

**TOWN OF HOCHATOWN
SPECIAL MEETING OF THE BOARD OF TRUSTEES**

March 16, 2023, at 1:00 p.m.
Hocha Town Hall
9983 N. U.S. Hwy 259, Ste A.,
Hochatown, OK 74728

MEETING NOTICE AND AGENDA

All items on this agenda, including but not limited to any agenda item concerning the adoption of any ordinance, resolution, contract, agreement, or any other item of business, are subject to **amendment**, including additions and or deletions. This rule will apply to every individual agenda item without exception, and without providing the same amendment language with respect to each individual agenda item. Such amendments should be rationally related to the topic of the agenda item, or the governing body will be advised to continue the item.

The governing body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the governing body may refer the matter to staff, attorney or to the recommending Board, Commission or Committee.

1. Call to Order
2. Roll Call of Board of Trustees
3. Consent Docket: *The following items are considered routine by the Board of Trustees and will be enacted with one motion. Discussion desired on any item, that item will be removed from the Consent Docket and considered separately.*
 - a. Approval of March 7, 2023 Regular Meeting Minutes
4. Discussion, Consideration and Possible Action regarding items removed from the Consent Docket.
5. Discussion, Consideration and Possible Action to approve Resolution No. 1 calling an election for the purpose of submitting to the registered qualified electors of said Town the question of whether Ordinance No. 2023-03-07-01, Levying a Lodging tax of four percent (4%), in addition to all other Town, County, and State taxes, for the use and benefit of the town of Hochatown for general government purposes, shall be approved with an effective date of May 1, 2023, with the election to occur at the Biennial Town Meeting to be held on April 4, 2023 at 5:00 PM.
6. Discussion, Consideration and Possible Action to approve Ordinance 2023-03-07-01 relating to the imposition of a Town Lodging Tax of four percent (4%); enacting new provisions of the Hochatown Town Code of Ordinances defining terms; providing that the lodging tax is in addition to all other taxes levied or assessed by the town, county, or state; providing that the ordinance shall remain in effect indefinitely and until lawfully amended, modified or repealed; providing for exemptions, acknowledgment and records; providing that tax is to be separately designated on bills; providing that operator is responsible for collection of tax; providing for certificates of registration; requiring records be created;

providing for returns; requiring payment of tax; identifying delinquent taxes and providing for a late fee; requiring interest on unpaid/delinquent taxes; providing for collection of taxes by suit; authorizing for the requirement of a bond; providing for assessment and determination of tax if return not filed or filed incorrectly or insufficiently; providing for refunds; providing for notices; providing for exclusive remedy; providing penalties for failure to file, submitting fraudulent returns; requiring records be kept confidential; designating use of funds; providing for regulations for the administration and enforcement of the lodging tax; providing that the treasurer shall have the authority to administer oaths and compel testimony; providing for proceedings to recover the tax; amendments; providing that provisions are cumulative; providing approval of ordinance by a majority of registered voters voting at an election on this ordinance and fixing an effective date.

7. Discussion, Consideration and Possible Action to approve the Emergency Clause of Ordinance 2023-03-07-01.
8. Discussion, Consideration and Possible Action to approve Resolution No. 2 calling an election for the purpose of submitting to the registered qualified electors of said Town the question of whether Ordinance No. 2023-03-07-02, Levying a three percent (3%) excise tax (sales and use tax), in addition to all present town, county and state excise taxes, for the use and benefit of the town of Hochatown for general government purposes, shall be approved with an effective date of July 1, 2023, with the election to occur at the Biennial Town Meeting to be held on April 4, 2023 at 5:00 PM.
9. Discussion, Consideration and Possible Action to approve Ordinance No. 2023-03-07-02 relating to the imposition of a town excise tax (sales and use tax) of three percent 3% (in addition to any and all other excise taxes now in force) to be levied upon the gross proceeds or gross receipts derived from all sales within the municipal boundaries taxable under the Oklahoma Sales Tax Code; providing for the use of the proceeds of said excise tax for general government purposes; providing for the effective date; providing that the ordinance shall remain in effect indefinitely and until lawfully amended, modified or repealed; providing for no repeal of tax; providing for payment of tax; providing that the tax is in addition to taxes currently levied; providing that the provisions of this ordinance are cumulative and in addition to any and all taxing provisions of other town ordinances.
10. Discussion, Consideration and Possible Action to approve the Emergency Clause of Ordinance No. 2023-03-07-02.
11. Discussion, Consideration and Possible Action to approve an Amended Notice of Biennial Town Meeting and Election setting an Election to occur at the Biennial Town Meeting to be held on Thursday, April 4, 2023 at 5:00 P.M. for the purpose of enacting an excise tax on Lodging and for the purpose of enacting an excise tax (sales and use tax) upon the gross proceeds or gross receipts derived from all sales within the municipal boundaries which are taxable under the Oklahoma Sales and Use Tax Code and for the purposes of electing officers, including Trustees, Clerk, and Treasurer, of the town of Hochatown, Oklahoma,.
12. Adjourn

I certify that the Notice and Agenda was posted in prominent view at Chapel of the Pines, 9276 U.S. Highway 259, Hochatown, OK 74728 no later than 1:00PM on the 14th day of March, 2023.

I certify that the Notice and Agenda was posted in prominent view at Hocha Town Hall, 9983 N. U.S. Hwy 259, Ste A., Hochatown, OK 74728 no later than 1:00PM on the 14th day of March, 2023.

Signature

Printed name of the person posting meeting agenda