

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

A RESOLUTION DECLARING INTENTION TO
ESTABLISH THE AMADOR COUNTY TOURISM
MARKETING DISTRICT AND FIXING THE TIME
AND PLACE OF A PUBLIC MEETING AND A PUBLIC
HEARING THEREON AND GIVING NOTICE THEREOF

RESOLUTION NO. 17-131

WHEREAS, the Property and Business Improvement Law of 1994, Streets and Highways Code § 36600 et seq., authorizes the County to establish business improvement districts for the purposes of promoting tourism; and

WHEREAS, the Amador Council of Tourism, lodging business owners, and representatives from the County of Amador have met to consider the formation of the Amador County Tourism Marketing District (ACTMD); and

WHEREAS, the Amador Council of Tourism has drafted a Management District Plan (Plan) which sets forth the proposed boundary of the ACTMD, a service plan and budget, and a proposed means of governance; and

WHEREAS, the proposed district includes lodging businesses in the cities of Amador City, Ione, Jackson, Plymouth, and Sutter Creek; and

WHEREAS, consent to include lodging businesses in their respective jurisdictions will be requested from the cities of Amador City, Ione, Jackson, Plymouth, and Sutter Creek; and

WHEREAS, lodging business who will pay more than fifty percent (50%) of the assessment under the ACTMD have petitioned the Board of Supervisors to establish the ACTMD.

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

1. The recitals set forth herein are true and correct.
2. The Board of Supervisors 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 formation of the ACTMD. The Board of Supervisors accepts the petitions and adopts this Resolution of Intention to establish the ACTMD and to levy an assessment on certain lodging businesses within the ACTMD boundaries in accordance with the Property and Business Improvement District Law of 1994.
3. The Board of Supervisors finds that the Plan satisfies all requirements of Streets and Highways Code § 36622.

4. The Board of Supervisors declares its intention to establish the ACTMD and to levy and collect assessments on lodging businesses within the ACTMD boundaries pursuant to the Property and Business Improvement District Law of 1994.
5. The ACTMD shall include all lodging businesses located within the boundaries of the County of Amador, including the unincorporated areas of the County and all incorporated cities: Amador City, Ione, Jackson, Plymouth, and Sutter Creek, as shown in the map attached as Exhibit A.
6. The name of the district shall be the Amador County Tourism Marketing District (ACTMD).
7. The annual assessment rate is two percent (2%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; stays by any federal, state, county, or city officer or employee when on official business; and stay pursuant to contracts executed prior to January 1, 2018.
8. The assessments levied for the ACTMD shall be applied toward sales promotion and marketing programs to market assessed lodging businesses in Amador County 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 ACTMD assessments are levied as long as they are used consistent with the requirements of this resolution and the Plan.
9. The proposed ACTMD will have a five (5) year term, beginning January 1, 2018 through December 31, 2022, unless renewed pursuant to Streets and Highways Code § 36660.
10. Bonds shall not be issued.
11. The time and place for the public meeting to hear testimony on establishing the ACTMD and levying assessments are set for November 14, 2017, at 9:00 AM, or as soon thereafter as the matter may be heard, at the Board Chambers located at 810 Court Street, Jackson, CA 95642.
12. The time and place for the public hearing to establish the ACTMD and the levy of assessments are set for December 19, 2017, at 9:00 AM, or as soon thereafter as the matter may be heard, at the Board Chambers located at 810 Court Street, Jackson, CA 95642. The Clerk of the Board 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 § 36623, no later than October 20, 2017.
13. At the public meeting and hearing the testimony of all interested persons for or against the establishment of the ACTMD 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 proposed ACTMD that will pay more than fifty percent (50%) of the estimated total assessment of the entire ACTMD, no further proceedings to establish the ACTMD shall occur for a period of one

year.

14. The complete Plan is on file with the Clerk of the Board and may be reviewed upon request.
15. This resolution shall take effect immediately upon its adoption by the Board of Supervisors.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 24th day of October 2017, by the following vote:

AYES: Richard M. Forster, Lynn A. Morgan, Patrick Crew, Frank U. Axe, Brian Oneto

NOES: None

ABSENT: None


Richard M. Forster, Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California


Deputy

EXHIBIT A
District Boundaries

