

RESOLUTION No. 37268

Refer amendments to the City of Portland Charter, Chapter 7, Finance, to the May 16, 2017 Special Election Ballot to authorize Council to interpret and administer provisions of the Transient Lodgings Tax (Resolution)

WHEREAS, the City of Portland has Charter authority by ordinance to impose and levy a tax on lodging at hotels, motels, apartment or lodging houses, mobile homes or trailer park or court, or any other place in the City where space designed or intended for lodging occupancy is rented by any person or persons for any period less than monthly; and

WHEREAS, the City of Portland passed ordinances beginning in the early 1970s to exercise this tax authority on lodging that is commonly referred to as “transient lodging”; and

WHEREAS, when the Charter was written, renting a room at a “hotel” was done directly with the owner/operator of the hotel by telephone or in person at the location; and

WHEREAS, both technology and time have changed how transient lodging businesses are operated, the types of structures and situations that offer transient lodgings and how persons wishing to rent transient lodgings can obtain and pay for those lodgings; and

WHEREAS, both reservations and payments for transient lodgings are no longer required to be done directly with the owner or traditional operator of the space intended for lodging occupancy as in the past now that there are dozens of online companies that advertise a variety of hotel types and locations and are able to accept both room reservations and deposits or full payments for a variety of lodging options; and

WHEREAS, Portland’s City Council has exercised its Charter authority in the past by passing ordinances that define terms for administration of the transient lodgings tax; and

WHEREAS, since time, technology and business models have changed over the last 50 years, it is appropriate to clarify City Council’s authority to update Charter definitions, through legislation, to reflect these changes by adopting new or expanded terms through the City’s ordinance process.

NOW, THEREFORE, BE IT RESOLVED, that the City Council will submit a Measure for an Act, amending the City of Portland Charter, Section 7-113, Transient Lodging Tax, attached as Exhibit A, to the voters of the City of Portland at the May 16, 2017 Special Election in the City of Portland, Multnomah County, Clackamas County and Washington County; and

BE IT FURTHER RESOLVED, that the City Council submits the question, ballot title and summary to be contained in the May 16, 2017 Special Election, as contained in Exhibit B; and

BE IT FURTHER RESOLVED, that the City Council directs the Auditor of the City of Portland to publish the ballot title, shown in Exhibit B, in accordance with City Code; and

BE IT FURTHER RESOLVED, that the sponsoring elected official may submit an explanatory

statement to the Auditor of the City of Portland for publication in the voters' pamphlet; and

BE IT FURTHER RESOLVED, that the Auditor of the City of Portland is directed to forward to the County Elections Office all material necessary to place this measure on the May 16, 2017 Special Election Ballot; and

BE IT FURTHER RESOLVED, that the Auditor of the City of Portland is hereby authorized to incur expenses necessary and incident to the conduct of such Special Election.

Adopted by the Council: FEB 15 2017

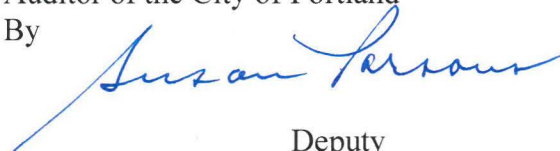
Commissioner Fish

Prepared by: Terri Williams, Ken McGair

Date Prepared: February 7, 2016

Mary Hull Caballero
Auditor of the City of Portland

By

A handwritten signature in blue ink, appearing to read "Susan Persons", written over a horizontal line.

Deputy

Agenda No.
RESOLUTION NO. 37268

Title

Refer amendments to the City of Portland Charter, Chapter 7, Finance, to the May 16, 2017 Special Election Ballot, (Resolution)
to authorize Council to interpret and administer provisions of the Transient Lodgings Tax

<p>INTRODUCED BY Commissioner/Auditor: FISH</p>	<p>CLERK USE: DATE FILED <u>FEB 07 2017</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration – Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - <i>[Signature]</i></p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Bureau of Revenue & Financial Services Bureau Head: Tom Ringhart, CAO Ken Rust, CFO Thomas Lannon, Revenue Director</p> <p>Prepared by: Terri Williams Date Prepared: 2/7/2017</p>	<p>ACTION TAKEN:</p> <p style="text-align: center;"><i>[Signature]</i></p>
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, charter, Comp Plan</p>	
<p>Council Meeting Date 2/15/2017</p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input type="checkbox"/></p>
<p>REGULAR <input checked="" type="checkbox"/></p> <p>Total amount of time needed: 15 minutes (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz ✓	
2. Fish	2. Fish ✓	
3. Saltzman	3. Saltzman ✓	
4. Eudaly	4. Eudaly _____	
Wheeler	Wheeler ✓	