

File No. **100389**

Committee Item No. **9**  
Board Item No. \_\_\_\_\_

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Sub - Committee: Budget and Finance

Date: April 21, 2010

Board of Supervisors Meeting

Date:

#### Cmte Board

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|-------------------------------------|--------------------------|--|
| <input type="checkbox"/>            | <input type="checkbox"/> | Motion                                       |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Resolution                                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Ordinance                                    |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Budget Analyst Report                        |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Introduction Form (for hearings)             |
| <input type="checkbox"/>            | <input 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 checked="" type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Contract/Agreement *                         |
| <input type="checkbox"/>            | <input type="checkbox"/> | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Public Correspondence                        |

#### OTHER

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Completed by: Andrea S. Ausberry

Date Friday, April 16, 2010

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

Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.



1 [ICF International, Agreement for Energy Efficiency, Renewable Energy and Climate Change  
2 Professional Services].

3  
4 **Resolution approving Agreement with ICF International for Energy Efficiency,**  
5 **Renewable Energy, and Climate Professional Services at total cost of \$19 million.**

6  
7 WHEREAS, Charter Section 9.118 requires the Board of Supervisors to approve  
8 contracts requiring expenditures by the City of ten million dollars or more; and

9 WHEREAS, the Department of the Environment seeks authorization for a five year  
10 contract with ICF International with an estimated not-to-exceed total cost to the City of \$19  
11 million for services required for City programs that address Energy Efficiency, Renewable  
12 Energy, and Climate Change; and

13 WHEREAS, a copy of the proposed contract is on file with the Clerk of the Board of  
14 Supervisors in File No. 100389, and is hereby declared to be a part of this Resolution as  
15 if set forth fully herein ("ICF Agreement"); and

16 WHEREAS, the ICF Agreement will be funded in part from sources previously  
17 approved by the Board of Supervisors, including but not limited to, a \$11,540,000 revenue  
18 contract from the California Public Utilities Commission, through the Pacific Gas and Electric  
19 Company (Resolution 0033-10); a minimum of \$3,800,000 from a \$7,739,300 block grant  
20 from the U.S. Department of Energy through the American Recovery and Reinvestment Act  
21 (ARRA) of 2009 (Ord. 0002-10); a \$250,000 grant from the Sidney E. Frank Foundation (Ord.  
22 0014-10); a \$175,000 grant from Living Cities (Ord. 0013-10); and an \$875,957 ARRA grant  
23 from the California Energy Commission State Energy Program through the Association of Bay  
24 Area Governments (Resolution 0060-10); and

1           WHEREAS, the Department of the Environment selected ICF International as the  
2 highest ranked proposer responding to a Request for Proposals issued June 30, 2009; and

3           WHEREAS, the \$19 Million estimated value of the ICF Agreement consists of  
4 approximately \$6,500,000 in compensation payable to ICF International for its services and  
5 \$12,500,000 in cash rebates that "pass-through" the contract and will be paid out by ICF as  
6 designated by the City's programs to private property owners for qualifying energy-saving  
7 services and upgrades to properties located within the City; now, therefore, be it

8           RESOLVED, That the Board of Supervisors, under Charter Section 9.118, hereby  
9 approves the contract with ICF International for Energy Efficiency, Renewable Energy, and  
10 Climate Professional Services for a term of five (5) years with total City expenditures,  
11 including rebate funding, of \$19 million. The Board of Supervisors further authorizes the  
12 Director of the Department of the Environment to execute an agreement in substantially the  
13 form of the ICF Agreement on file with the Clerk of the Board of Supervisors.

City and County of San Francisco  
Office of Contract Administration  
Purchasing Division  
City Hall, Room 430  
1 Dr. Carlton B. Goodlett Place  
San Francisco, California 94102-4685

Agreement between the City and County of San Francisco and  
ICF Resources, L.L.C.

This Agreement is made this 19<sup>th</sup> day of March, 2010 in the City and County of San Francisco, State of California, by and between **ICF Resources, L.L.C.**, hereinafter referred to as "Contractor," and the City and County of San Francisco, a municipal corporation, hereinafter referred to as "City," acting by and through its Director of the Office of Contract Administration or the Director's designated agent, hereinafter referred to as "Purchasing."

**Recitals**

WHEREAS, the Department of the Environment ("Department") wishes to obtain Energy Efficiency, Renewable Energy, and Climate Professional Services; and,

WHEREAS, a Request for Proposal ("RFP") was issued on June 30, 2009 and City selected Contractor as the highest qualified scorer pursuant to the RFP; and

WHEREAS, Contractor represents and warrants that it is qualified to perform the services required by City as set forth under this Contract; and,

WHEREAS, approval for this Agreement was obtained when the Civil Service Commission approved Contract number 4012-09/10 on **July 20, 2009**; and

WHEREAS funding for portions of the Work under this Agreement will be provided through the San Francisco Energy Watch (SFEW) program with PG&E as approved by the California Public Utilities Commission in Decision D 09-09-047 dated September 24, 2009 and subsequent Rulings ordered under that Decision; and

WHEREAS funding for portions of the Work under this Agreement will be provided through the American Recovery and Reinvestment Act (ARRA) of 2009, Pub. L. 111-5 and the United States Department of Energy, including but not limited to an Energy Efficiency and Conservation Block Grant and a grant from the California Energy Commission State Energy Program through the Association of Bay Area Governments.

Now, THEREFORE, the parties agree as follows:

**1. Certification of Funds; Budget and Fiscal Provisions; Termination in the Event of Non-Appropriation.** This Agreement is subject to the budget and fiscal provisions of the City's Charter. Charges will accrue only after prior written authorization certified by the Controller, and the amount of City's obligation hereunder shall not at any time exceed the amount certified for the purpose and period stated in such advance authorization. This Agreement will terminate without penalty, liability or expense of any kind to City at the end of any fiscal year if funds are

*See file # 100389 for complete copy*

