



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

**Minutes**

**Tuesday, March 13, 2018**

**(Approved March 27, 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](http://www.sfwater.org)

Gavel-to-Gavel coverage available at:

[http://sanfrancisco.granicus.com/ViewPublisher.php?view\\_id=22](http://sanfrancisco.granicus.com/ViewPublisher.php?view_id=22)

1. Call to Order  
*President Kwon called the meeting to order at 1:30 PM.*
2. Roll Call  
*Present: Kwon, Vietor, and Moran*  
*Excused: Caen*  
*Commissioner Courtney arrived at 1:50 PM.*
3. Approval of the Minutes of February 27, 2018  
*On Motion to approve the Minutes of February 13, 2018:*  
*Ayes: Kwon, Vietor, and Moran*  
  
*No public comment.*
4. General Public Comment  
*None.*
5. Communications
  - a) Advance Calendar
  - b) Correspondence Log
  - c) Contract Advertisement Report
  - d) Annual Power Risk Management Plan
  - e) Streetlight Program Update
  - f) Water Supply Conditions Update  
*No public comment.*
6. Other Commission Business  
*None.*
7. Report of the General Manager  
*Agenda item 8b was presented before item 8a.*
  - b) Wastewater Enterprise Capital Improvement Program Quarterly Report  
*Karen Kubick, Sewer System Improvement Program (SSIP) Director, discussed variances noted in the quarterly report: (1) Seismic reliability improvements; (2) Westside Pump Station reliability improvements; (3) Kansas and Marin Streets improvements; (4) Interdepartmental projects; (5) Taraval; and (6) Folsom area stormwater project.*  
  
*No public comment.*
  - a) CleanPowerSF (CPSF) Update  
*Barbara Hale, Assistant General Manager (AGM) Power, provided a CPSF update: (1) Enrollment: 81,000 sites served; 3.2 percent opt-out; 4.1 percent SuperGreen upgrade; next small enrollment will be in April with 230 new accounts expected; and large enrollment will occur in July; (2) Rate Planning: Rate action will be before the Commission for consideration on April 10<sup>th</sup>, for a July 1<sup>st</sup> effective date; CPSF Green rates will be approximately two percent less than PGE rates; there is a request to*

*suspend the termination fee until after program enrollment period is complete; (3) Regulatory: Motion filed with California PUC to re-hear their resolution on the modification to the timeline as to when CCA's can expand or launch new programs; joint protest filed along with other CCA's to protest PGE's request to modify bill collection practices; and Power Charge Indifference Adjustment rule-making continues.*

*AGM Hale responded to a question from Commissioner Vietor regarding the schedule for full enrollment.*

*No public comment.*

c) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements

*None.*

8. 2018 Employee Engagement Survey

*Cindy Charan, Director, Human Resource Services, reviewed the purpose of the 2018 Employment Engagement Survey and introduced Jennifer Rice, Enterprise Workforce Planning Supervisor, and Alyssa Vu, Enterprise Workforce Planning Analyst, who presented the Survey which covered: (1) Engagement; (2) Engagement Drivers and Outcomes; (3) Common Challenges (traditional method v. Quantum Workplace); (4) Challenges to getting real results; (5) Project timeline and next steps; (6) Project team and Key Performance Indicators (success measures); and (7) Look into the future.*

*VP Courtney arrived at 1:50 PM*

*Ms. Rice responded to questions from President Kwon regarding SFPUC glass door scores, turnover rate, engagement surveys, and if the survey will tie into performance management.*

*No public comment.*

9. Consent Calendar:

a) Approve an increase to the existing contract duration contingency in the amount of 123 consecutive calendar days for Contract No. WW-626, Southeast Water Pollution Control Plant (SEP) Primary and Secondary Clarifier Upgrades; and authorize the General Manager to approve future modifications to the contract, for a total revised contract duration of up to 860 consecutive calendar days, with no change to the contract amount. ([Resolution 18-0036](#))

b) Approve an increase to the construction cost contingency in the amount of \$600,000, with no change to the contract duration, for Contract No. WW-632, SEP Existing Digester Gas Handling Improvements Project; and authorize the General Manager to approve future modifications to the contract, for a total revised contract amount of up to \$11,089,600. ([Resolution 18-0037](#))

- c) Approve the terms and conditions and authorize the General Manager to execute an eight-year revocable license to the City of South San Francisco to use approximately 3,000 square feet of SFPUC Parcel No. 18 near the intersection of Alta Loma Drive and Camaritas Avenue in South San Francisco, to remove, replace, operate, and maintain an existing six-inch sanitary sewer pipeline, for no annual use fee. ([Resolution 18-0038](#))

*David Pilpel requested that item 9c be removed from the Consent Calendar.*

*On Motion to approve the Consent Calendar 9a and 9b:  
Ayes: Kwon, Courtney, Vietor, and Moran*

*No public comment on items 9a and 9b.*

*Mr. Pilpel discussed environmental review for item 9c and stated that South San Francisco made the determination that the project is exempt under CEQA. He stated the action before the Commission is to authorize the license. He questioned if another agency can make CEQA determinations for another agency.*

*Irina Torrey, Manager, Bureau of Environmental Management, noted that agencies routinely depend on other agencies' CEQA findings when the projects are in their jurisdiction and that it is standard practice. Therefore, separate CEQA documents are not prepared.*

*Francesca Gessner, Deputy City Attorney, confirmed Manager Torrey's conclusion. Rosanna Russell, Real Estate Director, provided additional comments.*

*Bureau Manager Torrey responded to a question from Commissioner Vietor regarding the process for CEQA determination.*

*On Motion to approve Consent Calendar item 9c:  
Ayes: Kwon, Courtney, Vietor, and Moran*

10. Authorize the General Manager to negotiate and execute an agreement with Lawrence Berkeley National Laboratory (LBNL) for an amount not-to-exceed \$250,000, to be funded by other City departments, with a duration of three years, for LBNL to develop modeling to better understand the potential impact of climate change on future precipitation in San Francisco. ([Resolution 18-0039](#)).

*Anna Roche, Wastewater Enterprise Utility Specialist presented the item, reviewing objectives and discussed the following: (1) Wastewater Climate Change Efforts; (2) Climate Change in the Bay Area; (3) Advancements in Climate Science; (4) High Resolution Climate Change Models; (5) Probabilistic event attribution and projection; and (6) Translating science.*

*On Motion to approve item 10:  
Ayes: Kwon, Courtney, Vietor, and Moran*

*No public comment.*

11. Authorize the General Manager to execute a Design Agreement with the Department of the Army/Army Corps of Engineers, for the engineering design of placement of sand dredged from the San Francisco Main Ship Channel and placed against the bluff along a 4,000-foot stretch of Ocean Beach south of Sloat Boulevard, for an amount not-to-exceed \$280,000, with a duration of one year. ([Resolution 18-0040](#))

*On Motion to approve item 11:*

*Ayes: Kwon, Courtney, Vietor, and Moran*

*No public comment.*

12. Award a Grant agreement to the San Francisco Unified School District to fund the construction of a pilot Stormwater Schoolyard at Robert Louis Stevenson Elementary School, in the amount of \$528,000, with a duration of one year. 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. ([Resolution 18-0041](#))

*In response to a question from Commissioner Vietor, Brian Henderson, Acting AGM Wastewater, stated the item is not a "Green Infrastructure" Grant.*

*On Motion to approve item 12:*

*Ayes: Kwon, Courtney, Vietor, and Moran*

#### Public Comment

- *David Pilpel discussed language in the Environmental Review section of the staff report which stated the Bureau of Environmental Management "determined" the proposed project is categorically exempt and the Planning Department "concurred", but that it should state that the SFPUC "recommended" and the Planning Department "determined" the project is categorically exempt.*

*Bureau Manager Torrey agreed with Mr. Pilpel's comments.*

13. Approve Project No. CWWSIPDP01, Biosolids Digester Facilities Project, located at the SEP; and adopt the required CEQA Findings including a Statement of Overriding Considerations and the MMRP; and authorize the General Manager to proceed with construction of the Project, pursuant to Construction Manager/General Contractor Contract No. WW-647R, SEP Biosolids Digester Facilities, subject to Board of Supervisors release of appropriated project funds. ([Resolution 18-0042](#))

*Karen Kubick, SSIP Director, introduced the item and then requested that Carolyn Chiu, Project Manager, provided an update on the Biosolids Digester Facilities Project: (1) Southeast Treatment Plant Campus Vision; (2) Project location and purpose; (3) Key features; (4) Site layout; and (5) Rendition of eastern project view.*

*Ms. Chiu thanked the SSIP team, Wastewater Enterprise staff, the design team, and the EIR team for their dedicated work on the project. She summarized the proposed action and requested Commission approval.*

*Ms. Chiu responded to a question from Commissioner Moran regarding the estimated completion date (May 2024).*

*In response to a question from Commissioner Vietor, GM Kelly stated a presentation regarding the Environmental Justice Analysis will be scheduled.*

*David Gray, Acting Community Benefits Director, provided a brief background and summary of the Environmental Justice Analysis.*

*Vice President Courtney stated pre-apprentice and apprentice programs need to be outlined and defined.*

*On Motion to approve item 13:*

*Ayes: Kwon, Courtney, and Moran*

#### Public Comment

- Steve Good, President, Southeast Facility (SEF) Commission, expressed support for the project. He noted the close working relationship between the SFPC and SEF. He asked that the Environmental Justice Analysis recommendations be adhered to. He expressed opposition to project delay.*
- Levone King, SEF Commission, noted the importance of the Environmental Justice Analysis recommendations and that the SFPUC continue to work with the SEF as work proceeds. She expressed excitement for the 1550 Evans Community Center.*
- David Pilpel noted the importance of the project, expressed support, and noted the need for the new facilities to reduce odors.*
- Joyce Armstrong, President, Public Housing Tenant Association and Hunter's Point Shipyard CAC member, discussed the importance of the site improvements and the need to transform technology for earthquake safety.*
- Linda Richardson, Southeast Alliance for Environmental Justice, expressed support for the project. She thanked the Commission and staff for their work and emphasized the importance of Environmental Justice work. She stated she does not want housing on the Community Center site.*
- Dr. Veronica Hunnicutt, Chair, Shipyard CAC, expressed support for the item. She stated confidence the SFPUC will deal with impacts and concerns and the project moves forward and looks forward the project advancement.*
- Lottie Titus expressed support for the project and thanked the Commission and staff for the work that is being done for the community.*
- Kimberly Carter expressed support for the project. She asked that the SFPUC keep the commitment for opportunities for the communities and needs of the children.*
- Dorothy Kelley expressed support for the project. She state the odors are too much and the project needs to be completed.*



- *Mister Moore described the bad odors in the community and the need for clean air. He expressed support for the project.*
- *Alex Landsberg thanked the Commission for moving the project forward. He noted the reduction of odors in the community. He discussed his proposal for using 4.5 acres of land for housing and referenced the letter he sent regarding the topic.*
- *Joanne Abernathy, former Tenant Association VP, stated she looks forward to working with the Commission and the community on the project. She expressed the need for community jobs.*

*Commissioner Vietor was excused and departed the meeting at 2:23 PM.*

- *Rodney Hampton, Jr., stated he does not want an alternative program, does not want housing on the site, and expressed concern with those from outside of the community who are recommending housing.*

*GM Kelly offered his historical perspective on the site and the long-term work with the community to determine their needs and wants. He stated the property is not surplus and is not available for housing.*

*GM Kelly requested SEF President Good provide his thoughts. President Good He stated that there has been a transparent process and that recent proposal for housing is not appropriate.*

*Commissioner Courtney stated he Biosolids Digester Facilities Project is not a housing proposal and no housing should be included in the project.*

14. Public comment on matters to be discussed during Closed Session.  
*None.*

15. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.  
*On Motion to assert attorney-client privilege:*  
*Ayes: Kwon, Courtney, and Moran*

*The Commission entered Closed Session at 3:00 PM.*

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)  
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 partial settlement of action as to the property damage claims of the following plaintiffs: (1) Carlos Gross (\$88,500); (2) John and Maria Naniola (\$85,000); (3) Rick Popke and Nancy Huff (\$36,000); and (4) S.F. Motorcycle Club (\$140,000).*

Resolutions: (1) 18-0043; (2) 18-0044; (3) 18-0044; and (4) 18-0045

*The Commission exited Closed Session at 3:38 PM.*

17. Announcement following Closed Session.  
*No announcement.*
18. Motion regarding whether to disclose the discussions during Closed Session pursuant to S.F. Administrative Code Section 67.12 (a).  
*On Motion not to disclose:*  
*Ayes: Kwon, Courtney, and Moran*
19. Other New Business  
*None.*
20. Adjournment  
*President Kwon adjourned the meeting at 3:39 PM.*