SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

MINUTES
Tuesday, October 28, 2014
(As Approved on November 12, 2014)

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
1. **Call to Order**  
   *President Caen called the meeting to order at 1:40 PM.*

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

3. **Approval of the Minutes of October 14, 2014**  
   *On Motion:*  
   *Ayes: Caen, Courtney and Moran*

   **Public Comments**  
   *None.*

4. **General Public Comments**  
   - *Mr. Francisco DaCosta congratulated Commissioner Moran on his reappointment. He noted Commissioner Moran’s institutional memory and the contributions he makes to the Commission.*  
   - *Dr. Espanola Jackson welcomed Commissioner Moran back. She indicated she didn’t see a response to her inquiry regarding the Wu Lee Daycare lease, as discussed at the October 28, 2014 meeting.*

   President Caen and General Manager (GM) Kelly informed Dr. Jackson that the letter was included in the Commission packet, “Letter Summary” section. A copy of the letter was provided to Dr. Jackson.

   - *Ms. Yolanda Lewis encouraged the Commission to use their power wisely. She stated reliability and accountability is needed.*  
   - *Dr. Jackson continued her comments on the Wu Lee Daycare.*

   GM Kelly stated that the Wu Lee Daycare lease is the same as the previous tenant’s, including the footprint, and that the new lease is needed due the provider change.

5. **Communications**  
   a) **Advance Calendar**  
   b) **Letter Summary**

   **Public Comments**  
   - *Mr. Francisco DaCosta offered his thoughts on the Wu Lee lease response letter.*

   GM Kelly read the language in question from the both the new and previous lease. He reiterated that the language reflects that the footprint is the same. He expressed confidence in the Real Estate Director Russell and her ability.
Commissioner Courtney noted that the action taken at the last meeting was contingent upon the lease language being the same. He asked for confirmation it was the same.

6. Other Commission Business
   President Caen stated that item 13 was removed from the agenda, and item 16 would be heard first on the Regular Calendar.

7. Recognition of Deputy General Manager (DGM) Michael Carlin for his work during the Rim Fire
   GM Kelly introduced Ms. Ann Clark, Friends of Camp Mather, who presented Mr. Carlin with an award for his work during the Rim Fire. Ms. Clark expressed her gratitude to Mr. Carlin for his work and leadership. She read the language on the plaque and offered her congratulations. She also presented Mr. Carlin with a Certificate of Honor from the San Francisco Board of Supervisors, in honor of his service.

   DGM Carlin expressed his thanks for the recognition, noting there was a large team involved in the Rim Fire efforts. He thanked them their work.

   Public Comments
   None.

   GM Kelly stated that he and Commissioner Courtney attended the successful launch of the Sharp Park Recycled Water Project, along with representatives from the City of Pacifica and Recreation, and Park North Coast County Water District.

   a) Drought Update
      Assistant General Manager (AGM) Steve Ritchie, Water, provided an update on the drought, stating Hetch Hetchy is at 73 percent of capacity, the water bank is at 43 percent, and total system storage at 57 percent. He briefly discussed storage changes since early July, and reported on cumulative precipitation, total deliveries, and total system water savings. He noted this is the start of a new water year, and he discussed different scenarios, depending on precipitation.

      Public Comments
      None.

9. Revenue Bond Oversight Committee (RBOC) Annual Report and Audit Findings
   Mr. Kevin Cheng, RBOC Chair, presented RBOC’s 2013-2014 Annual Report. He outlined their main achievements, including key findings and recommendations on the WSIP. He noted other work efforts completed or initiated by RBOC during the year and identified future activities. He expressed gratitude to the SFPUC staff for their assistance and support.
Public Comments
None.

10. BAWSCA Update
President Caen welcomed Ms. Irene O’Connell, BAWSCA Chair, and briefly summarized her professional background.

Ms. O’Connell thanked President Caen for her comments, and discussed the strong relationship between the SFPUC and BAWSCA. She noted the responsibilities of BAWSCA. She thanked the SFPUC staff who regularly attends BAWSCA meetings. She stated BAWSCA lookforward to continue working with the SFPUC.

Commissioner Moran welcomed Ms. O’Connell and thanked her for her work.

GM Kelly stated that he has enjoyed working with BAWSCA and thanked Ms. O’Connell for making SFPUC staff feel welcomed.

Public Comments
None.

11. Consent Calendar:

a) Accept work performed by Precision Engineering for Contract No. WW-501, Western Addition/North Beach/Marina Districts Sewer Replacement and Pavement Renovation; Approve Modification No. 3 (Final), decreasing the contract by $155,850, for a total contract amount of $3,546,547 (of which $2,565,627 is funded by WWE and $980,920 is funded by DPW), and with a time extension of 47 consecutive calendar days (approximately one month and 17 days), for a total contract duration of 297 consecutive calendar days (approximately 10 months); and authorize final payment to the contractor. (Resolution 14-0165)

b) Accept work performed by Precision Engineering for Contract No. WW-549, Buchanan/Divisadero/Fillmore/Green/ Pierce and Scott Streets Sewer Replacement; Approve Modification No. 2 (Final), decreasing the contract by $93,524, for a total contract amount of $2,202,507 and with a time extension of 34 consecutive calendar days (approximately one month), for a total contract duration of 214 consecutive calendar days (approximately seven months); and authorize final payment to the contractor. (Resolution 14-0166)

c) Accept work performed by Shaw Pipeline for Contract No. WW-563, 15th/21st/24th/27th/30th/43rd/48th Avenues Sewer Replacement; Approve Modification No. 2 (Final), decreasing the contract by $12,398, for a total contract amount of $2,287,692, and with a time extension of 58 consecutive calendar days (approximately two months), for a total contract duration of 269 consecutive calendar days (approximately nine months); and authorize final payment to the contractor. (Resolution 14-0167)
d) **Approve Modification No. 1 to Contract No. WW-565, 43rd Ave/46th Ave/Geary Blvd/O’Farrell/Natoma/Utah and London Streets Sewer Replacement, with D’Arcy & Harty, to abandon an existing collapsed culvert pipe and install new culvert, manhole and sewer pipeline in a new alignment due to existing site conditions, increasing the contract by $56,806, for a total contract amount of $2,677,216, and with a time extension of 247 consecutive calendar days (approximately eight months), for a total contract duration of 473 consecutive calendar days (approximately one year and three months).** *(Resolution 14-0168)*

e) **Approve the terms and conditions and authorize the General Manager to execute a Memorandum of Understanding with the San Francisco Public Library to use approximately 3,418 square feet of SFPUC Parcel 22, located between 1150 and 1298 Ocean Avenue in San Francisco, for the Ingleside Garden, an outdoor courtyard next to the Library, for no annual use fee.** *(Resolution 14-0169)*

f) **Authorize the General Manager to execute, on behalf of the City and County of San Francisco, a Joint Funding Agreement with the U.S. Geological Survey for an amount not-to-exceed $1,885,725 and with a duration of five years, which will allow for hydrologic monitoring and stream gage maintenance on the Tuolumne River and its tributaries.** *(Resolution 14-0170)*

   **On Motion:**
   **Ayes: Caen, Courtney and Moran**

   **Public Comments**
   - None.

   **Item 16 was called out of order.**

16. **Adopt the Final Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program for the Pacific Rod and Gun Club Upland Soil Remedial Action Project pursuant to the California Environmental Quality Act; Approve Project No. CUW 28101, Pacific Rod and Gun Club Upland Soil Remedial Action Project; and authorize the General Manager to request the Mayor’s and Board of Supervisors’ approval of a supplemental appropriation of $9.5 Million.** *(Resolution 14-0171)*

   **AGM Ritchie introduced the item and provided a brief history of the site and the clean-up that is required. He acknowledged the staff who has worked diligently on the project.**

   **Public Comments**
   - **Mr. David Cincotta, PR&G Club, stated mitigation measures require the removal and storage and restoration of certain structures and facilities. He asked that the SFPUC include the PR&G Club in the process.**
Mr. Cincotta responded to a question from President Caen regarding the frequency of the clean-up of shot. He indicated the shot and clay currently used are non-toxic and disintegrate on their own.

- Mr. Dick Allen asked that the SFPUC move forward with the site clean-up. He expressed opposition to extending the lease until the clean-up is complete.

AGM Ritchie stated that the SFPUC is supportive of including the PR&G Club in the process, as requested.

On Motion:
Ayes: Caen, Courtney and Moran

12. Approve the selection of and award Agreement No. CS-389, Planning and Engineering Services Southeast Plant New 250 MGD Headworks Facility, to Carollo Engineers, Inc., to provide specialized planning and engineering services for the proposed new Headworks facility at the Southeast Water Pollution Control Plant; and authorize the General Manager to negotiate and execute a professional services agreement with Carollo Engineers, Inc., for an amount not-to-exceed $14,000,000, and with a duration of six years, subject to Board of Supervisors approval, pursuant to Charter Section 9.118. (Resolution 14-0172)

Ms. Karen Kubick, SSIP Director, introduced the item, stating it will enable the completion of the planning and design of the new Headworks Facility for the Southeast Plant.

On Motion:
Ayes: Caen, Courtney and Moran

Public Comments
- None.

Item 13 was removed from the calendar.

13. Approve the plans and specifications, and award Contract No. WD-2621, San Francisco Groundwater Supply Well Stations, in the amount of $15,978,350, to the lowest, qualified, responsible and responsive bidder, Western Water Constructors, Inc., to construct the Lake Merced Well Station, the South Sunset Well Station, the West Sunset Well Station, the Golden Gate Park Central Well Station, and the pH Adjustment Building at Sunset Reservoir.

14. Approve a revenue-generating program to license existing SFPUC street light poles for the installation of outdoor distributed antenna systems (DAS) by telecommunications carriers using licensed spectrum and third-party hosts certificated by the California Public Utilities Commission; Approve the terms and
Ms. Barbara Hale, AGM Power, provided a brief presentation on the Street License Program, and requested the approval of the terms and conditions of the Master License Agreement (MLA), the form of the MLA and Pole License; and to authorize the execution of the MLA.

AGM Hale touched on the Distributed Antenna System Program regulatory responsibilities and offered highlights of the MLA. She discussed the Power Revenue Scope and the City-wide and Power-specific program benefits.

Brief discussion ensued on the term of the MLA. In response to a question from Commissioner Moran, AGM Hale noted that there are no renewal provisions after the term of the Agreement ends.

Ms. Hale responded to a follow-up question regarding consideration for radio frequency interference, stating MLA clearly states the utility needs take precedent and other devices. She asked about consequential damages, and Ms. Hale stated the City is protected via the terms of the MLA. City Attorney Ambrose read section 20.2 of the MLA, which addresses the issue of consequential damage. Commissioner Moran stated he wanted to make sure the MLA addresses radio frequency interference. Deputy City Attorney Ambrose stated she would work with staff on additional language that may be needed. At the request of Commissioner Moran, Ms. Hale stated she will direct staff to complete the scope of engineering review.

Ms. Hale responded to President Caen regarding the size of the unit and the sufficiency of the amount of fiber to be installed.

On Motion:
Ayes: Caen, Courtney and Moran

Public Comments
• None.

15. Recommend that the Board of Supervisors approve the conveyance of an easement over an approximately 5,227 square-foot portion of property along Niles Canyon Road near Palomares Road in unincorporated Alameda County, to the Golden Gate Primitive Baptist Church of Oakland, and authorize an agreement conveying the Easement to the Church. The Easement Area is located on SFPUC Parcel 57 along Niles Canyon Road near Palomares Road (Alameda County Assessor's Parcel No. 507-0761-002-05). (Resolution 14-0174)
Ms. Rosanna Russell introduced the item and requested approval.

On Motion:
Ayes: Caen, Courtney and Moran

Public Comments
• None.

President Caen announced that there would be no Closed Session.

25. Other new business.
President Caen announced that the November 11th meeting has been cancelled due to the Veterans’ Day holiday, and that a Special Meeting has been scheduled for 1:00 PM on Wednesday, November 12th, same location.

President Caen adjourned the meeting at 2:48 PM.