

BOARD of SUPERVISORS



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MEMORANDUM

TO: Ben Rosenfield, City Controller, Office of the Controller
Todd Rufo, Director, Office of Economic and Workforce Development

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

DATE: May 24, 2016

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Kim on May 17, 2016:

File No. 160556

Resolution receiving and approving an annual report for the Yerba Buena Community Benefit District for FY2014-2015, 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.

If you have any additional comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c:
Todd Rydstrom, Office of the Controller
Ken Rich, Office of Economic and Workforce Development
Lisa Pagan, Office of Economic and Workforce Development

1 [Yerba Buena Community Benefit District - Annual Report to the City - FY2014-2015]

2
3 **Resolution receiving and approving an annual report for the Yerba Buena Community**
4 **Benefit District for FY2014-2015, 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*
11 *seq.*, as augmented by Article 15 of the San Francisco Business and Tax Regulations Code,
12 the 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

1 WHEREAS, On February 3, 2015, the Board of Supervisors approved the Yerba Buena
2 CBD's annual reports for FYs 2010-2011, 2011-2012, 2012-2013, and 2013-2014 in
3 Resolution No. 28-15; and

4 WHEREAS, The Yerba Buena CBD has submitted for the Board's receipt and approval
5 the Yerba Buena CBD's annual report for FY2014-2015 as required by Section 36650 of the
6 Act and Section 3.4 of the Management Contract; and

7 WHEREAS, The annual report for FY2014-2015 is on file with the Clerk of the Board of
8 Supervisors in File No. 160556, and is incorporated herein by reference as though fully set
9 forth; and

10 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
11 memorandum report from the City's Office of Economic and Workforce Development, dated
12 February 29, 2016, and documentation from the Yerba Buena CBD for the annual report for
13 FY2014-2015 are on file with the Clerk of the Board of Supervisors in File No. 160556; now,
14 therefore, be it

15 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
16 report for the Yerba Buena Community Benefit District for FY2014-2015.