

RESOLUTION CC-2016-4

"A RESOLUTION PROPOSING AMENDMENT OF ARTICLE VI, ELECTIONS, BY AMENDING SECTION 6-1 OF THE STILLWATER CITY CHARTER AND AUTHORIZING THE MAYOR TO SIGN AND ISSUE AN ELECTION PROCLAMATION CALLING FOR A SPECIAL ELECTION IN THE CITY OF STILLWATER."

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STILLWATER, OKLAHOMA:

Section 1:

The following amendment to the Charter of the City of Stillwater, Oklahoma, is hereby proposed by the City Council of said City and shall be submitted to the qualified voters of said City at the next City General Election, to-wit: **April 5, 2016**, in accordance with the Stillwater City Charter and applicable state laws. It is the purpose and intention of this Council to adopt this resolution for the purpose of calling and holding said election in order that these proposed amendment shall be submitted to the qualified voters of the City of Stillwater on said date and the same shall be effective if approved by a majority of the votes cast thereon by the qualified voters of the City of Stillwater voting at said election.

Section 2:

The proposed amendment to the Charter of the City of Stillwater, Oklahoma, shall read as follows, to-wit:

Section 6-1. - Annual elections—Allocation of seats--Three-year Four year terms—Election at large—Nonpartisan elections—Term Limit.

A primary election and a general election shall be proclaimed every year.

The councilors elected hereafter shall be numbered one (1), two (2), three (3) and four (4). The mayor shall be designated councilor no. five (5).

~~In 1970 and every third year thereafter, a mayor shall be elected for a term of three (3) years. In 1968 and every third year thereafter, councilor no. 1 and councilor no. 2 shall be elected for a term of three (3) years. In 1969 and every third year thereafter, councilor no. 3 and councilor no. 4 shall be elected for terms of three (3) years.~~

In 2017, councilor no. 3 shall be elected for a term of three (3) years. In 2020 and every fourth year thereafter, councilor no. 3 shall be elected for a term of four (4) years. In 2017 and every fourth year thereafter, councilor no. 4 shall be elected for a term of four (4) years. In 2018 and every fourth year thereafter, councilor no. 5 shall be elected for a term of four (4) years. In 2019 and every fourth year thereafter, councilor no. 1 and councilor no. 2 shall be elected for terms of four (4) years.

The terms of the mayor and other councilors shall begin at noon (12:00 p.m.) on the first Monday following certification of the election results by the election board secretary. If a mayor-elect or a councilor-elect fails to qualify within one (1) month after the beginning of his or her term, his or her election shall be void.

The mayor and other councilors shall serve for the terms for which they are elected and until their successors are elected and qualify.

~~No person shall be elected to the city council for more than two (2) full terms in succession. A mayor or councilor elected pursuant to section 2.10 to complete the unexpired term of another mayor or councilor shall not be disqualified from seeking election to two (2) additional successive full terms as provided herein.~~

Any person elected to the office of mayor or councilor after January 1, 2017 shall be eligible to serve no more than twelve (12) years on the City Council. Years served on the City Council need not be consecutive. The years served by any member elected or appointed to serve less than a full City Council term to fill a vacancy in office shall not be included in the twelve (12) year limitation set forth herein; but no mayor or councilor who

has completed twelve (12) years in office shall thereafter be eligible to serve a partial term. A mayor or councilor who is serving a City Council term in office or who has been elected or appointed to serve a term in office on the effective date hereof shall be entitled to complete his or her term and shall be eligible to serve an additional twelve (12) years thereafter.

Section 3:

In accordance with Title 11, Oklahoma Statutes, Section 13-111, the proposed Charter amendment, as above set forth, shall be filed with the City Clerk of the City of Stillwater, Oklahoma. The proposed Charter amendment and an announcement of the date for the charter election shall be published once per week in a newspaper of general circulation in said City of Stillwater for at least three (3) consecutive weeks. The election shall be held no less than twenty (20) days nor more than thirty (30) days after the last publication thereof.

Section 4:

The ballot title shall read as follows:

PROPOSITION NO. 2

(Proposed Charter Amendment--Article VI, Section 6-1)

This amendment lengthens the term of office for councilor and mayor from three to four years; it repeals the existing "six year" consecutive term limit and the ability to run for councilor or mayor again after one year out of office; it adopts a new "twelve year" term limit that prohibits running for councilor or mayor after twelve years of service; it prohibits some partial terms and provides for completion of terms by councilors and the mayor.

_____ YES, FOR THE AMENDMENT

_____ NO, AGAINST THE AMENDMENT

Section 5:

If a majority of the registered qualified voters of the City of Stillwater voting on the question vote in the affirmative, the proposed Charter amendment shall be properly certified and presented to the Governor of the State of Oklahoma for approval.

Section 6:

The City Council of the City of Stillwater, Oklahoma, a municipal corporation, in open session at its Regular Council Meeting on the 1st day of February, 2016, hereby authorizes the Mayor of the City of Stillwater, Oklahoma, to issue and sign a Proclamation calling for a Special Election on the 5th day of April, 2016, for an election on this resolution proposing amendment of the Charter of the City of Stillwater, Oklahoma.

PASSED, APPROVED AND ADOPTED this 1st day of February, 2016.

GINA J. NOBLE, MAYOR

(SEAL)

ATTEST:

ELIZABETH CHRZ, CITY CLERK

APPROVED AS TO FORM AND LEGALITY THIS 1ST DAY OF FEBRUARY, 2016.

JOHN E. DORMAN, CITY ATTORNEY

ELECTION PROCLAMATION AND NOTICE

Under and by virtue of the authority vested in me by the Constitution and Laws of the State of Oklahoma and the Charter of the City of Stillwater, Oklahoma, I, Gina J. Noble, the duly elected and acting Mayor of the City of Stillwater, Oklahoma, do hereby, in accordance with Resolution CC 2016-4 of the City Council of the City of Stillwater dated February 1, 2016, authorizing the calling of an election on the proposition set forth in said resolution, and in accordance with Resolution CC-2015-24 calling for primary and general elections to be held on February 9, 2016 and April 5, 2016, respectively, proclaim and give notice that the proposed amendment(s) to the City Charter set forth in Resolution CC-2016-4 adopted by the City Council on February 1, 2016, shall be placed on the April 5, 2016 general election ballot, as mandated by State Law and City Charter.

GENERAL ELECTION: The following proposition shall be placed on the general election ballot:

PROPOSITION NO. 2

(Proposed Charter Amendment--Article VI, Section 6-1)

This amendment lengthens the term of office for councilor and mayor from three to four years; it repeals the existing "six year" consecutive term limit and the ability to run for councilor or mayor again after one year out of office; it adopts a new "twelve year" term limit that prohibits running for councilor or mayor after twelve years of service; it prohibits some partial terms and provides for completion of terms by councilors and the mayor.

_____ YES, FOR THE AMENDMENT

_____ NO, AGAINST THE AMENDMENT

This question shall be placed on the same ballot as the candidate race for Councilor Seat No. 1 on April 5, 2016.

REGISTERED QUALIFIED VOTERS: Only voters residing in the City of Stillwater who have the qualifications prescribed for voters by the Constitution and Laws of the State of Oklahoma, and who are registered as required by law, may vote in the Election.

POLLING PLACES AND HOURS: Said Election shall be held at the usual polling places and conducted by the regular election officials as designated by the County Election Board of Payne County, Oklahoma. Polls will be open at the hour of 7:00 o'clock A.M. and close at the hour of 7:00 o'clock P.M.

Such election shall be conducted by those precinct officers designated by the County Election Board of Payne County, Oklahoma, which officers shall also act as counters and certify the results thereof as required by law.

The number and location of the polling places for the election shall be the same as prescribed by the County Election Board for state and county elections and shall include all precincts totally or partially within the city limits of the City of Stillwater, Oklahoma.

DATED this 1st day of February, 2016.

CITY OF STILLWATER, OKLAHOMA

GINA J. NOBLE, MAYOR

ATTEST:

ELIZABETH CHRZ, CITY CLERK

APPROVED AS TO FORM AND LEGALITY THIS 1st DAY OF FEBRUARY, 2016.

JOHN E. DORMAN, CITY ATTORNEY