



San Francisco
Water Power Sewer

Services of the San Francisco Public Utilities Commission

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

London Breed

Mayor

AGENDA

Tuesday, September 11, 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 สัยคาไซจั 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 August 28, 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) [Annual Water System Improvement Program Report](#)
 - e) [Citizens' Advisory Committee Resolutions, Adopted August 21, 2018](#)
 - f) [Status of Large Development Projects - Regional Water Supply Service Area](#)
 - g) [Ordinance Authorizing Solar Interconnection Agreements](#)
 - h) [Water Supply Conditions Update](#)
6. Other Commission Business (discussion only)
7. Report of the General Manager (discussion only)
 - a) CleanPowerSF Update (Hale)
 - b) Bay Delta Water Quality Control Plan Update (Ritchie)
 - c) [Hetch Hetchy Capital Improvement Program Quarterly Report](#) (How)
 - d) [Sewer System Improvement Program Quarterly Report](#)
 - e) [Wastewater Enterprise Capital Improvement Program Quarterly Report](#) (How)
 - f) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements

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

8. *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) Accept work performed by A. Ruiz Construction Co. & Assoc. Inc. for [Contract No. WD-2710](#), San Francisco Local Water As-Needed Paving 3-Year Contract; approve Contract Modification No. 4 (Final), decreasing the contract amount by \$4,107, for a total contract amount of \$14,916,761; and authorize final payment to the contractor. (How)
- b) Accept work performed by M Squared Construction, Inc., for [Contract No. WD-2737](#), 12-Inch Ductile Iron Water Main Replacement on 6th Street from Market to Howard Streets, and on Taylor Street from Market to Pine Streets; ratify correction of the total contract duration to reflect time extension approved in Modification No. 1; approve Modification No. 2 (Final), decreasing the contract amount by \$2,813, for a total contract amount of \$4,354,166, with a non-compensable time extension of 43 consecutive calendar days, for a total contract duration of 682 consecutive calendar days; and authorize final payment to the contractor. (How)
- c) Approve an increase of 19 consecutive calendar days to the existing 41-day construction contract duration contingency for [Contract No. WW-636](#), Various Locations Sewer Replacement and Pavement Renovation No. 4; and authorize the General Manager to approve future modifications to the contract duration for a total revised contract duration of up to 474 consecutive calendar days (approximately one year and four months), with no change to contract amount. (How)
- d) Approve an increase to the existing construction contract duration contingency of 90 consecutive calendar days (three months) for [Contract No. WW-659](#), Greenhouse Demolition at 1150 Phelps Street; and authorize the General Manager to approve future modifications to the contract, for a total revised contract duration of up to 239 calendar days (approximately eight months), with no change to the contract amount. (How)

REGULAR SESSION

9. Approve the terms and conditions and authorize the General Manager to execute a [five-year lease](#), with a three-year option to extend the term, with Sea Cliff Fund, LLC, Del Mar SF, LLC, TIC Investments, LLC, and 50 Quint, LLC, together as landlord, for the Wastewater Enterprise to use warehouse space and two adjoining paved areas located at 50 Quint Street in San Francisco, for various Sewer System Improvement Program purposes, for an annual rent of \$1.2 million, with annual rent increases based on the Consumer Price Index. This action constitutes the Approval Action for the project for the purposes of CEQA, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (Carlin)
10. Approve the plans and specifications, and award [Contract No. WW-667](#), Mariposa Dry Weather Pump Station Improvements, in the amount of \$17,031,000, to the lowest, qualified, responsible and responsive bidder, Western Water Constructors, Inc., to demolish the existing pump station and reconstruct a new Mariposa Pump Station. (How)
11. Public Comment on matters to be addressed during Closed Session

12. 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 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) (action item) (Sheinfield)

Existing Litigation

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

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

Date Filed: 8/20/15

Proposed settlement of action as to property claims of three of numerous plaintiffs; several co-plaintiffs remain in litigation: (1) Lionel Tan and Dr. Ho Tan (\$245,000); and (2) Kwok Shing Hong (\$110,796.81)

14. Pursuant to Government Code Section 54957 (b)(1) and San Francisco Administrative Code Section 67.10(b), discussion and possible action to conduct [Public Employee Performance Evaluation of Harlan L. Kelly, Jr.](#), General Manager of the San Francisco Public Utilities Commission. (Action)

Following Closed Session, the Commission will reconvene in Open Session

15. Announcement Following Closed Session
16. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12 (a)
17. Pursuant to Government Code Section 54957(b)(4), discussion and possible action to **award a bonus of up to 3% of the General Manager's base salary** based on the Commission's evaluation of the General Manager against the Commission-established performance goals for the General Manager for Fiscal Year 17-18, and pursuant to the General Manager's employment contract approved by the Commission on July 25, 2017 and San Francisco Charter Section 8B.126(a). (Action)
18. Other New Business (discussion only)
19. Adjournment

Notice of Public Hearing

NOTICE OF PUBLIC HEARING: Tuesday, September 25, 2018 – 1:30 PM, City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, at a Regular Meeting of the SAN FRANCISCO PUBLIC UTILITIES COMMISSION: Public Hearing, discussion, and possible action to adopt the Rules and Criteria for the 100-year Storm Flood Risk Map Parcel Review Process to allow property owners to request review of the inclusion of their specific parcel(s) in the Map's flood risk zone. The detailed agenda and related files will be available at least 72 hours before the scheduled meetings at the SFPUC website www.sfwater.org, or by calling (415) 554-3165.

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