

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 24-0045

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) has undertaken the Westside Enhanced Water Recycling Project to create a new recycled water supply of up to two million gallons per day, expand and diversify the SFPUC water supply portfolio, and reduce the use of potable water for irrigation by supplying those demands with recycled water; and

WHEREAS, On October 26, 2010, by Resolution No. 10-0177, this Commission awarded Contract No. CS-109, Specialized Engineering Services, Recycled Water Projects, with an amount not-to-exceed \$3,700,000, and with a duration of six years, to Kennedy Jenks Consultants, Inc./Brahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc., a Joint Venture (Contractor); and

WHEREAS, On December 8, 2015, by Resolution No. 15-0248, this Commission approved Amendment No. 1 to Contract No. CS-109, Specialized Engineering Services for Recycled Projects, increasing the contract amount by \$1,800,000 and the contract duration by three years, to provide additional engineering services in support of the implementation of the Westside Enhanced Water Recycling Project, for a total not to exceed amount of \$5,500,000 , and contract duration of nine years; and

WHEREAS, On November 14, 2017, by Resolution No. 17-0229, this Commission approved Amendment No. 2 to Contract No. Contract No. CS-109, Specialized Engineering Services for Recycled Projects, increasing the contract amount by \$2,500,000 and the contract duration by three years, to provide additional engineering services for the design of irrigation system amendments, engineering support during bidding and construction of irrigation system contract work, and preparation of operations plans and standard operating procedures for new recycled water treatment facilities, for a total not to exceed contract amount of \$8,000,000, and a total contract duration of 12 years; and

WHEREAS, On January 19, 2018, by Board of Supervisors Resolution 0005-18, the Board of Supervisors approved the duration increase in Amendment No. 2, resulting in the total duration exceeding 10 years, in accordance with the requirements in Charter Section 9.118; and

WHEREAS, On July 14, 2020, by Resolution No. 20-0151, this Commission approved Amendment No. 3 to Contract No. CS-109, Specialized Engineering Services for Recycled Projects, increasing the contract amount by \$1,950,000, with no change to the contract duration, to provide technical expertise and support of start-up testing during construction and subsequently during operation of the new treatment facility; training of staff on new treatment systems, and other support services, for a total not to exceed amount of \$9,950,000, with the contract duration remaining at 12 years; and

WHEREAS, On May 24, 2022, by Resolution No. 22-0100, the Commission approved Amendment No. 4 to Contract No. CS-109, Specialized Engineering Services for Recycled Projects, increasing the contract duration by 18 months, with no change to the contract amount, to permit the Consultant to continue providing technical expertise and support of start-up testing during construction and subsequently during operation of the new treatment facility, for a total not to exceed contract duration of 13 years and six months, with the contract amount remaining at \$9,950,000; and

WHEREAS, The completion of the Westside Enhanced Water Recycling Project has been delayed due to a variety of reasons, including delays related to the COVID-19 pandemic, and most recently due to the premature failure of critical equipment, and this equipment must be replaced prior to completing the plant's commissioning process, which was interrupted and postponed when Staff discovered that the equipment was non-functional; and

WHEREAS, Staff recommends approval of proposed Amendment No. 5 to increase the Contract amount by \$1,000,000, and extend the contract duration by three years, for a new not-to-exceed contract amount of \$10,950,000 and a contract duration of 16 years and six months, to allow the Contractor to provide continued engineering support during construction, continued support of the regulatory permitting process, and to support the start-up and commissioning of the treatment facility, which has been delayed due to the equipment failure and procurement timeline for the replacement equipment; and

WHEREAS, On October 30, 2008, the San Francisco Planning Commission certified the Final Program Environmental Impact Report (Program EIR) (Case Number 2005.0159E) for the Water System Improvement Program; and

WHEREAS, On September 3, 2015, the San Francisco Planning Commission certified the Final Environmental Impact Report (Final EIR) for Project No. CUW30201, San Francisco Westside Recycled Water Project (Case Number 2008.0091E), which is tiered from the 2008 Program EIR; and

WHEREAS, On September 8, 2015, by Resolution No. 15-0187, this Commission approved the San Francisco Westside Recycled Water Project and adopted California Environmental Quality Act (CEQA) findings (CEQA Findings), including the Statement of Overriding Considerations and a Mitigation Monitoring and Reporting Program required by the CEQA; and

WHEREAS, The San Francisco Planning Department is the custodian of records, located in File No. 2008.0091E, at 49 South Van Ness Avenue, Suite 1400, San Francisco, California 94103, which have been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, The Project files, including the Final EIR, Resolution No. 15-0187, CEQA Findings and the Mitigation Monitoring and Reporting Program have been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, This Commission has reviewed and considered the information contained in the Final EIR, the findings contained in SFPUC Resolution Number 15-0187, and all written and oral information provided by the Planning Department, the public, relevant public agencies, SFPUC and other experts and the administrative files for the Project; and WHEREAS, Funding for this contract is available from Project No. 10015242, Westside Enhanced Water Recycling Project; now, therefore, be it

RESOLVED, That this Commission has reviewed and considered the Final EIR and the record as a whole, finds that the Final EIR is adequate for its use as the decision-making body for the Project and incorporates the CEQA findings contained in Resolution Number 15-0187 by this reference thereto as though set forth in this Resolution; and be it

FURTHER RESOLVED, That this Commission finds that since the Final EIR were finalized, there have been no substantial project changes and no substantial changes in project circumstances that would require major revisions to the Final EIR due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in the Final EIR; and, be it

FURTHER RESOLVED, That this Commission hereby approves Amendment No. 5 to Water Enterprise Capital Improvement Program funded Contract No. CS-109, Specialized Engineering Services for Recycled Projects, with Kennedy Jenks Consultants, Inc./Brahman Sheikh Water Reuse Consulting/Water Resources Engineering, Inc., a Joint Venture, to increase the Contract amount by \$1,000,000 and to extend the Contract duration by three years, for a total not-to-exceed contract amount of \$10,950,000, and a total duration of 16 years and six months, subject to the Board of Supervisors approval under Charter Section 9.118.

I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of February 27, 2024.


Secretary, Public Utilities Commission