



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Introduce Ordinance Amending Title 3, Chapter 3.12
"Transient Occupancy Tax" by Repealing Section 3.12.035
Surcharge

MEETING DATE: December 18, 2002

PREPARED BY: Randall A. Hays, City Attorney

RECOMMENDATION: That the City Council introduce an Ordinance Repealing
Section 3.12.035 of the Lodi Municipal Code.

BACKGROUND: At the recent election the voters were asked to approve a
Hotel/Motel Occupancy tax of 10%. A positive vote would have
increased the current rate by 1% and had the effect of validating a
previously adopted 3% surcharge to the City's base rate of 6%. The measure failed to pass. The City is
therefore in the position of reverting to the 6% rate. This is accomplished by repealing the referenced
section which established the 3% surcharge.

Funding: Not applicable.

Respectfully submitted,



Randall A. Hays, City Attorney

APPROVED: _____

H. Dixon Flynn, City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LODI
AMENDING TITLE 3, CHAPTER 3.12 "TRANSIENT OCCUPANCY
TAX," BY REPEALING SECTION 3.12.035 SURCHARGE

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LODI AS FOLLOWS:

SECTION 1. Lodi Municipal Code Section 3.12.035 relating to Transient Occupancy Tax Surcharge is hereby repealed.

SECTION 2. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 3. This ordinance shall be published one time in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi and shall take effect thirty days from and after its passage and approval.

Approved this _____ day of _____, 2002

SUSAN HITCHCOCK
Mayor

Attest:

SUSAN J. BLACKSTON
City Clerk

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State of California
County of San Joaquin, ss.

I, Susan J. Blackston, City Clerk of the City of Lodi, do hereby certify that Ordinance No. _____ was introduced at a regular meeting of the City Council of the City of Lodi held _____, 2002, and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held _____, 2002 by the following vote:

AYES: COUNCIL MEMBERS –
NOES; COUNCIL MEMBERS –
ABSENT: COUNCIL MEMBERS –
ABSTAIN: COUNCIL MEMBERS –

I further certify that Ordinance No. _____ was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

SUSAN J. BLACKSTON
City Clerk

Approved as to Form:


RANDALL A. HAYS
City Attorney