

RESOLUTION NO. 2018-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
POMONA, CALIFORNIA DECLARING ITS INTENTION TO RENEW
THE DOWNTOWN POMONA PROPERTY AND BUSINESS
IMPROVEMENT DISTRICT**

WHEREAS, the Property and Business Improvement District Law of 1994, Streets and Highways Code §36600 et seq., authorizes cities to establish and renew property and business improvement districts to provide improvements and activities which specially benefit assessed properties; and

WHEREAS, the Downtown Pomona Property and Business Improvement District (“DPPBID”) was renewed for a ten (10) year term beginning January 1, 2010 through December 31, 2019; and

WHEREAS, the upon the successful renewal of the DPPBID the current DPPBID’s Management District Plan will be modified so that the current DPPBID expires on December 31, 2018; and

WHEREAS, incorporated herein by this reference is the DPPBID Management District Plan (hereafter “Plan”), which provides for improvements and activities which will specially benefit assessed properties; and

WHEREAS, owners of properties within the renewed DPPBID have submitted petitions asking that the City Council renew the DPPBID. Included with each petition was a Plan summary including a map showing the boundaries of the DPPBID. The petitions, the boundary map, and the Plan are on file with the City Clerk; and

WHEREAS, the Plan provides for the following improvements and services within the DPPBID, all of which are intended to provide and constitute special benefits to assessed properties: security; street improvements and maintenance; marketing, promotions, and special events; and related administration. The Plan proposes to fund these improvements and services through the levy of a benefit assessment on real property within the DPPBID.

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

Section 1. The recitals set forth herein are true and correct.

Section 2. The City Council finds that property owners who will pay more than 50% of the assessment proposed in the Plan have signed petitions. The City Council accepts

the petitions and intends to renew the DPPBID and to levy an assessment on real property within the DPPBID boundaries in accordance with the Property and Business Improvement District Law of 1994. In the first year of the ten (10) year term, the total proposed assessment is approximately \$1,009,643.10.

Section 3. The assessment will be imposed on real property at the following rates:

Initial Parcel Assessment Rates			
Parcel Type	Parcel Size (sq. ft.)	Parcel Frontage (ln. ft.)	Building Size (sq. ft.)
Commercial	\$0.061900	\$17.120	\$0.19300
Parks	\$0.049520	\$13.696	\$0.15440
Private Tax- Exempt	\$0.003095	\$0.856	\$0.00965

Section 4. The City Council finds that the Plan satisfies all requirements of Streets and Highway Code section 36622.

Section 5. The exterior boundaries of the DPPBID are shown on the map attached hereto as Exhibit A.

Section 6. Bonds shall not be issued for the DPPBID.

Section 7. The time and place for the public hearing on the renewal of the DPPBID and the levy of the proposed assessment are set for 7:00 PM on July 16, 2018, at Pomona City Hall located 505 S. Garey Avenue, Pomona, CA 91766. The City Council may continue the public hearing from time to time.

Section 8. The City Clerk is directed to give notice of the time and place of the public hearing in accordance with Streets and Highways Code section 36623. The City Clerk is to do this by mailing (or causing to be mailed) written notices and assessment ballots in the time, form, and manner provided by Government Code section 53753 to all persons who own real property within the renewed DPPBID and will be subject to the proposed assessment, no later than May 31, 2018. The City Clerk is further directed to file an affidavit with the City Council when all notices and ballots have been mailed, setting forth the time and manner of his or her compliance with the requirements of law for mailing the notices and ballots.

Section 9. At the public hearing, the City Council will consider all objections or protests to the proposed assessment, and any interested person will be permitted to present written or oral testimony. At the conclusion of the public hearing, all ballots submitted and not withdrawn will be tabulated in accordance with Government Code section 53753.

APPROVED AND ADOPTED THIS _____ DAY OF MAY 2018.

ATTEST:

CITY OF POMONA:

Eva M. Buice, City Clerk

Tim Sandoval, Mayor

APPROVED AS TO FORM:

Arnold Alvarez-Glasman, City Attorney

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF POMONA

I, EVA M. BUICE, MMC, CITY CLERK of the City of Pomona do hereby certify that the foregoing Resolution was adopted at a Regular Meeting of the City Council of the City of Pomona held on the _____ day of May 2018, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Pomona, California, this _____ day of May, 2018.

Eva M. Buice MMC, City Clerk

EXHIBIT A – MAP

