

RESOLUTION NO. 20-129

A RESOLUTION OF THE COUNCIL OF THE CITY OF LAWTON, OKLAHOMA, CALLING FOR AN ELECTION TO BE HELD ON THE 9TH DAY OF FEBRUARY, 2021; PROVIDING FOR AN ELECTION ON THE APPROVAL OR REJECTION OF ORDINANCE NO. 20-19, WHICH SHALL BE KNOWN AND CITED AS THE “CITY OF LAWTON HOTEL/TRANSIENT GUEST TAX ORDINANCE”, LEVYING AND ASSESSING A SEVEN PERCENT (7%) TAX ON THE RENTS RECEIVED FROM THE OCCUPANCY OF HOTEL ROOMS WITHIN THE CITY OF LAWTON FOR A PERIOD OF TEN (10) YEARS COMMENCING ON MAY 1, 2021 AND ENDING ON APRIL 30, 2031; DIRECTING THAT A COPY OF SAID RESOLUTION BE FORWARDED TO THE SECRETARY OF THE COMANCHE COUNTY ELECTION BOARD AS REQUIRED BY STATE LAW; AND DIRECTING THAT THIS RESOLUTION BE PUBLISHED IN FULL IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY OF LAWTON, OKLAHOMA.

WHEREAS, Section 13-102, Title 26, Oklahoma Statutes, provides that the governing body of a municipality shall submit a resolution setting forth essential facts concerning the municipal election and any questions to be voted on to the County Election Board conducting said election; and

WHEREAS, the Council of the City of Lawton, Oklahoma, has adopted Ordinance No. 20-19, which shall be known and cited as the “City of Lawton Hotel/Transient Guest Tax Ordinance”, levying and assessing a seven percent (7%) tax on the rents received from the occupancy of hotel rooms located within the City of Lawton for a period of ten (10) years commencing on May 1, 2021 and ending on April 30, 2031.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Lawton, Oklahoma that:

SECTION 1: The Council of the City of Lawton, Oklahoma, hereby calls for an election to be held on the approval or rejection of Ordinance No. 20-19, levying and assessing a seven percent (7%) tax on the rents received from the occupancy of hotel rooms located within the City of Lawton for a period of ten (10) years commencing on May 1, 2021 and ending on April 30, 2031.

SECTION 2: Pursuant to Section 13-108, Title 26, Oklahoma Statutes only registered voters who actually reside within the municipal limits of the City of Lawton, Oklahoma, shall be permitted to vote in any election held by the City of Lawton.

SECTION 3: The election for the approval or rejection of Ordinance No. 20-19 shall be conducted by voting at large during an election to be held on the 9th day of February, 2021. Passage of Ordinance No. 20-19 will require a majority of the votes cast on that issue. Polls shall be open at 7:00 am and close at 7:00 pm.

BE IT FURTHER RESOLVED that the Council of the City of Lawton, Oklahoma, finds it necessary and proper to submit to the qualified, registered voters of Lawton, Oklahoma, on the 9th day of February, 2021, the question of approving or rejecting the provisions of Ordinance No. 20-19, in accordance with the provisions of Title 68, Section 2705, Oklahoma Statutes, and the proposition appearing on the ballot shall have the form and content substantially as follows:

PROPOSITION

SHALL ORDINANCE NO. 20-19 OF THE CITY OF LAWTON, OKLAHOMA, WHICH SHALL BE KNOWN AND CITED AS THE "CITY OF LAWTON HOTEL/TRANSIENT GUEST TAX ORDINANCE" BE APPROVED, WHICH LEVIES AND ASSESSES A CONTINUATION OF A HOTEL OCCUPANCY TAX AT THE RATE OF AN INCREASE FROM FIVE AND ONE HALF PERCENT (5.5%) TO SEVEN PERCENT (7%) FOR A PERIOD OF TEN (10) YEARS, BEGINNING MAY 1, 2021, ON THE RENTS RECEIVED FROM THE OCCUPANCY OF HOTEL/MOTEL ROOMS, UNLESS SUCH TAX IS EXTENDED BY A SUBSEQUENT VOTE OF THE ELECTORATE; PROVIDING THAT THE REVENUES FROM THE TAX COLLECTED BE PLACED IN A SPECIAL FUND OF THE CITY AND APPROPRIATED ANNUALLY FOR THE EXCLUSIVE PURPOSES OF ENCOURAGING, PROMOTING AND FOSTERING CONVENTIONS, TOURISM, INDUSTRIAL DEVELOPMENT AND ECONOMIC DEVELOPMENT IN THE CITY OF LAWTON; AND PROVIDING THAT THE LAWTON CITY COUNCIL MAY ENTER INTO AGREEMENTS FOR ACCOMPLISHING THE PURPOSES FOR WHICH THE HOTEL OCCUPANCY TAX IS AUTHORIZED AND LEVIED.

SHALL ORDINANCE NO. 20-19 BE APPROVED?

- ☐ YES, FOR APPROVAL
- ☐ NO, AGAINST APPROVAL

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be filed with the Secretary of the Election Board, Comanche County, Oklahoma, on or before the 10th day of December, 2020, and that a copy of this Resolution shall be published in full in a newspaper of general circulation within the City of Lawton, Oklahoma, at least ten (10) days before the election.

PASSED and APPROVED by the Mayor and Council of the City of Lawton, Oklahoma, this 27th day of October, 2020.



JAY BURK, MAYOR PRO TEM

ATTEST:



TRACI L. HUSHBECK, CITY CLERK

APPROVED as to form and legality this 28th day of October, 2020.



TIM WILSON, INTERIM CITY ATTORNEY