

1 [Greenhouse Gas Energy Sale - Pacific Gas and Electric Company - CleanPowerSF  
2 Greenhouse Gas-Free Energy Supplies - Not to Exceed \$8,955,000]

3 **Resolution approving a Greenhouse Gas-Free Contract for CleanPowerSF with the**  
4 **Pacific Gas and Electric Company to acquire the renewable electricity supplies needed**  
5 **to meet and maintain the City and County of San Francisco’s clean energy targets, in**  
6 **an amount not to exceed \$8,955,000 with a term of one year from January 1, 2025,**  
7 **through December 31, 2025, with binding arbitration.**

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9 WHEREAS, California Public Utilities Code, Section 366.2, allows public agencies to  
10 aggregate the electrical load of interested electricity customers within their jurisdictional  
11 boundaries; and

12 WHEREAS, Pursuant to this law, the City and County of San Francisco (City)  
13 established a Community Choice Aggregation (CCA) program known as CleanPowerSF to  
14 provide electric power to residents and businesses located within its jurisdiction; and

15 WHEREAS, On May 18, 2004, by Ordinance No. 86-04, this Board of Supervisors  
16 established a CCA program and implemented CleanPowerSF, through the work of the San  
17 Francisco Public Utilities Commission (SFPUC), allowing the City to increase the scale and  
18 cost-effectiveness of renewable energy, conservation, and energy efficiency in San Francisco,  
19 and to increase local control over electricity prices and resources; and

20 WHEREAS, Currently, CleanPowerSF is providing clean energy to more than 380,000  
21 active customer accounts within San Francisco with an annual energy requirement of  
22 approximately 3,000 gigawatt-hours; and

23 WHEREAS, Chapter 9, Section 902, of the City’s Environmental Code outlines  
24 emissions reduction targets for San Francisco, along with the sustainability goals needed to  
25

1 meet them and among the sustainability goals is a target to supply 100% renewable electricity  
2 by 2025 and 100% renewable energy by 2040; and

3 WHEREAS, On July 31, 2024, the SFPUC submitted a bid into Pacific Gas and Electric  
4 Company (PG&E)'s Greenhouse Gas-Free (GHG-Free) Energy Sale – Solicitation to  
5 purchase GHG-Free Energy from hydroelectric resources for CleanPowerSF for 2025  
6 delivery; and

7 WHEREAS, On August 6, 2024, PG&E notified the SFPUC that its bid to purchase  
8 2025 GHG-Free Energy was accepted; and

9 WHEREAS, The proposed GHG-Free Energy Contract (2025 GHE-Free Energy  
10 Contract) will provide greenhouse gas-free energy to CleanPowerSF from hydroelectric  
11 resources from January 1, 2025, through December 31, 2025 and will be funded entirely by  
12 CleanPowerSF customer revenues; and

13 WHEREAS, The proposed 2025 GHG-Free Energy Contract requires a waiver of  
14 certain City contract-related requirements, and the General Manager has waived such  
15 requirements pursuant to the waiver authority of the San Francisco Administrative Code,  
16 Section 21.43; and

17 WHEREAS, San Francisco Administrative Code, Section 21.43, delegates authority to  
18 the General Manager to enter into agreements with binding arbitration provisions with  
19 Investor-owned Utilities (IOUs), including PG&E, but not for contracts of this specific product  
20 type; and

21 WHEREAS, The proposed 2025 GHG-Free Energy Contract requires binding  
22 arbitration, and therefore requires approval from this Board of Supervisors; and

23 WHEREAS, PG&E's solicitation required CleanPowerSF to sign the contract before  
24 receiving approval from the Board of Supervisors; and

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1           WHEREAS, On September 11, 2024, the General Manager signed the 2025 GHG-Free  
2 Energy Contract, subject to Board of Supervisors approval. This agreement is on file with the  
3 Clerk of the Board of Supervisors, in File No. [NUMBER]; and

4           WHEREAS, The contract contains a condition precedent providing that it will not be  
5 effective until it is approved by the Board of Supervisors and if it is not approved by this  
6 Board, there is no liability to the City; and

7           WHEREAS, On October 22, 2024, by Resolution No. 24-0215, the SFPUC approved  
8 the 2025 GHG-Free Energy Contract in an amount not to exceed \$8,955,000 with a term of  
9 one year, and with binding arbitration, and authorized the General Manager to seek Board of  
10 Supervisors approval for such contract; now, therefore, be it

11           RESOLVED, That this Board of Supervisors hereby approves a Greenhouse Gas-Free  
12 Contract for CleanPowerSF with the Pacific Gas and Electric Company to acquire the  
13 renewable electricity supplies needed to meet and maintain the City’s clean energy targets, in  
14 an amount not to exceed \$8,955,000 with a term of one year, from January 1, 2025, through  
15 December 31, 2025, with binding arbitration.