and remove nuisances and to preserve and enforce good government and order for the security of the City and its inhabitants.

(d) The City shall have the power to enact and enforce all ordinances upon any subject.

(e) No ordinance shall be enacted that is inconsistent with the Oklahoma Constitution, the general laws of the State of Oklahoma that are of statewide interest and concern, or with this Charter.

~~Said City shall also have all other powers that may hereafter be given it by the Constitution and laws of this State; and where any provisions of this Charter shall be in conflict with any law, or laws relating to charter cities in force at the time of the adoption and approval of this Charter, the provisions of this Charter shall prevail and be in full force, notwithstanding such conflict, and shall operate as a repeal or suspension of such State law or laws to the extent of such conflict, and said City shall have power to enact and enforce all ordinances necessary to protect health, life and property and to prevent and summarily abate and remove nuisances and to preserve and enforce good government and order for the security of the City and its inhabitants, to protect the lives, health and property of the City; and to enact and enforce all ordinances upon any subject; provided, that no ordinance shall be enacted inconsistent with the general laws of this State, the State Constitution or this Charter.~~

TEXT EXHIBIT "A-9"

PROPOSED AMENDMENTS TO OKLAHOMA CITY CHARTER, ARTICLE IV, SECTION 12

Shall Article IV, Section 12 of the Charter of The City of Oklahoma City, Oklahoma, as amended, be amended to read as follows, with deleted wording stricken-through and added wording underlined:

Section. 12 - ~~Cannot Accept Passes or Favors~~ Accepting things of value from certain privately-owned businesses operating pursuant to a City franchise or other contract—Exception.

(a) No officers or employee of the City, elective or appointive, shall directly or indirectly accept or receive, ~~directly or indirectly, any salary, commission, compensation, free or discounted service, or other thing of value of any kind upon terms more favorable than is granted to the public generally from any person, firm or corporation operating any of the following privately-owned businesses within the City pursuant to a franchise or contract with the City:~~

(1) any interurban railway, or street railway,

(2) any airlines,

(3) any bus line,

(4) any natural gas works, electric light or power plant or electricity service or business, or

(5) any telephone service business. exchange, heating plant or other business using or operating under a public franchise or franchises, any frank, free ticket or free service or accept or receive, directly or indirectly, from any such person, firm or corporation any other service upon terms more favorable than is granted the public generally, or any salary, commission, compensation, or thing of value whatsoever.

(b) Any violation of this section shall be grounds for removal from office or employment ~~by the responsible superiors of such officer or employee.~~

(c) ~~Provided that t~~This provision ~~section shall not void the terms of any franchise now outstanding, or prevent the granting of a franchises or other contract conditioned upon free service to the City and to its officers and~~

employees while they are engaged in the performance of their duties.

☐ **FOR THE AMENDMENT**

☐ **AGAINST THE AMENDMENT**