

1 [Board response to the 2006-2007 Civil Grand Jury Report entitled “Can San Francisco Keep
2 its Promise to Reduce Greenhouse Gas Emissions?”]

3 **Resolution responding to the Presiding Judge of the Superior Court on the**
4 **recommendations contained in the 2006-2007 Civil Grand Jury Report entitled “Can**
5 **San Francisco Keep its Promise to Reduce Greenhouse Gas Emissions?”.**

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7 WHEREAS, Under California Penal Code Section 933 et seq., the Board of
8 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
9 Court on the recommendations contained in Civil Grand Jury Reports; and,

10 WHEREAS, In accordance with Penal Code Section 933.05(c), if a finding or
11 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
12 county agency or a department headed by an elected officer, the agency or department head
13 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
14 response of the Board of Supervisors shall address only budgetary or personnel matters over
15 which it has some decision making authority; and,

16 WHEREAS, The 2006-2007 Civil Grand Jury Report entitled “Can San Francisco Keep
17 its Promise to Reduce Greenhouse Gas Emissions?” is on file with the Clerk of the Board of
18 Supervisors in File No. 071021, which is hereby declared to be a part of this resolution as if
19 set forth fully herein; and,

20 WHEREAS, Recommendation No. B2b of the subject Civil Grand Jury Report states:
21 “The Municipal Transportation Agency Board, the Mayor and the Board of Supervisors should
22 approve sufficient funds for maintenance and operations staffing needs, materials
23 management requirements and training and code compliance activities”; and,

24 WHEREAS, Recommendation No. B3d states: “The Municipal Transportation Agency,
25 with cooperation of the Board of Supervisors and Mayor, should continue to pursue additional

1 funding for Muni operations; avoid, if possible, raising fares; consider all other funding options
2 such as congestion pricing”; and,

3 WHEREAS, Recommendation No. B6c states: “The Board of Supervisors should
4 establish regulations and fees for commercial fleets serving the City that do not convert to
5 alternative fuels by 2012”; and,

6 WHEREAS, Recommendation No. B6d states: “The Board of Supervisors should
7 consider a tax-reduction or fee-reduction alternative, such as rebate of part of the annual
8 business license fee, for any business that demonstrates purchase of a low-emission vehicle”;
9 and,

10 WHEREAS, Recommendation No. B8a states: “The Board of Supervisors should enact
11 legislation to raise the per-shift gate fee paid by a driver to the owner of a taxi, in order to
12 create a monetary incentive for taxi owners to purchase low emission or zero emission
13 vehicles”; and,

14 WHEREAS, Recommendation No. C1c states: “The Mayor and Board of Supervisors
15 should approve budgets from high energy users to include funds to implement facilities repair
16 and upgrades to comply with the energy audit findings”; and,

17 WHEREAS, Recommendation No. C6 states: “The Mayor should propose and the
18 Board of Supervisors should consider a local energy tax to reduce energy use and to raise
19 funds needed by the Department of Environment to implement the actions required by the
20 City’s Climate Action Plan”; and,

21 WHEREAS, Recommendation No. D1 states: “The City should move as quickly as
22 possible, through regulations enacted or authorized by the Local Agency Formation
23 Commission, Board of Supervisors and Mayor, to put the Community Choice Aggregation
24 program into effect using Prop B funds made available by the voters in 2001. The process of
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1 contracting for renewable, clean energy sources by and for the citizens of San Francisco
2 should begin”; and,

3 WHEREAS, Recommendation No. D2a states: “The Department of Environment, with
4 the cooperation of the Mayor, Board of Supervisors, and Departments of Planning and
5 Building Inspection, should explore more ways to create incentives for City residents and
6 businesses with rooftops suitable for solar panels to act early to invest in these projects,
7 considering financial incentives such as subsidies, rebates, property tax reduction, or low-cost
8 loans”; and,

9 WHEREAS, in accordance with Penal Code Section 933.05(c), the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the Recommendation Nos. B2b, B3d, B6c, B6d, B8a, C1c, C6, D1, and D2a
12 contained in the subject Civil Grand Jury report; now, therefore, be it

13 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
14 Superior Court that it agrees with Recommendation Nos. B2b, B3d, B6c, B6d, C1c, and D2a
15 of the 2006-2007 Civil Grand Jury Report entitled “Can San Francisco Keep its Promise to
16 Reduce Greenhouse Gas Emissions?”; and be it

17 FURTHER RESOLVED, That the Board of Supervisors reports that it partially agrees
18 with Recommendation Nos. B8a, C6, and D1 as follows:

- 19 - Regarding Recommendation No. B8a, the Board of Supervisors agrees to
20 provide full and expeditious consideration to legislation to raise the per-shift gate
21 fee paid by a driver to the owner of a taxi, in order to create a monetary
22 incentive for taxi owners to purchase low emission or zero emission vehicles,
23 when said legislation is before the Board of Supervisors;

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- Regarding Recommendation No. C6, the Board of Supervisors supports efforts to maximize the accountability and effectiveness in the use of existing energy use related fees; and
- Regarding Recommendation No. D1, the Board of Supervisors agrees to provide full and expeditious consideration to regulations enacted or authorized by the Board of Supervisors to put the Community Choice Aggregation program into effect; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the implementation of accepted recommendations through his/her department heads and through the development of the annual budget; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges City departments responsible for recommendations not necessitating a response from the Board of Supervisors to provide a status report to the Board of Supervisors on implementation of said recommendations within six months of the passage of this resolution.



City and County of San Francisco

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

Tails Resolution

File Number: 071223

Date Passed:

Resolution responding to the Presiding Judge of the Superior Court on the recommendations contained in the 2006-2007 Civil Grand Jury Report entitled "Can San Francisco Keep its Promise to Reduce Greenhouse Gas Emissions?".

September 18, 2007 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 071223

I hereby certify that the foregoing Resolution was ADOPTED on September 18, 2007 by the Board of Supervisors of the City and County of San Francisco.

09/28/07

Date Approved

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom