

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. **07-0179**

WHEREAS, The San Francisco Public Utilities Commission is responsible for the water, clean water and power utilities of San Francisco, including the Hetch Hetchy Water and Power Project; and

WHEREAS, In 1988 San Francisco entered into a Long Term Power Sales Agreement with the Modesto Irrigation District; and

WHEREAS, In 2003 San Francisco and Modesto irrigation District entered into a Amended and Restated Long Term Power Sales Agreement with a term through December 31, 2007 that required certain provisions be carried forward into a new Long Term Power Sales Agreement; and

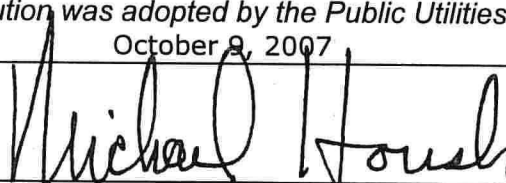
WHEREAS, The SFPUC and Modesto Irrigation District agree that it is the Parties' interest to define their rights and obligation as to that energy required by the Raker Act to be delivered and sold to Modesto at cost from the Hetch Hetchy Project when available for qualified purposes; and

WHEREAS, The Parties have negotiated an Agreement to Implement and Term Sheet that will, if approved by the Commission and the Board of Supervisors, authorize the General Manager of the SFPUC to execute a LTPSA that is consistent with the Term Sheet; now therefore be it

RESOLVED, That the SFPUC hereby approves the Agreement to Implement and Term Sheet, and recommends said Agreement to Implement and Term Sheet to the Board of Supervisors for approval.

I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of

October 9, 2007



Secretary, Public Utilities Commission