

OAKLAND CITY COUNCIL

RESOLUTION NO. 85372 C.M.S.

RESOLUTION APPROVING THE FISCAL YEAR 2013-2014 ANNUAL REPORT OF THE LAUREL PROPERTY BUSINESS IMPROVEMENT DISTRICT OF 2005 ADVISORY BOARD; AND CONFIRMING THE CONTINUING ANNUAL ASSESSMENT FOR THE DISTRICT FOR FISCAL YEAR 2014-2015.

WHEREAS, the City of Oakland Business Improvement Management District (BIMD) Ordinance allows for the formation of business improvement management districts (Chapter 4.48, Ordinance 12190, 1999); and

WHEREAS, affected property owners petitioned to form the Laurel Property Business Improvement District of 2005 (the "District") under said legislation to undertake the Management Plan for the District ("Plan") which is on file with the City Clerk; and

WHEREAS, the Plan provides for enhanced services such as crime prevention, beautification, sidewalk sweeping, special events and marketing activities with the intent of creating a positive atmosphere in the District area (as more specifically identified in the Plan); and

WHEREAS, the Plan was prepared in accord with the provisions of the law overseeing the formation of the District as referenced above, and have been filed with the City; and

WHEREAS, pursuant to the requirements of the law the District was established on July 19, 2005 pursuant to Resolution No. 79380 C.M.S.; and

WHEREAS, the Fiscal Year 2013-2014 Annual Report (attached in *Exhibit A*) has been prepared by the District Advisory Board and filed with the City Clerk; and

WHEREAS, the City Council desires to approve and confirm the FY2013-2014 Report, and the continuing annual assessment for the District for fiscal year 2014-2015; and

WHEREAS, until disbursed, BID assessments will be held in a special trust fund established by the Finance and Management Agency on behalf of the District in Miscellaneous Trusts Fund (7999)/Treasury Operations (08721)/Pass Thru Assessments Account (24224)/Undetermined Project (0000000)/Laurel BID Program (BIDL) **now therefore be it**

RESOLVED that the City of Oakland does hereby find that the Advisory Board for the Laurel BID was duly appointed by Resolution of the City Council and has filed its Annual Report for the 2013-2014 fiscal year as required by law; and be it

FURTHER RESOLVED that the Annual Report and the continuing annual assessment for the Laurel BID for the 2014-2015 fiscal year is hereby approved, adopted, and confirmed in the same amount as in Fiscal Year 2013-2014 (\$169,853.00) and the City Council does hereby levy and direct the collection of the assessments for the 2014-2015 fiscal year in accordance with the assessment formula as provided for in the Annual Report and the Plan on file with the City Clerk; and be it

FURTHER RESOLVED that the proposed method and basis of levying the assessments to be levied against each property in the District has not been changed, increased, or modified and are those specified in the Plan and Annual Report on file with the City Clerk which were previously adopted after holding the required public meetings and public hearings and protest procedures as provided for by law; and be it

FURTHER RESOLVED that the assessments shall be attached to the property and collected with the annual county property taxes, and in certain cases, as specified in the Plan, through a special municipal billing; and be it

FURTHER RESOLVED that the boundaries of the District shall remain the same as specified in the Plan on file with the City Clerk and there are no changes to the boundaries or benefit zones; and be it

FURTHER RESOLVED that the types of improvements and activities proposed to be funded by the levy of assessments on property in the BID are those described in the Plan and the Annual Report on file with the City Clerk. There are no substantial changes in the improvements or activities for the Districts; and be it

FURTHER RESOLVED that the 2014-2015 fiscal year assessments for the District are as follows:

- Approximately \$169,853 for the Laurel BID and be it

FURTHER RESOLVED that the amount chargeable to each parcel in the District shall be as determined by the Plan and Annual Report on file in the Office of the City Clerk; and be it

FURTHER RESOLVED that the City Administrator is hereby authorized to enter into annual contracts and related amendments with any nonprofit corporation comprised of the assesses themselves designated by the owners through the Advisory Board for the District for the security, marketing, maintenance, or other activities and improvements for the District, or at the request of the owners through the Advisory Board to conduct or contract for such services and improvements as provided for in the BIMD Ordinance.

JAN 20 2015

IN COUNCIL, OAKLAND, CALIFORNIA, _____

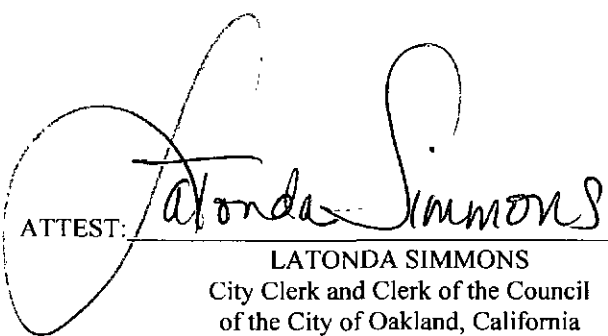
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, GALLO, GIBSON McELHANEY, KALB, KAPLAN, REID, CAMPBELL WASHINGTON,
AND GUILLEN - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California