

2006 JUN -1 PM 12:48

OAKLAND CITY COUNCIL

2006-0044

RESOLUTION No. \_\_\_\_\_ C.M.S.

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**RESOLUTION APPOINTING THE FRUITVALE PROPERTY BUSINESS  
IMPROVEMENT DISTRICT ADVISORY BOARD AS THE ADVISORY  
BOARD FOR THE FRUITVALE PROPERTY BUSINESS IMPROVEMENT  
DISTRICT OF 2006**

**WHEREAS**, the City Council of the City of Oakland enacted the City of Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance 12190, 1999) establishing the procedures for the formation of business improvement management districts; and

**WHEREAS**, the City Council approved a Neighborhood Business Improvement District (“NBID”) Program pursuant to Oakland City Council Resolution No. 75323, dated November 9, 1999, to provide technical and financial assistance to stakeholder groups of business and property owners in the City to assist in the formation of such districts; and

**WHEREAS**, the property owners in the Fruitvale district have duly petitioned to form the Fruitvale Property Business Improvement District of 2006 (“District”) under the City of Oakland Business Improvement Management District Ordinance (the “BIMD Ordinance”) and have proposed the Management District Plan for the Fruitvale Property Business Improvement District of 2006 for the operation of the District (“Plan”); and

**WHEREAS**, the Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance 12190, 1999) requires the appointment of an Advisory Board for Districts created pursuant to the Oakland Business Improvement Management District Ordinance; now therefore be it

**RESOLVED** that:

1. In accordance with Section 4.48.190 of the Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance 12190, 1999) the City Council hereby appoints the Fruitvale Property Business Improvement District Advisory Board as the Advisory Board for the Fruitvale Property Business Improvement District of 2006.
2. The Advisory Board shall report to the City Council, at least annually, as provided for in Section 4.48.200 of the Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance 12190, 1999).
3. In accordance with Section 4.48.190 A of the Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance 12190, 1999), the Advisory Board shall include at least one member who is a business licensee within the District who is not also a property owner within the District.

- 4. In accordance with Section 4.48.190 B of the Oakland Business Improvement Management District Ordinance (Chapter 4.48, Ordinance No. 12190 C.M.S., 1999), the Advisory Board shall comply with the provisions of the Ralph M. Brown Act [Chapter 9 (commencing with Section 54950) of Part 1 of Division of Title 4 of the Government Code].

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 20 2006, 20\_\_\_\_\_


**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:   
Latonda Simmons

City Clerk and Clerk of the Council  
of the City of Oakland, California