

ORDINANCE NO. _____

**ORDINANCE AMENDING CHAPTER 5.140 TO TITLE 5 OF
THE MENDOCINO COUNTY CODE PERTAINING TO
THE MENDOCINO COUNTY LODGING BUSINESS IMPROVEMENT DISTRICT**

The Board of Supervisors of the County of Mendocino ordains as follows:

Chapter 5.140 of Title 5 of the Mendocino County Code is amended to read as follows:

Section 5.140.210. Advisory Board

(A) Pursuant to the Business and Improvement Area Law of 1989, an advisory board with five members shall be appointed by the Mendocino County Board of Supervisors only for fulfilling the purposes of the Business and Improvement Area Law of 1989. Members of the advisory board shall be selected and appointed by the Mendocino County Board of Supervisors from a list of nominees prepared by the Board of Directors of the Mendocino County Lodging Association and/or the designated contractor. All nominees must be owners or operators of Hotels within the District, or employed by the operator of a Hotel within the District. Two members shall be appointed to represent the inland area of the District. Two members shall be appointed to represent the coastal region of the District. One member shall be appointed at large. Members of the advisory board shall serve two year terms, with two members appointed in every even numbered year and three members appointed in every odd numbered year. Upon completion of a term, an incumbent may apply to be considered for re-appointment. In the event of a mid-term resignation, an appointment may be made by the Mendocino County Board of Supervisors for the remainder of that term.

(B) Provided contractor coordinates with the Mendocino County Treasurer-Tax Collector no later than May 1 of any year, the Tax Collector will include in the next Transient Occupancy Tax billing distribution an announcement that has been produced by contractor, according to specifications and deadlines established by the Tax Collector, of openings on the advisory board with directions as to how eligible candidates may apply.

(C) The advisory board shall convene annually by November 30 to cause to be prepared the annual report for the purposes of the Business and Improvement Area Law of 1989.

(D) The advisory board shall attempt to submit its annual report to the Board of Supervisors at least ninety (90) days preceding the fiscal year for which assessments are to be levied and collected to pay the costs of the improvements and activities described in the report.

(E) The Board of Supervisors hereby gives authority to the Chief Executive Officer or designee to convene the advisory board, approve the bylaws, and approve the annual work plan for the advisory board.

(F) Nothing in this Chapter shall preclude the advisory board from convening at a meeting with the Board of Directors of the Mendocino County Lodging

Association, and/or Contractor, to prepare and discuss the annual report with other countywide promotional and marketing organizations.

PASSED AND ADOPTED by the Board of Supervisors of the County of Mendocino,

State of California, on this _____ day of _____, 2017, by the following roll call vote:

AYES:
NOES:
ABSENT:

WHEREUPON, the Chair declared the Ordinance passed and adopted and **SO ORDERED**.

CHAIR, Board of Supervisors

ATTEST: CARMEL J. ANGELO
Clerk of Said Board

By: _____

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT, County Counsel

By: _____