

BOARD of SUPERVISORS



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MEMORANDUM

TO: Regina Dick-Endrizzi, Director
Small Business Commission, City Hall, Room 448

FROM: Erica Major, Assistant Committee Clerk, Government Audit and Oversight
Committee, Board of Supervisors

DATE: December 22, 2014

SUBJECT: REFERRAL FROM BOARD OF SUPERVISORS
Government Audit and Oversight Committee

The Board of Supervisors' Government Audit and Oversight Committee has received the following legislation, which is being referred to the Small Business Commission for comment and recommendation. The Commission may provide any response it deems appropriate within 12 days from the date of this referral.

File No. 141312

Resolution receiving and approving annual reports for the Yerba Buena Community Benefit District for FYs 2010-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Please return this cover sheet with the Commission's response to me at the Clerk of the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

RESPONSE FROM SMALL BUSINESS COMMISSION - Date: _____

_____ **No Comment**

_____ **Recommendation Attached**

Chairperson, Small Business Commission

1 [Yerba Buena Community Benefit District - Annual Reports to the City - FYs 2010-2014]

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3 **Resolution receiving and approving annual reports for the Yerba Buena Community**
4 **Benefit District for FYs 2010-2014, submitted as required by the Property and Business**
5 **Improvement District Law of 1994 (California Streets and Highways Code, Sections**
6 **36600, et seq.), Section 36650, and the District's Management Agreement with the City,**
7 **Section 3.4.**

8
9 WHEREAS, On June 10, 2008, pursuant to the Property and Business Improvement
10 District Law of 1994 (the Act), California Streets and Highways Code Sections 36600 *et seq.*,
11 as augmented by Article 15 of the San Francisco Business and Tax Regulations Code, the
12 Board of Supervisors adopted Resolution No. 246-08, expressing the City's intention to
13 establish the Yerba Buena Community Benefit District (the Yerba Buena CBD); and

14 WHEREAS, On July 29, 2008, the Board of Supervisors adopted Resolution
15 No. 330-08 establishing the Yerba Buena CBD (Resolution to Establish) for a period of 7
16 years, commencing FY2008-2009; and

17 WHEREAS, On February 10, 2009, the Board of Supervisors adopted Resolution
18 No. 44-09, authorizing an agreement with the owners' association for the
19 administration/management of the Yerba Buena CBD, and a management agreement (the
20 Management Contract) with the owners' association, the Yerba Buena Community Benefit
21 District Corporation, was executed accordingly; and

22 WHEREAS, A copy of the Management Contract is on file with the Clerk of the Board
23 of Supervisors in File No. 090027; and

24 WHEREAS, In 2011, the Board of Supervisors approved the Yerba Buena CBD's
25 annual reports for FYs 2008-2009 and 2009-2010 in Resolution No. 161-11; and

1 WHEREAS, The Yerba Buena CBD has submitted for the Board's receipt and approval
2 the Yerba Buena CBD's annual reports for FYs 2010-2011, 2011-2012, 2012-2013, and 2013-
3 2014 (collectively, Annual Reports) as required by Section 36650 of the Act and Section 3.4 of
4 the Management Contract; and

5 WHEREAS, The Annual Reports are on file with the Clerk of the Board of Supervisors
6 in File No.141312, and are incorporated herein by reference as though fully set forth; and

7 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
8 memorandum report from the City's Office of Economic and Workforce Development, dated
9 December 10, 2014, and documentation from the Yerba Buena CBD for the Annual Reports
10 are on file with the Clerk of the Board of Supervisors in File No. 141312; now, therefore, be it

11 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
12 reports for the Yerba Buena Community Benefit District for FYs 2010-2011, 2011-2012, 2012-
13 2013, and 2013-2014.

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