

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE APPROVING THE TULLY ROAD EASTRIDGE BUSINESS IMPROVEMENT DISTRICT BUDGET REPORT FOR FISCAL YEAR 2025-2026, AS FILED OR MODIFIED BY THE CITY COUNCIL, AND LEVYING THE TULLY ROAD EASTRIDGE BUSINESS IMPROVEMENT DISTRICT ASSESSMENTS FOR FISCAL YEAR 2025-2026

WHEREAS, the Council of the City of San José established the Tully Road Eastridge Business Improvement District (“BID”) pursuant to the California Parking and Business Improvement Area Law of 1989 (California Streets and Highways Code Section 36500 et seq.) (“BID Law”) by Ordinance No. 31144, dated November 5, 2024; and

WHEREAS, under and pursuant to the BID Law, on June 3, 2025, the Council adopted Resolution No. RES2025-151, a resolution declaring the Council's intention to levy the assessments for Fiscal Year 2025-2026 in the BID; and

WHEREAS, said Resolution No. RES2025-151 was duly published, as provided by the BID Law; and

WHEREAS, as specified in Resolution No. RES2025-151, a public hearing concerning the levy of assessments for Fiscal Year 2025-2026 was held before the Council on June 17, 2025, 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 2025-2026 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 BID Law.
2. The Budget Report for Fiscal Year 2025-2026 filed with the City Clerk pursuant to Resolution No. RES2025-151 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 2025-2026 in accordance with this Resolution is hereby authorized.

ADOPTED this _____ day of _____, 2025, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk