1. **Call to Order**  
   President Torres called the meeting to order at 1:31PM.

2. **Roll Call**  
   Present: Torres, Courtney, Caen, Vietor, and Moran

3. **Approval of Minutes of October 8, 2013**  
   On motion:  
   AYES: Torres, Courtney, Caen, Vietor, and Moran

4. **Public Comments**  
   - Francisco DaCosta discussed community benefits related to the Sewer System Improvement Program.  
   - Espanola Jackson asked about the arts funding hearing and why there was a delay in scheduling the presentation with the Arts Commission. She asked why certain Bayview artists were not being funded.  
   - Mr. Kevin Williams, co-chair, Bayview Hunters Point Arts Council, requested that a hearing regarding arts funding be scheduled. He questioned the selection and award process.

   General Manager Kelly, Jr., stated that the Arts Commission is in charge of the selection and award process. He noted that the earliest the Arts Commission staff is available to attend is the second meeting in November. He suggested that Mr. Williams and others also attend the Arts Commission meetings to express their concerns.

   - Angela Armstrong, Hunters Point Art Gallery and Cultural Center, stated she was unaware that the funding was going through the Arts Commission. She questioned why awards were given to specific agencies and artists.

5. **Communications**  
   a) Advance Calendar  
   b) Letter Summary  
   c) Water Supply Agreement Update  
   d) DB117, Solar Electric Project Construction Close-Out  
   e) Calaveras Dam Pre-Construction Effort

   **Public Comments**  
   - Francisco DaCosta distributed a written summary of his comments regarding Calaveras Dam Project and provided a verbal summary.

6. **Other Commission Business**  
   a) Discussion and possible action, in accordance with Rule 6 of the Rules of Order, to nominate and elect officers.
On Motion to nominate Commissioner Caen as Vice President:
AYES: Torres, Courtney, Caen, Vietor, and Moran

On Motion to nominate Commissioner Courtney as President:
AYES: Torres, Courtney, Caen, Vietor, and Moran

Vice President Caen thanked Commissioner Torres for his service as President.

Public Comments
- Espanola Jackson congratulated the President and Vice President and thanked them for their service.
- Francisco DaCosta thanked Commissioner Torres for his leadership. He congratulated President Courtney and Vice President Caen on their appointments.

President Courtney thanked Commissioner Torres for his service as President, and the other Commissioners for their work. He stated that the SFPUC staff is talented and hard-working, and that he looks forward to working with them.

7. Report of the General Manager

General Manager Kelly, Jr., thanked Commissioner Torres for his service and for the support he has given him during his first year as General Manager.

a) Water System Improvement Program (WSIP) Update

Ms. Julie Labonte, WSIP Director, discussed two milestones. First, the New Irvington Tunnel hole-through on the last segment; and second, the completion of the installation of the pipeline lining of the Bay Tunnel.

Ms. Labonte discussed challenges with the Calaveras Project. She provided a graphic of the layback of Observation Hill and discussed challenges with geologic features. She stated that the project is 58 percent complete, and discussed work that needs to be done, and the impacts of that work. She stated that a time-impact analysis will be conducted, and that the contractor will be entitled to compensation for any time impacts. She indicated that the magnitude of the cost and time impacts should be known by January 2014. She stated that contingencies were included in the budget, but that given the significance of the impacts, additional budget may be needed by moving or delaying other projects.

Commissioner Torres asked if the City of Fremont would be flooded if the Dam collapses. Dan Wade, Senior Project Manager, stated that a study was done during the EIR process which indicated that if the Dam failed completely, there would be water several feet deep. Commissioner Torres asked if flood insurance is provided to residents of Fremont. Mr. Wade indicated he wasn’t sure, but would research the answer.
Public Comments
• Espanola Jackson expressed concern with flooding.

8. BAWSCA Update
Ms. Nicole Sandkulla, BAWSCA, congratulated President Courtney and Vice President Caen on their appointments and thanked Commissioner Torres for his service.

Ms. Sandkulla provided a presentation on BAWSCA’s perspective on WSIP implementation at the 10 year point. She noted what BAWSCA believes has gone well, and detailed the areas that have been challenging for the SFPUC. She stated that the SFPUC must remain focused to achieve success, and outlined thoughts on what can be done to achieve success. She expressed concern on two of the Level of Service Goals (LOS). First, the Peninsula Pipeline Seismic Upgrade Project, which must be completed to meet the seismic reliability LOS Goal; and second, that the water supply yield of service projects are uncertain and may not meet the Water Supply LOS Goal. She offered four recommendations as presented in their report.

Commissioner Vietor requested that staff provide response to BAWSCA’s recommendations.

Commissioner Moran concurred with Commissioner Vietor and requested that after staff responds, that the Commission formally adopt the recommendations. He discussed the Water LOS as they relate to the WSIP, and requested that staff provide a report on the WSIP projects that contribute to achieving the Water Supply LOS Goals and Objectives.

9. Consent Calendar
a) Approve and award Contract No. JOC-45, Micro-LBE Set-Aside, General Building (B-License) for Hetch Hetchy, for a not-to-exceed amount of $1,000,000, to the lowest, qualified, responsible and responsive bidder, Empire Engineering & Construction, Inc., to perform general building and construction tasks for all SFPUC Enterprise Operations and Bureaus. (Resolution 13-0152)

b) Accept work performed by M Squared Construction, Inc., for Contract No. WD-2456, 8-Inch Ductile Iron Main Installation and Pavement Renovation on Mission Street from 17th Street to 21st Street, on 19th Street, from Shotwell to Valencia, and on San Carlos Street from Sycamore to 21st Street; Approve Modification Nos. 2 and 3 (Final), to reconcile final payment items to reflect actual quantities used under unit price and allowance bid items, decreasing the contract by $61,987, for a total contract amount of $2,591,441, and with a time extension of 27 consecutive calendar days, for a total contract duration of 297 consecutive calendar days; and authorize final payment to the contractor. (Resolution 13-0153)
c) Approve the plans and specifications, and award Contract No. WW-552R, Clay, Cherry, and Collins Streets Sewer Replacement, Water Main Installation, and Pavement Renovation, in the amount of $4,466,518 (of which $1,853,445 is funded by WWE, $1,813,480 is funded by Water Enterprise, and $799,593 is funded by DPW), to the lowest, qualified, responsible and responsive bidder, Shaw Pipeline, to replace the existing sewers and water mains and renovate the existing street pavement on the subject streets in the City of San Francisco. (Resolution 13-0154)

d) Ratify the General Manager's approval of a five-year revocable license to the Young Men's Christian Association of San Francisco at a fair market Use Fee of $750 per biannual eight-week season, for the use of approximately 22,500 square feet of SFPUC land at Sloat Boulevard and 22nd Avenue, as a field for a youth soccer program. (Resolution 13-0155)

e) Accept work performed by Bass Electric for Contract No. DB-117, Solar Photovoltaic Renewable Energy Plants: Chinatown Public Health Center and Muni Woods Motor Coach Facility, for a total contract amount of $1,397,749, and with a total contract duration of 365 consecutive calendar days; and authorize final payment to the contractor. (Resolution 13-0156)

f) Approve the terms and conditions and authorize the General Manager to execute a five-year revocable license with the Girl Scouts of Northern California, for the use of approximately 244,000 square feet of SFPUC land near Lake Merced in San Francisco for a summer camp facility (Camp Ida Smith), for no annual Use Fee, but subject to maintenance and indemnity obligations. (Resolution 13-0157)

Public Comments
- Espanola Jackson provided her thoughts on item 9e, and discussed the history of her husband's work with the SFPUC.

President Courtney provided clarification on his previous request regarding DB-117.

On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

REGULAR BUSINESS

10. Approve Amendment No. 1 to Agreement No. CS-139, Environmental Analysis Services for the Moccasin Facilities Upgrade Project, with Environmental Science Associates +Orion Joint Venture, to allow for completion of the required environmental review and resource agency permitting processes for the project; Authorize the General Manager to execute this amendment providing a time extension of three years for a total agreement duration of five years and eight months, with no change to the agreement value. (Resolution 13-0158)
On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

11. Authorize the General Manager to execute on behalf of the City and County of San Francisco, the third amendment to the Memorandum of Understanding by and between the SFPUC and other members of the Alameda Creek Fisheries Restoration Workgroup; Authorize the General Manager to allocate funding for the SFPUC portion of the Flow Studies as described in the amendment, for an amount not-to-exceed $12,500. (Resolution 13-0159)

On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

12. Authorize the General Manager to apply for Proposition 84 grant funding pursuant to the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 [Public Resource Code Section 75065(a)], through the Strategic Growth Council, in order to obtain up to $800,000 in Urban Greening for Sustainable Communities Program funding; and, if selected, to enter into an agreement with the State of California to carry out the Chinatown Green Alleys Project, and seek Commission and Board of Supervisors approval to accept and expend grant funds, if awarded. (Resolution 13-0160)

On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

13. Approve Project No. CUW36702 - Peninsula Pipelines Seismic Upgrade Project in northern San Mateo County, California; Adopt the required California Environmental Quality Act Findings, including a Statement of Overriding Considerations, and the Mitigation Monitoring and Reporting Program; and authorize the General Manager to implement the Project, in compliance with the Charter and applicable law, and subject to Board of Supervisors approval where required. (Resolution 13-0161)

Public Comments
None.
On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

14. Approve Project No. CUW2730502, San Andreas Pipeline 2 and San Andreas Pipeline 3 Improvements Project in the City of South San Francisco, San Mateo County, California; Adopt findings pursuant to the California Environmental Quality Act including adopting the Mitigation Monitoring and Reporting Program for the Baden and San Pedro Valve Lots Improvements Project, as applied to the Project; and authorize the General Manager to implement the Project, in compliance with the Charter and applicable law. (Resolution 13-0162)

Public Comments
None.

On Motion:
AYES: Torres, Courtney, Caen, Vietor, and Moran

15. Public Comments on matters to be discussed in Closed Session.
   • Mr. Richard Hansen expressed his concerns with possible threats to facilities as a result of disasters.

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

   On motion TO assert:
   AYES: Torres, Courtney, Caen, Vietor, and Moran

   The Commission entered Closed Session at 2:40 PM.

Closed Session

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).
   Existing Litigation:
   Walsh v. City and County of San Francisco
   Alameda County Superior Court No. RG 1160618
   City Attorney File Number: 120833
   Date filed: November 29, 2011

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).
   Existing Litigation:
   Mark Pear and Matt Pear v. City and County of San Francisco
   Santa Clara Superior Court Case No.: 1-12-CVC-227801
   City Attorney File Number: 130094
   Date Filed: July 5, 2012
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).
   Existing Litigation:
   City and County of San Francisco v. Pacific Gas & Electric Company
   San Francisco Superior Court Case No.: CGC-13-529309
   City Attorney File No. 0000657/Date Filed March 6, 2013: Served June 6, 2013

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).
   Existing Litigation:
   City and County of San Francisco v. Pacific Gas & Electric Company
   San Francisco Superior Court Case No.: CGC-13-529310
   City Attorney File No. 0000657/Date Filed June 6, 2013

21. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10 (d)(1).
   Existing Litigation:
   Pacific Gas & Electric Company, v. City and County of San Francisco
   Court of Appeal of the State of California, First Appellate District, Division Five
   Case No.: A127554/Date Filed: January 29, 2010

22. Conference with Legal Counsel- Pursuant to California Government Code Section 54956.9(d)(4) and San Francisco Administrative Code Section 67.10(d)(2).
   Anticipated Litigation as Plaintiff

23. Conference with Legal Counsel- Pursuant to California Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10(d)(1).
   Existing Litigation
   California Coastal Protection Network v. City and County of San Francisco
   San Francisco Superior Court Case No.: CGC-11-513176

24. Threat to Public Services or Facilities – Pursuant to California Government Code Section 54957 and San Francisco Administrative Code 67.10(a).
    Consultation with Agency Chief of Security concerning security of SFPUC Water and Power Systems.

    The Commission exited Closed Session at 3:18 PM.

25. Announcement following Closed Session
    President Courtney stated that no action was taken during Closed Session.

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

    On Motion NOT to Disclose:
    AYES: Torres, Courtney, Caen, Vietor, and Moran
27. **Other new business.**

President Courtney asked that a discussion be scheduled related to the connection of performing certain types of solar installation work, at certain rates of pay, and the inability to meet necessary criteria and subsequent findings.

*President Courtney adjourned the meeting at 3:20 PM.*