

ATTACHMENT 2

RESOLUTION R2020-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA DECLARING ITS INTENTION TO INITIATE PROCEEDINGS TO RENEW THE DOWNTOWN NAPA PROPERTY AND BUSINESS IMPROVEMENT DISTRICT, AND SCHEDULE A PUBLIC HEARING FOR TUESDAY, JULY 21, 2020, AT 6:30 P.M. IN CITY HALL COUNCIL CHAMBERS, 955 SCHOOL STREET, NAPA CA

WHEREAS, the Property and Business Improvement District Law of 1994, California 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 Napa Property and Business Improvement District ("Downtown Napa PBID") was initially established and approved by the City Council on February 1, 2005 for a five year term; and on July 21, 2015, the City Council approved its renewal for a five (5) year term beginning January 1, 2016 through December 31, 2020; and

WHEREAS, the Downtown Napa PBID Management District Plan (hereafter "Plan," attached hereto and incorporated herein by reference) identifies improvements and activities which will specially benefit assessed properties within the Downtown Napa PBID for an extended term from January 1, 2021 through December 31, 2025; and

WHEREAS, owners of properties within the renewed Downtown Napa PBID have submitted petitions asking that the City Council renew the Downtown Napa PBID in accordance with the Plan. Included with each petition was a Plan summary including a map showing the boundaries of the Downtown Napa PBID. 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 Downtown Napa PBID, all of which are intended to provide and constitute special benefits to assessed properties: Beautification; Maintenance & Infrastructure; Marketing; Ambassador & Safekeeping; and related Advocacy & Administration directly and only to assessed parcels within its boundaries. The Plan proposes to fund these improvements and services through the levy of a benefit assessment on real property within the Downtown Napa PBID; and

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

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NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Napa, State of California, 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 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 Downtown Napa PBID and to levy an assessment on real property within the Downtown Napa PBID boundaries in accordance with the Property and Business Improvement District Law of 1994. In the first year of the five (5) year term, the total proposed assessment will be approximately \$476,915.
3. The assessment is based on parcel size, parcel use, and benefit zone. The assessment may be subject to an increase in assessment rates of no more than three percent (3%) per year. The assessment will be imposed on real property at the following rates; provided, however, parcels owned and utilized by private tax-exempt organizations shall not be assessed or receive services:

Parcel Type	Zone 1	Zone 2
Retail Rate	\$0.229	\$0.076
Non-Retail Rate	\$0.153	\$0.076
Parking Rate	\$0.076	\$0.038
Vacant Rate	\$0.038	\$0.038

4. The City Council finds that the Plan satisfies all requirements of Streets and Highway Code section 36622.
5. The exterior boundaries and benefit zones of the Downtown Napa PBID are shown on the map attached hereto as Exhibit A.
6. Bonds shall not be issued for the Downtown Napa PBID.
7. The time and place for the public hearing on the establishment of the Downtown Napa PBID and the levy of the proposed assessment are set for 6:30 PM on July 21, 2020, at 955 School Street, Napa, CA 94559. The City Council may continue the public hearing from time to time.
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

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section 53753 to all persons who own real property within the renewed Downtown Napa PBID and will be subject to the proposed assessment, no later than June 5, 2020. 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.

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.

10. 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 regular meeting of said City Council held on the 2nd day of June, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST _____
Tiffany Carranza
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney

EXHIBIT A – MAP

