

ATTACHMENT 3
Resolution Requesting Consent

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of March 21, 2017

RESOLUTION NO. 17-27

RESOLUTION REQUESTING CONSENT OF THE CITIES OF ARCATA, EUREKA, FERNDALE, FORTUNA, RIO DELL, AND TRINIDAD TO RENEW THE HUMBOLDT COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT

WHEREAS, the Board of Supervisors of the County of Humboldt desires to begin proceedings to renew the Humboldt County Tourism Business Improvement District ("District"); and

WHEREAS, certain tourism business owners have requested that the Board of Supervisors of the County of Humboldt renew the District; and

WHEREAS, a portion of the territory proposed to be included in the renewed District lies within the boundaries of the cities of Arcata, Eureka, Ferndale, Fortuna, Rio Dell, and Trinidad (the "cities"), as shown on the map attached hereto as Exhibit A and incorporated herein by such attachment; and

WHEREAS, the area of the cities which lies within the boundaries of the proposed renewed District will, in the opinion of the Board, be benefited by the improvements and activities, and the purpose sought to be accomplished by the work can best be accomplished by a single comprehensive scheme of work.

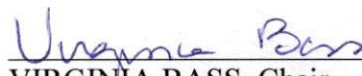
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS THAT:

Section 1: The above recitals are true and correct.

Section 2: Consent of the cities, through their city councils, is hereby requested to create the District, and to grant to the Board jurisdiction for all the purposes in connection with creation, operation and future renewals of the proposed District.

Section 3: The Clerk of the Board is hereby directed to transmit a certified copy of this Resolution to the city clerks of the cities of Arcata, Eureka, Ferndale, Fortuna, Rio Dell, and Trinidad.

Dated: March 21, 2017



VIRGINIA BASS, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Fennell, seconded by Supervisor Sundberg, and the following vote:

AYES:	Supervisors	Sundberg, Fennell, Bass, Bohn, Wilson
NAYS:	Supervisors	--
ABSENT:	Supervisors	--
ABSTAIN:	Supervisors	--

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

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RESOLUTION NO. 17-27

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



By ANA HARTWELL

Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California

ATTACHMENT 4

Sample Resolution of Consent from Cities

THE CITY COUNCIL OF THE CITY OF ARCATA, STATE OF CALIFORNIA
Certified copy of portion of proceedings, Meeting of _____, 2017

RESOLUTION NO. 2017 - _____

**A RESOLUTION OF GRANTING CONSENT TO THE COUNTY OF HUMBOLDT TO FORM
THE HUMBOLDT COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT**

WHEREAS, the County of Humboldt is initiating renewal of the Humboldt County Tourism Business District ("District") pursuant to the Property and Business Improvement Law of 1994, Streets and Highways Code § 36600 et seq., to promote tourism to lodging businesses in Humboldt County; and

WHEREAS, the Board of Supervisors of the County of Humboldt has requested consent to form the District by including the territory within the City of Arcata with the adoption of Humboldt County Board of Supervisors Resolution No. 2017 - _____, dated March 21, 2017,

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1: The above recitals are true and correct.

Section 2: The City Council consents to the County of Humboldt forming the District, which shall include the City of Arcata.

Section 3: The City Council grants to the County of Humboldt jurisdiction for all purposes in the creation, operation and administration of the proposed District, including the authority to levy the assessments within the City of Arcata contemplated by the Management District Plan; provided however that, if the District is established, the City of Arcata shall collect and remit the assessments of the District in accordance with the Management District Plan for all lodgings located in the City of Arcata.

Section 4: The City Clerk is hereby directed to transmit a certified copy of this Resolution to the Clerk of the Board of Supervisors of the County of Humboldt.

Section 5: This resolution shall be effective 30 days after its adoption.

PASSED AND ADOPTED at the regular meeting of the City Council of the City of Arcata, State of California, held this _____ day of _____, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor

ATTEST:

City Clerk

ATTACHMENT 5

Draft Notice

**NOTICE OF PUBLIC MEETING AND PUBLIC HEARING CONCERNING RENEWAL OF THE
HUMBOLDT COUNTY TOURISM BUSINESS IMPROVEMENT DISTRICT AND LEVY OF AN
ASSESSMENT ON CERTAIN LODGING BUSINESSES WITHIN THE DISTRICT**

NOTICE IS HEREBY GIVEN that on March 21, 2017, the Board of Supervisors of the County of Humboldt adopted a Resolution of Intention to renew the Humboldt County Tourism Business Improvement District (the "District") and to levy an assessment on certain lodging businesses within the HCTBID as set forth in the attached Resolution of Intention.

NOTICE IS HEREBY FURTHER GIVEN that at 9:00 AM on April 18, 2017, at the County of Humboldt Board Chambers, 825 5th Street, Eureka, CA 95501, a public meeting shall be held pursuant to Government Code section 54954.6 to allow public testimony regarding the renewal of the District and the levy of assessments therein as set forth in the enclosed Resolution of Intention and pursuant to Government Code section 54954.6.

NOTICE IS HEREBY FURTHER GIVEN that at 9:00 AM on May 16, 2017, at the County of Humboldt Board Chambers, 825 5th Street, Eureka, CA 95501, has been set as the time and place for a public hearing at which time the Board proposes to renew the District and to levy the proposed assessment as set forth in the Resolution of Intention.

Boundaries: The renewed District includes all lodging businesses located within the boundaries of the County of Humboldt, including the cities of Arcata, Eureka, Ferndale, Fortuna, Rio Dell and Trinidad.

Purpose: The District is designed to provide specific benefits directly to payors by increasing room night sales and revenue therefrom. Marketing and sales promotions will increase overnight tourism and market payors as tourist, meeting and event destinations, thereby increasing room night sales and revenue therefrom.

Budget: The total District annual budget for the initial year of operation is anticipated to be approximately \$1,136,000. This budget is expected to fluctuate as room sales do, but is not expected to significantly change over the term.

Assessment: The annual assessment rate shall be 2 percent of gross room rental revenue. Based on the benefit received, the assessment shall not be collected on stays of stays of more than thirty (30) consecutive days and stays pursuant to contracts executed prior to July 1, 2012.

Collection: The county and each city will be responsible for collecting the assessment from businesses in their respective jurisdiction on a monthly or quarterly basis (including any delinquencies, penalties and interest). The county and each city shall take all reasonable efforts to collect the assessments from each lodging business.

Duration: The renewed District will have a 10-year term, beginning July 1, 2017 through June 30, 2027. Once per year, beginning on July 1, there is a 30-day period in which owners paying more than fifty percent (50%) of the assessment may protest and initiate a Board of Supervisors hearing on district termination.

Management: The Humboldt Lodging Alliance will continue to serve as the District's Owners' Association. The Owners' Association is charged with managing funds and implementing programs in accordance with this Plan, and must provide annual reports to the Board of Supervisors.

Protest: Any owner of a lodging business within the proposed District that will be subject to the assessment may protest the renewal of the District. If written protests are received from the owners of lodging businesses in the proposed District who represent 50 percent (50%) or more of the estimated annual assessments to be levied, the District shall not be renewed and the assessment shall not be imposed.

You may mail a written protest to:

Office of the Clerk of the Board
County of Humboldt
825 5th Street, Room 111
Eureka, CA 955501

You may also appear at the public meeting or hearing and submit a written protest at that time.

Information: Should you desire additional information about the renewed District or assessment contact:

Tony Smithers, Executive Director
Humboldt Lodging Alliance
322 1st Street
Eureka, CA 95501
(707) 444-6635

Dated: _____

Clerk of the Board