

**CITY OF OAKLAND  
MEMORANDUM**

FILED  
OFFICE OF THE CITY CLERK  
CITY OF OAKLAND

**TO:** Rules & Legislation Committee  
**ATTN:** Assistant to the City Manager  
**FROM:** Maria Rocha, 238-6176, CEDA-NCR  
**DATE:** March 31, 2004

2004 APR 10 AM 10:56  
*KEN*

**SUBJECT:** REQUEST TO SCHEDULE AGENDA ITEM

---

**TITLE:** RESOLUTION OF INTENTION TO FORM THE TEMESCAL BUSINESS IMPROVEMENT MANAGEMENT DISTRICT, GRANTING PRELIMINARY APPROVAL OF THE MANAGEMENT PLAN, DIRECTING FILING OF THE PROPOSED ASSESSMENT DISTRICT BOUNDARY DESCRIPTION, SUBMITTING A PROPOSED ASSESSMENT TO THE AFFECTED PROPERTY OWNERS FOR MAJORITY PROTEST PROCEDURE APPROVAL; AND SCHEDULING A PUBLIC HEARING FOR JULY 20, 2004

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE BALLOT FOR ONE CITY-OWNED PROPERTY ON WHICH AN ASSESSMENT IS TO BE LEVIED (APN 014-1219-003-00) TO SUPPORT THE FORMATION OF THE TEMESCAL BUSINESS IMPROVEMENT MANAGEMENT DISTRICT AND, IF THE DISTRICT IS FORMED, TO APPROVE AN ADDITIONAL BUDGET APPROPRIATION TO THE NEIGHBORHOOD BUSINESS IMPROVEMENT DISTRICT PROGRAM DEDICATED TO PAY THE ASSESSMENT FOR THE CITY-OWNED PROPERTY IN AN AMOUNT NOT TO EXCEED A TOTAL OF \$22,951.89 OVER THE TEN YEAR LIFE OF THE DISTRICT.

RESOLUTION APPOINTING THE TEMESCAL MERCHANTS ASSOCIATION AS THE ADVISORY BOARD FOR THE TEMESCAL/TELEGRAPH AVENUE BUSINESS IMPROVEMENT MANAGEMENT DISTRICT (BIMD)

---

**SCHEDULING RECOMMENDATION:**

A. Committee: Finance Committee

(Please specify Committee. Committees meet 2<sup>nd</sup> & 4<sup>th</sup> Tuesdays)

\_\_\_\_\_ City Council                      \_\_\_\_\_ Redevelopment Agency  
(Council/Agency meets on 1<sup>st</sup>, 3<sup>rd</sup>, and 5<sup>th</sup> Tuesdays)

B. Meeting Date: May 11, 2004

Is there a statutory, regulatory, financial or grant deadline?

Yes, items must be heard no later than May 11, 2004 by Committee and no later than May 18, 2004 by full City Council. This is in order to schedule a related public hearing on July 20 before summer recess (and no sooner than 45 days after May 18). If Council does not decide before summer recess whether or not to establish the proposed district, then the proposed commencement of district operations will be delayed by one year at a cost of approximately \$241,458 of lost revenues to the district. This is because the County must have new special assessment rolls submitted to them by August of each year in order to be included in that year's billings.

Is a staff report required/requested? Yes.

What is the fiscal impact on the City/Agency? A maximum of \$22,951.89 spread over a ten year period.

If the ten-day (Sunshine Ordinance) agenda deadline cannot be met, please indicate reason: