

## SAN FRANCISCO PUBLIC UTILITIES COMMISSION

City and County of San Francisco

Daniel Lurie Mayor

REGULAR MEETING AGENDA Tuesday, July 8, 2025 1:30 PM

> 1 Dr. Carlton B. Goodlett Place City Hall, Room 400

Members of the San Francisco Public Utilities Commission (SFPUC) will attend this meeting in-person. Members of the public are invited to observe the meeting in-person or remotely by watching live online as described below. Members of the public attending the meeting in person or remotely will have an opportunity to provide public comment on every action or discussion item.

Members of the public are encouraged to provide public comment by email. Send an email to <a href="Commission@sfwater.org">Commission@sfwater.org</a> by 4 pm the day before the meeting to ensure your comment is received by the Commission in advance of the meeting. All comments received will be made part of the official record.

## **REMOTE MEETING ACCESS**

Watch: https://www.sfgovtv.org/sfpuc

# REMOTE PUBLIC COMMENT CALL-IN: 1 (415) 655-0001 / ACCESS CODE 2661 446 0123 (No Passcode Required)

When your item of interest is called press \*3 to be added to the speaker line.

Commenters will be allowed two minutes to speak.

Call from a quiet location, speak clearly and slowly, and turn down your television, radio, or computer.

#### **Commissioners**

Kate H. Stacy, President Joshua Arce, Vice President Avni Jamdar Stephen E. Leveroni Meghan Thurlow

> Dennis J. Herrera General Manager

Tiffany Lennear Director of Commission Affairs Accessible Meeting Policy: City Hall, Room 400 is wheelchair accessible. The meeting will be broadcast and captioned on SFGovTV. Remote public participation is available for individuals who cannot attend in person due to disability by making a request to the Director of Commission Affairs by 12 PM (noon), the day before the Commission meeting at <a href="Commission@sfwater.org">Commission@sfwater.org</a> or 415-554-3165. Sign Language Interpretation is available upon request. If requesting Sign Language Interpretation, please submit an accommodation request a minimum of four business hours before the start of the meeting. Allowing a minimum of 48 business hours for all other accommodation requests (for example, all other auxiliary aids and services) helps ensure availability. To request accommodation, please contact the Director of Commission Affairs at Commission@sfwater.org or 415-554-3165.

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 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 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"มชつ ่ ยเหลอ ื ห"งภ"ษ"โดยไมเ ่ ส'ยคาใชจ ำย / Libreng tulong para sa wikang Tagalog ยเหลอ ื

<u>Lobbyist Registration and Reporting Requirements</u>: 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 <a href="www.sfgov.org/ethics">www.sfgov.org/ethics</a>.

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 <a href="http://www.sf-planning.org/index.aspx?page=3447">http://www.sf-planning.org/index.aspx?page=3447</a>. 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 June 24, 2025
- 4. General Public Comment

Members of the public may address the Commission on matters that are within the Commission's jurisdiction and are not on today's agenda. The Commission values civic engagement and encourages respectful communication at the public meeting. We ask that all public comment be made in a civil and courteous manner and that you refrain from the use of profanity. Thank you.

- 5. Report of the General Manager (discussion only)
  - a) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements

## 6. CONSENT CALENDAR

- a) Award Contract No. PRO.0288, Electronic Bill Pay, to KUBRA Data Transfer, Ltd., for an amount not-to-exceed \$2,000,000, and with a duration of five years, to provide bill creation, electronic bill presentment, and payment processing to the San Francisco Public Utilities Commission Customer Services Bureau to process payments for water, wastewater, and power services. (Hom)
- b) Approve and adopt the San Francisco Public Utilities Commission General Manager's finding that Environmental Passive Integrated Conveyance Total Water Solution, Inc. (EPIC) is a sole source for a capillary action irrigation system necessary to conduct a stormwater reuse field test; and authorize the General Manager to prescribe EPIC's capillary action irrigation system for Contract No. WW-668, Upper Yosemite Creek Daylighting Project contract documents in conformance with San Francisco Administrative Code Section 6.73 (e)(1) and California Public Contract Code Section 3400(c)(1). This action constitutes the Approval Action for the Project for the purposes of the California Environmental Quality Act (CEQA), pursuant to San Francisco Administrative Code section 31.04(h). The Planning Department has determined that the Project is exempt from the CEQA. The Commission will rely on that determination to make its decision on this action. (Prather)
- c) **Approve** an increase of \$800,000 to the cost contingency for Contract No. WW-740, Various Large Diameter Sewer Inspection No. 2, with Pipe & Plant Solutions, Inc., for a total revised cost limit of \$4,041,700, with no change to the contract duration, to replenish the cost contingency and for unforeseen additional needs that may be encountered in the remainder of the contract work which may require additional large diameter sewer inspection or cleaning. (Robinson)
- d) **Award** Job Order Contract No. JOC-110, General Engineering (A-License) Construction, San Joaquin, Stanislaus, and Tuolumne Counties, Hetch Hetchy, in the amount not-to-exceed \$5,000,000, with a guaranteed minimum task order opportunity amount of \$50,000, and a duration of four years, to the responsible bidder that submitted the lowest responsive bid, Robert E. Boyer Construction, Inc., to perform A-licensed general engineering construction

- work on San Francisco Public Utilities Commission systems and operations around Hetch Hetchy. (Robinson)
- e) Award professional service Contract No. PRO.0316, San Joaquin Pipeline Construction Management Staff Augmentation Services to San Joaquin Pipeline Construction Management Partners Joint Venture in the amount not to exceed \$9,750,000 and with a duration of four years and six months, to provide construction management services for multiple San Joaquin Pipeline Projects as part of the Hetchy Capital Improvement Project. Construction management services for the construction of the San Joaquin Valve Remote Control and Monitoring project will not be authorized under this agreement unless and until environmental review under the California Environmental Quality Act (CEQA) is completed, and this Commission has reviewed and considered the CEQA document, adopted CEQA findings and Mitigation Monitoring and Reporting Program (MMRP) if necessary, and approves the project. (Robinson)

### **REGULAR CALENDAR**

- 7. **Authorize** the General Manager of the San Francisco Public Utilities Commission to execute on behalf of the City and County of San Francisco, a Memorandum of Agreement (MOA) with the City of Daly City for the funding, construction, and operation of the Vista Grande Drainage Basin Improvement Project, subject to Board of Supervisors approval under Charter Section 9.118. The MOA would obligate the San Francisco Public Utilities Commission to help fund construction of the Vista Grande Drainage Basin Improvement Project in an amount not exceed \$35,000,000 over a term of 60 months. (Ritchie)
- 8. **Accept** work performed by Anvil Builders LLC, under <u>Contract No. WD-2903</u>, Site Remediation 520 John Muir Drive; **approve** Modification No. 1 (Final) decreasing the contract amount by \$100,582 and increasing the contract duration by 137 calendar days, for a total contract amount of \$2,086,306 and a total contract duration of 257 calendar days; and **authorize** final payment to the contractor. (Ritchie)
- 9. **COMMUNICATIONS** (information only)
  - a. Advance Calendar
  - b. Contract Advertisement Report
  - c. Correspondence Log
  - d. Water Supply Conditions Update
  - e. Annual Street Light Program Update
  - f. 2009 Water Supply Agreement Update
- 10. Items initiated by Commissioners (discussion only)
- 11. Public Comment on the matters to be addressed during Closed Session
- 12. Motion on whether to assert the attorney-client privilege regarding the matters listed below:

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

### **CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL regarding existing and anticipated litigation (Government Code §54956.9, Administrative Code §67.10(d):

State of New Jersey, et al. v. Donald J. Trump, et al., Case No. 1:25-cv-10139 (D. Mass.), 25-1170 (1st Cir.), 24A886 (U.S. Sup. Ct.); City and County of San Francisco v. Donald J. Trump, et al., Case No. 3:25-cv[1]01350 (N.D. Cal.); Doctors for America v. Office of Personnel Management, Case No. 1:25-cv[1]00322 (D.D.C.); SFUSD, City of Santa Fe v. AmeriCorps, et al., Case No. 3:25-cv-02425 (N.D. Cal.) AFGE, et al. v. Trump, et al., Case No. 3:25-cv-03698, filed 4/28/2025 (N.D. Cal.), King County, et al. v. Turner, et al., Case No. 2:25-cv-00814, filed 5/2/2025 (W.D. Wash.), and regarding anticipated litigation as plaintiff and/or defendant. (Discussion only) (Bregman)

Following Closed Session, the Commission will reconvene in Open Session

- 13. Announcement following Closed Session
- 14. Motion regarding whether to disclose the discussion during Closed Session pursuant to San Francisco Administrative Code Section 67.12(a).
- 15. Adjournment

San Francisco Public Utilities Commission 525 Golden Gate Avenue, 13<sup>th</sup> Floor San Francisco, CA 94102