

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:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk