



SAN FRANCISCO PUBLIC UTILITIES COMMISSION

City and County of San Francisco

London N. Breed

Mayor

REGULAR MEETING AGENDA

Tuesday, April 27, 2021

1:30 P.M.

This meeting is being held by Teleconference Pursuant to the Governor's Executive Order N-29-20 and the Twelfth Supplement to Mayoral Proclamation Declaring the Existence of a Local Emergency Dated February 25, 2020

WATCH LIVE:

<https://www.sfgovtv.org/sfpuc>

PUBLIC COMMENT CALL-IN:

1 (415) 655-0001 / MEETING ID: 146 500 4366 # #

During the Coronavirus Disease (COVID-19) emergency, the San Francisco Public Utilities Commission's (SFPUC) regular meeting room, City Hall, Room 400, is closed. Commissioners and SFPUC staff will convene Commission meetings remotely by teleconference.

Commissioners

Sophie Maxwell, President
Anson Moran, Vice President
Tim Paulson
Ed Harrington
Newsha Ajami

Michael Carlin

Acting General Manager


Donna Hood

Secretary



Accessible Meeting Policy: To obtain meeting materials in alternative format, please contact the Commission Secretary at 415-554-3165 or via email at Commission@sfgov.org. Providing at least 72 hours' notice will help to ensure availability. Written reports or background materials for calendar items are available on-line <http://www.sfgov.org/index.aspx?page=167>.

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 sof@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 / ความช่วยเหลือทางภาษาโดยไม่ว่าเสียค่าใช้จ่าย / Libreng tulong para sa wikang Tagalog ยช่วยเหลือ

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 April 13, 2021](#)
4. General Public Comment
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) [Contract Advertisement Report](#)
 - c) [Correspondence Log](#)
 - d) [General Manager Delegation of Authority Report](#)
 - e) [Streetlight Program Update](#)
 - f) [Water Supply Conditions Update](#)
6. Report of the General Manager (discussion only)
 - a) Presentation of Muwekma Ohlone Tribal Land Acknowledgement
 - b) Water Enterprise Racial Equity Plan
 - c) Update on December 2018 Bay Delta Plan Amendment and Voluntary Agreement Negotiations with the State and the [Governor Newsom's Drought Proclamation](#)
 - d) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
7. Discussion only of the Commission Water Workshops held on November 30, 2020, February 5, 2021, and March 26, 2021, to provide direction to staff regarding further consideration of issues raised in connection with the workshops. (Carlin)
8. New Commission Business (discussion only)

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 Pipe and Plant Solutions, Inc. for [Contract No. WW-661](#), As-Needed Sewer Cleaning and Inspection (FY18); approve Modification No. 5 (Final), decreasing the contract amount by \$6,764 for a total contract amount of \$1,410,533, with no change to the agreement duration of 570 consecutive calendar days; and authorize final payment to the contractor.
(How)

- b) Approve an increase of 280 calendar days to the contract duration contingency for [Contract No. WW-691](#), Sunset Boulevard Greenway – Phase II, Irving Street to Ulloa Street with Minerva Construction, Inc.; and authorize the General Manager to approve future contract modifications for a total contract duration of up to 714 consecutive calendar days (approximately two years), with no change to the contract amount. (How)
- c) Approve the plans and specifications, and award [Contract No. HH-1003R](#), Moccasin Powerhouse Generator Step Up Transformer Installation, in the amount of \$3,321,432, and with a duration of 716 consecutive calendar days (approximately two years), to the responsible bidder submitting the lowest responsive bid, Big Valley Electric, to make improvements to the two transformer bays and install two new City-furnished generator step-up transformers. (How)

REGULAR CALENDAR

10. Authorize the General Manager to extend by nine months through March 31, 2022, the following programs currently scheduled to end June 30, 2021: (1) the [Temporary Emergency Customer Assistance Program for COVID-19 Relief](#) for single-family residential customers providing a discount of 15% on water, 35% on sewer, and 30% on Hetch Hetchy Power bills, (2) the **application deadline for the Small Business and Nonprofit Customer Assistance Program for COVID-19 Relief** providing a 20% discount on water and sewer bills with bill discounts under this program continuing for six months from the date of application approval, and (3) the **temporary suspension of rules governing water/power shutoffs, liens, and fines**. (Sandler)
11. Approve Amendment No. 4 to [Agreement No. PRO.0029](#), Project Pull Internship Services, with the Japanese Community Youth Council, to continue providing administrative services and technical assistance for the Project Pull Internship Program through the Summer 2021 session; and authorize the General Manager to execute this amendment, increasing the agreement duration by six months, for a total agreement duration of five years and six months, with no change to the contract amount. (How)
12. Approve the selection of Edelstein Gilbert Robson & Smith LLC (EGRS); award [Agreement No. PRO.0178](#), State Legislation Representation and Advocacy Services to provide state legislative lobbying services; and authorize the General Manager to negotiate and execute a professional services agreement with EGRS for an amount not-to-exceed \$1,680,000, and with a duration of five years. (Ordikhani)
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:

CLOSED SESSION

15. CONFERENCE WITH LEGAL COUNSEL – Pursuant to California Government Code, Section 54956.9(d)(2), and San Francisco Administrative Code, Section 67.10(d)(1) (action item) (Gessner)

Unlitigated Claim

Julieta Jay Carlos DMD, Inc. v. City and County of San Francisco

Unlitigated File No.: 21-00132

Date Filed: 07/17/2020

Proposed settlement with City to pay claimant \$175,000 and claimant to release all claims.

16. CONFERENCE WITH LEGAL COUNSEL – Pursuant to California Government Code, Section 54956.9(d)(2), and San Francisco Administrative Code, Section 67.10(d)(1) (action item) (Gessner)

Unlitigated Claim

Monika Neuendorf/State Farm v. City and County of San Francisco

Unlitigated File No.: 21-00777

Date Filed: 10/30/2020

Proposed settlement with City to pay claimant \$46,181.51 and claimant to release all claims.

17. CONFERENCE WITH LEGAL COUNSEL – Pursuant to California Government Code, Section 54956.9(d)(2), and San Francisco Administrative Code, Section 67.10(d)(1) (action item) (Gessner)

Unlitigated Claim

Stephen Besselman/State Farm v. City and County of San Francisco

Unlitigated File No.: 21-00238

Date Filed: 08/05/2020

Proposed settlement with City to pay claimant \$29,107.03 and claimant to release all claims.

18. Conference with Legal Counsel – Anticipated Litigation as Petitioner per California Government Code 54956.9(d)(4) and San Francisco Administrative Code Section 67.10(d)(2) (discussion only) (Whipps)

19. Conference with Legal Counsel – Pursuant to California Government Code Section 54965.9 (d)(1) and San Francisco Administrative Code Section 67.10 (d)(1) (discussion only) (Whipps)

Existing Litigation

San Joaquin Tributaries Authority, et al v. California State Water Resources Control Board

Tuolumne Superior Court Case No. CV62094/Date Filed: January 10, 2019

Coordinated as State Water Board Cases by order filed May 13, 2019 in Sacramento Superior Court, JCCP No. 5013

20. Conference with Legal Counsel – Pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1)
(discussion only) (Mueller)

Conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 9-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL 19-38- 000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18- 1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL 15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703- 000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. 1.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019; and California Public Utilities Commission Case No. R.19-09-016, filed January 10, 2019.

Following Closed Session, the Commission will reconvene in Open Session.

21. Announcement following Closed Session.
22. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12(a).

Adjournment.

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