

1 [Administrative Code - Energy Efficiency Coordinating Committee]

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3 **Ordinance amending the Administrative Code to rename the Energy Efficiency Steering**
4 **Committee as the Energy Efficiency Coordinating Committee; to reauthorize the**
5 **Committee for one year unless further extended by the Board of Supervisors; to**
6 **change the qualifications for membership on the Committee; and to revise the**
7 **Committee's powers and duties.**

8 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
9 **Additions to Codes** are in *single-underline italics Times New Roman font*.
10 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
11 **Board amendment additions** are in double-underlined Arial font.
12 **Board amendment deletions** are in ~~strikethrough Arial font~~.
13 **Asterisks (* * * *)** indicate the omission of unchanged Code
14 subsections or parts of tables.

15 Be it ordained by the People of the City and County of San Francisco:

16 Section 1. Findings.

17 (a) Ordinance No. 78-10 established the Energy Efficiency Steering Committee to
18 advise the Board of Supervisors on planning and decision-making regarding energy efficiency
19 projects, and the spending and allocation of new monies for such purposes.

20 (b) The Board of Supervisors did not appoint any members to the Energy Efficiency
21 Steering Committee, and the Committee terminated by operation of law.

22 (c) The Board of Supervisors wishes to reauthorize the Committee under a new
23 name and with new composition and duties.

24 Section 2. Chapter 5, Article IX of the Administrative Code is hereby amended by
25 revising existing Sections 5.90 through 5.94 and 5.96 renumbered as 5.95) and 5.97
(renumbered as 5.96), and deleting existing Section 5.95, to read as follows:

1 **ARTICLE IX:**

2 **ENERGY EFFICIENCY ~~STEERING~~ COORDINATING COMMITTEE**

3 Sec. 5.90. Creation of Committee.

4 Sec. 5.91. Purposes and Policies.

5 Sec. 5.92. Membership.

6 Sec. 5.93. Organization and Terms of Office.

7 Sec. 5.94. Powers and Duties.

8 ~~Sec. 5.95. Report.~~

9 Sec. 5.9~~5~~6. Meetings ~~and~~ Procedures.

10 Sec. 5.9~~6~~7. Sunset.

11
12 **SEC. 5.90. CREATION OF COMMITTEE.**

13 ~~This ordinance shall establish~~ The Board of Supervisors hereby establishes the Energy
14 Efficiency ~~Steering~~ Coordinating Committee (the "Committee") of the City and County of San
15 Francisco.

16
17 **SEC. 5.91. PURPOSES AND POLICIES.**

18 The purpose of this ~~legislation~~ Article is to create and maintain a high-level discussion
19 between the community and the City on the following issues: spending and ~~allocating~~ ~~allocation~~
20 of energy efficiency funds, ~~compiling a comprehensive list of energy efficiency programs operated by~~
21 the utilities or the City, helping drive policies that support the retrofit of the building stock of the City,
22 and understanding how the City will use "cap-and-trade" funds from the State allocated to
23 environmental justice and disadvantaged communities for City projects. ~~The Energy Efficiency~~
24 ~~Steering~~ Committee shall advise the Board of Supervisors on policy regarding energy efficiency
25 projects and programs, and the spending and allocation of new monies, including revenue received

1 from the State cap-and-trade program for such purposes. Further, the Committee shall advise on
2 implementing the energy efficiency recommendations outlined in the September 2012 report by the
3 Mayor's Renewable Energy Task Force. ~~planning and decision-making regarding energy efficiency~~
4 ~~projects, and the spending and allocation of new monies for such purposes.~~

5 The Committee's recommendations shall be shaped by the following policies:

6 ~~1-(a)~~ 1-(a) The City should give priority in connection with energy efficiency spending
7 to low income communities and communities that are disproportionately impacted by localized
8 health and economic threats of toxic pollution;

9 ~~2-(b)~~ 2-(b) The City should ~~create or adjust specific programs and~~ maintain and monitor
10 the effectiveness of policies ~~to~~ that ensure jobs and other economic benefits in energy efficiency
11 and green sector industries specifically benefit low income San Francisco residents in
12 targeted environmental justice communities;

13 ~~3-(c)~~ 3-(c) The City should have a model of interdepartmental collaboration and
14 action and a targeted set of metrics upon which energy efficiency programs will be evaluated;
15 and

16 ~~4-(d)~~ 4-(d) The City should design and implement energy efficiency policies and
17 programs to achieve health benefits in targeted environmental justice communities.

18 19 **SEC. 5.92. MEMBERSHIP.**

20 (a) ~~Voting members of the Committee generally shall be drawn from individuals and~~
21 ~~organizations~~ In making appointments to the Committee, the Board of Supervisors shall endeavor to
22 ensure that the Committee generally includes members with an understanding of the needs of low
23 income communities, as well as technical expertise in the areas of economic and workforce
24 development, environmental health, employer contracting, small business, green jobs, and
25 energy efficiency.

1 (b) The Committee shall consist of 7 voting members, appointed by the Board of
2 Supervisors as follows:

3 (1) Seat 1: A person recommended by a community-based organization that
4 deals primarily with environmental justice;

5 (2) Seat 2: A person recommended by a community-based organization that
6 deals primarily with environmental justice;

7 (3) Seat 3: A person with experience with vocational education and training issues in
8 the City's diverse communities related to age, gender, race, and immigration, recommended by a
9 community-based organization that works with under-employed, low wage workers in
10 underserved communities and communities of color, ~~and having experience with vocational~~
11 ~~education and training issues in the City's diverse communities related to age, gender, race, and~~
12 ~~immigration~~;

13 (4) Seat 4: A person with experience with building or operating multi-family
14 housing, recommended by a community-based organization ~~that works with under-employed, low~~
15 ~~wage workers in underserved communities and communities of color, and having experience with~~
16 ~~vocational education and training issues in the City's diverse communities related to age, gender, race,~~
17 ~~and immigration~~;

18 (5) Seat 5: A person with a background in labor organizing, recommended by the
19 Director of the Office of Economic and Workforce Development with input from the Mayor's
20 Construction Workforce Advisory Committee;

21 (6) Seat 6: A person with a background in research and/or education on green
22 sector industries who is currently employed at an economic development consulting firm
23 and/or college or university, recommended by the Executive Director of the Office of Community
24 Investment and Infrastructure; and;

1 (7) Seat 7: A person ~~with a background in green jobs in the~~ who has owned,
2 operated or worked for a small business, recommended by the Executive Director of the Office of
3 Small Business~~community~~.

4 (c) Representatives from the Office of the Mayor, the Department of the Environment,
5 the Public Utilities Commission, the Office of the Controller, the Office of Economic and
6 Workforce Development~~Economic and Workforce Development Department~~, the Department of
7 Public Health, and the Office of Contract Administration shall serve as non-voting members of
8 the Committee. All City departments, commissions, boards, and agencies shall cooperate
9 with the Committee in conducting its business.

10
11 **SEC. 5.93. ORGANIZATION AND TERMS OF OFFICE.**

12 (a) The initial term of each voting member of the Committee shall ~~be~~ expire one year
13 after the inaugural meeting of the Committee. Voting members may serve ~~multiple~~ additional one-
14 year terms, if the Board of Supervisors extends the operation of the Committee as provided in Section
15 5.96.

16 (b) Voting members of the Committee shall serve at the pleasure of the Board of
17 Supervisors.

18 (c) ~~In the event~~ If a vacancy occurs during the term of office of any voting member, the
19 Board of Supervisors shall appoint a successor for the unexpired term of the office vacated.

20 (d) Services of the voting members of the Committee shall be voluntary and members
21 ~~will~~ shall serve without compensation. Any voting member who misses three regular meetings of
22 the Committee within a six-month period without the express approval of the Committee at a meeting
23 within shall be deemed to have resigned from the Committee 30 days after the third unapproved
24 absence.

1 (e) ~~The Committee will be staffed by personnel assigned by the~~ San Francisco Public Utilities
2 Commission shall provide clerical and administrative support for the Committee, and the Department
3 of the Environment shall provide technical and policy support for the Committee.

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5 **SEC. 5.94. POWERS AND DUTIES.**

6 (a) The Committee ~~may~~ shall hold hearings and submit recommendations to the Board
7 of Supervisors, the Mayor, and other City officers and departments on the spending and
8 allocation of energy efficiency funds. In these hearings and recommendations, the Committee shall
9 compile and evaluate the inventory of existing energy efficiency programs and policies across City
10 departments and utilities, and shall identify policy and programmatic gaps in those programs and make
11 recommendations to address them.

12 (b) No later than one year after the inaugural meeting of the Committee~~date that all seven~~
13 ~~voting members of the Committee have been appointed,~~ the Committee shall submit to the Board of
14 Supervisors a set of recommendations and policy standards for how the City ~~will~~ should
15 equitably spend energy efficiency monies throughout the City and align City programs with other
16 utility and regional programs.

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18 **~~SEC. 5.95. REPORT.~~**

19 ~~The Committee shall submit quarterly reports to the Board of Supervisors.~~

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21 **SEC. 5.956. MEETINGS AND PROCEDURES.**

22 ~~The place, date and time of meetings of the Committee shall be prescribed by rule of the~~
23 ~~Committee; provided, however that the Committee shall hold a regular meeting not less than once~~
24 ~~every month. All meetings shall, except as provided by general law, be open to the public.~~

1 (a) The Committee shall hold its inaugural meeting not more than 30 days after a quorum of
2 the Committee, as measured by voting members, has been appointed. There shall be at least ten days'
3 notice of the inaugural meeting. During the twelve calendar months following the inaugural meeting,
4 the Committee shall hold a regular meeting not less than once every calendar month. The Committee
5 may meet more often as determined by the Committee.

6 (b) The Committee shall elect its own officers and may establish rules for its own organization
7 and procedures.

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9 **SEC. 5.967. SUNSET.**

10 Unless the Board of Supervisors by ordinance extends the term of the Committee, this Article
11 shall expire by operation of law, and the Committee shall terminate, on the last day of the 12th calendar
12 month after the month in which the inaugural meeting of the Committee is held. After that date, the
13 City Attorney shall cause this Article to be removed from the Administrative Code.

14 ~~The Committee shall terminate by operation of law one year after the date that all seven voting~~
15 ~~members have been appointed, unless the Board of Supervisors by resolution extends the term of the~~
16 ~~Committee for an additional year.~~

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18 Section 3. Effective Date. This ordinance shall become effective 30 days after
19 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
20 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
21 of Supervisors overrides the Mayor's veto of the ordinance.

22
23 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
24 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
25 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal

1 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
2 additions, and Board amendment deletions in accordance with the "Note" that appears under
3 the official title of the ordinance.

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6 APPROVED AS TO FORM:
7 DENNIS J. HERRERA, City Attorney

8 By: _____
9 JON GIVNER
Deputy City Attorney

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