

RESOLUTION NO. 16-074

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS CONFIRMING ACCEPTANCE OF THE 2016-2017 ANNUAL REPORT OF THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT (BID), THEREBY LEVYING AN ANNUAL ASSESSMENT FOR THE BID IN FISCAL YEAR 2016-2017

WHEREAS, the Board of Supervisors of the County of Mendocino (the "Board of Supervisors") adopted Ordinance No. 4170 adding Chapter 5.140 to Title 5 of the Mendocino County Lodging Business Improvement District (the "District Ordinance") pursuant to the "Parking and Business Improvement Area Law of 1989" being Section 36500 to 36551 of the California Streets and Highways Code subsequently amended by Ordinance No. 4336; and

WHEREAS, the Board of Supervisors appointed an Advisory Board for the District; and

WHEREAS, the Advisory Board approved and submitted an Annual Report to the Board of Supervisors pursuant to the District Ordinance for Fiscal Year 2016-2017; and

WHEREAS, the Board of Supervisors approved the Annual Report on May 17, 2016, as approved and submitted by the Advisory Board; and

WHEREAS, the Board of Supervisors adopted a Resolution of Intention No. 16-1601 which declared its intent to levy assessments on businesses located within the boundaries of the Mendocino County Lodging Business Improvement District (the "District"), and set a public hearing for June 21, 2016, where interested persons and business owners may be heard to support or file a written protest with the Clerk of the Board against the levying of the assessment; and

WHEREAS, the County of Mendocino publicly noticed the resolution in the Ukiah Daily Journal, a local newspaper of general circulation, in compliance with necessary public notice requirements; and

WHEREAS, that public hearing was held, allowing all interested parties to submit a written protest and speak on the matter; and

WHEREAS, there have not been written protests submitted by business owners in the District, who collectively pay 50 percent or more of the assessments proposed to be levied.

NOW THEREFORE BE IT RESOLVED by the Mendocino County Board of Supervisors that acceptance of the Fiscal Year 2016-2017 Annual Report for the Mendocino County Lodging Business Improvement District as submitted to the Board of Supervisors and Clerk of the Board of Supervisors on May 17, 2016, by the Mendocino County Lodging Business Improvement District Advisory Board is confirmed, thereby levying an annual assessment for the Mendocino County Lodging Business Improvement District for Fiscal Year 2016-2017.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Brown, and carried this 21st day of June, 2016, by the following vote:

AYES: Supervisors Brown, McCowen, Woodhouse and Gjerde

NOES: None

ABSENT: Supervisor Hamburg

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

DAN GJERDE, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
KATHARINE ELLIOTT, County Counsel
By:

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy