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OAKLAND CITY COUNCIL

RESOLUTION No. 76204 C.M.S.

RESOLUTION APPOINTING AN ADVISORY BOARD FOR THE FRUITVALE BUSINESS IMPROVEMENT MANAGEMENT DISTRICT

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 ("BID") 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 Business Improvement Management District ("District") under the City of Oakland Business Improvement Management District Ordinance (the "BIMD Ordinance") to form the District and have proposed the Management Plan for the operation of the District ("Plan"); and

WHEREAS, the City Council of the City of Oakland adopted a Resolution of Intention to form the Fruitvale Business Improvement Management District on November 28, 2000; 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, the City Council of the City of Oakland does hereby resolve as follows:

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 Fruitvale Management District Advisory Board as the Advisory Board for the Fruitvale Business Improvement Management District.

- 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 12190, 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 5 of the Government Code).

JAN - 9 2001

IN COUNCIL, OAKLAND, CALIFORNIA, _____, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, NADEL, REID, , SPEES, WAN and PRESIDENT DE LA FUENTE **- 7**

NOES- *None*

ABSENT- *None*

ABSTENTION- *None*

ATTEST:

Ceda Floyd

CEDA FLOYD

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