

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE DECLARING ITS INTENT TO DISESTABLISH THE HOTEL BUSINESS IMPROVEMENT DISTRICT PURSUANT TO THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989; AND SETTING A DATE AND TIME FOR THE PUBLIC HEARING

WHEREAS, the Council of the City of San José (“City”) established the Hotel Business Improvement District (“HBID”) pursuant to California Streets and Highways Code Section 36500 *et seq.*, commonly referred to as the California Parking and Business Improvement Area Law of 1989 (’89 Law), by Ordinance No. 27644, dated January 24, 2006; and

WHEREAS, the Council appointed the board of directors of San Jose Hotels, Inc. as the Advisory Board for the HBID; and

WHEREAS, the Advisory Board notified the City of its desire to modernize the HBID by disestablishing the current HBID established under the ’89 Law and re-establishing it as the San José Hotel Business Improvement District (“SJHBID”) pursuant to California Streets and Highways Code Section 36600 *et seq.*, otherwise known as the Property and Business Improvement District Law of 1994 (’94 Law); and

WHEREAS, pursuant to the ’89 Law, a public hearing must be held on the proposed disestablishment of the HBID;

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

1. The Council hereby declares its intention to disestablish the HBID, located within the boundaries of the City of San José, California.
2. The City Council intends to disestablish the HBID concurrently with forming a new tourism marketing district under the '94 Law that will contain the same businesses, and therefore the City Council proposes transferring any remaining revenue to the new SJHBID, to be used for marketing and promotions efforts that benefit those businesses which paid the assessment.
4. NOTICE IS HEREBY GIVEN that June 12, 2018, 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 Jose, 200 East Santa Clara Street, San Jose, California, is fixed as the time and place for a public hearing on the disestablishment of the HBID.
5. The City Clerk is hereby directed to give notice of the above-mentioned public hearing in accordance with Section 36523 of the California Streets and Highway Code, by publication to the public. City staff will provide notice by mail to each business in the HBID.

ADOPTED this _____ day of _____, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk