

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: February 4, 2015

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. 150089

Resolution receiving and approving annual reports for the Noe Valley Community Benefit District for FYs 2009-2014, 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 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 [Noe Valley Community Benefit District - FYs 2009-2014 Annual Reports to the City]

2
3 **Resolution receiving and approving annual reports for the Noe Valley Community**
4 **Benefit District for FYs 2009-2014, 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 7, 2005, 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. 420-05, expressing the City's intention to
13 establish the Noe Valley Community Benefit District (Noe Valley CBD); and

14 WHEREAS, On August 2, 2005, the Board of Supervisors adopted Resolution
15 No. 583-05 establishing the Noe Valley CBD (Resolution to Establish) for a period of 15 years,
16 commencing FY2005-2006; and

17 WHEREAS, On January 10, 2006, the Board of Supervisors adopted Resolution
18 No. 13-06, authorizing an agreement with the owners' association for the
19 administration/management of the Noe Valley CBD, and a management agreement
20 (Management Contract) with the owners' association, the Noe Valley Association, a
21 Community Benefit District, 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. 051967; and

1 WHEREAS, On July 12, 2011, the Board of Supervisors approved the Noe Valley
2 CBD's annual reports for fiscal years 2006-2007, 2007-2008, 2008-2009 in Resolution
3 No. 14-11; and

4 WHEREAS, The Noe Valley CBD has submitted for the Board's receipt and approval
5 the Noe Valley annual reports for FYs 2009-2014 (collectively, Annual Reports) as required by
6 Section 36650 of the Act and Section 3.4 of the Management Contract; and

7 WHEREAS, The Annual Reports are on file with the Clerk of the Board of Supervisors
8 in File No. 150089, and are incorporated herein by reference as though fully set forth; and

9 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
10 memorandum report from the City's Office of Economic and Workforce Development, dated
11 January 23, 2015, and documentation from the Noe Valley CBD for the Annual Reports are on
12 file with the Clerk of the Board of Supervisors in File No. 150089; now, therefore, be it

13 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
14 reports for the Noe Valley Community Benefit District for FYs 2009-2014.

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