



City and County of San Francisco
Meeting Minutes
Rules Committee

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Members: John Avalos, Katy Tang, Malia Cohen

Clerk: Alisa Somera (415) 554-4447

Monday, July 27, 2015

10:00 AM

City Hall, Committee Room 263

Special Meeting

Present: 4 - John Avalos, Katy Tang, Malia Cohen, and London Breed

ROLL CALL AND ANNOUNCEMENTS

Chair John Avalos called the meeting to order at 10:27 a.m. On the call of the roll, Chair Avalos and Member Cohen were noted present. Vice Chair Tang was noted not present. There was a quorum.

AGENDA CHANGES

Chair Avalos informed the Committee that he would be taking matters out of order and after consideration of Item No. 2 (File No. 150757) he would be recessing the meeting to a later time; Item No. 1 (File No. 150658) would be considered when the meeting reconvened.

REGULAR AGENDA

Chair Avalos called File No. 150757 first, recessed the meeting at 10:35 a.m., and reconvened at 3:28 p.m.

President London Breed appointed herself, in place of Member Cohen, to the Rules Committee meeting of July 27, 2015, for File Nos. 150658 and 150809.

Upon reconvening, Chair Avalos and Member Breed were noted present. Vice Chair Tang and Member Cohen were noted not present.

Member Cohen Excused from Voting

Member Breed, seconded by Chair Avalos, moved that Member Cohen be excused from voting on File Nos. 150658 and 150809. The motion carried by the following vote:

Ayes: 2 - Avalos, Breed

Excused: 1 - Cohen

Absent: 1 - Tang

150658 [Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]**Sponsors: Breed; Avalos, Wiener, Christensen and Mar**

Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015.

06/16/15; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/16/2015.

06/22/15; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; City Controller for a financial analysis (per Elections Code, Section 305(B)(2) and Rules of Order 2.22.3); and Mayor's Office, Office of the City Attorney, City Administrator, Ethics Commission, Department of Elections, Budget and Legislative Analyst, Public Utilities Commission, Department of the Environment, and Local Agency Formation Commission for informational purposes (per Rules of Order 2.22.4).

07/06/15; RESPONSE RECEIVED. Not defined as a project under CEQA Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

07/21/15; RESPONSE RECEIVED. The Controller submitted a financial analysis, pursuant to Elections Code, Section 305(B)(2), and Rules of Order 2.22.3.

07/23/15; AMENDED.

07/23/15; CONTINUED AS AMENDED.

Heard in Committee. Speakers: Michael Hyams (Public Utilities Commission); presented information and answered questions raised throughout the discussion. Eric Brooks; Hunter Stern (IBEW 1245); spoke in support of the hearing matter.

See Duplicated File No. 150809.

Member Breed moved that this Motion be DUPLICATED. The motion carried by the following vote:

Ayes: 2 - Avalos, Breed

Excused: 1 - Cohen

Absent: 1 - Tang

Member Breed moved that this Motion be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 2 - Avalos, Breed

Excused: 1 - Cohen

Absent: 1 - Tang

150809 [Initiative Ordinance - Environment Code - Clean Energy Right to Know Act]**Sponsors: Breed; Avalos, Wiener and Christensen**

Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power; and requiring the Department of the Environment to identify power sourced from nuclear power plants, at an election to be held on November 3, 2015.

Heard in Committee. Speakers: Michael Hyams (Public Utilities Commission); presented information and answered questions raised throughout the discussion. Eric Brooks; Hunter Stern (IBEW 1245); spoke in support of the hearing matter.

Duplicated from File No. 150658 and further amended.

Member Breed moved that this Motion be AMENDED on Page 1, Lines 6-7, by striking ‘; and requiring the Department of the Environment to identify power sourced from nuclear power plants’, Lines 16-17, by striking ‘; and requiring the Department of the Environment to identify power sourced from power plants.’; Page 2, Lines 20-25, by striking subsections ‘(e)’ and ‘(f)’ in their entirety; Page 3, Line 1, by striking ‘(g)’ and adding ‘(e)’, Line 4, by adding ‘and’ after ‘under the RPS’, Line 5, by striking ‘, and contains no nuclear power’, Lines 12-14, by striking the sentence beginning ‘The terms Clean Energy...’ and ending ‘...from nuclear power resources.’ and adding ‘(b) It is the City’s policy that the use of unbundled renewable energy credits for CleanPowerSF customers shall be limited to the extent deemed feasible by the SFPUC, consistent with the goals of the program. CleanPowerSF will follow the limitations of state law regarding the use of unbundled renewable energy credits to satisfy the applicable renewable portfolio standard. For renewable energy provided by CleanPowerSF that exceeds the minimum requirements of state law, the voters urge the SFPUC to apply the same limitations on the use of unbundled renewable energy credits, to the extent feasible. For unbundled renewable energy credits associated with facilities located within San Francisco, the limitation set forth in the preceding sentence shall not apply.’ Lines 17-24, by striking ‘(a) The Director of the Department of the Environment or his or her designee (collectively, “Director”) shall inform electric customers in San Francisco of any electricity providers whose power content includes nuclear power. The Director shall rely upon the state-mandated power source disclosure regulations (Public Utilities Code section 398.1 et seq.) to determine the power content of electricity providers. (b) The Director shall consult with the SFPUC on any notices, and the Director and SFPUC shall jointly provide notices if they so choose. If the SFPUC chooses, the notice may also state that the City’s CCA program does not use nuclear power.’ and adding ‘(a) The voters urge the SFPUC to inform customers and potential customers of the planned percentage of Clean Energy, Green Energy, or Renewable Greenhouse Gas-free Energy in each communication regarding the CCA program required by state law.’; and Page 4, Line 15, by adding ‘and to reflect changes in state law’ after ‘purposes of this Chapter’. The motion carried by the following vote:

Ayes: 2 - Avalos, Breed

Excused: 1 - Cohen

Absent: 1 - Tang

Motion ordering submitted to the voters an Ordinance amending the Environment Code to define the terms Clean Energy, Green Energy, and Renewable Greenhouse Gas-Free Energy to provide San Francisco residents and businesses accurate information regarding electric power, at an election to be held on November 3, 2015.

Member Breed moved that this Motion be CONTINUED AS AMENDED to the Rules Committee Special Meeting on July 31, 2015, at 9:00 a.m. The motion carried by the following vote:

Ayes: 2 - Avalos, Breed

Excused: 1 - Cohen

Absent: 1 - Tang

File No. 150757 was heard first, prior to the meeting going into recess.

Vice Chair Tang Excused from Voting

Member Cohen, seconded by Chair Avalos, moved that Vice Chair Tang be excused from voting on File No. 150757. The motion carried by the following vote:

Ayes: 2 - Avalos, Cohen

Excused: 1 - Tang

150757 [Administrative Code - Increase Assessor-Recorder Cash Revolving Fund to \$650]

Sponsor: Breed

Ordinance amending the Administrative Code to increase the amount of the Assessor-Recorder's cash revolving fund from \$300 to \$650.

07/14/15; ASSIGNED to Rules Committee.

07/21/15; REFERRED TO DEPARTMENT. Referred to the Assessor-Recorder for informational purposes.

Heard in Committee. Speakers: Edward McCaffrey (Office of the Assessor-Recorder); presented information and answered questions raised throughout the discussion. Andrew Yip; spoke neither in support nor against the hearing matter.

Member Cohen, seconded by Chair Avalos, moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Avalos, Cohen

Excused: 1 - Tang

ADJOURNMENT

Vice Chair Tang was noted present at 3:45 p.m. as the meeting was being adjourned.

There being no further business, the Rules Committee adjourned at the hour of 3:45 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Rules Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.