

File No. 151176

Committee Item No. 44

Board Item No. \_\_\_\_\_

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: Budget and Finance

Date December 2, 2015

Board of Supervisors Meeting

Date \_\_\_\_\_

#### 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 type="checkbox"/> | Ordinance                                    |
| <input 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 type="checkbox"/>            | <input type="checkbox"/> | Introduction Form                            |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input checked="" 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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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>PUC Resolution</u> |
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Completed by: Linda Wong Date November 23, 2015

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

[Appropriation - Loan from Hetch Hetchy Power Enterprise's Fund Balance to Community Choice Aggregation Program, and Payment Terms - \$4,000,000 - FY2015-2016]

**Ordinance appropriating \$4,000,000 from the FY2015-2016 Hetch Hetchy Power Enterprise's fund balance to provide working capital for the Community Choice Aggregation Program (CleanPowerSF); and amending the repayment term of the existing loan authorized by Ordinance No. 120-15, and establishing the term for repayment of the additional loan, at five years from date of program launch in 2016.**

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

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

Section 1. The uses of funding outlined below are herein appropriated to reflect the funding available for Fiscal Year 2015-2016.

**SOURCES Appropriation**

Fund	Index Code / Project Code	Subobject	Description	Amount
5TAAAAAA	320000	99999B	HETCHY	\$4,000,000
Hetch Hetchy Power			OPERATING FUND	
Enterprise - Non Project			BALANCE	
Controlled				

1 **Total SOURCES Appropriation**

\$4,000,000

2  
3 Section 2. The uses of funding outlined below are herein appropriated in Subobject  
4 06700 (Buildings Structures and Improvements), and reflect the projected uses of funding to  
5 make a loan to the Community Choice Aggregation Operating Reserves-Working Capital  
6 Fund, pursuant to San Francisco Public Utilities Commission Resolution No. 15-0243, to meet  
7 the CleanPowerSF working capital needs for Fiscal Year 2015-16.

8  
9 CleanPowerSF will incur interest charges on the loan at the otherwise applicable  
10 County-wide pool rate (currently 0.63%), and will repay the Hetch Hetchy Power Enterprise no  
11 later than five years from CleanPowerSF program launch in 2016.

12  
13 **USES Appropriation**

Fund	Index Code / Project Code	Subobject	Description	Amount
5T AAA CCA – Community Choice Aggregation Reserve Fund	*HHP5TAAACCA CUH97801	06700	Community Choice Aggregation Short- Term Working Capital	\$4,000,000
<b>Total USES Re-Appropriation</b>				<u>\$4,000,000</u>


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24 Section 3: The existing working capital loan of \$4 million to CleanPowerSF, approved  
25 under Ordinance No. 120-15, will continue to incur interest charges at the otherwise


1 applicable County-wide pool rate (currently 0.63%); this loan will be repaid to the Hetch  
2 Hetchy Power Enterprise no later than five years from the date of CleanPowerSF program  
3 launch in 2016.

4  
5 Section 4: The Controller is authorized to record transfers between funds and adjust  
6 the accounting treatment of sources and uses appropriated for CleanPowerSF as necessary  
7 to conform to Generally Accepted Accounting Principles, including recasting and revising  
8 existing accounting treatments as necessary.

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12  
13 APPROVED AS TO FORM:  
14 DENNIS J. HERRERA, City Attorney

FUNDS AVAILABLE  
BEN ROSENFELD, Controller

15  
16 By:   
17 THOMAS OWEN  
18 Deputy City Attorney

By:   
BEN ROSENFELD  
Controller

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## PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 15-0243

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) will be launching the CleanPowerSF program during FY 2015-16; and

WHEREAS, Two special funds were established for CleanPowerSF (Ordinance 200-12): the (a) CleanPowerSF Customer Fund, as the depository and operating fund used to procure energy and pay all other operating costs and (b) CleanPowerSF Reserve Fund, to hold reserves for unanticipated fluctuations in the cost of energy, customer services payments, and working capital needs; and

WHEREAS, Staff continues working with the Controller's Office to develop an appropriate CleanPowerSF fund structure and allocation process within the City's Financial Management System and may need to amend these already established funds with additional legislation to the Board of Supervisors; and

WHEREAS, A \$4 million working capital loan was approved by the Commission (Resolution No. 15-0103) and the Board of Supervisors (Ordinance 120-12) to manage CleanPowerSF cash flow needs between the initial period of service delivery and receipt of customer payments from PG&E; and

WHEREAS, An additional loan of up to \$4 million from the Hetch Hetchy Power Enterprise fund balance (for a total amount not to exceed \$8 million) may be necessary to support initial CleanPowerSF operations; and

WHEREAS, The General Manager seeks authority to extend repayment terms for the CleanPowerSF working capital loan to five years from program launch; and

WHEREAS, Pursuant to Section 3.105 of the Charter of the City and County of San Francisco, the Controller's Office will establish a schedule of allotments for the CleanPowerSF Customer Fund and periodically estimate revenue in order to ensure sufficient funding to meet obligations, now therefore, be it


RESOLVED, That the Commission authorizes the General Manager work with the Controller to establish necessary CleanPowerSF accounts within the City's Financial Management System, including submitting legislation to the Board of Supervisors and developing the necessary procedures with the Controller to certify CleanPowerSF funds for appropriation authority; and be it

FURTHER RESOLVED, That the Commission authorizes the General Manager to seek the Mayor and Board of Supervisors approval of a supplemental appropriation of up to an additional \$4,000,000, as a loan, from the Hetchy Fund Balance Account to CleanPowerSF, to be repaid within five years of program launch; and be it

FURTHER RESOLVED, That the Commission authorizes the General Manager to submit amended CleanPowerSF working capital loan repayment terms to the Board of Supervisors extending repayment term to five years from program launch; and be it

FURTHER RESOLVED, That before making any future decisions to construct or cause the construction of specific renewable energy projects subject to the California Environmental Quality Act (CEQA) the SFPUC will consider any environmental review documents prepared by the City or another lead agency in compliance with CEQA and, if it approves such projects, the SFPUC will make or adopt any required CEQA findings as part of such approval actions.

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of November 10, 2015.*



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*Secretary, Public Utilities Commission*

OFFICE OF THE MAYOR  
SAN FRANCISCO



EDWIN M. LEE  
MAYOR

TO: Angela Calvillo, Clerk of the Board of Supervisors  
FROM: *EL* Mayor Edwin M. Lee *EL*  
RE: Appropriation - \$4,000,000 - FY2015-2016 loan from Hetch Hetchy Power Enterprise's Fund Balance to Community Choice Aggregation Program and payment terms  
DATE: November 17, 2015

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Attached for introduction to the Board of Supervisors is an ordinance appropriating \$4,000,000 from the FY2015-2016 Hetch Hetchy Power Enterprise's fund balance to provide working capital for the Community Choice Aggregation Program (CleanPowerSF); and amending the repayment term of the existing loan authorized by Ordinance No. 120-15, and establishing the term for repayment of the additional loan, at five years from date of program launch in 2016.

Please note that this legislation is co-sponsored by President Breed.

I respectfully request a waiver of the 30-day hold and that this item be calendared in Budget & Finance Committee on December 2, 2015.

Should you have any questions, please contact Nicole Elliott (415) 554-7940.

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BOARD OF SUPERVISORS  
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