



San Francisco
Water Power Sewer

Services of the San Francisco Public Utilities Commission

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Mark Farrell

Mayor

AGENDA

Tuesday, May 22, 2018

1:30 P.M.

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

Commissioners

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

Harlan L. Kelly, Jr.

General Manager

Donna Hood

Secretary



For information, contact the Commission Secretary at 415-554-3165
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

Accessible Meeting Policy: The San Francisco Public Utilities Commission meeting will be held in Room 400, at 1 Dr. Carlton B. Goodlett Place (400 Van Ness Ave.), 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-Ocean View, N-Judah and T-Third at Van Ness and Civic Center Stations; F-Market; 19-Polk, 47-Van Ness; 49-Mission-Van Ness; 5-Fulton; 6-Parnassus, 21-Hayes; 9-San Bruno; and 7-Haight Noriega. For information about MUNI accessible services call 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. Providing at least 72 hours notice will help to ensure availability. Written reports or background materials for calendar items are available for public inspection and copying at 525 Golden Gate Ave., 13th Floor during regular business hours and are available on-line at <http://www.sfwater.org/index.aspx?page=167>.

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 to accommodate these individuals.

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 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 decision 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 more information on your rights under the Sunshine Ordinance or to report a violation of the ordinance, contact Administrator, by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.4689; by phone at 554.7724; by fax at 554.7854; or by email at soft@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 <http://www.sfgov.org>.



311 Free Language Assistance: 免費語言協助 / Ayuda gratuita con el idioma / Бесплатная помощь переводчиков / Trợ giúp Thông dịch Miễn phí / Assistance linguistique gratuite / 無料の言語支援 / 무료 언어 / 지원 / คว"มขวั ยเหลลลล ท"งภ"ษ"โดยไมม่ สัยคาไขจั าย / Libreng tulong para sa wikang Tagalog ยเหลลลล

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 May 8, 2018](#)
4. General Public Comment (discussion only)
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 (discussion only)
 - a) [Advance Calendar](#)
 - b) [Correspondence Log](#)
 - c) [Contract Advertisement Report](#)
 - d) [Water Supply Conditions Update](#)
6. Other Commission Business (discussion only)
7. Report of the General Manager (discussion only)
 - a) CleanPowerSF Update (Hale)
 - b) [Hetch Hetchy Capital Improvement Program Quarterly Report](#) (How)
 - c) [Quarterly Audit and Performance Review Report](#) (Sandler)
 - i. [City & County of San Francisco Basic Financial Statements and Single Audit Report, FY 2016-17](#)
 - ii. NERC CIP Compliance Monitoring, Self-Certification
 - iii. [Sewer System Improvement Program Planning & Pre-construction Activities Audit](#)
 - iv. [Wholesale Revenue Requirement: Statement of Changes in Balancing Account, FY 2016-17](#)
 - d) [Quarterly Budget Status Report](#) (Sandler)
 - e) New Employee Orientation Procedures (Kelly, Jr.)
 - f) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
8. Bay Area Water Supply and Conservation Agency Update (discussion only)
(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; and are available on-line at <http://www.sfwater.org/index.aspx?page=167>

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 terms and conditions and authorize the General Manager to execute a [no-fee five-year revocable license to Pangea Environmental Services, Inc.](#), to use approximately 2,000 square feet of SFPUC Parcel No. 29 at 1000 El Camino Real in Millbrae, California to: (a) install four groundwater monitoring wells; (b) drill eight geotechnical borings for soil sample collection; and (c) operate and maintain five existing groundwater monitoring wells to assess potential residual contamination from a former leaking underground storage tank located at a gas station at 1009 El Camino Real, Millbrae, California. (Carlin)
 - b) Approve the plans and specifications, and award [Contract No. WD-2692](#), 16-Inch and 8-Inch Ductile Iron Water Main Installation, Sewer Replacement on Geary Boulevard From 32nd to 48th Avenues, in the amount of \$9,245,821, to the lowest, qualified, responsible and responsive bidder, M Squared Construction, Inc. This action constitutes the Approval Action for the project for the purposes of California Environmental Quality Act, pursuant to Section 31.04 (h) of the San Francisco Administrative Code. (How)
 - c) Accept work performed by Azul Works, Inc., for [Contract No. WD-2747](#), Auxiliary Water Supply System - New Cisterns F; and approve Modification No. 4 (Final), decreasing the contract amount by \$215,323 and increasing the contract duration by 180 consecutive calendar days (approximately six months), to reconcile final payment items to reflect actual quantities used under unit price and allowance bid items and to reflect actual contract time, for a total contract amount of \$3,487,382, and a total contract duration of 610 consecutive calendar days (approximately one year and eight months); and authorize final payment to the contractor. (How)
 - d) Approve an increase to the existing construction contract duration contingency in the amount of 60 consecutive calendar days (approximately two months) for [Contract No. WW-622](#), Haight-Ashbury/Tenderloin/ Diamond Heights Districts Sewer Replacement and Pavement Renovation; and authorize the General Manager to approve future modifications to the contract duration of up to a total of 745 consecutive calendar days (approximately two years), with no change to contract amount. (How)
 - e) Approve an increase to the construction contract duration contingency of 150 consecutive calendar days (approximately five months) to [Contract No. WW-653](#), Marin Street Sewer Replacement; and authorize the General Manager to approve future modifications to the contract, for a total revised

contract duration up to 491 consecutive calendar days (approximately one year and four months), with no change to the contract amount. (How)

REGULAR SESSION

10. Approve Amendment No. 1 to [Agreement No. CS-247\[R\]](#), Customer and Administrative Services for Community Choice Aggregation Program with Calpine Energy Solutions LLC, for continued support of the CleanPowerSF program; and authorize the General Manager to execute this amendment, increasing the agreement amount by \$14,030,000, for a total not-to-exceed agreement amount of \$19,630,000, and extending the term of the agreement by three years, for a total agreement duration of six years, subject to the Board of Supervisors approval pursuant to Charter Section 9.118. (Hale)
11. [Approve correction of an error in Schedule B of Wastewater Service Rates for FYE 2019 through FYE 2022](#), adopted by the Commission on April 10, 2018 by Resolution No. 18-0054, to include a monthly service charge for nonresidential customers of the Wastewater Enterprise. The Approval Action of Wastewater Service Rates for FYE 2019 through FYE 2022 for the purposes of California Environmental Quality Act, pursuant to Section 31.04(h) of the San Francisco Administrative Code, occurred on April 10, 2018. (Sandler)
12. Public comment on matters to be addressed during Closed Session
13. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel

The Commission will go into Closed Session to discuss the following item(s):

14. Conference with Legal Counsel – Pursuant to California Government Code Sections 54956.9 (d)(1) and San Francisco Administrative Code Section 67.10 (d)(1) (Sheinfield)

Existing Litigation

David Alfaro, et al v. City and County of San Francisco

San Francisco Superior Court Case No.: CGC-15-547492

Date Filed: August 20, 2017

Proposed partial settlement of action as to the property damage claim of Malcolm Davis, one of numerous plaintiffs; several co-plaintiffs remaining in litigation.

Proposed Settlement amount: \$28,000

15. Conference with Legal Counsel – Pursuant to California Government Code Sections 54956.9 (d)(1) and San Francisco Administrative Code Section 67.10 (d)(1) (Lakritz)

Existing Litigation

John H. Aspelin, et al v. City and County of San Francisco

San Francisco Superior Court Case No.: CGC-16-556207

Date Filed: December 29, 2016

Proposed Settlement of action with plaintiff's release of all claims and the City to pay plaintiff amount: \$199,353

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) (discussion only) (Mueller)

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 6/30/15.

Case No.: ER15-702-000/Date Filed: December 23, 2014

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) (discussion only) (Mueller)

Existing Litigation:

Pacific Gas & Electric

Tariff Withdrawal per 35.15: Notice of Termination of The CCSF Facilities Charge Agreement for Moscone to be effective 6/30/15.

Case No.: ER15-703-000/Date Filed December 23, 2014

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) (discussion only) (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 7/1/15

Case No.: ER15-705-000/Date Filed: December 23, 2014

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) (discussion only) (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 7/1/15

Case No.: ER15-704-000/Date Filed: December 23, 2014

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) (discussion only) (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

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) (discussion only) (Mueller)

Existing Litigation:

City and County of San Francisco v. Pacific Gas & Electric

Federal Energy Regulatory Commission

Complaint under Sections 206 and 306 of the Federal Power Act.

Case No.: EL15-3-000/Date Filed: October 9, 2014

22. Announcement following Closed Session
23. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12(a)
24. Other New Business (discussion only)
25. Adjournment

San Francisco Public Utilities Commission
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