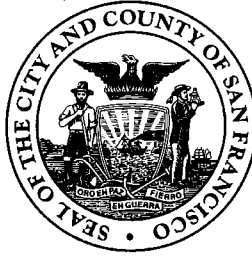


BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

## MEMORANDUM

### RULES COMMITTEE

#### SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Norman Yee, Chair  
Rules Committee

FROM: Alisa Miller, Clerk, Rules Committee

DATE: July 28, 2014

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**  
Tuesday, July 29, 2014

The following file should be presented as a **COMMITTEE REPORT** at the Board meeting on Tuesday, July 29, 2014. This item was acted upon at the Special Committee Meeting on Thursday, July 24, 2014, at 2:00 p.m., by the votes indicated.

**Item No. 53**      **File No. 140643**

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

#### RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Norman Yee - Aye  
Supervisor Katy Tang - Aye  
Supervisor David Campos - Aye

c: Board of Supervisors  
Angela Calvillo, Clerk of the Board  
Rick Caldeira, Deputy Legislative Clerk  
Jon Givner, Deputy City Attorney

File No. 140643

Committee Item No. 5

Board Item No. 53

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: Rules

Date July 24, 2014

Board of Supervisors Meeting

Date July 29, 2014

### Cmte Board

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| <input type="checkbox"/>            | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Resolution                                   |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance                                    |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form                            |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/>            | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Public Correspondence                        |

OTHER (Use back side if additional space is needed)

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Completed by: Alisa Miller Date July 18, 2014

Completed by: Alisa Miller Date July 29, 2014

1 [Administrative Code - Energy Efficiency Coordinating Committee]

2  
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 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)~~ 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)~~ 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)~~ 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)~~ 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;  
25

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 Businesscommunity.

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.

4  
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.

17  
18 **~~SEC. 5.95. REPORT.~~**

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

20  
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.

8  
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 12<sup>th</sup> 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.~~

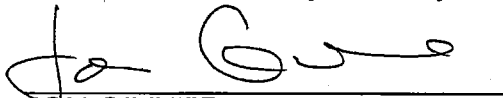
17  
18           Section 3. Effective Date. This ordinance shall become effective 30 days after  
19 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
20 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
21 of Supervisors 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.

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

8 By:



9 JON GIVNER  
Deputy City Attorney

10 n:\egana\as2014\1400536\00928565.doc

## LEGISLATIVE DIGEST

[Administrative Code - Energy Efficiency Coordinating Committee]

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

### Existing Law

In 2010, the Board of Supervisors established the Energy Efficiency Steering Committee to advise the Board of Supervisors on planning and decision-making regarding energy efficiency projects, and the spending and allocation of new monies for such purposes. The Board did not appoint any members to the Energy Efficiency Steering Committee, and the Committee terminated by operation of law.

### Amendments to Current Law

The proposed ordinance would reauthorize the Committee and rename it as the Energy Efficiency Coordinating Committee. The Committee would be responsible for advising the Board of Supervisors on policy regarding energy efficiency projects and programs, and the City's spending and allocation of money on such projects and programs. The Committee would also be responsible for advising the Board on implementation of the energy efficiency recommendations outlined in the Mayor's Renewable Energy Task Force's September 2012 report. Within one year of its inaugural meeting, the Committee would submit to the Board of Supervisors a set of recommendations for how the City should spend energy efficiency funds throughout the City and align City programs with other utility and regional programs.

The Committee would have seven voting members appointed by the Board of Supervisors, including:

- two members recommended by environmental justice organizations;
- one member recommended by a community-based organization that works with under-employed, low-wage workers in underserved communities and communities of color;
- one member with experience with building or operating multi-family housing, recommended by a community-based organization;
- one member with a background in labor organizing, recommended by the Office of Economic and Workforce Development;
- one member with a background in research and/or education on green sector industries who is currently employed at an economic development consulting firm

and/or college or university, recommended by the Executive Director of the Office of Community Investment and Infrastructure; and

- one member who has owned, operated or worked for a small business, recommended by the Executive Director of the Office of Small Business.

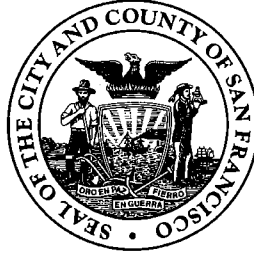
The Committee would also have non-voting representatives from the Office of the Mayor, the Department of the Environment, the Public Utilities Commission, the Office of the Controller, the Office of Economic and Workforce Development, the Department of Public Health, and the Office of Contract Administration.

The Public Utilities Commission would provide clerical and administrative support for the Committee, and the Department of the Environment would provide technical and policy support.

The Committee would terminate one year after its inaugural meeting, unless the Board of Supervisors adopts legislation extending the Committee.

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BOARD of SUPERVISORS



City Hall  
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San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

## MEMORANDUM

TO: Jason Elliott, Mayor's Office  
Todd Rufo, Director, Office of Economic and Workforce Development  
Tiffany Bohee, Executive Director, OCII  
Regina Dick-Endrizzi, Director, Office of Small Business  
Deborah Raphael, Director, Department of the Environment  
Harlan Kelly, Jr., General Manager, Public Utilities Commission  
Ben Rosenfield, City Controller  
Barbara Garcia, Director, Department of Public Health  
Jaci Fong, Director, Office of Contract Administration

FROM: Alisa Miller, Clerk, Rules Committee  
Board of Supervisors

DATE: June 9, 2014

SUBJECT: LEGISLATION INTRODUCED

---

The Board of Supervisors' Rules Committee has received the following proposed legislation, introduced by Supervisor Mar on June 3, 2014. This matter is being referred to your department for informational purposes.

**File No. 140643**

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

If you wish to submit any reports or documentation to be considered with the legislation, please send those to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Christian Murdock, Office of Small Business  
Guillermo Rodriguez, Department of the Environment  
Juliet Ellis, Public Utilities Commission  
Monique Zmuda, Office of the City Controller  
Peg Stevenson, Office of the City Controller  
Greg Wagner, Department of Public Health  
Colleen Chawla, Department of Public Health

Print Form

# Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.**

**Sponsor(s):**

Mar

**Subject:**

Administrative Code - Energy Efficiency Coordinating Committee

**The text is listed below or attached:**

Please see attached.

Signature of Sponsoring Supervisor: 

For Clerk's Use Only: