

File No. 160654

Committee Item No. 16

Board Item No. 28

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Budget and Finance

Date June 16, 2016

Board of Supervisors Meeting

Date 7/19/16

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

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Completed by: Victor Young Date June 10, 2016
 Completed by: L.W. Date 7/6/16

1 [Parking and Transit Violation Citation Overpayments Transfer to the General Fund - Up to
2 \$4,000,000]

3 **Resolution approving the recognition of \$4,000,000 for overpayments and duplicate**
4 **payments received by the City for parking and transit violations issued between**
5 **January 1, 1994, and June 30, 2012, and approving the transfer of up to \$4,500,000 to**
6 **the General Fund.**

7
8 WHEREAS, SFMTA has identified approximately \$6,100,000 in unclaimed funds for
9 overpayments and duplicate payments received by the City for parking and transit violations
10 issued between January 1, 1994, to June 30, 2012, that are currently held in the SFMTA's
11 Municipal Transportation Fund; and

12 WHEREAS, California Government Code, Sections 50050, et seq. authorize the San
13 Francisco Board of Supervisors to recognize unclaimed funds, that have remained unclaimed
14 for three or more years with a corresponding name or in an amount in excess of \$15, to the
15 City's General Fund after required notice is posted indicating that the money will become the
16 property of the City on a designated date not less than forty-five days nor more than sixty
17 days after the first publication of the notice; and

18 WHEREAS, Unclaimed funds in accounts with no corresponding name or in an amount
19 less than \$15 can be transferred after one year by the San Francisco Board of Supervisors to
20 the City's General Fund; and

21 WHEREAS, SFMTA, under the authority delegated by the City Treasurer as provided
22 by state law, posted the required notice on January 5, 2016, and January 12, 2016, in the
23 City's official newspaper to provide an opportunity for the public to claim a refund of any
24 identified overpayment or duplicate payment made between January 1, 1994, to June 30,
25

1 2012, and notice to the public that any remaining unclaimed money would become the City's
2 property on March 4, 2016; and

3 WHEREAS, Additional announcements were made in various social media and news
4 outlets; and

5 WHEREAS, Claim forms to request a refund were made available on the SFMTA
6 website or by phone; and

7 WHEREAS, The deadline to file a claim to request a refund expired on March 3, 2016;
8 and

9 WHEREAS, The proposed recognition of funds from overpayments and duplicate
10 payments for traffic and parking violations to the City's General Fund is not a project subject
11 to environmental review under Title 14 of the California Code of Regulations, Section 15378;
12 and

13 WHEREAS, The San Francisco Municipal Transportation Agency Board of Directors
14 approved Resolution No.16-037 on April 5, 2016, requesting Board of Supervisors approval to
15 recognize these funds, on file with the Clerk of the Board of Supervisors in File No. 160654,
16 which is hereby declared to be a part of this resolution as if set forth fully herein; now,
17 therefore, be it

18 RESOLVED, That the Board of Supervisors approves the recognition of up to
19 \$4,000,000 in unclaimed funds for overpayments and duplicate payments received by the City
20 for parking and transit violations issued between January 1, 1994, and June 30, 2012, that are
21 currently held in the SFMTA's Municipal Transportation Fund to the General Fund for the City
22 and County of San Francisco.

23

24

25

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 16-037

WHEREAS, SFMTA has identified approximately \$6.1 million in unclaimed funds for overpayments and duplicate payments received by the City for parking and transit violations issued between January 1, 1994 to June 30, 2012, that are currently held in the SFMTA's Municipal Transportation Fund; and to the General Fund for the City and County of San Francisco; and

WHEREAS, California Government Code Sections 50050, et seq. authorize the San Francisco Board of Supervisors to transfer unclaimed funds, that have remained unclaimed for three or more years, to the City's General Fund after required notice is posted indicating that the money will become the property of the City on a designated date not less than forty-five days nor more than sixty days after the first publication of the notice; and

WHEREAS, Unclaimed funds in accounts with no corresponding name or in an amount less than \$15.00 can be transferred after one year by the San Francisco Board of Supervisors to the City's General Fund; and

WHEREAS, The SFMTA, under the authority delegated by the City Treasurer as provided by state law, posted the required notice on January 5, 2016 and January 12, 2016 in the City's official newspaper to provide an opportunity for the public to claim a refund of any identified overpayment or duplicate payment made between January 1, 1994 to June 30, 2012 and notice to the public that any remaining unclaimed money would become the City's property on March 4, 2016; and

WHEREAS, Additional announcements were made in various social media and news outlets; and

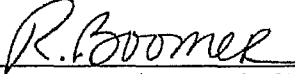
WHEREAS, Claim forms to request a refund were made available on the SFMTA website or by phone; and

WHEREAS, The deadline to file a claim to request a refund expired on March 3, 2016; and

WHEREAS, The proposed transfer of funds for overpayments and duplicate payments for traffic and parking violations to the City's General Fund is not a project subject to environmental review under Title 14 of the California Code of Regulations Section 15378; now, therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors requests that the San Francisco Board of Supervisors transfer an amount not to exceed \$6.1 million for overpayments and duplicate payments received by the City for parking and transit violations issued between January 1, 1994 to June 30, 2012, that are currently held in the SFMTA's Municipal Transportation Fund, to the General Fund for the City and County of San Francisco.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors at their meeting of April 5, 2016.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

OFFICE OF THE MAYOR
SAN FRANCISCO



EDWIN M. LEE

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Mayor Edwin M. Lee *mw*
RE: Approving the transfer of \$4.0 million to the general fund for citation overpayments received by the city
DATE: May 31, 2016

Attached for introduction to the Board of Supervisors is a resolution approving the recognition of \$4.0 million for overpayments and duplicate payments received by the City for parking and transit violations issued between January 1, 1994 and June 30, 2012.

I respectfully request that this item be heard in Budget & Finance Committee on June 17, 2016.

Should you have any questions, please contact Nicole Elliott (415) 554-7940.

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2016 MAY 31 PM 1:28
BY: *[Signature]*