



**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Dom Zanger
District No. 1

Kollin Kosmicki
District No. 2

Mindy Sotelo
District No. 3
Vice-Chair

Angela Curro
District No. 4
Chair

Bea Gonzales
District No. 5

Item Number: 1.C

MEETING DATE: 05/14/2024

DEPARTMENT: AUDITOR/CONTROLLER

AGENDA ITEM PREPARER: Leann Godinez

DEPT HEAD/DIRECTOR: Joe Paul Gonzalez

SUBJECT:

AUDITOR'S OFFICE - J.P. GONZALEZ

Receive and discuss presentation on Transient Occupancy Tax (TOT) and provide staff direction if desired.

SBC FILE NUMBER: 608

AGENDA SECTION:

REGULAR AGENDA

BACKGROUND/SUMMARY:

A tax is levied and imposed on all rent paid to the operator of any hotel in the unincorporated area of the county, by any transient for renting, using or occupying a room or rooms in those hotels, to be paid and collected. A hotel is defined as any structure, or any portion of any structure, which is occupied, or intended or designed for occupancy, by transients for dwelling, lodging or sleeping purposes. A transient is defined as any person who exercises occupancy or is entitled to occupancy by reason of concession, permit, right to access, license, time-share arrangement or other agreement of whatever nature, for a period of 30 consecutive calendar days or less.

The Board of Supervisors adopted ordinance 499, establishing a transient occupancy tax rate of 8%, which remained in effect until December 31, 2018. In a General Election, held on June 5, 2018, the voters of San Benito County approved an increase to the transient occupancy tax rate from 8% to 12%.

In an effort to ensure the County is receiving all revenues in accordance with the TOT ordinance and identify potential operators out of compliance with the ordinance, the County Auditor-Controller sought proposals from contractors that provide services to local governments in identifying operators and

ensuring continued compliance. On January 16, 2024, the County Auditor-Controller requested the Board of Supervisors approve a contract with Granicus LLC for services including operator identification and compliance monitoring. Staff is actively working with Granicus to compile the required property data files which have been sent to Granicus, so that they may begin their search of potential operators.

RESOLUTION OR ORDINANCE NEEDED FOR THIS ITEM:

N/A

CONTRACT NEEDED FOR THIS ITEM:

N/A

CONTRACT AND RFP HISTORY:

N/A

LAST CONTRACT AMOUNT OR N/A:

N/A

STATE IF THIS IS A NEW CONTRACT/ HOW MANY PAST AMENDED CONTRACTS/ OR N/A:

N/A

STRATEGIC PLAN GOALS: 1. Operational Development & Excellence

Yes

STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth

Yes

STRATEGIC PLAN GOALS: 3. Technology

No

STRATEGIC PLAN GOALS: 4. Community Engagement

No

STRATEGIC PLAN GOALS: 5. Health & Safe Community

No

BUDGETED:

N/A

BUDGET ADJUSTMENT NEEDED:

N/A

SOURCE OF FUNDING:

N/A

UNFUNDED MANDATE:

N/A

SBC BUDGET LINE ITEM NUMBER:

N/A

CURRENT FY COST:

N/A

STAFF RECOMMENDATION:

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ATTACHMENTS:

[May 14 2024 TOT presentation](#)