

**RESOLUTION NO. 3848**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRYAN, TEXAS, RECORDING AN AFFIRMATIVE VOTE OF A MAJORITY OF THE BRYAN CITY COUNCIL TO CONTINUE RECEIVING THE MUNICIPALITY'S SHARE OF BINGO PRIZE FEES AS APPROVED BY THE BRYAN CITY COUNCIL BY ORDINANCE NUMBER 468 FOLLOWING AN ELECTION OF BRYAN VOTERS HELD ON APRIL 3, 1982, TO LEGALIZE BINGO IN THE CITY LIMITS OF BRYAN, AND AS CURRENTLY ALLOWED BY STATE LAW; AUTHORIZING THE CITY SECRETARY TO NOTIFY THE TEXAS LOTTERY COMMISSION AND BINGO ESTABLISHMENTS OF THE ADOPTION OF THIS RESOLUTION; ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the voters of the City of Bryan, Texas, voted to legalize bingo in the city limits of Bryan at an election held on April 3, 1982; and

**WHEREAS**, the Bryan City Council subsequently adopted Ordinance Number 468 on April 26, 1982, levying a fee on the conduct of bingo games within the city limits of Bryan pursuant to the Bingo Enabling Act; and

**WHEREAS**, under current law, licensed bingo organizations collect a five percent fee on prizes awarded, with said funds being remitted each quarter to the Texas Lottery Commission, which in turn remits a pro rata share of the funds to local governments at the end of each fiscal year; and

**WHEREAS**, the City of Bryan receives a share of these funds because the City of Bryan elected to do so prior to September 1, 1993; and

**WHEREAS**, the 86<sup>th</sup> Texas Legislature passed House Bill 914, effective January 1, 2020, requiring an affirmative vote of a municipal governing body with notice to the Texas Lottery Commission and each licensed authorized bingo organization within the municipality's jurisdiction by no later than November 1, 2019, of the continued imposition of the fee, in order for the municipality to continue to collect its share of bingo prize fees; and

**WHEREAS**, the City of Bryan collects approximately \$245,000 annually from its share of bingo prize fees;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRYAN, TEXAS, THAT:**

**Section 1.**

Pursuant to H.B. 914, the Bryan City Council hereby approves the continued receipt of the City of Bryan's share of bingo prize fees and affirms the continued imposition of the fee.

**Section 2.**

The City Secretary is hereby instructed to notify the Texas Lottery Commission and each licensed authorized bingo organization within the City's jurisdiction of the continued imposition of the fee by no later than November 1, 2019.

Section 3.

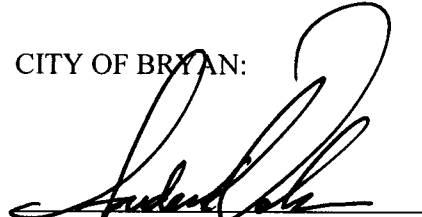
This resolution shall be effective immediately upon its adoption.

**APPROVED AND ADOPTED** at a regular City Council meeting, this 10<sup>th</sup> day of September, 2019.

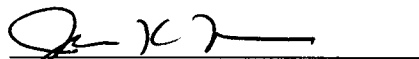
ATTEST:

  
Mary Lynne Stratta, City Secretary

CITY OF BRYAN:

  
Andrew Nelson, Mayor

APPROVED AS TO FORM:

  
Janis K. Hampton, City Attorney