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OAKLAND CITY COUNCIL

RESOLUTION No. 76128 C.M.S.

RESOLUTION AUTHORIZING THE CITY MANGER TO EXECUTE THE BALLOT FOR THE TWO (2) CITY-OWNED PROPERTIES ON WHICH ASSESSMENTS ARE TO LEVIED (APN 025-0722-026 AND APN 033-2130-035) TO SUPPORT THE FORMATION OF THE FRUITVALE BUSINESS IMPROVEMENT MANAGEMENT DISTRICT AND, IF THE DISTRICT IS FORMED, TO TAKE THE NECESSARY ACTIONS TO PAY THE AMOUNT OF THE ASSESSMENTS FOR THE TWO CITY OWNED PROPERTIES IN AN AMOUNT NOT TO EXCEED A TOTAL OF \$64,830.33 OVER THE FIVE YEAR ASSESSMENT PERIOD

WHEREAS, the City Council approved an Oakland Business Improvement Management District Ordinance (Ord. 12190, 1999) delineating procedures and policies for the formation of property assessment districts within the City of Oakland; and

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

WHEREAS, property owners in the Fruitvale district have petitioned to form the Fruitvale Business Improvement Management District (hereinafter "District") under said legislation to undertake the Fruitvale Management Plan for the District (hereinafter "Plan"); and

WHEREAS, the District includes two (2) city-owned properties on which assessments are to levied (APN 025-0722-026 and APN 033-2130-035); and

WHEREAS, the two (2) city-owned properties on which assessments are to levied (APN 025-0722-026 and APN 033-2130-035) have the right to take part in the balloting process related to formation of the district; and

WHEREAS, the assessments will take place on a yearly basis for the five year life of the District; and

WHEREAS, the maximum total assessment amount over the five years life of the District for the two (2) City owned properties is \$64,830.33; and

WHEREAS, these assessments are to be made in accordance with the provisions of Proposition 218 and the Oakland Business Improvement Management District policy referenced above; **Now therefore be it**

RESOLVED: That the City Council hereby authorizes the City Manager to execute the ballots for the two (2) city-owned properties on which assessments are to levied (APN 025-0722-026 and APN 033-2130-035) in support of the formation of the District, and, if the district is formed, to take the necessary actions to pay the amount of the district assessment for the two (2) City owned parcels in an amount not to exceed \$63,830.33 over the five year assessment period.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 14 2000, 2000

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, MILEY, NADEL, REID, WAN, SPEES, AND

~~PRESIDENT DE LA FUENTE~~ -7

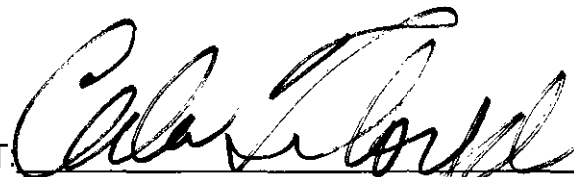
NOES- None

ABSENT- None

ABSTENTION- None

Excused - De la Fuente - 1

ATTEST



CEDA FLOYD

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