

1 [Accept and Expend Grant - GreenFinanceSF - \$1,000,000]

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3 **Resolution authorizing the Department of the Environment to retroactively accept and**  
4 **expend an American Recovery and Reinvestment Act of 2009 funded grant in the**  
5 **amount of \$1,000,000 from the California Energy Commission’s State Energy Program**  
6 **through the Local Government Commission to support GreenFinanceSF.**

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8 WHEREAS, In 2009 the San Francisco Public Utilities Commission, working in  
9 conjunction with the Department of the Environment and the Controller’s Office of Public  
10 Finance, submitted an application to the California Energy Commission (CEC) State Energy  
11 Program (SEP) for financial assistance on behalf of GreenFinanceSF, the City and County of  
12 San Francisco’s municipal financing program for energy and water retrofits of privately-owned  
13 buildings; and

14 WHEREAS, On February 10, 2010, the CEC announced the awards under the State  
15 Energy Program, which included an award of up to \$2,080,000 for GreenFinanceSF; and

16 WHEREAS, In its Resolution No. 59-10, this Board of Supervisors accepted the CEC  
17 State Energy Program grant award for GreenFinanceSF; and

18 WHEREAS, In its Resolution No. 008-10, this Board of Supervisors identified the  
19 Department of the Environment as the administrator of the GreenFinanceSF program on  
20 behalf of the City; and

21 WHEREAS, This Board of Supervisors has adopted legislation necessary to form an  
22 opt-in Mello-Roos special tax district and establish legal mechanisms and policies to govern  
23 the implementation of a municipal financing program for retrofits of privately-owned buildings,  
24 known as GreenFinanceSF; and

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1           WHEREAS, This type of financing is known as Property Assessed Clean Energy or  
2 PACE; and

3           WHEREAS, As the result of 2010 statements by the Federal Housing Finance Agency  
4 and the Office of the Controller of the Currency questioning the security of residential PACE  
5 financing, the CEC altered its funding priority to focus on commercial properties only; and

6           WHEREAS, The CEC, in accordance with federal requirements under the American  
7 Recovery and Reinvestment Act, has amended the State Energy Program contract to extend  
8 the term for five years; and

9           WHEREAS, The City and County of San Francisco continues to recognize that it is vital  
10 for local, regional, state, and federal agencies to stimulate the economy; create and retain  
11 jobs; reduce fossil fuel emissions; and improve energy and water use efficiency; and

12           WHEREAS, Programs such as GreenFinanceSF will help to achieve these goals; and

13           WHEREAS, Funding from the CEC's State Energy Program through the Local  
14 Government Commission will provide continued funding to the Department of the Environment  
15 for use as a Loan Loss Reserve to support GreenFinanceSF for clean energy financing for  
16 buildings; and

17           WHEREAS, The State Energy Program has been funded as part of the American  
18 Recovery and Reinvestment Act; and

19           WHEREAS, Projects undertaken with this funding are in compliance with the California  
20 Environmental Quality Act (CEQA), California Public Resources Code Section 21000; and

21           WHEREAS, The grant does not require an Annual Salary Ordinance (ASO)  
22 amendment; and

23           WHEREAS, The Department of the Environment received additional funding for on-  
24 going administrative tasks under a prior program amendment; and

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1           WHEREAS, The grant award does not include indirect costs; and

2           WHEREAS, The term of the amended State Energy Program grant agreement will be  
3 from April 1, 2012 through March 31, 2017; and

4           WHEREAS, A request for retroactive approval is being sought because the Department  
5 of the Environment was not notified of the grant award until May 9, 2012; now, therefore, be it

6           RESOLVED, That this Board of Supervisors hereby authorizes the Director of the  
7 Department of the Environment to retroactively amend and enter a State Energy Program  
8 grant award of \$1,000,000 on behalf of the City, and to enter into all necessary contracts and  
9 agreements, and amendments thereto, on its behalf to implement and carry out  
10 GreenFinanceSF, including a residential program should that become available again; and, be  
11 it

12           FURTHER RESOLVED, The Director of the Department of the Environment is further  
13 authorized to furnish whatever additional information or assurances the funding agency may  
14 request in connection with this grant, and to execute any and all agreements necessary to  
15 carry out the purpose of the grant.

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APPROVED: \_\_\_\_\_  
Mayor

APPROVED: \_\_\_\_\_  
Ben Rosenfield  
Controller

1 RECOMMENDED:

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3 By: \_\_\_\_\_  
4 Melanie Nutter, Director  
5 Department of the Environment

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