

RESOLUTION

A RESOLUTION CALLING A SPECIAL ELECTION IN OKLAHOMA COUNTY, OKLAHOMA, FOR THE PURPOSE OF SUBMITTING TO THE REGISTERED, QUALIFIED VOTERS OF SAID COUNTY THE QUESTION OF APPROVING SALES OF ALCOHOLIC BEVERAGES ON SUNDAYS BY RETAIL SPIRITS LICENSEES; PROVIDING BALLOT TITLE; AND PROVIDING FOR NOTICE TO OKLAHOMA COUNTY ELECTION BOARD, POLLING PLACES AND CONDUCT OF SUCH ELECTION.

WHEREAS, it is deemed necessary and advisable by the Board of County Commissioners of Oklahoma County, Oklahoma, to promote equity in the retail sales of alcoholic beverages;

WHEREAS, the power is granted said County by Title 37A, Oklahoma Statutes 2018, Section 3-124(B), upon a majority of the registered voters thereof voting at an election duly held for such purposes to approve sales of alcoholic beverages on Sundays by retail spirits licensees;

WHEREAS, the Board of County Commissioners of Oklahoma County, Oklahoma, upon its own motion, determines it necessary and advisable to call a special election for the purpose of submitting to the registered voters of Oklahoma County, Oklahoma, at an election duly held for such purposes, the question, "Shall sales of alcoholic beverages on Sundays by retail spirits licensees be allowed in Oklahoma County, Oklahoma?"

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF OKLAHOMA, STATE OF OKLAHOMA:

Section 1. There is hereby called a special election in Oklahoma County, Oklahoma, to be held on the 3rd day of March, 2020, for the purpose of submitting to the registered voters hereof the following proposition:

PROPOSITION NO. 1

“Shall sales of alcoholic beverages on Sundays by retail spirits licensees be allowed in Oklahoma County, Oklahoma?”

Section 2. The ballot setting forth the above proposition shall also contain in connection with the said proposition the following words:

FOR THE ABOVE PROPOSITION – YES

AGAINST THE ABOVE PROPOSITION – NO

Only the registered, qualified voters of Oklahoma County, Oklahoma, may vote upon the proposition as above set forth.

The polls shall be opened at 7:00 o'clock A.M. and shall remain open continuously until and be closed at 7:00 o'clock P.M.

The number and location of the polling places for said selection shall be the same or the regular precinct polling places as designated for statewide and county elections by the Oklahoma County Election Board. Such election shall be conducted by those officers designated by the Oklahoma County Election Board, which officers shall also act as counters and certify the election results as required by law.

Section 3. The County Clerk of Oklahoma County, Oklahoma is hereby directed to transmit a copy of this Resolution to the Secretary of the Oklahoma County Election Board immediately upon approval hereof by the Board of County Commissioners of Oklahoma County, Oklahoma.

Section 4. Subject to approval of a majority of the registered voters of Oklahoma County voting thereon as herein provided, sales of alcoholic beverages on Sundays by retail spirits licensees is approved in Oklahoma County, Oklahoma.

PASSED AND APPROVED this _____ day of _____, 2019.

Carrie Blumert, Chairperson
Board of County Commissioners of Oklahoma
County

ATTEST:

David B. Hooten, County Clerk

Approved as to Form and Legality:

975

REQUEST FOR DISTRICT ATTORNEY LEGAL SERVICES

THIS FORM IS TO BE USED TO REQUEST ADVICE AND/OR REPRESENTATION FROM THE DISTRICT ATTORNEY'S OFFICE REGARDING THE COUNTY OF OKLAHOMA, COUNTY OFFICIALS AND EMPLOYEES AS REQUIRED BY SECTIONS 215.4, 215.5, 215.25 AND 215.26 OF TITLE 19 OF THE OKLAHOMA STATUTES.

IF ADVICE IS SOUGHT, THE REQUEST MUST BE SIGNED BY AN ELECTED COUNTY OFFICER. THIS FORM MUST BE FILLED OUT AND SUBMITTED TO THE CIVIL DIVISION OF THE OKLAHOMA COUNTY DISTRICT ATTORNEY'S OFFICE IN A TIMELY MANNER. ALL RESPONSES TO REQUESTS FOR ADVICE WILL BE IN WRITING.

IF THE REQUEST IS FOR LEGAL REPRESENTATION UNDER 19 O. S. SECTION 215.25, THE REQUEST MUST BE SUBMITTED IN WRITING EARLY ENOUGH TO PERMIT THE DISTRICT ATTORNEY'S OFFICE ADEQUATE TIME TO COMPLETE A THOROUGH "GOOD-FAITH-AND-COURSE-OF-EMPLOYMENT" INVESTIGATION AS CONTEMPLATED BY 19 O.S. SECTION 215.26.

DATE OF REQUEST:

COUNTY DEPARTMENT MAKING REQUEST: District #1

STATE WITH SPECIFICITY, WHAT THE REQUEST IS AND WHY THE ASSISTANCE OF THE DISTRICT ATTORNEY'S OFFICE IS NEEDED:

Review of Attended Reservoir providing an a Special Election for purpose of allowing voters of Oklahoma county to approve the sales of alcoholic beverages on Sunday by retail spirits licensor. Date of election 3 March 20
Election pursuant to O.S. 37A § 6-103 paragraph B & C.

If our request does not fall within the statute(s) cited, please research and advise our office which statute(s) would support the requested action.

ATTACH ADDITIONAL DOCUMENTS AS APPROPRIATE. (NOTE: Advice, reviews and approvals as to "form and legality" are based on the documentation and information provided to the District Attorney's Office. Please provide all relevant information when requesting an opinion or review from the District Attorney's Office).

J. R. N.
COUNTY OFFICER

DATE RECEIVED BY DISTRICT ATTORNEY: _____

Reviewed 11/22/19

DAVID W. PRATER
DISTRICT ATTORNEY

By: David W. Prater

RECEIVED

NOV 21 2019

CIVIL DIVISION
DISTRICT ATTORNEY