



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
Tuesday, October 22, 2019
1:30 P.M.

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 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"มขว" ยเหลือี ท"งภ"ษ"โดยไม"ง" ส"ยคาไขจ"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 October 8, 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) [Financial and Technology Policies Progress Report](#)
 - e) [O'Shaughnessy Dam Reservation Quarterly Report – Third Quarter](#)
 - f) [Water Supply Conditions Update](#)
6. Report of the General Manager (discussion only)
 - a) Sewer System Improvement Program Major Projects Update
 - b) [Update on Development of the Stormwater Component of the Sewer Service Charge](#)
 - c) [Water Supply Planning Update](#)
 - d) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
7. Bay Area Water Supply and Conservation Agency Update (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) Approve an increase of 547 consecutive calendar days (approximately 18 months) to the existing contract duration contingency for [Contract No. WD-2621R](#), San Francisco Groundwater Supply Well Stations; and authorize the General Manager to approve future modifications to the contract for a total revised contract duration of up to 1,934 consecutive calendar days (approximately five years and four months), with no change in the contract amount. (How)
- b) Accept work performed by JDB and Sons Construction, Inc. for [Contract No. WD-2832](#), Sunol Nursery; approve Modification No.19 (Final) decreasing the contract amount by \$83,969, for a total contract amount of \$2,220,092, and increasing the contract duration by 317 consecutive calendar days (approximately 10 and one-half months), for a total duration of 737 consecutive calendar days (approximately two years and one month); and authorize final payment to the contractor. (How)
- c) Accept work performed by Anvil Builders, Inc. for [Contract No. WW-657R](#), Drumm and Jackson Streets Sewer Improvements; approve Modification No. 4 (Final), decreasing the contract amount by \$1,354,443, for a total contract amount of \$4,363,144 and a total contract duration of 257 consecutive calendar days (approximately eight and one-half months); and authorize final payment to the contractor. (How)

REGULAR CALENDAR

- 10. Discussion and possible action to amend the [Commission Rules of Order](#) as follows: (1) Rule 6, "Organization and Election of Officers," to establish procedures for unexpected vacancy of the Commission President and/or Vice President, and (2) Rule 16, "Order of Business," to revise the Regular Meeting Agenda order of business. (Caen)
- 11. Approve the selection of a pool of qualified respondents to the [CleanPowerSF Request for Offers of Renewable Energy Supplies](#) (PRO.0153); authorize the General Manager to negotiate agreement(s) with the approved pool of qualified respondents; conditionally authorize the General Manager to execute one or more agreement(s); and authorize the General Manager to seek approval from the Board of Supervisors to execute one or more agreement(s) with the approved pool of qualified respondents, to the extent required. (Hale)
- 12. Authorize the General Manager to execute a [Joint Funding Agreement with the U.S. Geological Survey](#) for an amount not-to-exceed \$2,182,525 and with a duration of five years, to provide hydrologic monitoring and stream gauge maintenance on the Tuolumne River and its tributaries. (Ritchie)
- 13. Approve the selection of, and award [Grant Agreement No. PRO.0151](#), Demonstration Garden Operations and Programming, to the San Francisco Parks Alliance, acting as the fiscal sponsor for the Garden for the Environment (GFE), to operate a public demonstration garden and deliver educational programming on approximately one-half acre of real property under the jurisdiction of the San Francisco Public Utilities Commission at 7th Avenue and Lawton Streets in San Francisco, with a term of five years and in an amount not-

to-exceed \$800,000; and approve the terms and conditions of and authorize the General Manager to execute a five-year, no-fee revocable license with the San Francisco Parks Alliance, as the GFE's fiscal sponsor, to use the Property to perform GFE's grant obligations under Agreement No. PRO.0151. (Carlin)

14. Approve Direction to Staff Regarding Development of [Policy for Rationing for Residential Water Customers During Severe Drought](#) instructing staff to review the SFPUC's Retail Water Shortage Allocation Plan during the upcoming 2020 Urban Water Management Plan update, and as part of that review, analyze and make recommendations regarding three policy options for mandatory residential rationing during a drought including imposing a lower level of rationing on residential customer classes with lower per capita water consumption than those with higher per capita water consumption. (Ritchie)
15. Public Comment on matters to be addressed during Closed Session
16. 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:

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 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

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

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

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

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

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

San Francisco Public Utilities Commission
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