

1 [Amendment to Memorandum of Understanding - San Francisco Local Agency Formation  
2 Commission - Term Extension]

3 **Resolution authorizing the General Manager of the San Francisco Public Utilities**  
4 **Commission to execute the fourth amendment to the Memorandum of Understanding**  
5 **with the San Francisco Local Agency Formation Commission, extending the term by**  
6 **one year, for a total agreement term of 12 years through FY2019-2020, with no change**  
7 **to the total amount not to exceed \$2,100,000 pursuant to Charter, Section 9.118.**

8  
9 WHEREAS, On April 17, 2009, the San Francisco Public Utilities Commission  
10 (SFPUC) approved Resolution No. 09-0061, authorizing the General Manager of the  
11 SFPUC to execute a Memorandum of Understanding (MOU) with the San Francisco Local  
12 Agency Formation Commission (SF LAFCo) to allocate SFPUC Power Enterprise funds for  
13 reimbursement for SF LAFCo services related to the Community Choice Aggregation (CCA)  
14 Program, called CleanPowerSF, for an amount not to exceed \$2,100,000 with a term of  
15 three years, concluding on June 30, 2011; and

16 WHEREAS, On April 24, 2009, the SFPUC approved Resolution No. 09-0073,  
17 adopting the MOU; and

18 WHEREAS, On April 9, 2013, the SFPUC approved Resolution No. 13-0054,  
19 authorizing the General Manager to execute Amendment No. 1, extending the duration of  
20 the MOU by four years, for a total agreement duration of seven years, with no change to the  
21 total not to exceed amount; and

22 WHEREAS, On January 30, 2015, the SFPUC approved Resolution No. 15-0023,  
23 authorizing the General Manager to execute Amendment No. 2, extending the duration of  
24 the MOU by two years, for a total agreement duration of nine years, with no change to the  
25 total not to exceed amount; and

1           WHEREAS, On May 9, 2017, the SFPUC Approved Resolution No. 17-0103,  
2 authorizing the General Manager to execute Amendment No. 3, extending the duration of  
3 the MOU by two years, for a total agreement duration of 11years, with no change to the total  
4 not to exceed amount; and

5           WHEREAS, On July 25, 2017, the Board of Supervisors approved Resolution  
6 No. 314-17, authorizing the General Manager of the SFPUC to execute Amendment No. 3  
7 of the MOU; and

8           WHEREAS, Amendment No. 4 is being requested to extend the duration of the MOU  
9 by one year, for a total agreement 12 years, with no change to the total not to exceed  
10 amount, in order to continue to have SF LAFCo monitor the implementation process and  
11 advise the SFPUC and San Francisco Board of Supervisors regarding all aspects of  
12 development, operation and management of the CCA program; and

13           WHEREAS, The proposed Amendment No. 4 is on file with the Clerk of the Board of  
14 Supervisors in File No. 190600, and is hereby declared to be part of this Resolution as if  
15 fully set forth herein; and

16           WHEREAS, On May 14, 2019, the SFPUC approved Resolution No. 19-0194  
17 approving Amendment No. 4 to the Power Enterprise, CCA Project-funded MOU between  
18 SFPUC and the SF LAFCo; and authorizing the General Manager of the SFPUC to execute  
19 this amendment, with a term extension of one year, for a total agreement duration of 12  
20 years through FY2019-2020; and

21           WHEREAS, Funds for this MOU are available from Project CUH978 – CCA Project  
22 LAFCO-HHP; now, therefore, be it

23           RESOLVED, That this Board of Supervisors hereby approves and authorizes the  
24 General Manager of the SFPUC to execute the fourth amendment to the MOU, extending  
25 the duration of the MOU by one year, for a total agreement duration of 12 years, with no

1 change to the total not to exceed amount of \$2,100,000 pursuant to Charter, Section 9.118;  
2 and, be it

3 FURTHER RESOLVED, That within thirty (30) days of the execution of Amendment  
4 No. 4 to the MOU, the General Manager of the SFPUC shall provide the signed revised  
5 contract to the Clerk of the Board for inclusion in the official file.

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**City and County of San Francisco**  
**Tails**  
**Resolution**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 190600

**Date Passed:** July 09, 2019

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the fourth amendment to the Memorandum of Understanding with the San Francisco Local Agency Formation Commission, extending the term by one year, for a total agreement term of 12 years through FY2019-2020, with no change to the total amount not to exceed \$2,100,000 pursuant to Charter, Section 9.118.

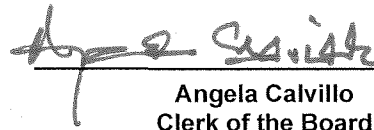
June 20, 2019 Government Audit and Oversight Committee - RECOMMENDED

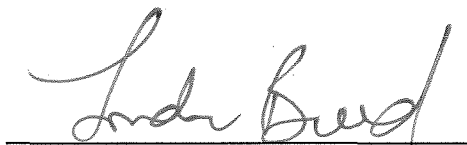
July 09, 2019 Board of Supervisors - ADOPTED

Ayes: 10 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton and Yee  
Excused: 1 - Stefani

File No. 190600

I hereby certify that the foregoing  
Resolution was ADOPTED on 7/9/2019 by  
the Board of Supervisors of the City and  
County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
London N. Breed  
Mayor

7.12.19  
Date Approved