

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE APPROVING THE SERVICE PLAN OF THE ALAMEDA BUSINESS IMPROVEMENT DISTRICT AND LEVYING ASSESSMENTS FOR THE REMAINDER OF FISCAL YEAR 2025-2026

WHEREAS, on February 24~~3~~, 2026, the City Council of the City of San José ("City") approved Ordinance No. _____ to establish The Alameda Business Improvement District ("TABID") pursuant to Streets and Highways Code Section 36500 et seq, commonly referred to as the Property and Business Improvement Area Law of 1989 ("89 Law"); and

WHEREAS, on December 16, 2025, the City Council adopted Resolution No. RES2025-439 declaring its intention to levy assessments, subject to the establishment of the TABID, for the remainder of fiscal year 2025-2026 and set February 3, 2026 as the date of the public hearing on the levy of the proposed assessments; and

WHEREAS, notice of the public hearing was duly published as provided in Section 36534 of the '89 Law; and

WHEREAS, on February 3, 2026, the City Council deferred the noticed public hearing from February 3, 2026 to February 24, 2026; and

WHEREAS, businesses operating within TABID will be charged an assessment rate of \$350.00 annually, except that TABID will offer a reduced annual assessment of \$100.00 for businesses with less than two (2) employees and all non-profit organizations, and all home-based businesses will be exempt from the annual assessment; and

WHEREAS, the total budgeted revenue based on projected collections for Fiscal Year 2025-2026 will be approximately \$~~33,11543,154~~; and

WHEREAS, as specified in Resolution No. RES2025-439, the City Council conducted a public hearing concerning the levy of assessments for the remainder of fiscal year 2025-2026 on February ~~243~~, 2026, at the City Council meeting beginning at the hour of 1:30 p.m. in the Council Chambers of the City of San José, located at 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; and

WHEREAS, the City Council duly considered such protests and determined to levy the assessments as proposed in Resolution No. RES2025-439;

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

1. The City Council hereby finds that there were _____ written protests against the levy of assessments for the remainder of fiscal year 2025-2026 and/or against any specified improvement or activity in TABID, and that there is no majority protest within the meaning of Section 36525 of the '89 Law.
2. The "TABID Service Plan" prepared by The Alameda Business Association for Fiscal Year 2025-2026, as filed with the City Clerk pursuant to Resolution No. RES2025-439 or modified by the City Council, is hereby approved.

3. The City Council hereby finds and determines that the businesses lying within TABID 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 TABID for the remainder of fiscal year 2025-2026 in accordance with this Resolution is hereby authorized.

ADOPTED this _____ day of _____, 2026, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk