

RESOLUTION NO. 2004- 2004-447

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON: JUN 15 2004

RESOLUTION OF INTENTION TO ESTABLISH THE OAK PARK PROPERTY AND BUSINESS IMPROVEMENT DISTRICT

RECITALS:

- A. Attached hereto and incorporated herein by this reference is the Oak Park Property and Business Improvement District No.2004-_____ (hereafter "PBID") Management District Plan (hereafter "Plan"), which provides for a security and maintenance program and an advocacy program with the intent of increasing the commercial activity and overall image of Oak Park.
- B. The property owners of the properties within the PBID have submitted petitions asking that the City Council establish the PBID. Included with each petition was a Plan summary and a map showing the boundaries of the PBID. The map is entitled "Proposed PBID Boundary Map." The petitions, the boundary map, and the Management Plan are on file with the City Clerk.
- C. The City Council finds that the City has received the petitions signed by the property owners in the proposed PBID who will pay more than 50 percent of the proposed assessment,
- D. At the direction of the City Council, the Development Engineering and Finance Manager for the proceedings for formation of this PBID, has filed the Management Plan with the City Clerk, which was prepared in accordance with the provisions of Streets and Highways Code Section 36622.
- E. The City Council finds that the Plan satisfies all of the requirements of Streets and Highways Code Section 36622. The Plan provides for the following improvements and services within the PBID, all of which are intended to make the PBID safer, cleaner, and increase the commercial activity: (1) a security program to support police and property owner crime prevention efforts; (2) a maintenance program to increase the frequency of litter and debris removal, pressure washing of sidewalks, and graffiti removal; (3) image enhancement and advocacy to promote business interests and allow the business community to speak with one voice. The Plan proposes to fund these improvements and services through the levy of a benefit assessment on real property within the PBID.

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BASED ON THE FOREGOING RECITALS, THE CITY COUNCIL OF THE CITY OF SACRAMENTO RESOLVES AS FOLLOWS:

Section 1. The City Council finds and determines that the recitals set forth above are true.

Section 2. The City Council finds that the property owners who will pay more than 50% of the assessment proposed in the Plan have signed the petitions. The City Council thus accepts the petitions and intends to establish the PBID and to levy an assessment on real property within the PBID boundaries in accordance with the Property and Business Improvement District Law of 1994 and Sacramento City Code section 3.92.050. In the first year of the 5-year term, the proposed assessment is approximately \$193,000.

Section 3. The City Council finds that the Plan satisfies all requirements of Streets and Highway Code sections 36622 and 36660.

Section 4. The exterior boundaries of the PBID are shown on the "Proposed PBID Boundary Map" attached to this resolution as Exhibit A.

Section 5. No bonds will be issued for the PBID.

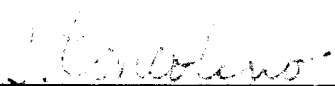
Section 6. The time and place for the public hearing on the establishment of the PBID and the proposed assessment is set for August 5, 2004, at 2:00 p.m. in the City Council's chambers, Interim City Hall, 730 "I" Street (first floor), Sacramento, California. The City Council may continue the public hearing from time to time.

Section 7. The City Clerk is directed to give notice of the time and place of the public hearing in accordance with Streets and Highways Code section 36623. The City Clerk is to do this by mailing (or causing to be mailed) written notices and assessment ballots in the time, form, and manner provided by Government Code section 53753 to all persons who own real property that is within the PBID and will be subject to the proposed assessment. The forms of the notices and ballots must be approved by the City Attorney. The City Clerk is further directed to file an affidavit with the City Council when all notices and ballots have been mailed, setting forth the time and manner of her compliance with the requirements of law for mailing the notices and ballots.

Section 8. At the public hearing, the City Council will consider all objections or protests to the proposed assessment, and any interested person will be permitted to present written or oral testimony. At the conclusion of the public hearing, all ballots submitted and not withdrawn will be tabulated in accordance with Government Code section 53753.


MAYOR

ATTEST:


CITY CLERK

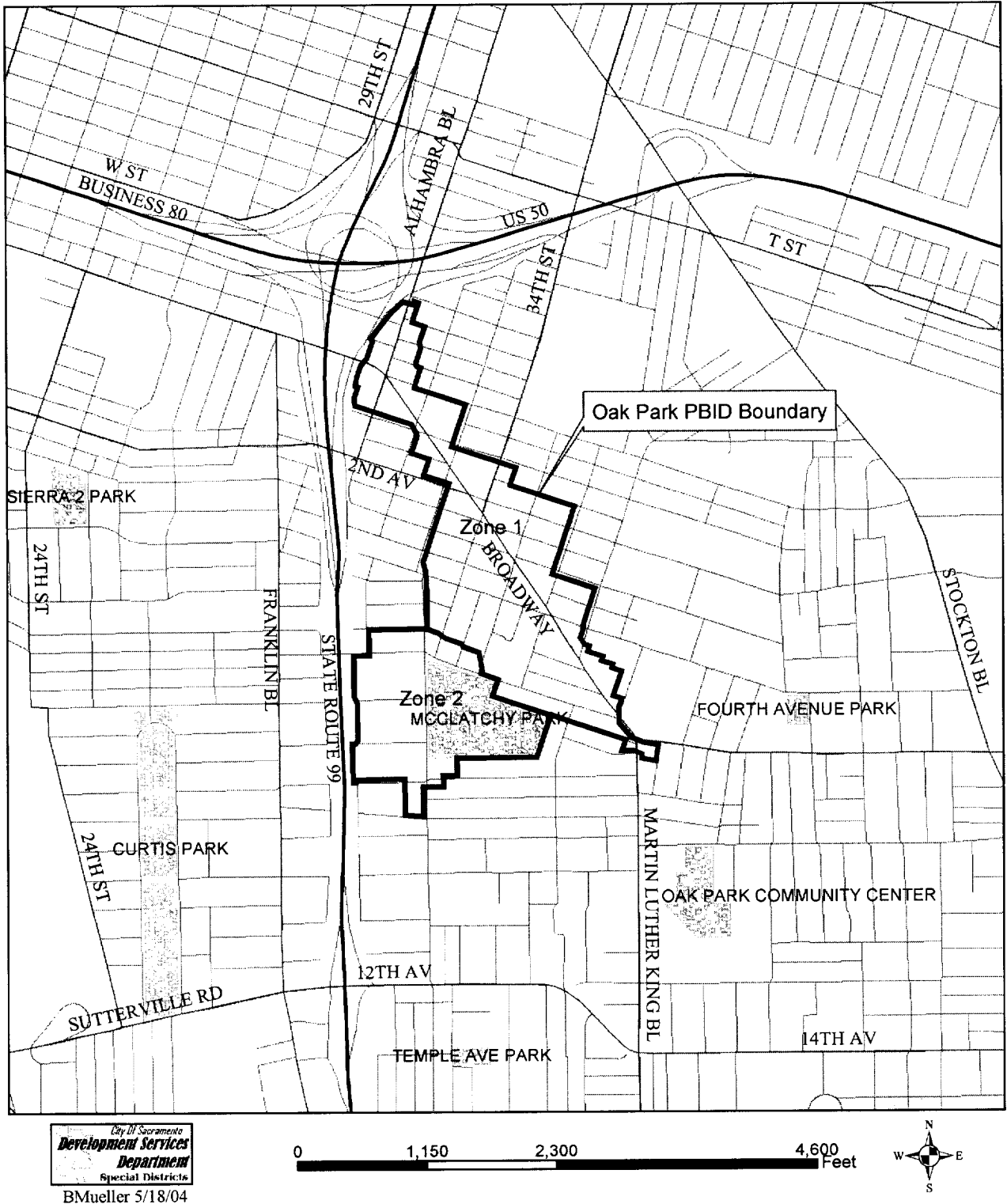
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Proposed PBID Boundary Map



City of Sacramento
Development Services
Department
Special Districts
BMueller 5/18/04

0 1,150 2,300 4,600 Feet



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