



**CITY OF PACIFICA
COUNCIL AGENDA SUMMARY REPORT**

6/25/2018

SUBJECT:

Conduct Public Hearing and Adopt Resolution Confirming the Annual Report from the Pacifica Hotel Business Improvement District, Approving the Program of Expenditures, and Assessing the Levy for Fiscal Year 2018-19 at the Same Rates Levied in Fiscal Year 2017-18 Without Change.

RECOMMENDED ACTION:

1) Conduct the Public Hearing; 2) Rule on Oral and Written protests, if any; and 3) Adopt the resolution confirming the annual report of the Pacifica Hotel Business Improvement District Advisory Board and continuing the assessments levied in 2017-18 without change in Fiscal Year 2018-19.

STAFF CONTACT:

Thomas Myers, Economic Development Manager
(650) 738-7402
myerst@ci.pacifica.ca.us

BACKGROUND/DISCUSSION:

The attached Pacifica Hotel Business Improvement District (BID) report was filed with the City Clerk as required by the California Streets and Highways Code (SHC) Section 36533. The report was prepared by the Chamber of Commerce acting as the Managing Agency for the hotels in the BID and on behalf of the Pacifica Hotel BID Advisory Committee.

A Resolution of Intention to Continue the BID program and Levy the annual assessments for fiscal year 2018-19 was passed by a 5-0 vote at the June 11, 2018 City Council meeting. This action kept the 2018-19 levy rate at the same level as was levied in fiscal year 2017-18. The public hearing date was set for the City Council meeting of June 25, 2018 in accordance with SHC Section 36534.

As required in SHC Section 36523, the Resolution of Intention was published on Page B6 of the Classifieds & Legal Notices section of the Pacifica Tribune on June 13, 2018. A copy of the Resolution of Intention was mailed by first-class mail to the owner of each business subject to the assessment within seven days of its adoption.

Written and oral protests to the levy of the annual assessments may be made at the public hearing in the form and manner prescribed in Sections 36625 and 36626 of the SHC up until the close of the public hearing.

FISCAL IMPACT:

The Chamber of Commerce reports a fund balance of \$39,701.98 remaining from previous years' BID assessments. In addition, the expected revenue for 2018-19 is estimated to be \$56,800.00. The total cost of planned activities described in the Annual Report is \$68,400.00. The City collects no fee for administering the BID.

ORIGINATED BY:

City Manager's Office

ATTACHMENT LIST:

Resolution No. 21-2018 (PDF)

Pacifica Hotel BID FY2017-2018 Annual Report (PDF)



A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFICA CONFIRMING THE ANNUAL REPORT OF THE ADVISORY BOARD OF THE HOTEL BUSINESS IMPROVEMENT DISTRICT, APPROVING THE HOTEL BUSINESS IMPROVEMENT DISTRICT'S PROGRAM OF EXPENDITURES, AND ASSESSING THE LEVY FOR FISCAL YEAR 2018-19 AT THE SAME RATES LEVIED IN FISCAL YEAR 2017-2018 WITHOUT CHANGE

WHEREAS, pursuant to California Streets and Highways Code sections 36500 et. seq., the City Council of the City of Pacifica adopted Ordinance No. 714-C.S. in 2004 creating the Pacifica Hotel Business Improvement District (BID) and levying an annual assessment of \$1.00 per room per day of occupancy on the hotels in the City; and

WHEREAS, the Pacifica Hotel Business Improvement District has been operating and levying an annual assessment of \$1.00 per room per day of occupancy on the hotels in the City continuously since 2004, including fiscal year 2017-2018; and

WHEREAS, pursuant to Streets and Highways Code section 36533, the Pacifica Hotel Business Improvement District Advisory Committee has prepared and filed with the City Clerk an annual report regarding the BID's operations that proposes to continue the program and assessments for fiscal year 2018-2019 at the same amount as levied for the fiscal year 2017-2018; and

WHEREAS, on June 11, 2018, the City Council adopted Resolution No. 21-2018, which approved the annual report of the Advisory Board of the Pacifica Hotel Business Improvement District (BID) and gave notice of the Council's intent to levy the proposed Fiscal Year 2018-19 assessment for the BID following a public hearing on June 25, 2018, at 7:00 p.m. at the Pacifica City Council Chambers; and

WHEREAS, the City Clerk gave notice of the public hearing by publishing in a newspaper of general circulation at least seven days before the public hearing and by mailing a copy of said public hearing notice and Resolution No. 21-2018 to all affected businesses as required by California Streets and Highways Code section 36534; and

WHEREAS, at the public hearing, the City Council heard and considered all protests against the Fiscal Year 2018-19 levy of assessments for the BID, and the rules and procedures used in receiving and considering protests complied with those set forth in the California Streets and Highways Code sections 36524, 36525, 36534 and 36535; and

WHEREAS, the City Council desires to adopt this Resolution to confirm the Advisory Committee's report as submitted and continue the program and assessments as levied in fiscal year 2017-2018 at \$1.00 per room per day of occupancy on the hotels in the City without change for fiscal year 2018-2019.

RESOLVED by the City Council of the City of Pacifica, California, that:

1. Incorporation of Recitals. The foregoing recitals are true and correct and are hereby incorporated in and form a part of this resolution.
2. Approval of Report and Program of Expenditures. The Annual Report of the Pacifica Hotel Business Improvement District Advisory Committee, attached to this Resolution as Exhibit A, that was filed with the City Clerk on June 4, 2018 and approved by the City Council by Resolution No. 21-2018, is hereby confirmed as submitted and the program of expenditures is hereby approved for Fiscal Year 2018-19.

3. Annual Assessment. The City hereby levies and will collect assessments for Fiscal Year 2018-19 at the same rate of \$1.00 per room per day of occupancy on the hotels in the City of Pacifica as levied in fiscal year 2017-2018, without change.

4. Effective Date and Certification. The City Clerk is directed to certify the adoption of this Resolution. The Resolution shall take effect immediately upon its adoption by the City Council.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Pacifica, California, held on the 25th day of June 2018, by the following vote of the members thereof:

AYES, Councilmembers:

NOES, Councilmembers:

ABSENT, Councilmembers:

ABSTAIN, Councilmembers:

John Keener, Mayor

ATTEST:

Kathy O'Connell, City Clerk

APPROVED AS TO FORM:

Michelle Marchetta Kenyon, City Attorney