

RESOLUTION NO. RES-16-0084

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH APPROVING AN ANNUAL REPORT
FOR OCTOBER 1, 2016 TO SEPTEMBER 30, 2017 FOR
THE EAST ANAHEIM STREET PARKING AND BUSINESS
IMPROVEMENT AREA ("EASPBIA") AND DECLARING ITS
INTENTION TO LEVY THE ANNUAL ASSESSMENT FOR
THAT FISCAL YEAR

WHEREAS, pursuant to Section 36533 of the California Streets and
Highways Code, the East Anaheim Street Parking and Business Improvement Area
Advisory Board has caused a Report to be prepared for October 1, 2016 to September
30, 2017 relating to the East Anaheim Street Parking and Business Improvement Area
("EASPBIA"); and

WHEREAS, said Report contains, among other things, with respect to
October 1, 2016 to September 30, 2017 all matters required to be included by the above
cited Section 36533; and

WHEREAS, having approved such Report, the City Council hereby
declares its intention to:

A. Confirm levy of and direct collecting within the Area, assessments for
the EASPBIA for October 1, 2016 to September 30, 2017. Said assessments are
proposed to be levied on such classifications and at such rates as are set forth in Exhibit
"A" attached hereto and incorporated herein. These assessments are not proposed to be
levied on owners of commercial or residential property;

B. Provide that each business shall pay the assessment annually, at the
same time the business license is due. This is the same collection procedure which
occurred in the previous fiscal year; and

1 WHEREAS, to this end, the proposed activities and improvements
2 undertaken by the Area include those generally specified in the establishing Ordinance
3 ORD-10-0012, as adopted by the City Council on May 4, 2010; and

4 WHEREAS, a copy of the Report is on file with the City Clerk and includes
5 a full description of the activities and improvements to be provided from October 1, 2016
6 to September 30, 2017, the boundaries of the area, and the proposed assessments to be
7 levied on the businesses that fiscal year and all other information required by law; and

8 WHEREAS, it is the desire of this City Council to fix a time and place for a
9 public hearing to be held in the City Council Chamber of the City of Long Beach on
10 October 11, 2016 at 5:00 p.m., regarding the Report, the levy and the proposed program
11 for October 1, 2016 to September 30, 2017;

12 NOW THEREFORE, the City Council of the City of Long Beach resolves as
13 follows:

14 Section 1. That certain Report entitled "East Anaheim Street Parking and
15 Business Improvement Area - Initial Assessment Report and Proposed Service Plan" for
16 the period October 1, 2016 to September 30, 2017, as filed with the City Clerk is hereby
17 approved.

18 Section 2. On October 11, 2016 at 5:00 p.m., in City Council Chamber,
19 City Hall, 333 West Ocean Boulevard, Long Beach, California 90802, the City Council of
20 the City of Long Beach will conduct a public hearing on the levy of proposed
21 assessments for October 1, 2016 to September 30, 2017 for the EASPBIA. All
22 concerned persons are invited to attend and be heard, and oral or written protests may
23 be made, in accordance with the following procedures:

24 A. At the public hearing, the City Council shall hear and consider all
25 protests. A protest may be made orally or in writing by any interested person. Any
26 protest pertaining to the regularity or sufficiency of the proceedings shall be in writing and
27 shall clearly set forth the irregularity or defect to which the objection is made.

28 B. Every written protest shall be filed with the City Clerk at or before the

1 time fixed for the public hearing. The City Council may waive any irregularity in the form
2 or content of any written protest and at the public hearing may correct minor defects in the
3 proceedings. A written protest may be withdrawn in writing at any time before the
4 conclusion of the public hearing.

5 C. Each written protest shall contain a description of the business in
6 which the person subscribing the protest is interested sufficient to identify the business
7 and, if a person subscribing is not shown on the official records of the City as the owner of
8 the business, the protest shall contain or be accompanied by written evidence that the
9 person subscribing is the owner of the business. A written protest which does not comply
10 with this section shall not be counted in determining a majority protest.

11 D. Testimony is also invited relating to any perceived irregularities in or
12 protests to previous years' proceedings/assessments.

13 Section 3. The City Clerk shall give notice of the public hearing called for
14 in Section 2 by causing this Resolution of Intention to be published once in a newspaper
15 of general circulation in the City not less than seven days before the public hearing.

16 Section 4. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of September 13, 2016, by the following vote:

Ayes: Councilmembers: Gonzalez, Pearce, Price,
Supernaw, Mungo, Andrews,
Uranga, Austin, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.



City Clerk

EXHIBIT “A”
