



# CITY OF LODI

## COUNCIL COMMUNICATION

AGENDA TITLE: Request for Business Tax Waiver

MEETING DATE: June 7, 1995

PREPARED BY: Maxine Cadwallader, Revenue Manager

RECOMMENDED ACTION: 1.) That the Business Tax be waived, in part, for vendors who do not have a Business License and who will participate at the "Lodi Pet Fair" sponsored by the Animal Friends Connection and Animal Friends Humane Society on for June 18, 1995 at the Lodi Festival Grounds.

2.) That the fee be set at \$3.75 per vendor per day.

BACKGROUND INFORMATION: Ordinance 1607 Business Tax Certification, Section 3.01.030. Exemptions, paragraph H. Street Fairs and Special Events, permit sponsors of street fairs or special events to request the City Council waive the Business License Tax in part or whole for participants of a street fair or special event when the waiver is for a limited period of time and a participant does not otherwise conduct business within the City of Lodi.....; and, when the City Council determines a blanket waiver of the Business License Tax for a street fair or special event is in the best interest of the City.

This is the 2nd Pet Fair sponsored by the Animal Friends Connection and the Animal Friends Humane Society, non-profit organizations dedicated to charitable and educational purposes. Many of the vendors and veterinarians who are participating in the event are either donating their profits to the Humane Society or will be giving out free product samples. Approximately six individual vendor will realize personal profit. The Business License Tax for individual vendors of retail products is \$50.00.

A copy of the application for Incorporation and a request for waiver is attached for your review.

FUNDING: None Required

  
H.D. Flynn  
Finance Director

APPROVED: \_\_\_\_\_

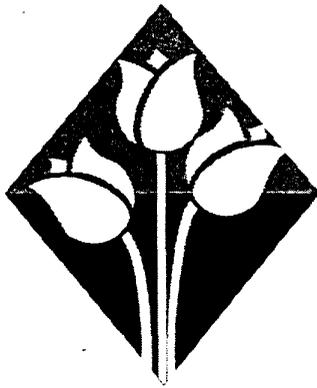


THOMAS A. PETERSON  
City Manager



ANIMAL FRIENDS CONNECTIONS  
ANIMAL FRIENDS HUMANE SOCIETY  
OBJECTIVES AND PURPOSES

1. To place as many healthy, temperamentally family of five or more sound pets as possible where they will receive good and stable lifelong care.
2. To extend educational efforts to the community through our humane education resource center (providing information and advice about pet care behavior problems, training and pet overpopulation etc.)
3. To become a link between humans and animals by promoting compassion for all of us.
4. To promote public awareness for the care of all animals in our world.



APPLICATION FOR BUSINESS TAX WAIVER  
NON-PROFIT CORPORATION

Name of Organization

Animal Friends Connection and Animal Friends Humane Society

Contact Person

Pat Sherman

Telephone No: (209) 333-1239

Date of Incorporation

Animal Friends Connection 11/8/93

Animal Friends Humane Society (applied for)

Name of Event

Lodi Pet Fair

Date: June 18, 1995

Location

Lodi Festival Grounds

Hours 10:00 AM - 4:00 PM

Admission Fee

Adult - \$2.00, Seniors and Children \$1.50, Children under 3 - free  
Family - \$7.00

Mission Statement

attached

Number of for profit

booths waiver

requested for:

5/6

Signed

Pat Sherman

Date

5/26/95

Please attach a copy of the articles of incorporation as a non-profit organization authorized to conduct business in the State of California

Approved for waiver

(partial)

Not approved

Signed:

M. Maxine Caldwell

Date

5-30-95

Finance Director

Revenue Manager  
Deputy Treasurer

## ARTICLES OF INCORPORATION

### ANIMAL FRIENDS HUMANE SOCIETY

ONE: The name of this corporation is Animal Friends Humane Society.

TWO: This corporation is a nonprofit public benefit corporation and is not organized for the public gain of any person. It is organized under the Nonprofit Public Benefit Corporation Law for charitable purpose. The specific purpose for which this corporation is organized is the development and implementation of a humane society.

THREE: The name and address in the State of California of this corporation's initial agent for service of process is: Pat Sherman, 708 Reisling Court, Lodi, California 95240.

FOUR:(A) This corporation is organized and operated exclusively for charitable and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code.

(B) Notwithstanding any other provisions of these Articles, the corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code or by a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

(C) No substantial part of the activities of this corporation shall consist of carrying on propaganda, or otherwise attempting to influence legislation, and the corporation shall not participate or intervene in any political campaign (including the publishing or distribution of statements) on behalf of any candidate for public office.

FIVE: The names and addresses of the persons appointed to act as the initial Directors of this corporation are:

Linda Castelanelli, 33 E. Armstrong Road, Lodi, California 95242  
Pat A. Sherman, 708 Reisling Court, Lodi, California 95240  
Wilbur E. Delph, 9629 N. Highway 99, Stockton, California, 95212  
Troylene Sayler, 604 Tamarack Drive, Lodi, California, 95240  
Donna Swinney, 720 Calaveras, Lodi, California, 95240  
Charlie A. Mauch, 230 W. Elm, Lodi, California, 95240  
Maralyn Messer, 7959 E. Highway 12, Lodi, California 95240  
Bob Lonzo, 1801 Amberleaf Way, Lodi, California, 95376  
Richard Blackston, 518 Ribier, Lodi, California 95240

SIX: The property of this corporation is irrevocably dedicated to charitable purposes and no part of the net income or assets of this corporation shall ever inure to the benefit of any director, officer or member thereof or to the benefit of any private person.

Upon the dissolution or winding up of the corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of this corporation shall be distributed to a nonprofit fund, foundation or corporation which is organized and operated exclusively for charitable purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code.

April 10, 1995

|   |   |
|---|---|
| <u>Linda Castelanelli</u><br>Linda Castelanelli, Director | <u>Pat A. Sherman</u><br>Pat A. Sherman, Director     |
| <u>Wilbur E. Delph</u><br>Wilbur E. Delph, Director       | <u>Troylene Saylor</u><br>Troylene Saylor, Director   |
| <u>Donna Swinney</u><br>Donna Swinney, Director           | <u>Charlie A. Mauch</u><br>Charlie A. Mauch, Director |
| <u>Maralyn Messer</u><br>Maralyn Messer, Director         | <u>Bob Lonzo</u><br>Bob Lonzo, Director               |
| <u>Richard Blackston</u><br>Richard Blackston, Director   |   |

The above-mentioned initial directors of this corporation, hereby declare that we are the persons who executed the foregoing Articles of Incorporation, which execution is my act and deed.

April 10, 1995

|   |   |
|---|---|
| <u>Linda Castelanelli</u><br>Linda Castelanelli, Director | <u>Pat A. Sherman</u><br>Pat A. Sherman, Director     |
| <u>Wilbur E. Delph</u><br>Wilbur E. Delph, Director       | <u>Troylene Saylor</u><br>Troylene Saylor, Director   |
| <u>Donna Swinney</u><br>Donna Swinney, Director           | <u>Charlie A. Mauch</u><br>Charlie A. Mauch, Director |
| <u>Maralyn Messer</u><br>Maralyn Messer, Director         | <u>Bob Lonzo</u><br>Bob Lonzo, Director               |
| <u>Richard Blackston</u><br>Richard Blackston, Director   |   |