

RESOLUTION NO. 2024-04

A RESOLUTION OF THE FLAGSTAFF CITY COUNCIL, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA DEPARTMENT OF REVENUE AND THE CITY OF FLAGSTAFF FOR THE ADMINISTRATION, COLLECTION, AUDIT, AND LICENSING OF TRANSACTION PRIVILEGE TAXES, USE TAXES, SEVERANCE TAXES, JET FUEL EXCISE AND USE TAXES, AND RENTAL OCCUPANCY TAXES IMPOSED BY THE STATE, CITIES OR TOWNS; PROVIDING FOR DELEGATION OF AUTHORITY; EXPIRATION OF THE EXISTING AGREEMENT BETWEEN THE PARTIES; AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, the City of Flagstaff has adopted local transaction privilege taxes, use taxes, severance taxes, and/or other excise taxes consistent with the Flagstaff City Charter (including requirements for voter approval) and state laws, all as set forth in the Flagstaff City Code, Division 3-05 Privilege and Excise Taxes; and

WHEREAS, Arizona Department of Revenue (“ADOR”) is required to provide for a uniform method of administration, collection, audit and licensing of transaction privilege and affiliated excise taxes imposed by the state, cities, and towns, as contemplated by A.R.S. § 42-6001 et seq.; and

WHEREAS, the City of Flagstaff and ADOR have authority to enter into this intergovernmental agreement pursuant to A.R.S. § 11-952.

ENACTMENTS:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. In General.

The City hereby approves the Intergovernmental Agreement between the City of Flagstaff and the State of Arizona Department of Revenue attached hereto as Exhibit A (“the New IGA”) for the administration, collection, audit and licensing of transaction privilege taxes, use taxes, severance taxes, jet fuel excise and use taxes and rental occupancy taxes imposed by the State, cities or towns.

SECTION 2. Delegation of Authority.

The Flagstaff City Council hereby authorizes the Mayor to execute the Intergovernmental Agreement between the State of Arizona Department of Revenue and the City of Flagstaff, Arizona, which shall become effective upon the date first executed by both parties, and execute any other documents or amendments as may be necessary to effectuate this agreement.

SECTION 3. Expiration of Existing Agreement.

The existing Intergovernmental Agreement between the City of Flagstaff and the State of Arizona Department of Revenue dated June 4, 2019, City Contract# IGA-2019-279-AG4, shall expire when the New IGA has become effective.

SECTION 3. Effective Date.

This resolution shall be immediately effective upon adoption.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 16th day of January, 2024.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibits:
IGA