

ORDINANCE NO. 3612

AN ORDINANCE EXTENDING THE LEVY OF A ONE-HALF OF ONE PERCENT SALES TAX WHICH TAX IS CURRENTLY LEVIED AND AUTHORIZED BY ORDINANCE 2716 AND EXTENDED BY ORDINANCE 2784, ORDINANCE 3001, ORDINANCE 3097, ORDINANCE 3264, ORDINANCE 3404, AND ORDINANCE 3522, IN ADDITION TO ALL OTHER STATE, COUNTY AND CITY SALES TAXES UPON THE GROSS PROCEEDS OR GROSS RECEIPTS DERIVED FROM ALL SALES TO ANY PERSON TAXABLE UNDER THE SALES TAX LAW OF OKLAHOMA INCLUDING BUT NOT LIMITED TO CERTAIN ENUMERATED SALES LISTED THEREIN; PROVIDING FOR SUBSISTING STATE PERMITS; PROVIDING FOR THE PURPOSE OF THE TAX AND EARMARKING THE SAME; PROVIDING FOR EFFECTIVE DATE AND DURATION OF SAID TAX; INCORPORATING CERTAIN PROVISIONS OF PRIOR CITY ORDINANCES; AUTHORIZING CITY COUNCIL TO MAKE ADMINISTRATIVE AND TECHNICAL CHANGES AND ADDITIONS; MAKING THE TAX CUMULATIVE; PROVIDING SEVERABILITY OF PROVISIONS; REQUIRING APPROVAL THIS ORDINANCE BY A MAJORITY OF REGISTERED QUALIFIED ELECTORS VOTING AT AN ELECTION HELD FOR SUCH PURPOSE AS PROVIDED BY LAW; AND CONTAINING OTHER PROVISIONS RELATED THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BARTLESVILLE, OKLAHOMA:

Section 1. Citation and Codification. This Ordinance shall be known and may be cited as the “City of Bartlesville One-Half of One Percent (1/2%) Sales Tax Ordinance” and shall be codified with the ordinances of the City of Bartlesville, Oklahoma (the “City”) and is hereinafter referred to as “Ordinance”. This Ordinance, effective July 1, 2026, and subject to approval by a majority of the qualified electors of the City voting on the same in the manner prescribed by law shall replace and supersede Ordinance 2716, Ordinance 2784, Ordinance 3001, Ordinance 3097, Ordinance 3264, Ordinance 3404, and Ordinance No. 3522.

Section 2. Subsisting State Permits. All valid subsisting permits to do business by the Oklahoma Tax Commission pursuant to the Oklahoma Sales Tax Code are, for the purposes of this Ordinance, hereby ratified, confirmed, and adopted in lieu of any requirement for any additional City permit for the same purpose.

Section 3. Purpose of Revenues. It is hereby declared to be the purpose of and it is the intent of this Ordinance, subject to voter approval as provided herein, to levy and collect a one-half of one percent (1/2%) sales tax in addition to all other sales taxes collected by the City in order to provide funds for the making of capital improvements, as well as making debt service payments in connection with obligations to finance said capital improvements. For purposes of this section, capital improvement shall mean all items and articles, either new or replacements, not consumed with use but only diminished in value with prolonged use, including, but not limited to, roads and streets, drainage improvements, water improvements, sewer improvements, machinery and

equipment, furniture and fixtures, rights-of-way, all real property, all construction or reconstruction of buildings, appurtenances and improvements to real property and other costs and expenses related thereto, which shall benefit the City of Bartlesville, Oklahoma. A specific list of capital equipment and/or improvements which shall be financed from the proceeds of the tax, to the extent funds are available, is attached as "Exhibit A" and is included herein by reference. If additional funds from said tax become available, they shall be used for similar capital improvements.

Section 4. Effective Date and Term. This Ordinance shall become effective on July 1, 2026, subject to the approval by a majority of the registered qualified electors voting on the question of its approval or rejection at a special election and, if approved, shall remain in continuous effect until June 30, 2031. The sales tax referenced herein shall cease to be collected after June 30, 2031.

Section 5. Tax Rate – Sales Subject to Tax. There is hereby levied an excise tax of one-half percent (1/2%) upon the gross proceeds or gross receipts derived from all sales taxable under the Oklahoma Sales Tax Code, including all items listed under the applicable sections of the Oklahoma Sales Tax Code, as such may be amended from time to time.

Section 6. This Tax in Addition to Taxes Currently Levied; Administrative Procedures. The tax levied hereby is in addition to any and all other excise taxes levied or assessed by the City pursuant to existing City Ordinances (the "Existing Ordinances"); provided, however, that those provisions, if any, of said Existing Ordinances relating to Definitions; Tax Collector Defined; Classification of Taxpayers - Permit to Do Business; Subsisting State Permits; the portion of Tax Rate - Sales Subject to Tax, pertaining to Sales Subject to Tax (not rate of Tax); The Provisions of said Existing Ordinances regarding Exemptions and Other Exempt Transfers; The Provisions of said Existing Ordinances regarding Tax Due When--Returns--Records; The portion of said Existing Ordinances regarding tax constituting debt; Vendor's Duty to Collect Tax; Returns and Remittances - Discounts; Interest and Penalties--Delinquency; Waiver of Interest and Penalties; Erroneous Payments--Claim for Refund; Fraudulent Returns; and Records Confidential shall apply to the excise tax levied and assessed by this Ordinance. For purposes of this Ordinance, references in said Existing Ordinances, to specific provisions of the Oklahoma Statutes shall be deemed to be references to said statutory provisions, as amended.

Section 7. Payment of Tax. The tax levied herein shall be paid to the Tax Collector at the time and in the form and manner provided for payment state sales tax under the Oklahoma Sales Tax Code.

Section 8. Provisions Severable. The provisions hereof are hereby declared to be severable, and if any section, paragraph, sentence or clause of this Ordinance is, for any reason, held to be invalid or inoperative by any court of competent jurisdiction such decision shall not affect any other section, paragraph, sentence or clause hereof.

Section 9. Amendments. The people of the City of Bartlesville, Oklahoma, by their approval of this Ordinance at the election hereinabove provided, hereby authorize the City Council by Ordinances duly enacted to make such administrative and technical changes or additions in the method and manner of administration and enforcement of this Ordinance as may be necessary or

proper for efficiency and fairness or in order to make the same consistent with the Oklahoma Sales Tax code, as amended, except that the rate of tax and the termination date of the tax levied hereunder shall not be changed without approval of the qualified electors of the City as provided by law.

Section 10. Provisions Cumulative. The provisions hereof shall be cumulative, and in addition to any and all other taxing provisions of City Ordinances.

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PASSED AND APPROVED THIS 8TH DAY OF DECEMBER, 2025.

(SEAL)



ATTEST:

City Clerk

Mayor

[Handwritten signature]

CERTIFICATE
OF
CITY COUNCIL ACTION

I, the undersigned, hereby certify that I am the duly qualified and acting City Clerk of the City of Bartlesville, Oklahoma.

I further certify that the City Council of the City of Bartlesville, Oklahoma, held a Special Meeting at 5:30 o'clock p.m., on December 8, 2025, after due notice was given in full compliance with the Oklahoma Open Meeting Act.

I further certify that attached hereto is a full and complete copy of a Resolution that was passed and approved by said City Council at said meeting as the same appears in the official records of my office and that said Resolution is currently in effect and has not been repealed or amended as of this date.

I further certify that below is listed those Councilmembers present and absent at said meeting; those making and seconding the motion that said Resolution be passed and approved; and those voting for and against such motion:

PRESENT: James S. Curd, Jr., Trevor Dorsey, Tim Sherrick,
Larry East, Aaron Kirkpatrick

ABSENT: None

MOTION MADE BY: Vice Mayor Dorsey

MOTION SECONDED BY: Councilmember Kirkpatrick

AYE: James S. Curd, Jr., Trevor Dorsey, Tim Sherrick, Larry
East, Aaron Kirkpatrick

NAY: None

CITY OF BARTLESVILLE, OKLAHOMA

WITNESS MY HAND AND SEAL THIS 8TH DAY OF DECEMBER, 2025.

(SEAL)



City Clerk

EXHIBIT A

Estimated Sales Tax Collection

\$16,997,000

Proposed Uses for Anticipated Revenues:

1. Building and Equipment Improvements and Replacements \$7,362,500

To include the following projects:

- General Fund Vehicle Replacement
- Community Center Lighting Upgrade
- Replace Core Servers
- Dump Trucks with Snow Equipment (2)
- Bartlesville Community Center Chiller Replacement
- IT Infrastructure Upgrades
- Aerial Lift Truck
- Annual PC Replacement/Software (15 per year)
- Library Elevator Modernization
- Golf Course Equipment
- Tractors (2)
- Tractor Boom and Mower
- Equipment Shed
- Storm Siren Upgrade
- Bartlesville Community Center HVAC Contactors and Air Compressor
- Greens Fans (3)
- Bartlesville Community Center Community Hall Projector

2. Parks and Recreation Improvements \$650,000

To include the following projects:

- Pathfinder Parkway – Improvements
- Pathfinder Bridge Deck Replacement
- Park and Pool Amenities
- Park Signage (Wayfinding)

3. Public Safety Vehicle and Equipment Acquisition and Replacement \$3,812,500

To include the following projects:

- Police Vehicle Replacement (10 units/yr)
- Police Vehicle Equipment/Labor (10 units/yr)
- Police Body Worn Cameras (72)
- Police Taser Replacement (60)
- Police and Fire Tablets (75)
- CallWorks 911 Call Handling System

4. Street Improvements **\$5,172,000**

To include the following projects:

- Citywide street repair/reconstruction/preventative maintenance
- Materials for Drainage Improvements