



**SAN FRANCISCO PUBLIC UTILITIES COMMISSION**  
City and County of San Francisco

**London N. Breed**  
Mayor

**APPROVED MINUTES**  
**Tuesday, May 12, 2020**  
**1:30 P.M.**  
(Approved May 26, 2020)

**This meeting 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**

**Commissioners**

Ann Moller Caen, President  
Francesca Vietor, Vice President  
Anson Moran  
Sophie Maxwell  
Tim Paulson

**Harlan L. Kelly, Jr.**  
General Manager

**Donna Hood**  
Secretary



1. Call to Order

*President Caen called the meeting to order at 1:36 PM.*

2. Roll Call

*Present: Caen, Vietor, Moran, Maxwell and Paulson*

*The Commission Secretary stated that item 16 was removed and will be rescheduled.*

3. Approval of the Minutes of April 28, 2020

*On motion to approve the Minutes of April 28, 2020*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

*No public comment.*

4. General Public Comment

- *Francisco DaCosta asked for a progress report for the Sewer System Improvement Project and for updates regarding the digesters and outreach progress.*
- *Peter Drekmeier, Tuolumne River Trust, discussed a letter he sent regarding implementation or adoption the 40% unimpaired flow and how the SFPUC could respond.*

5. Communications

a) Contract Advertisement Report

b) Correspondence Log

c) Fiscal Year 2019-20 Third Quarter Budget Status Report

d) 2009 Water Supply Agreement Update

e) Annual SuperGreen Multi-Year Service Agreement Customer Update

f) Water Supply Conditions Update

g) 639 Bryant – 2000 Marin Exchange

*Barbara Hale, Assistant General Manager (AGM) Power to a question from President Caen regarding item 5c, specifically CleanPowerSF's contract durations.*

*No public comment.*

6. Report of the General Manager

a) Update on SFPUC Operations During COVID-19 Emergency

*GM Kelly updated the Commission on the impact of COVID-19 on SFPUC operations. He indicated that the workforce remains the top priority. He stated that employees are either working remotely, working on-site, or working as Disaster Service Workers in the City's Emergency Operations Center or the Department Operation Center. He discussed the ramping-up of mandatory health screening for employees reporting to physical work locations. He discussed efforts to assist customers during the pandemic, including not shutting-off accounts for non-payment or late payments, postponement of liens and collections, waiving late fees, and a grant program to assist small local businesses in the Bayview District. He discussed Customer Assistance Program revisions to help residential customers maximize discount opportunities. He discussed the hiring of critical positions, and the future of*

*working in a safe and healthy way. He reviewed research by some utilities to check for COVID-19 in sewage samples, to assist with early monitoring and tracking for community infection.*

*VP Vietor thanked the GM for participating in the early research efforts and asked that status updates continue.*

*GM Kelly responded to a question from President Caen regarding efforts to ensure the safety of SFPUC employees.*

*Commissioner Paulson stated he is impressed by the work being performed and by the safety actions being taken.*

#### Public Comment

- *Francisco DaCosta discussed the need for the SFPUC to be included in the larger status updates being provided by the City and stated that the updates should include contributions by essential workers.*

#### 7. New Commission Business

*None.*

#### 8. Consent Calendar

- a) Approve the plans and specifications, and award Contract No. HH-1001, Moccasin Reservoir Perimeter Security Fence, in the amount of \$1,364,290 and with a duration of 253 consecutive calendar days, to the responsible bidder submitting the lowest responsive bid, Mountain Methods, Inc. This action constitutes the Approval Action for the project for the purposes of the California Environmental Quality Act, pursuant to Section 31.04(h) of the San Francisco Administrative Code. ([Resolution 20-0083](#))
- b) Approve an increase of 282 calendar days to the existing contract duration contingency for Contract No. WW-667, Mariposa Dry Weather Pump Station Improvements; and authorize the General Manager to approve future modifications to the contract for a total revised contract duration of up to 1,140 consecutive calendar days, with no change to the contract amount. ([Resolution 20-0084](#))

*No public comment.*

*On motion to approve the Consent Calendar:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

9. Approve Amendment No. 3 to Agreement Nos. CS-192A&B, Technical Review - Calaveras Dam, with Erik Kollgaard (CS-192A) and I.M. Idriss (CS-192B), to continue to provide independent technical expertise for the Calaveras Dam Replacement Project during the Calaveras Reservoir's initial water fill period; and authorize the General Manager to execute these amendments, increasing each agreement duration

by nine months, for a total duration of nine years, eight months per agreement, with no change to the agreements' amounts. ([Resolution 20-0085](#))

*Kathy How, AGM Infrastructure, introduced the item and requested approval. She responded to a question from President Caen as to what happens if the Calaveras Dam doesn't fill by March 2021.*

*No public comment.*

*On motion to approve item 9:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

10. Approve Amendment No. 2 to Agreement No. CS-310, Electronic Bill Presentment and Payment Services, with KUBRA Data Transfer, Ltd.; and authorize the General Manager to execute this amendment, extending the agreement duration by four years, for a total agreement duration of nine years, and increasing the contract amount by \$900,000 for a total agreement amount of \$1,900,000, to continue providing various options for electronic bill presentment and payment and related services, including on-line, mobile, interactive voice response systems, and e-Cash payments to San Francisco Public Utilities Commission customers. ([Resolution 20-0086](#))  
*Marge Vizcarra, Customer Services Manager introduced the item and requested approval.*

*No public comment.*

*On motion to approve item 10:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

11. Approve Amendment No. 3 to Agreement No. CS-382A, Calaveras Dam Technical Advisory Panel, with Gabriel Fernandez, to continue to provide independent technical expertise in connection with the Calaveras Dam Replacement Project during the Calaveras Reservoir's initial water filling period; and authorize the General Manager to execute this amendment increasing the agreement duration by nine months, for a total duration of six years, eleven months, and nine days, with no change to the agreement amount. ([Resolution 20-0087](#))  
*AGM How introduced the item and requested approval.*

*No public comment.*

*On motion to approve item 11:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

12. Approve the selection of Bureau Veritas North America, Inc. (Bureau Veritas), the sole respondent to the Request for Proposals; award Agreement No. PUC.PRO.0112, As-Needed Inspection, Testing, and Surveillance Services, to provide services for the San Francisco Public Utilities Commission's Engineering Management Bureau in the support of Infrastructure projects; and authorize the General Manager to negotiate and

execute a professional services agreement with Bureau Veritas for an amount not-to-exceed \$3,000,000 and with a duration of five years. ([Resolution 20-0088](#))  
*AGM How introduced the item and requested approval.*

*No public comment.*

*On motion to approve item 12:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

13. Approve the award of a Green Infrastructure Grant to Holy Trinity Greek Orthodox Church (Holy Trinity) to fund the design, and if the Commission authorizes the project to proceed following completion of environmental review, fund the construction of stormwater management features at 999 Brotherhood Way in San Francisco, for a total grant amount of up to \$1,577,161; and authorize the General Manager to execute a Green Infrastructure Grant Agreement with Holy Trinity for a duration of 20 years, and disburse up to \$303,750 in grant funds to Holy Trinity at this time solely for planning and design (pre-construction) activities. ([Resolution 20-0089](#))

*No public comment.*

*On motion to approve item 13:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

14. Authorize the disbursement of \$358,075 in remaining grant funds under the Green Infrastructure Grant awarded to the San Francisco Unified School District on October 8, 2019 by Commission Resolution No. 19-0194 to construct stormwater management features at Bessie Carmichael Middle School in San Francisco. ([Resolution 20-0090](#))  
*AGM Norby introduced the item and requested approval.*

*No public comment.*

*On motion to approve item 14:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

15. Approve the Water Supply Assessment (WSA) for the proposed San Francisco Gateway Project which would construct two new mixed-use production, distribution, and repair buildings at 749 Toland Street and 2000 McKinnon Street in the Bayview Hunters Point Plan area, pursuant to the State of California Water Code Section 10910 et seq., California Environmental Quality Act (CEQA) Section 21151.9, and CEQA Guidelines Section 15155. ([Resolution 20-0091](#))  
*Steve Ritchie, AGM Water, introduced the item and requested approval.*

*VP Vietor expressed discomfort approving any WSA until further discussions have occurred regarding water supply, demand needs, and availability of water for the fish.*

*GM Kelly discussed the role of the Commission regarding approval of WSA's. He noted the methods used to determine the three proposed options. At the request of*

the GM, Francesca Gessner, Deputy City Attorney, further discussed the role of the Commission as related to WSA's. Discussion ensued regarding supply, demand, voluntary agreement, and how to meet the need of all.

Public Comment

- *Peter Drekmeier, Tuolumne River Trust, asked that public comment be heard prior to asking for a motion. He stated there haven't been policy discussions between the SFPUC and the Planning Department. He noted items that were not included in the staff report. He referenced requirements of Fish and Game Code 59.37 and touched on the Design Drought.*

*On motion to approve item 15:*

*Ayes: Caen, Moran, and Paulson*

*Nays: Vietor and Maxwell*

*The Commission Secretary indicated item 16 was removed from the agenda. She read items 17 and 18 together.*

16. Settlement of Unlitigated Claim, U-Save Plumbing, \$46,648.39. Resolution recommending the Board of Supervisors authorize settlement of the unlitigated claim filed on December 10, 2019 by Ken S. Leung, dba U-Save Plumbing, against the City and County of San Francisco for \$46,648.39; the claim involves property damage arising from flooding.
17. Settlement of Unlitigated Claim, State Farm Insurance Company, \$34,495.14. Resolution recommending the Board of Supervisors authorize settlement of the unlitigated claim filed on September 22, 2017 by State Farm Insurance Company against the City and County of San Francisco for \$34,495.14; the claim involves property damage arising from a water main break. (Resolution 20-0092)
18. Settlement of Lawsuit, Sandra Hernandez, et al., \$214,000. Resolution recommending the Board of Supervisors authorize settlement of the lawsuit filed by Sandra Hernandez, et al. against the City and County of San Francisco for \$214,000; the lawsuit was filed on June 7, 2017 in San Francisco Superior Court, Case No. CGC-17-559385; the lawsuit alleged personal injury from collision with City vehicle. (Resolution 20-0093)

*No public comment.*

*On motion to approve item 17:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

*On motion to approve item 18:*

*Ayes: Caen, Vietor, Moran, Maxwell and Paulson*

19. Adjournment

*President Caen adjourned the meeting at 3:05 PM.*