

# PACKET MATERIALS

DATE March 26, 2010

Item No. 2

## LOCAL AGENCY FORMATION COMMISSION AGENDA PACKET CONTENTS LIST \*

- February 26, 2010 LAFCo Special Meeting Minutes
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\*\* Exceeds 20 pages; see file to review  
Available for review at City Hall, Room 244

Completed by: Alisa Somera

Date: March 24, 2010

\* This list reflects the explanatory documents provided.

# San Francisco Local Agency Formation Commission

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## MINUTES

Note: Each item on the Consent or Regular agenda may include explanatory documents, including an Executive Officer's report and public correspondence. These items will be available for review at City Hall, Room 244, Reception Desk.

### Special Meeting - LAFCO February 26, 2010, at 2:00 p.m. City Hall, Legislative Chamber, Room 250

Chairperson Ross Mirkarimi  
Vice-Chair David Campos

#### Members

Commissioners Bevan Dufty, John Avalos and Hope Schmeltzer

#### Alternates

Commissioners Eric Mar and Michael Bornstein

### SPECIAL AGENDA

1. Call to Order and Roll Call

The meeting convened at 2:11 p.m.

On the call of the roll, Commissioners Campos, Avalos, and Dufty were noted absent. There was a quorum.

Present: Chairperson Mirkarimi, Commissioners Campos (arrived at 2:59 p.m.), Avalos (arrived at 2:27 p.m.), Dufty (arrived at 2:32 p.m.), Mar (left at 2:45 p.m.), Schmeltzer, and Bornstein.

2. Approval of Minutes:
  - A. November 20, 2009 Special Meeting
  - B. January 22, 2010 San Francisco Public Utilities Commission Joint Meeting

Chairperson Mirkarimi moved, seconded by Commissioner Schmeltzer, to approve the minutes of the November 20, 2009 Special Meeting and the January 22, 2010 Joint Meeting with the San Francisco Public Utilities Commission. The motion passed unanimously by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Mar, and Schmeltzer.  
Noes: None.  
Absent: Commissioners Campos, Dufty, and Avalos.

Action: Approved.

3. Report on the Status of Community Choice Aggregation (CCA) Activities  
A. Report from SF PUC

Michael Campbell, CCA Director, gave an overview of the current activities for the CCA program and the progress being made, including an update on the contract negotiations with Power Choice.

B. Report from SF LAFCo

Nancy Miller, Interim Executive Officer, LAFCo, gave an update on the Implementation Plan and next steps of the process. She also requested the Commission to send a letter to the California Public Utilities Commission (CPUC) to encourage CPUC to expedite the Implementation Plan process. The Commission also indicated a resolution may be sent from the Board of Supervisors encouraging the same.

Jason Fried, Senior Program Officer, LAFCo, gave an overview of the community outreach meetings that have been scheduled. SF PUC and LAFCo staffs are currently working on a Frequently Asked Questions (FAQ) sheet.

Caroline Teng, Community Development Coordinator, LAFCo, gave an update on the outreach being done and the social media campaign that is underway with SF PUC.

Public Comment: Mr. Wright spoke on energy issues; Eric Brooks, Community Choice Energy Alliance, voiced concerns related to the Implementation Plan and various CCA issues; Cathy Brandhorst shared various concerns.

Chairperson Mirkarimi moved, seconded by Commissioner Avalos, to send a letter signed by all LAFCo members to the CPUC requesting they expedite the Implementation Plan process. The motion passed unanimously by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.  
Noes: None.  
Absent: Commissioners Campos, and Mar.

Action: Approved.

4. Consideration of the Draft FY2010-2011 LAFCo Budget (*Pursuant to Government Code Section 56381*)

Jason Fried, Senior Program Officer, LAFCo, presented the draft FY2010-2011 LAFCo budget.

Public Comment: Cathy Brandhorst shared various concerns.

Commissioner Dufty moved, seconded by Commissioner Avalos, to approve the draft FY2010-2011 LAFCo budget as presented. The motion passed unanimously by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioners Campos, and Mar.

Action: Approved.

*Item Nos. 5 and 6 were heard together.*

5. Approval of Amendment No. 9 to the Legal Services Agreement with Miller, Owen & Trost

Jason Fried, Senior Program Officer, LAFCo, gave an overview of the legal services that will be provided by Miller, Owen & Trost in the upcoming year.

Chairperson Mirkarimi moved, seconded by Commissioner Avalos, to approve Amendment No. 9 to the Legal Services Agreement with Miller, Owen & Trost. The motion passed unanimously by the following vote:

Ayes: Chairperson Mirkarimi, Commissioners Campos, Avalos, Dufty, and Schmeltzer.

Noes: None.

Absent: Commissioner Mar.

Action: Approved.

6. Executive Officer's Report

Nancy Miller, Interim Executive Officer, LAFCo, presented an update on Proposition 16, "Taxpayers Right to Vote Act," including the list of sponsors in support and those against.

Jason Fried, Senior Program Officer, LAFCo, spoke about the two upcoming vacancies in LAFCo and the procedural next steps.

Public Comment: Eric Brooks, SF Green Party, spoke about issues related to Proposition 16.

7. Public Comment for Items Not on the Agenda

Eric Brooks, SF Green Party, spoke about the fiber optic cables in San Francisco.

Cathy Brandhorst spoke on various issues.

8. Future Agenda Items

A Special Meeting may be convened in March 2010 to consider the final CleanPowerSF contract.

9. Adjournment

The meeting adjourned at 3:09 p.m.