

SAN FRANCISCO PUBLIC UTILITIES COMMISSION

City and County of San Francisco

Daniel Lurie Mayor

REGULAR MEETING AGENDA Tuesday, May 27, 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 Commission@sfwater.org 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 884 9198 (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 Commission@sfwater.org 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 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 May 13, 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) SFPUC Disclosure Training for Commissioners
 - b) Quarterly Budget Status Report FY 2024-25 (Q3)
 - c) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements

6. CONSENT CALENDAR

- a) **Award** four Master As-Needed HVAC and Mechanical Services contracts, <u>PW-012.A, PW-012.B, PW-012.C, and PW-012.D</u>, each with a not-to-exceed agreement capacity of \$4,500,000 and a duration of five years, to the responsible firms that submitted responsive statement of qualifications: ACCO Engineered Systems, Inc. (PW-012.A); American Mechanical, Inc. (PW-012.B); Mesa Energy Systems, Inc. (PW-012.C); and California United Mechanical, Inc. (dba United Mechanical) (PW-012.D). (Hale)
- b) **Approve** Modification No. 1 to Job Order Contract No. JOC-99, General Engineering (A-License) Construction, San Francisco, San Mateo, Santa Clara, and Alameda Counties, with Marinship Development Interest LLC, to increase the contract not-to-exceed amount by \$2,500,000, for a revised not-to-exceed contract amount of \$7,500,000, and to increase the contract duration by three years, for a total contract duration of five years, to provide additional time and capacity for facility and asset improvements. (Robinson)
- c) Approve Modification No. 1 to Job Order Contract No. JOC-103, General Engineering (A License) Construction, San Francisco, San Mateo, Santa Clara, and Alameda Counties, with Cal State Constructors, Inc., to increase the contract not-to-exceed amount by \$2,500,000, for a revised not-to-exceed contract amount of \$7,500,000, and to increase the contract duration by three years, for a total contract duration of five years, to provide additional time and capacity for facility and asset improvements. (Robinson)
- d) **Approve** and **adopt** the General Manager's finding that ABB Medium Voltage Variable-Frequency Drives product is necessary to match existing products used at SFPUC Wastewater Enterprise facilities; and **authorize** the General Manager to prescribe ABB Medium Voltage Variable-Frequency Drives for Contract No. WW-767, Southeast Water Pollution Control Plant Booster Station Interim Improvements, contract documents in conformance with San Francisco Administrative Code Section 6.73(e)(1) and Public Contract Code Section 3400(c). 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)

REGULAR CALENDAR

7. Authorize the issuance of up to \$1.53 billion of Water Revenue Bonds, Sub-Series D Bonds (Regional Water & Local Water) and 2025 Sub-Series E Bonds (Hetch Hetchy Water) to fund the costs of water enterprise capital projects and to retire commercial paper up to \$474 million; and 2025 Sub-Series F to refund certain outstanding Water Revenue Bonds originally issued as Build America Bonds (BABs) up to \$1.056 billion (collectively, the 2025 Water Bonds); delegate to the General Manager authorization to appoint underwriters and enter into one or more bond purchase contracts with underwriters selected from the City's pool of pre-qualified underwriters through a competitive procurement process and in accordance with the City's policies and procedures with respect thereto, subject to the limits on underwriters' compensation set forth in the resolution. The Commission resolution will approve the issuance of: Water Revenue Bonds, 2025 Sub-Series D Bonds (Regional Water & Local Water) to fund and refund Regional and Local Water capital improvements; 2025 Sub-Series E Bonds (Hetch Hetchy Water) to fund Hetch Hetchy Water capital improvements; 2025 Sub-Series F) to refund all or a portion of outstanding 2010 Water Revenue Bonds Sub-Series B, Sub-Series E, and Sub-Series G; fund capitalized interest to mitigate short-term budget impact of borrowing; and cost of issuance; approve the form of and authorize the execution and delivery of, related documents; and authorize the General Manager to negotiate the sale of the 2025 Water Bonds in one or more series of bonds, as the General Manager determines is in the best financial interest of the San Francisco Public Utilities Commission, subject to the terms of the Commission resolution.

(Hom)

- 8. **Approve** an increase of \$1,600,000 to the cost contingency and 331 calendar days to the duration contingency for <u>Contract No. DB-121R2</u>, Moccasin Powerhouse Generator Rehabilitation with General Electric Renewable Energy, for a revised cost limit of \$32,648,985, and a revised duration limit of 1,898 consecutive days (approximately five years and three months), to address increased costs and schedule impacts due to shaft alignment issues discovered during reassembly of Generator Unit No. 1. (Robinson)
- 9. **COMMUNICATIONS** (information only)
 - a. Advance Calendar
 - b. Contract Advertisement Report
 - c. Correspondence Log
 - d. Water Supply Conditions Update
 - e. <u>Annual Hetch Hetchy Power and CleanPowerSF Power Source Disclosure Report Filing to the CA Energy Commission</u>
- 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(s):

CLOSED SESSION

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

City and County of San Francisco v. Core & Main LP (Unlitigated Claim [City Attorney File No. 251058], dated November 7, 2024).

Proposed settlement of a product defect claim where the vendor will reimburse the San Francisco Public Utilities Commission the amount of \$229,000. Proposed settlement subject to final approval by the Board of Supervisors.

(Action Item) (Bregman)

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

Michael Rivas, et al. v. City and County of San Francisco

San Francisco Superior Court Case No. CGC-23-607963 (filed July 28, 2023)
City to pay \$650,000 and agree to keep clear from debris and obstruction the portion of a v-ditch located on City property, in exchange for (1) dismissal of claims, (2) agreement by plaintiffs to keep clear from debris and obstruction the portion of the v-ditch located on plaintiffs' property and related drainage facilities that are located on plaintiffs' property, (3) agreement that the v-ditch and related drainage facilities are not public improvements, (4) agreement that plaintiffs will sign and notarize a document containing the terms enumerated in items (2) and (3), and that the document will be recorded against title to plaintiffs' properties and will run with the land. Proposed settlement subject to final approval by the Board of Supervisors.

(Action Item) (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, 13th Floor San Francisco, CA 94102