

**RESOLUTION 2019- 4**

**A RESOLUTION OF THE CITY OF CALIENTE DIRECTING THE CREATION OF A ROOM TAX BOARD TO SERVE AS AN ADVISORY BOARD REGARDING THE DISTRIBUTION OF ROOM TAX FUND MONEY.**

WHEREAS, the Caliente City Council currently operates a fund titled the Room Tax Fund (“Fund”); and

WHEREAS, this Fund is used to promote tourism and use of transient lodging facilities within the city limits of the City of Caliente; and

WHEREAS, currently, the City requires any group or individual desiring contributions from the fund to make a direct request from the City Council; and

WHEREAS, the Fund receives revenue from taxation of transient lodging within the city limits of the City of Caliente; and

WHEREAS, the Caliente City Council desires that tax payers of the Room Tax Fund should be more involved in the decision-making process regarding distribution of Fund money; and

WHEREAS, the City is authorized by NRS 268.0035 to establish various boards as required to address matters of local concern; and

NOW THEREFORE, it is hereby RESOLVED as follows:

1. A Room Tax Board (“Board”) shall be created to act in an advisory capacity to the Caliente City Council.
2. The Board shall consist of five members.
3. The members of the Board shall be appointed by the Caliente City Council (“Council”). City of Caliente citizens shall submit a letter of interest to the Council through the City Clerk. The Council shall give priority to appointment on the board in the following manner:
  - a. Owners and/or operators of Transient Lodging businesses within Caliente City limits as defined in 2-1A-2 of the Caliente City Code.
  - b. Owners and/or operators of other businesses within Caliente City limits that provide services to patrons of businesses listed in subsection a, including, but not limited to, restaurants, bars, casinos, convenience stores, grocery stores, etc.
  - c. Owners and/or operators of any other businesses within Caliente City limits.

- d. Any and all other City of Caliente citizens.
4. The Board will designate a Chairperson and a vice-Chairperson.
5. The City Council member assigned to Tourism shall serve as the liaison between the Board and Council and will not carry a vote on the Board.
6. A majority of the entire voting members of the Board shall constitute a quorum. A quorum shall be present before any business is transacted.
7. Members of the Board shall serve until resignation. Members of the Board may also be removed by the Council at-will.
8. Upon resignation of any voting member of the Board, a new Board member shall be selected as outlined in Section 3.
9. The Board shall meet as needed.
10. All meetings of the Board are open to the public and notice of meetings shall be posted in accordance with the Nevada Open Meeting Law, Chapter 241 of the Nevada Revised Statutes.
11. The Board will maintain minutes of its monthly meetings.

IT IS HEREBY FURTHER RESOLVED, that the general responsibilities of the Board shall include the following.


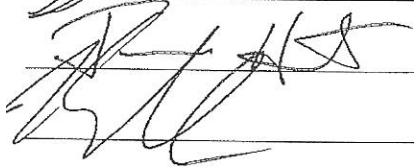
12. The Board shall hear matters regarding the distribution of money to private individuals or groups requesting funds for special events within Caliente City limits that attracts patrons to local businesses.
13. After hearing the requests, the Board shall either approve, deny, or modify the request.
14. After Board action, the Chairperson or another Board member representative, shall prepare a written a statement to the Council regarding the Board's decision for review and final approval of Room Tax Fund disbursement. Alternatively, a Board member representative may appear at the City Council meeting to report the Board's decision to the Council for final approval.
15. Any funds disbursed per this resolution must be used to promote tourism in the City of Caliente.
16. If the Board denies any request for disbursement of Room Tax Fund, that decision may be appealed to the City Council at any regularly held meeting.

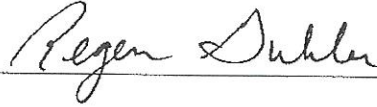
17. No Room Tax Money will be disbursed to private individuals or groups until final approval by the Council.

18. Nothing in this resolution prevents the Council from making disbursements to other governmental entities, private groups, or individuals in accordance with applicable law.

PASSED, ADOPTED, AND APPROVED the 16<sup>th</sup> day of May, 2019.

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NAYS:


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CALIENTE CITY COUNCIL:

  
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Victor Jones, Mayor

ATTEST:

  
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MaryJo Shearer, City Clerk  
City of Caliente