



City of Broken Arrow

Request for Action

File #: 19-760, Version: 1

**Broken Arrow City Council
Meeting of: 06-17-2019**

Title:

Consideration, discussion and possible approval of Resolution No. 1249, a Resolution of Necessity to file a Small Claims action against Pride Hospitality LLC, - LaQuinta Inn and Suites, located at 451 W Albany St. Broken Arrow, OK 74012 for failure to report and or pay Hotel Occupancy Tax owing for the period of March 2019 and April 2019

Background:

According to the Broken Arrow Code Sec. 22-112 there is levied an excise tax of four percent (4%) upon the gross proceeds or gross receipts derived from all rent for every occupancy of a room or rooms in a hotel in this city. The hotel operator is responsible for tax collections. The hotel operator is also required to file with the city manager, a report of occupancy, and of rents, and of the taxes payable thereon for each month. The return is to be filed within the first 15 days after the end of each month.

Montu Patel, is the owner of and is doing business as Pride Hospitality LLC - La Quinta Inn and Suites, a hotel located at 451 W Albany St, Broke Arrow, OK, 74012. Mr. Patel has failed to pay such tax for March 2019 and April 2019. The City has written Mr. Patel demanding that he file the returns and pay the outstanding occupancy taxes owed. It is estimated \$9,602.11 is currently owed for the months of March 2019 and April 2019.

As the Council is aware, the Small Claims process provides rapid resolution in civil litigation. The Legal Department recommends that the City pursue the Small Claims court in the amount of \$9,602.11

Cost: Filing fees and Cost

Funding Source: Fund 27 Convention & Visitor Bureau

Requested By: Cynthia S. Arnold, Finance Director

Approved By: City Manager's Office

Attachments: Resolution 1249

Recommendation:

Approve Resolution No. 1249 and authorize its execution.