

1 [Master License Agreement - Photovoltaic Power Projects]

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3 **Resolution authorizing the General Manager of the San Francisco Public Utilities**  
4 **Commission to enter into a long term Master License Agreement for the installation of**  
5 **photovoltaic power projects on San Francisco Unified School District buildings,**  
6 **pursuant to San Francisco Charter Section 9.118.**

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8 WHEREAS, San Francisco voters in November 2001 adopted Propositions B and H  
9 encouraging the development and use of renewable energy in the City and County of San  
10 Francisco; and,

11 WHEREAS, The San Francisco Public Utilities Commission (SFPUC) is responsible for  
12 implementing the installation of renewable energy projects of the City and County of San  
13 Francisco; and,

14 WHEREAS, The San Francisco Unified School District (SFUSD) owns many buildings  
15 in the City and County of San Francisco that are suitable for the installation of photovoltaic  
16 power projects; and,

17 WHEREAS, The SFUSD is willing to enter into a Master License Agreement with the  
18 SFPUC enabling the SFPUC to install and maintain photovoltaic power projects on certain  
19 SFUSD buildings that the SFPUC and SFUSD agree are suitable for such use; and,

20 WHEREAS, Under the Master License Agreement, the SFPUC will have ten years to  
21 identify SFUSD buildings that are suitable for photovoltaic power projects; and,

22 WHEREAS, The Master License Agreement will not expire until 25 years after the date  
23 the SFPUC notifies the SFUSD that the SFPUC will commence operation of the last  
24 photovoltaic power project on an SFUSD building; and,

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1           WHEREAS, Due to the expense of installing the photovoltaic power projects, and the  
2 fact that such projects will have long useful lives, it is to the benefit of the SFPUC that the  
3 Master License Agreement have a lengthy term; and,

4           WHEREAS, The City's Risk Manager has approved the Indemnity language set forth in  
5 Section 30 of the Master License Agreement; and,

6           WHEREAS, In Resolution No, [12-0044](#) dated March 13, 2012, the SFPUC approved  
7 the Master License Agreement; and,

8           WHEREAS, In Resolution No. 121-10W17 dated January 10, 2012, the SFUSD  
9 approved the Master License Agreement; and,

10          WHEREAS, A copy of the Master License Agreement is on file with the Clerk of the  
11 Board of Supervisors in File No. 120246 which is hereby declared to be a part of this  
12 resolution as if set forth fully herein; now, therefore, be it

13          RESOLVED, The Board of Supervisors supports and encourages efforts of the SFPUC  
14 to use and develop renewable energy within the City and County of San Francisco; and, be it

15          FURTHER RESOLVED, That the Board of Supervisors authorizes the San Francisco  
16 Public Utilities Commission General Manager to enter into the Master License Agreement with  
17 the San Francisco Unified School District for the installation of photovoltaic power projects on  
18 certain San Francisco Unified School District buildings, pursuant to San Francisco Charter  
19 section 9.118; and, be it

20          FURTHER RESOLVED, That the Board of Supervisors authorizes the San Francisco  
21 Public Utilities Commission General Manager to agree to such amendments or modifications  
22 to the Master License Agreement that may be reasonable and necessary to effectuate the  
23 purposes of the Master License Agreement.