SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, December 10, 2013

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

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

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
Disability Access: 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. Members of the public are not required to provide personal identifying information when they communicate with the Commission or the Department. All written or oral communications, including submitted personal contact information, may be made available to the public for inspection and copying upon request and may appear on the Department’s website or in other public documents.

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: sott@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.

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. Public Comments on matters to be discussed in Closed Session
4. 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:

5. 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

6. 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

7. 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

8. 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

9. Conference with Legal Counsel- Pursuant to California Government Code Section 54956.9(d)(2) and San Francisco Administrative Code Section 67.10(d)(2).

   (Ambroose)
10. Proposed Settlement of Existing Claim  
   Lyman  
   City Attorney Claim No. 14-01002  
   Filed: November 2, 2013  
   Material terms of the proposed settlement of the unlitigated claim arising from a water main break in the vicinity of 15th Ave and Wawona are as follows: Payment of $71,925.37 in exchange for a full and final release of all liability.

11. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (d)(1) and San Francisco Administrative Code Section 67.10 (d)(1). (O’Neil)  

   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

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

   Consultation with Agency Chief of Security concerning security of SFPUC Water and Power Systems.

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

13. Announcement following Closed Session

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

15. Approval of Minutes of November 12, 2013

16. 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

17. Communications  
   a) Advance Calendar  
   b) Letter Summary  
   c) Annual Financial Audits  
      • FY 2012-13 Water Enterprise Financial Statements  
      • FY 2012-13 Hetch Hetchy Water & Power Financial Statements  
      • FY 2012-13 Wastewater Financial Statements  
   d) Annual Water Supply Development Report  
   e) Hetch Hetchy Water and Power Enterprise Capital Improvement Program Quarterly Reports
f) Quarterly Audit and Performance Review Reports

g) Watershed and Environmental Improvement Program 2013 Annual Report

h) Water Resources Program Annual Report

i) Wastewater Enterprise Capital Improvement Program Quarterly Report

j) Water Pipeline Assessment

k) Streetlight Program Update

18. Other Commission Business


a) SFPUC Financial Audits Presentations (Rydstrom)

b) Commission Input on 2014-15 and 2015-16 Budget Priorities (Rydstrom)

c) Presentation on Power Revenue and Clean Energy Bonds (Rydstrom)

d) Sewer System Improvement Program Update (Kubick)

e) Approval of 2014 SFPUC Regular Meeting Calendar (Hood)

f) Rim Fire Update (Carlin)

20. 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

21. 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 selection of and award Agreement Nos. CS-193A-D, Energy Efficiency Services to kW Engineering, Inc. (CS-193A), Enovity, Inc. (CS-193B), Enernoc, Inc. (CS-193C), and CB&I/EBS Joint Venture (CS-193D), to provide professional services related to energy efficiency; and authorize the General Manager to negotiate and execute the four professional services agreements, for an amount not-to-exceed $2,375,000 each, for a cumulative total amount of $9,500,000 and with a duration of five years per agreement. (Hale)

b) Approve the selection of and award Agreement No. CS-317, Specialized and Technical Services, Restoration and Revegetation, to Orion Environmental
Associates, to provide specialized and technical services related to on-site restoration and revegetation of Water System Improvement Program construction sites in the San Joaquin, Sunol Valley, Bay Division, and Peninsula regions; and authorize the General Manager to negotiate and execute a professional services agreement with Orion Environmental Associates for an amount not-to-exceed $1,500,000 with a duration of two years. (Cruz)

c) Approve Amendment No. 2 to Agreement No. CS-916, Peninsula Region Construction Management Services, with HDR Engineering, Inc. for additional construction management services associated with the Crystal Springs/San Andreas Transmission Upgrade project; and authorize the General Manager to execute this amendment, increasing the agreement not-to-exceed amount by $1,500,000, for a total not-to-exceed agreement amount of $27,500,000, and extending the agreement duration by six months, for a total agreement duration of 5 years, 1 month; subject to Board of Supervisors approval under Charter Section 9.118. (Cruz)

d) Approve Amendment No. 1 to Agreement Nos. CS-955B and CS-955C, As-needed Specialized and Technical Wastewater Services, with RMC (CS-955B) and Carollo Engineers (CS-955C), to complete ongoing specialized and highly technical wastewater services while preparing transition plans for the agreements to the consultant teams under CS-203A-D, As-needed Wastewater Technical Services; and authorize the General Manager to negotiate and execute two professional services amendments up to $500,000 per agreement, for a total not-to-exceed amount of $3,500,000 per agreement, with no change to the agreement duration. (Moala)

e) Accept work performed by Mountain Cascade, Inc. for Contract No. HH-935B, San Joaquin Pipeline System, Western Segment; Approve Modification No. 1 (Final), increasing the contract by $1,749,280, for a total contract amount of $50,455,659, and with a time extension of 310 consecutive calendar days for a total contract duration of 959 consecutive calendar days; and authorize final payment to the contractor. (Cruz)

f) Approve and award Contract No. JOC-46, Job Order Contract, Electrical (C-10 License), Governor & Exciter Systems for Hydroelectric Powerhouses, Hetch Hetchy, for a not-to-exceed amount of $5,000,000 to the lowest, qualified, responsible and responsive bidder, Tri-Technic, Inc., to perform specialty high-voltage electrical work for Hetch Hetchy Operations. (Ritchie)

g) Accept work performed by P&J Utility Company for Contract No. WVD-2445, 8-Inch Ductile Iron Pipe Main Installation on Second, New Montgomery, Stevenson, Minna and Annie Streets; Approve Modification No. 3 to reconcile the final contract amount to reflect the actual quantity of work performed under unit price bid items, increasing the contract by $26,608, for a total contract amount of $1,674,993; and authorize final payment, to the contractor. (Ritchie)
h) **Approve** an increase in the construction contract cost contingency for **Contract No. WD-2601**, Crystal Springs / San Andreas (CSSA) Transmission System Upgrade Project, **in the amount of $26,453,000**, and **an increase in the maximum time for completion of construction work** under the contract of up to **465 consecutive calendar days**; and **Authorize** the General Manager or his designee to approve **future modifications** to the contract to increase the contract amount up to a maximum of $136,192,300, and to extend the contract time for a total revised construction phase duration of up to **1,445 consecutive calendar days**. (Cruz)

i) **Accept** work performed by J. Flores Construction Company, Inc., for **Contract No. WD-2612**, 8-Inch DIP Main Installation on Florida Street from 16th to 26th Streets; **Approve** Modification No. 2 (Final) to reconcile the Final Contract Amount to reflect the actual quantity of work performed, **decreasing the contract by $136,253**, for a total contract amount of $1,186,688; and **authorize** final payment to the contractor. (Ritchie)

j) **Approve** an increase in the construction contract cost contingency for **Contract No. WW-525**, Southeast Water Pollution Control Plant Northside Facility Reliability Upgrades Phase 2, with NTK Construction Inc., in the **amount of $470,997**. **Authorize** the General Manager or his designee, to approve **future modifications** to the contract **for a total revised contract amount up to $12,746,997**. The increase is needed for completion of additional work required to replace aging electrical and mechanical systems that support the secondary clarifiers. (Moala)

k) **Approve** the plans and specifications, and **award** **Contract No. WW-583**, As-Needed Main Sewer Replacement, for a **total contract amount not-to-exceed $3,534,100**, to the lowest, qualified, responsible and responsive bidder, Precision Engineering, to perform as-needed main sewer replacement at locations to be determined in San Francisco. (Moala)

l) **Approve** the plans and specifications, and **award** **Contract No. WW-584**, As-Needed Spot Sewer Repair, for a **total contract amount not to exceed $6,593,265**, to the lowest, qualified, responsible and responsive bidder, J. Flores Construction, Inc., to replace sections of existing sewer piping, on an as-needed basis, at locations to be determined throughout San Francisco. (Moala)

m) **Approve** the plans and specifications, and **award** **Contract No. WW-585**, 15th/17th/23rd/44th/47th/Granada/ Meda and Oakdale Avenues Sewer Replacement, **in the amount of $2,634,535**, to the lowest, qualified, responsible and responsive bidder, Shaw Pipeline, to replace the existing sewers on the subject streets in the City and County of San Francisco. The proposed action is the Approval Action as defined in the San Francisco Administrative Code, Chapter 31. (Moala)
n) **Approve** the terms and conditions and **authorize** the General Manager to execute a **five-year lease** between the City and County of San Francisco, acting by and through its Public Utilities Commission and the San Francisco Sheriff’s Department Five Keys Charter School as tenant, for use of approximately 2,894 rentable square feet of general office and classroom space at the Southeast Community Facility at 1800 Oakdale Avenue in San Francisco at a monthly rent of $2,291.08.  

(Russell)

**REGULAR BUSINESS**

22. **Authorize** the General Manager to execute a **Memorandum of Understanding** with the San Francisco Department of Public Works to fund an **amount not-to-exceed $668,000, for the first phase of the Green Wiggle**, located at Oak and Fell Street, between Scott and Baker Streets in San Francisco. This is the Sewer System Improvement Program's first green infrastructure early implementation project. This is an Approval Action under Administrative Code, Chapter 31.  

(Cruz)

23. **Approve** the terms and conditions and **authorize** the General Manager to execute a **Second Amendment, extending the terms** of an existing lease, between Clemco Properties, LLC and the City and County of San Francisco, through its Public Utilities Commission, as tenant, for office space, storage and parking at 1657 Rollins Road in Burlingame. The base rent will be adjusted annually according the Consumer Price Index with a two percent minimum increase and a five percent maximum increase.  

(Russell)

24. **Approve** the terms and conditions and **authorize** the General Manager to execute a **five-year office lease** between 544 Golden Gate Associates, LLC and the City and County of San Francisco for the use of approximately 6,888 rentable square feet of space at 544 Golden Gate Avenue, Second Floor, in San Francisco, at the **rental rate of $24,108 per month**. The SFPUC will pay for its own services and utilities at an additional estimated cost of $3,000 per month. The SFPUC’s total estimated monthly sum for rent, services and utilities is $27,108.  

(Cruz)

25. **Authorize** the General Manager to execute, on behalf of the City and County of San Francisco, an **Electric Service Agreement** with the Transbay Transit Powers Authority (TJPA), for the SFPUC to be the primary provider of electric service to the TJPA.  

(Hale)

26. **Authorize** the General Manager to execute a **Memorandum of Understanding** with the San Francisco Municipal Transportation Agency for sewer collection system improvements on 4th Street between Bryant Street and King Streets, in conjunction with the Central Subway Project, **for an amount not to exceed $2,925,296**, which includes a 10 percent construction contingency to cover any change orders, for this work over the estimated project duration of 4.5 years. These improvements will allow for the relocation, rehabilitation or replacement of sewer
facilities during construction of the rail facilities and avoid future conflicts and maintenance impacts.  

(27) **Endorse** the commitment of the Wastewater Enterprise to undertake operational practices that conform to the *National Biosolids Partnership Code of Good Practice Guidelines* for biosolids management and the San Francisco Public Utilities Commission’s goals for the sustainable and cost-effective beneficial use of biosolids.  

(28) Other new business

**ADJOURNMENT**
SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

CANCELLATION NOTICE

The Regular meeting of the San Francisco Public Utilities Commission for
Tuesday, December 24, 2013

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

HAS BEEN CANCELLED
(Posted December 5, 2013)

For information, contact the Commission Secretary at 554-3165.
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