SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, April 25, 2017

1:30 P.M.
1 Dr. Carlton B. Goodlett Place
City Hall, Room 400
San Francisco, CA 94102

Commissioners
Anson Moran, President
Ike Kwon, Vice President
Ann Moller Caen
Francesca Vietor
Vince Courtney

Harlan L. Kelly, Jr.
General Manager

Donna Hood
Secretary

For information, contact the Commission Secretary at 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
Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Commission at, or prior to, such hearing, or as part of the appeal hearing process on the CEQA decision.

Board of Supervisors, Planning Commission, Planning Department or San Francisco Public Utilities Commission only those issues previously raised at a hearing on the project or in written correspondence delivered to the planning.org/index.aspx?page=3447. The exemption determination has been prepared and can be obtained on-line at environmentalreviewofficer.sfgov.org/index.aspx?page=3447. If the Planning Department's Environmental Review Officer has deemed a project to be exempt from further environmental review, an Approval Action for a project that has received an exemption or negative declaration pursuant to CEQA. For information about the 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 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; by phone at 554.7724; by fax at 554.7854; or by email at soft@sf.gov.org.

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@sf.gov.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: 311 Free Language Assistance: 免費語言協助 / Ayuda gratuita con el idioma / Бесплатная помощь переводчиков / Tự giúp Thống dịch Mĩn phi / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 지원 / คำแนะนำ  molt ฟอลล์ ทาง “โดยไม่” สำยาวิชาชี า / Libreng tulong para sa wikang Tagalog / ช่วยเหลือ ที่มี "โดยไม่" สำยาวิชาชี า.

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 11, 2017

4. General Public Comments
   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
   a) Advance Calendar
   b) Correspondence Log
   c) Contract Advertisement Report
   d) Water Supply Conditions Update
   e) Water Pipeline Assessment

6. Other Commission Business

7. Report of the General Manager
   a) CleanPowerSF Update (Hale)
   b) Green Infrastructure Update (Moala)

8. BAWSCA Update (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.

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 Amendment No. 1 to Agreement Nos. CS-391.A&B, As-Needed Operations and Maintenance Services for Hetch Hetchy Water and Power (HHWP), with Amec Foster Wheeler/Sonika Joint Venture (JV) (CS-391.A); and Black & Veatch Corporation (CS-391.B), to support ongoing HHWP operational responsibilities; and authorize the General Manager to negotiate and execute two professional services amendments, each for an amount of $2,000,000, for a total not-to-
exceed agreement amount of $6,000,000 per agreement, with no change to the agreement duration.     (Ritchie)

b) Approve Modification No. 9 to **Contract No. DB-124**, San Joaquin Valley Communication System Upgrade, with Communication Services, Inc., increasing the existing construction duration contingency of up to 183 consecutive calendar days (approximately six months); and authorize the General Manager to approve future modifications to the contract for a total revised contract duration of up to 797 consecutive calendar days (approximately two years and three months), with no change to the contract amount.     (How)

c) Accept work performed by Cratus, Inc., for **Contract No. HH-979**, San Joaquin Pipeline No. 1 Replacement at the San Joaquin Valve House; Approve Modification No. 9 (Final), decreasing the contract amount by $241,356, for a total contract amount of $1,694,567, with a time reduction of 39 consecutive calendar days, decreasing the total contract duration to 434 consecutive calendar days; and authorize final payment to the contractor.     (How)

d) Approve Modification No. 3 to **Contract No. WW-572R**, Westside Pump Station (WSS) Discharge Pipe Manifold Upgrade, with Cal State Constructors, Inc., to replace damaged mechanical and electrical equipment and utilities and associated facility dewatering during dry-weather season at the WSS, increasing the contract duration by 173 consecutive calendar days (approximately six months), for a total contract duration of 863 consecutive calendar days (approximately two years and four months).     (How)

e) Approve an increase in the construction contract cost contingency for **Contract No. WW-579**, North Point Wet Weather Facility (NPF) Dewatering Pump Replacement and Electrical Upgrade, with Anvil Builders, increasing the contract amount by $15,570; and authorize the General Manager to approve future modifications to the contract, for a total revised contract cost up to $950,295.     (How)

f) Approve the plans and specifications, and award **Contract No. WW-649**, Paul Avenue Sewer Replacement, in the amount of $736,410, to the lowest, qualified, responsible and responsive bidder, Shaw Pipeline, Inc., to replace the existing sewers on Paul Avenue from Crane Street to 3rd Street in the City of San Francisco. The proposed action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (How)

g) Approve **Amended and Restated Issuing and Paying Agent Agreement** with U.S. Bank National Association for the $150M Series A-1 Commercial Paper Notes of the Wastewater Commercial Paper Program.     (Sandler)
10. **Authorize** the General Manager to increase the Wastewater Enterprise Commercial Paper Notes Program from $500,000,000 to $750,000,000, subject to Board of Supervisors approval; and **authorize** the General Manager to negotiate and enter into **various related agreements** described in the Resolution, including Credit Facility Agreements in the principal amount not-to-exceed $150 million with Bank of America, N.A., and not-to-exceed $100 million with Sumitomo Mitsui Banking Corporation, and **approve** a form of Dealer Agreement with Citigroup Global Markets, Morgan Stanley & Co., U.S. Bancorp, Goldman, Sachs & Co., and RBC Capital Markets, LLC. (Sandler)

11. **Approve** the terms and conditions of and **authorize** the General Manager to execute the **Second Amendment to the Agreement to Exchange Interests in Real Property** dated November 17, 2010, between the City and County of San Francisco, acting through the San Francisco Public Utilities Commission, and the Midpeninsula Regional Open Space District, whereby the SFPUC will **grant a new 20-foot wide easement** to District for a public trail on property under the SFPUC’s jurisdiction in East Palo Alto, subject to Board of Supervisors’ and Mayoral approval. The SFPUC property is commonly known as the Ravenswood Property (Assessor’s Parcels No. 093-590-030, 093-590-050 and 093-590-060). In exchange, the District will quitclaim all right, title and interest in an existing open space easement on the Ravenswood Property that the SFPUC granted to District pursuant to the Exchange Agreement. The parties will not exchange any monetary consideration. (Carlin)

12. **Adopt** a finding declaring that the approximately 3,429 square-foot parcel under the jurisdiction of the San Francisco Public Utilities Commission, **Assessor’s Parcel Lot 23, Block 2719C**, located on Burnett Avenue at Copper Alley in San Francisco, California **is surplus to the SFPUC’s utility needs**; **Approve** the terms and conditions and **authorize** the General Manager to execute a **Purchase and Sale Agreement** with George Birmingham, to sell both the SFPUC Parcel and the adjacent 8,795 square-foot parcel under the jurisdiction of the San Francisco Public Works Department, for a combined sales price of $1,500,000; **Approve** the terms and conditions and **authorize** the General Manager to execute a **Reimbursement Agreement**; and **authorize** a request to the Board of Supervisors and the Mayor to approve the Parcel sale, subject to the terms of the Purchase Agreement. This action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (Carlin)

13. **Authorize** the General Manager to execute a **Memorandum of Understanding** with the Treasure Island Development Agency for proposed new wastewater treatment and recycled water treatment facilities to serve Treasure Island and Yerba Buena Island, and related actions and real property improvements and transfers, subject to Board of Supervisors’ approval, as required. (Carlin)
14. **Authorize** the General Manager to execute a **Memorandum of Agreement** among the Treasure Island Development Authority, the San Francisco Public Utilities Commission, the San Francisco Municipal Transportation Agency, and San Francisco Public Works, regarding the future ownership and maintenance responsibilities for public improvements to be constructed by Treasure Island Community Development in the course of development on Treasure Island and Yerba Buena Island. 

   (Carlin)

15. **Adopt** findings pursuant to the California Environmental Quality Act (CEQA); **Approve** Water Enterprise A & B Bond funded Project No. CUW2730504, San Andreas Pipeline No. 2 Replacement; and **authorize** the General Manager or his designee to implement the Project in compliance with the Charter and applicable law, subject to the approval of the Board of Supervisors as required, including: (i) Undertaking the process in compliance with California Government Code Section 7260 et seq., for possible acquisition, for a combined purchase price not-to-exceed $1,500,000, of temporary interests in real property in the City of San Bruno, including: (1) Assessor’s Parcel No. 019-170-020 owned by San Mateo Union High School District; (2) Assessor’s Parcels No. 020-012-160 and No. 020-012-160& 170 owned by the Gap Corporation; (3) Assessor’s Parcel No. 019-230-020 owned by County of San Mateo; and (4) Multiple Assessor’s Parcel Numbers for Peninsula Place Homeowners’ Association; (ii) Negotiating and executing Memoranda of Agreement and/or, if required, Purchase and Sale Agreements with Caltrans, the City of San Bruno, the U.S. Department of Veteran’s Administration, the County of San Mateo, Peninsula Place Homeowners’ Association, the San Mateo Union High School District, and the Cherry Hill Villa Condominium Owners’ Association regarding construction, repair, replacement, and operation of Project facilities on the Adjacent Fee Owners’ respective properties; (iii) Negotiating and obtaining, as necessary, encroachment permits, real estate licenses, consents, or other permits or agreements with respect to Project construction activities and/or the use or placement of water system improvements with owners or occupiers of property interests or utility facilities or improvements, on, along, over, under, adjacent to, or in the vicinity of the SFPUC’s pipeline right-of-way; (iv) Undertaking the process, in compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 49 CFR Part 24, and all applicable laws, to provide assistance and relocation benefits to qualified San Francisco tenants who may be displaced by the construction, including access and staging activities on the real property owned by the City and located in the City of San Bruno; and (v) Working with the City’s Director of Real Estate to seek any necessary Board approval and, upon receipt of all necessary Board approvals, authorize the General Manager or City’s Director of Real Estate to accept and execute the real property agreements to be authorized herein. 

   (How)

16. **Approve** the Request for Bids for Pre-Construction and Construction Services and **award Contract No. DB-128R2**, Bay Corridor Transmission and Distribution – Phase 1, a Design-Build Contract (DBC), in the amount of **$15,283,930**, to the lowest, qualified, responsible and responsive bidder, A&B Construction, to perform design and construction of an electrical duct bank, Wastewater Enterprise’s Mariposa dry-weather force main, and gravity sewer...
improvements; and authorize the General Manager to execute the DBC with A&B Construction consistent with the requirements of Section 6.61(G) of the San Francisco Administrative Code. This action constitutes the Approval Action for the project for purposes of the California Environmental Quality Act (CEQA), pursuant to Section 31.04(h) of the San Francisco Administrative Code. 

(How)

17. Award Agreement No. PRO.0060, State Legislative Representation and Advocacy Services to Edelstein Gilbert Robson & Smith (EGRS), LLC, to provide state legislative representation and advocacy services to the San Francisco Public Utilities Commission; and authorize the General Manager to negotiate and execute a professional services agreement with EGRS for an amount not-to-exceed $1,200,000, and with a duration of five years. 

(Ellis)

18. Award Agreement No. PRO.0061, Federal Legislative Representation and Advocacy Services, to Daryl Owen Associates, Inc., to provide federal legislative representation and advocacy services to the San Francisco Public Utilities Commission; Authorize the General Manager to negotiate and execute a professional services agreement with Daryl Owen Associates, Inc., for an amount not to exceed $1,200,000, and with a duration of five years. 

(Ellis)

19. Approve Amendment No. 1 to Agreement No. CS-320, Grant Agreement with Garden for the Environment and its fiscal sponsor the San Francisco Parks Alliance, to continue to operate a public demonstration garden and educational programs on San Francisco Public Utilities Commission property; and authorize the General Manager to execute this amendment, increasing the grant agreement by $380,000, for a total not-to-exceed agreement amount of $930,000, and with a time extension of two years, for a total agreement duration of seven years. 

(Ritchie)

20. Approve the terms and conditions and authorize the General Manager to execute a five-year, no-fee revocable license with the San Francisco Parks Alliance, as Licensee, as fiscal sponsor of the Garden for the Environment, to operate a public demonstration garden and provide environmental educational programs on approximately 21,148 square feet of property under San Francisco Public Utilities Commission jurisdiction at Seventh Avenue and Lawton Street in San Francisco. The 2017 License will replace existing SFPUC License No. 4133. Licensee will not pay any rent for use of License Area and will use SFPUC Grant Agreement CS-320, as amended (CS-320) funds for GFE’s continued operation of the public demonstration garden and environmental education programs on the License Area. 

(Ritchie)

21. Public Comments on matters to be discussed in Closed Session.

22. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.
CLOSED SESSION

The Commission will go into Closed Session to discuss the following items:

23. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 76.10 (d) (2) (Ambrose)

Anticipated Litigation as Plaintiff

24. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Mueller)

Existing Litigation:
Pacific Gas & Electric
Federal Energy Regulatory Commission
Tariff Withdrawal per 35.15: Notice of Termination of the 1987 CCSF Interconnection Agreement – PG&E Rate Schedule FERC No. 114 to be effective 6/30/15.
Case No.: ER15-702-000/Date Filed: December 23, 2014

25. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Mueller)

Existing Litigation:
Pacific Gas & Electric
Federal Energy Regulatory Commission
§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Transmission Owner Tariff Replacement Agreements to be effective 7/1/15
Case No.: ER15-705-000/Date Filed: December 23, 2014

26. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Mueller)

Existing Litigation:
Pacific Gas & Electric
Federal Energy Regulatory Commission
§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Transmission Owner Tariff Replacement Agreements to be effective 7/1/15
Case No.: ER15-705-000/Date Filed: December 23, 2014

27. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Mueller)

Existing Litigation:
Pacific Gas & Electric
Federal Energy Regulatory Commission
§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Wholesale Distribution Tariff Replacement Agreements to be effective 7/1/15
Case No.: ER15-704-000/Date Filed: December 23, 2014

28. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Mueller)

Existing Litigation:
Pacific Gas & Electric
Federal Energy Regulatory Commission
Notice of Termination of Facilities Charge Agreements between PG&E and the City and County of San Francisco
Case No.: ER15-735-000/Date Filed: December 23, 2014

29. Threat to Public Services or Facilities – Pursuant to California Government Code Section 54957 and San Francisco Administrative Code Section 67.10 (a) (Carroll)

Following Closed Session, the Commission will reconvene in Open Session

30. Announcement following Closed Session.

31. Motion regarding whether to disclose the discussions during Closed Session.

32. Other New Business.

33. Adjournment.