

## **RESOLUTION NO. 2006-370**

Adopted by the Sacramento City Council

May 23, 2006

### **DEL PASO BOULEVARD BUSINESS IMPROVEMENT AREA: ELECTION NOT TO RENEW BUSINESS IMPROVEMENT AREA AGREEMENT, AND AUTHORIZATION TO ENTER INTO A NEW AGREEMENT WITH DEL PASO BOULEVARD PARTNERSHIP**

#### **BACKGROUND:**

- A.** In 1987, the City Council established the Del Paso Boulevard Business Improvement Area ("the BIA") in accordance with the predecessors of the Parking and Business Improvement Area Law of 1989 ("the 1989 Act") and Sacramento City Code chapter 3.108 ("Chapter 3.108"). The BIA's purpose is to levy an assessment on businesses within the BIA, the revenues of which will fund the activities and improvements described in Chapter 3.108.
- B.** Chapter 3.108 authorizes the City Council to contract for the administration of the BIA with an entity that, in the City Council's opinion, is capable of representing the interests of businesses within the BIA, has general objectives that are consistent with the purposes of Chapter 3.108, and will provide the resources to achieve those objectives effectively.
- C.** On July 16, 1987, the City Council contracted with the North Sacramento Chamber of Commerce for administration of the BIA. This agreement provides for successive one-year terms (from July 1 to June 30) unless one party notifies the other party, at least 30 days before the end of the current term that the agreement will not be renewed.
- D.** The area of the BIA overlaps the area of the recently formed Del Paso Boulevard Property and Business Improvement District (the PBID). To administer the PBID, the city has contracted with the Del Paso Boulevard Partnership, a non-profit corporation.
- E.** The City Council has decided not to renew the agreement with the North Sacramento Chamber of Commerce. Instead, in the interest of coordinating the administration of the BIA and the PBID, and to achieve efficiency, the City Council believes that one organization, the Del Paso Boulevard Partnership, should administer both the BIA and the PBID.

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

**Section 1.** The City Council finds and determines that the facts set forth above in the Background are true.

**Section 2.** The City Manager is directed to notify the North Sacramento Chamber of Commerce, in accordance with section 9 of the 1987 agreement for administration of the BIA, that the City has elected not to renew the agreement for another year. Thus, the term of that agreement will end on June 30, 2006.

**Section 3.** The City Manager is further directed to negotiate, on the City's behalf, a new agreement for administration of the BIA. The new agreement is to have a term beginning July 1, 2006.

**Section 4.** The City Council finds and determines that Del Paso Boulevard Partnership is capable of representing the interests of businesses within the BIA, has general objectives that are consistent with the purposes of Chapter 3.108, and will provide the resources to achieve those objectives effectively. Accordingly, the City Manager is authorized to sign the new agreement on the City's behalf (and thus need not bring the new agreement back to the City Council for approval) so long as the new agreement is with Del Paso Boulevard Partnership and is on terms substantially similar to those set forth in Exhibit A to this resolution.

**Section 5.** Exhibit A is part of this resolution.

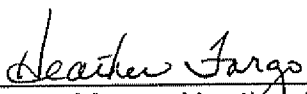
Adopted by the City of Sacramento City Council on May 23, 2006 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Tretheway, Waters.

Noes: None.

Abstain: Sheedy, Mayor Fargo.

Absent: None.

  
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Mayor, Heather Fargo

Attest:

  
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Shirley Concolino, City Clerk