

1 [Purchase of Renewable Electricity - Public Utilities Commission - Not to Exceed \$15,775,000]

2  
3 **Resolution authorizing the General Manager of the Public Utilities Commission to**  
4 **enter into an agreement with Southern California Edison Company for CleanPowerSF**  
5 **to purchase renewable energy for the period of January 1, 2020, through December 31,**  
6 **2021, for a total cost of \$15,775,000.**

7  
8 WHEREAS, State law allows cities and counties to develop community choice  
9 aggregation (CCA) programs, through which local governments supply electricity to serve the  
10 needs of participating customers within their jurisdictions while the existing utility continues to  
11 provide services such as customer billing, transmission, and distribution; and

12 WHEREAS, In May 2016, the San Francisco Public Utilities Commission (PUC)  
13 launched a CCA program called CleanPowerSF to provide San Francisco residents and  
14 businesses the option to receive cleaner, more sustainable electricity at rates comparable to  
15 those offered by Pacific Gas & Electric Company (PG&E); CleanPowerSF uses clean and  
16 renewable energy purchased from various facilities, including energy from Hetch Hetchy; and

17 WHEREAS, State law requires entities that provide electric service to customers,  
18 including CCAs like CleanPowerSF, to meet certain requirements to provide electricity from  
19 renewable energy sources; and

20 WHEREAS, To meet those requirements, CleanPowerSF has issued several  
21 competitive solicitations for renewable energy supplies for 2020 and 2021; CleanPowerSF  
22 has executed a number of agreements for renewable energy but has not been able to obtain  
23 sufficient volumes of renewable energy to meet State law requirements for 2020 and 2021;  
24 and

1           WHEREAS, CleanPowerSF participated in a solicitation for renewable energy issued  
2 by Southern California Edison Company ("SCE"); and

3           WHEREAS, SCE accepted CleanPowerSF's bid for volumes that satisfy  
4 CleanPowerSF's remaining renewable energy obligations for 2020 and 2021; and

5           WHEREAS, CleanPowerSF has negotiated an agreement with SCE for renewable  
6 energy for renewable energy supply for the period of January 1, 2020, through December 31,  
7 2021, in the amount of \$15,775,000; and

8           WHEREAS, SCE requires the use of Edison Electric Institute (EEI) pro forma power  
9 purchase contract for all short-term renewable energy contracts; that form agreement is on  
10 file with the Clerk of the Board of Supervisors in File No. 190674; and

11           WHEREAS, In Ordinance Nos. 75-15, 223-15, and 8-18, the Board of Supervisors  
12 authorized the PUC to use certain pro forma contracts, including the EEI pro forma power  
13 purchase agreement, and to deviate from certain otherwise applicable contracting  
14 requirements; and

15           WHEREAS, The agreement with SCE requires binding arbitration of any disputes  
16 between the City and SCE; the Board of Supervisors in Ordinance No. 227-18 delegated to  
17 the General Manager of the PUC the authority to enter into contracts to purchase electricity  
18 that contain a binding arbitration provision, subject to certain conditions, all of which are  
19 satisfied in this instance; and

20           WHEREAS, The San Francisco Public Utilities Commission will consider the SCE  
21 agreement during its meeting on June 25, 2019; and

22           WHEREAS, Section 9.118(b) of the Charter requires the Board of Supervisors to  
23 approve contracts that are estimated to cost \$10,000,000 or more; now, therefore, be it

24           RESOLVED, That the Board of Supervisors hereby authorizes the General Manager  
25 of the Public Utilities Commission to execute an agreement with Southern California Edison

1 Company to purchase renewable energy in an amount not to exceed \$15,775,000 with the  
2 term of January 1, 2020, through December 31, 2021; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the General  
4 Manager of the Public Utilities Commission and the City Attorney to make amendments to  
5 the agreement with SCE that do not materially increase the obligations or liabilities of the  
6 City; and, be it

7 FURTHER RESOLVED, That within thirty days of the execution of the agreement by  
8 all parties the General Manager of the Public Utilities Commission shall provide the final  
9 agreement to the Clerk of the Board for inclusion in the official file.

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25



**City and County of San Francisco**

**Tails  
Resolution**

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

**File Number:** 190674

**Date Passed:** July 23, 2019

Resolution authorizing the General Manager of the Public Utilities Commission to enter into an agreement with Southern California Edison Company for CleanPowerSF to purchase renewable energy for the period of January 1, 2020, through December 31, 2021, for a total cost of \$15,775,000.

July 17, 2019 Budget and Finance Sub-Committee - RECOMMENDED

July 23, 2019 Board of Supervisors - ADOPTED

Ayes: 10 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton  
and Yee  
Absent: 1 - Haney

File No. 190674

I hereby certify that the foregoing  
Resolution was ADOPTED on 7/23/2019 by  
the Board of Supervisors of the City and  
County of San Francisco.

Angela Calvillo  
Clerk of the Board

London N. Breed  
Mayor

8-2-19

Date Approved