SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, August 11, 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
Ike Kwon
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
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 408, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, Phone: (415) 554-7724; Fax: (415) 554-7854; E-mail: soff@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 Farnamass, 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 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.

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.

ACCESSO A IDIOMAS
De acuerdo con la Ordenanza de Acceso a Idiomas “Language Access Ordinance” (Capítulo 91 del Código Administrativo de San Francisco “Chapter 91 of the San Francisco Administrative Code”) intérpretes de chino, español y/o filipino (tagalo) estarán disponibles de ser requeridos. Los minutos podrán ser traducidos, de ser requeridos, luego de ser aprobados por la Comisión. La asistencia en idiomas adicionales se tomará en cuenta siempre que sea posible. Para solicitar asistencia con estos servicios favor comunicarse con la Secretaria de la Comisión Donna Hood al (415) 554-0761, o dhood@sfwater.org por lo menos 48 horas antes de la reunión. Las solicitudes tardías serán consideradas de ser posible.

PAG-ACCESS SA WIKA

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. Approval of the Minutes of July 28, 2015

4. General 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) Letter Summary
   c) WSIP Status of Construction Change Orders
   d) Annual Real Estate Update

6. Other Commission Business
   a) Adoption of a Resolution in support of the nomination of Kathleen Tiegs as President of the Association of California Water Agencies for the 2016-17 term.

7. Report of the General Manager
   a) Drought Update (Ritchie)
   b) CCA Update (Hale)
   c) Quarterly Audit and Performance Review Report (Hom)
      • Follow-up: 2012 Job Order Contract Program Audit, April 5, 2015
      • Southeast Community Investments Evaluation Framework Phase I, April 2015
   d) Water Enterprise Capital Improvement Program Quarterly Reports (How)
   e) Water System Improvement Program (WSIP) Quarterly Reports (Wade)
      • WSIP Quarterly Update
      • WSIP Regional Report
      • WSIP Local Report
   f) Quarterly Budget Status Report (Sandler)

8. 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

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 KUBRA Data Transfer, Ltd. (KUBRA); Award Agreement No. CS-310, Electronic Bill Presentment and Payment Services, to provide various options for electronic bill presentment and payment and related services, including on-line, mobile, interactive voice response systems, and e-Cash payments to SFPUC customers; and authorize the General Manager to negotiate and execute a professional services agreement for an amount not to exceed $1,000,000, and with a duration of five years. (Sandler)

   b) Accept work performed by Trinet Construction, Inc., for Contract No. HH-976, Coast Range Tunnel Inspection Access Work, for a total contract amount of $876,177, and with a total contract duration of 106 consecutive calendar days (approximately four months); and authorize final payment to the contractor. (How)

   c) Accept work performed by Kone, Inc., for Contract No. WW-526, Wastewater Enterprise Elevator Maintenance and Repair; Approve Modification No. 3 (Final), to account for actual costs of labor and materials required to complete work under bid item allowances, decreasing the amount of the contract by an additional $257,353, for a total contract amount of $218,847, and with a total contract duration of 1,188 consecutive calendar days (approximately three years and three months); and authorize final payment to the contractor. (How)

   d) Approve the plans and specifications, and award Contract No. WW-569, Southeast Water Pollution Control Plant and Bruce Flynn Pump Station Fire Alarm System Upgrade, in the amount of $746,492, to the lowest, qualified, responsible and responsive bidder, L C General Engineering & Construction, Inc., to remove, replace, and upgrade the existing deficient and deteriorated facility alarm systems and to install new fire alarm systems in selected locations. (How)

REGULAR SESSION

10. Approve the selection of Noble Americas Energy Solutions LLC; Award Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program, to provide meter data management, billing, and customer care services; and authorize the General Manager to negotiate and execute a professional services agreement for an amount not-to-exceed $5,600,000, and with a duration of three years. (Hale)

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) (Ambrose)

   Unlitigated Claim
   UCS Dungaree Company v. CCSF
   Unlitigated File No.: 15-03104
   Date Filed May 22, 2015

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) (Ambrose)

   Existing Litigation
   CCSF vs. Pacific Gas and Electric Company
   San Francisco Superior Court Case No.: CGC-13-529310
   Date Filed: March 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) (Johnson)

   Existing Litigation
   In re: Mountain Cascade Contract Litigation
   San Mateo County Sup. Ct. Master File No.: CIV 519255
   City Attorney File No.: 131300
   Date Filed: June 11, 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) (Ambrose)

   Existing Litigation
   Restore Hetch Hetchy v City and County of San Francisco
   Tuolumne County Superior Court, Case No.: CV-59426
   City Law Number 151139
   Date Filed: April 21, 2015

17. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (c) and San Francisco Administrative Code Section 67.10 (d) (2) (Ambrose)

   Unlitigated Claim
   CCSF v. AECOM
   City Law No.: 1120061
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. Sunol Valley Golf and Recreation Co.  
Alameda Superior Court Case No.: RG14729649  
City Attorney File No.: 131321  
Date Filed: June 18, 2004  

19. Conference with Real Property Negotiator - Pursuant to California Government Code Section 54956.8 and San Francisco Administrative Code Section 67.8 (a) (2)  

Property  
A portion of Alameda County Watershed Lands known as a portion of Parcels 61 and 65, consisting of two 18 hole golf courses and related facilities, located at 6900 Mission Road, Sunol, CA.  

Persons Negotiating:  
SFPUC – Michael Carlin  
Other Party – Alameda County Supervisor Scott Haggerty  

Under Negotiation:  Price ___ Terms of Payment ______ Both XXX  

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  
Federal Energy Regulatory Commission  
Case No.: EL15-3-000/Date Filed: October 10, 2014  

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  
Federal Energy Regulatory Commission  
Tariff Withdrawal per 35.15: Notice of Termination of the 1987 CCSF Interconnection Agreement – PG&E Rate Schedule FERC No. 114 to be effective June 30, 2015.  
Case No.: ER15-702-000/Date Filed: December 23, 2014  

22. 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
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) (Mueller)

Existing Litigation:

Pacific Gas & Electric
Federal Energy Regulatory Commission
§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco
Transmission Owner Tariff Replacement Agreements to be effective July 1, 2015
Case No.: ER15-705-000/Date Filed: December 23, 2014

24. 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
Federal Energy Regulatory Commission
§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Wholesale Distribution Tariff Replacement Agreements to be effective July 1, 2015
Case No.: ER15-704-000/Date Filed: December 23, 2014

25. 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
Federal Energy Regulatory Commission
Notice of Termination of Facilities Charge Agreements between PG&E and the City and County of San Francisco
Case No.: ER15-735-000/Date Filed: December 23, 2014

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

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

Following Closed Session, the Commission will reconvene in Open Session

27. Announcement following Closed Session.

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

29. Other new business.
30. Adjournment.
CANCELLATION NOTICE

The Regular meeting of the
San Francisco Public Utilities Commission
Tuesday, August 25, 2015

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

HAS BEEN CANCELLED

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