

1 [LAFCo Resolution Adopting an Amended 2007-2008 Budget; Authorizing Staff and Directing
2 the release of an RFQ to identify Project Consultant

3 **Resolution of the Local Agency Formation Commission of the City and County of San**
4 **Francisco adopting an Amended 2007-2008 Budget, authorizing retention of staff and**
5 **Authorizing Release of an RFQ to Identify a Project Consultant**

6 Note: Commission amendment additions are double underlined.
7 Commission amendment deletions are ~~strikethrough-normal~~.

8 WHEREAS, The Board of Supervisors of the City and County of San Francisco has
9 instituted a city-wide renewable energy plan under the State of California's Community
10 Choice Aggregation law (AB 117, Migden- 2002) by adopting Ordinances 86-04; 146-07 and
11 147-07 which are incorporated by this reference as though set forth at length; and

12 WHEREAS, The San Francisco Local Agency Formation Commission (LAFCo) has
13 been specifically requested in ordinance 147-07 to undertake a role to provide advice and to
14 monitor the San Francisco Public Utilities Commission's (SFPUC) implementation of the
15 City's renewable energy plan; and,

16 WHEREAS, LAFCo has been substantively involved in developing the CCA Program
17 and has subsequently accepted the responsibility to provide monitoring of and advice to the
18 Board of Supervisors of the City and County of San Francisco and SFPUC regarding
19 implementation of the City's renewable energy plan through Community Choice Aggregation
20 (hereafter referred to as the "CCA Program") as contemplated by the ordinances incorporated
21 herein and as formally accepted in its Resolution number 2007-01 adopted September 28,
22 2007, which is incorporated by this reference as though set forth at length; and,

23 WHEREAS, LAFCo, having formally accepted responsibility to undertake said role will
24 establish a CCA Program Advice and Monitoring Project (The Project) pursuant to the request
25 of the Board of Supervisors; and,

1 WHEREAS, LAFCo understands that the San Francisco Public Utilities Commission
2 has ~~agreed to provide~~ on reserve for LAFCo with funds up to \$2.1 million over a three (3) year
3 period for the purposes of conducting The Project; and,

4 WHEREAS, LAFCo and the SFPUC will seek an appropriation from the Board of
5 Supervisors for the necessary funds; and,

6 WHEREAS, LAFCo is authorized under California Government Code §56380
7 (Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000) to make its own
8 provision for necessary, quarters, equipment, supplies and personnel by contract with any
9 public agency or private party; and,

10 WHEREAS, LAFCo, in order to fulfill its duties as requested, will require retention of a
11 consultant(s) knowledgeable in the law and regulations pertaining to Community Choice
12 Aggregation ; Now Therefore, be it

13 RESOLVED, That the Local Agency Formation Commission of the City and County of
14 San Francisco hereby adopts an Amended 2007-2008 Budget as set forth in Exhibit A
15 attached hereto which is incorporated by this reference as though set forth at length; and, be
16 it

17 FURTHER RESOLVED, That LAFCo hereby authorizes its Executive Officer to,
18 consistent with City and County of San Francisco policies, requisition, hire, and/or
19 independently contract for or otherwise retain personnel to assist LAFCo with the matters
20 described above; and, be it

21 FURTHER RESOLVED, That the Executive Officer is authorized to advance LAFCo
22 reserved funds, if required, to facilitate the retention of personnel and acquisition of
23 necessary quarters, equipment, and/ or supplies required to accommodate retained
24 personnel consistent with the Project budget adopted hereby; and, be it

25 FURTHER RESOLVED, That the Executive Officer is directed to seek reimbursement

1 from the SFPUC for such advanced funds or proactively seek Project funding from the
2 SFPUC through the ordinary and usual processes utilized by the City and County of San
3 Francisco for the transfer of funds between departments; and, be it

4 FURTHER RESOLVED, the Executive Officer is hereby directed to prepare a Final
5 Request for Proposal to solicit a consulting firm(s) to undertake the Advisory and Monitoring
6 Project regarding all phases of the Program contemplated by the Ordinances incorporated
7 herein and relevant other local, state, and federal legislation pertaining to electric load
8 aggregation specifically as well as and energy policy generally; and, be it

9 FURTHER RESOLVED, the Executive Officer is hereby directed to prepare and
10 release in collaboration with SFPUC a draft Request for Qualifications (RFQ) as soon as
11 possible, if one has not yet been released, to identify a consulting firm to design the
12 Monitoring Project and otherwise be available to render advice to LAFCo regarding all phases
13 of the Program including but not limited to:

- 14 a. Request for Information
- 15 b. Request for Proposal, CCA Program Basis Report and Completion of Statement
16 of Intent
- 17 c. Contract Negotiation
- 18 d. Completion and Approval of Implementation Plan
- 19 e. Submission of the IP and Binding Notice of Intent to the CPUC and related
20 process
- 21 f. Contract Monitoring and Administration
- 22 g. Contract wind-up and transfer of assets and management responsibility to the
23 SFPUC; and, be it

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1 FURTHER RESOLVED, That the Executive Officer is directed to release a final RFQ
2 not later than November 21, 2007 incorporating reasonable changes suggested by comments
3 received regarding the draft RFQ; and, be it

4 FURTHER RESOLVED, That the Executive Officer of LAFCo is directed to transmit
5 fully conformed copies of this resolution to: the Clerk of the Board of Supervisors of the City
6 and County of San Francisco for inclusion on its next printed agenda as a communication and
7 for distribution to its membership, the Director of Governmental Affairs, the General Manager
8 of the SFPUC, the Director of the Mayor's Office of Economic and Workforce Development
9 and to publish this resolution on the LAFCo website.

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Local Agency Formation Commission

Resolution No. 2007-03

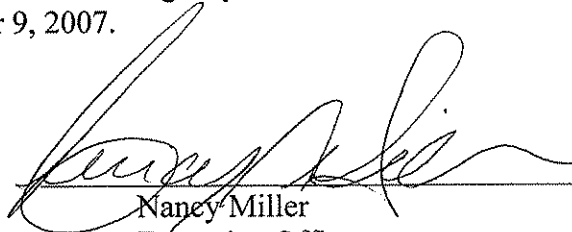
Date Passed: November 9, 2007

RESOLUTION ADOPTING AN AMENDED 2007-2008 BUDGET;
AUTHORIZING STAFF AND DIRECTING THE RELEASE OF AN RFQ
TO IDENTIFY PROJECT CONSULTANT

Adopted by the following vote: 3-0.

AYES: Chairperson Commissioner Mirkarimi, Commissioners Daly, McGoldrick
and Bornstein
NOES: None
ABSENT: Commissioner Schmeltzer

I hereby certify that the San Francisco Local Agency Formation Commission adopted the
foregoing resolution on November 9, 2007.



Nancy Miller
Executive Officer



Chairperson Commissioner Ross Mirkarimi

Date Approved: November 9, 2007