

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN JOSE APPROVING THE DOWNTOWN BUSINESS  
IMPROVEMENT DISTRICT BUDGET REPORT FOR  
FISCAL YEAR 2024-2025, AS FILED OR MODIFIED BY  
THE CITY COUNCIL, AND LEVYING THE DOWNTOWN  
BUSINESS IMPROVEMENT DISTRICT ASSESSMENTS  
FOR FISCAL YEAR 2024-2025**

**WHEREAS**, the Council of the City of San José established the Downtown Business Improvement District (“BID”) pursuant to the California Parking and Business Improvement Area Law (California Streets and Highways Code Section 36500 et seq.) (“Parking and Business Improvement Area Law of 1989”) by Ordinance No. 22960, dated October 20, 1988; and

**WHEREAS**, under and pursuant to the Improvement Law, on May 21, 2024, the Council adopted Resolution No. RES2024-146, a resolution declaring the Council's intention to levy the assessments for Fiscal Year 2024-2025 in the BID; and

**WHEREAS**, said Resolution No. RES2024-146 was duly published, as provided by the Improvement Law; and

**WHEREAS**, as specified in Resolution No. RES2024-146, a public hearing concerning the levy of assessments for Fiscal Year 2024-2025 was held before the Council on June 4, 2024, at the meeting beginning at 1:30 p.m. in the Council Chambers of the City of San José, 200 East Santa Clara Street, San José, California; and

**WHEREAS**, \_\_\_ written protests against the levy of assessments or against any specified improvement or activity were filed with the City Clerk; and

**WHEREAS,** \_\_ oral protests were made at the hearing against the levy of assessments or against any specified improvement or activity;

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The Council hereby finds that there were \_\_ written protests against the levy of assessments for Fiscal Year 2024-2025 and/or against any specified improvement or activity in the BID, and that there is no majority protest within the meaning of Section 36525 of the Improvement Law.
2. The Budget Report for Fiscal Year 2024-2025 filed with the City Clerk pursuant to Resolution No. RES2024-146 is hereby approved.
3. The Council hereby finds and determines that the businesses lying within the BID will be benefited by the expenditure of the funds raised by the assessments or charges proposed to be levied.
4. The levying of assessments in the BID for Fiscal Year 2024-2025 in accordance with this Resolution is hereby authorized.

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ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2024, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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MATT MAHAN  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk