



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, July 10, 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 soft@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"โดยไมม่ 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 June 26, 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) [Annual Electric Reliability Compliance Program Report](#)
 - e) [Non-potable Water Program Update FY 16/17 and FY 17/18](#)
 - f) [Response to BAWSCA's Recommendations on the Proposed March 2018 Revised WSIP](#)
 - g) [Water Supply Conditions Update](#)
6. Other Commission Business (discussion only)
7. Employee Retirement Recognitions: The Commission will recognize the following employees for their distinguished years of service to the SFPUC (discussion only) (Kelly, Jr.)
 - Paul Martini, Wastewater Enterprise, 31-1/2 years of service
 - Christopher Molina, Wastewater Enterprise, 30-1/2 years of service
 - Yolanda Alcantar, Business Services, 30 years of service
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

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

9. *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 [Second Amendment to the Revolving Credit and Term Loan Agreement with The Bank of Tokyo-Mitsubishi UFJ, Ltd.](#), in support of the Proposition E Wastewater Enterprise Interim Funding Program extending the Agreement by one year, for a total duration of seven years; authorize the General Manager to execute and deliver the Second Amendment and the Second Amended and Restated Fee Letter associated with this transaction and to execute a name change from The Bank of Tokyo-Mitsubishi UFJ, Ltd., to MUFG Bank, Ltd.; and authorize the General Manager to execute future amendments extending the term of the Agreement by up to two additional years. (Sandler)
- b) Approve an increase to the existing construction contract duration contingency of 79 consecutive calendar days (approximately three months) to [Contract No. WD-2818](#), Sunol Valley Water Treatment Plant SCADA Server Room; and authorize the General Manager to approve future modifications to the contract for a total revised contract duration of up to 346 consecutive calendar days (approximately 11 months), with no change to the contract amount. (How)
- c) Approve an increase of 60 consecutive calendar days to the existing construction contract duration contingency for [Contract No. WW-610R](#), Visitacion Valley Green Nodes, Rutland Street Sewer, and Sunnyvale Pavement Improvements with Minerva Construction Inc.; and authorize the General Manager to approve future modifications to the contract up to a total contract duration of 465 consecutive calendar days (approximately one year and three months), with no change to the contract amount. (How)
- d) Approve the plans and specifications, and award [Contract No. WW-611](#), Cutler Avenue, Lower Great Highway, Sloat Boulevard, and Wawona Street Sewer Replacement, in the amount of \$2,148,790, with a duration of 315 consecutive calendar days (approximately 10 and one-half months), to the lowest, qualified, responsible, and responsive bidder, JDB & Sons Construction Inc., to replace the existing sewers on specified streets in the Outer Sunset neighborhood of San Francisco. This action constitutes the Approval Action for the project for the purposes of California Environmental Quality Act, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (How)
- e) Approve an increase to the existing construction cost contingency in the amount of \$63,022 for [Contract No. WW-640](#), As-Needed Sewer Cleaning and Inspection (FY-17), with Pipe and Plant Solutions, Inc.; and authorize the General Manager to approve future modifications to the contract for a total contract amount of up to \$1,809,492, with no change to the contract duration. (How)

REGULAR SESSION

10. Authorize the Issuance of up to \$675 million of the [2018 Series ABC Wastewater Revenue Bonds](#) through two separate bond sales as follows: (1)

the 2018 Series AB Wastewater Revenue Bonds, consisting of two sub-series of bonds (Sub-Series A (Sewer System Improvement Program (SSIP) – Green Bonds) and Sub-Series B (Non-SSIP)); and (2) the **2018 Series C Wastewater Revenue Bonds**, consisting of one sub-series of bonds (Sub-Series C (SSIP – Green Bonds)), and approve the form of, and authorize the execution and delivery of, related documents; authorize the General Manager to sell the 2018 Wastewater Bonds in one or more series of bonds on either a competitive or negotiated basis as the General Manager determines is in the best financial interest of the San Francisco Public Utilities Commission; delegate to the General Manager authorization to award each series of bonds to the highest bidder (lowest cost) in the case of a competitive sale; and delegate to the General Manager authorization to enter into one or more bond purchase contracts in the case of a negotiated sale. (Sandler)

11. Approve modification of the San Francisco Public Utilities Commission's [Non-potable Grant Program](#) to: (1) allow non-potable water projects to qualify for up to \$100,000 in grant assistance if the projects replace at least 450,000 gallons of potable water per year; and (2) add grant requirements for brewery process water treatment systems seeking grant assistance. (Ritchie)
12. Approve [CleanPowerSF's Integrated Resource Plan](#) (IRP) Compliance Filing and authorize the General Manager to submit the IRP Compliance Filing to the California Public Utilities Commission. (Hale)
13. Approve the General Manager's Determination that it is in the City's best interest to terminate the performance of work under [Contract No. HH-990R](#), Moccasin Penstock Rehabilitation with Anvil Builders, pursuant to San Francisco Administration Code, Section 6.22(l). (How)
14. Approve the plans and specifications, and award [Contract No. WW-676](#), As-Needed Sewer Cleaning and Inspection (FY-19), for a total contract amount not-to-exceed \$1,974,980, which does not exceed the engineer's estimate of \$2,104,000, to the sole, qualified, responsible and responsive bidder, Pipe and Plant Solutions, Inc., as permitted under San Francisco Administrative Code Section 6.23(c)(2), to clean and inspect existing sewers on an as-needed basis at locations to be determined throughout San Francisco. (How)
15. Authorize the General Manager to negotiate and execute a [Conditional Land Disposition and Acquisition Agreement](#) by and between the City and County of San Francisco acting through its Public Utilities Commission and 2000 Marin Property, L.P. (Developer), providing for the City's future transfer of real property at 639 Bryant Street (Block 3777, Lot 052) in exchange for acquiring 2000 Marin Street (Block 4346, Lot 002), and including the Developer reimbursing the SFPUC for certain costs, with closing conditioned on several factors, including the SFPUC Commission's discretionary approval of the environmental condition of the 2000 Marin Street property after completion of all necessary environmental review, including a Phase 2 environmental analysis, subject to approval by the Board of Supervisors; and adopt a finding declaring that 639 Bryant Street will be surplus to SFPUC's utility needs upon and effective upon the date of close of escrow on the proposed land exchange transaction. (Carlin)

16. Public Comment on matters to be addressed during Closed Session
17. 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 items:

18. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (3) and San Francisco Administrative Code Section 67.10 (d) (2) (discussion only) (Knapp)

Anticipated Litigation as Plaintiff

19. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (discussion only) (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*

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

REVISED
NOTICE OF PUBLIC HEARING

**PUBLIC HEARING TO CONSIDER ADOPTION OF RULES FOR
BILLING UNMETERED PROPERTIES A PORTION OF THE
MONTHLY SEWER SERVICE CHARGES ATTRIBUTABLE TO
STORMWATER RUNOFF FROM THEIR PROPERTIES**

**SAN FRANCISCO PUBLIC UTILITIES COMMISSION
REGULAR MEETING
TUESDAY, *JULY 24*, 2018, 1:30 P.M.
CITY HALL, ROOM 400
1 Dr. Carlton B. Goodlett Place
San Francisco, CA, 94102**

At its regular meeting on *July 24*, 2018, 1:30 PM, City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA, 94102, the San Francisco Public Utilities Commission (SFPUC) will consider adopting rules for billing property owners without existing water or wastewater service (i.e., unmetered properties) a portion of the SFPUC monthly sewer service charges attributable to stormwater runoff from their properties. A draft of the proposed rules and additional information is available at [sfwater.org/unmetered sewer](http://sfwater.org/unmetered-sewer).

Persons attending the hearing and those unable to attend may submit written comment regarding the proposed policy. Such comments will be made part of the official public record and will be brought to the attention of the Commission. Written comments should be submitted to the San Francisco Public Utilities Commission, c/o Donna Hood, Commission Secretary, 525 Golden Gate Avenue, 13th Floor, San Francisco, CA 94102.

The proposed rules will be available 72 hours in advance of the *July 24*, 2018 meeting.

Posted: July 2, 2018

San Francisco Public Utilities Commission
525 Golden Gate Avenue, 13TH Floor
San Francisco, CA 94102