

1 [Follow-Up Board Response - Civil Grand Jury Report - Optimizing the Use of Publicly-Owned
2 Real Estate: Achieving Transparency, Momentum and Accountability]

3 **Motion responding to the 2012-2013 Civil Grand Jury on the status of the Board of**
4 **Supervisors' responses to Recommendation Nos. 3 and 4 contained in the 2012-2013**
5 **Civil Grand Jury Report, entitled "Optimizing the Use of Publicly-Owned Real Estate:**
6 **Achieving Transparency, Momentum and Accountability."**

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8 WHEREAS, The 2012-2013 Civil Grand Jury Report published a report, entitled
9 "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum and
10 Accountability" (Report) on June 13, 2013; and

11 WHEREAS, On September 12, 2013, the Board of Supervisors' Government Audit and
12 Oversight Committee (GAO) conducted a public hearing to hear and respond to the Report;
13 and

14 WHEREAS, On September 24, 2013, the Board of Supervisors adopted Resolution No.
15 339-13, reflecting the Board's responses to the findings and recommendations contained in
16 the Report; and

17 WHEREAS, The Board of Supervisors reported that Recommendation No. 3, which
18 states: "The Board of Supervisors should amend Chapter 23A of the Administrative Code to
19 include an incentive for City Departments to identify and dispose of surplus and underutilized
20 properties and to broaden the purposes for which surplus and underutilized properties may be
21 used," required further analysis, and the Board would work with City departments, such as the
22 Real Estate Division, to examine amending Chapter 23A of the Administrative Code within six
23 months of the publication of the Civil Grand Jury report, from June 13, 2013, to no later than
24 December 13, 2013; and

1 WHEREAS, The Board of Supervisors reported that Recommendation No. 4, which
2 states: "The Board of Supervisors and the SF Board of Education should each adopt rules
3 which limit the length of time property may remain on their respective surplus list without
4 action and which address consequences for such inaction," required further analysis, and the
5 Board would work with the San Francisco Unified School District and other City departments
6 to examine what should be considered within six months of the publication of the Civil Grand
7 Jury report, from June 13, 2013, to no later than December 13, 2013; and

8 WHEREAS, All information related to the original Board proceedings regarding the
9 Report is on file with the Clerk of the Board of Supervisors in File Nos. 130603 and 130604,
10 which is hereby declared to be a part of this Motion as if set forth fully herein; now, therefore,
11 be it

12 MOVED, That the Board of Supervisors reports to the Presiding Judge of the 2012-
13 2013 City and County of San Francisco Civil Grand Jury that an additional public hearing was
14 held on March 13, 2014, by GAO to receive an update from City departments on the status of
15 the continued recommendations from the Report; and, be it

16 FURTHER MOVED, That the Board of Supervisors is in support of Recommendation 3,
17 but it will not implement for reasons as follows: The Board defers to the efforts of the City
18 Administrator's Real Estate Division, Mayor's Office of Economic and Workforce
19 Development, and Planning Department, which are reportedly leading the community
20 engagement effort for the clean up of Chapter 23A Administrative Code; and, be it

21 FURTHER MOVED, That the Board of Supervisors reports that it will not implement
22 Recommendation 4 for reasons as follows: The recommendation is not within the scope of the
23 Board's authority, the Board defers to the efforts of other City departments on the matter, and
24 the Board encourages the Mayor to consider implementation of the recommendation; and, be
25 it

1 FURTHER MOVED, That the Board of Supervisors urges the Mayor to cause the
2 implementation of accepted recommendations through his/her department heads and through
3 the development of the annual budget.

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