SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, September 11, 2012

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

Commissioners
Anson B. Moran, President
Art Torres, Vice President
Ann Moller Caen
Francesca Vietor
Vince Courtney

Ed Harrington
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
The Public Utilities Commission meeting will be held in Room 400, at One 1 Dr. Carlton B. Goodlett Place, (400 Van Ness Avenue), 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 Oceanview, N Judah and T Third at Van Ness and Civic Center Stations; F Market Line; and bus routes 19 Polk, 47 Van Ness, 49 Mission Van Ness, 5 Fulton, 6 Parnassus, 21 Hays, 9 San Bruno, 9L San Bruno Limited, 71 Haight Noriega and 71L Noriega Limited. For more information about MUNI accessible services call (415) 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, or by emailing dhood@sfwater.org. Providing at least 72 hours notice will help to ensure availability.

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 accommodate these individuals.

**Know your rights under the Sunshine Ordinance**  
*(Chapter 67 of the San Francisco Administrative Code)*

Government’s duty is to serve the public, reaching its decisions 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 the Sunshine Ordinance Task Force, City Hall, Room 409, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102-4683 at Phone No.: (415) 554-7724; Fax No.: (415) 554-7854; E-mail: soff@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 www.sfgov.org.

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 Chair 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.

**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.
ORDER OF BUSINESS:

1. Call to Order

2. Roll Call

3. Approval of Minutes of August 28, 2012

4. 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) Hetch Hetchy Water and Power Enterprise Capital Improvement Quarterly Reports
   b) Wastewater Enterprise Capital Improvement Program Quarterly Report
   c) Advance Calendar
   d) Letter Summary

6. Other Commission Business
   a) Discussion and possible action to approve the terms of an employment contract, pursuant to San Francisco Charter Section 8B.126 (a), between the San Francisco Public Utilities Commission and Harlan Kelly Jr. for the position of General Manager of the San Francisco Public Utilities Commission and authorize the President of the Commission to execute the contract.
   
   b) Recognition of Edward Harrington for his 28 years of distinguished service to the City and County of San Francisco.

7. Report of the General Manager
   a) WSIP Update
   b) Recognition of 525 Golden Gate Team

THE FOLLOWING MATTERS BEFORE THE PUBLIC UTILITIES COMMISSION ARE RECOMMENDED FOR ACTION AS STATED BY THE GENERAL MANAGER OF PUBLIC UTILITIES 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, 1155 Market Street, 11th Floor, San Francisco, CA 94103, Telephone: (415) 554-3165, Fax: (415) 554-3424.

CONSENT CALENDAR

8. 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 Ranger Pipelines Inc. for **Contract WD-2541** Bay
Division Pipeline No. 5 - East Bay Reaches; Approve Modification No. 1 (Final), to
address final quantities and costs associated with relocation of the pipeline to
avoid an underground obstruction at Sycamore, additional environmental
mitigation, and additional restoration, **increasing the contract by $22,241,995** for
a **total contract amount of $83,800,000**, and with a **time extension of 129
consecutive calendar days** for a **total contract duration of 891 consecutive
calendar days**; and **authorize** final payment.  (Labonte)

b) **Approve** the plans and specifications, and **award Contract WW-553**, As-Needed
Main Sewer Replacement, for a **total contract amount not-to-exceed
$2,983,550**, to the lowest, qualified, responsible and responsive bidder, Harty
Pipelines, to perform as-needed main sewer replacement at locations to be
determined in San Francisco.  (Moala)

c) **Approve Modification No.4 to Contract WD-2559R**, San Francisco Public
Utilities Commission Administration Building, with Webcor Construction, LP, and
**authorize** the General Manager to execute this amendment to complete the work
including the punch list and obtain the final acceptance of the project under
Administrative Code section 6.22(K), **extending the duration for final
completion by 120 consecutive calendar days for a total of 180 consecutive
calendar days**.  (Kelly, Jr.)

d) **Approve Amendment No. 7 to Agreement CS-842**, Architectural and
Engineering Design Services for the San Francisco Public Utilities Commission
Administration Building, with KMD/Stevens + Associates, a joint venture of
architects, the partners of which are Kaplan McLaughlan Diaz and Stevens +
Associates, to complete remaining phases of work; and **authorize** the General
Manager to **negotiate and execute an amendment, extending the duration of
the agreement by one year, for a total agreement duration of six years and
10.5 months, with no increase to the agreement amount.**  (Kelly, Jr.)

e) **Approve** the terms and conditions and **authorize** the General Manager to execute
a **Revocable Permit with the Palo Alto Unified School District**, as permittee, for
the installation of nine subsurface conduits to house electric feeders and low
voltage supporting infrastructure for Permittee’s new gymnasium located at Gunn
High School in Palo Alto, California, for a **month-to-month term not to exceed five years**, and with an **annual use fee of $2,500**.  (Russell)

f) **Approve** the terms and conditions and **authorize** the General Manager to enter
into a **lease with the Yerba Family Limited Partnership/OB-1 Associates**, a
California general partnership acting through George P. Yerby, for the use of
approximately 4,000 rentable square feet of space at 5 Thomas Mellon Circle in
San Francisco, for the rental rate of **$8,000 per month**, for the SFPUC to operate
a Contractors Assistance Center.  (Russell)
REGULAR BUSINESS

9. Informational hearing and possible adoption of a SFPUC Technology Policy, a policy statement that would guide SFPUC consideration and assessment of beneficial technologies and innovation in both operations and capital investments. (Rydstrom)

10. Authorize the General Manager to execute a Memorandum of Agreement with the United States Department of Agriculture, Forest Service for an amount not to exceed $1,188,805, and with a duration of five years, to provide comprehensive management of Cherry Reservoir watershed as well as security for SFPUC facilities within National Forest lands. (Ritchie)

11. Approve SFPUC 2011 Power Source Disclosure Report to California Energy Commission, a report required by State law which is to disclose the electricity sources used to serve SFPUC Power end-use electric customers. The 2011 Report discloses that the electricity sources used to serve SFPUC Power end-use electric customers was greenhouse gas-free and renewable. (Hale)

12. Public comments on matters to be discussed in Closed Session

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

CLOSED SESSION

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

14. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (b) and San Francisco Administrative Code Section 67.10 (d) (2). Anticipated Litigation - As Defendant (Furman)

15. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9(c) and San Francisco Administrative Code Section 67.10 (d) (2). Anticipated Litigation - As Plaintiff (Ambrose)

16. Pursuant to Government Code Section 54957 and San Francisco Administrative Code Section 67.10(b), to consider public employee appointment/hiring for the position of General Manager of the San Francisco Public Utilities Commission; and Pursuant to Government Code Section 54954.5(f) and Administrative Code Section 67.8(a)(5).
Conference with Labor Negotiator, Unrepresented Employee

City Negotiator
Commission President Anson Moran
Unrepresented Employee
General Manager, San Francisco Public Utilities Commission

Anticipated issues under negotiation:

- Wages
- Hours
- Benefits
- Working conditions
- Other

Following Closed Session, the Commission will reconvene in Open Session.

17. Announcement following closed session

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

19. Other new business

ADJOURNMENT
Announcement of action taken in a closed session meeting of the San Francisco Public Utilities Commission meeting of July 24, 2012.

At the Commission meeting of July 24, 2012, the San Francisco Public Utilities Commission voted unanimously to put forward the nomination of Harlan Kelly, Jr. for the position of General Manager of the San Francisco Public Utilities Commission.

Pursuant to Government Code Section 54957.1(a) and Administrative Code Section 67.12(b)(4), the Commission announced at the August 28, 2012 meeting that the Commissioners had voted unanimously to put forward the name of Harlan Kelly, Jr. in nomination for the Mayor’s consideration, pursuant to Charter Sections 3.100(18) and 4.102(5), for the position of General Manager. The names of any other candidates put forward in nomination are not required to be disclosed.