

**2022 Resolutions
Adopted
By
The SFPUC
Full Citizens'
Advisory
Committee**

Resolution to Continue Online Meetings Due to the COVID-19 Pandemic

WHEREAS, California Government Code Section 54953(e) empowers local policy bodies to convene by teleconferencing technology during a proclaimed state of emergency under the State Emergency Services Act so long as certain conditions are met; and

WHEREAS, In March, 2020, the Governor of the State of California proclaimed a state of emergency in California in connection with the Coronavirus Disease 2019 (“COVID-19”) pandemic, and that state of emergency remains in effect; and

WHEREAS, In February 25, 2020, the Mayor of the City and County of San Francisco (the “City”) declared a local emergency, and on March 6, 2020 the City’s Health Officer declared a local health emergency, and both those declarations also remain in effect; and

WHEREAS, On March 11 and March 23, 2020, the Mayor issued emergency orders suspending select provisions of local law, including sections of the City Charter, that restrict teleconferencing by members of policy bodies; those orders remain in effect, so City law currently allows policy bodies to meet remotely if they comply with restrictions in State law regarding teleconference meetings; and

WHEREAS, On September 16, 2021, the Governor signed AB 361, a bill that amends the Brown Act to allow local policy bodies to continue to meet by teleconferencing during a state of emergency without complying with restrictions in State law that would otherwise apply, provided that the policy bodies make certain findings at least once every 30 days; and

WHEREAS, While federal, State, and local health officials emphasize the critical importance of vaccination and consistent mask-wearing to prevent the spread of COVID-19, the City’s Health Officer has issued at least one order (Health Officer Order No. C19-07y, available online at www.sfdph.org/healthorders) and one directive (Health Officer Directive No. 2020-33i, available online at www.sfdph.org/directives) that continue to recommend measures to promote physical distancing and other social distancing measures, such as masking, in certain contexts; and

WHEREAS, The California Department of Industrial Relations Division of Occupational Safety and Health (“Cal/OSHA”) has promulgated Section 3205 of Title 8 of the California Code of Regulations, which requires most employers in California, including in the City, to train and instruct employees about measures that can decrease the spread of COVID-19, including physical distancing and other social distancing measures; and

WHEREAS, Without limiting any requirements under applicable federal, state, or local pandemic-related rules, orders, or directives, the City’s Department of Public Health, in coordination with the City’s Health Officer, has advised that for group gatherings indoors, such as meetings of boards and commissions, people can increase safety and greatly reduce risks to the health and safety of attendees from COVID-19 by maximizing ventilation, wearing well-fitting masks (as required by Health Officer Order No. C19-07), using physical distancing where the vaccination status of attendees is not known, and considering holding the meeting remotely if feasible, especially for long meetings, with any attendees with unknown vaccination status and where ventilation may not be optimal; and

WHEREAS, On July 31, 2020, the Mayor issued an emergency order that, with limited exceptions, prohibited policy bodies other than the Board of Supervisors and its committees from meeting in person under any circumstances, so as to ensure the safety of policy body members, City staff, and the public; and WHEREAS, The Citizens’ Advisory Committee has met remotely during the COVID-19 pandemic and can continue to do so in a manner that allows

public participation and transparency while minimizing health risks to members, staff, and the public that would be present with in -person meetings while this emergency continues; and

WHEREAS, On December 17, 2020 the Mayor issued the Forty-First supplement to the Mayoral Proclamation declaring the existence of a local emergency dated February 25, 2020, requiring City committee members to meet in-person, starting on February 28, 2022, and indicating that the public interest of in-person meetings has a priority over public health risks from the COVID-19 pandemic; and,

WHEREAS, there are no vaccinations available for children under 5, and Citizen's Advisory Committee members include parents of children under 5, and immune-compromised individuals; and;

WHEREAS, the Citizen's Advisory Committee has met virtually for almost two years now, with increased attendance, maintaining public comment and high productivity, therefore, be it

RESOLVED, That the Citizens' Advisory Committee finds as follows:

1. As described above, the State of California and the City remain in a state of emergency due to the COVID-19 pandemic. At this meeting, the Citizens' Advisory Committee has considered the circumstances of the state of emergency.

2. As described above, State and City officials continue to recommend measures to promote physical distancing and other social distancing measures, in some settings.

3. As described above, because of the COVID-19 pandemic, conducting meetings of the Citizens' Advisory Committee and its subcommittees in person would present imminent risks to the safety of attendees, and the state of emergency continues to directly impact the ability of members to meet safely in person; and be it

FURTHER RESOLVED, That the Citizens' Advisory Committee urges the San Francisco Public Utilities Commission, the General Manager, and the Board of Supervisors to advocate to the Mayor's Office to allow the continuation of virtual meetings, or allow hybrid meetings, until the State of California and the City are no longer in a state of emergency due to the COVID-19 pandemic; and be it

FURTHER RESOLVED, That in the event the requirement to begin in-person meetings does take effect the Citizens' Advisory Committee requests that the San Francisco Public Utilities Commission and the General Manager provide rapid COVID-19 testing and a large meeting room that would allow social distancing to protect the health of the committee's 16 members, their families, and our community.

As adopted by the Full Citizens' Advisory Committee on February 15, 2022.

Resolution in Support of Electric Grid Reliability on Treasure Island

Sponsors: Barklee Sanders; Moisés García

WHEREAS, On February 18, 2022, the San Francisco Public Utilities Commission confirmed that approximately 124 unplanned power outages have occurred on Treasure Island since January 2016; and

WHEREAS, The SFPUC has an Interconnection Agreement with the Port of Oakland and pays an annual fee directly to the Port to deliver electricity to Treasure Island; and

WHEREAS, currently residents and businesses (or their landlords) on Treasure Island pay electricity rates set by the Treasure Island Development Authority (TIDA); and

WHEREAS, Customers who will be served by the new infrastructure being deployed as part of the redevelopment project will become direct customers of SFPUC's Hetch Hetchy Power program and will pay SFPUC-set electricity rates; and

WHEREAS, The existing electrical system on Treasure Island is owned and overseen by TIDA, is not part of PG&E's transmission and distribution system, and does not fall under the regulatory oversight of the California Public Utilities Commission; and

WHEREAS, The SFPUC makes recommendations to TIDA to upgrade the existing electrical infrastructure, and those recommendations are reviewed and approved by TIDA based on priorities, budget, and other factors, and, upon TIDA approval, the SFPUC will implement the electrical infrastructure upgrades; and

WHEREAS, The City's adopted approach to upgrading utilities on the island, such as power, water, and sewer services, has been to enter into a development agreement that binds the developer to finance the replacement of the utility systems over time; and

WHEREAS, The existing electrical distribution system has exceeded its expected life and, while TIDA has made some investments to enhance system reliability and serviceability, a broad upgrade utilizing long-term revenue bonds is not feasible; and

WHEREAS, SFPUC staff have stated that an ideal goal for reliable electrical service is no more than three power outages per year and one hour or less for each occurrence; and now, therefore, be it

RESOLVED, That the San Francisco Public Utilities Commission Citizens' Advisory Committee supports the SFPUC's recommendations to TIDA that will help improve reliability of the island's current electricity grid in the next five years; and be it

FURTHER RESOLVED, That the San Francisco Public Utilities Commission Citizens' Advisory Committee supports a study to determine necessary improvements and replacement of the power infrastructure on Treasure Island to improve the reliability of the services to all residential and business customers; and be it

PROPOUNDED BY: Barklee Sanders

FURTHER RESOLVED, That the San Francisco Public Utilities Commission Citizens' Advisory Committee urges the Mayor and Board of Supervisors to ensure that a full inspection of the electric distribution system on Treasure Island and Yerba Island is conducted by SFPUC and an independent third party; and in accordance with California Public Utilities Commission General Order 165, a plan is established to replace aged electrical infrastructures, and report on the inspection results and details of plans for improvement regularly; and be it

FINALLY RESOLVED, That the San Francisco Public Utilities Commission Citizens' Advisory Committee supports upgrading the electric distribution system on Treasure Island and Yerba Buena Island to achieve a reasonable level of safety and reliability for pre and post DDA residents.

As adopted by the Full Citizens' Advisory Committee on July 19, 2022.

Resolution in Support of Deepening Public Power Evaluation

Sponsors: Emily Algire, Steven Kight

WHEREAS the SFPUC CAC previously passed a resolution in November 2020 supporting “the City’s continued efforts to evaluate and acquire PG&E assets,” and encouraging the City and the SFPUC to “continue negotiations with PG&E and other stakeholders to ensure a more reliable, safe, and clean electric grid for both San Francisco and California,” and

WHEREAS in the 2019 “SFPUC Preliminary Public Power Options Report” (“2019 report”) the SFPUC identified areas of further study to include “challenges in workforce recruitment and retention ... assuring that rates for customers would be affordable and stable ... equity considerations and any possible disproportionate impacts to communities and residents that could arise from the potential exit of PG&E’s electric services in the City,” and

WHEREAS the 2019 report states, “The City will evaluate the equity implications of a power independence business scenario” and lays out framework for further evaluation, and

WHEREAS the 2019 report states “the impacts on PG&E’s remaining customers because of separation would need to be considered. These elements require further engineering study,” but that work requires additional information from PG&E and has yet to be completed, and

WHEREAS these areas of further study have yet to be shared with the public, although a Power Enterprise analyst stated in a presentation September 27, 2021 that the SFPUC had started looking into studying workforce development, and

WHEREAS the San Francisco Planning Department on October 27, 2021 posted a Notification of Project Receiving Environmental Review studying impacts along the southern edge of the City were the City to purchase PG&E assets, and

WHEREAS the Citizens’ Advisory Committee recognizes that much of the work already conducted or contemplated is privileged and confidential and the City has commenced administrative litigation at the California Public Utilities Commission to obtain a valuation of the PG&E assets, and that some aspects of the PG&E acquisition proceedings may remain confidential to protect San Francisco’s interests; and

WHEREAS in the face of climate catastrophe, the City of San Francisco must act swiftly and deliberately to provide greener, safer, more reliable, and more affordable energy, yet the report states that “The transition from PG&E to City control would likely take many years and the full benefits will not be realized until the transition is complete,” and

WHEREAS the City Planning Department is studying the impact on Native Peoples, including on their lands, through the CEQA process, but we do not currently know whether this process would include the Association of Ramaytush Ohlone, and

WHEREAS the City's goal is to have stable and enduring relationships with the Unions representing City workers, and have a long history of providing excellent health benefits, pension benefits and salaries, and seeks to retain a skilled workforce, and will seek to employ additional skilled workers to operate and maintain the electric grid in San Francisco, and

WHEREAS On November 8, 2021 IBEW 6, which represents San Francisco's electricians, expressed its concerns about a potential takeover, focusing on the service and reliability implications of the City's lower pay scale compared to PG&E, the extensive vacancies in electrical positions across the City, and staff scaling challenges; now, therefore be it

RESOLVED that the SFPUC Citizens' Advisory Committee recommends that the San Francisco Public Utilities Commission continue the work identified in the 2019 report and continue to share progress and findings of that work with the public, including written reports addressing the below; and be it

FURTHER RESOLVED that these evaluations address the following recommendations from the 2019 Options report, including but not limited to the previously addressed workforce issues, rate changes, equity considerations, and effects on remaining PG&E customers; and be it

FURTHER RESOLVED that this work will include the following considerations should the City purchase PG&E's assets to achieve full independence from PG&E within the City:

- Workforce considerations, such as job losses and gains, seniority implications, impacts on pensions and geographic flexibility, effects on collective bargaining, and other impacts to all potentially affected workers, with a focus on workers associated with the following unions: SEIU 1021, IBEW 1245, IBEW 6, and IFPTE 21. These considerations shall include competitive wage and benefits levels for utility workers, and will address goals for recruiting existing PG&E employees, San Francisco residents, and specifically disadvantaged communities in San Francisco. This fact-finding should be conducted along with outreach to organized labor, including IBEW 1245 and Local 6, and so as not to conflict with or supersede any on-going or future workforce negotiations and related activities.
- Potential for reinforcing a cleaner, equitable, localized, reliable and affordable future for San Francisco ratepayers through local grid acquisition that recognizes environmental costs and benefits, including jobs and air quality and

- Potential timelines for completion of assets transfer from PG&E, with an eye toward enacting climate-friendly changes in a timely manner
- Measures to make sure the preservation of CleanPowerSF's mission, and commitment to carbon free energy as and when the program is integrated into the expanded utility
- Potential impacts on rates for ratepayers in San Francisco's jurisdiction and in the remaining PG&E territory
- Potential fiscal impact from the purchase of PG&E's assets, including potential litigation from the project's opponents
- An action plan for negotiating free, prior, and informed consent from the ARO (Association of Ramaytush Ohlone) who have stewarded these lands since time immemorial and who know how best to approach ecological restoration in a way that protects Ohlone sacred sites and areas of ecological sensitivity or concern.
- Alignment with the goals of the City's Climate Action Plan, including achieving 100% renewable energy and complete decarbonization, and be it

FURTHER RESOLVED that the Citizens' Advisory Committee's intent is to enable the SFPUC's further evaluations to proceed as rapidly as possible, while protecting the City's ability to take the necessary steps to pursue the transaction and to fully evaluate the purchase, risk exposure, and risk mitigation strategies; and be it

FURTHER RESOLVED that the Citizens' Advisory Committee requests that the progress and results of these evaluations be reported, as appropriate, by the SFPUC to the public regularly, and in a form, level of detail, and on a schedule that will help ensure timeliness, transparency, and accountability in the City's pursuit of local public power.

As adopted by the Full Citizens' Advisory Committee on August 16, 2022.

Resolution in Support of Transparency, Environmental Accountability, and Labor Standards for California Community Power

Sponsors: Moisés García, Emily Algire

WHEREAS, The San Francisco Board of Supervisors (the Board) established a Community Choice Aggregator (CCA), a local publicly-owned energy provider to procure renewable energy, in 2004 (Ordinance 86-04) and has implemented CleanPowerSF through the work of the San Francisco Public Utilities Commission (SFPUC) in consultation with the San Francisco Local Agency Formation Commission (Ordinances 146-07, 147-07, and 232-09); and

WHEREAS, CleanPowerSF and other interested CCAs formed a new joint powers authority, California Community Power Agency (CCP), to leverage their combined buying power to achieve economies of scale, lower costs, and more favorable terms and conditions for products and services; and

WHEREAS, The Commission by Resolution No. 21-0023 and the Board by Ordinance No. 25-21, authorized CleanPowerSF to become a member of CCP, and in April 2021 the CCP Board approved CleanPowerSF's membership (Resolution 21-04-09); and

WHEREAS, The Commission by Resolution No. 20-0182 adopted CleanPowerSF's 2020 Integrated Resources Plan, to achieve a 100% renewable electricity portfolio by 2025, five years sooner than San Francisco's citywide goal (Resolution No. 20-0182) and which called for CleanPowerSF to procure long-duration energy storage ("LDS") resources. LDS is a technology that can store and discharge energy for at least eight hours; and

WHEREAS, On June 24, 2021, the California Public Utilities Commission ("CPUC") ordered retail sellers of electricity, which includes CleanPowerSF, to procure 11,500 megawatts of new resources, including 1,000 megawatts of LDS; CleanPowerSF's share of the CPUC's LDS requirement is 15.5 megawatts; and

WHEREAS, The Commission by Resolution No. 22-0041 and the Board by Resolution No. 22-0145 approved participation in CCP's Tumbleweed Energy Storage long duration storage project over a twenty (20) year term to serve CleanPowerSF customers with approximately 11.1 megawatts of LDS; and

WHEREAS, The Commission by Resolution No. 22-0041 and the Board by Resolution No. 22-0331 approved participation in CCP's Goal Line Battery Energy Storage System 1 long duration storage project over a fifteen (15) year term to serve CleanPowerSF customers with approximately 8.4. megawatts of LDS; and

WHEREAS, Labor, environmental and environmental justice advocates spoke up in CCP meetings expressing concern that CCP could potentially be misused to procure resources in a manner inconsistent with adopted labor policies of member CCAs; and

WHEREAS, Environmental justice organizations have broadly supported and have been closely involved with CCAs to help ensure access to cleaner energy, promote greater local control over energy sources, and build a more equitable and democratic energy system; and

PROPOUNDED BY: Moisés García, Emily Algire

WHEREAS, In February 2021, the CCP Policy Ad Hoc Committee was tasked to develop a policy that supported member agency interests, while being responsive to the requests of stakeholders and Board members on a variety of issues including competitiveness, fair labor standards, environmental justice, environmental protection, community outreach, and transparency; and

WHEREAS, The CCP Board by Resolution 21-11-02 approved a Policy Approach for CC Power Project Requirements that will seek to award contracts and negotiate contract terms consistent with the local values and goals of each participating CC Power member; now, therefore, be it

RESOLVED, The San Francisco Public Utilities Commission Citizens Advisory Committee recommends that the SFPUC adopt a resolution explicitly supporting staff leadership to develop and implement a Workforce and Environmental Justice Policy for Energy Procurement (Attachment A); and be it

FURTHER RESOLVED, The San Francisco Public Utilities Commission Citizens' Advisory Committee recommends that the SFPUC direct its representative to the CCP Board to advocate for adoption of the attached proposed CA Community Power Workforce, and Environmental Justice Policy for Energy Procurement; and be it

FURTHER RESOLVED, The San Francisco Public Utilities Commission Citizens' Advisory Committee recommends the SFPUC direct its representatives to the CA Community Power Board to advocate to form a public advisory committee, including labor, environmental and equity representatives, to ensure transparency and public engagement in CCP's operations and procurement practices; and be it

FURTHER RESOLVED, That this resolution shall be forwarded to the General Manager, the Clerk of San Francisco Public Utilities Commission, the Clerk of the Board of Supervisors, and the Clerk of Local Agency Formation Commission.

**Attachment A to Resolution in Support of Transparency, Environmental
Accountability, and Labor Standards for California Community Power
Workforce and Environmental Justice Policy Framework for Energy Procurement**

1. **Competitive, low carbon power supply:** CCP shall supply low carbon power supply and services to customers at competitive rates. CCP shall further the low carbon power supply and competitive rates of its Members.

2. **Workforce:** Whether or not a construction project is a public work as defined by the California Labor Code, contracting partners shall comply with California prevailing wage provisions applicable to public works projects, including but not limited to the Labor Code sections pertaining to employment of apprentices on public works projects.

All construction work that falls within an apprentice able occupation in the building and construction trades shall be performed by a skilled and trained workforce in accordance with Chapter 2.9 (commencing with Section 2600) of Part 1 of Division 2 of the Public Contract Code.

A preference for a Project Labor Agreement (PLA) will be incorporated into the bidder evaluation ranking process: Work done under a PLA shall be deemed to meet the requirements of payment of prevailing wages and use of apprentices, and shall supersede the skilled and trained workforce requirement.

For projects that do not implement a PLA, an audit will be required to ensure compliance with payment of prevailing wages, compliance with skilled and trained workforce requirements and to demonstrate any employment of apprentices.

Encourage the use of local labor with a deliberate emphasis on targeted hiring of women, minorities, gender non-conforming, residents of low-income communities, the formerly incarcerated and veterans.

CCP-developed projects shall be constructed through a multi-trade project labor agreement or through multiple such agreements, consistent with the Public Contract Code provisions authorizing such agreements by public agencies.

CCP shall first give a preference to projects that are located in a county or city that receives electric service from CCP, then to projects that are located within California, and then to projects whose first point of connection is within California.

3. **Environmental:** All projects must meet the permitting requirements of the appropriate governing authority/authorities.

CCP shall state a preference in the request for proposals for projects that avoid sensitive habitat areas and that comply with relevant conservation plans such as the Desert Renewable Energy Conservation Plan.

CCP shall require in the request for proposals that developers of construction projects address how the project will avoid or mitigate, to the extent feasible,

potential environmental and environmental justice impacts of the project. The request for proposal shall request Global Electronics Council EPEAT ecolabel registration status and level for inverters and modules.

4. Environmental Justice: CCP shall meaningfully engage with “disadvantaged community” stakeholders residing within the CCP service area or proposed project area and incorporate input in the decision-making process.

CCP shall identify disadvantaged community stakeholders (DAC) from the vicinity of projects using a variety of tools such as Cal EnviroScreen and the State Department of Housing and Community Development’s opportunity maps.

CCP shall make information easily accessible to disadvantaged stakeholders using various outreach methods including workshops, virtual webinars, and presentations at existing community meetings or events.

CCP shall require in the request for proposals that developers of construction projects conduct a cost/benefit impact analysis with an emphasis on evaluating disproportionate impacts on disadvantaged communities.

CCP shall require in the request for proposals that developers of construction projects identify project benefits to communities in the project vicinity.

Developers of construction projects shall state opposition to using forced labor in the supply chain.

5. Unbundled Renewable Energy Credits (RECs): CCP shall avoid projects involving the use of unbundled renewable energy credits (RECs) to meet its members’ renewable energy goals.

6. Project evaluation and selection: CCP shall evaluate and select energy projects with a structured, multi-criteria evaluation process which utilizes the policy principles discussed herein. This evaluation process should holistically consider workforce, environmental justice, and community benefits balanced with technical and financial considerations.

CCP shall publicly publish detailed project evaluation and selection documentation during project approval.

As adopted by the Full Citizens’ Advisory Committee on August 16, 2022.