



SAN FRANCISCO PUBLIC UTILITIES COMMISSION

City and County of San Francisco

London N. Breed

Mayor

REGULAR MEETING AGENDA

Tuesday, March 9, 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: 146 747 2515 # #

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

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

Michael Carlin

Acting 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. Providing at least 72 hours' notice will help to ensure availability. Written reports or background materials for calendar items are available on-line <http://www.sfgov.org/index.aspx?page=167>.

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. 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 / ความช่วยเหลือทางภาษาโดยไม่มีค่าบริการ / Libreng tulong para sa wikang Tagalog ยะหลอจ็

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 February 23, 2021](#)
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
5. Communications (discussion only)
 - a) [Advance Calendar](#)
 - b) [Contract Advertisement Report](#)
 - c) [Correspondence Log](#)
 - d) [CleanPowerSF Update](#)
 - e) [SB 222 \(Water Affordability Assistance Program\) & Water Ratepayer Assistance Advocacy](#)
6. Presentation by KPMG LLP, of the [Audited Financial Statements](#) of SFPUC enterprises for FY 2019-20, detailing and summarizing the audit process, test work and audit options for the Water Enterprise, Wastewater Enterprise, and Hetch Hetchy Water & Power Enterprise, including CleanPowerSF. (discussion only) (Sandler/Avis)
7. Report of the General Manager (discussion only)
 - a) [Water Supply Conditions Update](#)
 - b) [Alternative Water Supply Planning Quarterly Report](#)
 - c) [Hetch Hetchy Capital Improvement Program Quarterly Report](#)
 - d) [Wastewater Enterprise Capital Improvement Program Quarterly Report Including Southeast Area Major Projects Update \(1\) Biosolids, \(2\) Headworks, and \(3\) 1550 Evans Southeast Community Center](#)
 - e) [Business Services Racial Equity Action Plan](#)
 - f) Report on Recent San Francisco Public Utilities Commission Activities, Events and Announcements
8. New Commission Business (discussion only)

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 Modification No. 1 to [Job Order Contract, JOC-50R2](#), HVAC Energy Efficiency (C-20-License) for San Francisco, San Mateo, Santa Clara and Alameda Counties, with ACCO Engineered Systems, Inc., to complete ongoing

HVAC facility and asset improvements, increasing the contract duration by three years, for a total contract duration of five years, with no change in contract amount, in accordance with San Francisco Administrative Code 6.62. (How)

- b) Approve Modification No. 2 to [Job Order Contract, JOC-76R](#), General Engineering (A-License) for San Francisco, San Mateo, Santa Clara and Alameda Counties, with Anvil Builders, Inc., to complete ongoing facility and asset improvements, increasing the contract amount by \$2,500,000 for a total not-to-exceed contract amount of \$7,500,000 with no change in contract duration, in accordance with San Francisco Administrative Code 6.62. (How)
- c) Accept work performed by Integra Construction Services, Inc. for [Contract No. WD-2818](#), Sunol Valley Water Treatment Plant Supervisory Control and Data Acquisition Server Room for a total contract amount of \$1,021,168, and a total contract duration of 652 consecutive calendar days (approximately one year and nine months); and authorize final payment to the contractor. (How)
- d) Accept work performed by Precision Engineering Inc. for [Contract No. WW-631](#), Crocker Amazon/Excelsior/Ingleside Sewer Replacement and Pavement Renovation; approve Modification No. 5 (Final), decreasing the contract amount by \$471,882, for a total contract amount of \$10,289,753, and increasing the contract duration by 44 consecutive calendar days, for a total contract duration of 746 consecutive calendar days (approximately two years and one month); and authorize final payment to the contractor. (How)
- e) Approve an increase of 96 calendar days to the contract duration contingency for [Contract No. WW-696](#), Cargo Way Flush Line; and authorize the General Manager to approve future modifications to the contract for a total contract duration of up to 536 consecutive calendar days (approximately one year and six months), with no change to contract amount. (How)
- f) Approve the plans and specifications, and award [Contract No. WW-698](#), As-Needed Spot Sewer Replacement No. 41, in the amount of \$8,155,118, and with a duration of 400 consecutive calendar days (approximately one year and two months), to the responsible bidder submitting the lowest responsive bid, J. Flores Construction Company, Inc. to replace sections of existing sewer piping, on an as-needed basis, at locations to be determined throughout the City of San Francisco. (How)
- g) Approve an increase of \$739,624 to the contract cost contingency for [Contract No. WW-700](#), As-Needed Sewer Cleaning and Inspection (FY21), with Pipe and Plant Solutions, Inc.; and authorize the General Manager to approve future modifications to the contract for a total contract amount of up to \$2,773,588, with no change to the contract duration. (How)
- h) Approve Amendment No. 1 to [Agreement Nos. PRO.0114.A-D](#), As-Needed Support Services for Hetch Hetchy Water and Power, with AECOM/WRE, JV (PRO.0114.A), LEE Incorporated (PRO.0114.B), Mott MacDonald/Dabri JV (PRO.0114.C), and Stantec/JHCE, JV (PRO.0114.D), and authorize the

General Manager to execute these amendments increasing each agreement amount by \$2,500,000, for a total not-to-exceed amount of \$7,500,000 per agreement, with no change to the duration of each agreement. (Ritchie)

REGULAR CALENDAR

10. Approve the [Project Learning Partnership Grant Program and Program Rules](#); and authorize the General Manager to solicit applications, award, and execute up to 20 Project Learning Partnership Grant Program (**PRO.0195(G)**) grant agreements with qualified local community-based non-profit organizations to fund implementation of SFPUC-developed project based curriculum into those organizations' existing after-school, out-of-school, or in-school programs for youth and young adults and provide paid stipends for youth participants, with a not-to-exceed grant amount of \$105,000 per grant and a duration of three years per grant, for a total program expenditure not to exceed \$1,800,000 over the three-year period (\$600,000 per year). (Ordikhani)
11. Approve the rehabilitation of the existing Southeast Lift Station and odor control facility for the Southeast Water Pollution Control Plant New Headworks Facility Project; approve Modification No. 4 to [Contract No. WW-628](#), Southeast Water Pollution Control Plant New Headworks Facility Project, a Construction Manager/General Contractor agreement, with Sundt-Walsh Joint Venture, increasing the contract amount by \$91,749,642, for a total contract amount of \$490,251,749, with no change to the contract duration; and authorize the General Manager to proceed with the construction phase of the rehabilitation of the existing Southeast Lift Station and revised odor control facility. (How)
12. Accept work performed by Azul Works, Inc. for [Contract No. WD-2799](#), Cathodic Protection for 24-inch and 36-inch Diameter Steel Pipe Transmission Main of College Hill System Phase III; approve Modification No. 1 (Final), decreasing the contract amount by \$146,685 for a total contract amount of \$693,740, and a total contract duration of 225 consecutive calendar days; and authorize final payment to the contractor. (How)
13. Public comment on matters to be addressed during Closed Session.
14. 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:

CLOSED SESSION

15. CONFERENCE WITH LEGAL COUNSEL – Pursuant to California Government Code, Section 54956.9(d)(2), and San Francisco Administrative Code, Section 67.10(d)(1) (Gessner)

Unlitigated Claim

Luis Hernandez v. City and County of San Francisco

Unlitigated File No.: 20-01802 / Date Filed: 12/18/2020

Proposed settlement with City to pay claimant \$65,602 and claimant to release all claims.

16. CONFERENCE WITH LEGAL COUNSEL – Pursuant to California Government Code, Section 54956.9(d)(2), and San Francisco Administrative Code, Section 67.10(d)(1) (Gessner)

Unlitigated Claim

Farmers Insurance Exchange a/s/o Joe Espinosa v. City and County of San Francisco

Unlitigated File No.: 20-01571 / Date Filed: 01/17/2020

Proposed settlement with City to pay claimant \$60,000 and claimant to release all claims.

17. Conference with Legal Counsel – Pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1) (discussion only) (Mueller)

Conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 9-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL 19-38- 000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18- 1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL 15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703- 000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. 1.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019; and California Public Utilities Commission Case No. R.19-09-016, filed January 10, 2019.

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

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

San Francisco Public Utilities Commission
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San Francisco, CA 94102