Resolution authorizing inclusion of properties within the City and County of San Francisco's territory in the Golden State Finance Authority Community Facilities District No. 2014-1 (Clean Energy) Property-Assessed Clean Energy Program to finance renewable energy improvements, energy efficiency and water conservation improvements, electric vehicle charging infrastructure, and other authorized improvements.

WHEREAS, The Golden State Finance Authority, a joint exercise of powers authority ("Authority"), authorized and existing pursuant to the Joint Powers Act (Government Code Section 6500 et seq.) and that certain joint exercise of powers agreement, dated as of July 1, 1993, as amended to date (including an amendment changing its name from the California Home Finance Authority to the Golden State Finance Authority); has established the Community Facilities District, CFO No. 2014-1 (Clean Energy) ("District") in accordance with the Mello-Roos Community Facilities District Act, set forth in California Government Code Section 53311 through 53368.3 ("Act"); and

WHEREAS, The City and County of San Francisco ("City") is an Associate Member of the Authority and desires to participate in the programs of the Authority and to assist property owners within the territory of the City in financing the cost of installing Authorized Improvements (as defined below) through joining the District; and

WHEREAS, The purpose of the District is to finance or refinance (including the payment of interest) the acquisition, installation, and improvement of energy efficiency, water conservation, renewable energy and electric vehicle charging infrastructure, and such other

Supervisor Farrell
BOARD OF SUPERVISORS
improvements as may be authorized by law from time to time, permanently affixed to private
or publicly-owned real property (the "Authorized Improvements"); and

WHEREAS, The City is committed to development of renewable energy generation and
energy efficiency improvements, reduction of greenhouse gases, and protection of the
environment; and

WHEREAS, Under the Act, the Legislature has authorized a parcel within the territory
of the District to annex to the District and be subject to the special tax levy of the District only
(i) if the city or county within which the parcel is located has consented, by the adoption of a
resolution, to the inclusion of parcels within its boundaries in the District, and (ii) with the
unanimous written approval of the owner or owners of the parcel when it is annexed
("Unanimous Approval Agreement"), which, as provided in section 53329.6 of the Act, shall
constitute the election required by the California Constitution; and

WHEREAS, The City wishes to provide innovative solutions to its property owners to
achieve energy efficiency and water conservation and in doing so cooperate with Authority in
order to efficiently and economically assist property owners within the City in financing such
Authorized Improvements; and

WHEREAS, The City will not be responsible for the conduct of any special tax
proceedings; the levy and collection of special taxes or any required remedial action in the
case of delinquencies in the payment of any special taxes in connection with the District; now,
therefore, be it

RESOLVED, That the Board of Supervisors finds and declares that properties in the
territory of the City will be benefited by the availability of the Authority CFD No. 2014-1 (Clean
Energy) to finance the installation of the Authorized Improvements; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby consents to inclusion in
the Authority CFD No. 2014-1 (Clean Energy) of all of the properties in the territory of the City
to the Authorized Improvements, upon the request of and execution of the Unanimous Approval Agreement by the owners of such properties when such properties are annexed, in compliance with the laws, rules and regulations applicable to such program; and to the assumption of jurisdiction thereof by Authority for the purposes thereof; and, be it

FURTHER RESOLVED, That the consent of the Board of Supervisors constitutes assent to the assumption of jurisdiction by Authority for all purposes of the Authority CFD No. 2014-1 (Clean Energy) and authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to take each and every step necessary or required for or suitable for financing the Authorized Improvements; provided however, that the City shall not be responsible for the conduct of any assessment proceedings, the levy of assessments, any required remedial action in the case of delinquencies in such assessment payments; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds that adoption of this Resolution is not a "project" under the California Environmental Quality Act ("CEQA"), because the Resolution does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b )( 4)); and, be it

FURTHER RESOLVED, The costs related to the inclusion of properties into the Authority CFD No. 2014-1 (Clean Energy) will be borne by the Authority, and the City shall have no liability or responsibility therefor; and, be it

FURTHER RESOLVED, That the Controller, the Executive Director of the Department of the Environment or the Director of the Office of Public Finance or their respective designees are hereby authorized and directed to coordinate with Authority staff to facilitate
operation of the Authority CFD No. 2014-1 (Clean Energy) within the City, and report back periodically to this Board of Supervisors on the success of such program; and, be it

FURTHER RESOLVED, That the Controller, the Director of the Environment, the Director of the Office of Public Finance and their respective designees are hereby authorized and directed to execute and deliver such certificates, requisitions, agreements and related documents as are reasonably required by the Authority for the inclusion of properties to Authority CFD No. 2014-1 (Clean Energy) to finance the installation of the Authorized Improvements; and, be it

FURTHER RESOLVED, That this Resolution shall take effect immediately upon its adoption.

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By:
Mark D. Blake
Deputy City Attorney

n:\legana\as2017\1400080\01185388.docx
Resolution authorizing inclusion of properties within the City and County of San Francisco's territory in the Golden State Finance Authority Community Facilities District No. 2014-1 (Clean Energy) Property-Assessed Clean Energy Program to finance renewable energy improvements, energy efficiency and water conservation improvements, electric vehicle charging infrastructure, and other authorized improvements.

June 08, 2017 Budget and Finance Committee - CONTINUED TO CALL OF THE CHAIR

July 20, 2017 Budget and Finance Sub-Committee - RECOMMENDED

September 05, 2017 Board of Supervisors - ADOPTED
Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 9/5/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved