

1 [Authorizing Inclusion of City Properties in Golden State Finance Authority Property-Assessed
2 Clean Energy Program]

3 **Resolution authorizing inclusion of properties within the City and County of San**
4 **Francisco in the Golden State Finance Authority Property-Assessed Clean Energy**
5 **Program to finance renewable energy generation, energy and water efficiency**
6 **improvements, electric vehicle charging infrastructure, and other authorized**
7 **improvements.**

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9 WHEREAS, The Golden State Finance Authority (“Authority”) (formerly known as the
10 California Home Finance Authority to Golden State Finance Authority) is a joint exercise of
11 powers authority established pursuant to Chapter 5 of Division 7, Title 1 of the Government
12 Code of the State of California (Section 6500 and following) (the “Act”) and the Joint Power
13 Agreement entered into on July 1, 1993, as amended from time to time (the “Authority JPA”);
14 and

15 WHEREAS, The Authority has established a property-assessed clean energy (“PACE”)
16 Program (the “Authority PACE Program”) to provide for the financing of renewable energy
17 generation, energy and water efficiency improvements, electric vehicle charging infrastructure,
18 and such other improvements as may be authorized by law from time to time (the
19 “Improvements”) pursuant to Chapter 29 of the Improvement Bond Act of 1911, being Division
20 7 of the California Streets and Highways Code (“Chapter 29”) within counties and cities
21 throughout the State of California that elect to participate in such program; and

22 WHEREAS, The City and County of San Francisco (the “City”) is committed to
23 development of renewable energy generation and energy and water efficiency improvements,
24 reduction of greenhouse gases, and protection of the environment; and

1 WHEREAS, In Chapter 29, the Legislature has authorized cities and counties to assist
2 property owners in financing the cost of installing Improvements through a voluntary
3 contractual assessment program; and

4 WHEREAS, Installation of such Improvements by property owners within the
5 jurisdictional boundaries of the counties and cities that are participating in the Authority PACE
6 Program would promote the purposes cited above; and

7 WHEREAS, The City wishes to provide innovative solutions to its property owners to
8 achieve energy and water efficiency, and in doing so cooperate with Authority in order to
9 efficiently and economically assist property owners within the territory of the City in financing
10 such Improvements; and

11 WHEREAS, The Authority has established the Authority PACE Program, which is such
12 a voluntary contractual assessment program, as permitted by the Act and the Authority JPA
13 originally made and entered into July 1, 1993, as amended to date; the City is an Associate
14 Member of the JPA and desires to participate in the Authority PACE Program and to assist
15 property owners within the territory of the City in financing the cost of installing Improvements;
16 and

17 WHEREAS, The City will not be responsible for the conduct of any assessment
18 proceedings; the levy and collection of assessments or any required remedial action in the
19 case of delinquencies in the payment of any assessments or the issuance, sale or
20 administration of any bonds issued in connection with the Authority PACE Program; now
21 therefore, be it

22 RESOLVED, That this Board finds the foregoing recitals are true and correct; and, be it

23 FURTHER RESOLVED, That this Board finds and declares that properties in the City's
24 territory will be benefited by the availability of the Authority PACE Program to finance the
25 installation of the Improvements; and, be it

1 FURTHER RESOLVED, That this Board hereby consents to inclusion in the Authority
2 PACE Program of all of the properties in the territory within the City and to the Improvements,
3 upon the request by and voluntary agreement of owners of such properties, in compliance
4 with the laws, rules and regulations applicable to such program; and to the assumption of
5 jurisdiction thereof by Authority for the purposes thereof; and, be it

6 FURTHER RESOLVED, That the consent of this Board constitutes assent to the
7 assumption of jurisdiction by Authority for all purposes of the Authority PACE Program and
8 authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to take
9 each and every step required for or suitable for financing the Improvements; provided,
10 however, that the City shall assist in the levying, collecting and enforcement of the contractual
11 assessments and the issuance and enforcement of bonds to finance the Improvements; and,
12 be it

13 FURTHER RESOLVED, That the Controller, the Director of the Department of the
14 Environment, the Treasurer Tax-Collector and the Director of the Office of Public Finance, or
15 their respective designees, are hereby authorized and directed to coordinate with Authority
16 staff to facilitate operation of the Authority PACE Program within the City, and report back
17 periodically to this Board of Supervisors on the success of such program; and, be it

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20 *///*
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1 FURTHER RESOLVED, That this Resolution shall take effect immediately upon its
2 adoption.

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4 APPROVED AS TO FORM:
5 DENNIS J. HERRERA, City Attorney

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7 By: _____
8 Mark D. Blake
9 Deputy City Attorney
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