SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, September 26, 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
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 71-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 415.554.0761. 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.sfgov.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/Try giup Thong dich Min phi/Assistance linguistique gratuite/無料の言語支援/무료 언어 지원/คำานุญาต หมายเหตุ ทาง “ได้ไม่” สบายใช้ข่าว/Libreng tulong para sa wikang Tagalog แปลผล

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.sfplanning.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 September 12, 2017

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) Water Supply Conditions Update

6. Other Commission Business (discussion only)

7. Citizens’ Advisory Committee Quarterly Report (discussion only)  (Aragon)

8. Report of the General Manager (Discussion only)
   a) CleanPowerSF Update  (Hale)
   b) Quarterly Audit and Performance Review Report  (Sandler)
      i. Citywide Construction Management Safety Audit
      ii. Citywide Cash Disbursements and Contract Compliance Audit
      iii. Political Activity Fund Compliance Assessment: Townsend
           Management, LLC
      iv. Wastewater Enterprise Divisional Performance Audit
   c) Sewer System Improvement Program Quarterly Update  (How)
   d) Wastewater Enterprise Capital Improvement Program
      Quarterly Report  (How)
   e) Report on Recent SFPUC Activities, Events, and Announcements

9. Bay Area Water Supply and Conservation Agency Update (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) **Accept** work performed by Shimmick Construction Company, Inc., for **Contract No. HH-981**, Mountain Tunnel Access & Adit Improvement, with a **total contract duration of 559 consecutive calendar days** (approximately one year and six months); **Approve Modification No. 7** (Final), **decreasing the contract amount by $150,069**, with no change to contract duration, for a total contract amount of $5,247,451; and **authorize** final payment to the contractor. (How)

b) **Approve** the plans and specifications, and award **Contract No. WD-2711**, 8-inch Ductile Iron Water Main Replacement on Fell Street from Baker Street to Stanyan Street, **in the amount of $2,460,630**, to the lowest, qualified, responsible and responsive bidder, M Squared Construction, Inc. This action constitutes the Approval Action for the project for the purposes of the California Environmental Quality Act, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (How)

c) **Accept** work performed by Shaw Pipeline for **Contract No. WW-602**, 17th/33rd/37th/Julian/Revere Avenues & Anderson/Ellsworth/Ingalls/Maple/Moultrie Streets Sewer Replacement, **for a total contract amount of $3,660,520**, and with a **total contract duration of 430 consecutive calendar days**; (approximately 14 months); and **authorize** final payment to the contractor. (How)

d) **Accept** work performed by Pipe and Plant Solutions, Inc., for **Contract No. WW-617**, As-Needed Sewer Cleaning and Inspection (FY16), **for a total contract not-to-exceed amount of $2,178,934**, and with a **total contract duration of 366 consecutive calendar days** (approximately one year); and **authorize** final payment to the contractor. (Moala)

e) **Approve** an increase to the existing 36-day construction contract duration contingency by an additional 20 consecutive calendar days, for a total contingency of 56 days, for **Contract No. WW-623**, SOMA/Bernal Heights/Excelsior Districts Sewer Replacement and Pavement Renovation, with Precision Engineering, Inc.; and **authorize** the General Manager to approve **future modifications to the contract for a total revised contract duration from 360 consecutive calendar days** (approximately one year), **up to 416 consecutive calendar days** (approximately one year, two months), with no change to the contract cost. (How)

f) **Approve** the plans and specifications, and award **Contract No. WW-663**, Ocean Beach Coastal Erosion and Wastewater Infrastructure Protection, **in the amount of $2,861,550**, to the lowest, qualified, responsible, and responsive bidder, Azul Works Inc., to selectively transport and relocate sand from North Ocean Beach to South Ocean Beach, as well as installation of erosion mitigation measures at South Ocean Beach on an annual basis for up to three-years. This action constitutes the Approval
REGULAR SESSION

11. **Approve** the terms and conditions, and **authorize** the General Manager to execute a **five-year revocable license**, with one option to renew for an **additional three years**, to the Tides Center, a California non-profit public benefit corporation, to use approximately 275,473 square feet of property under the jurisdiction of the San Francisco Public Utilities Commission, near the intersection of Geneva Avenue and Moscow Street in San Francisco, California, to operate an urban demonstration farm to educate local youth and community members, for no use fee. 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)

12. Discussion and possible action to **authorize** the General Manager to consent, on behalf of the SFPUC, to the **Development Agreement** between the City and County of San Francisco and FC Pier 70, LLC, as it relates to matters under the SFPUC’s jurisdiction; **Consent** to the **Pier 70 Interagency Cooperation Agreement**; **Adopt findings**, pursuant to the California Environmental Quality Act, and a Mitigation and Monitoring and Reporting Program; and **authorize** the General Manager to negotiate and execute a **Memorandum of Understanding** with the Port regarding the relocation of the SFPUC’s 20th Street Pump Station as a part of the proposed project. (Carlin)

CLOSED SESSION

13. Public Comment on matters to be discussed during Closed Session.

14. 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:*

15. 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) (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
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) (discussion only) (Mueller)

**Existing Litigation:**
*Pacific Gas & Electric*
Tariff Withdrawal per 35.15: Notice of Termination of The CCSF Facilities Charge Agreement for Moscone to be effective 6/30/15.
Case No.: ER15-703-000/Date Filed December 23, 2014

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) (discussion only) (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

18. 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) (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

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) (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

20. 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) (Mueller)

**Existing Litigation:**
*City and County of San Francisco v. Pacific Gas & Electric*
Federal Energy Regulatory Commission
Complaint under Sections 206 and 306 of the Federal Power Act.
Case No.: EL15-3-000/Date Filed: October 9, 2014

21. Threat to Public Services or Facilities – Pursuant to California Government Code Section 54957 and San Francisco Administrative Code Section 67.10 (a) (discussion only) (Carlin)

Following Closed Session, the Commission will reconvene in Open Session

22. Announcement following Closed Session.

23. Motion regarding whether to disclose the discussions during Closed Session pursuant to S.F. Administrative Code Section 67.12(a).

24. Other New Business (discussion only)

25. Adjournment