

1 [Community Choice Aggregation Implementation Plan]

2  
3 **Resolution approving a Community Choice Aggregation (CCA) Implementation Plan**  
4 **(IP).**

5 WHEREAS, the primary purpose of the Local Agency Formation Commission  
6 ("Commission") under the Cortese-Knox-Hertzberg Local Government Reorganization Act of  
7 2000 is to review public service needs, including utility service, and to determine whether new  
8 government entities should be created or changes in existing governments should be made to  
9 address the needs of its citizens; and

10 WHEREAS the Commission adopted by resolution its Energy Services Study and  
11 Recommendations for Electric Utility Service, and recommended that the Commission pursue  
12 the feasibility of implementing the provisions of AB117 (Chapter 838, Statutes of 2002) by the  
13 City and County of San Francisco; and

14  
15 WHEREAS, the Board of Supervisors subsequently adopted on May 11, 2004 an  
16 Ordinance 0086-04 establishing a Community Choice Aggregation Program in accordance  
17 with Public Utilities Code Sections 218.3, 331.1, 366, 366.2, 381.1, 394 and 394.25 to further  
18 the implementation of a program to purchase electrical power directly for the citizens and  
19 businesses of the City and County of San Francisco and to accelerate renewable energy,  
20 conservation and energy efficiency programs; and

21 WHEREAS, the Ordinance 0086-04 required that the San Francisco Public Utilities  
22 Commission (SFPUC) and the San Francisco Department of the Environment jointly prepare  
23 and submit to the Commission for review and comment an Implementation Plan; and

24 WHEREAS, the Commission received a Draft Implementation Plan from the SFPUC  
25 and a separate Draft Implementation Plan from Paul Fenn; and

1 WHEREAS, the Commission has held public meetings on both plans in April 2005 and  
2 May 2005 and attempted to resolve differences between the two plans; and  
3

4 WHEREAS, the SFPUC submitted its plan to the Board of Supervisors in May 2005  
5 prior to comment by the Commission; and  
6

7 WHEREAS, the Commission reviewed and commented on the Draft Implementation  
8 Plan prepared by Paul Fenn on May 13, 2005 addressing comments that had been received  
9 during the public hearing process through the introduction and acceptance of amendments;  
10 and

11 WHEREAS, the Commission is concerned that the Implementation Plan be consistent  
12 with the requirements of Ordinance 0086-04 and that the City and County of San Francisco be  
13 diligent in pursuing CCA and therefore the Commission attempted to resolve the differences in  
14 the two submitted IPs; and

15 WHEREAS, the Commission accepted and transmitted Mr. Fenn's CCA IP, as  
16 amended, to the Board of Supervisors, with recommendation, on May 13, 2005; and  
17

18 WHEREAS the Commission determines that it is advisable for the Board of  
19 Supervisors to express its support for the CCA IP; now therefore be it

20 RESOLVED, That the Board of Supervisors adopts the Community Choice Aggregation  
21 Implementation Plan, as amended by the Local Agency Formation Commission and  
22 transmitted to the Board with recommendation on May 13, 2005, and submits it to the  
23 California Public Utilities Commission.  
24  
25