

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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RESOLUTION NO. RES-09-0116

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH CONFIRMING, FOLLOWING HEARING, THE ANNUAL REPORT OF THE FOURTH STREET PARKING AND BUSINESS IMPROVEMENT AREA ADVISORY COMMISSION, CONTINUING THE LEVY OF ANNUAL ASSESSMENT AS SET FORTH IN SAID REPORT AND SETTING FORTH OTHER RELATED MATTERS

WHEREAS, pursuant to Section 36533 of the California Streets and Highways Code, the Fourth Street Parking and Business Improvement Area Advisory Board has caused a Report to be prepared for October 1, 2009 through September 30, 2010 relating to the Fourth Street Parking and Business Improvement Area ("FSPBIA") which is located generally in that section of the City of Long Beach generally bounded by Cherry Avenue and Carroll Park North with frontage along Fourth Street; and

WHEREAS, said Report contains, among other things, all matters required to be included by the above cited Section 36533; and,

WHEREAS, on October 20, 2009, at 5:00 p.m., the City Council conducted a public hearing relating to that Report in accordance with its Resolution of Intention No. RES-09-0104, adopted September 22, 2009, at which public hearing all interested persons were afforded a full opportunity to appear and be heard on all matters relating to the Report; and,

WHEREAS, a majority protest not having been received, it is the City Council's desire to confirm the Report as originally filed and impose and continue the levy of the Annual Assessment as described in the Report;

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

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1 Section 1. A public hearing having been conducted on October 20, 2009,
2 at 5:00 p.m., and all persons having been afforded an opportunity to appear and be
3 heard, the City Council hereby confirms the Report of the Fourth Street Parking and
4 Business Improvement Area Advisory Board, previously filed and approved by Resolution
5 No. RES-09-0104, adopted September 22, 2009, as originally filed, and declares
6 that this resolution shall constitute the levy of the Assessment referred to in the Report for
7 October 1, 2009 through September 30, 2010 as more specifically set forth in Exhibit "A".

8 Section 2. The City Council further confirms that the Advisory Board for
9 the FSPBIA shall consist of the Board of Directors of the Fourth Street Business
10 Association.

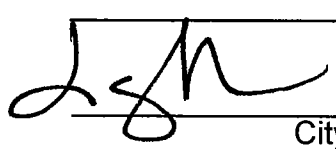
11 Section 3. This resolution shall take effect immediately upon its adoption
12 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

13 I hereby certify that the foregoing resolution was adopted by the City
14 Council of the City of Long Beach at its meeting of October 20, 2009, by the
15 following vote:

16 Ayes: Councilmembers: Garcia, Lowenthal, O'Donnell,
17 Schipske, Andrews, Reyes Uranga,
18 Gabelich, Lerch.

19
20 Noes: Councilmembers: None.

21
22 Absent: Councilmembers: DeLong.

23
24 
25 _____
26 City Clerk

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Exhibit A

**FY 2010 Fourth Street PBIA
Assessment Formula**

Business License Category	Rate
Financial/Banking & Insurance	\$200
Service Real Estate Offices	200
Retail – Restaurant w/Alcohol & RTE	200
Retail – Other	200
Consulting	200
Construction Contractor	200
Professional	200
Service – Other	200
Misc, Rec/Ent, Vend, Manf, Uniq, Whlsl,	100
Commercial space rental	100
Non-profit business operations	100
Residential property rental	0
All Secondary Licensees	0

Estimated FY 2010 assessment revenue is \$10,800.