

RESOLUTION NO. 2022-116

**A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF TRINITY**

**ORDERING A SPECIAL ELECTION AND CONSOLIDATING SAME WITH THE
NOVEMBER 8, 2022 GENERAL ELECTION. THE PURPOSE OF TH ELECTION IS
TO ENABLE THE VOTERS OF TRINITY COUNTY TO APPROVE OR REJECT AN
ORDINANCE IMPOSING AN ADDITIONAL FIVE PERCENT (5%) TRANSIENT
OCCUPANCY TAX WITHIN TRINITY COUNTY.**

WHEREAS, the County of Trinity recognizes the vital need to procure funds to provide law enforcement and fire services to protect its citizens and for economic development through tourism; and

WHEREAS, Article XIII C of the California Constitution provides that no local government may impose, extend, or increase any general tax unless and until that tax is submitted to the electorate and approved by a majority vote; and

WHEREAS, section 53721 of the Government Code provides that all taxes are either special taxes or general taxes, and that general taxes are taxes imposed for governmental purposes and deposited into the general fund; and

WHEREAS, the text of the Ordinance that is to be submitted to the voters is attached hereto as Exhibit A; and

WHEREAS, the Board concludes that under the circumstances the most appropriate date to order the election is November 8, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Trinity, State of California, pursuant to the provisions of Elections Code section 12001, hereby orders and proclaims that the question of whether an additional five percent (5%) transient occupancy general tax shall be submitted to the voters of Trinity County at a special election, to be held and conducted on the 8th day of November, 2022. The manner of holding the election and the procedure for voting for and against the question presented, shall be as set forth in the Elections Code for a local county special election which is consolidated with a statewide consolidated general election.

BE IT FURTHER RESOLVED, that said special election shall be, and it is, hereby consolidated with the general election to be held on said day, and all precincts established and all election officers appointed for said statewide general election shall be the precincts and election officers for said special election, and said election officers shall conduct said election and make the return thereof according to law.

BE IT FURTHER RESOLVED, that Elections Code section 9160, et seq., shall apply to this special election.

BE IT FURTHER RESOLVED, that the following measure be submitted as a proposition on the ballot at said election, and that the Registrar of Voters be, and hereby is, instructed to place the measure on the ballot at said election in the following form:

Shall the County of Trinity adopt an ordinance amending section 3.28 of the Trinity County Code by imposing an additional five percent (5%) of the rent charged by the operator as a general tax for the privilege of occupancy in any hotel.

Yes

No

BE IT FURTHER RESOLVED, the Board of Supervisors approves the Ordinance imposing an additional five percent (5%) transient occupancy general tax attached hereto as Exhibit A.

DULY PASSED AND ADOPTED this 19th day of July, 2022 by the Board of Supervisors of the County of Trinity by motion, second (Gogan/Cox), and the following vote:

- AYES: Supervisors Cox, Gogan, Brown, Frasier
- NOES: Supervisor Groves
- ABSENT: None
- ABSTAIN: None
- RECUSE: None



DAN FRASIER, CHAIRMAN
Board of Supervisors
County of Trinity
State of California

ATTEST:

LETTY GARZA
Clerk of the Board of Supervisors

By:  _____
Deputy

Exhibit A

ORDINANCE NO. XXXX

AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF TRINITY
IMPOSING AN ADDITIONAL FIVE PERCENT (5%) TRANSIENT OCCUPANCY TAX

TO BE ORDAINED BY THE PEOPLE OF COUNTY OF TRINITY:

Section 1: Trinity County Code Section 3.28.030 shall be amended to read:

A. For the privilege of occupancy in any hotel, each transient is subject to and shall pay a tax in the amount of ten percent (10%) of the rent charged by the operator.

B. The funds collected pursuant to this chapter shall be deposited into the general fund of the county.

Section 2: The remainder of Trinity County Code Section 3.28 will not be altered and payments of tax collected under Trinity County Code Section 3.28.030 shall be made consistent with Trinity County Code Section 3.28.040.

Section 3: Passage of this Ordinance shall be submitted to the voters of Trinity County at a special election, to be held and conducted on the 8th day of November, 2022.

Section 4: This Ordinance shall become effective immediately upon certification of the November 8, 2022 election results.

Introduced and submitted to the People of the County of Trinity as a ballot measure on the November 8, 2022 general election on July 19, 2022. This ordinance was approved by the following vote of the People.

YES: _____

NO: _____

ATTEST:

LETTY GARZA
Clerk of the Board of Supervisors

By: _____
Deputy