SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

MINUTES
Tuesday, January 14, 2014
As Approved on January 28, 2014

11:00 A.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
1. **Call to Order**  
*President Courtney called the meeting to order at 11:05 AM.*

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

3. **Approval of the Minutes of December 10, 2013**  
Commissioner Moran noted there was no statement of action taken for item 21. The Commission Secretary will correct.

   On Motion to approve as amended:  
   Ayes: Present: Courtney, Caen, Moran and Torres

**Public Comments**  
- None

Commissioner Vietor arrived at 11:07 AM.

4. **Public Comments**  
- Mr. Eddie Ahn, Brightline Defense Fund, expressed support for GoSolar Program funding.

5. **FY 2014-15 and FY 2015-16 Budget Hearings**  
General Manager (GM) Kelly, Jr., introduced the two-year budget, noting the consideration of balancing priorities while keeping operational budgets flat. He indicated three core principles and priorities that were considered during the budget preparation: to continue high quality and reliable service; to keep infrastructure in a good state of repair; and to preserve ratepayer affordability.

   Mr. Todd Rydstrom, CFO and Assistant General Manager (AGM), provided a summary of the budget hearings process scheduled for the day, as well as the next two budget hearings.

   Mr. Rydstrom provided a budget snapshot, noting the FY 2013-14 budget of $873M, with the breakdown of $435M in Water, $254M in Wastewater, and $185M in Hetchy ($36M Water and $149M Power).

   He discussed overarching budget themes of Levels of Service (LOS), operations quality and reliance, regulatory compliance, emergency preparedness, and efficiency and affordability.

   Commissioner Moran stated that he received documents subsequent to materials initially distributed, and indicated that going forward he would not look at subsequent documents and that staff should use the original documents as the baseline.
The GM discussed the recent history of the Power Enterprise budget, noting items which kept it in balance, including deferring capital work outside of the 10-Year plan, increasing the General Fund rate to increase revenue, the reduction of Power programs, and ways to debt finance capital work. He noted factors and requirements that are bringing the budget out of alignment.

a) Power Enterprise Workshop

Ms. Barbara Hale, AGM, Power, discussed the purpose of her presentation and reviewed Power priorities, noting two new emphasis areas: developing new revenue sources to support long term capital requirements; and continue work to comply with changing regulatory requirements.

Ms. Hale reviewed the current Power budget of $149M. She discussed budgeted costs and revenues, noting retail enterprise customers make up the bulk of revenue and that operating and capital costs are the two largest cost components.

Ms. Hale reviewed the previously-adopted 10-Year Power Capital and Financial Plans. She stated the previously adopted Power 10-Year Capital Plan was $545M and that the adopted 10-Year Financial Plan is balanced. However, she stated that to balance those plans, capital spending was cut by $224M over 10 years. She noted those cuts. She continued by discussing budgeted revenues from the current customer base demonstrating that the highest value customers are retail enterprise customers.

Ms. Hale discussed challenges of essential capital improvements; increased PG&E transmission and distribution rates; and new costs related to regulatory requirements. She discussed costs associated with each challenge.

President Courtney expressed concern that energy efficiency was not included as a challenge and asked that it be included.

Commissioner Vietor asked for analytics and data on SFPUC energy efficiency (savings) programs, including General Fund customers.

Commissioner Moran expressed concern with Interconnection Agreement and noted that it is harder to afford programs that benefit PG&E customers, rather than SFPUC customers.

The General Manager indicated that conversations have taken place with the Mayor on a plan to increasing General Fund rates and to include energy efficiency efforts to reduce consumption.

Discussion ensued on differing customer bases and what services the SFPUC provides to each, at what cost, and at what return. Commissioner Vietor
requested information on the rate of return for GoSolar versus municipal, as compared to energy efficiency, to aid in the ability to prioritize.

Ms. Hale continued by discussing the Power fiscal cliff and possible solutions. Discussion ensued on additional potential customer base, rates and additional revenues. Commissioner Vietor requested that information be included that recognizes potential new customer base revenue and one that shows potential savings from energy efficiency.

Ms. Hale noted options for balancing FY 2014-15 to FY 2015-16 capital and operating budgets, including issuing debt, reducing costs, increasing rates, new revenue sources, and reserves. She discussed possible actions associated with each and emphasized that if there is a drought, additional net impacts of about $8M per year would result, depending on the severity of the drought.

The General Manager continued to discuss actions that must take place and stated that if nothing is done, cuts will need to be made to essential services, SFPUC staff, and other programs that the SFPUC supports.

President Courtney requested that staff provide quarterly updates on the Power financial situation.

The General Manager cautioned that during years with excess revenues the reserves need to be saved. And, as new customers are acquired, contingency plans need to be implemented.

Commissioner Vietor requested that all possible revenue sources be included in the revenue source list. Ms. Hale noted that the 10-Year Financial Plan includes anticipated revenue from new customers, but that she will include all possible sources of financial revenue. Discussion ensued, and in response to a request from Commissioner Torres, Ms. Hale noted she will include scenarios that include a drought situation.

b) Hetch Hetchy Water and Power Proposed Budget

Ms. Hale reviewed the Power Enterprise’s total budget request, noting a flat budget with a slight increase in transmission and distribution costs for the purchase of power.

Ms. Hale continued by discussing the total sources and uses of funds, indicating the primary source of funds is the sale of electricity, while the largest uses of funds include operating cost and power purchasing. In response to a question from Commissioner Moran, Ms. Hale indicated that the budget assumes debt issuance. Discussion ensued on reserves and debt ratios. The General Manager noted that reserves will be reducing quickly, costs need to be redirected, and corrective action needs to be taken.
Ms. Hale briefly reviewed the Power Enterprise’s organizational chart, indicating that there will be a reorganization to address planning and customer development associated with accessing new revenues and customer commitment. She noted there are no proposed position increases and that two positions are being removed.

Commissioner Vietor requested an organizational chart that provides additional detail that includes the proposed reorganization.

Ms. Hale reviewed the FY14-15 and FY 15-16 proposed Operating and Capital budgets, and discussed how the budget requests help achieve the Enterprise’s LOS Goals. She touched on the Enterprises’ regulatory compliance challenges of reliability standards; resource adequacy; risk management requirements; and the possible certification of Kirkwood as bundled a Renewable Portfolio Standards (RPS resource).

In response to an inquiry from Commissioner Moran regarding how Treasure Island (TI) fits, Ms. Hale indicated that the SFPUC is the caretaker utility, and is not in charge of the rate setting, nor does the SFPUC own the assets. She noted the budget continues to fund the electric and natural gas operations at TI. She noted that the 10-Year Capital Plan doesn’t assume new development revenue growths from TI. Brief discussion ensued on the LOS provided at TI, the SFPUC’s role, possible development, and regulatory requirements timeline.

Ms. Hale summarized rates, noting the possibility of increasing adopted General Fund customer rates. She stated that Enterprise customer rates will follow PG&E rate increases/decreases, as required by adopted Tariff. She indicated that rate increases alone will not be adequate to support needed capital improvements.

Mr. Steve Ritchie, AGM Water, introduced the budget by providing a map and overview of the Hetch Hetchy Water and Power System (HHWP). He provided an organizational chart of the Water Enterprise, noting how HHWP fits.

Mr. Ritchie continued by describing the FY 2014-15/15-16 HHWP priorities of: System Reliability (WSIP; support of Bay-Delta and FERC proceedings; communication system upgrade; modernization of shop and powerhouse facilities); and Regulatory Requirements associated with the facilities. He continued by providing a summary of the Hetchy Water total budget request: FY 2014-15 ($39M); and FY 2015-16 ($39M). Mr. Ritchie then provided detail of the total requested full-time authorized positions.

Commissioner Moran noted that throughout the budget proceedings he will be looking for net-zero position budget increases.

Mr. Ritchie briefly detailed the source of Hetchy Water funds and the total use of funds. He turned his focus to communicating HHWP budget changes: Operating
Budget: no significant changes; Capital Budget- two significant issues: - first, seven candidate projects in the Capital budget; and second, the Mountain Tunnel Rehabilitation/Bypass.

Mr. Ritchie discussed the Mountain Tunnel Rehabilitation/Bypass Project. He provided a history and purpose of the tunnel, and noted the Jacobs 2008 Condition Assessment and the 2013 URS Alternatives Analysis. He provided a map of the tunnel, describing the condition of the tunnel along the route and alternative actions that can be taken to improve conditions and avoid catastrophic failure. Brief discussion ensued on the Project and associated risk for failure. Mr. Ritchie continued by discussing recommendations from the Alternative Analysis.

Mr. Ritchie provided background on the WECC/NERC Reliability Standards, noting the enacting Energy Policy Act of 2005, describing the regional entities who participate. He discussed challenges associated with WECC/NERC, specifically detailing critical infrastructure protection and NERC Alert for transmission line clearance.

Mr. Rydstrom continued the presentation by providing information on the FY 2014-15 through FY 2023-24 10-Year Capital Plan, which shows increased need of $666.8M, due to the increases associated with Mountain Tunnel and the Streetlight Consolidation Project. He noted the Power Enterprise’s Fiscal shortfall is $467M, with the Mountain Tunnel Rehab Project and projected PG&E cost increases related to the expiring Interconnection Agreement being responsible for the bulk of the increase. He stated that even with the sale of Hetchy Water Bonds, to pay for Water’s share of the Mountain Tunnel joint asset project, there will still be a shortfall on the Hetchy Power side of the ledger.

Mr. Rydstrom provided summaries of key changes in the 10-year Capital Plan budget and the two-year Capital Budget, reviewing highlights of specific increases for Power (streetlights, TI, renewable generation, transmission/distribution, and energy efficiency); and Water (water infrastructure, joint water/power projects, and Power infrastructure). He reviewed new Hetch Hetchy projects, including up-front associated costs.

Mr. Rydstrom discussed the Power Enterprise fiscal cliff and possible solutions. He noted significant new expenses: PG&E new expenses ($21M/year); WECC/NERC Compliance ($6M/year); and Mountain Tunnel ($408M). He offered possible solutions, including new customers (assumed and potential); General Fund rate at full cost; General Fund paying for streetlights, including new PG&E expenses; General Obligation Bonds; the possible use of reserves; and operating and capital budget cuts.

In response to a question by Commissioner Torres, Mr. Rydstrom indicated current reserves of $46M. Discussion ensued on options to bridge the shortfall.
Mr. Rydstrom indicated that the financial plan projections assumed a median-hydro year and that the scenario could change in a drought situation.

Commissioner Moran requested information on the proposed change to the business model for providing streetlight services, specifically where the acquisition fits in the process and mission. He requested that it be presented in a Triple Bottom Line format.

Commissioner Moran asked for information on the “11th year” for transmission upgrades so not to lose track of what is needed.

The General Manager wrapped-up the presentation and stated that the AGM’s were able to meet his request to re-direct priorities and to do more with less. In response to an inquiry from Commissioner Moran, he stated there are 2,192 budgeted positions. Commissioner Moran indicated he wants to see zero new positions.

President Courtney thanked staff for their outstanding presentations and the work that was involved. He thanked Commissioner Torres for his comments and his fiscal advice and fiscal responsibility.

Public Comments
• Mr. David Pilpel stated there needs to be more investment in energy efficiency and General Fund contribution. He offered thoughts on the Mountain Tunnel costs, interconnection agreement, Newark transmission line, cost of service and rates, streetlight purchase, capital costs, and the Department of Environment programs. Commissioner Courtney asked for additional information on the Newark transmission line, which was provided.

Commissioner Vietor asked for additional information on transmission costs and if it could be a source of revenue; and for information on what the cost of service coverage is and when it will come due.

The General Manager stated he will provide follow-up as part of the upcoming power quarterly updates.

• Mr. Eric Brooks, SF Green Party & grassroots organization Our City, asked that the Commission look at efficiency as well as renewables. He offered thought on the drought, the possible loss of power revenue, the need for other source of renewable power, the climate crisis, GoSolarSF, and CleanPowerSF.
• Mr. Francisco DaCosta provided comments on the intent of the Raker Act. He discussed the need for monitoring water leech. He offered thoughts on SFPUC staffing levels.
• Jason Fried, LAFCO staff, spoke on behalf of Chair Avalos regarding CCA. He indicated that CCA would offer additional customers and provide revenue and that it should be incorporated into current programs.

President Courtney asked that staff prepare a memorandum related to the availability of funds and if the SFPUC can engage the CPUC to acquire those funds for the benefit of SFPUC Power customers. Commissioner Vietor asked that the memo also address the potential to use a CCA customer base to meet revenue issues and what the revenue might look like.

• Ms. Nicole Sandkulla, BAWSCA, highlighted the discussion of catastrophic failures of vital structures and the concern for unknown and unsecure costs for the 10-Year CIP.
• Dr. Espanola Jackson stated she was chosen as the SFPUC representative for Solar door hangers. She expressed concern for broken pipes and leakage.
• Eddie Ahn, Brightline Defense Fund, advocated for General Fund rate increases and that additional property tax revenue should be used to assist in the funding for the GoSolarSF Program.

The Commission went into recess at 1:48 PM.
The Commission came out of recess at 2:15 PM.

6. Communications
   a) Advance Calendar
   b) Letter Summary
   c) Comprehensive Annual Financial Report (CAFR)
   d) Popular Annual Financial Report (PAFR)
   e) 2012-13 SFPUC Ratepayer Assurance Scorecard
   f) Recreation and Park Bond Allocation Update
   g) Rim Fire Water Quality Report

President Courtney provided thoughts on the public comment period and his desire to ensure everyone is heard. He stated that he represents a number of employees who work at the SFPUC, commended the management team, and expressed his full support for them.

President Courtney provided comments on item 6b, specifically the email related to Lake Merced and the boathouse, and item 6f, the Recreation and Park Bond Allocation Update. He summarized discussions that occurred, and about the responsibilities of each agency. He requested that the Recreation and Park Department (RPD) develop a list of recommendations and priorities for Lake Merced to be reviewed and adopted by the SFPUC.

Commissioner Moran stated that when the RPD MOU was adopted it included a goal setting and review process, which was to be completed by the end of 2013. He noted
that the process has not been completed. He requested that concerned individuals address their concerns to the RPD, with a copy to the SFPUC, so it can be included in the review process.

Commissioner Courtney referenced communication from the Department of the Environment (SFE) regarding the joint meeting, which is set for February 25, 2014. He stated that although the perception is that the SFPUC has money, in light of the budget concerns expressed earlier, difficult fiscal decisions need to be made. He indicated that individuals have other avenues for the raising of issues, and that those issues should be raised at other departments and commissions.

Commissioner Vietor stated that in light of the SFPUC budget situation, the joint meeting agenda should include the SFPUC’s fiscal situation.

Commissioner Vietor suggested joint meetings with the Arts Commission and Recreation and Park Commission. Discussion ensued on art funding and if there is a need for joint meetings. President Courtney stated that the Arts Commission issues are procedural and administrative and doesn’t warrant at joint meeting. He stated the relationship with the RPD and SFE is different and joint meetings are warranted.

Public Comments
- Dr. Espanola Jackson stated that she did not receive the agenda in the mail and wants to ensure she is on the mailing list.
- Mr. David Pilpel provided comments on the Ratepayer Assurance Scorecard.

Commissioner Caen asked for clarification on the Safety section of the Scorecard, which AGM Rydstrom provided.

- Ms. Angela Armstrong, Hunters Point Cultural Center and Art Gallery, expressed concern over who was awarded grants from the Arts Commission.

President Courtney provided a summary of the discussions regarding the arts grant funding and the recommendations that were made to the Arts Commission. He stated that there has been no indication that the Arts Commission has adopted the recommendations and asked that staff follow-up with the Arts Commission and report back.

Other Commission Business
None.

7. Report of the General Manager
   a) Water Supply Update
      Mr. Steve Ritchie provided an update on the water supply by discussing water supply conditions; reservoir storage as of January 12; precipitation at Hetch Hetchy for the 2014 water year; snowpack; and regional water system deliveries. Discussion ensued on historical drought conditions.
Mr. Ritchie discussed water supply availability information provided to customers. He indicated that a basic conservation message is relayed to customers, but that it is even more important due to the conditions. He stated that staff is tracking conditions on a weekly basis in order to be prepared in the event a declaration of a water supply emergency is necessary.

Commissioner Vietor asked how the Governor’s declaration of emergency would affect the SFPUC to which the City Attorney provided response.

Commissioner Moran noted there is a difference between a drought and a water supply deficiency, and water storage capacity is in place to address deficiencies.

Discussion ensued on conservation needs and on planning to diversify water supply.

Public Comments
- None

9. Consent Calendar
a) Approve Amendment No. 1 to Agreement No. CS-991, Preliminary Design and Environmental Services, Power Transmission Project, with URS Corporation, to provide preliminary engineering design, cost estimating and environmental analysis services; and authorize the General Manager to extend the Agreement by five years for a total contract duration of eight years, six months, with no increase to the Agreement value. (Resolution 14-0001)

b) Approve the plans and specifications, and award Contract No. WD-2697, Auxiliary Water Supply System (AWSS) – New Cisterns C, in the amount of $4,147,000, to the lowest, qualified, responsible and responsive bidder, Cal State Constructors, Inc., to construct five new AWSS buried concrete cisterns at 18th Ave. and Ulloa St.; 21st Ave. and Ocean Ave.; Funston Ave. and Geary Blvd.; San Buenaventura Way and St. Francis Blvd.; and Yerba Buena Ave. and St. Elmo Way. The proposed action is the Approval Action as defined in the San Francisco Administrative Code, Chapter 31. (Resolution 14-0002)

c) Approve the plans and specifications, and award Contract No. WD-2705, Town of Sunol Fire Suppression System, in the amount of $5,702,680, to the lowest, qualified, responsible and responsive bidder, Azul Works, Inc., to upgrade the Town of Sunol water system in order to meet the terms of the March 30, 2010 Memorandum of Understanding between the SFPUC and Alameda County. The proposed action is the Approval Action as defined in the San Francisco Administrative Code, Chapter 31. (Resolution 14-0003)

d) Approve an increase in the construction contract cost contingency for Contract No. WW-514R Southeast Water Pollution Control Plant Medium Voltage System

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Reliability Upgrades, with NTK Construction, Inc., in the amount of $99,796; and an increase in the contract duration contingency by 90 consecutive calendar days; and Authorize the General Manager or his designee to approve future modifications to the contract for a total revised contract amount of $2,422,100, and a total revised contract duration up to 930 consecutive calendar days. (Resolution 14-0004)

e) 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; and Authorize the General Manager or his designee to approve future modifications to the contract for a total revised contract amount not to exceed $12,746,997. (Resolution 14-0005)

f) Approve Modification No. 3 to Contract No. WW-541, Southeast Water Pollution Control Plant Oxygen Generation Plant Replacement, with NTK Construction Inc., to account for electrical code compliance requirements and coordination related to electrical service to the new oxygen generation plant, extending the contract duration by 60 consecutive calendar days, for a total contract duration of 389 consecutive calendar days, with no change to the contract amount. (Resolution 14-0006)

g) Approve the plans and specifications, and award Contract No. WW-568, 18th/25th/35th/47th Avenues and Delancey/Felton/Fern/Hawes/Madrid/Steiner Streets Sewer Replacement, in the amount of $2,354,290, to the lowest, qualified, responsible and responsive bidder, J. Flores Construction, to replace the existing sewers on the subject streets. The proposed action is the Approval Action as defined in the San Francisco Administrative Code, Chapter 31. (Resolution 14-0007)

h) Authorize the General Manager to execute a Memorandum of Agreement with the City of San Bruno for an amount not to exceed $65,000 and with a duration of 18 months for the purpose of funding and conducting an Emergency Water Storage Alternatives Analysis to provide information regarding the potential effect of the SFPUC’s proposed Regional Groundwater Storage and Recovery Project on the availability of emergency water storage within San Bruno’s pressure zone 1/4. (Resolution 14-0008)

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

Public Comments
None.

10. Authorize the General Manager to negotiate the terms and conditions of a Tenant Improvement Letter with 544 Golden Gate Associates, LLC to accompany the 544
Golden Gate Avenue Office Lease approved by the Commission on December 10, 2013. The total cost of the work and services performed by Landlord pursuant to the Work Letter shall not exceed $400,000. (Resolution 14-0009)

Commissioner Moran asked why the improvement letter was not presented as part of the prior lease approval, to which AGM Cruz responded that the original lease did not include all needed tenant improvements. Commissioner Moran requested that going forward all costs associated with the lease be presented at the time of approval.

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

Public Comments
• None.

11. Approve Project No. CUW30102, San Francisco Groundwater Supply Project; 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 14-0010)

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

Public Comments
• Mr. David Pilpel, expressed support for the item.

12. Public Comments on matters to be discussed in Closed Session.
None.

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

On Motion TO to assert
Ayes: Courtney, Caen, Vietor, Moran and Torres

The Commission entered Closed Session at 3:05 PM.

Closed Session
14. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1) (Resolution 14-0011)

Existing Claim
Lee
City Attorney Claim Nos. 13-02152 & 14-00834
Date Filed: March 21, 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 $120,000.00 in exchange for a full and final release of all liability.

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) (Resolution 14-0012)
Existing Litigation
State Farm vs. City and County of San Francisco
City Attorney Claim No. 12-02565
Superior Court Case No.: CGC-13-532539
Filed: May 2, 2013

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) (Resolution 14-0013)
Existing Claim
CSSA Insurance Company v. City and County of San Francisco
City Attorney Claim No. 14-00504
Filed: August 30, 2013

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:
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

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:
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

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-13-529310
City Attorney File No. 0000657/Date Filed 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:
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

21. 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

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) (4) and San Francisco Administrative Code Section 67.10 (d) (2).
Anticipated Litigation as Plaintiff

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 returned from Closed Session at 3:29 PM.

25. Announcement following Closed Session.
President Courtney announced that settlements were reached on items 14, 15, and 16, and that no other action was taken.

26. Motion regarding whether to disclose the discussions during Closed Session.
On Motion NOT to disclose:
Ayes: Courtney, Caen, Vietor, Moran and Torres

27. Other new business.
President Courtney stated that the January 28, 2014 Commission meeting will begin at 11:00 am.

President Courtney adjourned the meeting at 3:31 PM.