

File No. 150913

Committee Item No. 1

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date October 8, 2015

Board of Supervisors Meeting

Date _____

Cmte Board

- | | | |
|-------------------------------------|--------------------------|----------------------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input checked="" type="checkbox"/> | <input 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 type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Memorandum of Understanding (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"/> | Form 700 |
| <input type="checkbox"/> | <input type="checkbox"/> | Vacancy Notice |
| <input type="checkbox"/> | <input type="checkbox"/> | Information Sheet |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

- | | | |
|-------------------------------------|--------------------------|-----------------------------------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Public Utilities Commission Resolution No. 15-0102</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Completed by: Alisa Somera Date October 2, 2015

Completed by: _____ Date _____

1 [Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]

2
3 **Ordinance amending the Administrative Code to extend the sunset date of the Public**
4 **Utilities Revenue Bond Oversight Committee, for an additional three years, to January**
5 **1, 2019.**

6
7 **NOTE:** **Unchanged Code text and uncodified text** are in plain Arial font.
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
10 **Board amendment additions** are in double-underlined Arial font.
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.
12 **Asterisks (* * * *)** indicate the omission of unchanged Code
13 subsections or parts of tables.

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

15 Section 1. Findings. The Board of Supervisors hereby finds and declares as follows:

16 (a) Proposition P, a 2002 initiative ordinance (now codified at San Francisco
17 Administrative Code, Sections 5A.30 et. seq.) created the Public Utilities Revenue Bond
18 Oversight Committee (RBOC) to provide independent oversight of the San Francisco Public
19 Utilities Commission's (SFPUC) expenditure of revenue bond proceeds on the repair,
20 replacement, and expansion of the City's water, power, and wastewater facilities.

21 (b) The RBOC monitors and reports publicly about the SFPUC's expenditure of
22 revenue bond proceeds on the repair, replacement, upgrading and expansion of the City's
23 water collection, power generation, water distribution, and wastewater treatment facilities.

24 (c) The RBOC is required to provide oversight to ensure that: (1) revenue bond
25 proceeds are expended only in accordance with the authorizing bond resolution and
applicable law; (2) revenue bond proceeds are expended solely for uses, purposes and

1 projects authorized in the bond resolution; and (3) revenue bond proceeds are appropriately
2 expended for authorized capital improvements so that an uninterrupted supply of water and
3 power continues to flow to the City and the SFPUC's customers.

4 (d) The RBOC has conducted monthly public hearings about SFPUC activities and
5 provides annual reports of its findings to this Board and to members of the public.

6 (e) In accordance with Administrative Code Section 5A.36(a), the provisions of
7 Proposition P would have expired on January 1, 2013, unless extended by ordinance.

8 (f) This Board adopted Ordinance No. 236-12 on December 4, 2012, signed by the
9 Mayor on December 7, 2012, to extend the sunset date of the RBOC to January 1, 2016.

10 (g) The SFPUC will continue to incur bonded indebtedness to finance capital
11 improvements for the repair, replacement, and expansion of its water enterprise and will from
12 time to time issue its revenue bonds to finance the cost of such improvements.

13 (h) The SFPUC also expects to initiate a multi-billion dollar capital improvement
14 program for the wastewater enterprise, and bonding for this program is expected to continue
15 through 2020.

16 (i) In order to ensure that revenue bonds of the SFPUC are used for their intended
17 purposes, and to ensure that the SFPUC continues to employ the best management
18 practices, it is necessary and desirable that the RBOC continue to provide oversight of the
19 SFPUC expenditure of revenue bond proceeds.

20 Section 2. The San Francisco Administrative Code is hereby amended by revising
21 Section 5A.36 to read as follows:

22 (a) Unless the Board by ordinance reauthorizes the provisions of this Ordinance for
23 a specified period of years, the provisions of this Ordinance shall expire on January 1,
24 2019~~2016~~.

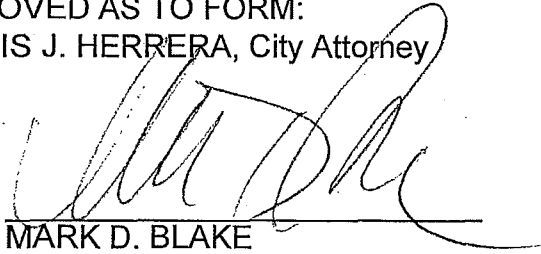
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Section 3. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it,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

Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.

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

By: 
MARK D. BLAKE
Deputy City Attorney
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LEGISLATIVE DIGEST

[Administrative Code - Extension of the Public Utilities Revenue Bond Oversight Committee]

Ordinance amending the Administrative Code to extend the sunset date of the Public Utilities Revenue Bond Oversight Committee, for an additional three years, to January 1, 2019.

Existing Law

Under Section 5A.36 of the Administrative Code the Public Utilities Commission's Revenue Bond Oversight Committee sunsets on January 1, 2016.

Background Information

Proposition P, a 2002 (now codified at S.F. Admin. Code, Sections 5A.30 et. seq.) initiative ordinance, created the Public Utilities Revenue Bond Oversight Committee (RBOC) to provide independent oversight of the Public Utilities Commission's expenditure of revenue bond proceeds on the repair, replacement and expansion of the City's water, power and wastewater facilities.

The RBOC monitors and reports publically about the Public Utilities Commission's (PUC) expenditure of revenue bond proceeds on the repair, replacement, upgrading and expansion of the City's water collection, power generation, water distribution and wastewater treatment facilities.

Under Proposition P, the original sunset date of the RBOC was January 1, 2013, unless extended by ordinance of the Board of Supervisors. On December 4, 2012, the Board of Supervisors passed Ordinance No. 236-12, as signed by the Mayor on December 7, 2012, to extend the sunset date of the RBOC to January 1, 2016.

The proposed Ordinance amends Administrative Code Section 5A.36 to extend the sunset date of the RBOC to January 1, 2019.

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 15-0182

WHEREAS, The voters of the City approved Proposition P on November 2002 to establish the Public Utilities Revenue Bond Oversight Committee, an independent citizens advisory committee (or the "RBOC") under Chapter V of the San Francisco Administrative Code (Section 5A.30 et seq.). The purpose of the RBOC is to conduct audits to ensure the legal and efficient expenditure of revenue bond proceeds on the repair, replacement, upgrading and expansion of the water collection, power generation, water distribution and wastewater treatment facilities operated by the San Francisco Public Utilities Commission (the "Commission") of the City and County of San Francisco (the "City"); and

WHEREAS, Pursuant to Section 5A.36 of the Administrative Code, subject to reauthorization by the Board of Supervisors, the RBOC will sunset on January 1, 2016; and

WHEREAS, The RBOC meets monthly and provides valuable oversight of the SFPUC regarding the expenditure of revenue bond proceeds, and provides annual reports to the public and the Board of Supervisors, among others, regarding its findings; and

WHEREAS, Under Proposition H (approved by the voters in November 2001) and Propositions A and E (approved by the voters in November 2002) the Commission was authorized to upgrade its water collection, power generation, water distribution and wastewater treatment facilities; and

WHEREAS, On July 27, 2010, Commission Resolution 10-0114 identified Levels of Service Goals for the proposed Sewer System Improvement Program, and implementation would require the issuance of revenue bonds over the upcoming decade; and

WHEREAS, On July 12, 2011, Commission Resolution 11-0109 extended the completion date of the \$4.6 billion revenue bond funded Water System Improvement Program ("WSIP") to July 2016; and

WHEREAS, On December 13, 2011, Commission Resolution 11-0195 endorsed the extension of the RBOC sunset date; and on December 4, 2012, the Board of Supervisors passed Ordinance 236-12 thereby extending the RBOC sunset date three years to January 1, 2016; and

WHEREAS, On April 23, 2013, Commission Resolution 13-0060 extended the completion date of the "WSIP" to April 2019; and

WHEREAS, In anticipation of the desirability of continuing the oversight work of the RBOC, on August 19, 2015 the RBOC voted to recommend to the Board of Supervisors an extension of its sunset date for three years to January 1, 2019 from January 1, 2016; now, therefore, be it

RESOLVED, The RBOC provides valuable independent oversight to ratepayers regarding the expenditure of revenue bonds, and therefore this Commission supports the extension of the sunset date of the RBOC for three years to January 1, 2019 from January 1, 2016, as the Board of Supervisors shall approve.

I hereby certify that the foregoing resolution was adopted by the Public Utilities

Commission at its meeting of September 8, 2015.

Alonna Wood

Secretary, Public Utilities Commission

BOARD of SUPERVISORS



City Hall
1 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

TO: Harlan Kelly, Jr., General Manager, Public Utilities Commission

FROM: Alisa Somera, Assistant Clerk, Rules Committee
Board of Supervisors

DATE: September 21, 2015

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee has received the following proposed legislation, introduced by Supervisor Farrell on September 15, 2015. This matter is being referred to you for informational purposes since it affects your department.

File No. 150913

Ordinance amending Administrative Code, Section 5A.36(a), to extend the sunset date of the Public Utilities Revenue Bond Oversight Committee, for an additional three years, to January 1, 2019.

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, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102 or by email at alisa.somera@sfgov.org.

c: Juliet Ellis, Public Utilities Commission
Derek Evans, Board of Supervisors

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):

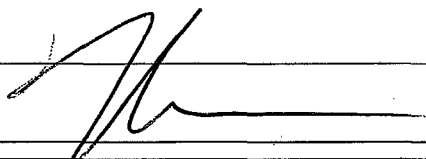
Supervisor Mark E. Farrell

Subject:

Administrative Code - Extension of Sunset Date of the Public Utilities Revenue Bond Oversight Committee to January 1, 2019

The text is listed below or attached:

Attached.

Signature of Sponsoring Supervisor: 

For Clerk's Use Only:

