

RESOLUTION NO.

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) APPROVING THE ALAMEDA COMMUNITY BENEFIT IMPROVEMENT DISTRICT MANAGEMENT PLAN AND ENGINEER'S REPORT; (2) IMPOSING THE RESPECTIVE ASSESSMENTS; AND (3) DIRECTING THE DIRECTOR OF PUBLIC WORKS TO DELIVER THE ASSESSMENT ROLL TO THE COUNTY FOR COLLECTION WITH THE PROPERTY TAXES

WHEREAS, under and pursuant to the provisions of Chapter 14.31 of the San José Municipal Code, which incorporates and modifies the Property and Business Improvement District Law of 1994, Section 36600 et. seq. of the California Streets and Highways Code and provisions of Article XIID of the State Constitution (collectively, "CBID Law"), the City Council of the City of San José ("City Council") on April 29, 2025, adopted Resolution No. RES2025-103, entitled "A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE STATING ITS INTENTION TO FORM A COMMUNITY BENEFIT IMPROVEMENT DISTRICT IN THE ALAMEDA AREA; PRELIMINARILY APPROVING THE ALAMEDA COMMUNITY BENEFIT IMPROVEMENT DISTRICT MANAGEMENT PLAN AND ENGINEER'S REPORT; SETTING A PUBLIC HEARING TO BE HELD ON JUNE 17, 2025 AT 1:30 P.M.; AND CALLING THE TABULATION OF THE BALLOTS FOR JUNE 17, 2025 AT 1:30 P.M."; and

WHEREAS, Resolution No. RES2025-103 was duly published in accordance with CBID Law; and

WHEREAS, the proposed boundary of The Alameda Community Benefit Improvement District ("The Alameda CBID") encompasses parcels along The Alameda, Stockton Avenue, West Julian Street, Race Street, and Bush Street, as further detailed in Exhibit B of Resolution No. RES2025-103; and

WHEREAS, no bonds or other bonded debt will be issued to finance activities or improvements envisioned in The Alameda CBID Management Plan or Engineer's Report; and

WHEREAS, The Alameda CBID will provide revenues for services beyond what the City traditionally provides, specifically clean and safe, beautification and image enhancement, and administration and advocacy programs; and

WHEREAS, the assessments will be levied on property in The Alameda CBID with two benefit zones, as set forth below; and

Parcel Type	Initial Parcel Assessment Rate (\$/lot sq. ft.)	Initial Building Assessment Rate (\$/building sq. ft.)	Initial Frontage Assessment Rate** (\$/parcel linear ft.)
Zone 1 Commercial	\$0.0500	\$0.0500	\$11.0000
Zone 1 Residential*, Nonprofit, Government (Non-Enterprise)	\$0.0375	\$0.0375	\$8.2500
Zone 2*	\$0.0250	\$0.0250	\$5.5000

* Properties zoned solely for residential use are not subject to the assessment

** Frontage assessment is related to properties fronting The Alameda, Race Street, and Stockton Avenue

WHEREAS, on or before May 2, 2025, mailing of the ballots relating to The Alameda CBID was completed, meeting the legal requirement of forty-five (45) days prior to the public hearing; and

WHEREAS, as specified in Resolution No. RES2025-103, a public hearing concerning the formation of The Alameda CBID was held before the City Council on June 17, 2025, at the hour of 1:30 p.m. or as soon thereafter as the matter may be heard, in the City Council Chambers of the City of San José, 200 East Santa Clara Street, San José, California, and public testimony was heard; and

WHEREAS, as specified in Resolution No. RES2025-103, an assessment ballot proceeding for tabulation of The Alameda CBID ballots was held on June 17, 2025; and

WHEREAS, the ballots received from affected property owners were over fifty percent (50%) in support of the proposed assessment, and the City Council determined that there was no major protest within the meaning of Section 36625 of the Property and Business Improvement District Law of 1994;

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

1. The purpose for forming The Alameda CBID is to provide revenues for services beyond what the City traditionally provides, specifically clean and safe, beautification and image enhancement, and administration and advocacy programs. The improvements and activities to be provided in The Alameda CBID will be funded by the levy of assessments. The revenue from the levy of assessments shall not be used to provide improvements or activities outside The Alameda CBID or for any purpose other than the purposes specified in The Alameda CBID Management Plan and Engineer's Report and Resolution No. RES2025-103.
2. The City Council finds that there is no majority protest against the formation of The Alameda CBID within the meaning of Section 36625 of the Property and Business Improvement District Law of 1994 and that the property within The Alameda CBID will be benefitted by the improvements and activities funded by the assessments levied.
3. The Alameda CBID Management Plan and Engineer's Report is approved.

4. The imposition of the assessments for The Alameda CBID is approved.
5. All of the property owners in The Alameda CBID established by this Resolution shall be subject to any amendments to the provisions of the CBID Law.
6. The Director of Public Works is directed to deliver the assessment roll to the County of Santa Clara for collection with the property taxes.

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

AYES:

NOES:

ABSENT:

DISQUALIFIED:

VACANT:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, MMC
City Clerk