

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE APPROVING THE BUDGET REPORT OF THE JAPANTOWN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2021-2022 AND LEVYING ASSESSMENTS IN THE BID FOR FISCAL YEAR 2021-2022

WHEREAS, the City Council of the City of San José established the Jackson-Taylor Business Improvement District pursuant to Ordinance No. 23453 dated May 1, 1990, pursuant to the California Parking and Business Improvement Area Law, California Streets and Highway Code §36500 *et seq.*, hereinafter called the "Improvement Law"; and

WHEREAS, in 1993 the Council approved the change of the name of the Business Improvement District to the Japantown Business Improvement District ("BID"); and

WHEREAS, under and pursuant to the Improvement Law, on June 15, 2021 the Council adopted Resolution No. 80068, a resolution declaring the Council's intention to levy the assessments for Fiscal Year 2021-2022 in the BID; and

WHEREAS, said Resolution No. 80068 was duly published, as provided by the Improvement Law; and

WHEREAS, as specified in Resolution No. 80068, a public hearing concerning the levy of assessments for Fiscal Year 2021-2022 was held before the Council on June 29, 2021, at the meeting beginning at the hour of 11:00 a.m. (to be heard no sooner than 1:30 p.m.) in the Council Chambers of the City of San José, 200 East Santa Clara Street, San José, California, or by teleconference that is open to the public and enables public comment; 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 2021-2022 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 Improvement Law.
2. The Budget Report for Fiscal Year 2021-2022 filed with the City Clerk pursuant to Resolution No. 80068 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 to be levied.
4. The levying of assessments in the BID for Fiscal Year 2021-2022 in accordance with this Resolution is hereby authorized.

ADOPTED this _____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk