

1 Resolution authorizing the office of the Clerk of the Board of Supervisors to provide clerical,
2 administrative and logistical assistance to the San Francisco Local Agency Formation
3 Commission

4 **Resolution authorizing the Office of the Clerk of the Board of Supervisors to provide**
5 **clerical, administrative and logistical assistance to the San Francisco Local Agency**
6 **Formation Commission for the purpose of instituting its Advice and Monitoring Project**
7 **with respect to CCA Program Implementation as requested by the San Francisco Board**
8 **of Supervisors and for the Clerk of the Board of Supervisors to seek reimbursement**
9 **from LAFCo therefor.**

10
11 WHEREAS, The City and County of San Francisco established a Community Choice
12 Aggregation program (“CCA Program”) pursuant to the California Public Utilities Code as
13 authorized by Assembly Bill 117 (Migden, 2002) under Ordinance 86-04, file # 40236 which is
14 incorporated by this reference as though set forth at length; and,

15 WHEREAS, The City and County of San Francisco adopted a Community Choice Draft
16 Implementation Plan (“IP”) by Ordinance 0147-07, file #070501, which is incorporated by this
17 reference as though set forth at length; and,

18 WHEREAS, The City and County of San Francisco further adopted a Community
19 Choice governance structure by Ordinance 0146-07, file #070777, which is incorporated by
20 this reference as though set forth at length; and,

21 WHEREAS, The San Francisco Public utilities Commission (“SFPUC”) is charged with
22 implementation of the CCA Program and the City and County of San Francisco has sought
23 the assistance of the Local Agency Formation Commission of the City and County of San
24 Francisco (“LAFCo”) in providing an advisory role for the implementation of its Community
25 Choice energy program specifically seeking the involvement of LAFCo in Ordinance 0146-07,

1 at Section (1)(b), to “assist with the startup of the CCA Program and advise the Board of
2 Supervisors, SFPUC and other agencies regarding all aspects of development,
3 implementation, operation and management of the CCA program....”, and,

4 WHEREAS, LAFCo has been substantively involved in developing the CCA Program
5 having been the venue for development of the Draft Implementation Plan, receiving feasibility
6 studies and third party legal opinions, and conducting hearings on CCA creation, scope and
7 viability; and

8 WHEREAS, LAFCo agreed in its resolution number 2007-01, which is incorporated by
9 this reference as though set forth at length, to undertake the requested role to monitor the
10 SFPUC’s implementation of the CCA Program and provide advice to the Board of
11 Supervisors of the City and County of San Francisco as to CCA Program implementation;
12 and,

13 WHEREAS, LAFCo has an immediate need for clerical, administrative and logistic
14 support with regard to establishing its CCA Program implementation Advisory and Monitoring
15 Project (“Project”) which this Board of Supervisors specifically requested; and

16 WHEREAS, The Office of the Clerk of the Board of Supervisors has the requisite
17 skillset, expertise in and access to relevant City policies and procedures and is uniquely
18 situated, by virtue of its co-location with LAFCo’s membership, to provide such clerical,
19 administrative and logistic support in the short term and until such time as LAFCo can provide
20 such support to itself; now, therefore, be it

21 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
22 hereby authorizes the Office of the Clerk of the Board of Supervisors cooperate fully with and
23 to provide clerical, administrative and logistic support to LAFCo with regard to establishing the
24 Project to the extent that such support does not interfere with the regular and orderly conduct
25 of the usual business of the Office of the Clerk; and, be it

1 FURTHER RESOLVED, That the Clerk of the Board of Supervisors is authorized to
2 seek reimbursement from LAFCo for any and all actual expenses incurred and/or for
3 additional staff time such assistance may require via work order, invoice or other such device;
4 and, be it

5 FURTHER RESOLVED, That the Clerk of the Board of Supervisors shall be held
6 harmless for any such expenses advanced or personnel costs incurred in support of the
7 Project which may go unreimbursed by LAFCo.

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25