

RESOLUTION NO. 2021-25-CC

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE,
CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS
FOR FISCAL YEAR 2021/22 FOR THE PARKING AND BUSINESS
IMPROVEMENT AREA (KNOWN AS THE TWEEDY MILE BUSINESS
DISTRICT) BUSINESS LICENSE, AS PERMITTED BY THE PARKING AND
BUSINESS IMPROVEMENT AREA LAW OF 1989 (CALIFORNIA STREETS
AND HIGHWAY CODE SECTION 36500 ET SEQ.)**

WHEREAS, pursuant to the Parking and Business Improvement Act Law of 1965, Part 5 of Division 18 of the California Streets and Highway Code Section 36000 through 36081, on November 2, 1970, the City Council (“City Council”) of the City of South Gate (“City”) adopted Ordinance No. 1129 adding Chapter 2.64 (Parking and Business Improvement Area Business License), to Title 2 (Licenses – Business Regulations), of the South Gate Municipal Code establishing a Parking and Business Improvement Area (“Area”), specifying the initial or additional rate or levy of the license tax to be imposed on businesses, and specifying the uses to which the revenue shall be expended;

WHEREAS, the Parking and Business Improvement Area Business License levies an additional business license tax on businesses located within the designated Area and the City annually remits those funds back to the Tweedy Mile Association to be used for certain purposes in the Area;

WHEREAS, pursuant to Section 36530 of the California Streets and Highways Code, on September 27, 2011, the City Council adopted Ordinance No. 2286 adding Sections 2.64.100 through 2.64.140 establishing the Tweedy Mile Advisory Board (“TMAB”) to make recommendations to the City Council on the expenditure of revenues derived from the levy assessments on proposed improvements and activities and on the method and basis of levying assessments;

WHEREAS, on September 11, 2018 and September 25, 2018, the City Council made appointments to the TMAB, which held its first meeting on February 4, 2019, and have met from time to time since;

WHEREAS, the TMAB prepares an annual report specifying the expenses, services, activities, and programs to be funded by the assessment, in accordance with the requirements of Sections [36530](#) and [36533](#) of the California Streets and Highways Code, and upon TMAB’s approval of the annual report, presents it to the City Council for the conduct of a public hearing on the assessments for the fiscal year referred to in the annual report;

WHEREAS, the Area is known as the Tweedy Mile Business District which boundaries include Tweedy Boulevard between the beginning of the northeasterly line of Long Beach Boulevard and easterly along said prolongation and southerly line to the intersection with the westerly line of Hunt Avenue;

WHEREAS, the City Council and the TMAB have determined that the Area benefits the businesses located and operating within the Area by generating revenue for businesses to improve

the physical and financial health, social and cultural center of the City, and thereby enhances the City's community at large;

WHEREAS, the TMAB has conducted significant outreach to member businesses to formulate the Annual Report for Fiscal Years 2020/21 and 2021/22, including the work plan, budget and fee assessment schedule that would be fair, reasonable and in compliance with the California Streets and Highway Code Section 36500 et. seq.;

WHEREAS, at its Special Meeting of April 26, 2021, the TMAB approved the Annual Report for Fiscal Years 2020/21 and 2021/22, specifying the expenses, services, activities, and programs to be funded by the assessments for Fiscal Years 2020/21 and 2021/22;

WHEREAS, the continuation of the Area and the related levy of assessments will promote the economic revitalization of the downtown area of the City, create jobs, and attract new businesses; in addition, the Area enhances and promotes the City, culturally and commercially; and

WHEREAS, following adoption, mailing and publication of a Resolution of Intent to Levy and Collect the Assessments, the City Council held a public meeting on May 11, 2021 to allow public testimony regarding the Fiscal Year 2021/22 assessments of businesses within the Area; and

WHEREAS, the City Council held a public hearing on June 8, 2021, and heard and considered all protests against the establishment of the assessment; and

WHEREAS, the written protests received from the owners of businesses in the Area totaled less than 50 percent of the assessments.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council does hereby declare that the above recitals are true and correct and are incorporated herein by reference.

SECTION 2. The City Council does hereby declare that the Area has not changed. The territorial boundaries in the Area are identified in the Area Map attached hereto as Exhibit "A" and made a part hereof.

SECTION 3. Pursuant to the Parking and Business Improvement Area Law of 1989 (California Streets and Highway Code Section 36500 et seq.), the City Council does hereby declare its intention to continue the levy and collect assessments within the Area for the purpose of marketing and promoting activities which will benefit the businesses located and operating within the Area for Fiscal Year 2021/22.

SECTION 4. The City Council does hereby declare that the type or types of improvements and activities proposed to be funded by the levy of assessments on businesses in the Area are in line with the "Improvements" and "Activities" permitted under Sections 36510 & 36513 of Streets and Highway Code, specifically: (a) "Improvement" means the acquisition, construction, installation, or maintenance of any tangible property with an estimated useful life of five years or more including, but not limited to parking facilities, benches, trash receptacles, street lighting, decorations, parks, and fountains; and (b) "Activities" means, but is not limited to, promotion of public events which benefit

businesses in the area and which take place on or in public places within the area, furnishing of music in any public place in the area, promotion of tourism within the area and activities which benefit businesses located and operating in the area. Except where funds are otherwise available, an assessment will be levied annually to pay for all improvements and activities within the Area.

SECTION 5. The TMAB's Annual Report for Fiscal Years 2020/21 and 2021/22 is on file in the City Clerk's Office and contains a description of the improvements and activities to be provided, the boundaries of the Area, and the proposed assessments to be levied upon the businesses within the Area for the Fiscal Year 2021/22.

SECTION 6. The City Council conducted a public hearing on June 8, 2021, at 6:30 p.m., via Call-in Conference, to consider said assessments to be levied. At least 72 hours beforehand, the Dial-In Number and Conference Code was posted on the City's website at www.cityofsouthgate.org/AgendaCenter. During the public hearing, the City Council allowed public testimony regarding the proposed assessments of businesses within the Area for the proposed work plan for Fiscal Year 2021/22.

SECTION 7. At this public hearing, the City Council heard and considered all protests against the establishment of the assessment or the furnishing of specified types of improvements or activities within the Area. The protest against the assessments were made orally or in writing by any interested person. All written protests were filed with the City Clerk.

A written protest may be withdrawn from record at any time before the conclusion of the public hearing. Each written protest shall contain a written description of the business in which the person signing the protest is interested, sufficient to identify the business, and its address. If the person signing the protest is not shown on the official records of the City as the owner of the business, then the protest shall contain or be accompanied by written evidence that the person is the owner of the business. Any written protest as to the regularity or sufficiency of the proceeding shall be in writing and clearly state the irregularity or defect to which objection is made.

[Remainder of page left blank intentionally.]

SECTION 8. The City Council does hereby order the levy and collection of the assessment for

Fiscal Year 2021/22. The method and basis of levying the annual assessment for each business in the Area for the Fiscal Year 2021/22 is set forth in Exhibit B attached hereto and made a part hereof.

SECTION 9. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

PASSED, APPROVED and ADOPTED this 8th day of **June 2021**.

CITY OF SOUTH GATE:

BY: Al Rios
Al Rios, Mayor

ATTESTED:

BY: Carmen Avalos
Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:

BY: Raul F. Salinas
Raul F. Salinas, City Attorney

PARKING AND BUSINESS IMPROVEMENT AREA
ANNUAL REPORT FOR FISCAL YEARS 2020/21 AND 2021/22

This annual report includes the proposed assessment levy and program budgets for the fiscal years 2020/21 and 2021/22.

Tweedy Mile Advisory Board

Per the Parking and Business Improvement Area Law of 1989 and the City's Municipal Code, Chapter 2.64, the City council shall appoint a Tweedy Mile Advisory board in order to make recommendations to the City Council on the expenditure of revenues derived from the levy assessments on proposed improvements and activities and on the method and basis of levying assessments.

Purpose of Annual Report

The Tweedy Mile Advisory Board shall prepare an annual report for each fiscal year for which assessments are to be levied and collected to pay the costs of the improvements and activities described in the report. The report may propose changes, including, but not limited to, the boundaries of the parking and business improvement area, the basis and method of levying the assessments.

Boundaries and Assessments

There are no proposed changes to the Parking and Business Improvement Area (Area) boundaries or the assessment methodology. The Area boundary map and assessment methodology are included as Exhibits A and B.

Method and Basis of Levying the Assessment

All businesses within the Area are subject to the assessments. The levy of the business license tax imposed upon the businesses within said area, is hereby fixed, levied, determined and established per the City's assessment methodology included with this report as Exhibit B.

Payment of Tax

The additional rate or levy of the license tax levied is due and payable at the same time and in the same manner that the business license tax is imposed by the City's Municipal Code Chapter 2.08.

Budget

A line-item budget for FY 2020/21 and 2021/22 is included with this report as Exhibit C.

Exhibit B – Parking and Business Improvement Area Map

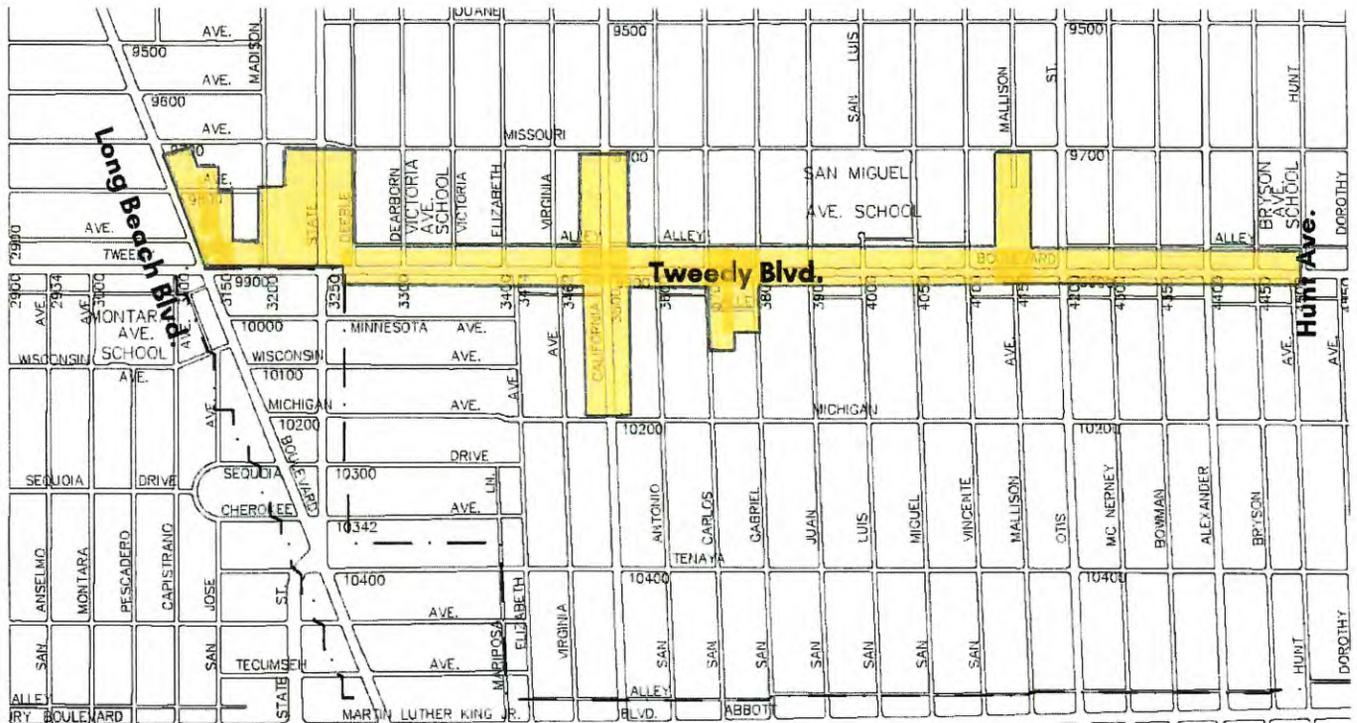
Exhibit C – Parking and Business Improvement Area Business License Fees

Exhibit D– Parking and Business Improvement Area Budgets for FY 2020/21 and 2021/22



PARKING AND BUSINESS IMPROVEMENT AREA MAP

Below is a map delineating the boundaries of the Parking and Business Improvement Area and the list of addresses located within the Area.



Addresses located in the Business Improvement Area:

- California Ave. 9700 - 10100
- Long Beach Blvd. 9700 - 9900
- Otis St. 9700 - 10100
- San Gabriel Ave. 9900 - 10100
- San Juan Ave. 9900 - 10100
- State St. 9700 - 9900
- Tweedy Blvd. 3150 - 4499

CITY OF SOUTH GATE
PARKING AND BUSINESS IMPROVEMENT AREA BUSINESS LICENSE FEES
FISCAL YEARS 2020/21 & 2021/22

Street Name	Address Range
Tweedy Blvd.	3150 - 4499
California Ave.	9700 - 10100
Long Beach Blvd.	9700 - 9900
Otis St.	9700 - 10100
San Gabriel Ave.	9900 - 10100
San Juan Ave.	9900 - 10100
State St.	9700 - 9900

Businesses located in the Parking and Business Improvement Area are subject to the provisions of Chapter 2.64 of the South Gate Municipal Code, "Parking and Business Improvement Area" which established a Business Improvement Area Fee based on the businesses' annual gross receipts.

The Business Improvement Area Fees are collected by the City and are deposited into the "Parking and Business Improvement Account" and can be used for the following purposes only:

1. Decoration of any public place in the area.
2. Promotion of public events which are to take place on or in public places in the area.
3. The general promotion of retail trade activities in the area.

The Business Improvement Area Fee is an additional fee to the regular City license tax shown on the enclosed renewal. The business owner shall calculate the Business Improvement Area Fee according to the schedule below and add it to total tax calculated on the Business License Renewal Form.

Schedule of Business Improvement Area Fees

Annual Gross Receipts Total:	The Fee Shall Be:
If less than \$10,000	\$15
If \$10,000 or more, but less than \$25,000	\$20
If \$25,000 or more, but less than \$50,000	\$25
If \$50,000 or more, but less than \$75,000	\$36
If \$75,000 or more, but less than \$100,000	\$48
If \$100,000 or more, but less than \$200,000	\$60
If \$200,000 or more, but less than \$300,000	\$72
If \$300,000 or more, but less than \$400,000	\$84
If \$400,000 or more, but less than \$500,000	\$96
If \$500,000 or more, but less than \$600,000	\$110
If \$600,000 or more, but less than \$700,000	\$124
If \$700,000 or more, but less than \$800,000	\$138
If \$800,000 or more, but less than \$900,000	\$152
If \$900,000 or more, but less than \$1,000,000	\$166
If \$1,000,000 or more, but less than \$1,100,000	\$180
If \$1,100,000 or more, but less than \$1,200,000	\$194
If \$1,200,000 or more, but less than \$1,300,000	\$208
If \$1,300,000 or more, but less than \$1,400,000	\$222
If \$1,400,000 or more, but less than \$1,500,000	\$236
If such gross receipts exceed the sum of \$1,500,000, the Fee shall be the sum of \$236.00 as specified above, plus the sum of 25 cents for each \$1,000 or major fraction thereof in excess of said \$1,500,000.	Total Not to Exceed \$400

**Parking and Business Improvement Area Budget
FY 2020/21 and FY 2021/22**

Exhibit C

Beginning BID Fund Balance - July 1, 2020	\$20,794.77
FY 2020/21 Estimated Assessment Revenue	\$21,500.00
Total Estimated BID Funds Available for Use in FY 2020/21	\$42,294.77
Actual Expenditures Proposed for Reimbursement to TMA	Amounts
Decoration of Any Public Place in the Area	
Installation of Street Christmas Lights	\$7,871.00
Promotion of Public Events which are to take place in the Area	
None	\$0.00
General Promotion of Retail Trade Activities in the Area	
Rene Graphics & Printing: 50 COVID posters & 200 letters	\$160.00
Rene Graphics & Printing: 200 notices & 100 hand sanitizers	\$140.00
Damian's Printing: 200 masks embossed with TMA logo	\$1,100.00
Ignacio Alonso Multi-Services: 200 masks, hand sanitizers & notices	\$120.00
Ignacio Alonso Multi- Services: distribution of COVID Flyers	\$120.00
Freddy's Market: 100 hand sanitizer spray bottles	\$555.00
City of South Gate: Sidewalk Sale annual permit (\$61.00 + \$46.00)	\$107.00
Rene Graphics & Printing: Printing of promotional flyers for Sidewalk Sale	\$225.00
Total Proposed Reimbursement to the Tweedy Mile Association	\$10,398.00
Ending BID Fund Balance - June 30, 2021	\$31,896.77

Beginning BID Fund Balance - July 1, 2021	\$31,896.77
FY 2021/22 Estimated Assessment Revenue	\$22,000.00
Total Estimated BID Funds Available for Use in FY 2021/22	\$53,896.77
Proposed Budget Items	Amounts
Decoration of Any Public Place in the Area	\$26,948.39
Promotion of Public Events which are to take place in the Area	\$13,474.19
General Promotion of Retail Trade Activities in the Area	\$13,474.19
Estimated Ending BID Fund Balance - June 30, 2022	\$0.00

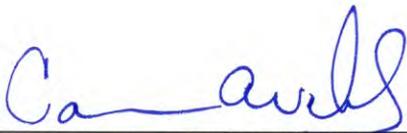
RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 2021-25-CC was adopted by the City Council at their Regular Meeting held on June 8, 2021 by the following vote:

- Ayes: Council Members: Rios, Avalos and Hurtado
- Noes: Council Members: None
- Absent: Council Members: Diaz
- Abstain: Council Members: None
- Recused: Council Member: Davila

Witness my hand and the seal of said City on June 16, 2021.



Carmen Avalos, City Clerk
City of South Gate, California