

Resolution No.

STOCKTON CITY COUNCIL

A RESOLUTION DECLARING INTENTION TO RENEW THE STOCKTON TOURISM BUSINESS IMPROVEMENT DISTRICT AND FIXING THE TIME AND PLACE OF A PUBLIC MEETING AND A PUBLIC HEARING THEREON AND GIVING NOTICE THEREOF

The City of Stockton (City) renewed the Stockton Tourism Business Improvement District (STBID) on November 4, 2014 by Resolution No. 2014-11-04-1601-01 for a ten (10) year term which ends on December 31, 2025; and

The Property and Business Improvement Law of 1994, Streets and Highways Code section 36600 *et. seq.* (94 Law), authorizes the City to renew business improvement districts for the purposes of promoting tourism; and

Visit Stockton (VS), lodging business owners, and representatives from the City have met to consider the renewal of the STBID; and

VS has drafted a Management District Plan (Plan) which sets forth all required information pursuant to section 36622 of the 94 Law including the proposed boundary of the STBID, a service plan and budget, and a proposed means of governance; and

The renewed STBID includes all lodging businesses, existing and in the future, available for public occupancy located within the boundaries of the City; and

Lodging businesses who will pay more than fifty percent (50%) of the assessment under the STBID have petitioned the City Council to renew the STBID; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council finds that lodging businesses that will pay more than fifty percent (50%) of the assessment proposed in the Plan have signed and submitted petitions in support of the renewal of the STBID. The City Council accepts the petitions and adopts this Resolution of Intention to renew the STBID and to levy an assessment on lodging businesses within the STBID boundaries in accordance with the Property and Business Improvement District Law of 1994.

2. The City Council finds that the Plan satisfies all requirements of Streets and Highways Code section 36622.

3. The City Council declares its intention to renew the STBID and to levy and collect assessments on lodging businesses within the STBID boundaries pursuant to the Property and Business Improvement District Law of 1994.

4. The STBID shall include all lodging businesses, existing and in the future, available for public occupancy located within the boundaries of the City, as shown in the map attached as Exhibit A, incorporated by this reference.

5. The name of the district shall be Stockton Tourism Business Improvement District (STBID).

6. The annual assessment rate is five percent (5%) of gross short-term (stays less than 31 days) sleeping room rental revenue. In year six (6) of the STBID's term, the assessment rate shall automatically increase by one-half -of-one percent (0.5%), to a total assessment rate of five and one-half-of-one percent (5.5%). Based on the benefit received, assessments will not be collected on stays of more than thirty (30) consecutive days.

7. The assessments levied for the STBID shall be applied toward sales and marketing programs to market assessed lodging businesses in Stockton as tourist, meeting, and event destinations, as described in the Plan. Funds remaining at the end of any year may be used in subsequent years in which STBID assessments are levied as long as they are used consistent with the requirements of this resolution and the Plan.

8. The renewed STBID will have a ten (10) year term, beginning January 1, 2025, or as soon as possible thereafter, and ending ten (10) years from its start date, unless renewed pursuant to Streets and Highways Code section 36660.

9. Bonds shall not be issued.

10. The time and place for the public meeting to hear testimony on renewing the STBID and levying assessments are set for November 12, 2024, at 5:30PM, or as soon thereafter as the matter may be heard, at the Council Chambers located at City Hall, 425 N. El Dorado Street, 2nd Floor, Stockton, CA 95202.

11. The time and place for the public hearing to renew the STBID and the levy of assessments are set for November 19, 2024, at 5:30PM, or as soon thereafter as the matter may be heard, at the Council Chambers located at City Hall, 425 N. El Dorado Street, 2nd Floor, Stockton, CA 95202. The City Clerk is directed to provide written notice to the lodging businesses subject to assessment of the date and time of the meeting and hearing, and to provide that notice as required by Streets and Highways Code section 36623, no later than October 4, 2024.

12. At the public meeting and hearing the testimony of all interested persons for or against the renewal of the STBID may be received. If at the conclusion of the public hearing, there are of record written protests by the owners of the lodging businesses

within the renewed STBID that will pay fifty percent (50%) or more of the estimated total assessment of the entire STBID and protests are not withdrawn so as to reduce the protests to less than fifty percent (50%), no further proceedings to renew the STBID shall occur for a period of one (1) year.

13. The complete Plan is on file with the City Clerk and may be reviewed upon request.

14. This resolution shall take effect immediately upon its adoption by the City Council.

15. The City Manager, or designee, is authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED October 1, 2024.

KEVIN J. LINCOLN II
Mayor of the City of Stockton

ATTEST:

KATHERINE ROLAND, CMC, CPMC
Interim City Clerk of the City of Stockton