

MINERSVILLE TOWN, A Municipal Corporation

ORDINANCE NO. 5.4.2020

TRANSIENT ROOM TAX

**AN ORDINANCE ESTABLISHING A TAX ON THE RENTS CHARGED TO
TRANSIENTS OCCUPYING PUBLIC ACCOMMODATIONS FOR LESS THAN 30
CONSECUTIVE DAYS.**

WHEREAS, the Minersville Town Council is aware that public accommodations are available or may become available for lodging less than 30 consecutive days within the boundaries of Minersville Town: and,

WHEREAS, the adoption of a transient room tax would provide the Town with a way to regulate the lodging business and provide revenue to the general fund and would be beneficial to the health, safety and welfare of the citizens of Minersville Town;

NOW, THEREFORE, be it ordained by the governing body of the Town of Minersville as follows:

SECTION 1. That Chapter 6-400 of the Revised Ordinances of the Town of Minersville be enacted to read as follows:

CHAPTER 6-400. TRANSIENT ROOM TAX

6-401 DEFINITIONS:

The following definitions apply in this chapter:

PERSON: Any person, firm, partnership, association, corporation or organization of any kind.

PUBLIC ACCOMMODATION: A place providing temporary sleeping accommodations to the public and includes:

1. A tourist home;
2. A motel;
3. A hotel;
4. A motor court accommodation;
5. An inn;
6. A bed and breakfast establishment;
7. A condominium;
8. A resort home.

RENTS: Include:

1. Rents; and
2. Timeshare fees or dues.

TRANSIENT: A person who occupies a public accommodation for less than 30 consecutive days. (Ord. Ordinance 5- 4-2020, 5-4-2020)

6-402 MUNICIPAL TRANSIENT ROOM TAX LEVIED:

There is hereby imposed a transient room tax on the rents charged to transients occupying public accommodations in an amount that is equal to one percent (1%) of the rents charged. Including and after July 1, 2020 at one minute after twelve o'clock (12:01) A.M. (Ord. Ordinance 5-4-2020)

6-403 TAX COLLECTION CONTRACT WITH STATE TAX COMMISSION:

On or before the effective date of this Chapter, Minersville Town shall contract with the State Tax Commission to perform all functions incident to the administration and collection of the Municipal Transient Room Tax, in accordance with this Chapter. This contract may be a supplement to the existing contract with the Commission to administer and collect the Local Sales and Use Tax, as previously provided in this code. The Mayor, with the approval of the Town Attorney is hereby authorized to enter supplementary agreements with the State Tax Commission that may be necessary to the continued administration and operation of the Municipal Transient Room Tax enacted by this chapter. (Ord. Ordinance 5-4-2020, 5-4-2020)

6-404 USE OF PROCEEDS:

Revenues generated by the Transient Room Tax under this article will be used in the General Fund for General Fund purposes. (Ord. 5-4-2020, 5-4-2020)

Notwithstanding any other provision of this Code, all permanent and temporary officers and employees of the Town, excluding officers hired by contract such as the building inspector, who are appointed or employed after April 1, 2015, shall, as a condition of their employment, and as a condition of their continued employment, reside within the corporate boundaries of the Town.

SECTION 2. Effective Date. This Ordinance shall take effect immediately upon publication or posting.

MINERSVILLE TOWN

RESOLUTION NO. 05-18-2020
A RESOLUTION GOVERNING THE USE OF ELECTRONIC MEETINGS.

WHEREAS, pursuant to U.C.A. § 52-4-207 public bodies may convene and conduct electronic meetings; and

WHEREAS, The Town Council of Minersville Town is a public body as defined in U.C.A. § 52-4-103; and

WHEREAS, it is occasionally necessary to convene a public meeting of the Town Council by means of telephone, video or other electronic conference technology; and

WHEREAS, the Town Council has the means to hold meetings using various telecommunications technologies; and

WHEREAS, U.C.A. §52-4-207 requires a public body adopt a resolution governing the use of electronic meetings; and

WHEREAS, it is in the Town Council's best interest to permit electronic meetings when a Council member is unable to physically attend at the scheduled location; and

WHEREAS, the Town Council wishes to adopt this Resolution, establishing procedures governing electronic meetings for the Council; now, therefore,

BE IT RESOLVED by the Town Council of Minersville Town:

1. Council members may participate in public meetings electronically or telephonically.
2. Notice of the possibility of an electronic meeting shall be given to the Council members at least 24 hours before the meeting. In addition, the notice shall describe how a Council member may participate in the meeting electronically or telephonically.
3. If one or more members of the Town Council participate electronically or telephonically, public notices of the meeting shall so indicate. In addition, the notice shall specify the anchor location where the members of the Council not participating electronically or telephonically will be meeting and where interested persons and the public may attend, monitor, and participate in the open portions of the meeting.

4. Notice of the meeting and the agenda shall be posted at the anchor location. Written or electronic notice shall also be provided to at least one newspaper of general circulation within the state and to a local media correspondent. These notices shall be provided at least 24 hours before the meetings.

5. When notice is given of the possibility of a Council member appearing electronically or telephonically, said Council member may do so and shall be counted as present for purposes of a quorum and may fully participate and vote on any matter coming before the Council. At the commencement of the meeting, or at such time as any Council member initially appears electronically or telephonically, the chair shall identify for the record all those who are appearing telephonically or electronically. Votes by members of the Town Council who are not at the physical location of the meeting shall be confirmed by the chair.

6. The anchor location, unless otherwise designated in the notice, shall be the Minersville Town Office, 60 West Main Street, Minersville, Utah. The anchor location is the physical location from which the electronic meeting originates or from which the participants are connected. In addition, the anchor location shall have space and facilities so that interested persons and the public may attend, monitor, and participate in the open portions of the meeting.

7. No more than two Council Members may participate in a Town Council meeting electronically or telephonically.

8. In order to encourage all Council members to be present personally for Town Council meetings any individual Council member may not appear at a Town Council meeting electronically more than three times a year.

This Resolution shall be effective immediately upon adoption.

Passed by the Town Council of Minersville Town this _____ day of _____, 2020: by the following vote:

AYES: _____

Nays: _____

Absent: _____

MINERSVILLE TOWN