SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, January 27, 2015

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

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

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
For questions about the meeting, please contact (415) 554-3165. The ringing of and use of cell phones, pages, and similar sound-producing electronic devices are prohibited. 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 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 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, Phone: (415) 554-7724; Fax: (415) 554-7854; E-mail: 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 www.sfgov.org.

**Disability Access:** The SFPUC meeting will be held in Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA. The closest accessible BART Station is at Civic Center. Accessible MUNI lines serving this location are: 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 Ferns, 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 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, or by email 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.

**LANGUAGE ACCESS**
Per the Language Access Ordinance (Chapter 91 of the San Francisco Administrative Code), Chinese, Spanish and or Filipino (Tagalog) interpreters will be available upon requests. Meeting Minutes may be translated, if requested, after they have been adopted by the Commission. Assistance in additional languages may be honored whenever possible. To request assistance with these services please contact the Commission Clerk Donna Hood at (415) 554-0761, or dhood@sfwater.org at least 48 hours in advance of the hearing. Late requests will be honored if possible.

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**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. Approval of the Minutes of January 13, 2015

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) Advance Calendar
   b) 2014 State of the Regional Water System Report
   c) Annual Watershed and Environmental Improvement Program Report
   d) Hunters Point Development – Phase I Update
   e) Sewer Inspection and Replacement Update
   f) Water Supply Agreement Update

   a) Drought Update (Ritchie)
   b) Commission Input on Mid-Cycle Budget Priorities (Hom)

7. Biosolids Digester Facilities Project Update (Cruz)

8. BAWSCA Report (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

9. 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 Center for Natural Lands Management and Golden
      State Land Conservancy; Award Agreement Nos. CS-298, Conservation
      Easement Planning and Conveyance Agreement for Alameda Creek Watershed,
and CS-299, Conservation Easement Planning and Conveyance Agreement for Peninsula Watershed, to conduct pre-closing planning and due diligence for conservation easement sites. **Authorize** the General Manager to negotiate and execute the Agreements for an amount not-to-exceed $70,000 per agreement.  

(Ritchie)

b) **Approve** the selection of McBain Associates; **Award Agreement No. CS-388**, River Ecosystem Science Support, to provide hydrologic, geomorphic, biological, and other related river ecosystem science support services on an as-needed basis; and **authorize** the General Manager to negotiate and execute a **professional services agreement** with McBain Associates for an amount not-to-exceed $1,500,000 and with a duration of five years.  

(Ritchie)

c) **Accept** work performed by D’Arcy & Harty for **Contract No. WW-548**, Avila/Bay/Beach/Chestnut/Francisco/Jefferson/Scott Streets and Capra Way Sewer Replacement; **Approve** Modification No. 2 (Final), **decreasing the contract by $55,685**, for a total contract amount of $2,493,752 (of which $2,378,249 is funded by WWE and $115,504 is funded by DPW), and with a **time extension of 92 consecutive calendar days** (approximately three months), for a total contract duration of 367 consecutive calendar days (one year); and **authorize** final payment to the contractor.  

(Cruz)

d) **Accept** work performed by D’Arcy & Harty for **Contract No. WW-565**, 43rd Ave/46th Ave/Geary Blvd/O’Farrell/Natoma/Utah and London Streets Sewer Replacement, for a **total contract amount of $2,372,039**, and with a total contract duration of 503 consecutive calendar days (approximately one year, four months), and **authorize** final payment to the contractor.  

(Cruz)

**REGULAR SESSION**

10. **Authorize** the General Manager to execute, on behalf of the City and County of San Francisco, a new **10-year water service contract** with estimated revenue of $29,865,584 with the **United States Department of Energy** for continued water service to Lawrence Livermore National Laboratory, subject to Board of Supervisors approval pursuant to Charter Section 9.118.  

(Ritchie)

11. Public Comments on Matters to be discussed in Closed Session.

12. 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:*

13. 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:
In re Mountain Cascade Contract Litigation, Mountain Cascade, Inc. vs Chapman Welding, Inc. et al, and related consolidated actions and cross actions.
San Mateo Superior Court Case No.: CIV 519255 (Consolidated Cases Nos. 519255, 519868, 520079, 522061 and 522078)
City Attorney File No.: 131300 / Date Filed: Against San Francisco, 06/11/2013

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) (Mueller)

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

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) (Mueller)

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

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) (Mueller)

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

17. 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

18. Announcement following Closed Session.

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

20. Other new business.

ADJOURNMENT