

## RESOLUTION 19-10805

### A RESOLUTION ASSESSING ALL HOTELS WITHIN THE BILLINGS TOURISM BUSINESS IMPROVEMENT DISTRICT WITH SIX (6) OR MORE ROOMS \$2 PER OCCUPIED ROOM NIGHT

**WHEREAS**, the 2007 Montana Legislature and the Governor approved legislation that allows local governments to create Tourism Business Improvement Districts, effective October 1, 2007; and

**WHEREAS**, the Billings City Council created the Tourism Business Improvement District (Tourism Business Improvement District No. 0002) on August 27, 2007 by adopting Resolution No. 07-18593; and

**WHEREAS**, the Billings City Council created the Tourism Business Improvement District (Tourism Business Improvement District No. 0002) on April 10, 2017 by adopting Resolution No. 17-10614; and

**WHEREAS**, in May, 2013, the Billings Tourism Business Improvement District Board of Trustees petitioned the Billings City Council to increase the occupied room night assessment for hotels with 60 or more rooms, which was accomplished by the City Council's adoption of Resolution No. 13-19284; and

**WHEREAS**, the Billings Tourism Business Improvement District Board of Trustees petitioned the Billings City Council to amend Resolution 13-19284 by eliminating the two (2) classes of hotels established in the resolution and to charge the same occupied room night assessment to all eligible hotels; and

**WHEREAS**, the Billings City Council must amend Section 9 of Resolution No. 13-19284 in order to change the occupied room night assessment,

**BE IT RESOLVED** by the Billings Montana City Council that Resolution No. 13-19284, Section 9 is amended as follows:

Section 9. Assessments. All hotels, as defined in Section 8, that are within the District will be assessed for their proportionate share of the costs of maintaining the activities of the Tourism Business Improvement District as prescribed in Section 7-12-1133(2)(c) M.C.A. The assessments to fund the work plan for each fiscal year are to be collected from all hotels with six (6) or more rooms within the boundaries of the district and all such hotels shall be subject to an assessment of \$2 per occupied room night. Stays by persons whom are otherwise exempt from paying a transient occupancy tax (a.k.a. lodging facility use tax), as provided in Sections 15-65-101 through 15-65-136 MCA, shall be exempt from the assessment.

The assessments may be modified annually by adoption of a resolution or adoption of the City's budget.

Section 12: Effective Date. The effective date for this resolution shall be June 24, 2019.

APPROVED by the City Council of the City of Billings, Montana this 24th day of June, 2019.

CITY OF BILLINGS:



ATTEST:

By: William A. Cole  
William A. Cole, Mayor

By: Toni Keehner  
Toni Keehner, Deputy City Clerk