

## Agenda Item Details

Meeting	Apr 14, 2020 - Bryan City Council Second Regular Meeting
Category	6. Statutory (Automatic Approval) Agenda - This agenda consists of items previously approved by Council action such as adoption of items that are part of an approved budget or capital improvement projects, first and only readings of ordinances, interlocal agreements, or action that is required by law or delegated to the City Manager. Items may be removed from the statutory agenda for separate consideration at the request of two Councilmembers.
Subject	I. First and only reading of an ordinance of the City Council of the City of Bryan amending Chapter 114, "Taxation", Article III, "Hotel Occupancy Tax", Section 114-45 "Reports and Payments", Subsections (B) and (C), respectively, to temporarily extend the hotel occupancy tax monthly payment remittance deadlines for the collection months of March, 2020, through August, 2020, to December 31, 2020; and temporarily extend the hotel occupancy tax payment remittance quarterly deadlines for the first, second and third quarters of the calendar year 2020 to December 31, 2020
Type	Action (Statutory)
Preferred Date	Apr 14, 2020
Absolute Date	Apr 14, 2020
Fiscal Impact	Yes
Budgeted	No
Budget Source	HOT Fund
Goals	Service

### Summary:

The COVID-19 pandemic and the associated local and state declarations of disaster have significantly affected local hoteliers situated in the City of Bryan, severely straining operating cash flows and available resources.

To temporarily mitigate some negative economic impacts of the COVID-19 pandemic on local hoteliers, staff is proposing the City Council amend Chapter 114, Taxation, Article III "Hotel Occupancy Tax", Section 114-45 "Reports and payments", of the Code of Ordinances of the City of Bryan by temporarily modifying and extending the deadlines in subsections (b) for the monthly remittance of payment of local hotel occupancy taxes for the collection months of March 2020 through August 2020 to December 31, 2020; and temporarily modifying and extending the quarterly payment remittance deadlines in subsection (c), for the first, second, and third quarters of calendar year 2020 to December 31, 2020. Subsection (c) filers are hotel taxpayers owing less than \$500 for a calendar month or \$1,500 for a calendar quarter. Subsection (b) filers are all other hotel taxpayers.

#### Subsection (b) monthly collections:

The following schedule reflects the current month that taxes are collected by the hotelier, the existing regular due date that payment is due to the City of Bryan, and the proposed extended due date that will replace the regular due date during the term of this Ordinance. The regular payment remittance deadlines under subsection (b) shall apply to the September 2020 collection month, and all collection months occurring thereafter. Monthly reporting requirements are not affected by this Ordinance and will continue to fall on the regular due date.

<b>Collection Month</b>	<b>Regular Due Date</b>	<b>Extended Due Date</b>
March 2020	April 20, 2020	December 31, 2020
April 2020	May 20, 2020	December 31, 2020
May 2020	June 20, 2020	December 31, 2020
June 2020	July 20, 2020	December 31, 2020
July 2020	August 20, 2020	December 31, 2020
August 2020	September 20, 2020	December 31, 2020

#### Subsection (c) quarterly collections:

The following schedule reflects the collection quarter that taxes are collected by the hotelier, the existing regular due date that payment is due to the City of Bryan, and the proposed extended due date that will replace the regular due date during the term of this Ordinance. The regular payment remittance deadlines under subsection (c) shall apply to the 4th Quarter collection period of 2020, and all quarterly collections occurring thereafter. Quarterly reporting requirements are not affected by this Ordinance and will continue to fall on the regular due date.

<b><u>Collection Quarter</u></b>	<b><u>Regular Due Date</u></b>	<b><u>Extended Due Date</u></b>
1st Qtr (Jan - Mar 2020)	April 20, 2020	December 31, 2020
2nd Qtr (Apr - Jun 2020)	July 20, 2020	December 31, 2020
3rd Qtr (Jul - Sep 2020)	October 20, 2020	December 31, 2020

**Staff Analysis and Recommendation:**

Staff has been in communication with local hoteliers since the local and state declaration of disasters and have concluded the proposed modifications to hotel occupancy taxes collections will improve the hoteliers short term operating economics while not affecting the overall cash flows to the City's HOT fund for the next twelve (12) months, aside from the overall projected lower hotel tax revenues attributable to the loss of hotel occupancy during the disaster declarations. The City of College Station is working on a similar payment extension plan. Staff recommends approval of this Ordinance.

**Options:**

- 1. Approve Ordinance as written
- 2. Do not approve Ordinance and provide guidance to staff

**Attachment:**

- 1. Proposed Ordinance
- 2. Presentation

[Ord Extending Monthly and Quarterly HOT payment deadlines.pdf \(25 KB\)](#)

[Presentation for Item 6i on April 14 Council Agenda, HOT collection deferral period COVID-19.pdf \(600 KB\)](#)