



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, October 24, 2017

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

Commissioners

Ike Kwon, 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

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 71-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 415.554.0761. 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., 13th 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.

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"โดยไมค"สยคคาไซจ้ 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.

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 October 10, 2017](#)
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) [Annual Real Estate Update](#)
 - e) [Dam Safety Activities Update](#)
 - f) [Declaration of Emergency: CS-1091\(E\) Tesla Treatment Facility Flywheel UPS](#)
 - g) [Water Supply Conditions Update](#)
 - h) [Water Supply Agreement Update](#)
6. Other Commission Business
7. Report of the General Manager (discussion only)
 - a) CleanPowerSF Update (Hale)
 - b) [Proposed Modifications to the Water Level of Service Goals and Objectives](#) (Ritchie)
 - c) [Federal Energy Regulatory Commission Relicensing of Don Pedro Hydroelectric Project and Licensing of La Grange Hydroelectric Project](#) (Ritchie)
 - d) [Policy and Government Affairs Annual Update](#) (Ellis)
 - e) Report on Recent SFPUC Activities, Events, and Announcements
8. 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, 13th Floor, San Francisco, CA 94102; Telephone: (415) 554-3165; Fax: (415) 554-3424; and are available on-line at <http://www.sfwater.org/index.aspx?page=167>

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 Calendar and considered as a separate item.

- a) **Approve** the plans and specifications, and **award [Contract No. WD-2742](#)**, 16-Inch Ductile Iron Water Main Replacement on 7th Street from Townsend to 16th Street, **in the amount of \$1,986,746**, to the lowest, qualified, responsible and responsive bidder, P & J Utility Co. 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. (How)

REGULAR SESSION

10. **Approve an increase to the funding allocation for the San Francisco Public Utilities Commission's [Floodwater Management Grant Program](#) for Fiscal Year FY 2017-18 from \$250,000 to up to \$1,750,000**, to be made available at the time of execution of grant agreements from the existing Wastewater Enterprise budget; and **direct** the General Manager to include in his recommended biennial budget for the Fiscal Years 2018-19 and 2019-20, a **Grant Program budget of \$2,000,000 per year** for consideration by the Commission. (Henderson)
11. **Authorize** the General Manager **to designate a specific brand of grit separator system**, HeadCell® Vortex system by Hydro International, and a **specific brand of grit dewatering/washing**, Huber Technology's COANDA, as necessary items only available from one source in the contract specifications for **[Contract WW-628](#)**, Southeast Plant New Headworks Facility, pursuant to San Francisco Administrative Code Section 6.73(e)(1). (How)
12. **Approve** the terms and conditions and **authorize** the General Manager to negotiate and execute an **[Exclusive Negotiation Agreement](#)** (ENA) with Reservoir Community Partners, LLC, a Delaware limited liability company representing a joint venture comprised of AvalonBay Communities and Bridge Housing Corporation (collectively, Developer), **to develop mixed-income housing, parks and open space on approximately 17 acres of property located at Ocean and Phelan Avenues in San Francisco**, commonly known as the Balboa Reservoir. The ENA states the process and the terms and conditions upon which the City and County of San Francisco and the Developer will negotiate and seek to complete a purchase and sale agreement, quitclaim deed with reservation of certain easements, development agreement, declaration of use restrictions, and such other documents as are necessary to effectuate an approved development project for the Balboa Reservoir, subject to further approval by the SFPUC. (Carlin)
13. **Authorize** the General Manager to execute, on behalf of the City and County of San Francisco, as the encroaching party, an **[Encroachment Permit with the Groveland Community Services District](#)** (GCSD), in an **amount not to exceed \$10,000, and with a duration of three years**, with an automatic renewal of two successive additional terms of three years, to install adit

monitoring stations on GCSO facilities within the Second Garrote and Big Creek Shafts of the Mountain Tunnel in Groveland, California. (Carlin)

14. **Award [Job Order Contract No. JOC-65R](#)**, General Engineering (A – License), **for a not-to-exceed amount of \$5,000,000, and with a five-year term**, to the lowest, qualified, responsible, and responsive bidder, Robert E. Boyer Construction, Inc., to perform general engineering construction tasks for all San Francisco Public Utilities Commission Enterprise Operations and Bureaus in San Joaquin, Stanislaus and Tuolumne Counties. (How)

CLOSED SESSION

15. Public Comment on matters to be discussed during Closed Session.
16. 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:

17. 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

Robin Paul Roderick v. City and County of San Francisco

DFEH Complaint No.: 825366-256185

EEOC Complaint No.: 37A-2017-01114-C/Date Filed: February 10, 2017

Proposed Settlement Amount: \$50,000 with release of claim

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) (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

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) (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

20. 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

21. 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

22. 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

23. 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

24. Threat to Public Services or Facilities – Pursuant to California Government Code Section 54957 and San Francisco Administrative Code Section 67.10 (a) (discussion only) (Carlin)

Following Closed Session, the Commission will reconvene in Open Session

25. Announcement following Closed Session.
26. Motion regarding whether to disclose the discussions during Closed Session pursuant to S.F. Administrative Code Section 67.12(a).
27. Other New Business (discussion only)
28. Adjournment

San Francisco Public Utilities Commission
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San Francisco, CA 94102