File	No.	180897

Committee Item	No.	9	
Board Item No.	•	32	•

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

	<u>Government Audit and Oversigh</u> pervisors Meeting:		Date: Date:	November 7, 2018 Nov. 13, 2018
	pervisors Meeting:	Report	Date:	Nov. 13, 2018
OTHER	Public Correspondence			
	OEWD Presentation - November Annual Report CPA Report - June 30, 2017 OEWD Memo - August 31, 2018 Referral FYI - September 17, 20	3	18	
Prepared by Prepared by		Date: Date:		ember 2, 2018 ember 8, 2018

16 .

[North of Market/Tenderloin Community Benefit District - Annual Report to the City - FY2016-2017]

Resolution receiving and approving an annual report for the North of Market/Tenderloin Community Benefit District for FY2016-2017, 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.

WHEREAS, On June 7, 2005, pursuant to the Property and Business Improvement District Law of 1994 (the "Act"), California Streets and Highways Code, Sections 36600 *et seq.*, as augmented by Article 15 of the San Francisco Business and Tax Regulations Code, the Board of Supervisors adopted Resolution No. 422-05, expressing the City's intention to establish the North of Market Tenderloin Community Benefit District (the "North of Market/Tenderloin CBD"); and

WHEREAS, On August 9, 2005, the Board of Supervisors adopted Resolution No. 584-05 establishing the North of Market/Tenderloin CBD ("Resolution to Establish") for a period of 15 years, commencing FY2005-2006; and

WHEREAS, On January 10, 2006, the Board of Supervisors adopted Resolution No. 15-06, authorizing an agreement with the owners' association for the administration/management of the North of Market/Tenderloin CBD, and a management agreement (the "Management Contract") with the owners' association, the North of Market/Tenderloin Community Benefit Corporation, was executed accordingly; and

WHEREAS, A copy of the Management Contract is on file with the Clerk of the Board of Supervisors in File No. 052018; and

WHEREAS, On December 12, 2017, the Board of Supervisors approved the North of Market/ Tenderloin CBD's annual reports for FY2015-2016 in Resolution No. 449-17; and

WHEREAS, The North of Market/Tenderloin CBD has submitted for the Board's receipt and approval the North of Market/Tenderloin annual report for FY2016-2017 as required by Section 36650 of the Act and Section 3.4 of the Management Contract; and

WHEREAS, The Annual Report is on file with the Clerk of the Board of Supervisors in File No. 180897, and are incorporated herein by reference as though fully set forth; and

WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and memorandum report from the City's Office of Economic and Workforce Development, dated August 31, 2018, and documentation from the North of Market/Tenderloin CBD for the Annual Report is on file with the Clerk of the Board of Supervisors in File No. 180897; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby receives and approves the annual report for the North of Market/Tenderloin Community Benefit District for FY2016-2017.



Parcel Map





NOMTL Formation

NOMTL	Type	Assessment Budget*	Year Established	Expires
	Property-Based	\$ 981,487	2005	June 30, 2020

*budget identified in management plan



NOMTL Operations

Staff

 Executive Director – Simon Bertrang (For FY 16-17, NOMTL CBD was under the stewardship of Urban Place Consulting and Steve Gibson was Executive Director. Per Urban Place's recommendation, the CBD hired an internal CBD executive director)

Service Areas

Public Right of Way and Sidewalk Operations

• This program includes sidewalk cleaning and maintenance.

District Identity and Streetscapes Improvements

• This service area promotes the district through brochures, a website, social media outlets and sponsors special events; advocates on behalf of the North of Market Tenderloin property owners; beautifies the area through special projects.

Management and Operations

 Admin and operations includes oversight of service contract, implementation of major projects, staffing the Board of Directors and Committees, and general day to day operations.



BENCHMARKS

OEWD's staff reviewed the following budget related benchmarks for NOMTL:

Benchmark 1 – Whether the variance between the budget amounts for each service category was within 10 percentage points from the management plan.

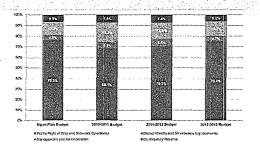
Benchmark 2 – Whether five percent (5%) of NOMTL's actuals came from sources other than assessment revenue.

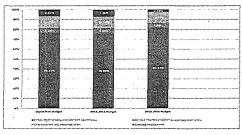
Benchmark 3 - Whether the variance between the budget amounts for each service category was within 10 percentage points from the actuals.

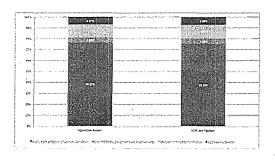
Benchmark 4 - Whether CBD is indicating the amount of funds carried over from the current fiscal year and designating projects to be spent in the upcoming fiscal year.

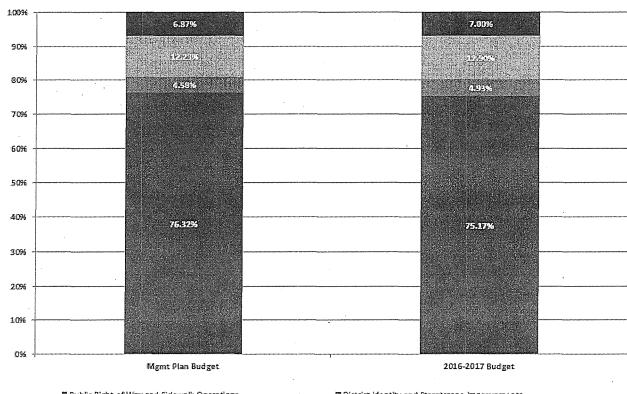


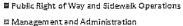
Management Plan vs. Annual Budgets









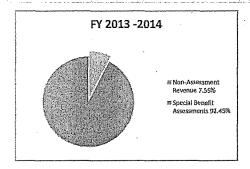


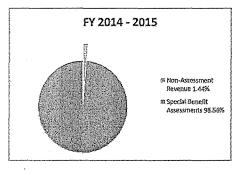
■ District Identity and Streetscape Improvements

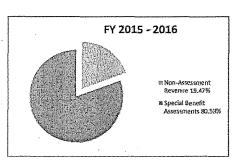
■ Contingency Reserve

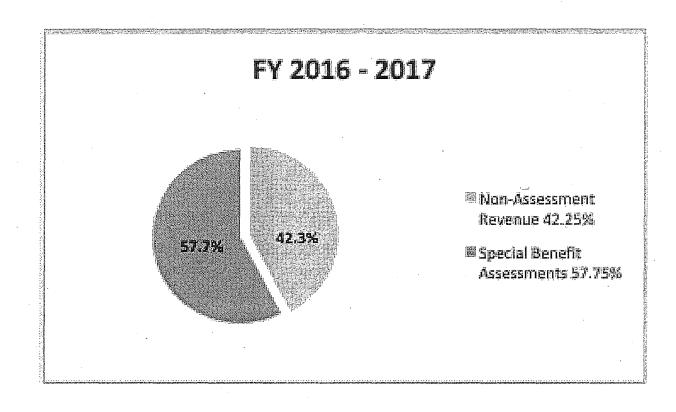


Assessment Revenue & Other Income











Budget vs Actuals

Service Category	FY 2012- 2013 Variance % Points	FY 2013- 2014 Variance % Points	FY 2014- 2015 Variance % Points	FY 2015- 2016 Variance % Points	FY 2016- 2017 Variance % Points
Public Right of Way and Sidewalk Operations	+7-2	82%	-4.9%	0%	+2.38
District Identity and Streetscape Improvements	-0.9	39 %	+3.1%	0%	-1.09
Administrative/Cor porate Operations	-0.2	+:19%	-1.6%	0%	-1.30
Contingency Reserve	= 1	+1.02%	+3.5%	0%	0.00



Carryover

Designated Projects	FY 2016-2017
PROW	\$470,551
DISI	\$43,113
Administrative and Corporate Operations	\$87,566
otal Designated Amount	\$601,230



Findings/ Recommendations for NOM/TL

In completing the review of the NOM/TL CBD's annual reports and financials, OEWD made the following findings:

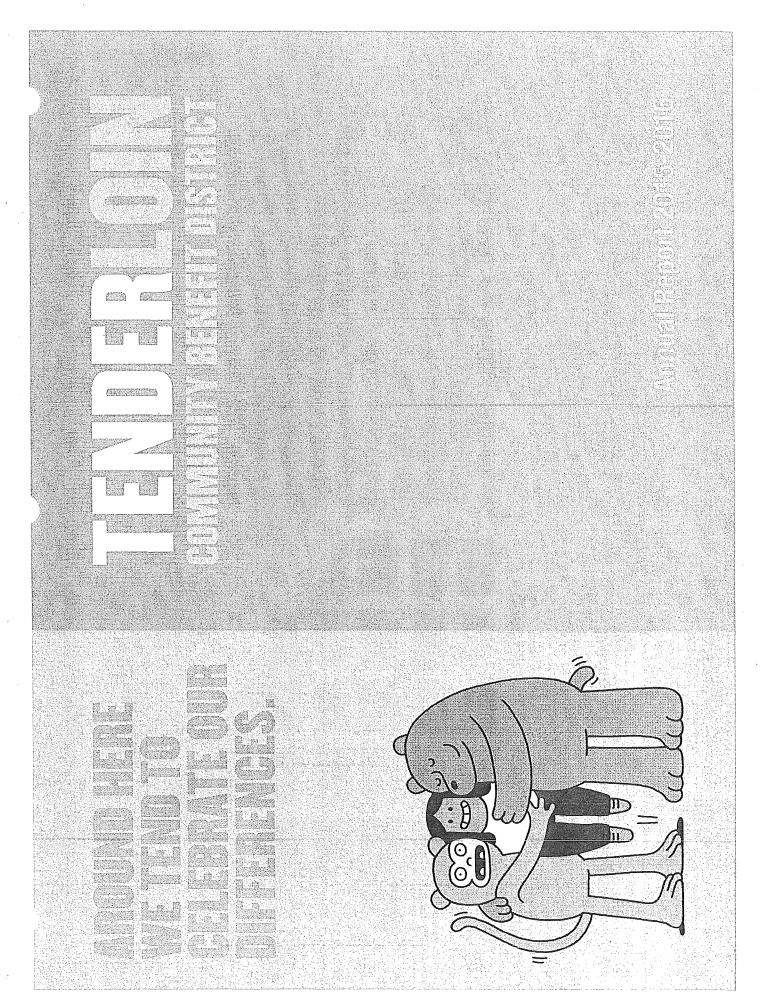
- NOM/TL CBD met all benchmarks
- CBD increased cleaning services from 5 to 7 days per week; also increased staff capacity which led to improvements in coordination, relationships, and efficiency and effectiveness in organization between CBD, the City, and community stakeholders
- NOM/TL CBD has continued to successfully market and produce events such as the Security Camera Project, Community Banner Campaign, and "Four Corner Fridays"
- NOM/TL CBD was extremely successful in securing non-assessment dollars, which contributed to 42% of the total budget, far exceeding the 5% requirement
- The CBD is well underway with its renewal campaign and has actively been engaging with district stakeholders and property owners



Conclusion

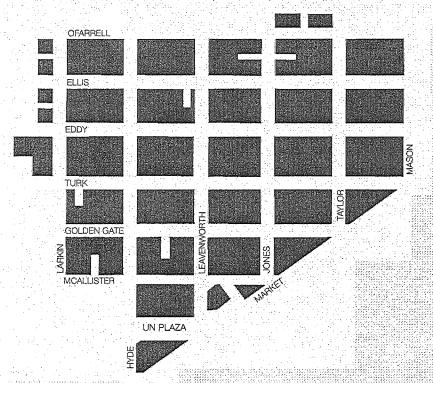
- The CBD has increased opportunities for partnering with external community stakeholders
- The CBD is well underway for completing an early renewal process
- OEWD believes that NOM/TL CBD will continue to successfully carryout their mission and service plans







Leading the Evolution of the Tenderloin into a Vibrant Community for ALL

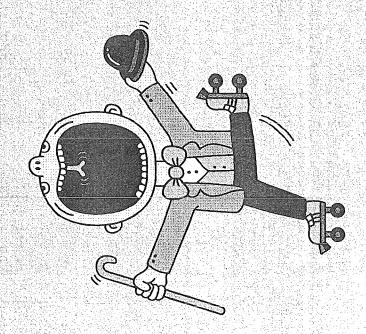


Founded in 2005, the Tenderloin Community Benefit District (TLCBD) believes that a clean and safe environment, strong community partnerships and supportive collaboration with city agencies will create positive change in the Tenderloin neighborhood. Services are focused on enhanced cleaning, safety and beautification initiatives.

30 Blocks

The TLCBD and its Board worked to implement the objectives of the management plan.

An ongoing contract with Urban Place Consulting meant that TLCBD had administrative stability while it engaged in capacity building. Many initiatives supported this effort: strategic planning; a substantial fundraising program; new interim leadership and approval of several new neighborhood improvement projects.





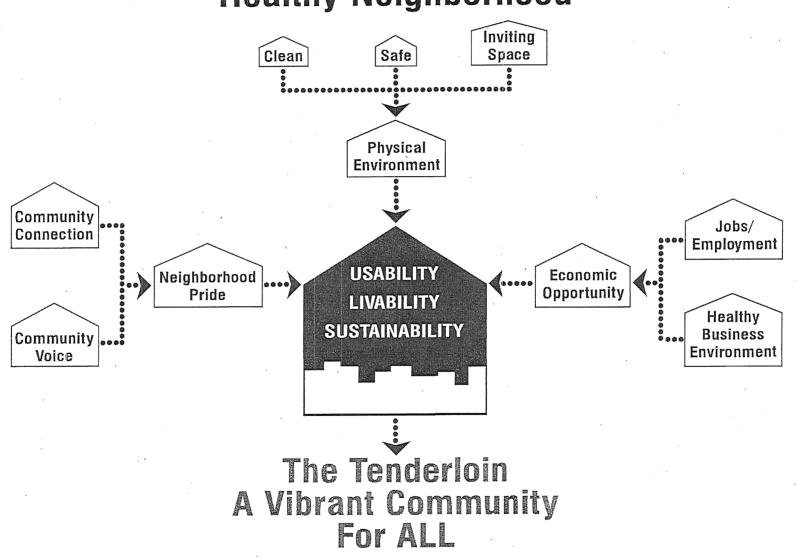
Operation Leadership: A total of \$561,685 was raised from non-assessment sources in FY 16/17. TLCBD Board and staff development continued.

Urban Place Consulting led a major fundraising program that supported the merger of an expanded Safe Passage Program into the TLCBD, implemented a security camera project and generally supported organizational capacity.

The Board was expanded from 13 to 15 members. At an Annual Retreat, the new Board developed a 12-month work plan, including plans for an expanded staff:

- Director of Communication
- Director of Administration and Finance
- Project Manager Activation
- Safe Passage Senior Program Director

Healthy Neighborhood





Clean. Transition to new contract allowed significant expansion of supplemental cleaning of Tenderloin sidewalks.

Existing contract with SF Clean City delivered sweeping, steam cleaning, and graffiti removal to the District's 30 blocks.

New May 2017 contract with Block By Block allowed expansion of sidewalk cleaning services from 5 days to 7 days a week and added a second pressure washing truck.

New May 2017 partnership with Downtown Streets Team created additional cleaning resources and a pathway out of homelessness for Tenderloin residents.

- Removed 1,923 graffiti tags
- Collected 408,500 pounds of litter
- Steam cleaned 675,000 linear feet of sidewalk



Safe. Safe Passage was expanded and integrated into the TLCBD as a Program.

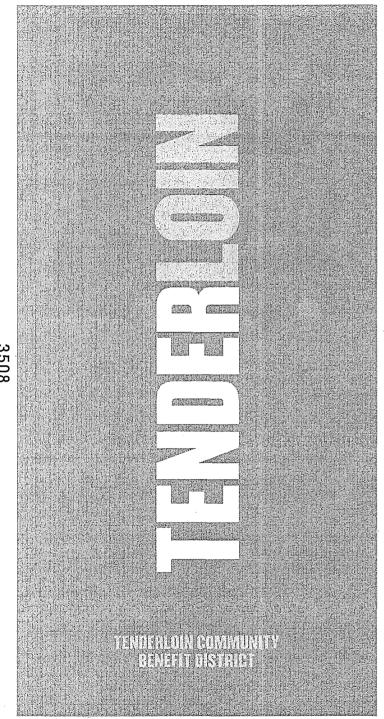
Grew Safe Passage program from 10 Corner Captains to 15 Corner Captains.

Promoted two Corner Captains to part-time paid positions as part of workforce development program.

Expanded the Safe Passage Senior program to include a morning walking program.

Received a Vision Zero grant to increase the Safe Passage programs and improve the safe movement of pedestrians in the Tenderloin.

Executed two Public Space Activation events.



Neighborhood Pride. TLCBD worked to create a positive impression of the neighborhood and the organization.

Installed 70 street banners that are neighborhood landmarks

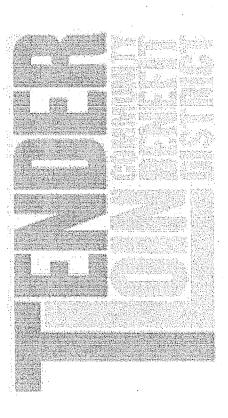
Developed twice-a-month "Tenderloin Talks" digital newsletter

Developed quarterly "Tenderloin Talks Live" community meeting, with first in June 2017.

Participated in "Four-Corner Friday" events.

Redesigned web site to provide easier access to TLCBD information.

Opened storefront office on Ellis Street to provide easier access to community.





YEAR END REPORT

JULY 2016-JUNE 2017

PRESENTED TO:

City and County of San Francisco Board of Supervisors

North of Market/Tenderloin Community Benefit District Corporation Board of Directors

San Francisco Office of Economic and Workforce Development



graduates to become Block by Block employees there by providing a permanent job and a pathway out of homelessness.

Safe

- Safe Passage. Grew Safe Passage program from 10 Corner Captains to 15 Corner Captains.
- Promoted two Corner Captains to part time paid positions as part of our workforce development program.
- Expanded the Safe Passage Senior program to include a morning walking program
- Worked with Tenderloin Police Captain to increase public participation in monthly Captain's meeting.
- Received a Vision Zero grant to increase the Safe Passage programs and improve the safe movement of pedestrians in the Tenderloin.

Neighborhood Pride-Community Connection

- Developed twice a month digital newsletter. "Tenderloin Talks"
- Developed quarterly community meeting concept "Tenderloin Talks Live". Held first meeting in June 2017.
- Redesigned web site to provide easier access to TLCBD information.
- Opened storefront office on Ellis St. to provide easier access to community.
- Continued to attend meetings and engage with the numerous non-profits and stakeholders involved in the 'Golden Gate Safety Collaborative'.
- Attended and participated in several 'Four-Corner Friday' events, working to activate several corners in the neighborhood.
- Partnerships were continued with:
 - o St. Francis Foundation/TLHIP Program
 - o Civic Center Commons Advisory Committee

As demonstrated in this report, the Tenderloin Community Benefit District (TLCBD), its Board and staff have been highly engaged and committed to the goals of serving the community and implementing the objectives set out in the management plan. The results of this commitment and newly developed programs and initiatives have and will continue to build upon the evolution of the Tenderloin into a vibrant community for all.

Respectfully submitted,

Tenderloin Community Benefit District 415.292.4812

BENCHMARK 1: Whether the variance between the budget amounts for each service category was within 10 percentage points from the budget identified in the Management Plan

Salts Tinderight

Service Category Budget Line:

Service Category Budget Line: SA 62 - Tenderloin CBD - Public Rights of Way and Sidewalk Operations SA 62 - Tenderloin CBD - District Identity and Streetscape 711,620.30 76,32% 55,111.00 2,250,00 42,750.00 4.58% 3.195 -1.40% 6,000,00 114,000.00 12.23% 547,330,00 31,67% 19.44% Operations 64,042.35 6,87% - 0,00% - 0.00% 4.53% 0.00% 0.00% -2.34% 0.00% 0.00% 3,370.65 78,295.00 0,00% 0,00% % of SA Budget 75,17% 4,93% 17,90% 7,00% 100,00% 0.34% 0.67% 0.13%

\$ 1,118,509.00

BENCHMARK 2: General Benefit Requirement	5,00%		
Revenue Sources	FY 2016-2017 Actuals	* of actuals	Source
Assessment Revenue	3 44 10800509		
Total Assessment (Special Benefit) Revenue	\$ 1,108,066.00	57.75%	
Contributions and Sponsorships	(8) (45,802.00)		Mark Translation
Grants	STATE OF THE STATE		POST NAME AND DESCRIPTION OF THE PERSON OF T
Donations	阿斯尼斯斯尼斯	0,00%	ROMBINATIVE V
Interest Earned	提供的证券	0,00%	THE REAL PROPERTY.
Earned Revenue	CONTRACTOR OF THE PROPERTY OF	0,00%	
Other	Martin Control of the	0,00%	
Total Non-Assessment (General Benefit) Revenue	\$ 810,821.00	42.25%	
Total	\$ 1,918,887.00	100.00%	CONTRACTOR STREET

BENCHMARK 3: Whether the variance between the budget amout		l ave	. E													
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Service Categoly/Budget Line		016-17 Budget	À	mount from to	Amo	ount from General Benefit	% of Budget (X Budget (Total Budget)								
SA 62 - Tenderfoln CBD - Public Rights of Way and Sidewalk Operations		1,047,714,00		840,808,00		206,906.00	75,17%					4 agu 35000				
SA 62 - Tenderloin CBD - District Identity and Streetscape Improvements	\$	55,111,00	ś	55,111,00	\$	-	4,93%	3,19%	ŝ		120	925566	可以問		3.84%	
SA 62 - Tenderloin CBO - Administrative and Corporate Operations	\$	547,330.00	\$	144,295.00	\$	403,035,00	12,90%	31.67%	s		88	a subsally or	鄉鄉		11.60%	
Contingency and Reserve	\$	78,295.00	\$	78,295.00	\$	-	7.00%	4.53%	\$			E 197510 00			7.00%	-
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)	\$		\$		\$		0,00%	0.00%			100		0 数数		0,00%	
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		文型发现。 在1000年	transportation of telephone
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General Benefit Project	1	ĺ	
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	STATE OF THE STATE OF	100 (0.00 (0	加速的影響學是控制
	S COUNTY OF		
General Project Total	\$ 209,571.00	SAME THE PROPERTY.	BRIDGER CONSUMER
Special Assessment Project			
SA 62 - Tenderloin CBD - Public Rights of Way and Sidewalk	4005100		
Operations .		X 20 10 10 10 10 10 10 10 10 10 10 10 10 10	
SA 62 - Tenderloin CBD - District Identity and Streetscape	200	SOUTH PROPERTY.	
Improvements			
	\$1.00 Ex. (\$2.00)		
SA 62 - Tenderioin CBD - Administrative and Corporate Operations		activities (Care	
Contingency and Reserve	建的那些的地位的	建筑和地域即 加第	
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0	I STATE OF THE STA	的容易這种經濟	新加加州
0	SERVICE WATER	THE WALLS	
Special Project Total	\$ 601,230.00	斯特特斯斯斯格德斯斯	如何的知识知识的特殊的
Total Designated Amount for FY 2016-17	\$10,801.00	emainavanin	排放的無關聯盟的發展的

Any proposed changes in boundaries of district? Any proposed changes in boundaries of benefit districts/hoses.	No.	If yes, Wist are the changes	Tye, what the justication		
Are you amending the basis and method of assessment?					
ASSESMENTMEPHOD	t Basis of Thomas	If this explanation is too long, please		' .	
the method and busined (so particular to extend of the control of	nderahis asamsimoid kay	and mention in these boxes that you have provided the attachment. Please email the attachment to the appropriate OEWD team memberwith the subject: CDNYAME-ASSESSMENT METHOD - STREETS AND HIGHWAYS			
図(また a of safety walls/initiative アルル 「					
Hor sedal media rollowers					
# of businesses opening or expanding					
# of Public Space Activation events (street fairs, outdoor markets, public performances)		•		,	
# of installations of public art, murals, neighborhood landmarks completed.	7 8	•			
* of Mailing List Recipients	2		•		
" The of Mailing List Recipients on the light of the ligh	13				
* Ji J at of Newsletter Communications					
# of Media Mentions	30			,	
# of 311 Requests for large/bulky Rems					
# of Homeless interactions (including calls regarding)					
97.00 # of Human/Ahlmal Waste Pick Ups 10.00 PA					
# of Merchant Contacts	749				
# # of Bags Poundage (**)			Trash removal	→ Measurement Type # of pounds	Methodology 1 bag = 25 lbs (multiply # of bags by 25 to get poundage
Graffit Removal	ng II		Graffiti/Sticker removal		Methodology 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Steam Cleaning	100		Landing the property between Service (1987) and the property of	Measurement Type //	Methodology
of Instances Total Uner Feotage of District (1997)			Steam Cleaning	Linear footage	Unear footage can be provided by contractor (per USBID)
Approx Total Union Footage Cleaned 5 575					
Cleaning Calis OPTIONAL		•	Cleaning calls (optional)	# of calls requesting cleaning services	Methodology
Public Safety Calls			的原因为共享与J. Serves 提供的工作的证明。	# of calls requesting public	Methodology (1)
# of Calls	274		Public Szfety czlis (optlonal)	safety services	1 call = 1 instance
Users Trailing William Control of the Control of th	Property Owner	Phone The Control of	Email 2	SQ/lonage	Lost known use
TO COMPANY OF THE STREET STREE					
TATION OF THE PROPERTY OF THE					
				EMPANIES PARENTE	PCCOMPANIES N
Total		50.000 (1.000)			

FINANCIAL STATEMENTS

June 30, 2017

(WITH COMPARATIVE TOTALS AS OF JUNE 30, 2016)

CROSBY & KANEDA

Certified Public Accountants

Contents

Independent Accountants' Review Report	•	1-2
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Statement of Activities		4
Statement of Cash Flows		5
Statement of Functional Expenses		6
Notes to the Financial Statements		7-11

CROSBY & KANEDA

Certified Public Accountants

Dedicated to Nonprofit Organizations

1970 Broadway, Suite 930
Oakland, CA 94612
Tel: 510 · 835 · CPAS (2727)
Fax: 510 · 835 · 5711
e-mail: admin@ckcpa.biz

INDEPENDENT ACCOUNTANTS' REVIEW REPORT

Board of Directors North of Market/Tenderloin Community Benefit Corporation San Francisco, California

We have reviewed the accompanying financial statements of North of Market/Tenderloin Community Benefit Corporation (the Organization), which comprise the statement of financial position as of June 30, 2017, and the related statements of activities, cash flows and functional expenses for the year then ended, and the related notes to the financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of Organization management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the financial statements as a whole. Accordingly, we do not express such an opinion.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement whether due to fraud or error.

Accountants' Responsibility

Our responsibility is to conduct the review engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the American Institute of Certified Public Accountants. Those standards require us to perform procedures to obtain limited assurance as a basis for reporting whether we are aware of any material modifications that should be made to the financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. We believe that the results of our procedures provide a reasonable basis for our conclusion.

Accountants' Conclusion

Based on our review, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in accordance with accounting principles generally accepted in the United States of America.

Report on Summarized Comparative Information

The accompanying summarized comparative information as of and for the year ended June 30, 2016 is derived from financials that were previously reviewed by us and we stated that we were not aware of any material modifications that should be made to those financial statements in order for them to be in conformity with accounting principles generally accepted in the United States of America in our report

dated August 31, 2017. We have not performed procedures in connection with that review engagement since that date.

Oakland, California

*Lancda CPAS UP

May 2, 2018

Statement of Financial Position June 30, 2017 (With Comparative Totals as of June 30, 2016)

	2017		 2016
Assets			
Current Assets			
Cash	\$	664,437	\$ 514,112
Assessments receivable		156,161	154,036
Grants receivable		100,000	55,000
Prepaid expenses		30,142	5,359
Deposits		10,500	 1,950
Total Assets	\$	961,240	 730,457
Liabilities and Net Assets			
Liabilities			•
Accounts payable and accrued expenses	\$	58,333	\$ 37,121
Total Liabilities		58,333	 37,121
Commitments and Contingencies (Notes 3 and 4)			
Net assets-unrestricted		902,907	693,336
Total Liabilities and Net Assets	\$	961,240	\$ 730,457

Statement of Activities For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

	2017		2016	
Support and Revenue		-		
Government grants	\$	163,860	\$	16,000
Foundation and corporate grants		631,659		235,000
Assessment revenue		1,108,066		1,047,205
Miscellaneous		15,302		2,257
Total Support and Revenue		1,918,887		1,300,462
Expenses				
Program		1,468,751		1,070,478
Management and general		216,153		210,692
Fundraising		24,412		7,792
Total Expenses		1,709,316		1,288,962
Change in Net Assets		209,571		11,500
Net Assets-unrestricted, beginning of year		693,336		681,836
Net Assets-unrestricted, end of year	\$	902,907	\$	693,336

Statement of Cash Flows For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

	2017			2016	
Cash flows from operating activities:					
Change in net assets	\$	209,571	\$	11,500	
Adjustments to reconcile change in net assets to cash				•	
provided (used) by operating activities:					
Change in assets and liabilities:					
Assessments receivable		(2,125)		260,337	
Grants receivable		(45,000)		(55,000)	
Prepaid expenses		(24,783)		(4,060)	
Deposits		(8,550)		-	
Accounts payable and accrued expenses		21,212		4,346	
Accrued vacation.				(3,250)	
Net cash provided (used) by operating activities		150,325		213,873	
Net change in cash		150,325		213,873	
Cash, beginning of year		514,112		300,239	
Cash, end of year	\$	664,437	\$	514,112	

Statement of Functional Expenses For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

		Management	•	Total			
•	Program	and General	Fundraising	2017	2016		
Salaries and benefits	\$ 2,032	\$	\$	\$ 2,032	\$ 41,101		
Grants	355	-		355	41,684		
Management services	284,030	182,736	24,000	490,766	163,393		
Accounting fees	_	9,133	-	9,133	17,960		
Other fees for service	2,575	17,655	-	20,230	- ,		
Advertising and promotion	42,359	-		42,359	8,937		
Office expenses and supplies	65,330	845	51	66,226	16,373		
Occupancy	21,656	4,175	260	26,091	13,932		
Insurance	5,008	965	61	6,034	3,697		
Cleaning services	899,360	~	-	899,360	794,943		
Public space improvement	141,026	-	••	141,026	183,085		
Meetings	1,439	277	18	1,734	64		
Sponsorship	485	-		485	432		
Miscellaneous	3,096	367	22	3,485	3,361		
Total Expenses	\$ 1,468,751	\$ 216,153	\$ 24,412	\$ 1,709,316	\$ 1,288,962		

Notes to the Financial Statements For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

NOTE 1: NATURE OF ACTIVITIES

The North of Market/Tenderloin Community Benefit Corporation (the Organization) is a California nonprofit public benefit corporation, which was established in 2005. The ultimate goal of the North of Market/Tenderloin Community Benefit Corporation is to provide systematic cleaning and beautification services to all of the parcels in the historic Tenderloin district. The North of Market/Tenderloin Community Benefit Corporation is funded entirely by special assessments levied on properties within the district. The annual assessment rate for properties is equal to \$0.12500 per square foot of lot size, plus \$8.25 per linear foot of lot frontage, plus \$0.03 per square foot of non-exempted building area. The North of Market/Tenderloin Community Benefit Corporation executes its mandate to provide cleaning and beautification services with a committee-based structure made up of the following committees:

Organization and or Executive Committee oversees staff and contracts, corporate finances, insurance, grants, budget development, bylaws and policies, generation of Board agendas and meetings, etc.

Public Rights of Way and Sidewalk Operations Committee oversees cleaning services in the public right of way such as sidewalk sweeping, steam cleaning, tree planting and maintenance, and relations with the San Francisco Department of Public Works.

District Identity and Streetscape Improvement Committee oversees projects that promote the district and positive aspects of District Identity.

Community Advisory Board Committee oversees outreach, relations with community organizations and community partners, and assistance with resident needs. It also identifies and promotes positive land use in the district.

Development Committee oversees the development of fundraising strategies and supplemental support for the Organization and its activities.

NOTE 2: SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting

The accompanying financial statements have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America (GAAP).

Basis of Presentation

The Organization presents information regarding its financial position and activities according to three classes of net assets: unrestricted net assets, temporarily restricted net assets, and permanently restricted net assets. The three classes are differentiated by donor restrictions.

Unrestricted net assets — consist of resources which have not been specifically restricted by a donor. Unrestricted net assets may be designated for specific purposes by the Organization or may be limited by contractual agreements with outside parties.

Notes to the Financial Statements For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

Temporarily restricted net assets – represent contributions and other inflows of assets whose use is limited by donor-imposed stipulations that expire by the passage of time or can be fulfilled and removed by actions of the Organization pursuant to those stipulations. There were no temporarily restricted net assets as of June 30, 2017.

Permanently restricted net assets — represent contributions and other inflows of assets whose use is limited by donor-imposed stipulations that neither expire by passage of time nor can be fulfilled or otherwise removed by actions of the Organization, other asset enhancements and diminishments subject to the same kinds of stipulations or reclassifications from or to other classes of net assets as a consequence of donor-imposed stipulations. There were no permanently restricted net assets as of June 30, 2017.

Contributions

Contributions, including unconditional promises to give, are recognized as revenues in the period the promise is received. Conditional promises to give are not recognized until they become unconditional; that is when the conditions on which they depend are substantially met. Contributions of assets other than cash are recorded at their estimated fair value at the date of contribution. Contributions to be received after one year are discounted at an appropriate rate commensurate with the risks involved. Amortization of the discount is recorded as additional contribution revenue in accordance with donor-imposed restrictions, if any, on the contributions.

Unrestricted contributions and grants are recorded as unrestricted revenue when received. All contributions are considered to be available for unrestricted use unless specifically restricted by the donor.

All donor-restricted contributions are reported as increases in temporarily or permanently restricted net assets, depending on the nature of the restriction. When a restriction expires (that is, when a stipulated time restriction ends or purpose restriction is accomplished), temporarily restricted net assets are reclassified to unrestricted net assets and reported in the statement of activities as net assets released from restrictions.

Income Taxes

The Internal Revenue Service and the California Franchise Tax Board have determined that the Organization is exempt from federal and state income taxes under Internal Revenue Code Section 501 (c) (3) and the California Revenue and Taxation Code Section 23701(d). The Organization has evaluated its current tax positions as of June 30, 2017 and is not aware of any significant uncertain tax positions for which a reserve would be necessary. The Organization's tax returns are generally subject to examination by federal and state taxing authorities for three and four years, respectively after they are filed.

Contributed Services

Contributed services are reflected in the financial statements at the fair value of the services received only if the services (a) create or enhance nonfinancial assets or (b) require specialized skills, are performed by people with those skills, and would otherwise be purchased by the Organization. There were no contributed services that met the criteria for recognition for the year ended June 30, 2017.

Notes to the Financial Statements For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

Assessments Receivable

Assessments receivable primarily consists of delinquent tax assessments owed by property owners. Since the taxpayers will be subject to City enforcement procedures, all assessments are considered to be fully collectible at June 30, 2017.

Although delinquent assessments are subject to penalties and fines, the Organization believes that these amounts will be offset by delays in collections. Accordingly, no receivable has been recognized for penalties and fines and the Organization has not calculated the present value of this receivable.

Estimates

The preparation of financial statements in conformity with GAAP requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosures of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Accordingly, actual results could differ from those estimates.

Fair Value Measurements

Fair value is defined as the exchange price that would be received for an asset or paid to transfer a liability (an exit price) in the principal or most advantageous market for the asset or liability in an orderly transaction between market participants on the measurement date. The Organization determines the fair values of its assets and liabilities based on a fair value hierarchy that includes three levels of inputs that may be used to measure fair value.

Level 1 - Quoted prices (unadjusted) in active markets for identical assets or liabilities that the Organization has the ability to access at the measurement date.

Level 2 - Inputs other than quoted market prices that are observable for the asset or liability, either directly or indirectly.

Level 3 - Unobservable inputs for the assets or liability.

The Organization had no assets or liabilities recorded at fair value on June 30, 2017.

Concentration of Credit Risk

At times, the Organization may have deposits in excess of federally insured limits. The risk is managed by maintaining all deposits in high quality financial institutions.

Property and Equipment

All acquisitions of property and equipment in excess of \$5,000 and all expenditures for repairs and maintenance, renewals, and betterments that materially prolong the useful lives of assets are capitalized. Property and equipment are stated at cost or, if donated, at the approximate fair value at the date of donation. Depreciation is computed using the straight-line method over the estimated useful lives on the property and equipment. The Organization had no property and equipment that met this capitalization policy at June 30, 2017.

Notes to the Financial Statements For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

Functional Allocation of Expenses

The costs of providing various programs and other activities have been summarized on a functional basis in the statement of activities. Accordingly, certain costs have been allocated among the programs and supporting services benefited.

Prior Year Summarized Information

The financial statements include certain prior year summarized comparative information in total but not by net asset class. Such information does not include sufficient detail to constitute a presentation in conformity with GAAP. Accordingly, such information should be read in conjunction with the Organization's financial statements for the year ended June 30, 2016, from which the summarized information was derived.

Reclassifications

Certain accounts in the prior year's summarized information have been reclassified for comparative purposes to conform with the presentation in the current-year financial statements.

Subsequent Events

The Organization has evaluated subsequent events and has concluded that as of May 2, 2018 the date that the financial statements were available to be issued, there were no significant subsequent events to disclose.

NOTE 3: COMMITMENT

Operating Leases

The Organization is party to a lease for office space in San Francisco that expires on January 31, 2020. Future minimum lease payments were as follows for the years ended June 30:

2018	\$	43,740
2019		45,051
2020	<u></u>	26,733
Total	. <u>\$</u>	115,524

NOTE 4: CONTINGENCIES

Community benefit district assessments are received under agreement with the City and County of San Francisco and assessments have been currently authorized through June 2020. The assessments and related revenue to the organization may be terminated at an earlier date if the community benefit district which funds the Organizations operations is disestablished by a vote of the assessed property owners or in certain other circumstances.

Grant awards require the fulfillment of certain conditions as set forth in the instrument of grant. Failure to fulfill the conditions could result in the return of the funds to the grantors. The Organization deems this contingency remote since by accepting the grants and their terms, it has accommodated the objectives of the Organization to the provisions of the

Notes to the Financial Statements For the Year Ended June 30, 2017 (With Comparative Totals for the Year Ended June 30, 2016)

grants. The Organization's management is of the opinion that the Organization has complied with the terms of all grants.

NOTE 5: CONCENTRATIONS

Revenue

For the year ended June 30, 2017, the Organization received 58% of its revenue from community benefit district assessments on property owners in the North of Market/Tenderloin Community Benefit District. A significant reduction in the level of this support, if this were to occur, may have an effect on the Organization's program and activities.

NOTE 6: RETIREMENT PLAN

The Organization has a defined contribution retirement plan (the Plan) under section 403(b) of the Internal Revenue Code. The Plan covers all employees who meet age and length of service requirements. The Organization may make a matching contribution of up to 3% of the employee's salary. The contribution rate is determined annually. All contributions to an employee's account vest immediately.

The Organization made no contributions for the years ended June 30, 2017 and 2016.

City and County of San Francisco: Office of Mayor London N. Breed Economic and Workforce Development: Joaquín Torres, Director

MEMO

To: Supervisor Jane Kim, District 6

CC: San Francisco Board of Supervisors

From: Chris Corgas, OEWD Senior Program Manager

Helen Mar, OEWD Project Specialist

RE: North of Market/Tenderloin Community Benefit District

Date: August 31, 2018

This is a memo summarizing the accomplishments of the North of Market Tenderloin Community Benefit District and an analysis of its financial statements (based on their audit) for the period between July 1, 2016, and June 30, 2017.

Each year the CBD is required to submit a mid-year report, an annual report, and a CPA Financial Review or Audit. North of Market/Tenderloin CBD has complied with the submission of all these requirements. OEWD staff, with assistance from the Controller's Office, reviewed these financial documents to monitor and report on whether they have complied with the rules per the Property and Business Improvement District Law of 1994, California Streets and Highways Code Sections 36600 Et Seq.; San Francisco's Business and Tax Regulations Code Article 15; the North of Market/Tenderloin CBD management contract with the City; and their Management Plan approved by the Board of Supervisors in 2006.

Also attached to this memo are the following documents:

- 1. Annual Reports
 - a. FY 2016-2017
- 2. CPA Financial Review Reports
 - a. FY 2016-2017
- 3. Draft resolution from the Office of Economic and Workforce Development



Background

The North of Market/Tenderloin District spans 29 blocks and includes approximately 675 parcels, including parcels owned by Tenderloin Neighborhood Development Corporation, Shih Yu Lang Central YMCA and UC Hastings. The district also includes UN Plaza, Golden Gate Theaters and San Francisco Hilton.

- August 2, 2005: the Board of Supervisors approved the resolution that established the North of Market Tenderloin Community Benefit District for 15 years (Resolution # 584-05).
- January 10, 2006: the Board approved the contract for the administration and management of the North of Market Tenderloin Community Benefit District (Resolution # 15-06).
- April 28, 2015: the Board of Supervisors approved the Annual Reports for FYs 2010-2011, 2011-2012, and 2012-2013 (Resolution #160-15).
- August 2, 2016: the Board of Supervisors approved the Annual Reports for FY's 2013-2014 and 2014-2015 (Resolution #348-16).
- December 12, 2017: the Board of Supervisors approved the Annual Reports for FY's 2015-2017 (Resolution #449-17).

Basic Info about Greater North of Market/Tenderloin CBD:

Year Established August 2005

Assessment Collection Period FY 2005-2006 to FY 2019-2020 (July 1, 2005 to June

30, 2020).

Services Start and End Date January 1, 2006 – December 31, 2020

Initial Estimated Annual Budget \$981,147

Fiscal Year July 1 – June 30

Executive Director Steve Gibson

Name of Nonprofit Owners' Entity

North of Market Tenderloin Community Benefit

District

District

The current BID website www.tlcbd.org, includes all the pertinent information about the organization and their programs, a calendar of events, their Management Plan, Mid-Year Report, Annual Report and meeting schedules.

Summary of Program Areas

Public Right of Way and Sidewalk Operations

Sidewalk Operations services include: (1) twice daily sidewalk and gutter hand sweeping 6 to 7 days a week, (2) bi-monthly soap and water scrub-down of all properties, (3) a "Lead Sweeper" dealing with needles, hazardous waste and bulky items, and (4) graffiti removal 10 to 15 hours per week. Public Right of Way initiatives include: (1) *Safe Passages* program and (2) social services outreach and referrals. NOM/TL CBD contracts with *San Francisco Clean City Coalition* (Clean City) to provide sidewalk cleaning and maintenance as well as the Community Service Ambassador program. The North of Market Tenderloin CBD Management Plan calls for 76% of the budget to be spent on Public Right of Way and Sidewalk Operations.

District Identity and Streetscape Improvements

This service area includes but is not limited to promoting the district through brochures, a website, social media outlets (i.e. Facebook and Twitter), sponsoring special events, and enhancing beautification. NOM/TL dedicates approximately five percent (5%) of its budget to District Identity and Streetscape Improvements.

Management & Operations

The NOM/TL Management Plan calls for 12% of the budget to be spent on management and corporate operations. NOM/TL CBD is staffed by a full-time Executive Director who serves as the focal point person and advocate for the district. The NOM/TL CBD board has thirteen (13) board members that represent the diverse property and business owners in the district. The board meets every third Monday every month. NOM/TL CBD has several committees that function to assist the CBD with its goals and objectives.

The three committees include:

- Executive Committee oversees central operations of the organization and ensures the functioning of key areas: staff and contracts; corporate finances; insurance; grants; development of budget; board agendas and meetings; correspondence; outreach; bylaws and policies; public relations; newsletters. The Executive Committee meets the 1st Tuesday of the month.
- Public Rights of Way (PROW) Committee oversees the services in public spaces and ensures the success and efficiency of these services, along with other services designed to promote safety in the neighborhood. These services include the following activities: sidewalk sweeping and cleaning; steam cleaning; relations with the Department of Public Works (DPW); tree planting and maintenance; improving public right of way experience; and safety

programs including Safe Passage and Safe Havens. The PROW Committee meets the 2nd Thursday of the month.

• District Identity and Streetscape Improvements (DISI) Committee - oversees programs that promote Tenderloin district identity and provide beautification through visual media such as art and murals. The DISI Committee meets the 1st Monday of the Month.

Summary of Accomplishments, Challenges, and Delivery of Services

FY 2016-2017

Public Right of Way and Sidewalk Operations

- Clean and Safe Services Team removed 1,923 graffiti tags from public and private property and collected over 408,500 pounds of litter from sidewalks and gutter
- Steam-cleaned 675,000 linear feet of sidewalk
- Executed 2 Public Space Activation events
- Grew Safe Passage program from 10 Corner Captains to 15 Corner Captains
- Received a Vision Zero grant to increase the Safe Passage programs and improve the safe movement of pedestrians in the Tenderloin

District Identity and Streetscape Improvements

- Installed 70 street banners that are neighborhood landmarks
- Developed "Tenderloin Talks", a semi-monthly digital newsletter
- Redesigned website to provide easier access to TLCBD information
- Developed "Tenderloin Talks Live", a quarterly community meeting concept Participated in several "Four-Corner Friday" events to activate several corners in the neighborhood

Management & Operations

- Contracted with Urban Place Consulting to pursue management and leadership support for the CBD
- Developed operation leadership fundraising program
- Partnerships with community stakeholders to execute a greening and tree planting campaign Secured a total of \$561, 685 from non-assessment sources in FY16-17
- New Board members were recruited and Board was expanded from 13 to 15 members

NOM/TL CBD Annual Budget Analysis

OEWD's staff reviewed the following budget related benchmarks for NOM/TL CBD:

- BENCHMARK 1: Whether the variance between the budget amounts for each service category was within 10 percentage points from the budget identified in the Management Plan (Agreement for the Administration of the "North of Market/Tenderloin Community Benefit District", Section 3.9 Budget)
- BENCHMARK 2: Whether five percent (5%) of actuals came from sources other than assessment revenue (CA Streets & Highways Code, Section 36650(B)(6); Agreement for the Administration of the "North of Market Tenderloin Community Benefit District", Section A-Annual Reports)
- BENCHMARK 3: Whether the variance between the budget amount and actual expenses within a fiscal year was within 10 percent (Agreement for the Administration of the "North of Market Tenderloin Community Benefit District", Section 3.9 Budget.
- **BENCHMARK 4:** Whether NOM/TL CBD is indicating the amount of funds to be carried forward into the next fiscal year and designating projects to be spent in current fiscal year (CA Streets & Highways Code, Section 36651)

FY 2016-2017

BENCHMARK 1: Whether the variance between the budget amounts for each service category was within 10 percentage points from the budget identified in the Management Plan

ANALYSIS: NOM/TL CBD met this requirement. See table below.

Service Category	Management Plan Budget	% of Managemen t Plan	FY 16-17 Assessment Budget	% of Assessme nt Budget	Variance Percentage Points
Public Right of Way and Sidewalk Operations	\$749,074	76.32%	\$840,808.00	75.17%	-1.15%
District Identity and Streetscape Improvements	\$45,000	4.58%	\$55,111.00	4.93%	+0.34%
Administrative/Corporate Operations	\$120,000	12.23%	\$144,295.00	12.90%	+0.67%
Contingency Reserve	\$67,413	6.87%	\$78,295.00	7.00%	+0.13%
TOTAL	\$981,487	100%	\$1,118,509.00	100%	

BENCHMARK 2: Whether five percent (5%) of NOM/TL CBD's actuals came from sources other than assessment revenue

ANALYSIS: NOM/TL CBD met this requirement. Assessment revenue was \$1,108,066.00 or 57.75% of actuals and non-assessment revenue was \$810,821.00 or 42.25% of actuals. See table below.

Revenue Sources	FY 2016-2017 Actuals	% of Actuals
Special Benefit Assessments	\$1,108,066.00	
Total assessment revenue	\$1,108,066.00	57.75%
Contributions and Scholarships	\$15,302.00	
Grants	\$795,519.00	
Total non-assessment revenue	\$810,821.00	42.25%
TOTAL	\$1,918,887.00	100%

BENCHMARK 3: Whether the variance between the budget amount and actual expenses within a fiscal year was within 10 percentage points.

ANALYSIS: NOM/TL CBD met this requirement. See table below.

Service Category	FY 2016-2017 Assessment Budget	% of Assessme nt Budget	FY 2016- 2017 Assessment Actuals	% of Assessmen t Actuals	Variance Percentag e Points
Public Right of Way and Sidewalk Operations	\$840,808.00	75.17%	\$859,360.00	77.55%	+2.38%
District Identity and Streetscape Improvements	\$55,111.00	4.93%	\$42,559.00	3.84%.	-1.09%
Administrative/Corporat e Operations	\$144,295.00	12.90%	\$128,587.00	11.60%	-1.30%
Contingency Reserve	\$78,295.00	7.00%	\$77,560.00	7.00%	0.00%
TOTAL	\$1,118,509.00	100%	\$1,108,066.00	100%	

BENCHMARK 4: Whether NOM/TL CBD is indicating the amount of funds to be carried forward into the next fiscal year and designating projects to be spent in current fiscal year.

ANALYSIS: NOM/TL CBD met this requirement. Please note: There is a period between when the City collects assessment payment and when the City disburses the funds to the CBD. As a result, a CBD typically has a fund balance at the end of the fiscal year that is equal to about 6 months of their annual budget. See table below.

FY 2016-17 Carryforward to FY 17-18	
Special Assessment	
Public Rights of Way and Sidewalk	\$470,551.00
Operations	
District Identity and Streetscape	\$43,113.00
Improvements	
Administrative and Corporate	\$87,566.00
Operations	
Total Carryforward	\$601,230.00

Findings and Recommendations

Within the review periods of FY 2016-2017, the North of Market Tenderloin CBD met the expectations and requirements as set by the California Street and Highways Code Section 36650-36651; the Agreement for the Administration of the "North of Market Tenderloin Community Benefit District; and the Agreement for the Administration of the "North of Market Tenderloin Community Benefit District" - as found on page 5 of this memo.

Under Steve Gibson's leadership, North of Market/Tenderloin CBD continued to improve in all aspects, especially service delivery. For example, the CBD increased cleaning services from 5 to 7 days per week. Additionally, the CBD increased staff capacity which led to increased coordination between itself, City departments, and other stakeholders which directly led to a positive improvement in efficiency and effectiveness of the organization as well as improved relationships with various community stakeholders.

The CBD was extremely successful in securing non-assessment dollars, which contributed to approximately 42% of the total budget, far exceeding its required 5%.

Overall, FY 16-17 was a year of capacity building, strategic planning, substantial funding procurement, and recruiting long-term leadership for the CBD.

Conclusion

North of Market Tenderloin CBD has performed well in implementing their service plan. North of Market Tenderloin CBD has continued to successfully market and produce events and projects such as the Security Camera Project, Community Banner Campaign, "Four-Corner Friday," and worked to activate several corners in the neighborhood. North of Market Tenderloin CBD has increased opportunities in partnering with community stakeholders and municipal agencies for the implementation of their management plan. NOM/TL CBD has an active board of directors and committee members; and OEWD believes the CBD will continue to successfully carryout their mission and service plans.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO:

Ben Rosenfield, City Controller, Office of the Controller

Joaquin Torres, Director, Office of Economic and Workforce Development

FROM:

John Carroll, Assistant Clerk, Government Audit and Oversight

Committee, Board of Supervisors

DATE:

September 17, 2018

SUBJECT:

LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Kim on September 11, 2018:

File No. 180897

Resolution receiving and approving an annual report for the North of Market/Tenderloin Community Benefit District for FY2016-2017, 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 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
J'Wel Vaughan, Office of Economic and Workforce Development
Lisa Pagan, Office of Economic and Workforce Development

Print Form

Introduction Form

By a Member of the Board of Supervisors or Mayor

hereby submit the following item for introduction (select only one):

RECEIVED

BOARD OF SUPERVISORS
SAN FRANCISCO

2013 SE Time stamp 3: 15 or meeting date

		31 1
✓ 1. For reference to Committee. (An Or	rdinance, Resolution, Motion or Cha	arter Amendment).
2. Request for next printed agenda Wit	hout Reference to Committee.	
3. Request for hearing on a subject mat	tter at Committee.	
4. Request for letter beginning: "Super	visor	inquiries"
5. City Attorney Request.		
_ 6. Call File No.	from Committee.	
7. Budget Analyst request (attached wr	itten motion).	
8. Substitute Legislation File No.		
9. Reactivate File No.		
10. Topic submitted for Mayoral Appear	arance before the BOS on	
Small Business Commission Planning Commission Iote: For the Imperative Agenda (a reso		Ethics Commission ection Commission use the Imperative Form.
Sponsor(s):		
ζim		
Subject:		
North of Market/Tenderloin Community B	Senefit District – FY 2016-2017	
<u>Γhe text is listed:</u>		
Attached.		
Signature	e of Sponsoring Supervisor:	
or Clerk's Use Only		