



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

REGULAR MEETING MINUTES
Tuesday, June 8, 2021
1:30 P.M.
(Approved July 13, 2021)

This was 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

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



1. Call to Order

President Maxwell called the meeting to order at 1:31 PM.

2. Roll Call

Present: Maxwell, Moran, Paulson, Harrington and Ajami

The Commission Secretary announced Closed Session item 22 would not be heard.

3. Approval of the Minutes of May 25, 2021

On Motion to approve the Minutes of May 25, 2021:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

No public comment.

4. General Public Comment

- Eileen Boken discussed the SFMTA's Revenue Bond Oversight Committee noting the SFPUC's seat on that board, held by the SFPUC Deputy CFO. She discussed concerns with the amount of the debt portfolio and stated that some bonds are paid on an interest-only basis and that a balloon payment will be due. She urged the Commission to get a staff report on the debt portfolio.*
- David Pilpel stated that the CEQA appeal he filed on the Vicente/Wawona Project has been withdrawn and indicated he worked with Acting General Manager Michael Carlin and Chief-of-Staff Tyrone Jue to address his concerns. He discussed ongoing concerns with the Planning Department. He congratulated SFPUC employees retiring in June.*
- Alita Dupree expressed a desire for discussion about electrical infrastructure. She noted that SFMTA electric vehicle charging stations need to go through PG&E and stated the SFPUC should assist with that work and become a municipal utility district. She stated more renewable energy infrastructure should be built.*

5. Communications

a) Advance Calendar

b) Contract Advertisement Report

c) Correspondence Log

d) Annual Power Enterprise Municipal Energy Benchmarking Report

e) CleanPowerSF (CPSF) Disadvantaged Communities Green Tariff and Community Solar Draft Solicitation Materials

President Maxwell expressed concern with the June timing given the Commission was just provided with the materials. She asked for clarification as to the plan and strategy for outreach to disadvantaged communities. Mike Hyams, Director, CPSF, stated he understood President Maxwell's concern and that staff was dealing with a compressed California PUC (CPUC) schedule. He noted the conversation doesn't end with the submission to the CPUC and that in the coming weeks SFPUC staff is looking for input and stated that he would provide additional information at an upcoming meeting.

f) Water Supply Conditions Update

Commissioner Ajami questioned the need for additional conservation given the snowpack is gone. AGM Ritchie stated that runoff is coming to an end and that staff is looking at runoff data. He indicated wholesale customers have been told to target below the 2019 demand and recommended that they also limit outdoor irrigation by 10%. He stated if the fall and beginning of the year are dry, a call for 10% reduction in overall demand – voluntary and possibly mandatory – may be required. He responded to a question from Commissioner Ajami as to the prospect of implementing reductions now.

Public Comment:

- *Alita Dupree stated that benchmarking information is okay but that the information is not accessible. She stated she would like to see a report similar to the 2018 report.*
- *David Pilpel expressed thanks for including communication items and attachments with the Correspondence Log. He indicated it is a good model for other boards and commissions.*

6. Report of the General Manager

a) San Francisco Public Utilities Commission Racial Equity Plan (REP) Update

Justine Hinderliter, Chief People Person, reviewed the SFPUC's REP priorities of engagement and planning, upscale diversity recruitment, racial equity strengths and gaps analysis, continuous improvement on building an inclusive culture, developing diverse and inclusive leaders, resource for sustainable success, and sustainable and equitable technology, data and systems.

Masood Ordikhani, Chief Strategy Officer, reviewed the engagement and planning process: (1) racial equity leaders and team meetings since 2020; (2) agency-wide town halls focused on frontline and underrepresented staff; (3) enterprise and bureau-specific, multi-tiered engagement and outreach; and (4) agency-wide engagement survey benchmark and ongoing commitment to hear every voice.

Derek Kim, SFPUC Deputy Human Resources Director, discussed upscale diversity recruitment: (1) exponentially expand baseline diversity-based recruitment and outreach; (2) implement recruitment and sourcing analytics; and (3) barrier analysis framework.

Jenny Rice, People Science & Strategy Manager, reviewed Racial Equity strengths and gaps analysis: (1) equity lens on past data; (2) new data/analyses; (3) recommendations; and (4) Enterprise/Bureau measurement priorities.

Tiffany Archuleta, Senior Workforce Planning Analyst, discussed continuous improvement on building an inclusive culture: (1) racial equity library; (2) microaggression training; and (3) new employee onboarding.

Rachel Gardunio, Employee & Labor Relations Division Manager, reviewed

developing diverse and inclusive leaders: (1) development of emerging leaders; (2) increase manager effectiveness; (3) transparency in the discipline process; and (4) leverage data.

Chelsea Boilard, Equity and Inclusion Manager, discussed resourcing for sustainable success: (1) budget planning; (2) consultant resources; and (3) existing staffing.

Justine Hinderlitner concluded the presentation with a review of sustainable and equitable technology, data and systems, and the multi-year human resources data and systems roadmap. She thanked all involved for their work and input.

Tim Paulson thanked the team for the presentation. In response to his question as to what skelly rights means from a HR perspective, Rachel Gardunio discussed what is done during the skelly noticing and indicated that a diverse pool of skelly officers is being developed.

Commissioner Ajami expressed appreciation for the presentation, visuals, and benchmarks, noting it is a lifetime process.

Commissioner Harrington thanked staff for the work. He asked to see measurements, the effectiveness of the plans, the current make-up of staff, and who is hired and promoted. He indicated he would like to see results of the work and next steps.

President Maxwell stated that the process is smart and is part of the SFPUC's mission. She stated that some of the enterprises may need assistance with timelines. She thanked staff for their work.

Public Comment

- Francisco DaCosta indicated a need's assessment should be conducted. He stated there have been happenings at the SFPUC that adversely impacts employees and that the Commission needs to listen to the employees. He asked why employees have left the SFPUC.*
- Anietie Ekanem, SFPUC Citizens' Advisory Committee (CAC) Chair, stated that SFPUC staff have presented to the CAC and that they support this work, which is a model for the City.*

b) Green Infrastructure (GI) Program update, incorporating feedback from the April 16th Green Infrastructure Workshop

Sarah Minick, Utility Planning Manager, reviewed the feedback received from the workshop. She discussed the Islas Creek Watershed project area, historical hydrology, topography, impervious areas, and land use. She noted the phased approach of protect and reviewed the planning framework: (1) project governance; (2) watershed planning framework; (3) equity and engagement; and (4) funding, financing, and contracting. She briefly discussed next steps.

Commissioner Paulson thanked Ms. Minick for her presentation. He noted the use of the phrase “City Family” and discussed the multi-agency Van Ness Avenue project and asked for information as to which other City departments are involved with the GI Program. Ms. Minick noted that engagement and advanced capital planning is needed with other departments including the SFMTA, Planning Department, and the Port to create a new type of infrastructure. She indicated there will also be work with the City Administrator and Office of Resilience. Commissioner Paulson expressed that he wants labor consulted to assist with the work.

Commissioner Harrington expressed appreciation for the work and for the broad discussion of stormwater management.

President Maxwell thanked Commissioner Harrington for starting the discussions on the issue.

Commissioner Ajami thanked staff for the presentation and discussed permeability, the need for system measurement, financing models, multi-benefit performance measurements and baseline measurement. She questioned if there is a different way of system measurement and stated that measurements would need to involve the city departments.

Public Comment

- Francisco DaCosta requested that environmentalists be involved in discussions. He asked that the Commission be succinct and sincere.
- David Pilpel asked that the presentation be posted on the web. He discussed thoughts on an Alemany/Cayuga diversion.
- Bonnie Ora Sherk noted her decades of work in the watershed and expressed appreciation for the work on systemic ecological design. She stated that in addition to the “City Family” the City should be working with Caltrans to develop flood resilience and GI. She stated the whole watershed should be looked at and that creek daylighting should be considered.
- Anietie Ekanem, SFPUC CAC, thanked Ms. Minick for her work and for presenting to the CAC. He stated the addition of GI for resilience is important for flooding issues.

- c) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
None.

7. New Commission Business
None.

8. Consent Calendar

- a) Approve the plans and specifications, and award Contract No. HH-1002R, O’Shaughnessy Dam Fall Protection Improvements and Spillway Access, in the amount of \$1,498,687, and with a duration of 329 consecutive calendar days, to

the responsible bidder submitting the lowest responsive bid, Mountain Cascade, Inc., to make improvements to the fall protection systems and spillway access at the O’Shaughnessy Dam. 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. ([Resolution 21-0087](#))

- b) Approve Amendment No. 1 to Agreement Nos. PRO.0160.A-D, As-Needed Construction Management Services, with MCK Americas, Inc. (PRO.0160.A), CPM Associates, Inc. and Carlson Management, Inc. Joint Venture (PRO.0160.B), Environmental & Construction Solutions, Inc. and Design & Construction Management Services, Inc. Joint Venture (PRO.0160.C), and Mott MacDonald Group, Inc. and Dabri, Inc. Joint Venture (PRO.0160.D); and authorize the General Manager to execute these amendments, increasing each agreement amount by \$2,000,000 for a total not-to-exceed amount of \$6,000,000 per agreement, with no change to the duration of each agreement. ([Resolution 21-0088](#))
- c) Accept work performed by Cratus, Inc. for Contract No. WD-2614, 8-Inch Ductile Iron Water Main Replacement on Green Street from Gough Street to Broderick Street; approve Modification No. 2 (Final), decreasing the contract amount by \$364,035 for a total contract amount of \$2,726,631 and decreasing the contract duration by one calendar day for a total contract duration of 494 consecutive calendar days; and authorize final payment to the contractor. ([Resolution 21-0089](#))
- d) Approve an increase of 457 consecutive calendar days to the contract duration contingency for Contract No. WD-2776, Westside Recycled Water Treatment Facility at Oceanside Plant with S.J. Amoroso Construction Co., Inc.; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 1,810 consecutive calendar days, with no change to the contract amount. ([Resolution 21-0090](#))
- e) Approve an increase of \$500,000 to the contract cost contingency, and an increase of 275 calendar days to the contract duration contingency, Contract No. WD-2797, San Francisco Westside Recycled Water Pump Station and Reservoir, with JMB Construction; and authorize the General Manager to approve future modifications to the contract for a total contract amount of up to \$17,696,520 and a total contract duration of up to 1,034 consecutive calendar days. ([Resolution 21-0091](#))

No public comment.

*On Motion to approve the Consent Calendar 8a through 8e:
Ayes: Maxwell, Moran, Paulson, Harrington and Ajami*

- 9. Approve Amendment No. 3 to Agreement No. CS-247[R], Customer and Administrative Services for Community Choice Aggregation Program, with Calpine

Energy Solutions LLC, for continued meter data management, billing, and customer care support for the CleanPowerSF (CPSF) program; and authorize the General Manager to execute this amendment, increasing the agreement amount by \$13,876,200 and extending the term by three years for a total not-to-exceed amount of \$32,645,425 and a total duration of nine years, and amending the scope of work to include automated email marketing capabilities, subject to Board of Supervisors approval pursuant to Charter Section 9.118. ([Resolution 21-0092](#))

Julia Allman, Customer Solutions Manager, provided a background of the contract which provides essential business services to CPSF data management, billing, customer service, and customer program support. She indicated the Agreement was awarded in November 2015 for a three-year term through October 2018, with options to extend for two additional three-year terms. She discussed the call center transition indicating on July 1, 2021 the SFPUC Customer Services Bureau will take over CPSF customer service duties with Calpine continuing to provide software and systems to support call center operations, which achieves the goal of growing in-house capacity and serving customers with City resources. She reviewed the proposed contract amendment and discussed the justification for the amendment.

Vice President (VP) Moran indicated he was pleased to see some of the call center work being brought into the SFUPC.

In response to question from Commissioner Paulson, Ms. Allman provided clarification regarding to the not-to-exceed amount; from President Maxwell as to whether there is a cost reduction associated with bringing the work in-house; and from Commissioner Ajami as to the annual cost of the contract. She indicated staff will return to the Commission with additional information on the annual contact cost and if there are any savings associated with bringing the work in-house versus contracting the work out.

No public comment.

On Motion to approve item 9:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

10. Approve the plans and specifications, and award Contract No. WD-2717, College Hill Reservoir Outlet Structure And Pipeline in the amount of \$12,180,497, and with a duration of 755 consecutive calendar days, to the responsible bidder submitting the lowest responsive bid, Ranger Pipelines Incorporated, to construct a new outlet pipe, new outlet structure, new isolation valves, and new pipelines for College Hill Reservoir located in San Francisco. 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. ([Resolution 21-0093](#))

Ryan Freeborn, Project Manager, introduced the item, discussed the work to be performed, and requested approval.

In response to a question from Commissioner Paulson, Mr. Freeborn stated that Ranger Pipeline has a successful record of work with the SFPUC.

Mr. Freeborn responded to a question from President Maxwell as to the discrepancy in the bid amounts between Anvil and Ranger.

Public Comment:

- *David Pilpel stated that the October 14, 2019 determination date indicated on the Environmental Review section of the staff report and on the last Whereas clause of the resolution is incorrect and should read “November 14, 2019”.*

On Motion to approve item 10:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

11. Adopt a Resolution accepting the 2021 SFPUC Wildfire Mitigation Plan update and SFPUC’s 2021 Informational Response to the California Wildfire Safety Advisory Board’s (WSAB) 2021 Guidance Advisory Opinion, to be submitted to the WSAB, on or before July 1, 2021. ([Resolution 21-0094](#))

Margaret Hannaford, Division Manager, Hetch Hetchy, stated that by state law the SFPUC is required to construct, maintain, and operate electrical lines and equipment in a manner that will minimize the risk of catastrophic wildfire posed by SFPUC’s electrical lines and equipment. She noted the requirements are: (1) prepare an annual Wildfire Mitigation Plan; (2) submit the Plan to the California Safety Advisory Board; and (3) provide a comprehensive update of the Plan, with review by an independent evaluator at least every three years. Ms. Hannaford reviewed a map of high fire threat districts.

Ms. Hannaford outlined the Wildfire Mitigation Plan principles of minimizing source ignition of a fire, helping protect resiliency of grid, and measuring plan effectiveness and performance to ensure continual improvement. She discussed wildfire prevention, mitigation, response strategies, and 2020 accomplishments. She reviewed plan metrics and evaluation and concluded by outlining how the SFPUC is investing in mitigation efforts.

Ms. Hannaford responded to a question from President Maxwell as to the condition of the trees that are removed, stating most of those that are removed are dead or structurally wrong while others are removed due to their proximity to power lines. Brief discussion ensued on the de-energization of the power lines.

Tim Ramirez, Natural Resources Manager, responded to questions from Commissioner Ajami as to whether there is information in the Plan for prescribed burns and how widely available the state funding for fire prevention is.

No public comment.

On Motion to approve item 11

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

Francesca Gessner, Deputy City Attorney, provided comments regarding the public comment made by Mr. Pilpel as to the incorrect date reflected in the final Whereas

clause in the resolution for item #10.

12. Discussion and possible action to adopt the 2020 Urban Water Management Plan (UWMP), including the 2020 Water Shortage Contingency Plan, for the City and County of San Francisco in accordance with the Urban Water Management Planning Act (Cal. Water Code Section 10610 et seq.), and direct the General Manager to submit the Plans to the California Department of Water Resources by July 1, 2021. 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.
AGM Ritchie began by providing a background of the UWMP, noting UWMP's are prepared by urban water suppliers every five years in accordance with the California Water Code. He reviewed the purpose of the UWMP: (1) assess water supplies and demands over a 25-year planning time frame; (2) describe demand management issues; (3) report progress toward meeting a targeted reduction in per-capita use by 2020; (4) discuss use and planned use of recycled water and other alternative water supplies; and (5) develop and adopt a Water Shortage Contingency Plan. AGM Ritchie reviewed UWMP timeline and key dates. AGM Ritchie discussed public comment topic areas regarding demand projections, alternative water supplies, design drought, Auxiliary Water Supply System, and water shortage.

Tim Paulson discussed the word "navigate" and stated that space is needed for the work. He discussed the 7.5-year Design Drought and asked that professionals give the assessments. He thanked staff for the work.

AGM Ritchie responded to a question from VP Moran that if policy, demand projections, technology, etc. change significantly, is there anything from prohibiting the publication of an updated Plan. He stated that in the past a Water Supply Analysis was conducted to updated information and that information is continually updated.

Commissioners Harrington and Ajami stated that they did not see any document links for the comments that were provided. AGM Ritchie indicated that the published agenda contained all links. Commissioner Harrington clarified that no links were included in the electronic Commission book.

Sarah Triolo noted that there were some changes made based on comments provided but most were editorial (document and number errors), and there were no significant changes made.

AGM Ritchie recommend that the item be continued and that he will communicate with the Department of Water Resources that the item may be late. Brief discussion ensued on the need for Commission review of the materials.

AGM Ritchie responded to a question from Commissioner Ajami as to whether population growth is tied to water demand projections.

Public Comment:

- *Nancy Wuerfel expressed opposition to the item and referenced he previously*

submitted comments. She asked that the water workshops continue as they are effective and provide valuable input. She asked that a workshop be held on the Auxiliary Water Supply System.

- Peter Drekmeier, Tuolumne River Trust, expressed concern with the Plan stating it has inflated demand projections and that population growth projections are unreasonable. He requested an analysis of the impact of water supply with the reduction of the length of the design drought by one year. He asked that the Commission consider including an appendix in the UWMP and develop alternative water supplies. He thanked the staff for releasing the Plan early.*
- David Pilpel stated he was able to obtain all attachments on the published agenda. He commended staff for the thoughtful Plan and asked that the next workshop ties water supply planning and demand to the UWMP. He requested the Commission approve the item.*

Francesca Gessner, Deputy City Attorney, stated that the Commission could entertain a motion to continue the item to their July 13, 2021 regular meeting or adjourn to review the published materials and then consider the item.

Commissioner Harrington recommended that the item be continued to the July 11, 2021 special meeting. Brief discussion ensued on continuing the item.

On Motion to continue item 12 to the Regular Meeting of July 13, 2021:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

Deputy City Attorney Gessner stated that public comments made by Mr. Pilpel on item 10 regarding the incorrect environmental determination date of October 14, 2019 on the last Whereas clause was accurate and that the resolution should reflect the correct date of November 14, 2019. She indicated the original motion should be rescinded and a new motion be made to correct the environmental determination date on the resolution.

On Motion to rescind the motion to approve item 10:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

On Motion to amend the last Whereas clause of the resolution under item 10 to strike the environmental determination date of “October 14, 2019” and replace with “November 14, 2019”, and approve as amended:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

13. Authorize the General Manager to terminate, effective June 29, 2021, the 2011 “Agreement between City and County of San Francisco and Turlock Irrigation District and Modesto Irrigation District on Management and Allocation of Costs for Tuolumne River Fish Matters Below the Don Pedro Project Until FERC Issues A New License,” subject to the Districts’ waiver of 90-day advance notice provision in the Agreement. ([Resolution 21-0095](#))

Ellen Levin, Deputy Manager, Water Enterprise, stated the original agreement was entered into on June 29, 2011 and that issuance of a new Federal Energy Regulatory Commission (FERC) license was anticipated in 2016. She stated that there is no new

license, the agreement has persisted, and that June 29, 2021 will be the 10-year mark. Under the City Charter the Board of Supervisors (BOS) must approve any agreement past 10-years. She stated the Districts have been asked to waive the advance notice provision in the agreement so it does not go beyond the 10-year mark and that termination of the agreement and waiver of the advance notice and new agreement will be brought before their boards on June 22, 2021. A new agreement will be brought before the SFPUC on July 27, 2021.

In response to a question from Commissioner Harrington, Deputy Manager Levin stated there is no practical issue with having no agreement for a month; and to a question as to whether this is a good time to have conversations regarding changing relationships with the Districts.

Vice President Moran expressed pleasure with the separate section of the agreement that anticipates the parties might want to do things that are not mandated by FERC.

Commissioner Ajami concurred with Commissioner Harrington's comments regarding this being the opportunity to rethink issues, including the cost-allocation.

Deputy Manger Levin responded to questions from President Maxwell and Commission Ajami regarding the process for drafting the new agreement.

Public Comment:

- Peter Drekmeier, Tuolumne River Trust, discussed the Irrigation Districts petition to FERC to waive the State Water Board's authority to issue a water quality certification in the Don Pedro Dam Relicensing process and stated the termination of the agreement follow by entering into an almost identical agreement sounds like "withdraw and resubmit" to circumvent the BOS. He stated this can be an opportunity to revisit Provision 7 of the 1995 Side Agreement.*
- David Pilpel stated he is fine with termination of the agreement. Regarding item #12 (UWMP), he referenced the California Government Code and San Francisco City Attorney's Good Government Guide that no advance notice is needed if an item is continued within five days and stated that item 12 could be continued to the June 11, 2021 special meeting.*
- Barry Nelson, Golden State Salmon Association, thanked Commissioners Harrington and Ajami for their comments on the broader issues of the agreement stating this is an opportunity to revisit all the agreements. He discussed the 1995 Side Agreement.*

AGM Ritchie stated that the references made by Mr. Drekmeier and Mr. Nelson to the 1995 Agreement and discussion of supporting the Irrigation Districts on the fishery flows relate directly to that process and does not relate to anything beyond that process relative to that provision. He stated it has been researched and the information was provided to Mr. Drekmeier many years ago and in the last few months they have brought that up the SFPUC is bound to follow the Districts. AGM Ritchie state that the SFPUC is not bound to follow the Districts on fishery issues and that the SFPUC has free choice and it is a false issue.

On Motion to approve item 13

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

14. Approve, and authorize the General Manager to execute, the Amended and Restated Memorandum of Understanding (MOU) Regarding Operation and Maintenance of the San Francisco Water Supply Systems between the San Francisco Public Utilities Commission and the San Francisco Fire Department (SFFD) setting forth each department's responsibilities regarding operation and maintenance of the Emergency Firefighting Water System (EFWS), with SFPUC to pay SFFD \$126,000 per year to help fund an SFFD employee to monitor the EFWS and domestic hydrants, subject to annual cost-of-living adjustments. 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. ([Resolution 21-0096](#))

AGM Ritchie provided an overview of the EFWS. He stated that on May 26, 2015 by Resolution 15-0123 the Commission authorized the SFPUC to enter into an MOU with the SFFD. The MOU defined each department's role and responsibilities regarding the operation and maintenance of the EFWS: (1) coordinates emergency response; (2) engineering standards for EFWS; and (3) capital improvements and planning.

AGM Ritchie reviewed the 2018-19 Civil Grand Jury Report "Act Now Before It Is Too Late: Aggressively Expand and Enhance our Emergency Firefighting Water System". He discussed Finding #13 - in the MOU the two agencies agreed to conduct joint EFWS trainings annually but the MOU doesn't list specific drills; and Recommendation #10 - amend the MOU to include specifics on the drills that the SFFD and SFPUC will complete together. He reviewed the new section of the amended and restated MOU of "Joint Trainings" and provided examples of quarterly drills. He concluded with MOU and EFWS next steps.

Commissioner Harrington noted Ms. Nancy Wuerfel's letter about the possible need for a workshop on the EFWS to allow for a larger discussion.

In response to questions from Commissioner Harrington, AGM Ritchie stated the reasoning behind renaming the Auxiliary Water Supply System (AWSS) to EFWS is to provide clarification to the public as to the reason for the system and indicated there is no fundamental change to the system; a question as to why there is no end date to the term of the agreement, stating a stable, life-time relationship is anticipated; and he confirmed that there is no change to the authority of the SFPUC to manage the system.

AGM Ritchie indicated in response to a question from President Maxwell, that the \$126,000 position is an existing senior firefighter position with the SFFD. He responded to a question from Commissioner Ajami as to why it isn't a SFPUC position. Brief discussion ensued.

Public Comment:

- Eileen Boken requested the item be continued and that a joint meeting be conducted with the San Francisco Fire Commission. She stated that there are issues and*

changes in the MOU need to be addressed.

- *David Pilpel stated that former SFPUC Commissioner Victor Makras was instrumental in the transfer of EWFS assets to the SFPUC. He stated that Section 6.2(a) of the MOU is missing the Unit number for the San Francisco Fire Fighters Union Local 798, IAFF Unit, and it should read Unit “2”.*

On Motion to approve item 14

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

Deputy City Attorney Gessner stated that due to the Mayor’s emergency orders that suspend certain provision of public meeting laws the regular 72-hour notice for special meetings has been shortened to 24 hours. Since the emergency orders are still in effect the Commission can continue item 12 to the July 11, 2021 Special Meeting.

On Motion to rescind the motion to continue item 12 to the Regular Meeting of July 13, 2021:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

On Motion to continue item 12 to the Special Meeting of June 11, 2021:

Ayes: Maxwell, Moran, Paulson, Harrington and Ajami

Commissioner Maxwell thanked Mr. Pilpel for his comments regarding continuance of item 12.

Commissioner Ajami left the meeting at 5:16 PM.

15. Authorize the General Manager to execute on behalf of the San Francisco Public Utilities Commission a Power Utility Services Memorandum of Understanding with the Housing Authority of the City and County of San Francisco (“Authority”) for the SFPUC to continue to provide Condition Assessment, Operation and Maintenance Services, and Emergency Services for the Potrero Annex, Potrero Terrace, and Sunnydale Family Developments through June 30, 2023 for which the Authority will pay SFPUC an amount not-to-exceed \$200,000 with a term of two years. ([Resolution 21-0097](#))
Barbara Hale, AGM Power, introduced the item, noted the work to be conducted, and requested approval.

In response to a question from President Maxwell, AGM Hale indicated that Housing Authority customers receive fully bundled Hetch Hetchy power; and to a question from Commissioner Paulson regarding staffing, indicating that properties that the Housing Authority is responsible for do not have any changes in the way the City is managing the properties or in staffing.

No public comment.

On Motion to approve item 15

Ayes: Maxwell, Moran, Paulson, and Harrington

16. Approve the proposed Security Mitigation Plan and authorize Power Enterprise to implement the Security Mitigation Plan. The proposed plan has been created in response to the California Public Utilities Commission Decision 19-01-018 (Phase I Decision on Order Instituting Rulemaking Regarding the Physical Security of Electrical Corp). ([Resolution 21-0098](#))

Danny Phung, Asset Manager, introduced the item which is required by the California Public Utilities Commission to assess and make critical electric distribution infrastructure more physically secure. He noted the need to identify electric distribution assets that may merit special protection, assess risks and threats to the identified assets, and develop and implement a written risk mitigation plan.

No public comment.

On Motion to approve item 16

Ayes: Maxwell, Moran, Paulson, and Harrington

17. Discussion of the status and options regarding the selection process for the SFPUC General Manager position, possible position qualifications, and possible direction by the Commission regarding the selection process.

Kate Howard, Department of Human Resources, introduced Brett Byers, The Hawkins Group, who reviewed results of the General Manger Stakeholder Engagement Summary: (1) Overview of the Stakeholder Engagement Process: During the last three weeks they met individually with internal and external stakeholders who are most invested in the SFPUC to obtain their feedback. She stated that an all-staff survey was deployed to SFPUC staff, with 398 responses received; (2) Consistent Themes – Outstanding Reputation and Amazing Staff: Strong and sound utility: a national model utility of the future; talented people who take their jobs seriously and are dedicated to delivering service even under extenuating circumstances; centers the environment and responds to sea level rise and climate change; and strong financial position; and (3) Consistent Themes – Opportunities: Currently in a position to rebuild public trust; the Executive Leadership team works well together but has a tough time working through difficult issues; SFPUC overextends itself; constantly does too much that is not within the day-to-day delivery of water and power; there is a need to balance rates with fiscal realities of the ratepayer's capacity; and a lot of upcoming retirements in senior management positions could lead to talent deficit.

Public Comment:

- Dave Warner indicated a key attribute for a GM is demonstrated ability to collaborate and work effectively with the environmental community to get more results, allow the Commissioner to focus on priorities, and reduce conflicts to align with values. He stated Mr. Herrera has a lack of collaboration with environmental groups given the recently filed lawsuit.*
- David Pilpel asked that at the conclusion of Closed Sessions regarding the GM search that the Commission disclose the number of candidates, number of candidates considered, transmittal of candidates' names to the Mayor, and status of the process.*
- Peter Drekmeier, Tuolumne River Trust, expressed hope that the Commission focus*

on ways to conduct a search to attract high-quality candidates.

The Commission Secretary read the items to be heard in Closed Session and re-announced Closed Session item 22 would not be heard.

18. Public comment on matters to be addressed during Closed Session
None.
19. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel
On Motion to assert the attorney-client privilege regarding the matters listed as Conference with Legal Counsel:

Ayes: Maxwell, Moran, Paulson, and Harrington

The Commission entered Closed Session at 5:44 PM.

Present: All items: Commissioners Maxwell, Moran, Paulson, Harrington, Ajami; Donna Hood, Commission Secretary. Item 20: Robert Coelho, Legal Counsel; Kate Howard, CCSF Human Resources; Brett Byers and Christine Boulware, The Hawkins Group; General Manager Candidate. Items 21 and 22: Michael Carlin, Acting GM; Tyrone Jue, Chief of Staff; Eric Sandler, CFO; Francesca Gessner, Legal Counsel; Barbara Hale, AGM Power Enterprise; Lee Sayao, SFPUC IT. Item 22: Theresa Mueller, Legal Counsel; Pam Husing, SFPUC Power Enterprise.

Commissioner Ajami returned to the meeting at 5:44 PM.

20. Public Employee Appointment: SFPUC General Manager, pursuant to Government Code Section 54957(b) and San Francisco Administrative Code Section 67.10(b)
21. EXISTING LITIGATION
Colin James Baca v. David George Camerlo, et al
San Francisco Superior Court Case No. CGC-17-557438/Date Filed March 7, 2017
Proposed settlement with City to pay plaintiff \$230,000 and City to pay intervenor XL Specialty Insurance Company \$35,000. (Resolution 21-0099)
22. Conference with Legal Counsel – Pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1) 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.

The Commission exited Closed Session at 7:40 PM.

23. Announcement following Closed Session.

President Maxwell announced that the Commission recommends the Board of Supervisors resolve and settle the existing litigation under Closed Session item 21.

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

*On Motion not to disclose discussions during Closed Session:
Ayes: Maxwell, Moran, Paulson, Harrington and Ajami*

Adjournment

President Maxwell adjourned the meeting at 7:44 P