



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
Regular Meeting
Tuesday, February 14, 2012
1:30 P.M.
City Hall, Room 400
1 Dr. Carlton B. Goodlett Place

Commissioners

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

Departments and Enterprises

Water Enterprise
Wastewater Enterprise
Power Enterprise
Infrastructure
Business Services
External Affairs

Ed Harrington
General Manager

Michael Housh
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, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA. The Commission meeting room is wheelchair accessible. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: #47 Van Ness, and #71 Haight/Noriega and the F Line to Market and Van Ness and the Metro Stations at Van Ness and Market and at Civic Center. For information about MUNI accessible services call (415) 923-6142. There is accessible curbside parking adjacent to City Hall on Grove Street and Van Ness Avenue and in the vicinity of the Veterans Building at 401 Van Ness Avenue adjacent to Davies Hall and the War Memorial Complex.

City Hall is accessible to persons using wheelchairs and other disabilities. The Polk Street/ Carlton B. Goodlett entrance is accessible via a ramp and a wheelchair lift. The other three entrances are accessible via ramps. Assistive listening devices are available and meetings are open captioned in the hearing room and closed captioned on SFGTV. Materials in alternative formats, American Sign Language interpreters, and other accommodations will be made available upon request. Please contact Michael Housh, Commission Secretary, at (415) 554-3165 or by Email mhoush@sfgov.org to make arrangements for any of these services. Providing at least 48 hours notice prior to the meeting will help to ensure availability.

In order 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: sovf@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
 - a) Minutes of the Special [January 12, 2012 Budget Workshop](#)
 - b) Minutes of the [January 24, 2012 Regular 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](#)
- b.) [Advance Calendar](#)
- c.) Staff Reports (*written reports sent to the Commissioners*)
 - 1.) Water Conservation Program [Annual Report](#) (Ritchie)
 - 2.) Water Supply [Levels of Service \(LOS\) Report](#) (Ritchie)
 - 3.) Water Enterprise CIP [Local & Regional Quarterly Reports](#) (Ritchie)
 - 4.) FY 2011-12 2nd Quarter [Audit & Performance Review Report](#) (Rydstrom)
 - 5.) FY 2011-12 2nd Quarter [Budget Report](#) (Rydstrom)
 - 6.) Annual [Power Rates Report](#) (Rydstrom)
 - 7.) 525 Golden Gate [Update Report](#) (Campbell)

6. Other Commission Business

- a.) [Resolution](#) honoring labor leader Ron Myers for his distinguished career

7. Report of the General Manager

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

8. 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** [Amendment No. 1 to Infrastructure Division Agreement No. CS-102](#), Sunnydale Sewer Tunnel Project, with Jacobs Project Management Company, to provide on-going construction management services in support of the Sunnydale Sewer Auxiliary Sewer Tunnel (WW-487) construction contract; and **authorize** the General Manager of the San Francisco Public Utilities Commission to execute this amendment increasing the agreement not-to-exceed amount by \$350,000, for a total not-to-exceed agreement amount of \$2,850,000, with no change to the agreement duration. *(Kelly)*
 - b) **Approve** the [selection of Associated Right of Way Services \(ARWS\); award Real Estate Services Agreement No. CS-200](#), Right of Way Services, funded by the Sewer System Improvement Program (SSIP), Water System Improvement Program (WSIP), and other SFPUC projects; to provide right of way services; and **authorize** the General Manager of the San Francisco Public Utilities Commission (SFPUC) to negotiate and execute a professional services agreement with Associated Right of Way Services for an amount not-to-exceed \$3,500,000 and with a duration of five (5) years. *(Morelli)*
 - c) **Approve** the [selection of Mounford Group, Inc.; award Power Enterprise, Operating Budget-funded Agreement No. CS-201](#), System Development & Maintenance of Meter Data Management System (MDMS), to provide consultant services for specialized analysis, data modeling, design, software development, documentation, training, project management, and maintenance to support continued development and implementation of the Hetch Hetchy Water and Power (“HHWP”) Meter Data Management System; and **authorize** the General Manager of the San Francisco Public Utilities Commission (SFPUC) to negotiate and execute a professional services agreement with Mounford Group, Inc. (MGI) for an amount not-to-exceed \$2,750,000, and with a duration of four years. *(Hale)*
 - d) **Accept** [work performed by Cal State Constructors, Inc. for Water Enterprise, Water System Improvement Program \(WSIP\)-funded Contract No. WD-2625](#) Hunters Point Reservoir Rehab & Seismic Upgrade; **approve** Modification No. 1, increasing the contract by \$21,835, for a total contract amount of \$1,721,835; and **authorize** final payment to the contractor. Modification No. 1 (Final) consists of one change order that addresses final quantities and costs for all bid items required to complete the work. The total of all change orders represent a 1.3% increase over the original contract amount. *(Kelly)*

- e) **Accept** the [work performed by Monterey Mechanical for Wastewater Enterprise \(WWE\) Five-Year Capital Improvement Program \(CIP\) -funded Contract No. WW-450R](#), Channel Pump Station Odor Control and Facility Improvements; **approve** Modification No. 10 (Final), to decrease the contract amount by \$146,241, for a total contract amount of \$16,812,998, with a time extension of 190 consecutive calendar days, for a total contract duration of 850 consecutive calendar days; and, **authorize** final payment, to the contractor. *(Moala)*
- f) **Accept** [work performed by Harty Pipelines, Inc. for Wastewater Enterprise, Renewal and Replacement \(R&R\) Program-funded Contract No. WW-481](#), Baker/Grove/Cole/Clayton/Waller/Duboce/ Henry Streets Sewer Replacement; **approve** Modification No. 2 (Final), decreasing the contract by \$123,597, for a total contract amount of \$1,225,269 and with a time extension of 81 consecutive calendar days for a total contract duration of 263 consecutive calendar days; and **authorize** final payment to the contractor.*(Moala)*
- g) **Approve** the plans and specifications, and [award Wastewater Enterprise \(WWE\), Renewal and Replacement \(R&R\) Program-funded and Department of Public Works \(DPW\) Pavement Renovation Program-funded Contract No. WW-500](#), SOMA/Mission Districts Sewer Replacement and Pavement Renovation, in the amount of \$2,891,905 (of which \$2,117,776 is funded by WWE and \$774,129 is funded by DPW), to the lowest, qualified, responsible and responsive bidder, Precision Engineering, to replace the existing sewers and street pavement on various streets in the SOMA/Mission Districts of San Francisco. *(Moala)*
- h) **Reject** all proposals for [Water System Improvement Program-funded Agreement No. CS-225](#), and authorize the General Manager of the San Francisco Public Utilities Commission to re-advertise the Request For Proposals (RFP) as Agreement No. CS-225R, Seismic Upgrade of BDPL Nos. 3&4 at Hayward Fault, Construction Management Services; to receive and evaluate proposals for said contract; conduct oral interviews and to return to the Commission with a recommendation for award. *(Kelly)*

REGULAR BUSINESS

- 9. Discussion and possible action [authorizing the Commission President to execute an employment contract](#) between the San Francisco Public Utilities Commission, acting on behalf of the City and County of San Francisco, with **Ed Harrington, as General Manager**, on terms consistent with the existing contract but extending the expiration date from March 16, 2012 to August 31, 2012, with provisions for further extension by mutual agreement to no later than December 31, 2012, pursuant to Charter Section 8.B.126, in substantially the form of the contract on file with the Commission Secretary. *(Moran)*

10. Discussion and Possible action [to adopt a Framework for Land Management and Use](#) relating to SFPUC lands not otherwise subject to specific policy guidance, including: 1) Leases or Permits for Secondary Uses on SFPUC Land, 2) Disposition of SFPUC owned Lands; and 3) Acquisition of Land by the SFPUC. *(Carlin)*

11. Discussion and possible action to [approve Real Estate Services Guidelines \(RES Guidelines\)](#), **including delegation to the San Francisco Public Utilities Commission (SFPUC) General Manager, or his designee where specified therein, to take actions to lease, permit, or license certain uses of real property under the Commission's jurisdiction consistent with: Commission policies, including the New Real Estate Services Guidelines; the terms and conditions set forth in the forms of leases, permits and licenses as authorized by the Commission; and, applicable San Francisco Charter provisions and ordinances. The new RES Guidelines would supersede and replace (i) Sections 1.000 through 10.000 and (ii) the Miscellaneous BCLM Forms set forth in the Bureau of Commercial Land Management Operating Manual (BCLM Manual), approved by the Commission in 1999 in Resolution 99-0252.** *(Russell)*

12. [Presentation](#) on the progress and feasibility assessment of the SFPUC Urban Agriculture Pilot Program as authorized by the San Francisco Public Utilities Commission on October 11, 2011 to establish urban agricultural activities on proposed pilot sites. *(Ellis)*

13. Discussion and possible action to **authorize** the San Francisco Public Utilities Commission (SFPUC) General Manager, or his designee, to [waive Security Deposit Increases for Certain Existing Leases and Permits](#) with Annual Rents of \$5,000 or less and Amend those Leases and Permits to provide that the (SFPUC) General Manager, or his designee, has the authority to waive the Security Deposit Increases for those Leases And Permits. *(Russell)*

PUBLIC HEARING

Annual Budgets – Operating & Capital

14. [Public Hearing to consider the adoption of the two-year Annual Operating and Programmatic Budgets](#) for the enterprises and bureaus under the jurisdiction of the San Francisco Public Utilities Commission for the FY 2012-13 and FY 2013-14 and possible action to approve the proposed budgets. **(Continued from the Special & Regular Meetings of January 12, and January 24, 2012)** *(Rydstrom)*

(Persons who are unable to attend the public hearings may submit to the City, by the time the proceedings begin, written comments regarding the subject of the hearing. These comments will be brought to the attention of the Commission and will become a part of the official public record. Written comments can be sent to Michael Housh, Commission Secretary, San Francisco Public Utilities Commission, 1155 Market Street, 11th Floor, San Francisco, California, 94103).

Capital Plan

15. Public Hearing to consider, and possible action, to [Adopt the two-year Capital Budget; Adopt the SFPUC 10-Year Capital Plan](#) for FY 2012-13 to FY 2021-22; **Authorize** a request for a Supplemental Appropriation for the Enterprises of the San Francisco Public Utilities Commission for FY 2012-13 and FY 2013-14 ; and **Authorize** and directed the General Manager to submit to the Board proposed Ordinances authorizing: 1) the issuance of not to exceed \$163,400,000 aggregate principal amount of Water Revenue Bonds and \$492,810,000 aggregate principal amount of Wastewater Revenue Bonds under the terms of Proposition E (approved by the voters November 2002) provided, however, the issuance of such Bonds shall be subject to the terms of Proposition E; and 2) the issuance of not to exceed \$12,300,000 aggregate principal amount of Power Revenue Bonds, subject to the terms of Charter Section 9.107(8). *(Rydstrom)*

Financial Plan

16. Public Hearing to consider and possible action to [adopt the proposed the San Francisco Public Utilities Commission \("SFPUC"\) 10-Year Financial Plan](#) for FY2012-13 through FY 2021-22 *(Rydstrom)*

Rates Policy

17. Public Hearing to consider and possible action to [adopt the proposed San Francisco Public Utilities Commission \("SFPUC"\) Rates Policy](#). *(Rydstrom)*

Wholesale Water Rates

18. Motion to [calendar a Public Hearing on May 8, 2012](#) to consider the adoption of Wholesale Water Contract Rates for FY 2012-13, effective July 1, 2012. *(Rydstrom)*

CLOSED SESSION

19. Public comments on matters to be discussed in Closed Session.
20. Motion on whether to assert the attorney-client privilege regarding the matters listed below as Conference with Legal Counsel.

THE PUBLIC UTILITIES COMMISSION WILL GO INTO CLOSED SESSION TO DISCUSS THE FOLLOWING ITEMS:

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

Existing Litigation: As Defendant
Espinosa v City & County of San Francisco
San Francisco Superior Court Case: No. CGC-508999

Filed March 9, 2011

22. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (b) and San Francisco Administrative Code Section 67.10 (d) (2) (Rothschild)

Existing Litigation: As Defendant

Zuniga v City & County of San Francisco, San Francisco Water Department, R. J. Baumgarten San Francisco Superior Court Case No. CGC-08-474671
Filed April 25, 2008

23. Conference with Legal Counsel Pursuant to Government Code Section 54956.8: Real Estate Negotiation (Ambrose)

SFPUC Negotiators: Ellen Levin and Rosanna S. Russell
Other Negotiators: Mike Roth, Lehigh Hanson, Inc.
Concerning: Parcel 65, Calaveras Road, Sunol, CA

Comment [HM1]:

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

24. Announcement following Closed Session.
25. Motion regarding whether to disclose the discussions during Closed Session.
26. Other New Business

ADJOURNMENT

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

RETURN SERVICE REQUESTED

