



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 N. Breed
Mayor

AGENDA

RESCHEDULED REGULAR MEETING

Tuesday, August 27, 2019

12:00 P.M.

****NOTE EARLIER START TIME****

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

Commissioners

Ann Moller Caen, President
Francesca Vietor, Vice President
Anson Moran
Sophie Maxwell
Tim Paulson

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 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 <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"มขว" ยเหลือี ท"งภ"ษ"โดยไม"ง" ส"ยคห"ไขจ"าย / Libreng tulong para sa wikang Tagalog ยเหลือี

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 13, 2019](#)
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 Multi-Enterprise Climate Committee Update](#)
 - e) [SFPUC's Community Benefits Team Diversity: Approach and Statistics](#)
 - f) [Water Supply Conditions Update](#)
6. Report of the General Manager (discussion only)
 - a) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
7. Bay Area Water Supply Conservation Agency Update (discussion only)
(Sandkulla)
8. Other Commission Business (discussion only)

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) Accept work performed by Sierra Mountain Construction Inc. for [Contract No. HH-991](#), 2018 Mountain Tunnel Interim Repairs; approve Modification No. 3 (Final), increasing the contract amount by \$297,390 and increasing the contract duration by 183 consecutive calendar days (approximately six months) for a total contract amount of \$6,813,006 and a total contract

duration of 439 consecutive calendar days (approximately one year and three months); and authorize final payment to the contractor. (How)

- b) Approve the novation of [Agreement No. PRO.0061](#), Federal Legislative Representation and Advocacy Services; authorize the General Manager to execute a Novation Agreement for the existing Agreement No. PRO.0061, from Daryl Owen Associates, Inc., to Owen Evans Ingols, Inc.; approve Amendment No. 2, increasing the agreement amount up to \$20,000, with no change in the agreement duration, for a total not-to-exceed agreement amount of \$1,220,000, and removing the requirement for 5% withholding from each invoice; and authorize the General Manager to execute this amendment. (Ellis)
- c) Accept work performed by American Construction & Supply, Inc. for [Contract No. WD-2770](#), Cathodic Protection for Transmission Pipelines at Various Locations - Phase 1; approve Modification No. 1 (Final), increasing the contract amount by \$444,685 and increasing the contract duration by 324 consecutive calendar days (approximately 11 months), for a total contract amount of \$2,285,425 and a total contract duration of 564 consecutive calendar days (approximately one year and six months); and authorize final payment to the contractor. (How)
- d) Accept work performed by Anvil Builders, Inc. for [Contract No. WD-2838](#), Sunol Valley Water Treatment Plant Powdered Activated Carbon System for a total contract amount of \$6,442,769, and a total contract duration of 397 consecutive calendar days (approximately one year and one month); and authorize final payment to the contractor. (How)
- e) Approve the terms and conditions and authorize the General Manager to execute (1) a [Utility Facility Transfer and Grant of Easement Agreement](#) by and among Alemany Housing Associates, L.P., the Housing Authority, and the SFPUC, and (2) an eight-year, **Temporary Electric Utility Easement Agreement** between the Housing Authority and the SFPUC. This action constitutes the Approval Action for the project for the purposes of the California Environmental Quality Act, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (Carlin)

REGULAR CALENDAR

- 10. Approve the terms and conditions of, and authorize the General Manager to execute, an [Agreement for Purchase and Sale of Real Estate](#) in the amount of \$1,590,000, plus related transaction costs not-to-exceed \$100,000, for the purchase from Michael Mitchell of approximately five acres of Alameda Watershed land, improved by a 2,890 square-foot single-family residence and certain personal property, commonly known as 12163 Calaveras Road in the unincorporated Town of Sunol, California (Alameda County Assessor's Parcel No. 096-0100-015). 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)
- 11. Award [Job Order Contract No. JOC-74](#), General Engineering (A-License) for San Joaquin, Stanislaus, and Tuolumne Counties for a not-to-exceed amount of

\$5,000,000 and a duration of two years, to the sole responsible and responsive bidder, Sierra Mountain Construction, Inc., to perform General Engineering construction tasks for San Francisco Public Utilities Commission Enterprises and Bureaus in San Joaquin, Stanislaus, and Tuolumne Counties. (How)

12. Consent to the terms and conditions for the completion and acceptance of [water, stormwater, and sewer infrastructure in the Mission Bay South Plan Area](#) set forth in the Letter Agreement dated July 29, 2019 between the Office of Community Investment and Infrastructure, FOCIL-MB, LLC, and the City and County of San Francisco. (Carlin)
13. Public Comment on matters to be addressed during Closed Session
14. 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:

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) (discussion only) (Mueller)

Existing Litigation

Pacific Gas & Electric Corporation

Case No. 19-30088/Date Filed: January 29, 2019

Case No. 19-30089/Date Filed: January 29, 2019

United States Bankruptcy Court, Northern District of California

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

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

Docket No. EL19-38-000/Date Filed: January 28, 2019 Federal Energy

Regulatory Commission

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

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

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 pursuant to San Francisco Administrative Code Section 67.12 (a)
20. Other New Business (discussion only)
21. Adjournment

San Francisco Public Utilities Commission
525 Golden Gate Avenue, 13TH Floor
San Francisco, CA 94102