San Francisco Water Power Sewer
Services of the San Francisco Public Utilities Commission

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

Edwin M. Lee
MAYOR

AGENDA
Tuesday, April 24, 2012

1:30 P.M.
City Hall, Room 400
San Francisco, CA 94102

Commissioners
Anson B. Moran, President
Art Torres, Vice President
Ann Moller Caen
Francesca Vietor
Vince Courtney

Ed Harrington
General Manager

Donna Hood
Secretary

For information, contact the Commission Secretary at 554-3165.
Minutes and other information are available on the SFPUC web site: www.sfwater.org

Disability Access

The Public Utilities Commission meeting will be held in Room 400, at One 1 Dr. Carlton B. Goodlett Place, (400 Van Ness Avenue), 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 Oceanview, N Judah and T Third at Van Ness and Civic Center Stations; F Market Line; and bus routes 19 Polk, 47 Van Ness, 49 Mission Van Ness, 5 Fulton, 6 Parnassus, 21 Hays, 9 San Bruno, 9L San Bruno Limited, 71 Haight Noriega and 71L Noriega Limited. For more information about MUNI accessible services call (415) 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, or by emailing dhood@sfwater.org. Providing at least 72 hours notice will help to ensure availability.

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 accommodate these individuals.

Know your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code)

Government's duty is to serve the public, reaching its decisions 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 the Sunshine Ordinance Task Force, City Hall, Room 409, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102-4683 at Phone No.: (415) 554-7724; Fax No.: (415) 554-7854; E-mail: sotf@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 www.sfgov.org.

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 Chair 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.

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.

ORDER OF BUSINESS:

1. Call to Order

2. Roll Call

3. Approval of Minutes of the March 27, 2012 Special Joint Meeting

4. Public Comments
   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
   a) Letter Summary (April 10 and April 24)
   b) Advance Calendar
   c) Staff Reports (*written reports sent to the Commission*)
      i. 525 Golden Gate Update
      ii. Water Supply Agreement Update
      iii. Final Report: "Sensitivity of Upper Tuolumne River Flow to Potential Climate Change Scenarios"
      iv. Wastewater Enterprise Capital Improvement Program Quarterly Report (November 2011 – January 2012)
      v. Hetch Hetchy Capital Improvement Programs Preliminary Quarterly Report (November 2011 – January 2012)

6. Other Commission Business

7. Report of the General Manager
   a) North Shore Force Main Emergency Update (Henderson)
   b) WSIP Update (Labonte)

8. Bay Area Water Supply and Conservation Agency Update (Jensen)

THE FOLLOWING MATTERS BEFORE THE PUBLIC UTILITIES COMMISSION ARE RECOMMENDED FOR ACTION AS STATED BY THE GENERAL MANAGER OF PUBLIC UTILITIES 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, 1155 Market Street, 11th Floor, San Francisco, CA 94103, Telephone: (415) 554-3165, Fax: (415) 554-3424.

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 Consent Calendar and considered as a separate item.

   a) **Approve** Modification No. 3 to Wastewater Enterprise Capital Improvement Program-funded Contract No. WW-513, North Shore and Mariposa Pump Station Improvements, with Cal State Constructors, Inc., to complete the contract work of improvements for pump station reliability, with a time extension of 150 consecutive calendar days, for a total contract duration of 540 consecutive calendar days, with no change to the contract amount. (Henderson)

   b) **Approve** and **authorize** the General Manager to execute the Fourth Amendment to extend the term of the Memorandum of Understanding (MOU) between the SFPUC and the North San Mateo County Sanitation District, a subsidiary of the City of Daly City, as amended on April 12, 2010, for the provision of consulting services for the planning and development of the Harding Park Recycled Water Project. The term of this MOU is set to expire on April 25, 2012. The proposed Fourth Amendment will extend the term of the MOU to April 11, 2013. No additional funds are needed to complete the scope of work under the proposed amendment. (Ritchie)

   c) **Approve** the plans and specifications, and **award** Water Enterprise, Water System Improvement Program-funded Contract No. WD-2651R, Peninsula 2011 Watershed Compensation projects at, Sherwood Point, Adobe Gulch Creek, Skyline Quarry, Skyline Blvd. Point, and Upper San Mateo Creek within the Peninsula watershed in unincorporated San Mateo County, in the amount of $5,591,750, to the lowest, qualified, responsible and responsive bidder, Shimmick Construction Company, Inc., to provide bioregional habitat restoration compensation for WSIP projects. (Kelly, Jr.)

   d) **Approve** the plans and specifications, and **award** Wastewater Enterprise Renewal and Replacement Program-funded and Department of Public Works Pavement Renovation Program-funded Contract No. WW-503, Richmond District Sewer Replacement and Pavement Renovation, in the amount of $2,944,425 (of which $1,862,164 is funded by WWE and $1,082,261 is funded by DPW), to the lowest, qualified, responsible and responsive bidder, Synergy Project Management, to replace the existing sewers and street pavement on various streets in the Richmond District of San Francisco. (Henderson)

   e) **Accept** work performed by Cal State Constructors for Wastewater Enterprise, Capital Improvement Program-funded Contract No. WW-447R Mixed Liquor,

Return Activated Sludge, and Headworks Facilities Odor Control Improvements; **Approve** Modification No. 8 (Final), to decrease the contract by $119,291, for a total contract amount of $5,416,321, and with a time extension of 270 consecutive calendar days for a total contract duration of 815 consecutive calendar days; and **authorize** final payment to the contractor. (Henderson)

f) **Reject** all bids for Water Enterprise, Water System Improvement Program-funded Contract No. WD-2627, Sutro Reservoir Rehabilitation and Seismic Upgrade, and **authorize** the General Manager to **re-advertise** the contract as Contract No. WD-2627R, Sutro Reservoir Rehabilitation and Seismic Upgrade; to receive and evaluate bids for said contract; and to return to the Commission with a recommendation for award. Five bids were received and opened on March 8, 2012. City staff determined that the bids were not in conformance with the contract documents. Four of the bids did not meet the HRC/ LBE goal and the one remaining bid did not meet the minimum qualification criteria to perform specialty work, as required by the contract. (Labonte)

g) **Approve** Amendment No. 2 to Water Enterprise, Water Conservation Operating Budget-funded Agreement No. CS-151(I) Graywater Laundry-to-Landscape Program with The Urban Farmer Store in order to continue the program for another two years; and **authorize** the General Manager to execute this amendment to increase the agreement by $24,500, for a total not-to-exceed agreement amount of $49,000, and with a time extension of two years, for a total agreement duration of four years. (Ritchie)

h) **Accept** work performed by M Squared Construction, Inc. for Water Enterprise, Water Main Repair, Replacement and Retrofit-funded Contract No. WD-2595, Installation of Sacrificial Anode Stations for 22-inch, 24-inch, and 30-inch Steel Pipe Water Mains for the Sunset System; **Approve** Modification No. 2 (Final), to decrease the contract amount by $117,678, for a total contract amount of $805,216, with a total contract duration of 160 consecutive calendar days; and **authorize** final payment to the contractor. (Ritchie)

REGULAR BUSINESS

10. **Authorize** the General Manager to execute a Memorandum of Agreement with the San Francisco Unified School District (SFUSD) for an amount not to exceed $452,325 and with a duration of three years, to fund the SFUSD's purchase and installation of 36 water conserving drinking fountains using contractors hired by the SFUSD, including funding for the SFUSD's Tech 21 mentorship program to prepare students to qualify for pre-apprentice and apprentice level plumbing work. (Ellis/Ritchie)

11. **Adopt** the Mitigated Negative Declaration, the Mitigation Monitoring and Reporting Program, and the Findings as required by the California Environmental Quality Act for the North Shore to Channel Force Main Improvement and Pavement Renovation.

Approve the plans and specifications; and **award** Wastewater Enterprise Capital Improvement Program and Sewer System Improvement Program-funded Contract No. WW-483RR, in the amount of $15,488,000, to the lowest, qualified, responsible and responsive bidder, K.J. Woods Construction, Inc., to install a redundant force main, valve-vaults and associated improvements; **Authorize** the General Manager to finalize negotiations and enter into an agreement with the Port of San Francisco to obtain necessary access to Port property for implementation of the Project; and **authorize** the General Manager to negotiate and execute new or amended Project related agreements with the Port or other persons or entities, related to utility conflicts, construction staging or access, if necessary for the Project, in the vicinity of the Project right-of-way. (Kubick)

12. **Authorize** the General Manager to negotiate and execute a Memorandum of Understanding with the Port of San Francisco for the SFPUC to continue providing clean, green municipal power at Pier 70 and to provide the Port $1.5 million if the new shoreside power system at Pier 70 increases electric use by 65,625,000 kilowatt-hours (kWh) by 2017; and **adopt** findings pursuant to the California Environmental Quality Act. (Hale)

13. **Approve** the Street Light Pole Use Policy, and **authorize** the General Manager to negotiate and sign a Memoranda of Understanding governing alternate uses of SFPUC-owned street light poles by other City agencies, and to issue licenses for pole use to non-municipal entities such as merchant associations, neighborhood associations, and community business districts; and **authorize** the SFPUC Power Enterprise to develop a procedure for reviewing and approving the use of SFPUC street light poles for non-street lightning purposes. (Hale)

14. Presentation and discussion of the proposed contract rate schedule to recover the projected Wholesale Water Revenue Requirement from 27 wholesale water customers during FY 2012-13, as applied to meter readings on or after July 1, 2012, under the terms of the 2009 Water Supply Agreement between the City and County of San Francisco and the Wholesale Water Customers. A public hearing is scheduled on May 8, 2012 for further consideration and action. The proposal is for a $2.93 rate per Ccf effective July 1, 2012, which reflects an 11.4% increase from the current $2.63 rate. (Rydstrom)

15. **Approve** and **authorize** the General Manager or his designee to consider, and if appropriate, to approve a potential increase in the existing contract cost contingency ($3,768,400) in the amount of $610,000 for a total contract amount of $35,352,400, and a potential increase in the contract duration of up to 235 consecutive calendar days for a total contract duration of 1,197 consecutive calendar days, for Water Enterprise, Water System Improvement Program-funded Construction Contact No. WD-2548 – Lake Merced Pump Station Essential Upgrade project. The increased cost contingency and time extension are needed for additional work related to unforeseen site conditions, abatement of hazardous materials and soils, and the

need for additional tenant improvement work at the existing pump station building. (Labonte)

16. Authorize the President of the San Francisco Public Utilities Commission to execute a Joint Powers Agreement with the Merced Irrigation District, Modesto Irrigation District, Oakdale Irrigation District, South San Joaquin Irrigation District, and Turlock Irrigation District for the purposes of forming a joint powers authority, the San Joaquin Tributaries Authority, to develop and coordinate investigations, strategies, plans, contracts, and projects, now and in the future, relating to Bay-Delta, San Joaquin River, and tributary flow issues, including settlements or agreements with resource and public stakeholders subject to final approval by the Commission. (Ritchie)

CLOSED SESSION

17. Public comments on matters to be discussed in Closed Session.

18. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.

    THE PUBLIC UTILITIES WILL GO INTO CLOSEDS SESSSION TO DISCUSS THE FOLLOWING ITEMS:

19. Conference with Real Property Negotiator – Pursuant to California Government Code Section 54956.8 and San Francisco San Francisco Administrative Code Section 67.8 (a) (2) (Roddy)

    Property:
    Mountain View, portion of BDPL 3 and 4, parcels 189, 190, 191 and 19s, located between Whisman Road and Tyrella Avenue.

    Parties Negotiating:
    SFPUC – Russell
    KMJ Urban Communities, LLC

    Under negotiation: Price and Terms of Payment

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

    Existing Litigation:
    State Farm Gen. Ins. Co. v. City and County of San Francisco
    San Francisco Superior Court Case No. CGC-10-498127
    City Attorney File Number: 101093
    Date Filed: 03/25/10

21. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (c) and San Francisco Administrative Code Section 67.10 (d) (2)
(Roddy)

Anticipated Litigation – As Plantiff

FOLLOWING THE CLOSED SESSION, THE PUBLIC UTILITIES COMMISSION WILL RECONVENE IN OPEN SESSION

22. Announcement following closed session

23. Motion regarding whether to disclose the discussions during Closed Session

24. Other new business.

ADJOURNMENT

City and County of San Francisco
Public Utilities Commission
1155 Market Street, 11th Floor
San Francisco, CA 94103