



San Francisco
Water Power Sewer

Services of the San Francisco Public Utilities Commission

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Mark Farrell

Mayor

AGENDA

Tuesday, April 24, 2018

1:30 P.M.

1 Dr. Carlton B. Goodlett Place
City Hall, Room 400
San Francisco, CA 94102

Commissioners

Ike Kwon, President

Vince Courtney, Vice President

Ann Moller Caen

Francesca Vietor

Anson Moran

Harlan L. Kelly, Jr.

General Manager

Donna Hood

Secretary



For information, contact the Commission Secretary at 415-554-3165
Minutes and other information are available on the SFPUC web site:

www.sfwater.org

Gavel-to-Gavel coverage available at:

http://sanfrancisco.granicus.com/ViewPublisher.php?view_id=22

Accessible Meeting Policy: The San Francisco Public Utilities Commission meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: MUNI Metro Lines J-Church, K-Ingleside, L-Taraval, M-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 7-Haight Noriega. For information about MUNI accessible services call 701.4485.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

To obtain a disability-related accommodation, including auxiliary aids or services, or to obtain meeting materials in alternative format, please contact Donna Hood at 415.554.3165. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 525 Golden Gate Ave., 13th Floor during regular business hours and are available on-line at <http://www.sfwater.org/index.aspx?page=167>.

To assist the City's efforts to accommodate persons with severe allergies, environmental illnesses, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the President may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

Know Your Rights Under the Sunshine Ordinance: Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Administrator, by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.4689; by phone at 554.7724; by fax at 554.7854; or by email at sotf@sfgov.org.

Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library and on the City's website at <http://www.sfgov.org>.



311 Free Language Assistance: 免費語言協助 / Ayuda gratuita con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 / 지원 / คว"มขวั ยเหลลลล ท"งภ"ษ"โดยไม่ว สยคาไซจ้ าย / Libreng tulong para sa wikang Tagalog ยเหลลลล

Lobbyist Registration and Reporting Requirements: Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code §2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site at www.sfgov.org/ethics.

CEQA Appeal Rights under Chapter 31 of the San Francisco Administrative Code: If the Commission's action on a project constitutes the Approval Action for that project (as defined in S.F. Administrative Code Chapter 31, as amended, Board of Supervisors Ordinance Number 161-13), then the CEQA determination prepared in support of that Approval Action is thereafter subject to appeal within the time frame specified in S.F. Administrative Code Section 31.16. Typically, an appeal must be filed within 30 calendar days of the Approval Action for a project that has received an exemption or negative declaration pursuant to CEQA. For information on filing an appeal under Chapter 31, contact the Clerk of the Board of Supervisors at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102, or call (415) 554-5184. If the Planning Department's Environmental Review Officer has deemed a project to be exempt from further environmental review, an exemption determination has been prepared and can be obtained on-line at <http://www.sf-planning.org/index.aspx?page=3447>. Under CEQA, in a later court challenge, a litigant may be limited to raising only those issues previously raised at a hearing on the project or in written correspondence delivered to the Board of Supervisors, Planning Commission, Planning Department or San Francisco Public Utilities Commission at, or prior to, such hearing, or as part of the appeal hearing process on the CEQA decision.

ORDER OF BUSINESS

1. Call to Order
2. Roll Call
3. [Approval of the Minutes of April 10, 2018](#)
4. General Public Comment (discussion only)
Members of the public may address the Commission on matters that are within the Commission's jurisdiction and are not on today's agenda.
5. Communications (discussion only)
 - a) [Advance Calendar](#)
 - b) [Correspondence Log](#)
 - c) [Contract Advertisement Report](#)
 - d) [Revised Declaration of Emergency – 2018 March Storm Event](#)
 - e) [Water Supply Conditions Update](#)
6. Other Commission Business (discussion only)
7. [Presentation of Ceremonial Resolution to former Citizens' Advisory Committee Chair, Wendy Aragon for her dedicated service](#) (discussion only)
(Kelly, Jr.)
8. Report of the General Manager (discussion only)
 - a) CleanPowerSF Update (Hale)
 - b) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
9. Bay Area Water Supply Conservation Agency Report (discussion only)
(Sandkulla)

The following matters before the San Francisco Public Utilities Commission are recommended for action as stated by the General Manager and City Attorney, where applicable. Explanatory documents provided to the Commission in connection with this agenda are available for public inspection and copying at the Office of the Commission Secretary, 525 Golden Gate Avenue, 13th Floor, San Francisco, CA 94102; Telephone: (415) 554-3165; Fax: (415) 554-3424; and are available on-line at <http://www.sfwater.org/index.aspx?page=167>

CONSENT CALENDAR

10. *All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the San Francisco Public Utilities Commission, and will be acted upon by a single vote of the Commission. There will be no separate discussion of these items unless a member of the Commission or the public so requests, in which event the matter will be removed from the Calendar and considered as a separate item.*

- a) Approve the plans and specifications, and award [Contract No. HH-991](#), 2018 Mountain Tunnel Interim Repairs, in the amount of \$5,875,386, to the lowest, qualified, responsible and responsive bidder, Sierra Mountain Construction, Inc., to perform interim tunnel lining repairs and related work, until permanent repairs can be completed. (How)
- b) Approve Modification No. 1 to [Job Order Contract, JOC-60](#), General Engineering (A-License) for San Francisco, San Mateo, Santa Clara, and Alameda Counties with Cal State Constructors, Inc., to perform general engineering construction tasks for all San Francisco Public Utilities Commission enterprise operations and bureaus, increasing the contract by \$2,500,000, for a total contract amount of \$7,500,000, and increasing the duration by 365 consecutive calendar days (one year), for a total contract duration of 1,825 consecutive calendar days (five years), as allowed for JOCs under the San Francisco Administrative Code. (How)
- c) Approve an increase to the existing contract duration contingency in the amount of 272 consecutive calendar days (approximately nine and a half months) for [Contract No. WD-2832](#), Sunol Nursery; and authorize the General Manager to approve future modifications to the contract duration up to 420 consecutive calendar days (approximately 14 months), with no change in contract amount. (How)
- d) Approve an increase to the existing construction contract duration contingency in the amount of 93 consecutive calendar days (approximately three months) for [Contract No. WW-570](#), Oceanside Water Pollution Control Plant and Westside Pump Station HVAC Upgrades; and authorize the General to approve future modifications to the contract duration up to 720 consecutive calendar days (approximately two years), with no change in contract amount. (How)
- e) Approve an increase to the existing construction contract cost contingency in the amount of \$1,297,166, and an increase to the existing contract duration contingency in the amount of 104 consecutive calendar days (approximately three and a half months), for [Contract No. WW-613](#), Southeast Water Pollution Control Plant Building 521/522 and Disinfection Upgrades; and authorize the General Manager to approve future modifications to the contract amount of up to \$29,622,166, and future modifications to the contract duration of up to 1,089 consecutive calendar days (approximately three years). (How)
- f) Approve an increase to the existing construction contract cost contingency in the amount of \$352,032, and an increase in the contract duration contingency in the amount of 125 consecutive calendar days (approximately four months), for [Contract No. WW-622](#), Haight-Ashbury/Tenderloin/ Diamond Heights Districts Sewer Replacement and Paving Renovation; and authorize the General Manager to approve future modifications to the contract amount of up to \$5,067,485, and up to 685 consecutive calendar days (approximately two years) to the contract duration. (How)
- g) Approve an increase to the existing construction contract duration contingency in the amount of 147 consecutive calendar days (approximately

five months) to [Contract No. WW-631](#), Crocker Amazon/Excelsior/Ingleside Districts Sewer Replacement and Pavement Renovation; and authorize the General Manager to approve future modifications to the contract duration up to 702 consecutive calendar days (approximately two years), with no change to contract amount. (How)

REGULAR SESSION

11. Confirm and approve the analysis and conclusions set forth in the [Water Supply Assessment for the proposed Potrero Power Station Project](#), pursuant to the State of California Water Code Section 10910 *et seq.* and California Environmental Quality Act (CEQA) Section 21151.9 and CEQA Guidelines Section 15155. (Ritchie)
12. Authorize the General Manager to execute Modification No. 1 to the [Memorandum of Agreement \(MOA\) with the United States Department of the Interior, National Park Service – Yosemite National Park](#), for Comprehensive Management of Watersheds within Yosemite National Park supplying the San Francisco Regional Water System, increasing the MOA agreement amount by \$14,677,857, for a total Agreement amount not-to-exceed \$27,004,364, and extend the duration by two years for a total duration of four years, subject to Board of Supervisors approval under Charter Section 9.118. (Ritchie)
13. Approve the [2018 Revised Baseline Scope, Schedule, and Budget for Phase 1 Sewer System Improvement Program Projects](#), a subset of projects within the adopted SFPUC Ten-Year Capital Plan for FY 2018-19 through FY 2027-28 for the Wastewater Enterprise. (How)
14. Public comment on matters to be addressed during Closed Session
15. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel

The Commission will go into Closed Session to discuss the following item(s):

16. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Sheinfield)

Existing Litigation

Pacific Bell Telephone Company v. City and County of San Francisco

San Francisco Superior Court Case No.: CGC-17-560617

Date Filed: August 9, 2017

Proposed settlement of action with release of all claims and the City to pay \$67,500

17. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Rosenblit)

Existing Litigation

Luis Adolfo Marquez vs. City and County of San Francisco

San Francisco Superior Court Case No.: CGC-16-554676

Date Filed: October 5, 2016

Proposed settlement of action with release of all claims and the City to pay \$150,000.

18. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 76.10 (d) (1) (Milstein)

Existing Litigation

Restore Hetch Hetchy v City and County of San Francisco

California Court of Appeal, Fifth Appellate District Court, Case No.: F074107

City Law No.: 151139 / Date Filed July 12, 2016

19. Announcement following Closed Session
20. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12(a)
21. Other New Business (discussion only)
22. Adjournment

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
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NOTICE OF PUBLIC HEARING

At the Regular Meeting of the San Francisco Public Utilities Commission on Tuesday, May 8, 2018 – 1:30 PM City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, the Commission will consider action on the following items:

1. Water and Wastewater Miscellaneous Fees. Proposal to Adopt, Revise, and/or Eliminate (1) Billing & Account Service Fees, (2) Water Service Connection Fees, (3) Facility & Land Use Fees, and (4) Regulatory Fees, charged for SFPUC Water and Wastewater Service.
2. Power Billing and Account Service Fees. Proposal to (1) Reduce the Returned Check and Pending Shutoff Notice Fees, and (2) Eliminate the New Account and Service Turn On Fees, charged for customers of the SFPUC Power Enterprise.

The detailed meeting agenda and related files will be available at least 72 hours before the May 8 meeting on the SFPUC website www.sfwater.org or by calling (415) 554-3165.

San Francisco Public Utilities Commission
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San Francisco, CA 94102