

## RESOLUTION 2023-14

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORTUNA AUTHORIZING THE LEVY OF AN ANNUAL ASSESSMENT FOR THE 2023-2024 FISCAL YEAR FOR THE FORTUNA BUSINESS IMPROVEMENT DISTRICT

WHEREAS, in 1990, the City Council of the City of Fortuna established the Fortuna Business Improvement District (“FBID”) under the Parking and Business Improvement Area Law of 1989 (California Streets and Highways Code §§ 36500 et seq.);

WHEREAS, FBID continues to confer a special benefit on those businesses subject to the annual assessment;

WHEREAS, on May 1, 2023, the Council received and approved the annual report of the FBID advisory board without modification;

WHEREAS, pursuant to Section 36534 of the California Streets and Highways Code, the City Council adopted Resolution No. 2023-12 declaring its intention to levy the annual assessment for the 2023-2024 fiscal year and setting the time and place for a public hearing on the proposed assessment;

WHEREAS, pursuant to Resolution No. 2023-21, the Council set the public hearing for June 5, 2023, at the Regular Meeting of the City Council, and caused the text of the resolution to be published as required by law;

WHEREAS, by way of this Resolution, the Council hereby authorizes the levy and collection of the annual assessment for FBID at the rates set forth in *Exhibit A* to this Resolution, and makes further findings as set forth below.

#### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL THAT:**

1. The recitals set forth above are true and correct.
2. The City Council does not make any change to the boundaries of the Fortuna Business Improvement District, or any benefit zone with the district. The boundaries of the district, and each benefit zone therein, shall remain as previously set by ordinance.
3. There being an unsuccessful protest, the City Council authorizes the levy and collect assessments in the amounts set forth *Exhibit A* hereto.
4. The activities and improvements authorized by section 5.40.070 of the Fortuna Municipal Code shall remain unchanged for the 2023-2024 fiscal year.
5. Reference is made hereto to the Annual Report approved by the Council on May 1, 2023, and on file with the City Clerk for a full and detailed description of the improvements and activities to be provided for the 2023-2024 fiscal year, the boundaries of the area and any

benefit zones within the area, and the proposed assessments to be levied upon the businesses within the area for that fiscal year.

6. The Annual Report is approved without modification.
7. This Resolution shall take effect immediately upon adoption by the City Council.

**PASSED and ADOPTED** at a regular meeting of the City Council of the City of Fortuna, California, on this 5th day of June 2023 by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

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Tami Trent, Mayor

ATTEST:

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Buffy L. Gray, Deputy City Clerk

**EXHIBIT A**