FILE NO. 121196

Amended in Committee 1/9/2013

ORDINANCE NO. 015-13

[Accept and Expend Grant - Energy Efficiency Program and Amendment to the Annual Salary Ordinance - \$13,100,000]

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$13,100,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to implement an Energy Use and Demand Reduction through Energy Efficiency Program and amending Ordinance No. 165-12 (Annual Salary Ordinance, FYs 2012-2013 and 2013-2014) to reflect the addition of fivethree grant funded positions (53 FTE) at the Department of the Environment.

Note:

Additions are <u>single-underline italics Times New Roman</u>; deletions are <u>strikethrough italics Times New Roman</u>. Board amendment additions are <u>double underlined</u>. Board amendment deletions are <u>strikethrough normal</u>.

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

Section 1. Findings

The California Public Utilities Commission ("the CPUC") requires the Investor-Owned Utilities ("IOUs") to use ratepayer dollars to fund and administer a portfolio of programs that enhance system reliability and provide in-state benefits, including cost-effective energy efficiency.

Since 2003, the City, through the Department of the Environment, and the Pacific Gas and Electric Company ("PG&E"), the IOU serving the City, have entered into a series of contracts and contract modifications to conduct energy efficiency programs in the City using funds allocated for this purpose by the CPUC through PG&E. Under the current three-year contract for \$17,120,000, the Department of the Environment is operating the San Francisco Energy Watch ("SFEW") program, which since 2010, has provided technical services and

Mayor Lee BOARD OF SUPERVISORS \$8,600,000 in incentives to upgrade over 2,600 business and multifamily buildings in San Francisco, reducing energy bills by \$10,000,000 annually.

On November 8, 2012, the CPUC issued a Decision which included directing PG&E to extend and potentially expand contracts through December 2014 with local governments that are implementing successful energy efficiency programs, and to do so within sixty (60) days from the date of the Decision. These local governments, including San Francisco, had submitted qualifying proposals to PG&E and were included in PG&E's portfolio of energy efficiency programs under consideration by the CPUC.

The \$13.1 million award includes \$403,000 in continuing funds for a pilot program to address the pervasive use of old, inefficient refrigeration units in restaurants and convenience stores in San Francisco, which was previously approved by the Board of Supervisors in Ordinance No. 098-12. The execution of that contract was delayed due to clauses in the contract regarding new PG&E data security requirements. Rather than moving forward with two agreements, PG&E has included the \$403,000 for the refrigeration pilot program in the new contract authorization for 2013-2014 and activity on the program will now commence in 2013.

Section 2. Authorization to Accept and Expend Funds.

The Board of Supervisors hereby authorizes the Department of the Environment to accept and expend \$13.1 million (including \$403,000 previously authorized) from the CPUC, through PG&E, to effectuate the Grant and implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco.

The Department of the Environment is further authorized to furnish whatever additional information or assurances the funding agency may request in connection with this grant, and to execute any and all agreements necessary to carry out the purpose of the grant.

Department of the Environment **BOARD OF SUPERVISORS**

The grant budget includes provision for indirect costs of \$1,519,130.

The term of the CPUC/PG&E grant is from January 1, 2013 through December 31,

2014

Section 3. Grant-funded Position; Amendment to FY 2012-13 and FY 2013-14 Annual Salary Ordinance.

The hereinafter designated sections and items of Ordinance No. 165-12 (Annual Salary Ordinance, FY 2012-13 and FY 2013-14) are hereby amended to ADD THREE (3) positions in the Department of the Environment, and reads as follows:

Department: ENV-22

Program: CIP - ENERGY

Subfund: 2S-ENV-GNC

Index Code: 220288

| Amendment: | Number of Positions: | Class and Item No.: | Compensation |
|------------|----------------------|---------------------------------------|-------------------|
| | | · · · · · · · · · · · · · · · · · · · | Schedule: |
| Add | .42 FTE | 0923 Manager II | \$3,589 B \$4,581 |
| Add | .42 FTE | 5640 Environmental | \$2,614 B \$3,178 |
| | | Specialist | |
| Add | .42 FTE | 5638 Environmental | \$2,151 B \$2,614 |
| | | Specialist | · |

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

By: For: Thomas Owen **Deputy City Attorney**

Department of the Environment BOARD OF SUPERVISORS

APPROVED AS TO CLASSIFICATION DEPARTMENT OF HUMAN RESOURCES

By: Directo

Micki C allahan

kf APPROVED Mavo **APPROVED:** Ben Røsenfield Controller **RECOMMENDED:** Melanie Nutter, Executive Director Department of the Environment

Department of the Environment BOARD OF SUPERVISORS



City and County of San Francisco Tails

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

Ordinance

121196 File Number:

Date Passed: January 29, 2013

Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of \$13,100,000 from the California Public Utilities Commission, through Pacific Gas and Electric Company, to implement an Energy Use and Demand Reduction through Energy Efficiency Program and amending Ordinance No. 165-12 (Annual Salary Ordinance, FYs 2012-2013 and 2013-2014) to reflect the addition of three grant funded positions (3 FTE) at the Department of the Environment, for a term from January 1, 2013, through December 31, 2014.

January 09, 2013 Budget and Finance Committee - AMENDED

January 09, 2013 Budget and Finance Committee - RECOMMENDED AS AMENDED

- January 15, 2013 Board of Supervisors PASSED, ON FIRST READING
 - Ayes: 11 Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener and Yee

January 29, 2013 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener and Yee

File No. 121196

I hereby certify that the foregoing **Ordinance was FINALLY PASSED on** 1/29/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

Date Approved