

1 [Settlement Prior to Binding Arbitration]

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3 **Ordinance authorizing settlement of a dispute prior to binding arbitration under Section**
4 **23 of the Long-Term Power Sales Agreement with Turlock Irrigation District over San**
5 **Francisco's right to restrict Turlock's ability to schedule monthly capacity factors;**
6 **Turlock initiated the Section 23 dispute procedure by written notice dated October 10,**
7 **2002.**

8
9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. The City Attorney is hereby authorized to settle the dispute initiated by
11 Turlock Irrigation District against the City and County of San Francisco, dated October 10,
12 2002, over San Francisco's right to restrict Turlock's ability to schedule monthly firm energy
13 purchases based on a capacity factor between 60 and 70 percent from July to November,
14 upon amendment of the Long-Term Power Sales Agreement between the City and County of
15 San Francisco and Turlock Irrigation District consistent with the Letter Agreement in Board
16 File No. 030251.

17 Section 2. Turlock initiated the above-named dispute on October 10, 2001 and named
18 the following party as defendant:: City and County of San Francisco.

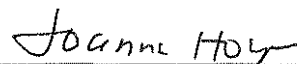
19 APPROVED AS TO FORM AND
20 RECOMMENDED:

PUBLIC UTILITIES COMMISSION

21 DENNIS J. HERRERA
22 City Attorney



Patricia Martel
General Manager

23 
24 _____
Joanne Hooper
25 Chief Trial Deputy

City Attorney
BOARD OF SUPERVISORS



City and County of San Francisco

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

Tails Ordinance

File Number: 030251

Date Passed:

Ordinance authorizing settlement of a dispute prior to binding arbitration under Section 23 of the Long-Term Power Sales Agreement with Turlock Irrigation District over San Francisco's right to restrict Turlock's ability to schedule monthly capacity factors; Turlock initiated the Section 23 dispute procedure by written notice dated October 10, 2002.

March 25, 2003 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval

April 1, 2003 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval

File No. 030251

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on April 1, 2003 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 11 2003

Date Approved



Mayor Willie L. Brown Jr.