



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, January 22, 2019**

**1:30 P.M.**

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

**Commissioners**

Vince Courtney, President  
Ann Moller Caen, Vice President  
Francesca Vietor  
Anson Moran  
Ike Kwon

**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)

**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., 13<sup>th</sup> 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](mailto: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 สัยคาไขจั 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](http://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 December 11, 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) [2017 Energy Benchmarking Report](#)
  - e) [2018 Golden Pride Employee Recognition Program Update](#)
  - f) [O'Shaughnessy Dam Reservations Quarterly Report – 4<sup>th</sup> Quarter](#)
  - g) [Revised Declaration of Emergency: Repair Southeast Treatment Plant Final Effluent Force Main](#)
  - h) [Sewer Inspection and Replacement Program Update](#)
  - i) [Water Pipeline Assessment](#)
  - j) [Water Supply Agreement Update](#)
  - k) [Water Supply Conditions Update](#)
6. Other Commission Business (discussion only)
7. [Workforce Development: Policy Objectives and Practices - Wastewater Pre-Apprenticeship/Stationery Engineers Apprenticeship](#) (discussion only)  
(Kelly, Jr.)
8. Report of the General Manager (discussion only) (Kelly, Jr.)
  - a) [Southeast Community Facility Update](#)
  - b) CleanPowerSF Update
  - c) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
9. Update on State Water Board's December 12, 2018 adoption of amendment to the Bay-Delta Plan (discussion only) (Ritchie)
10. Bay Area Water Supply and Conservation Agency Update (discussion only) (Sandkulla)

*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, 13<sup>th</sup> Floor, San*

## CONSENT CALENDAR

11. *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 Amendment No. 2 to [Agreement No. CS-291.J](#), Communications Support for Community Benefits with Davis & Associates Communications, Inc., for continued planning, development, and marketing of a comprehensive communications strategy; and authorize the General Manager to execute this amendment increasing the agreement by \$115,000, for a total not-to-exceed agreement amount of \$1,115,000, and extending the term by nine months, for a total agreement duration of four years and three months. (Ellis)
  - b) Approve an increase of \$490,000 to the existing \$587,538 cost contingency, and an increase of 68 consecutive calendar days (approximately three months), to the existing 26-day duration contingency for [Contract No. HH-991](#), 2018 Mountain Tunnel Interim Repairs; and authorize the General Manager to approve future modifications to the contract for a total revised contract amount of up to \$6,952,924 and a total revised contract duration of up to 350 consecutive calendar days. (How)
  - c) Accept work performed by Gordon N. Ball, Inc. for [Contract No. WD-2652](#), Bioregional Habitat Restoration - San Antonio Creek; approve Modification No. 29 (Final) decreasing the contract amount by \$37,881 for a total contract amount of \$16,158,467 and increasing the contract duration by 65 consecutive calendar days (approximately three months), for a total contract duration of 2,018 consecutive calendar days; and authorize final payment to the contractor. (How)
  - d) Approve an increase of 150 consecutive calendar days (approximately five months) to the existing 385-day construction contract duration contingency for [Contract No. WW-622](#), Haight-Ashbury/Tenderloin/Diamond Heights Districts Sewer Replacement and Pavement Renovation; and authorize the General Manager to approve future modifications to the contract duration for a total revised contract duration of up to 895 consecutive calendar days (approximately two years and five months), with no change to contract amount. (How)
  - e) Approve an increase of 130 consecutive calendar days (approximately four months) to the existing construction contract duration contingency for [Contract No. WW-625](#), Oceanside Water Pollution Control Plant Flare Control and Stack Upgrade; and authorize the General Manager to approve future modifications to the contract duration for a total duration of up to 880

consecutive calendar days (approximately two years and five months), with no change in contract amount. (How)

- f) Accept work performed by Monterey Mechanical Co. for [Contract No. WW-626](#), Southeast Water Pollution Control Plant Primary and Secondary Clarifier Upgrades, for a total contract amount of \$25,795,341, and with a total contract duration of 860 consecutive calendar days (approximately two years and four months); and authorize final payment to the contractor. (How)
- g) Approve an increase of \$44,640 to the existing \$740,461 construction cost contingency for [Contract No. WW-629](#), Various Locations Sewer Replacement and Pavement Renovation No. 1; and authorize the General Manager to approve future modifications to the contract amount for a total revised contract amount of up to \$8,189,706, with no change to the contract duration. (How)
- h) Approve an increase of 60 consecutive calendar days (approximately two months) to the existing 198-day construction duration contingency for [Contract No. WW-631](#), Crocker Amazon/Excelsior/Ingleside Districts Sewer Replacement and Pavement Renovation; and authorize the General Manager to approve future modifications to the contract duration for a total revised contract duration of up to 763 consecutive calendar days (approximately two years and one month), with no change to contract amount. (How)
- i) Approve an increase of 90 consecutive calendar days (approximately three months) to the existing 180-day construction contract duration contingency, for [Contract No. WW-633](#), Various Locations Sewer Replacement No. 2; and authorize the General Manager to approve future modifications to the contract duration for a total revised contract duration of up to 730 consecutive calendar days (approximately two years), with no change to contract amount. (How)
- j) Approve an increase of 60 consecutive calendar days (approximately two months) to the existing 60-day construction 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 534 consecutive calendar days (approximately one year and six months), with no change to contract amount. (How)

## **REGULAR CALENDAR**

- 12. Retroactively approve and ratify original not-to-exceed contract amount of \$3,342,840 in [Agreement No. CS-318](#), Software and Equipment Maintenance for the Wastewater Enterprise's Distributed Control Systems; retroactively approve and ratify Amendment No. 1, reflecting Invensys Systems, Inc.'s name change to Schneider Electric Systems, USA Inc., and adding \$578,582 for a total not-to-exceed contract amount of \$3,921,422; approve Amendment No. 2, extending the term by two years for a total agreement duration of seven years,

with no change in contract amount; and authorize the General Manager to execute this amendment. (Norby)

13. Approve Amendment No. 3 to [Agreement No. CS-991](#), Preliminary Design and Environmental Services, Power Transmission Project, with URS Corporation Americas, to provide continuing technical support services during construction of the substructure work for the Bay Corridor Transmission and Distribution Project; and authorize the General Manager to execute this amendment to extend the Agreement by five months for a total contract duration of nine years, with no change to the agreement amount; and retroactively approve and ratify the initial executed contract duration of three years, seven months. (Abueg)
14. Approve the plans and specifications, and award [Contract No. WD-2822R2](#), Lower Crystal Springs Dam (LCSD) Stilling Basin Connecting Channel, in the amount of \$4,784,700 and with a duration of 485 consecutive calendar days (approximately one year and five months), to the lowest, qualified, responsible and responsive bidder, Anvil Builders Inc., to construct a channel between the LCSD Stilling Basin and downstream Pond 2, make other upgrades to valves below LCSD, and perform revegetation in the San Mateo Creek riparian zone. (How)
15. Approve the plans and specifications, and award [Contract No. WD-2829R](#), San Andreas Pipeline No. 2 Replacement, in the amount of \$32,087,200, with a duration of 730 consecutive calendar days (two years), to the lowest, qualified, responsible and responsive bidder, Ranger Pipelines Inc., to replace four segments, approximately 6,500 linear feet, of 54" diameter of San Andreas Pipeline No. 2 in the City of San Bruno. (How)
16. Approve the Southeast Community Center at 1550 Evans Project and the selection of Charles Pankow Builders, Inc.; award [Contract No. WW-682R](#), Southeast Community Center at 1550 Evans, a Construction Manager/General construction services for the Project; and authorize the General Manager to execute a CM/GC agreement with Pankow, consistent with the requirements of Section 6.68(b)(2) of the San Francisco Administrative Code, for an amount up to \$71,181,251 and with a duration of 1,157 consecutive calendar days (approximately three years and three months). (How)
17. Approve the terms and conditions of, and authorize the General Manager to seek approval by the Board of Supervisors and Mayor to execute, a [Termination of Lease](#) between the City and County of San Francisco, through its Public Utilities Commission as Landlord, and Orchard Supply Company, LLC as Tenant, for a portion of SFPUC Parcel 29, representing approximately 4.438 acres of land, in Millbrae, California at a ground rental rate of approximately \$1,304,915 per year over the remaining five-year term of the lease. (Carlin)
18. Approve the [San Francisco Public Utilities Commission Wildfire Mitigation Plan](#) dated December 2018, in accordance with Public Utilities Code § 8387. (Ritchie)

19. Approve the terms and conditions of, and authorize the General Manager to execute a [five-year lease](#) with a four-year option to extend the term, with 2725 Oakdale, LLC, for the San Francisco Public Utilities Commission's Wastewater Enterprise to use warehouse and office space and one small parking lot located at 2725 Oakdale Avenue in San Francisco at an initial annual rent of \$808,090.80, with annual rental adjustments based on the Consumer Price Index. (Carlin)
20. Authorize the General Manager to execute a first amendment to the [Memorandum of Understanding](#) by and between the San Francisco Public Utilities Commission and the Aquatic Science Center to provide technical support for watershed management and interpretation for the Alameda Creek Watershed and the Bay Area Ridge Trail in an amount not-to-exceed \$1,184,389. (Ritchie)
21. Approve Amendment No. 1 to the [Memorandum of Agreement](#) with the San Francisco Unified School District (CS-1081), increasing the agreement by \$600,000 and extending the term by four years and one month, for a total agreement amount of up to \$1,050,000 and a total duration of six years and one month, to continue integration of SFPUC-specific project-based and work-based curriculum into all grades at John O'Connell High School, and to foster student awareness and career readiness for SFPUC careers; and authorize the General Manager to execute this amendment. (Ellis)
22. Authorize the General Manager to negotiate and execute a [Purchase and Sale Agreement](#) and any related documents with the State of California Department of Transportation (Caltrans) for the purchase of approximately 1.7 acres of unimproved real property located at 2 Rankin Street in San Francisco, California, also known as Assessor's Parcel Number 5215/016, for \$8,991,000 to be used for the Sewer System Improvement Program; authorize payment of a 5% deposit of \$449,550 to be applied to the purchase price at closing, pending execution of a Purchase and Sale Agreement; retroactively ratify and authorize the SFPUC's holdover tenancy at 2 Rankin Street since December 1, 2018 pursuant to the SFPUC's existing lease with Caltrans; and authorize the SFPUC to continue its holdover tenancy until the property is conveyed to the SFPUC, for a period not to exceed one year expiring on November 30, 2019 and an additional rent amount of up to \$200,000, for a total not-to-exceed lease amount of \$875,000. This action constitutes the Approval Action for the property purchase for the purposes of CEQA, pursuant to Section 31.04(h) of the San Francisco Administrative Code. (Carlin)
23. Approve the terms and conditions of, and authorize the General Manager to execute, a [five-year lease](#), with a single three-year option to extend the term, with Raul and Denise Arriaza, husband and wife, as to an undivided fifty (50%) interest and Linda Lee Olson and Carl Edward Olson, husband and wife, as to an undivided fifty (50%) interest, collectively as Landlord, for the SFPUC to use office space and parking located at 1325A Evans Avenue in San Francisco at an annual rent of \$118,332 for the first three years and annual rent of \$121,882 for the fourth and fifth years of the term. (Carlin)

24. Approve and authorize the General Manager to execute Amendment No. 1 to the September 28, 2015 [Memorandum of Agreement](#) with the Alameda County Water District, the Alameda County Flood Control and Water Conservation District - Zone 7, the Bay Area Water Supply and Conservation Agency, Contra Costa Water District, East Bay Municipal Utility District, Marin Municipal Water District, and Santa Clara Valley Water District for the Bay Area Regional Reliability Drought Contingency Plan, extending the agreement by 36 months (three years) until December 31, 2021, for a total duration of 75 months (approximately six years, three months), and add provisions for developing a Regional Water Market Program to help facilitate regional water transfers and exchanges, with no change in agreement amount. (Ritchie)
25. Adopt a [conditional finding of surplus](#) for SFPUC sewer and streetlight easements encumbering San Francisco Assessor's Blocks 6310, 6311, 6312, 6313, 6314, and 6315 and future interim reserved public utility easements in the Sunnydale Hope SF Project site; Authorize the General Manager to negotiate and **execute Quitclaim Deeds** transferring the SFPUC's interest in the Easements to the San Francisco Housing Authority, subject to Board of Supervisors' and Mayor's Approval. (Carlin)
26. Public Comment on matters to be addressed during Closed Session
27. 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:*

28. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (2) and San Francisco Administrative Code Section 67.10 (d) (2) (action) (Gessner)

Unlitigated Claim

*Antera Investments & Trading LLC v. City and County of San Francisco*

*Unlitigated File No.: 19-00710*

*Date Filed: September 21, 2018*

*Proposed settlement of claim with claimant's release of all claims and the City to pay claimant \$45,848.25*

29. 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) (Gessner)

Existing Litigation

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

*Tuolumne Superior Court Case No.: CU62094*

*Date Filed: January 10, 2019*



30. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9 (d) (4) and San Francisco Administrative Code Section 67.10 (d) (4) (discussion only) (Mueller)

Anticipated Litigation as Plaintiff\*

\*Creditor/Claimant

31. 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*

Federal Energy Regulatory Commission

Tariff Withdrawal per 35.15: Notice of Termination of the 1987 CCSF Interconnection Agreement – PG&E Rate Schedule FERC No. 114 to be effective 6/30/15.

Case No.: ER15-702-000/Date Filed: December 23, 2014

32. 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*

Tariff Withdrawal per 35.15: Notice of Termination of The CCSF Facilities Charge Agreement for Moscone to be effective 6/30/15.

Case No.: ER15-703-000/Date Filed December 23, 2014

33. 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*

Federal Energy Regulatory Commission

§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Transmission Owner Tariff Replacement Agreements to be effective 7/1/15

Case No.: ER15-705-000/Date Filed: December 23, 2014

34. 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*

Federal Energy Regulatory Commission

§205(d) rate filing per 35.13 (a)(2)(iii): City and County of San Francisco Wholesale

Distribution Tariff Replacement Agreements to be effective 7/1/15

Case No.: ER15-704-000/Date Filed: December 23, 2014

35. 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*

Federal Energy Regulatory Commission

Notice of Termination of Facilities Charge Agreements between PG&E and the City and County of San Francisco

Case No.: ER15-735-000/Date Filed: December 23, 2014

36. 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*

37. Announcement Following Closed Session
38. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12 (a)
39. Other New Business (discussion only)
40. Adjournment

San Francisco Public Utilities Commission  
525 Golden Gate Avenue, 13<sup>TH</sup> Floor  
San Francisco, CA 94102