SAN FRANCISCO PUBLIC UTILITIES COMMISSION  
City and County of San Francisco

Edwin M. Lee  
MAYOR

AGENDA  
Tuesday, April 23, 2013

1:30 P.M.  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 400  
San Francisco, CA 94102

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

Harlan L. Kelly, Jr.  
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  
Gavel-to-Gavel coverage available at:  
http://sanfrancisco.granicus.com/ViewPublisher.php?view_id=22
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 April 9, 2013.

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) Advance Calendar
   b) Letter Summary
   c) Status of Large Development Service Projects in the Water Service Area
   d) Water Pipeline Assessment
   e) Water Supply Agreement Update

6. Other Commission Business

7. Report of the General Manager
   a) Francisco Reservoir Update (Carlin)

8. BAWSCA Update (Jensen)

9. Revenue Bond Oversight Committee Annual Report and Audit Findings (Cheng)

The following matters before the San Francisco Public Utilities Commission are recommended for action as stated by the General Manager and City Attorney where applicable.

Explanatory documents provided to the Commission in connection with this agenda are available for public inspection and copying at the Office of the Commission Secretary, 525 Golden Gate Avenue, 13th Floor, San Francisco, CA 94102, Telephone: (415) 554-3165, Fax: (415) 554-3424.

CONSENT CALENDAR

10. 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 the terms and conditions and authorize the General Manager to execute a five-year revocable permit to the Ocean Avenue Association, a
California non-profit public benefit corporation, for the use of approximately 4,000 square feet of SFPUC property, located at the intersection of Ocean Avenue and Phelan Avenue in San Francisco, as a community garden. Permittee shall maintain the property and provide insurance and indemnity for its use of the property.  

(Russell)

b) Approve Amendment No. 1 to Agreement CS-945, Emergency Operations Training Services with AECOM USA, Inc., to provide continuing emergency operations planning, training and exercises; Authorize the General Manager to negotiate an amendment increasing the agreement up to $800,000, for a total not-to-exceed amount of $2,400,000, and extending the agreement duration up to two years, for a total agreement duration of six years.  

(Carlin)

c) Authorize the General Manager to advertise the Request for Proposals for Agreement DB-124, San Joaquin Valley Communication System Upgrade Project, a design-build agreement to construct a 20-site digital microwave radio communications system for an amount not to exceed $5,500,000, to achieve time and cost savings. Staff will return to the Commission to seek authorization to award and execute an agreement.  

(Levin)

d) Approve the plans and specifications, and award Contract WW-558R, As-Needed Sewer Cleaning, for a total contract amount not-to-exceed $1,594,500, to the lowest, qualified, responsible and responsive bidder, ProVen Management, Inc., to clean existing sewers, on an as-needed basis, at locations to be determined within the City of San Francisco.  

(Moala)

e) Approve Amendment No. 1 to Agreement CS-267, Grant Agreement for “Education Outside,” with the San Francisco School Alliance, to support the development of a Rainwater Harvesting management plan for green schoolyards; and authorize the General Manager to execute this amendment increasing the agreement by $20,000, for a total not-to-exceed agreement amount of $120,000.  

(Ellis)

REGULAR BUSINESS

11. Public Hearing: Discussion and possible action to approve the project-level scope, schedule and budget of the March 2013 Revised Water System Improvement Program and direct staff to send a Notice of Change Report to the California Joint Legislative Audit Committee, the California Department of Public Health and the California Seismic Safety Commission in compliance with California Assembly Bills 1823 and 2437, and authorize the General Manager to seek Board of Supervisors’ approval for the re-appropriation of existing funds as needed and the supplemental appropriation of $54,927,412 in new funding.  

(Labonte)

- 30 Day Notice of Public Hearing
- Summary of WSIP Budget and Schedule Changes Since 2003
12. **Presentation** and discussion of the proposed Wholesale Revenue Requirement and rate schedule for FY 2013-14, as applied to meter readings on or after July 1, 2013. This rate schedule reflects the terms of the 2009 Water Supply Agreement between the City and County of San Francisco and the Wholesale Customers, which was approved on April 28, 2009 by Commission Resolution No. 09-0069. (Rydstrom)

13. **Authorize** the General Manager to execute, on behalf of the City and County of San Francisco, a Memorandum of Understanding with United States Department of Commerce, National Oceanic and Atmospheric Administration (NOAA), for an amount not to exceed $160,000, and with duration of two years. The MOU defines the roles and responsibilities of NOAA to assist the SFPUC in the site selection and Federal environmental review for three new radar systems as part of the proposed Advanced Rainfall Prediction Project under the Sewer System Improvement Program. (Moala)

14. **Workshop:** Discussion of proposed CleanPowerSF Community Choice Aggregation Program build-out roadmap and strategies, including local resource investment and associated timeline, overall resource mix, and the effects on the not-to-exceed rate. (Hale)

15. Public Comments on matters to be discussed in Closed Session.

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

**CLOSED SESSION**

The Commission will go into Closed Session to discuss the following items:

17. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9(d)(3) and San Francisco Administrative Code Section 67.10 (d) (2). (Mueller)

   **Anticipated Litigation** - As Plaintiff

18. Conference with Legal Counsel - Pursuant to California Government Code Section 54956.9(d)(1) and San Francisco Administrative Code Section 67.10 (d) (1). (Mueller)

   **Existing Litigation:**
   Pacific Gas & Electric Company, v. City and County of San Francisco
   Court of Appeal of the State of California, First Appellate District, Division Five
   Case No.: A127554 / Date Filed: January 29, 2010
19. Conference with Legal Counsel – Pursuant to California Government Code Section 54956.9 (d) (1) and San Francisco Administrative Code Section 67.10 (d) (1). (Lipton)

**Existing Litigation**

*Zeno Zimmerman v. City and County of San Francisco*

San Francisco Superior Court Case Nos.: CGC-11-516360 and CGC-11-516361
City Attorney File Number: 120697 / Date Filed: December 12, 2011

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

**Anticipated Litigation - As Defendant**

*Following Closed Session, the Commission will reconvene in Open Session*

21. Announcement following closed session.

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

23. Other new business.

ADJOURNMENT
NOTICE OF PUBLIC HEARINGS

NOTICE OF PUBLIC HEARINGS  Tuesday, April 23, 2013 – 1:30 PM City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, at a Regular Meeting of the SAN FRANCISCO PUBLIC UTILITIES COMMISSION, and if necessary, Tuesday, May 14, 2013 - 1:30 PM City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, at a Regular Meeting of the SAN FRANCISCO PUBLIC UTILITIES COMMISSION, and if necessary, Tuesday, May 28, 2013 - 1:30 PM City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, at a Regular Meeting of the SAN FRANCISCO PUBLIC UTILITIES COMMISSION, and if necessary, Tuesday, June 11, 2013 - 1:30 PM City Hall, Room 400, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102, at a Regular Meeting of the SAN FRANCISCO PUBLIC UTILITIES COMMISSION: Public Hearing, discussion and possible action to adopt schedules of electric rates and charges for customers of the San Francisco Public Utilities Commission (SFPUC) for phase one of the CleanPowerSF Community Choice Aggregation Program for renewable power procurement within San Francisco. The detailed agenda and related files will be available at least 72 hours before the scheduled meetings at the SFPUC website www.sfwater.org, or by calling (415) 554-3165.
NOTICE

SAN FRANCISCO PUBLIC UTILITIES COMMISSION
City and County of San Francisco

The Public Hearing and possible action to adopt schedules of electric rates and charges for customers of the San Francisco Public Utilities Commission, for phase one of the CleanPowerSF Community Choice Aggregation Program for renewable power procurement within San Francisco, that was noticed for Tuesday, April 23, 2013 will not be held.

That Public Hearing and possible action may be scheduled at future regular SFPUC meetings on May 14, 2013, May 28, 2013 or June 11, 2013.

1:30 P.M.
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Please refer to future agenda notices available at www.sfwater.org and the San Francisco Public Library.

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San Francisco Public Utilities Commission
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