

1 [Supporting Senate Bill 790, Electricity: Community Choice Aggregation]

2
3 **Resolution supporting Senate Bill 790, Electricity: Community Choice Aggregation,**
4 **introduced on February 22, 2011, by Senator Mark Leno.**

5
6 NOTE: Amendment additions are double-underlined;
7 Amendment deletions are ~~strikethrough-normal~~.

8 WHEARAS, On September 24, 2002, the California State Assembly Bill 117 (AB 117)
9 was passed and signed into law. AB 117 gave California cities and counties the ability to
10 aggregate the electric loads of residents, businesses and public facilities to assist in the
11 purchase and sale of electrical energy in a more competitive market; and

12 WHEREAS, On May 18, 2004, the Board of Supervisors passed, and the Mayor
13 signed, Ordinance No. 86-04 establishing a Community Choice Aggregation (CCA) Program,
14 allowing San Francisco to aggregate the electrical load of electrical consumers in San
15 Francisco pursuant to AB 117. The CCA Ordinance established a mechanism for San
16 Francisco to accelerate the introduction of renewable energy, conservation, and energy
17 efficiency into San Francisco's portfolio of energy resources; and

18 WHEREAS, In Ordinance No. 86-04, the Board of Supervisors established a CCA
19 Program pursuant to Public Utilities Code Sections 218.3, 331.1, 366, 366.2, 381.1, 394, and
20 394.25 finding that CCA provides a means by which the City may help ensure the provision of
21 clean, reasonably priced, and reliable electricity to San Francisco customers; and

22 WHEREAS, Ordinance No. 146-07 allows the governance of the CCA Program
23 management and control be undertaken by the San Francisco Public Utilities Commission
24 (SFPUC), pursuant to California Public Utilities Code Section 366.2; and

25 WHEREAS, The CPUC submitted a report to the Legislature on the issues and

1 progress of CCA on January 31, 2011, which brought up concerns that needed to be
2 addressed by the Legislature; and

3 WHEREAS, The San Francisco Local Agency Formation Commission (SF LAFCo) and
4 the SFPUC submitted proposed language to Senator Mark Leno with other interested parties,
5 including the Marin Energy Authority; and

6 WHEREAS, On February 22, 2011, Senator Mark Leno introduced Senate Bill 790 to
7 address some of the concerns raised in the CPUC report and issues that other government
8 entities have raised in the past; now, therefore, be it

9 RESOLVED, The San Francisco Local Agency Formation Commission supports
10 Senate Bill 790 and encourages the State Legislature to pass Senate Bill 790, as introduced
11 by Senator Leno; and, be it

12 FURTHER RESOLVED, The Executive Officer is directed to forward this Resolution to
13 the Board of Supervisors of the City and County of San Francisco requesting that the Board of
14 Supervisors adopt a similar Resolution.

15 On a motion by Commissioner Mirkarimi, seconded by Commissioner Pimentel, the foregoing Resolution was
16 passed and adopted by the San Francisco Local Agency Formation Commission, State of California, this 25th day
17 of March 2011, by the following vote:

18 AYES: Chairperson Campos, Commissioners Mirkarimi, and Pimentel.
19 NOES: None.
20 ABSENT: Commissioners Avalos and Schmeltzer.

21 

22 DAVID CAMPOS, CHAIRPERSON
23 San Francisco Local Agency Formation Commission

24 ATTEST:

25 
NANCY MILLER
Interim Executive Officer