



San Francisco  
**Water Power Sewer**  
Services of the San Francisco Public Utilities Commission

## **SAN FRANCISCO PUBLIC UTILITIES COMMISSION**

City and County of San Francisco

**London N. Breed**  
Mayor

**REGULAR MEETING AGENDA**  
**Tuesday, December 14, 2021**  
**1:30 P.M.**

This meeting is being 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

**WATCH LIVE:**

<https://www.sfgovtv.org/sfpuc>

**PUBLIC COMMENT CALL-IN:**

**1 (415) 655-0001 / MEETING ID: 146 290 6991 # #**

During the Coronavirus Disease (COVID-19) emergency, the San Francisco Public Utilities Commission's (SFPUC) regular meeting room, City Hall, Room 400, is closed. Commissioners and SFPUC staff will convene Commission meetings remotely by teleconference.

### **Commissioners**

Anson Moran, President  
Newsha Ajami, Vice President  
Sophie Maxwell  
Tim Paulson  
Ed Harrington


**Dennis J. Herrera**  
General Manager

**Donna Hood**  
Secretary



**Accessible Meeting Policy:** To obtain meeting materials in alternative format, please contact the Commission Secretary at 415-554-3165 or via email at [Commission@sfgov.org](mailto:Commission@sfgov.org). Providing at least 72 hours' notice will help to ensure availability. Written reports or background materials for calendar items are available on-line at the [Commission website](#).

**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 [sof@sfgov.org](mailto:sof@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 / ความช่วยเหลือทางภาษา “โดยไม่ว่า” / Libreng tulong para sa wikang Tagalog ยะเหลือ

**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](http://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. Adopt renewed findings under [State Urgency Legislation](#) to continue to allow remote meetings during the COVID-19 Emergency; continue remote meetings for the next 30 days; and direct the Commission Secretary to agendize a similar resolution at a Commission Meeting within the next 30 days.
4. [Approval of the Minutes of November 23, 2021](#)
5. 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*
6. Communications (discussion only)
  - a) [Advance Calendar](#)
  - b) [Contract Advertisement Report](#)
  - c) [Correspondence Log](#)
  - d) [Alternative Water Supply Program Quarterly Report](#)
  - e) [Water Resources Division Annual Report](#)
  - f) [Water System Improvement Program Status of Construction Change Orders](#)
7. [Water Supply Development Report](#) (discussion only) (Ritchie)
8. Report of the General Manager (discussion only)
  - a) [California Community Power Long-Duration Storage Procurement](#)
  - b) [Drought Conditions Update](#)
  - c) [Emergency Firefighting Water System Update](#)
  - d) [Water System Improvement Program Quarterly Report](#)
  - e) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
9. New Commission Business (discussion only)
10. **CONSENT CALENDAR**
  - a) Authorize the General Manager to execute the [Second Amendment to the Amended and Restated Memorandum of Understanding](#) by and between the San Francisco Public Utilities Commission and the San Francisco Recreation and Parks Department (SFRPD) to allow the SFPUC to decommission up to eight (8) of the former irrigation wells originally slated for decommissioning, with the option to convert two (2) of these into monitoring wells, prior to the Recycled Water Project being fully operational and able to reliably provide the irrigation water supply for Golden Gate Park. Because irrigation water for Golden Gate Park is currently being supplied by three new or rebuilt SFPUC well stations until recycled water is available, the timing of the well decommissioning and conversion to

monitoring wells will not impact the current or future backup water supply for Golden Gate Park. (Ritchie)

- b) Approve Amendment No. 3 to [Agreement No. CS-1004.B](#), Engineering Design Services Oceanside Plant, with Stantec Consulting Services Inc., to provide continued engineering support services during the construction and close-out phases of the Westside Pump Station Reliability Improvements Project and Oceanside Plant Digester Gas Utilization Upgrade Project; and authorize the General Manager to execute Amendment No. 3, increasing the contract amount by \$500,000, and increasing the contract duration by two years and 10 months, for a total not-to-exceed amount of \$7,000,000 and a total agreement duration of nine years and 10 months. (Johanson)
- c) Approve an increase of 180 consecutive calendar days to the contract duration contingency for [Contract No. DB-129.1](#), Bay Corridor Transmission and Distribution – Phase 2 (2019) North, with Mitchell Engineering; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 795 consecutive calendar days (approximately two years and three months), with no change to contract amount. (Johanson)
- d) Approve an increase of 180 consecutive calendar days to the contract duration contingency for [Contract No. DB-129.2](#) Bay Corridor Transmission and Distribution – Phase 2 (2019) South, with Anvil Builders, Inc.; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 795 consecutive calendar days (approximately two years and four months), with no change to contract amount. (Johanson)
- e) Approve an increase of 240 consecutive calendar days to the contract duration contingency for [Contract No. WD-2861](#), Auxiliary Water Supply System Clarendon Supply 2019, with Mitchell Engineering; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 599 consecutive calendar days (approximately one year and eight months), with no change to contract amount. (Johanson)
- f) Approve an increase of 180 consecutive calendar days to the contract duration contingency for [Contract No. WW-696](#), Cargo Way Flush Line, with JMB Construction, Inc.; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 716 consecutive calendar days (approximately two years), with no change to contract amount. (Johanson)
- g) Approve an increase of 30 consecutive calendar days to the contract duration contingency for [Contract No. WW-703](#), Mission Street, 16th to Cesar Chavez Street, Brick Sewer Rehabilitation; and authorize the General Manager to approve future modifications to the contract for a total contract duration up to 426 consecutive calendar days (approximately one year and two months), with no change to the contract amount. (Johanson)

## REGULAR CALENDAR

11. Authorize the General Manager to execute on behalf of the City and County of San Francisco, a [Memorandum of Understanding](#) between the San Francisco Public Utilities Commission, the San Mateo Resource Conservation District, Coastside County Water District, Sewer Authority Mid-Coastside, and the County of San Mateo (County), for an amount not-to-exceed \$9,695 and with a duration of 58 months which will allow for the continued operation and maintenance of the Pilarcitos Creek at Half Moon Bay, CA Gauging Station USGS# 11162630.U Pilarcitos Creek Gauging Station.  
(Ritchie)
12. Authorize the General Manager to execute on behalf of the City and County of San Francisco, Amendment No. 2 to the [Memorandum of Agreement](#) for the Bay Area Regional Reliability partnership to (1) extend the term of the Agreement by 15 months, until March 31, 2023 with no change in contract amount; and (2) include Marin Municipal Water District as a Participating Partner to work collaboratively to develop the Bay Area Shared Water Access Program.  
(Ritchie)
13. Approve the terms and conditions and authorize the General Manager to execute and enter into three separate [Purchase and Sale Agreements](#) with Oak Ridge Ranch Estates LLC, Arroyo Hondo Ranch Estates LLC, and Mount Day Ranch Estates LLC, respectively, for the purchase of three separate properties comprising a total of approximately 653 acres of agricultural and residential land located in the unincorporated areas of Alameda and Santa Clara Counties, California, for the total purchase price of \$9,151,875; and approve the expenditure of funds for due diligence and transaction costs associated with the acquisitions in an amount not-to-exceed \$200,000. The purchase of these properties is part of an overall strategy to both protect natural areas and open space and prevent development and/or other activities that may otherwise degrade water quality.  
(Carlin)
14. Public comment on matters to be addressed during Closed Session
15. 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 item:*

## CLOSED SESSION

16. CONFERENCE WITH LEGAL COUNSEL regarding existing litigation as plaintiff/petitioner (Government Code §54956.9, Administrative Code §67.10(d)(1)): *In the Matter of Initial Orders Imposing Water Right Curtailment and Reporting Requirements in the Sacramento-San Joaquin Delta Watershed on Water Right Nos. S002635, S002636, S002638, S002637, S014379, S015858, S018734, and S018735* (State Water Resources Control Board Administrative Proceeding); *San Joaquin Tributaries Authority v. State Water Resources Control Board* (Fresno County Superior Court Case No. 21CECG02632), filed September 2, 2021; *City and County of San Francisco v. California State Water Resources Control Board, et al.* (Tuolumne County Superior Court Case No. CV 63828), date filed May 14, 2021; *San Joaquin Tributaries Authority,*

*et al. v. California State Water Resources Control Board* (Tuolumne County Superior Court Case No. CV 62094), date filed January 10, 2019, coordinated as State Water Board Cases by order filed May 13, 2019 in Sacramento Superior Court, Judicial Counsel Coordinated Proceeding No. 5013. (discussion only) (Bregman/Whipps)

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

17. Announcement following Closed Session.
18. Motion regarding whether to disclose the discussions during Closed Session pursuant to San Francisco Administrative Code Section 67.12(a)
19. Adjournment



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**London N. Breed**  
Mayor

**CANCELLATION NOTICE**

**The Regular Meeting of the  
San Francisco Public Utilities Commission  
Tuesday, December 28, 2021, 1:30 P.M.  
has been**

**CANCELLED**

**Commissioners**

Anson Moran, President  
Newsha Ajami, Vice President  
Sophie Maxwell  
Tim Paulson  
Ed Harrington

**Dennis J. Herrera**  
General Manager

**Donna Hood**  
Secretary



San Francisco Public Utilities Commission  
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San Francisco, CA 94102