

MISSING EXECUTED LEGISLATION FORM

Resolution / Ordinance Number: 88736

City Council Meeting Date JUL 06 2021

Agenda Item No. # 2.14

Recorded Vote 2.14(1) Tages / reasel Gailo
2.14(2) Sager

Status of Resolution/Ordinance:

- Filed without signature
- No signed version will be filed
- Council amended legislation
- No signed version will be filed

Author Contact Information:

Department Council President Bas

Contact Person/Ext. Miya Chen - 72416

Notes (if any)

The council bifurcated the action on this
item. we need a resolution ~~with~~ for
each part

Bifurcated

THE COUNCIL BIFURCATED THE VOTE ON THIS RESOLUTION AND VOTED SEPARATELY ON 2.14(1) CHINATOWN BID AND 2.14(2) FRUITVALE BID. COUNCILMEMBER GALLO RECUSED HIMSELF FROM THE VOTE ON 2.14(1) DUE TO HIS SPOUSE'S SERVICE AS A CONSULTANT FOR THE CHINATOWN BID PROPONENTS

APPROVED AS TO FORM AND LEGALITY



CITY ATTORNEY'S OFFICE

FILED
OFFICE OF THE CITY CLERK
OAKLAND

21 JUL -9 PM 3:23

OAKLAND CITY COUNCIL

RESOLUTION NO. 88736 C.M.S.

INTRODUCED BY PRESIDENT FORTUNATO BAS

RESOLUTION:

- (1) AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO CAST A BALLOT IN FAVOR OF THE FORMATION OF THE CHINATOWN COMMUNITY BENEFIT BUSINESS IMPROVEMENT DISTRICT 2021 ("CHINATOWN BID 2021") ON BEHALF OF CITY OWNED PROPERTIES WITHIN THE CHINATOWN BID 2021; AND
- (2) AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO CAST A BALLOT IN FAVOR OF THE FORMATION OF THE FRUITVALE COMMUNITY BENEFIT BUSINESS IMPROVEMENT DISTRICT 2021 ("FRUITVALE BID 2021") ON BEHALF OF CITY OWNED PROPERTIES WITHIN THE FRUITVALE BID 2021.

WHEREAS, the City Council of the City of Oakland enacted the City of Oakland Business Improvement Management District Ordinance (Oakland Municipal Code (O.M.C.), Chapter 4.48) (hereinafter "BIMD Ordinance") 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 C.M.S., 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, property owners in the Oakland Chinatown and Fruitvale areas have submitted petitions under the BIMD Ordinance (O.M.C, section 4.48.050.A) to form the Fruitvale Community Benefit Business Improvement District 2021 ("Fruitvale BID 2021") and the Chinatown Community Benefit Business Improvement District 2021 ("Chinatown BID 2021"); and

WHEREAS, on June 1, 2021, the City Council adopted a Resolution of Intention to form the Chinatown Community Benefit Business Improvement District 2021 (Resolution No. 88666 C.M.S.); and

WHEREAS, on June 1, 2021, the City Council adopted a Resolution of Intention to form the Fruitvale Community Benefit Business Improvement District 2021 (Resolution No. 88667 C.M.S.); and

WHEREAS, property owners in Chinatown BID 2021 have received ballots to vote in favor of or against the creation of Chinatown BID 2021; and

WHEREAS, property owners in Fruitvale BID 2021 have received ballots to vote in favor of or against the creation of Chinatown BID 2021; and

WHEREAS, the City of Oakland is a property owner in both the proposed Chinatown BID 2021 and Fruitvale BID 2021 and has received ballots for both proposed BIMDs; and

WHEREAS, if established, the City's fair share assessment for the Chinatown BID 2021 is estimated to be \$103,352.78; and

WHEREAS, if established, the City's fair share assessment for the Fruitvale BID 2021 is estimated to be \$13,275.24; and

WHEREAS, if a majority protest does not exist, a resolution establishing the Chinatown BID 2021 and levying the assessment will be adopted by the City Council, and

WHEREAS, if a majority protest does not exist, a resolution establishing the Fruitvale Business Improvement District 2021 and levying the assessment will be adopted by the City Council; now, therefore, be it

RESOLVED: That the City Administrator is authorized and directed to cast a ballot on behalf of City-owned properties in favor of establishing the Chinatown BID 2021 and its estimated assessment of \$103,352.78 on the parcels identified in the City of Oakland's Ballot; and be it

FURTHER RESOLVED: That the City Administrator is authorized and directed to cast a ballot on behalf of City-owned properties in favor of establishing the Fruitvale BID 2021 and its estimated assessment of \$13,275.248 on the parcels identified in the City of Oakland's Ballot.

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IN COUNCIL, OAKLAND, CALIFORNIA,

2.14(1) CHINATOWN BID: PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

RECUSED - GALLO

2.14(2) FRUITVALE BID: PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: _____

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

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