

RESOLUTION NO. RES-2021-019

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE CORRECTION OF CLERICAL ERRORS IN THE ADMINISTRATIVE AGREEMENT, PREVIOUSLY APPROVED BY RES-2020-161, FOR COLLECTION OF ASSESSMENTS FOR SONOMA COUNTY TOURISM BUSINESS IMPROVEMENT AREA

WHEREAS, in 2004 Ordinance No. 5525 of the Board of Supervisors of the County of Sonoma was passed establishing the Sonoma County Tourism Business Improvement Area which is codified as Chapter 33 of the Sonoma County Municipal Code; and

WHEREAS, Santa Rosa City Council Resolution Number 25954 consents to the inclusion of Santa Rosa in the Sonoma County Tourism Business Improvement Area (SCTBIA); and

WHEREAS, six Administrative Agreements for collection of assessments for SCTBIA between the County and the City have been in place since December 28, 2004, with the latest Agreement approved by Resolution No. RES-2020-161 on October 13, 2020; and

WHEREAS, the Administrative Agreement approved on October 13, 2020 contains a clerical error in reference to the timing of fund transfers from the City to the County, which should be 30 days per Section 33-6(b) of Sonoma County Municipal Code which was adopted by Ordinance No. 5525, not the 60 days erroneously indicated in the agreement; and

WHEREAS, specifically, Section 4 of the Administrative Agreement states that remittance to the Sonoma County Tax collector must be within 60 business days of the last day of the month following the end of each calendar quarter; and Section 5, refers to receipt of fees by the County from the City on or before the 60<sup>th</sup> day of business in related to delinquent remittances; and

WHEREAS, to bring the Administrative Agreement approved by RES-2020-161 into compliance with the Sonoma County Municipal Code, the aforementioned sections must have “60 business days,” and, “the 60<sup>th</sup> day,” corrected to read “30 business days,” and, “the 30<sup>th</sup> day.”

///

///

///

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves the correction of clerical errors found in Sections 4 and 5 of the Administrative Agreement, revised and attached as Exhibit A to this resolution, with the County of Sonoma for collection of assessments on Santa Rosa lodging establishments.

IN COUNCIL DULY PASSED this 12th day of January, 2021.

AYES: (6) Mayor C. Rogers, Vice Mayor N. Rogers, Council Members Alvarez, Fleming, Schwedhelm, Tibbets

NOES: (0)

ABSENT: (1) Council Member Sawyer

ABSTAIN: (0)

ATTEST: \_\_\_\_\_ APPROVED: \_\_\_\_\_  
City Clerk Mayor

APPROVED AS TO FORM: \_\_\_\_\_  
City Attorney

Exhibit A: Administrative Agreement for Collection of Assessments for Sonoma County  
Tourism Business Improvement Area (Revised)