

RESOLUTION R 2013 _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, APPROVING THE 2013 ANNUAL REPORT, BUDGET AND ADVISORY BOARD FOR THE OXBOW BUSINESS IMPROVEMENT AREA, AND AUTHORIZING THE CITY CLERK TO SCHEDULE A PUBLIC HEARING ON JUNE 4, 2013 TO LEVY ASSESSMENTS IN THE OXBOW BUSINESS IMPROVEMENT AREA IN ACCORDANCE WITH NMC SECTION 3.29

WHEREAS, pursuant to conditions of the State of California Streets and Highways Code Section 36500, *et seq.* and Agreement No. 9354 between the City of Napa and the Napa Downtown Association, Management of Assessment Districts, approved on June 19, 2007, the City of Napa City Council must review an annual report and budget for the Oxbow Business Improvement Area (BIA) and authorize the levying of assessments upon businesses within the BIA as outlined in NMC Section 3.29 (Oxbow Business Improvement Area); and

WHEREAS, the Advisory Board of the Oxbow Business Improvement Area caused to be prepared and submitted to the City the 2013 Annual Report, which is on file with the City Clerk, and is attached hereto as Exhibits "A", "B", and "C", and incorporated herein by reference; and

WHEREAS, the boundaries of the Oxbow Business Improvement Area are set forth on Exhibit "C", attached hereto and incorporated herein by reference.

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City staff, and any information provided during public meetings.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this resolution are true and correct, and establish the factual basis for the City Council's adoption of this resolution.
2. The City Council hereby approves the Annual Report, attached hereto as Exhibits "A", "B", and "C".
3. The City Council hereby declares its intention to levy and collect assessments upon businesses within the Oxbow Business Improvement Area for Fiscal Year 2013, in accordance with the Annual Report.

ATTACHMENT 1

4. The City Council hereby approves the appointment of the following individuals to serve on the Oxbow Business Improvement Area Advisory Board:

<u>Name</u>	<u>Affiliation</u>
Sara Brooks, President	Napa Mill
Celeste Carducci	Uncorked at Oxbow
Tom Finch	Filippi's Pizza Grotto
Stephanie Kendall	Carpe Diem
Anette Madsen	Anette's Chocolates
Joe Peatman, Jr.	Downtown Joe's
Steve Pierce	The Executive Room
Cheryl Richburg	Napa Valley Traditions
Steve Rodrigues	Val's Liquors Downtown
Craig Smith	Executive Director, NDA

5. The City Council hereby sets the time and date to levy assessments in the Oxbow Business Improvement Area at a public hearing on Tuesday, June 4, 2013, at 3:30 p.m. at City Hall Council Chambers, 955 School Street, Napa, CA, at which time written and oral protests may be made.
6. The City Council hereby directs the City Clerk to give notice of the public hearing by publishing said notice once in a newspaper of general circulation in the city not less than seven days before the public hearing.
7. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 21st day of May, 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Dorothy Roberts
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney