

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
LEVYING AN ANNUAL ASSESSMENT FOR THE SANTA CLARA
TOURISM IMPROVEMENT DISTRICT FOR THE 2018/19 FISCAL
YEAR**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, tourism is an important contributor to the economy of the City and the promotion of the City's tourist hotel establishments serves an important public purpose; and

WHEREAS, the Parking and Business Improvement Area Law of 1989 ("PBIAL"), sections 36500 et seq. of the Streets and Highways Code, authorizes cities to establish business improvement districts for several purposes, one of which is promotion of tourism; and

WHEREAS, the Santa Clara Tourism Improvement District was established in January, 2005 and incorporated into the Santa Clara Municipal Code ("SCCC") under Chapter 16.10; and

WHEREAS, in accordance with the requirements of PBIAL Section 36530 and SCCC 16.10.1140, an Advisory Board was established to provide oversight, guidance, and recommendations regarding the use of the assessment funds; and

WHEREAS, the SCCC and the PBIAL require the Advisory Board to prepare and submit an annual report ("Annual Report") stating proposed changes, improvements and activities for the fiscal year; and

WHEREAS, on May 30, 2018, the Advisory Board approved the Annual Report; and

WHEREAS, the Advisory Board Annual Report was filed and approved by the Santa Clara City Council on July 16, 2018, and

WHEREAS, in accordance with the procedures contained in PBIAL Section 36534, on July 16, 2018 the City Council adopted a Resolution of Intention to levy an annual assessment for the Santa Clara Tourism Improvement District for the 2018/2019 fiscal year and set a public hearing for August 28, 2018 to consider the annual assessment and hear any oral or written protests; and

WHEREAS, the City Council held a duly noticed Public Hearing on August 28, 2018 to allow for protests, as required by PBIAL Section 36524, and, sufficient written or oral protests were not received from hotel properties in the District which pay fifty percent or more of the assessment.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the City Council hereby continues the Santa Clara Tourism Improvement District (“TID”) in accordance with Santa Clara Municipal Code Chapter 16.10 and Streets and Highways Code Sections 36500 et seq. and levies assessments for fiscal year 2018/19.
2. That the Annual Report for fiscal year 2017/2018 for the Santa Clara Tourism Improvement District is hereby confirmed.
3. That the boundaries of the area included in the TID are unchanged.
4. That the types of activities funded by the continued levy of assessments on businesses in the TID are those activities that will promote tourism.
5. That the assessment will not be increased for the 2018/19 fiscal year and will remain \$1.00 per occupied room per night for all transient occupancies.
6. That the assessment will be levied and allocated by the City of Santa Clara.
7. That the assessment for Fiscal Year 2018/19 shall be levied on all hotel properties within the TID boundaries and shall be based on \$1.00 per occupied room per night for all transient occupancies. The assessment shall be collected quarterly, based on \$1.00 per occupied room per night for the previous quarter.
8. Effective Date. This Resolution is effective on its adoption.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE ___ DAY OF _____, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____
JENNIFER YAMAGUMA
ACTING CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference: None